

119729 -

DECLARATION OF EASEMENT
(CORRECTIVE DOCUMENT)

THIS DECLARATION OF EASEMENT, made this 21st day of October, 1975 by ALCOA FLORIDA, INC. ("AFI") and BREAKWATER HOUSING CORP. ("Breakwater"), both Florida corporations, and ACME IMPROVEMENT DISTRICT ("Acme") (formerly Acme Drainage District) a Drainage District under the laws of the State of Florida (AFI, Breakwater and Acme are hereinafter collectively referred to as the "Declarants") provides:

WHEREAS, the Plat of PALM BEACH LITTLE RANCHES EAST OF WELLINGTON (the "Plat") recorded on March 27, 1974 in Plat Book 30, pages 158 and 159 of the Public Records of Palm Beach County, Florida, shows certain Drainage Easements and Utility Easements thereon; and

WHEREAS, the Dedication by Declarants, the owners of the parcel of land shown on said Plat, omitted to dedicate said easements; and

WHEREAS, that certain Declaration of Restrictions (the "Restrictions") dated February 4, 1972 recorded on February 12, 1972 in Official Record Book 1977, page 1105 of said public records, executed by AFI (successor by merger to Alpha Beta, Inc.) and Breakwater, created certain easements in Article 11. thereof, specifically an easement in a strip of land ten (10) feet wide within all boundary lines of the Tracts of Palm Beach Little Ranches East of Wellington, for utilities and drainage purposes except on the West boundary of Tracts 1 through 12, inclusive, where said easement is eighty (80) feet wide; and

WHEREAS, AFI and Breakwater want to assign such easements to Acme and any public service corporation which may require the use of said right-of-way.

NOW, THEREFORE, for and in consideration of the premises:

1. Declarants hereby dedicate the Drainage Easements shown on the Plat to Acme, in fee simple; provided, however, that in the event Acme ceases to exist or to have the authority to maintain the Drainage Easements, then in that event, said Drainage Easements shall revert to First Wellington, Inc.,

This Instrument Was Prepared By

JAMES SADOCK, JR.

2101 North Federal Highway

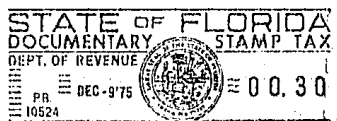
Post Office Box 7416

Fort Lauderdale, Florida 33304

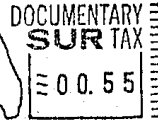
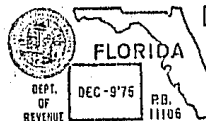
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a Florida corporation not for profit, and shall be maintained by said corporation not for profit, as provided for in the Articles of Incorporation thereof, which have heretofore been recorded upon the public records of Palm Beach County, Florida.

2. Declarants hereby dedicate the Utility Easements shown on the Plat to the perpetual use of the public for the construction and maintenance of Public Utilities and/or Drainage Purposes.

3. AFI and Breakwater hereby: (i) assign the Easements shown in Article 11. of the Restrictions as being eighty (80) feet wide to Acme for Drainage Purposes; and (ii) hereby assign the Easements shown in Article 11. of the Restrictions as being ten (10) feet wide to the perpetual use of Acme and the public for the construction and maintenance of Public Utilities and/or Drainage Purposes.

IN WITNESS WHEREOF, the Declarants have caused these presents to be duly executed in their respective names, and their respective corporate seals to be hereto affixed, by their proper officers thereunto duly authorized, all as of the day and year first above written.

BREAKWATER HOUSING CORP

ALCOA FLORIDA, INC.

By: [Signature]

President

By: [Signature]

Vice President

Attest: [Signature]

Secretary

Attest: [Signature]

Assistant Secretary

SEAL
1957 (CORPORATE SEAL)

(CORPORATE SEAL) (1972)

ACME IMPROVEMENT DISTRICT

By: [Signature]

General Manager

Attest: [Signature]

Secretary

(CORPORATE SEAL)

STATE OF FLORIDA)

: ss

COUNTY OF BROWARD)

I HEREBY CERTIFY that on this day before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, personally

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appeared Guerry Stribling and James Sadock, Jr. as President and Secretary, respectively, of BREAKWATER HOUSING CORP., and John R. Dunkle and K.F. Kelly as Vice President and Assistant Secretary, respectively, of ALCOA FLORIDA, INC., both Florida corporations, and they acknowledged before me that they executed the foregoing instrument as authorized by and on behalf of the respective corporations for the purposes therein expressed.

WITNESS my hand and official seal in the county and state last aforesaid this 26th day of November, 1975.

My Commission expires:

NOTARY PUBLIC STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES JUNE 27, 1978
BONDED THRU GENERAL INSURANCE UNDERWRITERS

Victoria
Notary Public

(NOTARY SEAL)

STATE OF FLORIDA)
) SS
COUNTY OF PALM BEACH)

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared A. W. GLISSON and M. D. DISON F. DALETTI, well known to me to be the General Manager and Secretary respectively of the Board of Supervisors of Acme Improvement District and that they severally acknowledged executing the foregoing instrument freely and voluntarily under authority duly vested in them by said Board of Supervisors and that the seal affixed thereto is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid this 21 day of OCTOBER, A.D., 1975.

My Commission expires:

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES AUG. 8, 1976

Paul M.
Notary Public

(NOTARY SEAL)

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Recorded in U. S. Court
Record verified
Palm Beach County, Fla.
John B. Duckie
Mark Street Bank