

Florida

Wellington,

of]

EXHIBIT "A"

DESCRIPTION:

A PORTION OF THE 20 FOOT WATER MAIN EASEMENT AS SHOWN ON THE PLAT OF TONKAWA FARMS, AS RECORDED IN PLAT BOOK 116, PAGES 69 THROUGH 71 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF PARCEL "A" OF SAID PLAT OF TONKAWA FARMS; THENCE, ALONG THE NORTH LINE OF SAID PARCEL "A", SOUTH 89°28'02" EAST, A DISTANCE OF 562.55 FEET; THENCE, DEPARTING SAID NORTH LINE, SOUTH 00°31'58" WEST, A DISTANCE OF 342.74 FEET TO A POINT OF INTERSECTION WITH THE NORTH LINE OF SAID 20 FOOT WATER MAIN EASEMENT AND THE POINT OF BEGINNING;

THENCE, ALONG SAID NORTH LINE OF SAID 20 FOOT WATER MAIN EASEMENT, SOUTH 89'12'28" EAST, A DISTANCE OF 146.72 FEET; THENCE, DEPARTING SAID NORTH LINE, SOUTH 44'12'28" EAST, A DISTANCE OF 28.28 FEET TO A POINT OF INTERSECTION WITH THE SOUTH LINE OF THE SAID 20 FOOT WATER MAIN EASEMENT; THENCE, ALONG SAID SOUTH LINE, NORTH 89'12'28" WEST, A DISTANCE OF 186.72 FEET; THENCE, DEPARTING SAID SOUTH LINE, NORTH 45'47'32" EAST, A DISTANCE OF 28.28 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE, LYING AND BEING IN SECTION 29 TOWNSHIP 44 SOUTH, RANGE 41 EAST, VILLAGE OF WELLINGTON, PALM BEACH COUNTY, FLORIDA.

CONTAINING 3,334 SQUARE FEET / 0.0765 ACRES, MORE OR LESS.

NOTES:

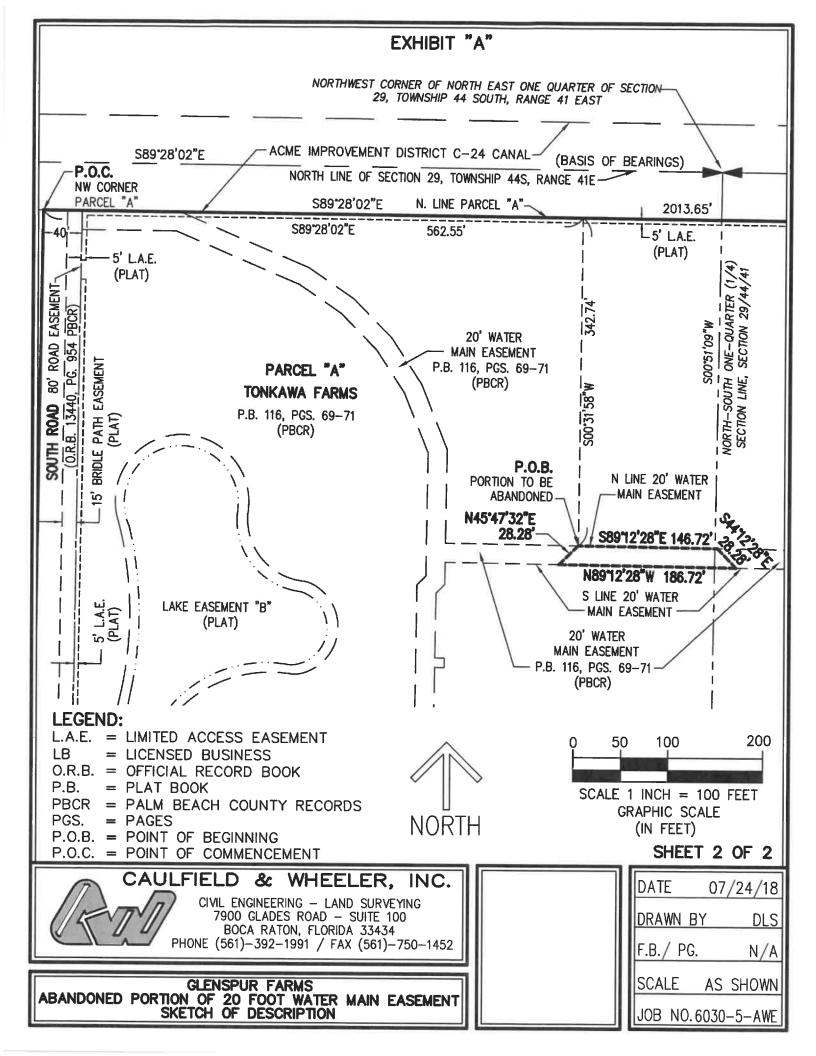
- 1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH AN EMBOSSED SURVEYOR'S SEAL.
- 2. LANDS SHOWN HEREON ARE NOT ABSTRACTED FOR RIGHTS-OF-WAY, EASEMENTS, OWNERSHIP, OR OTHER INSTRUMENTS OF RECORD.
- 3. BEARINGS SHOWN HEREON ARE RELATIVE TO A ASSUMED BEARING OF SOUTH 89°28'02" EAST ALONG THE NORTH LINE OF SECTION 29, TOWNSHIP 44 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA.
- 4. THE "LAND DESCRIPTION" WAS PREPARED BY THE SURVEYOR.
- 5. DATA SHOWN HEREON WAS COMPILED FROM THE INSTRUMENT OF RECORD AND DOES NOT CONSTITUTE A FIELD SURVEY AS SUCH.

CERTIFICATE:

I HEREBY CERTIFY THAT THE ATTACHED SKETCH OF DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS PREPARED UNDER MY DIRECTION ON JULY 24, 2018. I FURTHER CERTIFY THAT THIS SKETCH OF DESCRIPTION MEETS THE STANDARDS OF PRACTICE SET FORTH IN RULE 5J–17 ADOPTED BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS PURSUANT TO FLORIDA STATUTES 472.027.



SHEET 1 OF 2



Staff Report - Exhibit C

Return to after recordation: WELLINGTON VIIIage Clerk's Office 12300 Forest Hill Boulevard Wellington, FL 33414			
GRANT OF EASEMENT For			
Glenspur Water Main Relocation - 4150 South Road			
Project Name			
THIS EASEMENT, executed this 29^{H} day of $Mgwt$, 20 <u>18</u> , by South Road Wellington, LP with offices at			
P.O. Box 1308, Houston, TX 77251-1308 as the "GRANTOR"), the VILLAGE OF WELLINGTON, a municipal corporation, and the ACME IMPROVEMENT DISTRICT, a dependent special district thereof, having their principal place of business at 12300 Forest Hill Boulevard, Wellington, Florida 33414 (hereinafter referred to as "GRANTEE").			
WITNESSETH:			
GRANTOR, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations, as well as for the undertakings by the GRANTEE as hereinafter provided, the receipt and sufficiency of which is hereby acknowledged, has and by these presents does hereby grant and convey to GRANTEE an EXCLUSIVE EASEMENT for the purposes of installing and maintaining potable water distribution and/or wastewater/sewage collection systems on, in, over, and under the following described real property attached hereto and incorporated herein as Exhibit "A".			
Said EXCLUSIVE EASEMENT shall be used by GRANTEE for access to, and further for use by GRANTEE for the construction, operation, and maintenance of a wastewater/sewage collection system, and/or the construction, operation and maintenance of a potable water distribution system, and removal of the equipment, pipes, mains, pumps, lift stations, and machinery from time to time placed on or under said exclusive easement, and to excavate ditches or trenches for the location and placement of such wastewater/sewage collection system, and/or such potable water distribution system as may be necessary for the construction, operation, and maintenance of such system or either system, and any lateral or necessary connection lines, pipes, or mains.			
The GRANTOR, its successors and assigns, shall not plant any plants (other than grass) or build any structure in the exclusive easement area unless approved by GRANTEE. The GRANTOR, its successors, and assigns shall be responsible for maintaining all grass and all other permitted plans and structures within the easement without recourse to the GRANTEE.			
GRANTOR does hereby fully warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever claimed by, through, or under it, that it has good right and lawful authority to grant the above-described exclusive easement, and that the same is unencumbered. Where the context of this Easement Agreement allows or permits, the same shall include the successors or assigns of the parties.			
GRANTOR agrees to provide for the execution of a joiner and non-disturbance agreement by any and mortgages or liens encumbering this easement.			
This Exclusive Easement shall be binding upon and shall inure to the benefit of the respective parties, their successors or assigns and grantees.			
This Exclusive Easement shall be governed by the laws of the State of Florida as now and hereafter in force.			
The venue of any litigation arising out of this Agreement shall be exclusively in Palm Beach County, Florida.			

IN WITNESS WHEREOF, the undersigned has signed and sealed this document on the day and year first above written.

Signed, sealed and delivered in the presence of:

Witnesses:

Signature - Witness 1 Signature

Sherry L.B Print name - Witness 2

By:

Douglas C. Kelly, President, Hilcorp Ventures, Inc., General Partner for South Road Wellington, LP Print Name & Title

(Corporate Acknowledgement)

STATE OF TEXAS COUNTY OF HACKI'S

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments appeared Douglas C. Kelly. <u>PRESident, Hilborp</u> & Ventures, Inc., <u>general partnee</u> For , & South Koad corporation, who is personally known to me to be the person Welling tow, L

described in and who executed the foregoing instrument, who acknowledged before me that they executed the same on behalf of the corporation, who produced their drivers' licenses as identification. PANTALERSHIP

ATExas Limite

WITNESS my hand and official seal this day of 29 th August20_18.

Phellins anne

Notary Public, State Of Florida My Commission expires:

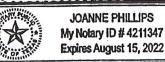


EXHIBIT "A"

DESCRIPTION:

A PORTION OF PARCEL "A", TONKAWA FARMS, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 116, PAGES 69 THROUGH 71 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE, ALONG THE NORTH LINE OF SAID PARCEL "A", SOUTH 89°28'02" EAST, A DISTANCE OF 571.94 FEET; THENCE, DEPARTING SAID NORTH LINE, SOUTH 00°31'58" WEST, A DISTANCE OF 305.28 FEET TO THE POINT OF BEGINNING;

THENCE SOUTH 89'12'28" EAST, A DISTANCE OF 128.28 FEET; THENCE SOUTH 44'12'28" EAST, A DISTANCE OF 53.03 FEET TO A POINT OF INTERSECTION WITH THE NORTH LINE OF THE 20 FOOT WATER MAIN EASEMENT AS RECORDED ON SAID PLAT OF TONKAWA FARMS; THENCE, ALONG SAID NORTH LINE, NORTH 89'12'28" WEST, A DISTANCE OF 28.28 FEET; THENCE, DEPARTING SAID NORTH LINE, NORTH 44'12'28" WEST, A DISTANCE OF 24.75 FEET; THENCE NORTH 89'12'28" WEST, A DISTANCE OF 24.75 FEET; THENCE NORTH 89'12'28" WEST, A DISTANCE OF 24.75 FEET TO A POINT OF INTERSECTION WITH THE AFORESAID NORTH LINE OF THE 20 FOOT WATER MAIN EASEMENT; THENCE, ALONG SAID NORTH LINE, NORTH 89'12'28" WEST, A DISTANCE OF 28.28 FEET; THENCE ALONG SAID NORTH LINE, NORTH 89'12'28" WEST, A DISTANCE OF 53.03 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE, LYING AND BEING IN SECTION 29 TOWNSHIP 44 SOUTH, RANGE 41 EAST, VILLAGE OF WELLINGTON, PALM BEACH COUNTY, FLORIDA.

CONTAINING 3,956 SQUARE FEET / 0.0908 ACRES, MORE OR LESS.

NOTES:

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- 2. LANDS SHOWN HEREON ARE NOT ABSTRACTED FOR RIGHTS-OF-WAY, EASEMENTS, OWNERSHIP, OR OTHER INSTRUMENTS OF RECORD.
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SHEET 1 OF 2

CAULFIELD & WHEELER, INC. CIVIL ENGINEERING - LAND SURVEYING 7900 GLADES ROAD - SUITE 100 BOCA RATON, FLORIDA 33434 PHONE (561)-392-1991 / FAX (561)-750-1452	DAVID P. LINDLEY	DATE 07/24/18 DRAWN BY DLS F.B./ PG. N/A
GLENSPUR FARMS NEW WATER MAIN EASEMENT SKETCH OF DESCRIPTION	REGISTERED LAND SURVEYOR NO. 5005 STATE OF FLORIDA L.B. 3591	SCALE AS SHOWN JOB NO.6030-5-NWE

