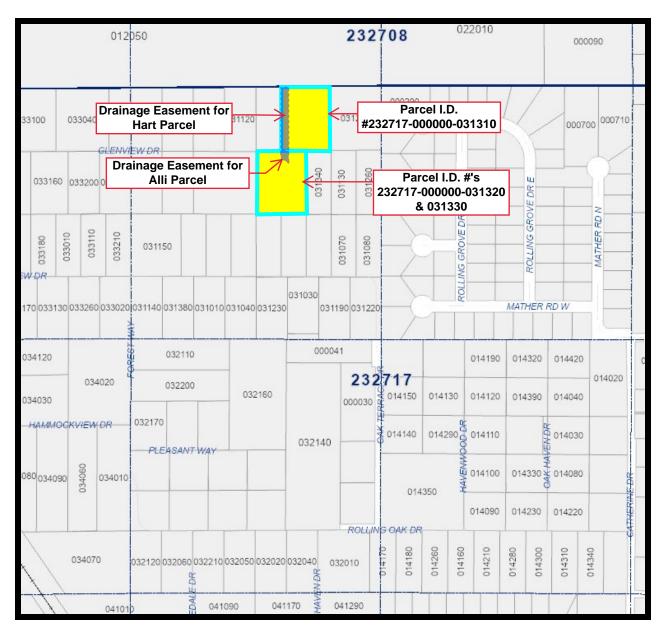
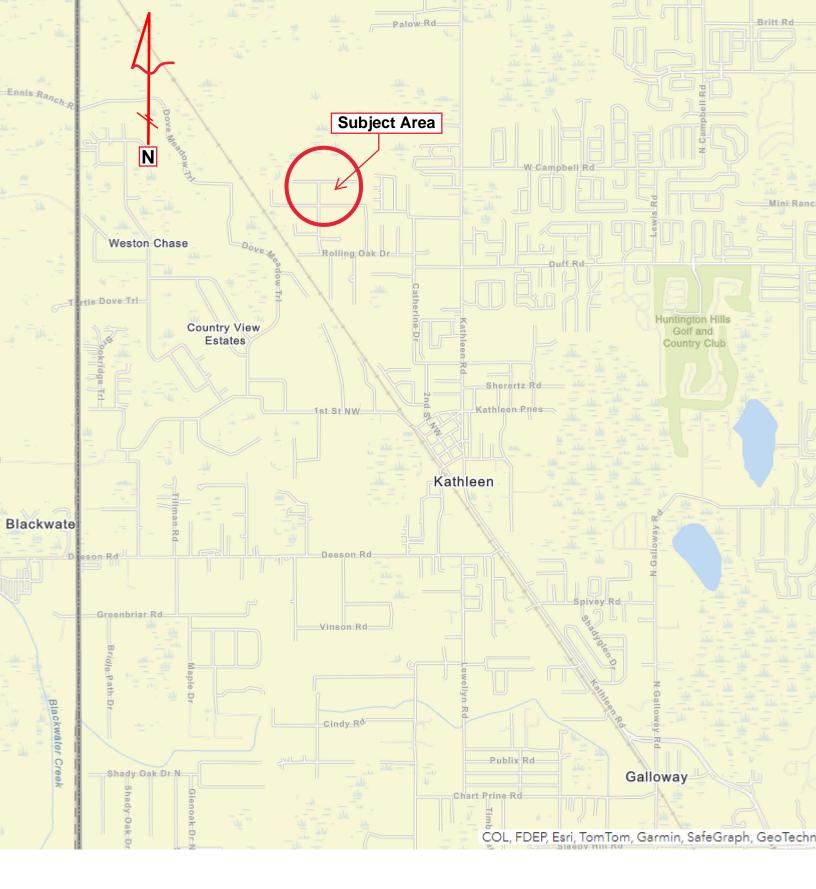
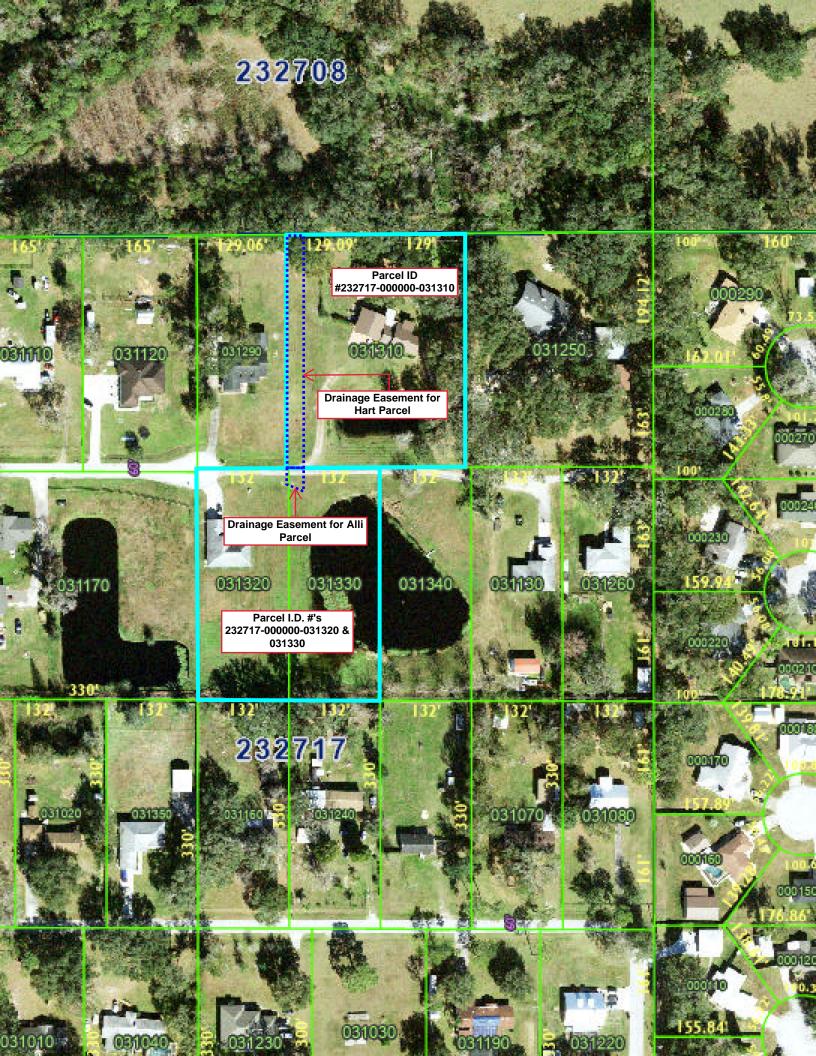


SECTION 23, TOWNSHIP 27 SOUTH, RANGE 17 EAST





SECTION 17, TOWNSHIP 27 SOUTH, RANGE 23 EAST





Board of County Commissioners

Project Name: Rolling Oak Estates Drainage Improvements Parent Tract I.D. No.: 232717-000000-031310

AGREEMENT

STATE OF FLORIDA COUNTY OF POLK

THIS AGREEMENT made and entered into this ______ day of October, 2024, by and between LEE H. HART and MARGIE V. HART, husband and wife, whose address is 4265 Glenview Drive, Lakeland, FL 33810, ("Owners"), and POLK COUNTY, a political subdivision of the State of Florida, whose mailing address is P.O. Box 9005, Drawer RE-01, Bartow, FL 33830, ("County").

WITNESSETH

WHEREAS, the County has a project, known as the Rolling Oak Estate Drainage Project, to improve drainage in the area of Glenview Drive within Rolling Oak Estate (the "Project"). Plans for the project include, but are not limited to, the construction of an inlet, riprap and two drainage pipelines near the western boundary of the Owners' property identified as Parcel ID Number 232717-000000-031310. To facilitate the construction of said drainage pipes associated with the Project an easement measuring approximately 20-foot wide is needed along the western boundary of the Owners' property as more particularly described in Attachment "A" (the "Easement").

NOW, THEREFORE, in consideration of the mutual promises contained herein and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the County and Owners agree as follows:

- a) Owners agree to grant and convey to the County, at no cost, a perpetual drainage easement as shown in Attachment "B". The project shall be constructed in substantial conformity with project plans as shown in Attachment "C".
- b) County agrees to pay attorney's fees in the amount of \$3,800 to the firm of Lowndes, Drosdick, Kantor & Reed, P.A., within thirty (30) days from date hereof upon simultaneous delivery of said Drainage Easement.

Equal Opportunity Employer

- c) County agrees to remove, as part of the Project, the existing inlet and grout the existing drainage pipeline located on the Owners' property lying within the existing County Drainage Easement.
- d) After construction of the Project is completed, the County agrees to execute a Partial Release of Easement to release the encumbrance of that portion of a Drainage Easement recorded in O.R. Book 2264, at Pages 1626 and 1627, Public Records of Polk County, Florida lying east of the Easement and within the Owners' property.
- e) The Owners agree and expressly acknowledge that the monies paid and other consideration given in accordance with this Agreement are just and full compensation for all property interest and or claims arising from this acquisition and no other monies including fees and/or cost are owed by the County to Owners.

* THIS AGREEMENT IS SUBJECT TO FINAL APPROVAL BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed in their respective names, and on the date shown above.

COUNTY:

OWNERS:

COUNTY OF POLK, POLK COUNTY, FL

By:

R. Wade Allen, Director Real Estate Services Its Agent Lee H. Hart

Margie V. Hart

Date approved by the BoCC

Equal Opportunity Employer

Project Name: ROLLING OAKS Project Number: 7317E22-2 Tax Folio Number: 23-27-17-000000-031310

DESCRIPTION

A parcel of land in the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of Section 17, Township 27 South, Range 23 East, being described as follows:

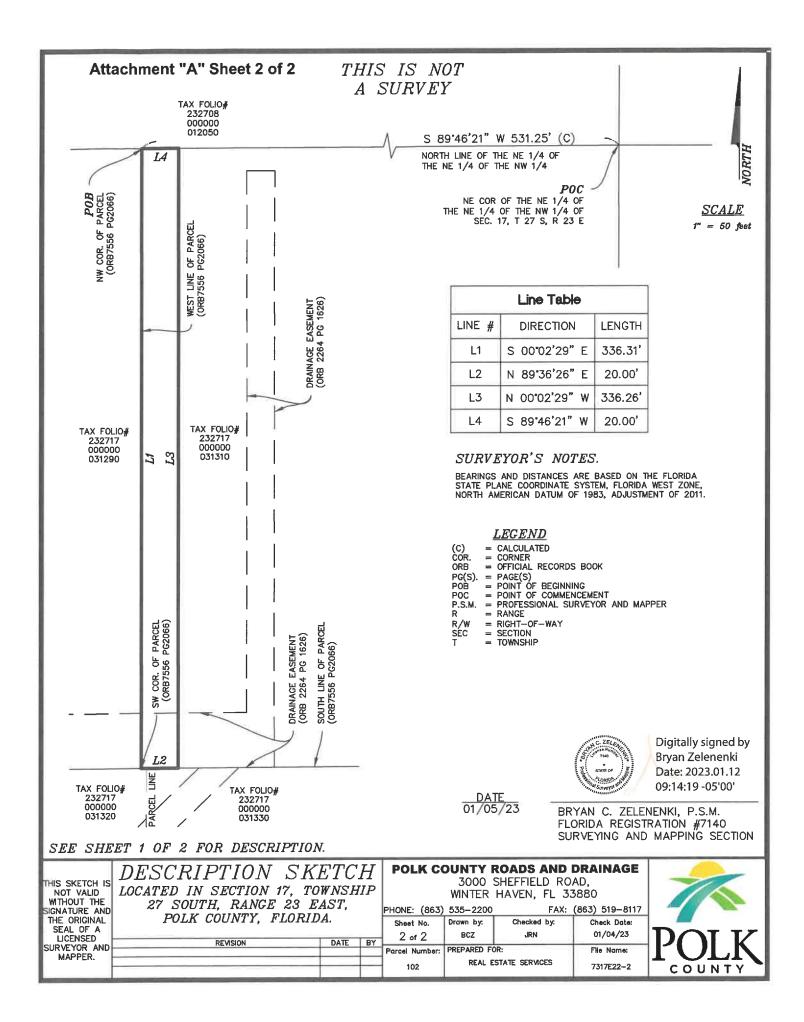
Commence at the Northeast corner of said Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4; thence South 89°46'21" West, along the North line of said Northeast 1/4 of the Northwest 1/4, a distance of 531.25 feet to the Northwest corner of a parcel as described in Official Records Book 7556, Page 2066, Public Records of Polk County, Florida and the **Point of Beginning**; thence South 00°02'29" East, along the West line of said parcel, 336.31 feet to the Southwest corner of said parcel; thence North 89°36'26" East, along the South line of said parcel, 20.00 feet; thence North 00°02'29" West, 336.26 feet to said North line; thence South 89°46'21" West, along said North line, 20.00 feet to the **Point of Beginning**.

Containing 6726 square feet, more or less

SHEET 1 OF 2

FOR SKETCH SEE SHEET 2 OF 2

TOR BRETCH SEE SHEET 2 OF 2	
DATE	BY
	DATE



Attachment "B" Sheet 1 of 2

This instrument prepared under the direction of: R. Wade Allen, Director Real Estate Services Polk County BoCC PO Box 9005, Drawer RE-01 Bartow, FL 33831-9005 By: Chris Peterson Project: Rolling Oak Estates Parent Parcel ID No.: 232717-000000-031310

DRAINAGE EASEMENT

THIS EASEMENT made this ______ day of ______, 2024, between LEE H. HART AND MARGIE V. HART, husband and wife, whose address is 4275 Glenview Drive, Lakeland, FL 33810, Grantors, and POLK COUNTY, a political subdivision of the State of Florida, whose mailing address is P.O. Box 988, Bartow, FL 33830-0988, Grantee.

WITNESSETH, that the Grantors, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations paid, the receipt of which is hereby acknowledged, do hereby grant unto the Grantee, its successors and assigns forever, a perpetual drainage easement for the purpose of clearing, excavating, constructing, inspecting, improving, repairing and maintaining public drainage facilities in, upon, under, over, across and through the following described land in the County of Polk, State of Florida, to-wit:

SEE EXHIBIT "A"

TO HAVE AND TO HOLD THE SAME, together with the reasonable right to enter and depart over and upon adjoining lands of the Grantors for the purpose of exercising the rights herein granted.

Grantors covenants with the Grantee that it is lawfully seized of said lands and that it has good, right and lawful authority to grant this easement.

Grantors shall be responsible for maintenance of vegetation within the easement area.

This Drainage Easement is for the use of Polk County only and is not to be construed as a General Public Drainage Easement.

[SIGNATURE PAGE FOLLOWS]

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

Attachment "B" Sheet 2 of 2

IN WITNESS WHEREOF, Grantors have caused these presents to be duly executed in and on the date first above written.

Signed, Sealed and Delivered In the Presence of: (Signature of Two Witnesses Required by Florida Law)

Witness #1 as to all signatories

Lee H. Hart

Print Name: _____

Margie V. Hart

Address

Witness #2 as to all signatories

Print Name:

Address

STATE OF FLORIDA COUNTY OF POLK

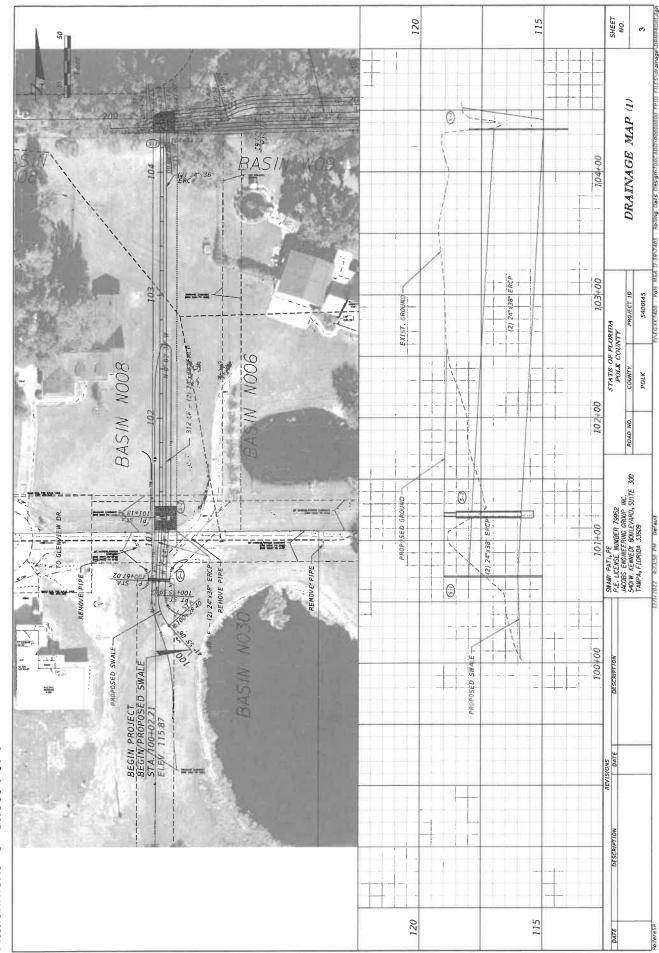
The foregoing instrument was acknowledged before me by means of _____ physical presence or _____ online notarization, this ______ day of ______, 2024, by Lee H. Hart and Margie V. Hart, husband and wife, who _____ are personally known to me or _____ have produced as identification.

(AFFIX NOTARY SEAL)

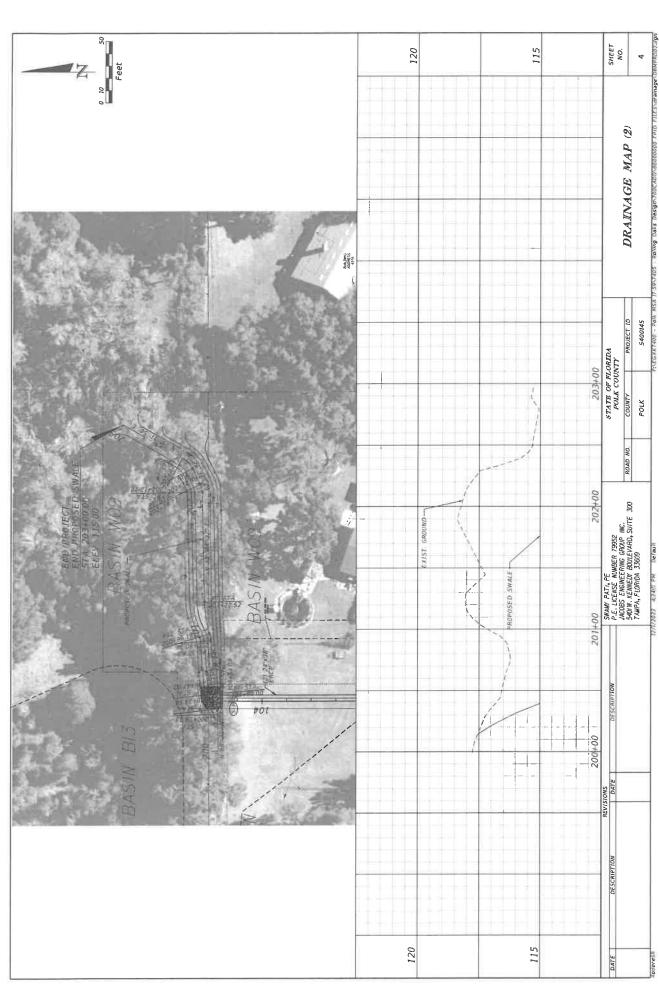
Notary Public

Print Name

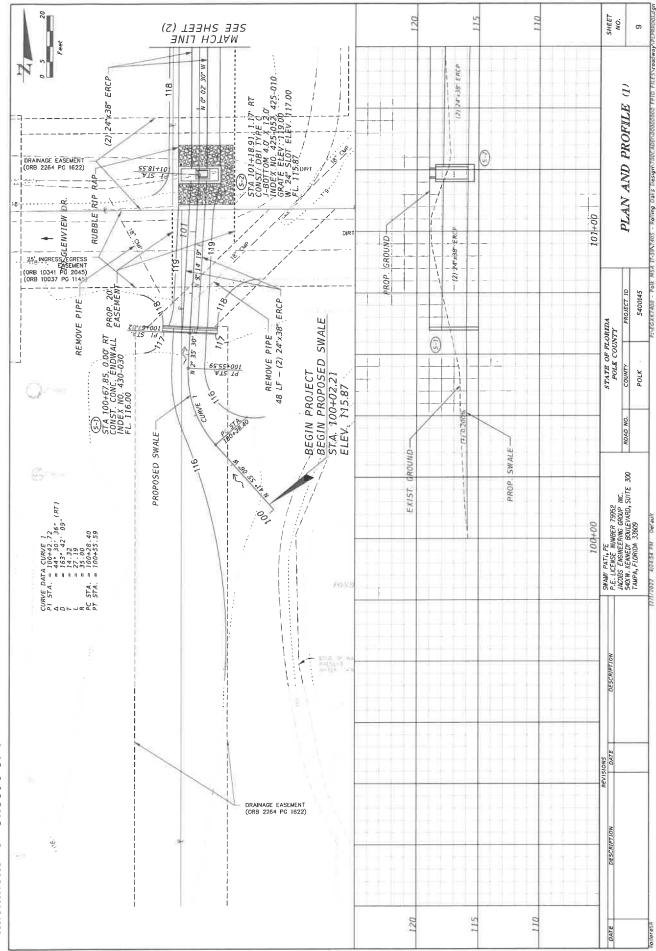
My Commission Expires _____



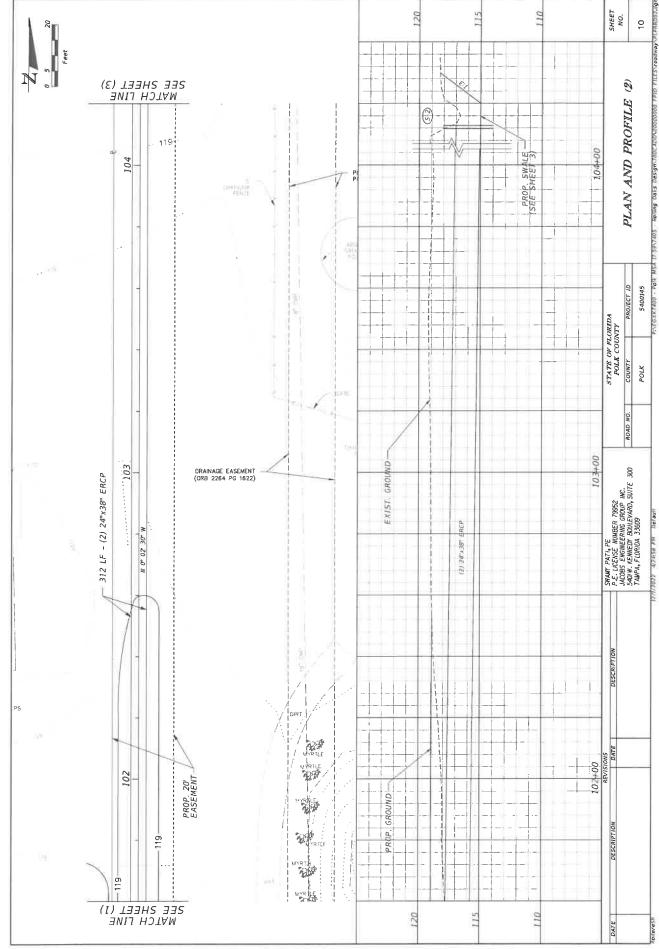
Attachment "C" Sheet 1 of 4



Attachment "C" Sheet 2 of 4



Attachment "C" Sheet 3 of 4



Attachment "C" Sheet 4 of 4

Rolling Daks Design

This instrument prepared under the direction of: R. Wade Allen, Director Real Estate Services Polk County BoCC PO Box 9005, Drawer RE-01 Bartow, FL 33831-9005 By: Chris Peterson Project: Rolling Oak Estates Parent Parcel ID No.: 232717-000000-031310

DRAINAGE EASEMENT

THIS EASEMENT made this / 8 day of UCHOBUE, 2024, between LEE H. HART AND MARGIE V. HART, husband and wife, whose address is 4275 Glenview Drive, Lakeland, FL 33810 ("Grantors"), and POLK COUNTY, a political subdivision of the State of Florida, whose mailing address is P.O. Box 988, Bartow, FL 33830-0988 ("Grantee").

WITNESSETH, that the Grantors, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations paid, the receipt of which is hereby acknowledged, do hereby grant unto the Grantee, its successors and assigns forever, a perpetual drainage easement for the purpose of clearing, excavating, constructing, inspecting, improving, repairing and maintaining public drainage facilities in, upon, under, over, across and through the following described land in the County of Polk, State of Florida, to-wit:

SEE EXHIBIT "A"

TO HAVE AND TO HOLD THE SAME, together with the reasonable right to enter and depart over and upon adjoining lands of the Grantors for the purpose of exercising the rights herein granted.

Grantors covenants with the Grantee that it is lawfully seized of said lands and that it has good, right and lawful authority to grant this easement.

Maintenance of Easement Area. Grantors shall be responsible for maintenance of vegetation in the easement area.

<u>Restoration of Easement Area</u>. Immediately following the Grantee's exercise of any of its rights or the performance of any of its obligations under this Agreement, Grantee shall, at its sole cost and expense, restore all areas of the Easement Area, and any other surrounding property of Grantor that may have been disturbed by such activities. Such restoration shall be to a condition substantially the same as existed immediately prior to any such disturbances.

This Drainage Easement is for the use of Polk County only and is not to be construed as a General Public Drainage Easement.

[SIGNATURE PAGE FOLLOWS]

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, Grantors have caused these presents to be duly executed in and on the date first above written.

Signed, Sealed and Delivered In the Presence of: (Signature of Two Witnesses Required by Florida Law)

Witness #1 as to all signatories

Print Name: Sementhe P.

ee H. Hart

Margie V. Hart FL 3380

5869 N USHing 98 Lakeland Address

Emanuel Watson	
Witness #2 as to all signatories	
Print Name: CLA 200	
1459 Ridge Lake CT Lakela	n2 FL 33801
Address	

STATE OF FLORIDA COUNTY OF POLK

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this ______ day of <u>portorset</u>, 2024, by Lee H. Hart and Margie V. Hart, husband and wife, who _____ are personally known to me or _____ have produced

(AFFIX NOTARY SEAL)

Notary Po



OMAR ESPINOZA Notary Public State of Florida Comm# HH415348 Expires 6/27/2027

Print Name

My Commission Expires

Project Name: ROLLING OAKS Project Number: 7317E22-2 Tax Folio Number: 23-27-17-000000-031310

DESCRIPTION

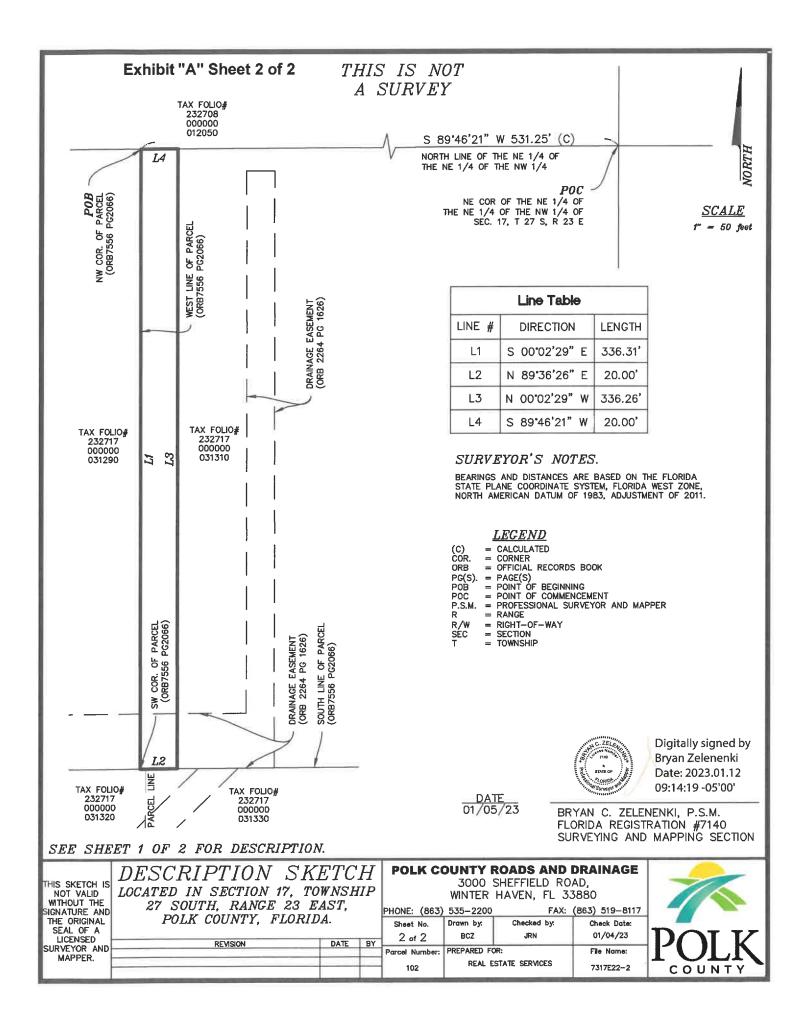
A parcel of land in the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of Section 17, Township 27 South, Range 23 East, being described as follows:

Commence at the Northeast corner of said Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4; thence South 89°46'21" West, along the North line of said Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4, a distance of 531.25 feet to the Northwest corner of a parcel as described in Official Records Book 7556, Page 2066, Public Records of Polk County, Florida and the Point of Beginning; thence South 00°02'29" East, along the West line of said parcel, 336.31 feet to the Southwest corner of said parcel; thence North 89°36'26" East, along the South line of said parcel, 20.00 feet; thence North 00°02'29" West, 336.26 feet to said North line; thence South 89°46'21" West, along said North line, 20.00 feet to the Point of Beginning.

Containing 6726 square feet, more or less

FOR SKETCH SEE SHEET 2 OF 2

SHEET 1 OF 2	FOR SKETCH SEE SHEET 2 O)F
REVISION	DATE BY	



This instrument prepared under the direction of: R. Wade Allen, Director Real Estate Services Polk County BoCC PO Box 9005, Drawer RE-01 Bartow, FL 33831-9005 By: Chris Peterson Project: Rolling Oak Estates Parent Parcel ID No.'s: 232717-000000-031320 232717-000000-031330

DRAINAGE EASEMENT

THIS EASEMENT made this this 30^{H} day of August, 2024, between **MOHAMED S. ALLI**, whose address is 4280 Glenview Drive, Lakeland, FL 33810, Grantor, and **POLK COUNTY**, a political subdivision of the State of Florida, whose mailing address is P.O. Box 988, Bartow, FL 33830-0988, Grantee.

WITNESSETH, that the Grantor, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations paid, the receipt of which is hereby acknowledged, does hereby grant unto the Grantee, its successors and assigns forever, a perpetual drainage and access easement for the purpose of clearing, excavating, constructing, inspecting, improving, repairing and maintaining public drainage facilities in, upon, under, over, across and through the following described land in the County of Polk, State of Florida, to-wit:

SEE EXHIBIT "A"

TO HAVE AND TO HOLD THE SAME, together with the reasonable right to enter and depart over and upon adjoining lands of the Grantor for the purpose of exercising the rights herein granted.

In the event that the Grantee does not construct the drainage improvements within three years from the date of this Easement then the Grantee will execute a release of easement upon written request from the Grantor. In the absence of a recorded release of easement the rights granted by this easement shall remain in full force and effect in perpetuity.

Grantor covenants with the Grantee that it is lawfully seized of said lands and that it has good, right and lawful authority to grant this easement.

Grantor shall be responsible for maintenance of vegetation within the easement and swale area.

This Drainage Easement is for the use of Polk County only and is not to be construed as a General Public Drainage Easement.

[SIGNATURE PAGE FOLLOWS]

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

Drainage Easement Page 2

IN WITNESS WHEREOF, Grantor has caused these presents to be duly executed in and on the date first above written.

Signed, Sealed and Delivered In the Presence of: (Signature of Two Witnesses Required by Florida Law)

Witness #1 HUSTIN Print Name: Justin

ale ohamed S. Alli

AUBUMULASE 141 SUNRISE 4.11 N 35823 Address Witness #2 gman Ir Print Name: niew FL. Charmwa 10407

Address

STATE OF FLORIDA COUNTY OF POLK

The foregoing instrument was acknowledged before me by means of 💭 physical presence or 🗌 online notarization, this <u>3</u> day of August, 2024, by Mohamed S. Alli, who is personally known as identification. to me or has produced

(AFFIX NOTARY SEAL)

DEBORAH ANNE HUEBER MY COMMISSION # HH 111805 EXPIRES: July 1, 2025 Bonded Thru Notary Public Underwriters

Unne Kneter

Notary Public

workh Anne Hueber Print Name

My Commission Expires _7/1/25

Project Name: ROLLING OAKS Project Number: 7317E22-2 Tax Folio Number: 23-27-17-000000-031320 23-27-17-000000-031330

DESCRIPTION

A parcel of land in the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of Section 17, Township 27 South, Range 23 East, being described as follows:

Commence at the Northeast corner of said Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4; thence South 89°46'21" West along the North line of said Northeast 1/4 of the Northwest 1/4, a distance of 531.25 feet to the Northwest corner of a parcel as described in Official Records Book 7556, Page 2066, Public Records of Polk County, Florida; thence South 00°02'29" East, along the West line of said parcel, 336.31 feet to the Southwest corner of said parcel and the **Point of Beginning**; thence North 89°36'26" East, along the South line of said parcel, 20.00 feet; thence South 00°02'29" East, 10.95 feet to the Northwesterly line of a drainage easement as described in Official Records Book 2264, Page 1626, Public Records of Polk County, Florida; thence South 45°48'18" West, along the said Northwesterly line, 27.88 feet to the Southerly extension of the said West line of parcel; thence North 00°02'29" West, along said Southerly extension, 30.25 feet to the **Point of Beginning**.

Containing 412 square feet, more or less

SHEET 1 OF 2	FOR SKETCH SEE SHEET 2 OF 2		
REVISION	DATE B	Y	

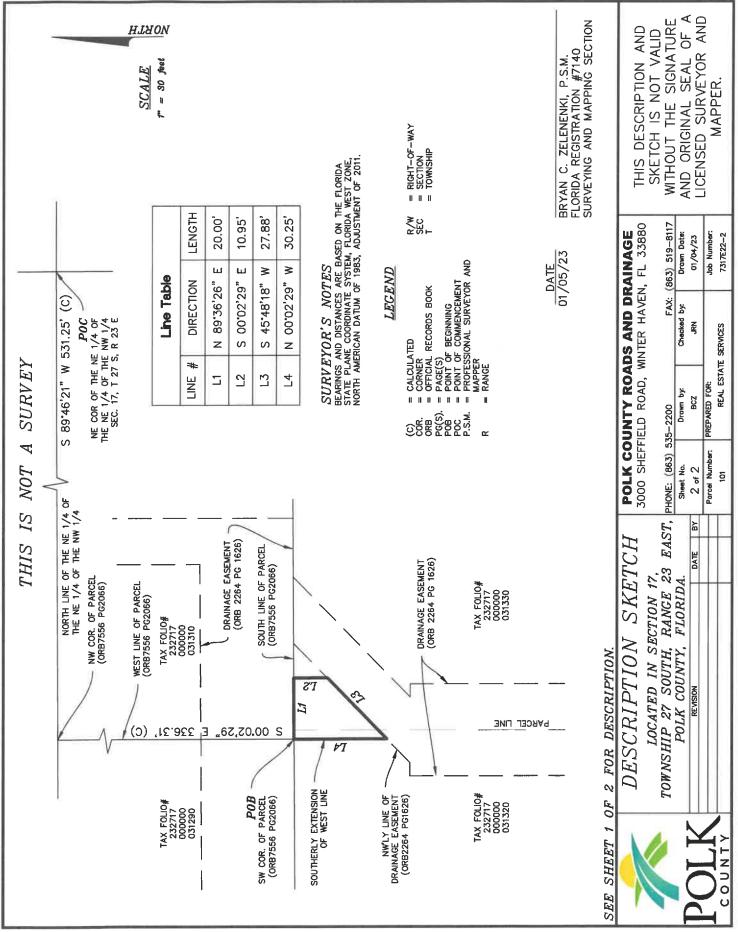


Exhibit "A" - Sheet 2 of 2
