### Interoffice Memorandum



### REAL ESTATE MANAGEMENT ITEM 2

**DATE:** September 4, 2020

**TO:** Mayor Jerry L. Demings

and the

**Board of County Commissioners** 

THROUGH: Paul Sladek, Manager 235

Real Estate Management Division

FROM: Erica Guidroz, Acquisition Agent & G

Real Estate Management Division

**CONTACT** 

PERSON: Paul Sladek, Manager

DIVISION: Real Estate Management

Phone: (407) 836-7090

**ACTION** 

**REQUESTED:** Approval and execution of Amendment to Drainage Easement between

Gregory W. Ramsdell and Melinda F. Ramsdell and Orange County and Amendment to Drainage Easement between Ruth Christine Foust, Melinda F. Ramsdell, and Cynthia F. Craft and Orange County and authorization to disburse funds to pay recording fees and record

instruments

**PROJECT:** Sloewood Drive Drainage Easement

District 2

**PURPOSE:** To provide for access, construction, operation, and maintenance of

drainage facilities.

**ITEMS:** Amendment to Drainage Easement (Instrument 801.1)

Cost: Donation

Size: 5,478.93 square feet

Amendment to Drainage Easement (Instrument 802.1)

Cost: Donation

Size: 8,762.32 square feet

**BUDGET:** Account No.: 1002-072-2908-6110

Real Estate Management Division Agenda Item 2 September 4, 2020 Page 2

**FUNDS:** 

\$105.00 Payable to Orange County Comptroller

(recording fees)

**APPROVALS:** 

Real Estate Management Division

Roads and Drainage Division

**REMARKS:** 

Grantors previously granted drainage easements to County pursuant to the Drainage Easement recorded on June 27, 2019 under Document No. 20190396286 and the Drainage Easement recorded on June 2, 2019 under the Document No. 20190352830 in the Public Records of Orange County, Florida (Drainage Easements).

The Drainage Easements included scriveners' errors in the legal descriptions and sketches of the easement areas of the Drainage Easements.

The Grantor and County wish to enter into these Amendments to correct the legal descriptions for the easement areas of the Drainage Easements.

County to pay recording fees.

# REQUEST FOR FUNDS FOR LAND ACQUISITION

X_ Under BCC Approval	Under Ordinance Approval
Date: September 3, 2020	Total Amount: \$105.00
Project: Sloewood Drive Drainage Easement	Parcels: 801 & 802
Charge to Account # 1002-072-2908-8110	Controlling Agency Approval Signature Date  YOCHUL J. PAREVAT  Printed Name:  Fiscal Approval Signature Date  Date  Printed Name:  Printed Na
	Printed Name
TYPE TRANSACTION (Check appropriate block(s)) Pre-Condemnation Post-Condemn	ation X N/A District # 2
Acquisition at Approved Appraisal Acquisition at Below Approved Appraisal Acquisition at Above Approved Appraisal X Advance Payment Requested	Orange County Comptroller: \$105.00
DOCUMENTATION ATTACHED (Check appropriate block	(All Recording Fees)
Contract/ Agreement  X Copy of Executed Instruments Certificate of Value Settlement Analysis	
Payable to: Orange County Comptroller: (\$105.00)	
# <del>####################################</del>	<sup>*</sup> 有实施或有关的 "我,我是我们,我们我们就是我的,我们就是一个人,我们就是一个人,我们们们的,我们们们的人,我们们们的人,我们们们们们们们们们们们们们们们们们
IMPORTANT: CHECKS ARE TO BE PICKED UP BY THE RE	AL ESTATE MANAGEMENT DIVISION (DO NOT MAIL)
Recommended by Tuco Judy	9-3-2020 Estate Management Div. Date
Payment Approved	
Paul Sladek, Manager, Real Estate  dr Payment Approved William Blackham, Asst. Mgr. Real E	4/3/20
Certified	SEP 2 2 2020 Date
Examined/ApprovedComptroller/Government Grants	Check No. / Date
REMARKS:	APPROVED
Anticipated Closing Date: As soon as checks are ava	ilable. SEP 2 2 2020
s:\acquisition section\agent folders\guidroz e\parcels working\sloewood driving drain	-

### SEP 2 2 2020

Instrument; 801.1

Project: Sloewood Drive Drainage Easement

### AMENDMENT TO DRAINAGE EASEMENT

THIS AMENDMENT TO DRAINAGE EASEMENT (this "Amendment") is made and entered into by and between Gregory W. Ramsdell and Melinda F. Ramsdell, husband and wife, whose address is 7845 Sloewood Drive, Mount Dora,, FL 32757-7228 ("Grantor"), and Orange County, a charter county and political subdivision of the State of Florida, whose address is P.O. Box 1393, Orlando, Florida, 32802-1393 ("Grantee").

### BACKGROUND

- A. Grantor previously granted a drainage easement to Grantee pursuant to that certain Drainage Easement recorded on June 27, 2019 under Document No. 20190396286, in the Public Records of Orange County, Florida ("Drainage Easement").
- B. The Drainage Easement included a scriveners' error in the legal description and sketch of the easement area set forth in Appendix "A" of the Drainage Easement (the "Property").
- C. Grantor remains the sole owner of the Property.
- D. Grantee remains sole owner and holder of the easement area of the Drainage Easement.
- E. Grantor and Grantee wish to enter into this Amendment to correct the scrivener's error in the legal description and sketch of the Property set forth in Appendix "A" of the Drainage Easement by replacing the legal description and sketch of the Property with the version attached to this Amendment as Appendix "A.".

In consideration of the promises contained in the Drainage Easement and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor and Grantee agree as follows:

### TERMS OF AMENDMENT

- 1. <u>Recitals; Defined Terms.</u> The above recitals are true and correct, and are incorporated in this Amendment by this reference. Defined terms used in this Amendment, but not defined in this Amendment, shall have the meanings given to such terms in the Drainage Easement.
- 2. <u>Property.</u> Appendix "A" to the Drainage Easement is hereby deleted in its entirety and replaced with appendix "A" attached to this Amendment.
- 3. Ratification. Except as amended by this Amendment, all other terms and conditions of the Drainage Easement are hereby ratified and confirmed and will remain in full force and effect.

[Signatures Begin on Next Page]

Project: Sloewood Drive Drainage Easement

IN WITNESS WHEREOF, Grantor has executed this amendment to Drainage Easement, as of the date written below.

Signed, sealed, and delivered in the presence of:

Frica Guidroz

Gregory W. Ramsdell

Erica Guidroz

Gregory W. Ramsdell

Cynthia Craft

Finted Name

Guard

Guidroz

Guidroz

Melinda F. Ramsdell

Erica Guidroz

(Signature of TWO Witnesses required by Florida Law)

COUNTY OF Dage

The foregoing instrument was acknowledged before me by means of  $\square$  physical presence or  $\square$  online notarization, this  $\square$  day of  $\square$  day of  $\square$  day of  $\square$  by Gregory W. Ramsdell and Melinda F. Ramsdell, husband and wife. They  $\square$  is personally known to me or  $\square$  have produced

Provers License as identification.

(Notary Seaf)



Notary Signature

Esica Guidroz

Printed Nofary Name

Notary Public in and for the County and State aforesaid My commission expires:

Project: Sloewood Drive Drainage Easement

IN WITNESS WHEREOF, Grantee has executed this amendment to Drainage Easement, as of the date written below.



"GRANTEE"

ORANGE COUNTY, FLORIDA By: Board of County Commissioners

Orange County Mayor

Date: 23 Systember 2020

ATTEST: Phil Diamond, CPA, County Comptroller

As Clerk of the Board of County Commissioners

# APPENDIX "A" LEGAL OF DESCRIPTION

A portion of Lot 3 of W.E. HUDSON'S DIVISION ON LAKE OLA as recorded in Plat Book A, Page 136 of the Public Records of Orange County, Florida lying within Section 17, Township 20 South, Range 27 East, Orange County, Florida being particularly described as follows:

Commence at the intersection of the North Right of Way line of Sloewood Drive and the West line of Lot 3 of W.E. HUDSON'S DIVISION ON LAKE OLA as recorded in Plat Book A, Page 136 of the Public Records of Orange County, Florida; thence run North 00°15'00" West along the West line of said Lot 3 a distance of 118.33 feet more or less to a point lying on the West side of a 12.50 feet Easement, said point being the Point of Beginning; thence continue North 00°15'00" West along said West line of Lot 3 a distance of 473.32 feet more or less to shore of Lake Ola; thence run Southeasterly and along shore line of said Lake Ola a distance of 17.73 feet more or less to a point lying on a line 12.50 feet East of said West line of Lot 3 of said plat; thence run South 00°15'00" East a distance of 403.19 feet more or less to a point; thence run South 12°00'10" West a distance of 58.90 feet more or less to a point, said point being on the West line of Lot 3 of said plat, said point being the Point of Beginning;

Contains 5,478.93 square feet or 0.13 acres, more or less.

**REVISION DATE: 09/30/19** 

REVISED P.O.C. OF SKETCH AND LEGAL.

PREPARED FOR: Orange Cour	nty Roads and Drainage	ORANGE	COUNTY PUBLIC	WORKS	ENGINEER	ING DIVISION
DRAWN BY: Alvarez	DATE: 11/12/18	SECTION: 17	CUDVEY CECTION		ORANGE:	DRAWING SCALE:
CHECKED BY: Daynes	JOB No: 8273	TOWNSHIP: 20		SURVEY SECTION 4200 SOUTH JOHN YOUNG PARKWAY		NTS
APPROVED BY: Daynes	DRAWING FILE:	RANGE: 27	ORLANDO, FLORIDA 328 (407) 836-794	39-9205	ORANGE COUNTY GOVERNMENT	PROJECT NUMBER 8273
REVISION DATE:	Sloewood Drainage	SHEET 1 OF 2	(407) 850-754		PLORIDA	
			-			RH 4/13/20

### **APPENDIX "A"** SKETCH OF DESCRIPTION STATE UF, FLORIDA LICENSE NO. 5476 See Detail "A" HEREBY AFFIRM THAT THIS SKETCH OF DESCRIPTION S K East line of Lot 16 Concrete Ramp DETAIL "A" 19. to **E** 16 S45° 05 Lot 3 12.5 SKETCH AND DESCRIPTION THIS IS NOT A SURVEY, NOR HAS FIELD WORK BEEN PERFORMED IN ACCORDANCE WITH 5J-17, FLORIDA ADMINISTRATIVE CODE FOR PREPARATION OF THIS DRAWING. 12.5 LAKE OLA FARMS & GROVES W.E. HUDSON'S DIVISION ON LAKE OLA PLAT BOOK A, PAGE 136 #7845 SLOEWOOD DR PLAT BOOK G, PAGE 104 #7859 SLOEWOOD DR LOT 3 LOT 16 P.O.C. Point of Commencement Denotes change in direction, no point set P.O.B. Point of Beginning West line of Lot 3 PROPERTY LINE PROPERTY LINE NO IMPROVEMENTS ABOVE OR BELOW GROUND, OTHER THAN THOSE SHOWN. WERE LOCATED. THIS SKETCH OF DESCRIPTION AND LEGAL DESCRIPTION WAS PREPARED BY ORANGE COUNTY ENGINEERING DIVISION, SURVEY SECTION. • THERE MAY BE OTHER RECORDS DOCUMENTS FOUND IN ORANGE COUNTY RECORDS AFFECTING THIS PROPERTY, A COMPLETE THE RECORD SEARCH WAS NOT PERFORMED. Bearings are based on the east line of lot 3 as being Distance 118.33' 473.32' 17.73' 403.19' 58.90' PURPOSE OF THIS SKETCH IS A DRAINAGE EASEMENT. LINE TABLE Intersection of North Right of Way line and West line of Lot 3 N00°15'00" W N00°15'00" W S45°05'18" E S00°15'00" E S12°00'10" W SOUNT HOW TO HOW HIND 90 00 W30 12 90 00 THOIR WAY P.O.C. 27273 NO015'00"W (ASSUMED). **NOTES:** SW Comer of Lot 3 4. ć, d PREPARED FOR: Roads & Drainage REVISION DATE: 09/30/19 DRAWING SCALE: DATE: 11/12/18 SECTION: 17 PUBLIC WORKS ENGINEERING DIVISION DRAWN BY: Alvarez 1"=100" 20 CHECKED BY: Daynes JOB No: 8273 TOWNSHIP: SURVEY SECTION PROJECT NUMBER APPROVED BY: Daynes DRAWING FILE: 4200 SOUTH JOHN YOUNG PARKWAY ORLANDO, FLORIDA 32839-9205 (407) 836-7940 27 RANGE: 8273 Sloewood Drainage REVISION DATE: SHEET 2 OF

RH 4/13/20

Project: Sloewood Drive Drainage Easement

### AMENDMENT TO DRAINAGE EASEMENT

THIS AMENDMENT TO DRAINAGE EASEMENT (this "Amendment") is made and entered into by and between Ruth Christine Foust, as to a Life Estate Interest, Melinda F. Ramsdell and Cynthia F. Craft, as to a Remainder Interest, whose address is 7859 Sloewood Drive, Mount Dora., Fl. 32757-7228 ("Grantor"), and Orange County, a charter county and political subdivision of the State of Florida, whose address is P.O. Box 1393, Orlando, Florida, 32802-1393 ("Grantee").

### BACKGROUND

- A. Grantor previously granted a drainage easement to Grantee pursuant to that certain Drainage Easement recorded on June 7, 2019 under Document No. 20190352830, in the Public Records of Orange County, Florida ("Drainage Easement").
- B. The Drainage Easement included a scriveners' error in the legal description and sketch of the easement area set forth in Appendix "Λ" of the Drainage Easement (the "Property").
- C. Grantor remains the sole owner of the Property.
- D. Grantee remains sole owner and holder of the easement area of the Drainage Easement.
- E. Grantor and Grantee wish to enter into this Amendment to correct the serivener's error in the legal description and sketch of the Property set forth in Appendix "A" of the Drainage Easement by replacing the legal description and sketch of the Property with the version attached to this Amendment as Appendix "A.".

In consideration of the promises contained in the Drainage Easement and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor and Grantee agree as follows:

### TERMS OF AMENDMENT

- 1. <u>Recitals; Defined Terms</u>. The above recitals are true and correct, and are incorporated in this Amendment by this reference. Defined terms used in this Amendment, but not defined in this Amendment, shall have the meanings given to such terms in the Drainage Easement.
- **2. Property.** Appendix "A" to the Drainage Easement is hereby deleted in its entirety and replaced with Appendix "A" attached to this Amendment.
- Ratification. Except as amended by this Amendment, all other terms and conditions of the Drainage Easement are hereby ratified and confirmed and will remain in full force and effect.

[Signatures Begin on Next Page]

Project: Sloewood Drive Drainage Easement

IN WITNESS WHEREOF, Grantor has executed this amendment to Drainage Easement, as of the date written below.

Signed, sealed, and delivered in the presence of:

Tuca Blichy

Erica Cruidros

Printed Name

Hoy Randell

Gieg Kamsde

Ruth Christine Foust, as to a Life Estate Interest

Ruth C. Fourt

(Signature of TWO Witnesses required by Florida Law)

Notary Public State of Florida

Erica L Guidroz My Commission GG 843045

STATE OF Florida
COUNTY OF Orange

The foregoing instrument was acknowledged before me by means of Mphysical presence or online notarization, this day of Hugust. 20 20, by Ruth Christing Foust, as to a Life Estate Interest. They is personally known to me or have produced hope a life is dentification.

(Notary Seal)

Printed Notary Name

Notary Public in and for the County and State aforesaid My commission expires:

Project: Sloewood Drive Drainage Easement

IN WITNESS WHEREOF, Grantor has executed this amendment to Drainage Easement, as of the date written below.

Signed, sealed, and delivered in the presence of:

Wifness

Erica Guidroz

Printed Name

Mry Komstell

Greg famsdell

(Signature of TWO Witnesses required by Florida Law)

STATE OF Flor Que

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this 11 day of August 20 ZO, by Melinda F. Ramsdell, as to a Remainder Interest. They is personally known to me or have produced Divers Licens, as identification.

(Notary Seal)

Printed Notary Name

Notary Public in and for the County and State aforesaid My commission expires:

Notary Public State of Florida
Erica L Guidroz
My Commission GG 943045
Expires 02/22/2024

Project: Sloewood Drive Drainage Easement

IN WITNESS WHEREOF, Grantor has executed this amendment to Drainage Easement, as of the date written below.

Signed, scaled, and delivered in the presence of

Witness

Lica Guidros

Printed Name

Arey Ronder

Grag Kamsdel

Printed Name

(Signature of TWO Witnesses required by Florida Law)

STATE OF Florida COUNTY OF OTGOGE

(Notary Seal)

Notary Signature

Printed Notary Name

Notary Public State of Florida Erica L Guidroz My Commission GG 943045 Expires 02/22/2024

Notary Public in and for the County and State aforesaid My commission expires:

Instrument: 802.1 Project: Sloewood Drive Drainage Easement

IN WITNESS WITEREOF, Grantee has executed this mnendment to Drainage Easement, as of the date written below.



"GRANTEE"

ORANGE COUNTY, FLORIDA By: Board of County Commissioners

By: Bund. Bruke A Jerry V. Demings Orange County Mayor

Date: 23 September 2020

ATTEST: Phil Diamond, CPA, County Comptroller

As Clerk of the Board of County Commissioners

BY:

La Deputy Clerky

Clerky Stojujus

15 de ..... 155 de ....

## **APPENDIX "A"** LEGAL OF DESCRIPTION

A portion of Lot 16, Block "B" of LAKE OLA FARMS & GROVES as recorded in Plat Book G, Page 104 of the Public Records of Orange County, Florida lying within Section 17, Township 20 South, Range 27 East, Orange County, Florida being particularly described as follows:

Commence at the intersection of the North Right of Way line of Sloewood Drive and the West line of Lot 3 of W.E. HUDSON'S DIVISION ON LAKE OLA as recorded in Plat Book A, Page 136 of the Public Records of Orange County, Florida; thence run North 00°15'00" West along the West line of said Lot 3 a distance of 118.33 feet more or less to a point, said point being the Point of Beginning; thence continue North 00°15'00" West along the East line of Lot 16, Block "B" of LAKE OLA FARMS & GROVES as recorded in Plat Book G. Page 104 of the Public Records of Orange County, Florida a distance of 473.32 feet more or less to shore of Lake Ola; thence run Northwesterly and along shore line of said Lake Ola a distance of 15.32 feet more or less to a point lying on a line 12.50 feet West of said East line of Lot 16; thence run South 00°15'00" East along said line 12.50 feet West of said East line of Lot 16 a distance of 424.61 feet more or less to a point lying on a line 12.50 feet West of said East line of said Lot 16; thence run South 12°00'10" West a distance of 151.24 feet more or less to a point lying on the North right of way line of Sloewood Drive: thence run South 58°02'22" East along the North right of way line of Sloewood Drive a distance of 25.99 feet to a point lying on said North right of way line; thence run North 12°00'10" East a distance of 106.52 feet to the Point of Beginning;

Contains 8,762.32 square feet or 0.20 acres, more or less.

**REVISION DATE: 09/30/19** 

REVISED P.O.C. OF SKETCH AND LEGAL.

PREPARED FOR: Orange Cour	ORANGE CO			
DRAWN BY: Alvarez DATE: 11/12/18		SECTION: 17		
CHECKED BY: Daynes	JOB No: 8273	TOWNSHIP: 20		
APPROVED BY: Daynes	DRAWING FILE:	RANGE: 27		
REVISION DATE:	Sloewood Drainage	SHEET 1 OF 2		

SURVEY SECTION 4200 SOUTH JOHN YOUNG PARKWAY ORLANDO, FLORIDA 32839-9205 (407) 836-7940



DUNTY PUBLIC WORKS ENGINEERING DIVISION DRAWING SCALE: NTS

PROJECT NUMBER 8273

