DATE:

| TO: | Mayor Teresa Jacobs <br> and the <br> Board of County Commissioners |
| :--- | :--- |
| THROUGH: | Paul Sladek, ManagePBC <br> Real Estate Management Division |

FROM:

CONTACT
PERSON:
DIVISION: Real Estate Management
Phone: (407) 836-7090

ACTION

## REQUESTED:

PROJECT:
Moss Park Conservation Area Impact Permit \# CAI-13-09-022 (Oaks at Moss Park)

## District 4

PURPOSE: To provide for conservation of wetlands and uplands as a requirement of development.

ITEM:
Conservation and Access Easement
Cost: Donation
Total size: 20.7 acres
APPROVALS: Real Estate Management Division
County Attorney's Office
Environmental Protection Division

REMARKS: Conservation Area Impact Permit No. CAI-13-09-022 (the "Permit") issued by Orange County Environmental Protection Division requires this Conservation and Access Easement on a portion of the site being developed. This Conservation and Access Easement will protect and preserve the property forever in predominantly its natural condition and prevent any use that will impair or interfere with the environmental value of the property. Those wetland and upland areas included in the Conservation and Access Easement that are to be preserved pursuant to the Permit shall be retained and maintained in perpetuity.

Access to the conservation easement area is by a specific access easement from the right-of-way for Longleaf Woods Drive through Tract FD-3 of 'Oaks at Moss Park recorded in Plat Book 88, Page 133.

Grantor to pay all recording fees.

Instrument prepared by and
recorded original returned to:
Real Estate Management Division
Orange County, Florida
400 East South Street, $5^{\text {th }}$ Floor
Orlando, Florida 32801
Project: Moss Park Conservation Area Impact Permit \# CAI-13-09-022
(Oaks at Moss Park)
Parcel Id. No.: a portion of 10-24-31-0000-00-012 and 11-24-31-5270-06-003

## CONSERYATION AND ACCESS EASEMENT

This CONSERVATION AND ACCESS EASEMENT is made this $2 \boldsymbol{\rho t}$ day of

Augurt2017, by Lennar Homes, LLC, a Florida limited liability company, whose address is 6750 Forum Drive, Suite 310 , Orlando, Florida 32821 ("GRANTOR"), in favor of Orange County, a charter county and political subdivision of the State of Florida, whose address is Post Office Box 1393, Orlando, Florida 32802-1393 ("GRANTEE"). The Conservation Easement and Access Easement granted herein are collectively referred to as the "CONSERVATION AND ACCESS EASEMENT."

## WITNESSETH:

WHEREAS, GRANTOR solely owns in fee simple certain real property in Orange County, Florida, more particularly described in Schedule "A" attached hereto and incorporated by this reference (the "PROPERTY"); and

WHEREAS, GRANTOR desires to construct the Moss Park Planned Development (the "PROJECT") at a site in unincorporated Orange County, which is subject to the regulatory jurisdiction of Orange County; and

WHEREAS, Conservation Area Impact Permit No. CAI-13-09-022 (the "PERMIT") authorizes certain activities that affect waters and wetlands of the County and the State of Florida; and

Project: Moss Park Conservation Area Impact Permit \# CAI-13-09-022
(Oaks at Moss Park)
WHEREAS, the PERMIT requires that GRANTOR preserve, enhance, restore, or mitigate wetlands or uplands under the jurisdiction of Orange County; and

WHEREAS, GRANTOR desires to preserve the PROPERTY in predominantly its natural condition, as that may be altered in accordance with the PERMIT, in perpetuity; and

WHEREAS, GRANTOR desires to provide GRANTEE access to the PROPERTY through a portion of the PROJECT (the "ACCESS AREA"), in accordance with the terms of this CONSERVATION AND ACCESS EASEMENT.

NOW, THEREFORE, in consideration of TEN DOLLARS in hand paid by GRANTEE to GRANTOR, and of the above and the mutual covenants, terms, conditions and restrictions contained herein, the receipt and sufficiency of which is hereby acknowledged, and consistent with the provisions of Section 704.06, Florida Statutes (2016), as it may be amended, GRANTOR hereby voluntarily grants and conveys to GRANTEE a conservation easement in perpetuity over the PROPERTY of the nature and character and to the extent hereinafter set forth (the "CONSERVATION EASEMENT"). GRANTOR fully warrants title to the PROPERTY, and will warrant and defend the same against the lawful claims of all persons whomsoever.

1. Purpose. The purpose of this CONSERVATION EASEMENT is to assure that the PROPERTY will be retained forever in its natural condition, as that may be altered in accordance with the PERMIT, and to prevent any use of the PROPERTY that might impair or interfere with the environmental value of the PROPERTY. Those wetland and upland areas included in the CONSERVATION EASEMENT that are to be enhanced, restored, or created pursuant to the PERMIT shall be retained and maintained in the enhanced, restored, or created conditions required by the PERMIT.
(Oaks at Moss Park)
2. Prohibited Uses. Except for restoration, creation, enhancement, maintenance and monitoring activities, or surface water management improvements, which are specifically authorized or required by the PERMIT, any activity on or use of the PROPERTY inconsistent with this CONSERVATION EASEMENT's purpose is prohibited. Without limiting the generality of the foregoing, the following activities and uses are expressly prohibited in, under, or on the PROPERTY:
(a) Constructing or placing buildings, roads, signs, billboards or other advertising, utilities or other structures on or above the ground.
(b) Dumping or placing soil or other substance or material as landfill or dumping or placing of trash, waste, or unsightly or offensive materials.
(c) Removing or destroying trees, shrubs, or other vegetation.
(d) Excavating, dredging or removing loam, peat, gravel, soil, rock, or other material substances in such a manner as to affect the surface.
(e) Surface use, except for purposes that permit the land or water area to remain predominantly in its natural condition.
(f) Activities detrimental to drainage, flood controls, water conservation, erosion control, soil conservation, or fish and wildlife habitat preservation.
(g) Acts or uses detrimental to such retention of land or water areas.
(h) 'Acts or uses detrimental to the preservation of the structural integrity or physical appearance of sites or properties of historical, architectural, archaeological, or cultural significance.
3. Reserved Rights in the PROPERTY. GRANTOR reserves unto itself, and its successors and assigns, all rights accruing from its ownership of the PROPERTY, including the

Project: Moss Park Conservation Area Impact Permit \# CAI-13-09-022
(Oaks at Moss Park)
right to engage in or permit or invite others to engage in all uses of the PROPERTY, which are not expressly prohibited herein and are not inconsistent with the PERMIT or the purpose of this CONSERVATION EASEMENT. GRANTOR reserves unto itself, and its successors and assigns, all rights accruing from its ownership of the ACCESS AREA subject to the terms of this CONSERVATION AND ACCESS EASEMENT.
4. Public Access. No right or access by the general public to any portion of the PROPERTY or the PROJECT is conveyed by this CONSERVATION AND ACCESS EASEMENT.
5. Rights of GRANTEE. To accomplish the purposes stated herein, GRANTOR conveys the following rights and easements to GRANTEE:
(a) ACCESS EASEMENT. In exchange for good and valuable consideration, the receipt and sufficiency of which are acknowledged by the parties, GRANTOR hereby voluntarily grants and conveys to GRANTEE an access easement ("ACCESS EASEMENT") to enter on, over and through the ACCESS AREA (as more particularly described in Schedule "B" attached hereto) for the purpose of vehicular and pedestrian ingress and egress over and across the ACCESS AREA as is necessary for GRANTEE to access the PROPERTY in a reasonable manner and at reasonable times for the purposes granted or conveyed by the CONSERVATION EASEMENT. GRANTOR fully warrants title to the ACCESS AREA, and will warrant and defend the same against the lawful claims of all persons whomsoever. The ACCESS EASEMENT shall automatically terminate as to all those parts of the ACCESS AREA platted as a street and dedicated to the perpetual use of the public upon such dedication without the necessity of any amendment to this CONSERVATION AND ACCESS EASEMENT or release of those parts of the ACCESS AREA so dedicated. The ACCESS EASEMENT shall be deemed

Project: Moss Park Conservation Area Impact Permit \# CAI-13-09-022
(Oaks at Moss Park)
perpetual as to all parts of the ACCESS AREA that are not at some point platted as streets and dedicated to the perpetual use of the public.
(b) CONSERVATION EASEMENT. To enter upon and inspect the PROPERTY in a reasonable manner and at reasonable times to determine if activities and uses thereon are in compliance with this CONSERVATION EASEMENT, and/or to perform, or require to be performed, any restoration, creation, enhancement, maintenance and monitoring activities, or surface water improvements which are specifically authorized or required by the PERMIT.
(c) CONSERVATION AND ACCESS EASEMENT. To proceed at law or in equity to enforce the provisions of this CONSERVATION AND ACCESS EASEMENT and/or to prevent the occurrence of any of the prohibited activities set forth herein, and/or to require the restoration of areas or features of the PROPERTY that may be damaged by any activity inconsistent with this CONSERVATION AND ACCESS EASEMENT.
6. GRANTEE's Discretion. GRANTEE may enforce the terms of this CONSERVATION AND ACCESS EASEMENT at its discretion, but if GRANTOR breaches any term of this CONSERVATION AND ACCESS EASEMENT and GRANTEE does not exercise its rights under this CONSERVATION AND ACCESS EASEMENT, GRANTEE's forbearance shall not be construed to be a waiver by GRANTEE of such term, or of any subsequent breach of the same, or any other term of this CONSERVATION AND ACCESS EASEMENT, or of any of the GRANTEE's rights under this CONSERVATION AND ACCESS EASEMENT. No delay or omission by GRANTEE in the exercise of any right or remedy upon any breach by GRANTOR shall impair such right or remedy or be construed as a waiver. GRANTEE shall not be obligated to GRANTOR, or to any other person or entity, to enforce the provisions of this CONSERVATION AND ACCESS EASEMENT.
(Oaks at Moss Park)
7. GRANTEE's Liability. GRANTOR will assume all liability for any injury or damage to the person or property of third parties that may occur on the PROPERTY and the ACCESS AREA, provided however, GRANTOR's assumption of such liability with respect to the ACCESS AREA shall cease as to all parts of the ACCESS AREA platted as a street and dedicated to the perpetual use of the public immediately upon such dedication. Neither GRANTOR, nor any person or entity claiming by or through GRANTOR, shall hold GRANTEE liable for any damage or injury to person or personal property that may occur on the PROPERTY or ACCESS AREA, provided however, such limitation upon GRANTOR and persons or entities claiming by or through GRANTOR shall terminate and no longer apply to all parts of the ACCESS AREA platted as a street and dedicated to the perpetual use of the public immediately upon such dedication.
8. Acts Beyond GRANTOR's Control. Nothing contained in this CONSERVATION AND ACCESS EASEMENT shall be construed to entitle GRANTEE to bring any action against GRANTOR for any injury to or change in the PROPERTY resulting from natural causes beyond GRANTOR's control, including, without limitation, fire, flood, storm and earth movement, or from any action taken by GRANTOR under emergency conditions to prevent, abate or mitigate significant injury to the PROPERTY resulting from such causes.
9. Recordation. GRANTOR shall record this CONSERVATION AND ACCESS EASEMENT in timely fashion in the Public Records of Orange County, Florida, and shall rerecord it at any time GRANTEE may require to preserve its rights. GRANTOR shall pay all recording costs and taxes necessary to record this CONSERVATION AND ACCESS EASEMENT in the public records. GRANTOR will hold GRANTEE harmless from any recording costs or taxes necessary to record this CONSERVATION AND ACCESS

Project: Moss Park Conservation Area Impact Permit \# CAl-13-09-022
(Oaks at Moss Park)
EASEMENT in the public records.
10. Successors. The covenants, terms, conditions and restrictions of this CONSERVATION AND ACCESS EASEMENT shall be binding upon, and inure to the benefit of the parties hereto and their respective personal representatives, heirs, successors and assigns and shall continue as a servitude running in perpetuity with the PROPERTY and ACCESS AREA.
[SIGNATURES ON FOLLOWING PAGE]

Project: Moss Park Conservation Area Impact Permit \# CAI-13-09-022
(Oaks at Moss Park)
IN WITNESS WHEREOF, the said GRANTOR has caused these presents to be signed in
its name.
Signed, sealed, and delivered in the presence of:


Kelly Bother
Kemp Bonner


Printed Name
(Signature of TWO Witnesses required by Florida law)
COUNTY OF $\square$

The foregoing instrument was acknowledged before me this $\mathcal{L}$ day of A gust , 2017, by Brock Nicholas, as Vice President on behalf of Lennar Homes, LLC, a Florida limited liability company. He is personally known to me or has produced
$\qquad$ as identification.

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(Notary Seal)
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S:Forms \& Master Docs\Project Document Filesil_Misc. DocumentsMMMoss Park CAIP/ICAi-13-09-022 \{Oaks @ MP) CAE.doc 3/28/17bj s: \acotteriagnnitconservation easementstmoss parklnoss park caipifai-13-09-022 (oaks @ mp) case 2-23-17 version. doc

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    SCHEDULE "A"
PURPOSE : WETLAND AREA 7
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## Description :

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A portion of Section 11, Township 24 South, Range 31 East, Orange County, Florida, being more particularly described as follows:
Commence ot the Monumented center of said Section 11; thence \(N 00^{\circ} 25^{\prime} 00^{\prime \prime} E\) along the North-South Mid Section line of said Section 11 a distance of 555.86 feet to the Point of Beginning; thence \(N 84^{\prime} 36^{\prime} 43^{\prime \prime} \mathrm{W}\) a distance of 22.81 feet; thence \(\mathrm{S} 47^{\circ} 00^{\prime} 21^{\prime \prime} \mathrm{W}\) a distance of 66.24 feet; thence \(S 75^{\circ} 00^{\prime} 16^{\prime \prime} \mathrm{W}\) a distance of 30.36 feet; thence \(\mathrm{N} 37^{\circ} 25^{\prime \prime} 44^{\prime \prime} \mathrm{W}\) a distance of 113.20 feet; thence \(N 53^{\prime} 39^{\prime} 34^{\prime \prime} \mathrm{W}\) a distance of 57.12 feet; thence \(\mathrm{S} 62^{\prime} 55^{\prime} 59^{\prime \prime} \mathrm{W}\) a distance of 37.58 feet; thence \(S 20^{\circ} 32^{\prime} 57^{\prime \prime} \mathrm{W}\) a distance of 187.96 feet; "thence \(\mathrm{S}^{\prime \prime} 46^{\prime} 09^{\prime \prime} 18^{\prime \prime} \mathrm{W}\) a distance of 79.28 feet; thence \(N 34^{\circ} 55^{\prime} 57^{\prime \prime} \mathrm{W}\) a distance of 119.68 feet; thence \(\mathrm{N} 06^{\prime} 36^{\prime} 22^{\prime \prime} \mathrm{W}\) a distance of 144.27 feet; thence \(N 13^{\circ} 38^{\prime} 23^{\prime \prime} E\) a distance of 159.30 feet; thence \(N 76^{\circ} 47^{\prime} 27^{\prime \prime}\) E a distance of 121.62 feet; thence \(S 75^{\prime} 58^{\prime} 48^{\prime \prime}\) E a distance of 108.39 feet; thence \(N 72^{\circ} 23^{\prime} 09^{\prime \prime} E\) a distance of 123.53 feet; thence \(S 73^{\circ} 23^{\prime} 28^{\prime \prime}\) E a distance of 156.73 feet; thence \(N 74^{\circ} 48^{\prime} 45^{\prime \prime}\) E a distance of \(165: 32\) feet; thence \(S 8^{\prime \prime} 21^{\prime} 40^{\prime \prime} \mathrm{E}\) a distance of 221.76 feet; thence \(S 69^{\prime \prime} 38^{\prime \prime} 57^{\prime \prime}\) E a distance of 118.15 feet: thence \(S 03^{\circ} 22^{\prime} 55^{\prime \prime} \mathrm{W}\) a distance of 60.74 feet; thence \(S 68^{\circ} 48^{\prime} 41^{\prime \prime} \mathrm{E}\) a distance of 103.00 feet; thence \(S 13^{\prime} 37^{\prime} 17^{\prime \prime} \mathrm{W}\) a distance of 81.00 feet; thence \(S 02^{\prime 2} 22^{\prime} 44^{\prime \prime} \mathrm{W}\) a distance of 75.61 feet; thence \(S 51^{\circ} 36^{\prime} 08^{\prime \prime} \mathrm{E}\) a distance of 112.17 feet; thence \(\mathrm{S} 01^{\prime} 25^{\prime 2} 27^{\prime \prime} \mathrm{W}\) a distance of 82.36 feet; thence \(S ~ 03^{\prime} 20^{\prime} 28^{\prime \prime} \mathrm{W}\) a distance of 84.40 feet; thence \(S 34^{\prime} 10^{\prime} 26^{\prime \prime} \mathrm{W}\) a distance of 193.40 feet; thence \(S 52^{\prime} 39^{\prime} 47^{\prime \prime}\) E a distance of 185.69 feet ta a point on the East-West Mid Section line of said Section 11; thence \(\mathrm{S} 89^{\circ} 50^{\prime} 50^{\prime \prime} \mathrm{W}\) along said East-West Mid Section line a distance of 305.43 feet; thence \(N 21^{\circ} 23^{\prime} 07^{\prime \prime} E\) a distance of 140.19 feet; thence \(N 54^{\prime \prime} 33^{\prime} 45^{\prime \prime} E\) a distance of 55.22 feet; thence \(N 26^{\circ} 59^{\prime} 58^{\prime \prime}\) E a distance of 178.15 feet; thence \(N 45^{\prime \prime} 13^{\prime} 07^{\prime \prime} \mathrm{W}\) a distance of 98.00 feet; thence \(N 73^{\circ} 49^{\prime} 26^{\prime \prime} \mathrm{W}\) a distance of 187.37 feet; thence \(N 53^{\circ} 40^{\prime} 05^{\prime \prime} \mathrm{W}\) a distance of 150.46 feet; thence \(N 71^{\prime} 38^{\prime} 31^{\prime \prime} \mathrm{W}\) a distance of 82.90 feet; thence \(\mathrm{S} 86^{\circ} 07^{\prime} 44^{\prime \prime} \mathrm{W}\) a distance of 122.20 feet; thence \(N 84^{\circ} 36^{\prime} 43^{\prime \prime} W\) a distance of 54.51 feet to the Point of Beginning.
Containing 377,730 square feet or 8.67 acres, more or less.
```


## SURVEYORS REPORT :

1. Bearings shown hereon are based on the North-South Mid Section line of Section 11, Township 24 South. Range 31 Eost, Orange County, Florida, being $N 00^{\prime 2} 25^{\prime} 00^{\prime \prime}$ E, assumed.
2. I hereby certify that the "Sketch of Description" of the obave described praperty is true and correct to the best of my knowledge and belief as recently drown under my direction and thot it meets the Standards of Practice for Land Surveying CH. 5J-17 requirements.

NOT VALID WITHOUT SHEET 2



## SCHEDULE "A"

PURPOSE : WETLAND AREA 7A

Description:
A portion of Section 11. Township 24 South, Range 31 Eost, Oronge County, Florido being more particularly described os follows:

Commence of the Monumented center of said Section 11; thence $\mathrm{N} 00^{\circ} 25^{\prime} 00^{\prime \prime} \mathrm{E}$ along the North-South Mid section line of said Section 11 'o distance of 308.24 feet to the Point of Beginning; thence S $32^{\prime} 44^{\prime} 37^{\prime \prime} \mathrm{W}$ a distance of 42.04 feet; thence $S 59^{\circ} 32^{\prime} 27^{\prime \prime} \mathrm{W}$ a distance of 55.79 feet; thence S 22.27'52" W o distance of 52.16 feet; thence $N 88^{\prime} 38^{\prime} 30^{\prime \prime} \mathrm{W}$ o distonce of 51.88 feet; thence $N 65^{\circ} 44^{\prime} 43^{\prime \prime} \mathrm{W}$ a distance of 67.67 feet; thence $N 09^{\circ} 22^{\prime} 56^{\prime \prime}$ E a distance of 124.20 feet; thence $N 67^{\circ} 38^{\prime} 32^{\prime \prime} E$ a distance of 123.82 feet; thence $N 55^{\circ} 45^{\prime} 00^{\prime \prime} \mathrm{E}$ a distance of 85.35 feet to a point on said North-South Mid section line; thence continue $\mathrm{N} 55^{\circ} 45^{\prime} 00$ " E a distonce of 2.00 feet; thence S 51.47'47" E a distance of 41.54 feet; thence $S 063^{\prime \prime} 53^{\prime \prime} 51^{\prime \prime} \mathrm{W}$ a distance of 68.79 feet; thence S $32.44^{\prime} 37^{\prime \prime} \mathrm{W}$ a distonce of 49.95 feet to the Point of Beginning.

Containing 33,944 square feet, or 0.78 ocres more or less.

## SURVEYORS REPORT :

1. Bearings shown hereon are based on the North-South Mid section line of Section 11, Township 24 South, Ronge 31 East, Orange County, Florida, being N $00^{\circ} 25^{\prime} 00^{\prime \prime}$ E. ossumed.
2. I hereby certify that the "Sketch of Description" of the obove described property is true and correct to the best of my knowledge and belief as recently drawn under my direction and that it meets the Stondards of Practice for Lond Surveying $\mathrm{CH} .5 \mathrm{~J}-17$ requirements.

NOT VALID WITHOUT SHEET 2


## SKETCH OF DESCRIPTION WETLAND AREA 7A

NOTES :
not valio without the signature and raised seal of a florida LICENSED SURVEYOR AND MAPPER.

NOT VALID WITHOUT SHEET 1.

| LINE TABLE |  |  |
| :---: | :---: | :---: |
| LINE | LENGTH | BEARING |
| L1 | 42.04 ${ }^{\prime}$ | S 32:44'37" $W$ |
| L2 | 55.79' | S 59 ${ }^{\circ} 32^{\prime} 27^{\prime \prime} \mathrm{W}$ |
| L3 | 52.16 ${ }^{\prime}$ | S 220 ${ }^{\circ} 27^{\prime} 52^{\prime \prime} \mathrm{W}$ |
| L4 | 51.88 | N 88 ${ }^{\circ} 38^{\prime} 30^{\prime \prime} \mathrm{W}$ |
| L5 | $2.00^{\circ}$ | N 55.45.00' E |
| L6 | $41.54^{\prime}$ | S 51.47'47"E |
| 17 | 68.79' | $506.53^{\prime 5} 1^{\prime \prime} \mathrm{W}$ |
| L8 | 49.95' | $532.44^{\prime} 37^{\prime \prime} \mathrm{W}$ |

NORTH-SOUTH MID SECTION LINE


LEGEND :

Revised : 08/11/2016
Drowing No. 47373242
Job Na. 47373
Dote: 01/19/2006
SHEET 2 OF 2
See Sheel 1 for Description

THIS IS NOT A SURVEY
$1^{\prime \prime}=100^{\circ}$
GRAPHIC SCALE
$50100 \quad 200$


SOUTHEASTERN SURVEYING AND MAPPING CORPORATION 6500 All Arrierican Boulevard Orlondo. Florido 32810-4350 (407)292-8580 f0x(407)292-0141 Cerlification Number LB-2108 email:info@southeosternsurveying.com

## Description :

A portion of Section 11, Township 24 South, Range 31 East, Orange County, Florida, being more particularly described as fallows :

Commence at the Monumented center of said Section 11; thence $\mathrm{N} 00^{\circ} 25^{\prime} 00^{\prime \prime} \mathrm{E}$ along the North-South Mid section line of said Section 11 a distance of 105.94 feet to the Point of Beginning; thence $\mathrm{N} 38^{\prime} 21^{\prime} 34^{\prime \prime} \mathrm{W}$ a distance of 27.13 feet; thence $\mathrm{N} 01^{\circ} 32^{\prime} 55^{\prime \prime} \mathrm{E}$ a distance of 55.28 feet; thence $N 55^{\prime} 48^{\prime} 57^{\prime \prime} E$ a distance of 100.27 feet; thence $S 83^{\circ} 08^{\prime} 47^{\prime \prime} \mathrm{E}$ a distance of 115.73 feet; thence $S \quad 37^{\circ} 52^{\prime} 50^{\prime \prime} \mathrm{E}$ a distance of 102.43 feet; thence $S 07^{\circ} 30^{\prime \prime} 35^{\prime \prime} \mathrm{E}$ a distance of 66.93 feet; thence $S 57.56^{\prime} 58^{\prime \prime} \mathrm{W}$ a distance of 47.71 feet; thence $N 46^{\circ} 36^{\prime} 42^{\prime \prime} \mathrm{W}$ o distance of 63.70 feet; thence $S 0^{\circ} 18^{\prime} 32^{\prime \prime} \mathrm{W}$ a distance of 98.91 feet; thence $S 45^{\circ} 53^{\prime} 34^{\prime \prime} \mathrm{W}$ a distance of 38.66 feet; thence $N 38^{\prime} 21^{\prime} 34^{\prime \prime} W$ a distance of 67.93 feet to the Point of Beginning.

Containing 35,142 square feet, or $0.8 \%$ acres more or less.

## SURVEYORS REPORT :

1. Bearings shown hereon are based on the Narth-South Mid section line of Section 11, Township 24 South, Range 31 East, Orange County, Florida, being N 00'25'00" E, assumed.
2. I hereby certify that the "Sketch of Description" of the above described praperty is true and correct to the best of my knowledge ond belief as recently drawn under my direction and that it meets the Standards of Practice for Land Surveying $\mathrm{CH}, 5 \mathrm{~J}-17$ requirements.

NOT VALID WITHOUT SHEET 2




## SURVEYORS REPORT :

1. Bearings shown hereon are based on the North-South Mid section line of Section 11, Township 24 South, Range 31 East, Orange County, Florida, being $N 00^{\circ} 25^{\prime} 00^{\prime \prime} E$, assumed.
2. I hereby certify that the "Sketch of Description" of the above described property is true and correct to the best of my knowledge and belief as recently drawn under my direction and that it meets the Standards of Practice for Land Surveying $\mathrm{CH} .5 \sqrt{-17}$ requirements.
3. Not valid without the signature and raised seal of a Florida licensed surveyor and mapper.

NOT VALID WITHOUT SHEETS 2A AND 2B

| DESCRIPTION | Dote: $01 / 19 / 2006 \mathrm{KR}$ |  |
| :---: | :---: | :---: |
| FOR | Job No.:  <br> 47373 Scole: ${ }^{\prime \prime}=50$ |  |
| LENNAR HOMES, LLC | Chopter 5J-17, Florido Administrotive Code requires that a legal description drowing bear the notation thet THIS IS NOT A SURVEY. REVISED 09/02/2016 EC |  |
|  | SHEET 1 OF 2 SEE SHEET 2 FOR SKETCH |  |

## SKETCH OF DESCRIPTION UPLAND AREA

Description continued from Sheet 1 :

- distance of 113.20 feet; thence $N 75^{\circ} 00^{\prime} 16^{\prime \prime} \mathrm{E}$ o distance of 30.38 feet; thence $N 47^{\circ} 00^{\prime} 21^{\prime \prime} \mathrm{E}$ a distance of 66.24 feet; thence S $84^{\circ} 36^{\prime \prime} 43^{\prime \prime} \mathrm{E}$ a distance of 77.32 feet; thence $\mathrm{N} 86^{\circ} 07^{\prime} 44^{\prime \prime} \mathrm{E}$ a distance of 122.20 feet; thence S $711^{\circ} 38^{\prime} 31^{\prime \prime} \mathrm{E}$ a distance of 82.90 feet; thence $\mathrm{S} 53^{\circ} 40^{\prime} 05^{\prime \prime} \mathrm{E}$ a distance of 150.46 feet; thence S $73^{\circ} 49^{\prime} 26^{\prime \prime} \mathrm{E}$ a distance of 187.37 feet; thence $\mathrm{S} 45^{\prime} 13^{\prime} 07^{\prime \prime} \mathrm{E}$ a distance of 98.00 feet; thence S $26^{\circ} 59^{\prime \prime} 58^{\prime \prime} \mathrm{W}$ o distance of 178.15 feet; thence S $54^{\circ} 33^{\prime} 45^{\prime \prime} \mathrm{W}$ a distance of 55.22 feet; thence S $21^{\circ} 23^{\prime} 07^{\prime \prime} \mathrm{W}$ a distance of 140.19 feet to a point on the East-West Mid section line of said Section 11; thence $S 89^{\circ} 50^{\prime} 50^{\prime \prime} \mathrm{W}$ along said East-West Mid section line a distance of 452.65 feet to the Point of Beginning.


## Less and Except:-Wetland Area-7A

A portion of Section 11, Township 24 South, Range 31 East, Orange County, Florida being more particularly described os follows :

Commence ot the Monumented center of said Section 11; thence $\mathrm{N} 00^{\circ} 25^{\prime} 00^{\prime \prime} \mathrm{E}$ along the North-South Mid section line of said Section 11 a distance of 308.24 feet to the Point of Beginning; thence S $32^{\circ} 44^{\prime} 37^{\prime \prime} \mathrm{W}$ a distance of 42.04 feet; thence $\mathrm{S} 59^{\circ} 32^{\prime} 27^{\prime \prime} \mathrm{W}$ a distance of 55.79 feet; thence S $22^{\prime} 27^{\prime} 52^{\prime \prime} \mathrm{W}$ a distance of 52.16 feet; thence $\mathrm{N} 88^{\circ} 38^{\prime} 30^{\prime \prime} \mathrm{W}$ a distance af 51.88 feet; thence $N 655^{\prime} 44^{\prime} 43^{\prime \prime}$ W a distance of 67.67 feet; thence $N 09^{\prime 2} 22^{\prime} 56^{\prime \prime} E$ a distance of 124.20 feet; thence $N 67^{\circ} 38^{\prime} 32^{\prime \prime} \mathrm{E}$ a distance of 123.82 feet; thence $\mathrm{N} 55^{\circ} 45^{\prime} 00^{\prime \prime} \mathrm{E}$ a distance of 85.35 feet to a point on soid Narth-South Mid section line; thence continue $\mathrm{N} 55^{\circ} 45^{\prime} 00 \mathrm{O} \mathrm{E}$ a distonce of 2.00 feet; thence $S 51^{\circ} 47^{\prime} 47^{\prime \prime} \mathrm{E}$ a distance of 41.54 feet; thence $\mathrm{S} 06{ }^{\circ} 53^{\prime} 51^{\prime \prime} \mathrm{W}$ a distance of 68.79 feet; thence S $32^{\prime} 44^{\prime} 37^{\prime \prime} \mathrm{W}$ a distance of 49.95 feet to the Point of Beginning.

Containing 33,944 square feet or 0.78 acres, more or less.
AND Less and Except : Wetland Area 7B
A portion of Section 11, Township 24 South, Range 31 East, Oronge County, Florida, being more particularly described as follows :

Commence ot the Monumented center of said Section 11; thence $\mathrm{N} 00^{\circ} 25^{\prime} 00^{\prime \prime} \mathrm{E}$ along the North-South Mid section line of soid Section 11 o distance of 105.94 feet to the Point of Beginning; thence $N 38^{\prime 2} 21^{\prime} 34^{\prime \prime} \mathrm{W}$ a distance of 27.13 feet; thence $N 01^{\circ} 32^{\prime} 55^{\prime \prime} \mathrm{E}$ a distance of 55.28 feet; thence $N 55^{\circ} 48^{\prime} 57^{\prime \prime}$ E a distance of 100.27 feet; thence $S 83^{\circ} 08^{\prime \prime} 47^{\prime \prime} \mathrm{E}$ a distonce of 115.73 feet; thence S $37^{\circ} 52^{\prime} 50^{\prime \prime} \mathrm{E}$ a distance of 102.43 feet; thence $S 07^{\circ} 30^{\prime} 35^{\prime \prime} \mathrm{E}$ a distance of 66.93 feet; thence S $57^{\circ} 56^{\prime} 58^{\prime \prime} \mathrm{W}$ o distance of 47.71 feet; thence $\mathrm{N} 46^{\circ} 36^{\prime} 42^{\prime \prime} \mathrm{W}$ o distance of 63.70 feet; thence S $80^{\circ} 18^{\prime} 32^{\prime \prime} \mathrm{W}$ o distance of 98.91 feet; thence $\mathrm{S} 45^{\circ} 53^{\prime} 34^{\prime \prime} \mathrm{W}$ a distance of 38.66 feet; thence $N 38^{\circ} 21^{\prime} 34^{\prime \prime}$ W a distance of 67.93 feet to the Point of Beginning.

Contoining 35,142 square feet or 0.81 acres, more or less.

Total Uplond Area : 408,284 square feet or 9.37 ocres, more or less.
notes :
NOT VALID WITHOUT THE SIGNATURE AND RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
Not valid without sheets I and 28 .

REVISED 09/02/2016
Drowing No. 47373246
Job No. 47373
Dote: 01/19/2006
SHEET 2A OF 2
See Sheel 1 for Description


SOUTHEASTERN SURVEYING \& MAPPING CORP. 6500 All American Boulevard Orlando, Florida 32810-4350
(407)292-8580 fox(407)292-0141 Cerl. No. LB-2108
emailinfo@southeasternsurveying.com


## LEGAL DESCRIPTION

A PORTION OF TRACT FD-3, OAKS AT MOSS PARK, AS RECORDED IN PLAT BOOK 88, PAGES 133 THROUGH 139 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA AND AN UNPLATTED PORTION OF SECTION 11, TOWNSHIP 24 SOUTH, RANGE 31 EAST, ORANGE COUNTY, FLORIDA.
BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCE AT THE SOUTHWEST CORNER OF LOT 223, OAKS AT MOSS PARK PHASE 3, AS RECORDED IN PLAT BOOK 89; PAGES 141 THROUGH 144 OF SAID PUBLIC RECORDS; THENCE RUN SOUTH $40^{\circ} 53^{\prime} 49^{\prime \prime}$ EAST ALONG THE EASTERLY RIGHT-OF-WAY LINE OF LONGLEAF DRIVE ACCORDING TO SAID OAKS AT MOSS PARK PHASE 3 FOR A DISTANCE OF 15.18 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH $40^{\circ} 53^{\prime} 49^{\prime \prime}$ EAST DEPARTING SAID EASTERLY_RIGHT=OF-WAY LINE_FOR_A DISTANCE OF 105.76 FEET TO THE POINT OF CURYATURE OF A CURVE CONCAVE SOUTHWESTERLY AND HAVING A RADIUS OF 225.00 FEET; THENCE RUN SOUTHEASTERLY ALONG THE ARC THEREOF THROUGH A CENTRAL ANGLE OF $344^{\prime \prime} 34^{\prime} 44^{\prime \prime}$ FOR AN ARC LENGTH OF 135.79 FEET, A CHORD BEARING OF SOUTH $23^{\prime} 36^{\prime} 27^{\prime \prime}$ EAST AND A CHORD DISTANCE OF 133.74 FEET TO THE POINT OF TANGENCY; THENCE RUN SOUTH $06{ }^{\circ} 19^{\prime} 06^{\prime \prime}$ EAST FOR A DISTANCE OF 104.01 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 125.00 FEET; THENCE RUN SOUTHEASTERLY ALONG THE ARC THEREÓF THROUGH A CENTRAL ANGLE OF $28^{\prime} 49^{\prime} 40^{\prime \prime}$ FOR AN ARC LENGTH OF 62.89 FEET, A CHORD BEARING OF SOUTH ${ }^{\prime} 20^{\circ} 43^{\prime} 56^{\prime \prime}$ EAST FOR A CHORD DISTANCE OF 62.23 FEET TO THE POINT OF TANGENCY; THENCE RUN SOUTH $35^{\prime} 08^{\prime} 46^{\prime \prime}$ EAST FOR A DISTANCE OF 387.77 FEET; THENCE RUN NORTH $44^{\circ} 21^{\prime} 26^{\prime \prime}$ EAST FOR A DISTANCE OF 196.25 FEET TO THE WESTERLY LINE OF CONSERVATION EASEMENT AS RECORDED IN OFFICIAL RECORDS BOOK 8562, PAGE 3365 OF SAID PUBLIC RECORDS; THENCE RUN SOUTH $65^{\circ} 44^{\prime} 43^{\prime \prime}$ EAST ALONG SAID WESTERLY LINE FOR A DISTANCE OF 21.30 FEET; THENCE DEPARTING SAID WESTERLY LINE RUN SOUTH 44'21'26" WEST FOR A DISTANCE OF 260.16 FEET; THENCE RUN NORTH $35^{\circ} 08^{\prime} 46^{\prime \prime}$ WEST FOR A DISTANCE OF 417.75 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 177.00 FEET; THENCE RUN NORTHWESTERLY ALONG THE ARC THEREOF THROUGH A CENTRAL ANGLE OF $28^{\circ} 49^{\prime \prime} 41^{\prime \prime}$ FOR AN ARC LENGTH OF 89.06 FEET, A CHORD BEARING OF NORTH $20^{\circ} 43^{\prime} 56^{\prime \prime}$ WEST FOR A CHORD DISTANCE OF 88.12 FEET TO THE POINT OF TANGENCY; THENCE RUN NORTH $06^{\prime} 19^{\prime} 06^{\prime \prime}$ WEST FOR A DISTANCE OF 104.01 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE SOUTHEASTERLY AND HAVING A RADIUS OF 173.00 FEET; THENCE RUN NORTHWESTERLY ALONG THE ARC THEREOF AND ALONG THE EASTERLY LINE OF LOT 201 OF SAID OAKS AT MOSS PARK PHASE 3 AND ITS SOUTHERLY EXTENSION THEREOF THROUGH A CENTRAL ANGLE OF $34^{\circ} 34^{\prime} 44^{\prime \prime}$ FOR AN ARC LENGTH OF 104.41 FEET, A CHORD BEARING OF NORTH $23^{\prime} 36^{\prime} 27^{\prime \prime}$ WEST AND A CHORD DISTANCE OF' 102.83 FEET TO THE POINT OF TANGENCY; THENCE RUN NORTH 40'53'49'WEST CONTINUING ALONG SAID EASTERLY LINE FOR A DISTANCE OF 105.76 FEET TO THE NORTHEAST CORNER OF SAID LOT 201 ; THENCE DEPARTING SAID EASTERLY LINE RUN NORTH $49^{\circ} 06^{\prime} 11^{\prime \prime}$ EAST ALONG THE SOUTHERLY LINE OF SAID OAKS AT MOSS PARK PHASE 3. FOR A DISTANCE OF 52.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 46,612 SQUARE FEET OR 1.07 ACRES, MORE OR LESS.

SURVEYOR'S NOTES:

1. THIS IS NOT A BOUNDARY SURVEY.
2. THIS SKETCH IS NOT VALID UNLESS SIGNED AND SEALED WITH AN EMBOSSER SURBEYOR'S SEAL.
3. BEARINGS SHOWN HEREON ARE BASED ON THE EAST LINE OF LOT 223, GANKS AT: KOSS, PARK,

PHASE 3 AS BEING S39"18'54"E.
4. THE DELINEATION OF THE LANDS SHOWN HEREON ARE PER THE CLIENT'S REOUEST.


## SKETCH OF DESCRIPTION



| LINE TABLE |  |  |
| :---: | :---: | :---: |
| LINE | LENGTH | BEARING |
| L1 | 15.18 ${ }^{\prime}$ | S40.53'49"E |
| L2 | 105.76' | S40 $53^{\prime} 49^{\prime \prime} \mathrm{E}$ |
| L3 | 104.01' | S06.19'06"E |
| L4 | 387.77' | S $35{ }^{\circ} 08^{\circ} 46^{\prime \prime} \mathrm{E}$ |
| L5 | 196.25 | N44*21'26"E |
| L6 | $21.30^{\prime}$ | S65* $44^{\prime} 43^{\prime \prime} \mathrm{E}$ |
| L7 | $260.16^{\prime}$ | S44*21'26"W |
| L8 | 417.75' | N $35^{\prime} 08^{\prime} 46^{\prime \prime} \mathrm{W}$ |
| L9 | 104.01' | N06 $19^{\prime} 06^{\prime \prime} \mathrm{W}$ |
| L10 | 105.76 ${ }^{\prime}$ | N $40^{\circ} 53^{\prime} 49^{\prime \prime} \mathrm{W}$ |
| L11 | $52.00^{\prime}$ | N49 ${ }^{\circ} 06^{\prime \prime} 11^{\prime \prime} \mathrm{E}$ |


| CURVE TABLE |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| CURVE | LENGTH | RADIUS | DELTA ANGLE | BEARING | CHORD |  |
| C 1 | $135.79^{\prime}$ | $225.00^{\prime}$ | $34^{\prime} 34^{\prime} 44^{\prime \prime}$ | S23 $36^{\prime} 27^{\prime \prime} \mathrm{E}$ | $133.74^{\prime}$ |  |
| C 2 | $62.89^{\prime}$ | $125.00^{\prime}$ | $28^{\prime} 49^{\prime} 40^{\prime \prime}$ | $\mathrm{S} 20^{\circ} 43^{\prime} 56^{\prime \prime \mathrm{E}}$ | $62.23^{\prime}$ |  |
| C 3 | $89.06^{\prime}$ | $177.00^{\prime}$ | $28^{\prime} 49^{\prime} 41^{\prime \prime}$ | $\mathrm{N}^{\prime} 20^{\prime} 43^{\prime} 56^{\prime \prime} \mathrm{W}$ | $88.12^{\prime}$ |  |
| C 4 | $104.41^{\prime}$ | $173.00^{\prime}$ | $34^{\prime} 34^{\prime} 44^{\prime \prime}$ | $\mathrm{N}^{\prime} 23^{\prime} 36^{\prime} 27^{\prime \prime} \mathrm{W}$ | $102.83^{\prime}$ |  |

JOB NO. 20130003
OATE: _ $10 / 19 / 2016$
SCALE: $1^{\prime \prime}=200$ FEET
FIELD BY: N/A

CALCULATED BY:___JDS
DRAWN BY: $\qquad$
CHECKED BY. MR MR.

