Interoffice Memorandum



TO:

REAL ESTATE MANAGEMENT ITEM 5

DATE:	September 29, 2017

Mayor Teresa Jacobs and the Board of County Commissioners

THROUGH:Paul Sladek, ManagerReal Estate Management Division

FROM: Theresa A. Avery, Senior Title Examiner TA

- CONTACT PERSON: Paul Sladek, Manager
- DIVISION: Real Estate Management Phone: (407) 836-7090

ACTION

- **REQUESTED:** APPROVAL OF UTILITY EASEMENT FROM SCI FUNERAL SERVICES OF FLORIDA, LLC, AS SUCCESSOR BY CONVERSION TO SCI FUNERAL SERVICES OF FLORIDA, INC., AS SUCCESSOR BY MERGER TO WOODLAWN MEMORIAL PARK, INC., F/K/A FLORIDA PARK CEMETERY COMPANY TO ORANGE COUNTY AND AUTHORIZATION TO RECORD INSTRUMENT
- **PROJECT:** Woodlawn Cemetery Reclaimed Water Connection Permit: B17901363 OCU File # 92246

District 1

PURPOSE: To provide for access, construction, operation, and maintenance of utility facilities as a requirement of development.

ITEM: Utility Easement Cost: Donation Total size: 365 square feet

- APPROVALS: Real Estate Management Division Utilities Department
- **REMARKS:** Grantor to pay all recording fees.

THIS IS A DONATION

Project: Woodlawn Cemetery Reclaimed Water Connection Permit: B17901363 OCU File # 92246

UTILITY EASEMENT

THIS INDENTURE, Made this <u>29</u> day of <u>4ugust</u>, A.D. 20<u>11</u>, between SCI Funeral Services of Florida, LLC, a Florida limited liability company, as successor by conversion to SCI Funeral Services of Florida, Inc., a Florida corporation, as successor by merger to Woodlawn Memorial Park, Inc., a Florida corporation f/k/a Florida Park Cemetery Company, having its principal place of business in the city of <u>60tha</u>, whose address is <u>400 Woodlawn Cenveleng Road</u>

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.

WITNESSETH, That the GRANTOR, in consideration of the sum of \$1.00 and other valuable considerations, paid by the GRANTEE, the receipt whereof is hereby acknowledged, does hereby give and grant to the GRANTEE and its assigns, a right-of-way and easement for utility purposes, with full authority to enter upon, excavate, construct and maintain, as the GRANTEE and its assigns may deem necessary, water lines, wastewater lines, reclaimed water lines, and any other utility facilities over, under and upon the following described lands situate in Orange County aforesaid, to-wit:

SEE ATTACHED EXHIBIT "A"

Property Appraiser's Parcel Identification Number:

a portion of <u>33-22-28-0000-00-001</u>

TO HAVE AND TO HOLD said right-of-way and easement unto said GRANTEE and its assigns forever.

THE GRANTEE herein and its assigns shall have the right to clear and keep clear all trees, undergrowth and other obstructions that may interfere with normal operation or maintenance of the utilities and any facilities placed thereon by the GRANTEE and its assigns, out of and away from the herein granted right-of-way, and the GRANTOR, its successors and assigns, agree not to build, construct, or create, nor permit others to build, construct, or create any buildings or other structures on the herein granted right-of-way that may interfere with the normal operation or maintenance of the utility facilities installed thereon.

GRANTEE may at any time increase its use of the easement, change the location of pipelines or other facilities within the boundaries of the easement right-of-way, or modify the size of existing pipelines or other improvements as it may determine in its sole discretion from time to time without paying any additional compensation to GRANTOR or GRANTOR'S heirs, successors, or assigns, provided GRANTEE does not expand its use of the easement beyond the easement boundaries described above.

Project: Woodlawn Cemetery Reclaimed Water Connection Permit: B17901363 OCU File # 92246

GRANTEE'S obligation to restore landscaping shall be limited to an obligation to restore to Orange County landscaping standards for Orange County right-of-way and shall not include an obligation to restore to exotic or enhanced landscaping standards.

IN WITNESS WHEREOF, the GRANTOR has caused these presents to be executed in its name.

SCI Funeral Services of Florida, LLC, a Florida limited liability company, as successor by conversion to SCI Funeral Services of Florida, Inc., a Florida corporation, as successor by merger to Woodlawn Memorial Park, Inc., a Florida corporation f/k/a Elorida Park Cemetery Company

Name

Signed, sealed, and delivered

in the presence of:

(Signature of TWO witnesses required by Florida law)

STATE OF Florida COUNTY OF PINELLAS

The foregoing instrument was acknowledged before me this 29 day of August , as President 2011, by Nihle Longino of SCI Funeral Services of Florida, LLC, a Florida limited liability company, as successor by conversion to SCI Funeral Services of Florida, Inc., a Florida corporation, as successor by merger to Woodlawn Memorial Park, Inc., a Florida corporation f/k/a Florida Park Cemetery Company, on behalf of the limited liability company. He/she [X] is personally known to me, or [] has produced as identification.



This instrument prepared by: Theresa Avery, a staff employee in the course of duty with the **Real Estate Management Division** of Orange County, Florida

Nenbrail

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Printed Notary Name

Notary Public in and for the County and State aforesaid

My commission expires: Mar 25, 2020

S:\Forms & Master Does\Project Document Files\1_Mise. Documents\W\Woodlawn Cemetery Reclaimed Water Connection Permit B17901363 OCU File # 92246 UE.doc 07-07-17srb

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