Interoffice Memorandum



# **REAL ESTATE MANAGEMENT ITEM 9**

| DATE:                | February 18, 2019   |
|----------------------|---|
| TO:                  | Mayor Jerry L. Demings<br>and the<br>Board of County Commissioners  |
| THROUGH:             | Paul Sladek, Manager 185<br>Real Estate Management Division   |
| FROM:                | Monica Hand, Senior Title Examiner <b>D3</b> for<br>Real Estate Management Division   |
| CONTACT<br>PERSON:   | Paul Sladek, Manager  |
| DIVISION:            | Real Estate Management<br>Phone: (407) 836-7090   |
| ACTION<br>REQUESTED: | Approval of Special Warranty Deed, Drainage Easements, Slope<br>Easement, Pedestrian and Landscape Easement, and Transit, Pedestrian<br>and Utility Easement from Hilton Resorts Corporation to Orange County<br>and authorization to perform all actions necessary and incidental to closing |
| PROJECT:             | Palm Parkway Connector  |
|                      | District 1  |
| PURPOSE:             | To provide for access, construction, operation, and maintenance of road improvements as a requirement of a road network agreement.  |
| ITEMS:               | Special Warranty Deed<br>Cost: Donation<br>Size: 4,649 square feet  |
|                      | Drainage Easements (2)<br>Cost: Donation<br>Total size: 1.04 acres  |
|                      | Slope Easement<br>Cost: Donation<br>Total size: 22,065 square feet  |

Real Estate Management Division Agenda Item 9 February 18, 2019 Page 2

> Pedestrian and Landscape Easement Cost: Donation Size: 12,006 square feet

Transit, Pedestrian and Utility Easement Cost: Donation Size: 7,287 square feet

APPROVALS: Real Estate Management Division County Attorney's Office Public Works Department Risk Management Division Transportation Planning Division

## **REMARKS:** These conveyances are requirements of the Palm Parkway to Apopka-Vineland Connector Road Agreement approved by the Board on December 6, 2005, as amended and supplemented.

Approval of this item is contingent upon approval of all other Palm Parkway Connector agenda items being processed concurrently by the Real Estate Management Division and upon approval of Petition to Vacate No. 15-12-026 which is being processed concurrently by the Public Works Department.

Grantor to pay all closing costs and prorated taxes.

The backup documentation for this item has been delivered under separate cover. It may also be accessed online as part of the e-Agenda by <u>clicking here</u>.

APPROVED BY ORANGE COUNTY BOARD OE COUNTY COMMISSIONERS FEB 2 6 2019

This Instrument was prepared by, and upon recording please return to:

James G. Willard, Esq. Shutts & Bowen LLP 300 South Orange Avenue, Suite 1600 Orlando, Florida 32801 Telephone: (407) 423-3200

Parcel ID No.: Portion of 15-24-28-7744-99-999

PROJECT: PALM PARKWAY CONNECTOR

#### SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED is made and executed as of the <u>3</u> day of <u>DL</u>. 2018, by HILTON RESORTS CORPORATION, a Delaware corporation. authorized to transact business in the State of Florida, whose address 5323 Millenia Lakes Boulevard. Suite 400, Orlando. Florida 32839 (hereinafter referred to as the "Grantor"). to ORANGE COUNTY, a charter county and political subdivision of the State of Florida, whose address is P.O. Box 1393. Orlando, Florida, 32802-1393 (hereinafter referred to as the "Grantee").

#### WITNESSETH:

That the Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) and other valuable considerations, the receipt and sufficiency of which are hereby acknowledged by these presents does grant, bargain, sell, alien, remise, release, convey and confirm unto the Grantee that certain piece, parcel or tract of land situated in Orange County, Florida, more particularly described as follows (hereinafter referred to as the "Subject Property"):

## See Exhibit "A" attached hereto and made a part hereof.

**TOGETHER WITH** all the tenements, hereditaments, easements and appurtenances, including riparian rights, if any, thereto belonging or in anywise appertaining:

TO HAVE AND TO HOLD the Subject Property in fee simple forever.

AND the Grantor does hereby covenant with and warrant to the Grantee that the Grantor is lawfully seized of the Subject Property in fee simple; that the Grantor has good right and lawful authority to sell and convey the Subject Property: and that the Grantor fully warrants the title to the Subject Property and will defend the same against the lawful claims of all persons claiming by, through or under the Grantor, but against none other.

THE conveyance made herein, however, is expressly made SUBJECT TO ad valorem real property taxes and assessments for the year 2018 and thereafter, and covenants, conditions, easements and restrictions of record, if any, the reference to which shall not operate to reimpose the same.

[SIGNATURES APPEAR ON FOLLOWING PAGE]

**IN WITNESS WHEREOF.** the Grantor has caused these presents to be executed in manner and form sufficient to bind it as of the day and year first above written.

Signed, sealed and delivered in the presence of:

## "Grantor"

HILTON RESORTS CORPORATION, a Delaware corporation

Witness 1 sign: Marie Milean Witness 1 print name: Marie Milian

Print name: MICHAEL ELLIOT Title: SR. VICE PRECIDENT

Witness 2 sign: Rill hak Boul W

Witness 2 print name: Rebekah Bowers

[corporate seal]

# STATE OF FLORIDA COUNTY OF Drange

The foregoing instrument was acknowledged before me this <u>31</u> day of <u>December</u>. 2018, by <u>Michael EllipH</u>, as <u>3VP</u> of HILTON RESORTS CORPORATION, a Delaware corporation, on behalf of said corporation. He is <u>personally known to me or has produced</u> as <u>identification</u>.

(NOTARY SEAL) JOHN STARKS JR lotary Public – State of Florida Commission # GG 151334 My Comm. Expires Oct 15, 2021 Bonded through National Notary Assn

Notary Public Signature

John Starks Jr. Typed or Printed Notary Name Notary Public - State of Florida Commission No. Gen 151 334 My Commission Expires: Oct. 15, 2021

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# Exhibit "A"

# to Special Warranty Deed

# Legal Description (Parcel 104)

[See attached Sketch and Legal Descriptions]

SCHEDULE "A" <u>PALM PARKWAY TO APOPKA-VINELAND</u> <u>CONNECTOR ROAD</u> <u>PARCEL 104</u> ESTATE: Fee Simple PURPOSE: Road Right of Way

#### PARCEL 104

A Portion of RUBY LAKE, according to the Plat thereof as recorded in Plat Book 67, Pages 42 through 48 in Section 15, Township 24 South, Range 28 East, of the Public Records of Grange County, Florida, being more particularly described as follows:

Commence at the Southeast corner of the Northeast quarter of Section 15, Township 24 South, Range 28 East, Orange County, Florida; thence North 00'00'35" East, a distance of 159.62 feet along the East line of said Northeast quarter of Section 15 to the Southeast corner of that certain parcel of land as described and recorded in Official Records Book 8508. Page 745, Public Records of Orange County, Florida; thence continue North 00'00'35" East, a distance of 15.43 feet along said East line and the Easterly fine of said parcel of land to point on a non-tangent curve concove Northeasterly, having a radius of 585.00 feet and a chore bearing of North 16'27'03" West; thence leaving said East line of Section 15, run Northwesterly along the arc of said curve and said Easterly line of said parcel of land, through a central angle of 32'29'41", a distance of 331.78 feet to the point of tangency; thence North 00'12'11" West, a distance of 359.27 feet along said Easterly line to the point of curvature of a curve concave Westerly, having a radius of 415.00 feet; thence Northerly along the arc of said curve and said Easterly line through a central angle of 11'25'08", a distance of 82.71 feet for the POINT OF BEGINNING, said Point of Beginning being a point on a non-tangent curve concave Southwesterly, having a radius of 666.00 feet and a chord bearing of North 41'59'44" West; thence leaving said Easterly line, run Northwesterly along the arc of said curve, through a central angle of 36\*43'50", a distance of 426.95 feet to a point on the dipresaid Easterly line, said Easterly line being a non-tangent curve concave Southwesterly, having a radius of 415.00 feet and a chord bearing of South 68-39'25" East; thence Southeasterly along the arc of said curve and said Easterly tine, through a central angle of 07'25'24", a distance of 53.77 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 666.00 feet and a chord bearing of South 44"32'28" East; thence Southeasterly along the arc of sold curve and sold Easterly line, through a central angle of 25'05'42", a distance of 291.70 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 415.00 feet and a chord bearing of South 17.52'48" East; thence Southeasterly along the arc of said curve and said Easterly line, through a central angle of 12'30'53", a distance of 90.64 feet to the POINT OF BEGINNING.

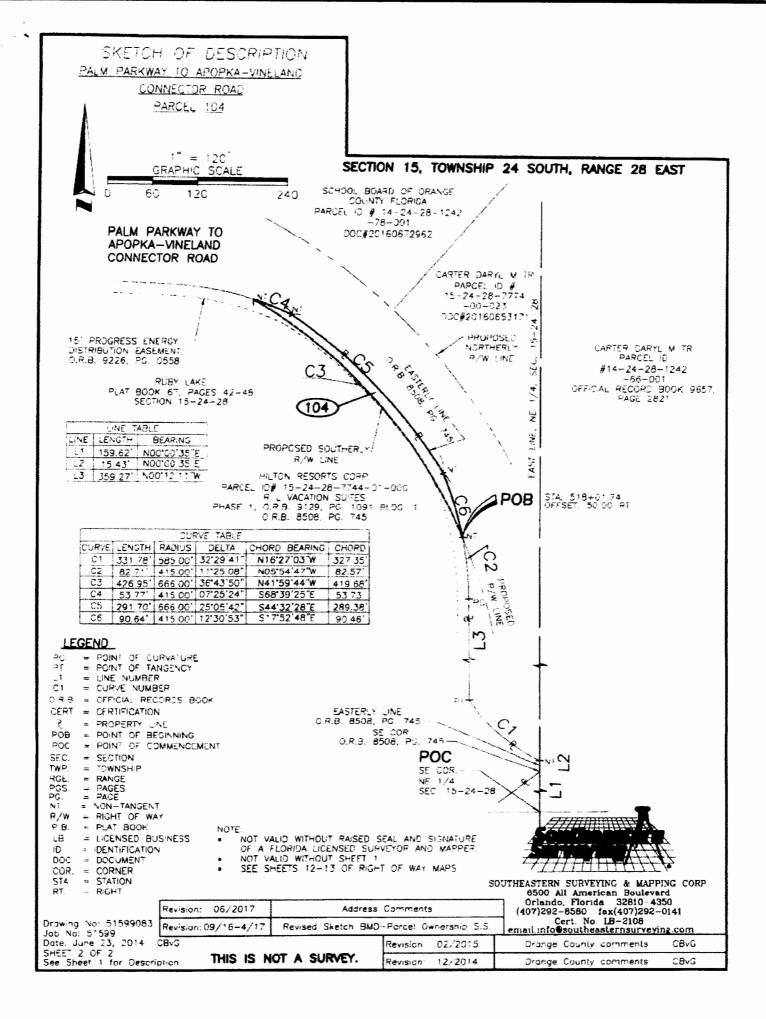
Containing 4,649 square feet more or less.

#### SURVEYORS REPORT

- Bearings shown hereon are based on the East line of the Northeast 1/4 of Section 15, Township 24 South, Range 28. East being North 00'00'35" East.
- I have reviewed the First American title search report #2037-3170(360), dated May 21, 2014 and all
  recorded encumbrances, except iens, identified in the title search report have been shown or noted.
- 3. Thereby certify that the "Sketch of Description" of the above described property is true and aprrect 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 CHAPTER 53-17.050-1052 requirements.

 Not valid without the raised seal and signature of a Florida Licensed Surveyor and Mapper. Not valid without sheet 2.

| Revision: 06/2017    | Address C           | Comments                 | Revision 0.  | 2/2015       | Orange County comments CBvG  |  |  |
|----------------------|---------------------|--------------------------|--|--------------|--|--|--|
| Revision: 09/16-4/17 | Revised Sketch BMC- | Parcel Ownership S.S.    | Revision 1   | 2/2014       | Orange County comments CBvG  |  |  |
| DESCR                | IPTION              | Dote:<br>June 23,        | 2014 CB  |              | ertification Number LB2108 515990  |  |  |
| I                    | OR                  | Job Number:<br>51599     | Scole:<br>1" = 12  | : <b>0</b> ' |  |  |  |
| ORANGE               |                     |                          | Chapter 5J-17.050052, Florido<br>Administrative Code requires that   |              | SOUTHEASTERN SURVEYING AND<br>MAPPING CORPORATION<br>6500 All American Boulevard |  |  |
|                      |                     | the notat                | enotation that<br>NOT A SURVEY.<br>Orlando, Florida 32810-4350<br>(407)292-8590 fax(407)292-0<br>enotatic info@pollheasterpsurveying |              |  |  |  |
|                      | UNIA<br>RNMENT      |                          |  |              | ( 1 am h Rob   |  |  |
| FLO                  | R I D A             | SHEET 1<br>SEE SHEETS 2- | •  | тсн          | JAMES L. PETERSEN<br>RECIPTERED LAND SURVEYOR Number 4791                        |  |  |



APPROVED BY ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS FEB 2 6 2019

This Instrument was prepared by, and upon recording please return to:

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James G. Willard, Esq. Shutts & Bowen LLP 300 South Orange Avenue, Suite 1600 Orlando, Florida 32801 Telephone: (407) 423-3200

Parcel ID No.: Portion of 15-24-28-7744-99-999

PROJECT: PALM PARKWAY CONNECTOR

#### DRAINAGE EASEMENT

THIS DRAINAGE EASEMENT is made and entered this <u>3</u> day of <u>0</u>*L*. 2018, by HILTON RESORTS CORPORATION, a Delaware corporation, authorized to transact business in the State of Florida, whose address is 5323 Millenia Lakes Boulevard, Suite 400, Orlando, Florida 32839 ("Grantor"), and ORANGE COUNTY. a charter county and political subdivision of the State of Florida, whose post office address is Box 1393, Orlando, Florida 32802-1393 ("Grantee").

#### WITNESSETH:

**THAT GRANTOR**, in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other valuable considerations, paid by Grantee, the receipt whereof is hereby acknowledged, does hereby give and grant to Grantee and its assigns, a nonexclusive easement for drainage purposes (the "**Drainage Easement**"), as depicted on that certain set of "Construction Plans For Palm Parkway To Hilton Driveway Connector Road," approved by the Manager of the Engineering Division of the Orange County Utilities Department on December 15. 2017. and approved by the Orange County Engineer on January 12, 2018 (the "**Construction Plans**"), with full authority to enter upon, construct and maintain, as Grantee and its assigns may deem necessary, a drainage ditch, pipe, or facility (the "**Drainage Facilities**") over, under, and upon the following described lands situate in Orange County aforesaid to-wit:

#### SEE ATTACHED EXHIBIT "A" (the "Easement Area")

TO HAVE AND TO HOLD said easement unto Grantee and its assigns forever.

Grantee 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 drainage ditch, pipe, or facility, out of and away from the herein granted easement, and the Grantor, its heirs, 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 easement that may interfere with the normal operation or maintenance of the drainage ditch, pipe, or facility.

[SIGNATURES ON FOLLOWING PAGE]

IN WITNESS WHEREOF, Grantor has executed this Drainage Easement on the day and year first written above.

Signed, sealed and delivered in the presence of:

1

## **"GRANTOR"**

By:

HILTON RESORTS CORPORATION, a Delaware corporation

Title: SR. VILL PARIDENT

Witness 1 sign: Mare Milen

Witness 1 print name: Marie Milian Print name: Milliger Ellos

Witness 2 sign: Receptab Bouers

Witness 2 print name: Rebekah Bowers

(Signature of TWO witnesses required by Florida law)

# STATE OF FLORIDA COUNTY OF Drange

The foregoing instrument was acknowledged before me this  $31^{\text{St}}$ dav of December, 2018, by Michael Ellict, as SVP of HILTON RESORTS CORPORATION, a Delaware corporation, on behalf of said corporation. He is as identification. personally known to me or has produced

(NOT) JOHN STARKS JR Notary Public – State of Florida Commission # GG 151334 My Comm. Expires Oct 15, 2021 ded through National Notary Assn.

Notary Public Signature John Starks Jr.

Typed or Printed Notary Name Notary Public - State of Florida Commission No. GG1 151 334 My Commission Expires: Oct. 15, ZOLI

ORLDOCS 16477337 1

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# Exhibit "A"

# to Drainage Easement

# Legal Description of Easement Area

(Parcels 804E and 804F)

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[See attached Sketch and Legal Descriptions]

## SCHEDULE "A" <u>PALM PARKWAY TO APOPKA-VINELAND</u> <u>CONNECTOR ROAD</u> <u>PARCEL 804E</u> ESTATE: Perpetual Easement PURPOSE: 20' Drainage Easement

PARCEL 804E

A Portion of RUBY LAKE, according to the Plat thereof as recorded in Plat Book 67, Pages 42 through 48 in Section 15, Township 24 South, Range 28 East, of the Public Records of Orange County, Florida, being more particularly described as follows:

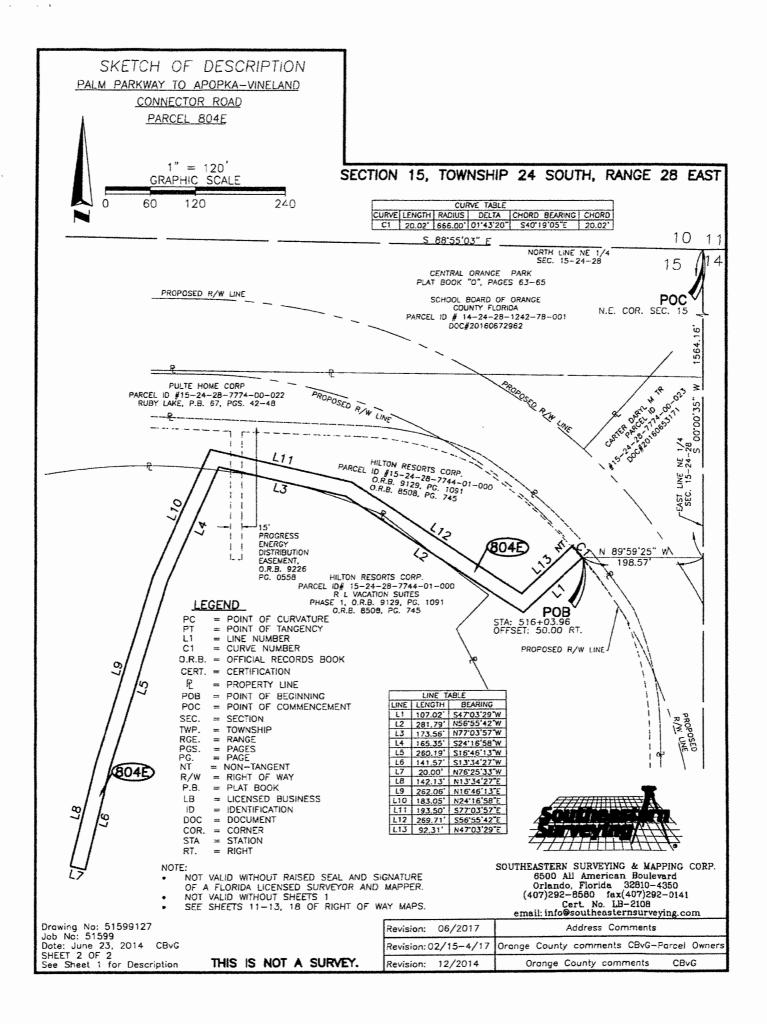
Commence at the Northeast corner of Section 15, Township 24 South, Range 28 East, Orange County, Florida; thence South 00'00'35" West, a distance of 1564.16 feet along the East line of said Northeast quarter of Section 15 to a point; thence departing said East line, North 89'59'25" West, o distance of 198.57 feet to the POINT OF BEGINNING; thence South 47'03'29" West, a distance of 107.02 feet; thence North 56'55'42" West, a distance of 281.79 feet; thence North 77'03'57" West, a distance of 173.56 feet; thence South 24'16'58" West, o distance of 165.35 feet; thence South 16'46'13" West, a distance of 260.19 feet; thence South 13'34'27" West, a distance of 141.57 feet; thence North 76'25'33" West, a distance of 20.00 feet; thence North 13'34'27" East, a distance of 142.13 feet; thence North 16'46'13" East, a distance of 262.06 feet; thence North 24'16'58" East, a distance of 183.05 feet; thence South 77'03'57" East, a distance of 92.31 feet to a point on a non-tangent curve concave Southwesterly, hoving a rodius of 566.00 feet and a chord bearing of South 40'19'05" East; thence Southeasterly olong the arc of said curve, through a central angle of 01'43'20", a distance of 20.02 feet to the POINT OF BEGINNING.

Containing 0.522 ocres, more or less.

#### SURVEYORS REPORT

- 1. Bearings shown hereon are based on the North line of the Northeast 1/4 of Section 15, Township 24 South, Range 28 East being South 88\*55'03" East.
- 2. I have reviewed the First American title search report #2037-3170(360), dated May 21, 2014 and all recorded encumbrances, except liens, identified in the title search report have been shown or noted.
- 3. 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 CHAPTER 5J-17.050-.052 requirements.
- 4. Not volid without the raised seal and signature of a Florida Licensed Surveyor and Mapper. Not valid without sheet 2

|                       |                             | Revision: 06/2017                       | Address Comments   |
|-----------------------|-----------------------------|---|--|
|                       |                             | Revision: 02/15-4/                      | 17 Orange County comments CBvG-Parcel Owners                                     |
|                       |                             | Revision: 12/2014                       | Orange County comments CBvG  |
| DESCRIPTION           | Date:<br>June 23,           | 2014 CBvG                               | Certification Number LB2108 51599127   |
| FOR                   | Job Number:<br><b>51599</b> | Scole:<br>1" = 120'                     |  |
| ORANGE                |                             | 050—.052, Florida<br>Code requires that | SOUTHEASTERN SURVEYING AND<br>MAPPING CORPORATION<br>6500 All American Boulevard |
| CT V                  | a legal descript            | ion drawing bear<br>ition that          | Orlando, Florida 32810-4350<br>(402)292-8380 fax(407)292-0141                    |
| COUNTY                | THIS IS NOT                 | A SURVEY.                               | ereal: info@outheasternsurveying om  |
| GOVERNMENT<br>FLORIDA | SHEET                       | 1                                       | JAMES L PETERSEN   |
|                       | SEE SHEETS                  | 2 FOR SKETCH                            | REGISTERED LAND SURVEYOR Number 4791   |



## SCHEDULE "A" <u>PALM PARKWAY TO APOPKA-VINELAND</u> <u>CONNECTOR ROAD</u> <u>PARCEL 804F</u> ESTATE: Perpetual Easement PURPOSE: 20' Drainage Easement

PARCEL 804F

A Portion of RUBY LAKE, according to the Plat thereof as recorded in Plat Book 67, Pages 42 through 48 in Section 15, Township 24 South, Range 28 East, of the Public Records of Orange County, Florida, being more particularly described as follows:

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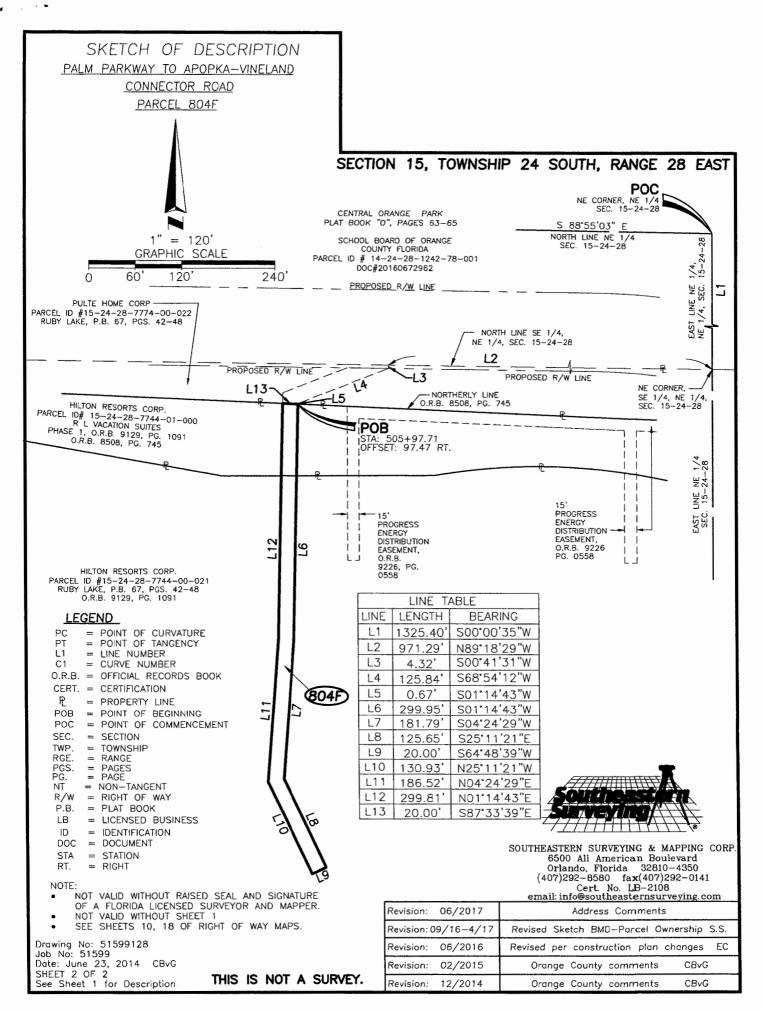
Commence at the Northeast corner of the Northeast quarter of Section 15, Township 24 South, Range 28 East, Orange County, Florida; thence South 00'00'35" West, a distance of 1325.40 feet along the East line of said Northeast quarter to the Northeast corner of the Southeast quarter of said Northeast quarter of Section 15; thence North 89'18'29" West, a distance of 971.29 feet along the North line of said Southeast quarter of the Northeast quarter; thence leaving said North line, run South 00'41'31" West, a distance of 4.32 feet; thence South 68'54'12" West, a distance of 125.84 feet; thence South 01'14'43" West, a distance of 0.67 feet to a point on the Northerly line of that certain parcel of land as described and recorded in Official Records Book 8508, Page 745, Public Records of Orange County, Florida for a POINT OF BEGINNING; thence leaving said Northerly line, South 01'14'43" West, a distance of 299.95 feet; thence South 04'24'29" West, a distance of 181.79 feet; thence South 25'11'21" East, a distance of 130.93 feet; thence North 04'24'29" East, a distance of 20.00 feet; thence North 01'14'43" East, a distance of 299.81 feet to the aforementioned Northerly line of that certain parcel of land as described and records Book 8508, Page 745; thence South 87'33'39" East, a distance of 20.00 feet along said Northerly line to the POINT OF BEGINNING.

Containing 12,247 square feet more or less.

#### SURVEYORS REPORT

- 1. Bearings shown hereon are based on the North line of the Northeast 1/4 of Section 15, Township 24 South, Range 28 East being South 88'55'03" East.
- 2. I have reviewed the First American title search report #2037-3170(360), dated May 21, 2014 and all recorded encumbrances, except liens, identified in the title search report have been shown or noted.
- 3. 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 CHAPTER 5J-17.050-.052 requirements.
- 4. Not valid without the raised seal and signature of a Florida Licensed Surveyor and Mapper. Not valid without sheet 2

| Not valia without sheet 2      |  | Revision: 06/201                                  | 7 Address Comments  |
|--------------------------------|--|---|---|
|                                |  | Revision: 09/16-4/                                | /17 Revised Sketch BMD-Parcel Ownership S.S.  |
|                                |  | Revision: 06/201                                  | 6 Revised per construction plan changes EC  |
|                                |  | Revision: 02/201                                  | 5 Orange County comments CBvG   |
|                                |  | Revision: 12/201                                  | 4 Orange County comments CBvG   |
| DESCRIPTION                    | Date:<br>June 23,  | 2014 CBvG   | Certification Namber 182108. 51599128   |
| FOR                            | Job Number:<br>51599   | Scale:<br>1" = 120'                               |   |
| ORANGE<br>COUNTY<br>GOVERNMENT | Chapter 5J-17.0<br>Administrative Ca<br>a legal description<br>the nata<br>THIS IS NOT | ode requires that<br>on drawing bear<br>tion that | soffiniteastrean ServeyNC AND<br>MAPPING CORPORATION<br>6500 All American Boulevard<br>Orlando SiTodida 33970-4350<br>(401-432-8090 fax(407)293-014<br>emeil / hb3 9 outheastein Surveying om |
| FLORIDA                        | SHEET 1<br>SEE SHEETS 2  |   | JAMES L PETERSEN<br>REGISTERED LAND SURVEYOR Number 4791  |



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APPROVED BY ORANGE COUNTY BOARD OF. COUNTY COMMISSIONERS FEB 2 6 2019

This Instrument was prepared by, and upon recording please return to:

James G. Willard, Esq. Shutts & Bowen LLP 300 South Orange Avenue, Suite 1600 Orlando, Florida 32801 Telephone: (407) 423-3200

Parcel ID No.: Portion of 15-24-28-7744-99-999 PROJECT: PALM PARKWAY CONNECTOR (RIFCC)

#### **DRAINAGE EASEMENT**

THIS DRAINAGE EASEMENT is made and entered this 7<sup>th</sup> day of 6<sup>th</sup> he have 1, 2019, by HILTON RESORTS CORPORATION, a Delaware corporation, authorized to transact business in the State of Florida, whose address is 5323 Millenia Lakes Boulevard, Suite 400, Orlando, Florida 32839 ("Grantor"), and ORANGE COUNTY, a charter county and political subdivision of the State of Florida, whose post office address is Box 1393, Orlando, Florida 32802-1393 ("Grantee").

## WITNESSETH:

**THAT GRANTOR**, in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other valuable considerations, paid by Grantee, the receipt whereof is hereby acknowledged, does hereby give and grant to Grantee and its assigns, a nonexclusive easement for drainage purposes (the "**Drainage Easement**"), as depicted on that certain set of "Construction Plans For Palm Parkway To Hilton Driveway Connector Road," approved by the Manager of the Engineering Division of the Orange County Utilities Department on December 15, 2017, and approved by the Orange County Engineer on January 12, 2018 (the "**Construction Plans**"), with full authority to enter upon, construct and maintain, as Grantee and its assigns may deem necessary for the implementation of the Construction Plans, a drainage ditch, pipe, or facility (the "**Drainage Facilities**") over, under, and upon the following described lands situate in Orange County aforesaid to-wit:

## SEE ATTACHED EXHIBIT "A" (the "Easement Area")

TO HAVE AND TO HOLD said easement unto Grantee and its assigns forever.

Grantee 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 drainage ditch, pipe, or facility, out of and away from the herein granted easement, and the Grantor, its heirs, 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 easement that may interfere with the normal operation or maintenance of the drainage ditch, pipe, or facility.

[SIGNATURES ON FOLLOWING PAGE]

**IN WITNESS WHEREOF**, Grantor has executed this Drainage Easement on the day and year first written above.

Signed, sealed and delivered in the presence of:

## "GRANTOR"

HILTON RESORTS CORPORATION, a Delaware corporation

Witness 1 sign / A South Witness 1 print name: Thanks A. Condia

By: Kelly wodde

| Witness 2 sign:       | $\not\!$ |   |
|-----------------------|--|---|
| Witness 2 print name: | Lenois Black   | - |

(Signature of **TWO** witnesses required by , Florida law)

# STATE OF FLORIDA COUNTY OF Orange

The foregoing instrument was acknowledged before me this <u>The</u> day of <u>February</u>, 2019, by <u>Kelly Lodce</u>, as <u>Assistant Secretary</u> of and on behalf of HILTON RESORTS CORPORATION, a Delaware corporation. He/She is personally known to me or has produced \_\_\_\_\_\_\_ as identification.

(NOTARY SEAL)

JOHN STARKS JR Notary Public – State of Florida Commission # GG 151334 My Comm. Expires Oct 15, 2021 Bonded through National Notary Assn.

|       | tom)      | Shi      | 6-          | ~ )  | 5 |  |
|-------|-----------|----------|-------------|------|---|--|
| Notar | y Public  | Signatu  | re          | -    | , |  |
| E_    | onn       | Star     | - <u>ks</u> | -7.0 |   |  |
| Турес | l or Prin | ted Nota | ary Na      | ime  |   |  |

Notary Public – State of Florida Commission No. <u>6615133</u> My Commission Expires: <u>Oct. 16, 2021</u>

# Exhibit "A"

# to Drainage Easement

# Legal Description of Easement Area

(Parcel 804D)

[See attached Sketch and Legal Description]

## SCHEDULE "A" <u>PALM PARKWAY TO APOPKA-VINELAND</u> <u>CONNECTOR ROAD</u> <u>PARCEL 804D</u> ESTATE: Perpetual Easement PURPOSE: 20' Drainage Easement

#### PARCEL 804D

A Portion of RUBY LAKE, according to the Plat thereof as recorded in Plat Book 67, Pages 42 through 48 in Section 15, Township 24 South, Range 28 East, of the Public Records of Orange County, Florida, being more particularly described as follows:

Commence at the Southeast corner of the Northeast guarter of Section 15, Township 24 South, Range 28 East, Orange County, Florida; thence North 00'00'35" East, a distance of 159.62 feet along the East line of said Northeast quarter of Section 15 to the Southeast corner of that certain parcel of land as described and recorded in Official Records Book 8508, Page 745, Public Records of Orange County, Florida; thence continue North 00'00'35" East, a distance of 15.43 feet along said East line and the Easterly line of said parcel of land to point on a non-tangent curve concave Northeasterly, having a radius of 585.00 feet and a chord bearing of North 31'49'28" West; thence Northwesterly along the arc of said curve and said Easterly line, through a central angle of 01°44′49″, a distance of 17.84 feet for the POINT OF BEGINNING; thence leaving said Easterly line, run North 89'55'53" West, a distance of 198.84 feet; thence North 63.05'55" West, a distance of 198.21 feet; thence South 81.22'32" West, a distance of 100.17 feet; thence South 59'50'18" West, a distance of 18.44 feet to a point on the Westerly line of the aforesaid parcel of land, said Westerly line being a non-tangent curve concave Southwesterly, having a radius of 500.00 feet and a chord bearing of North 40.03'54" West; thence Northwesterly along the arc of said curve and said Westerly line, through a central angle of 02°19'36", a distance of 20.30 feet; thence North 59°50'18" East, a distance of 25.73 feet; thence North 81°22'32" East, a distance of 110.38 feet; thence South 63°05'55" East, a distance of 199.84 feet; thence South 89'55'53" East, a distance of 182.57 feet to a point on the oforesaid Easterly line; said Easterly line being a non-tangent curve concave Northeasterly, having a radius of 585.00 feet, and a chord bearing of South 29'49'16" East; thence Southeasterly along the arc of said curve and said Easterly line, through a central angle of 02'15'34", a distance of 23.07 feet to the POINT OF BEGINNING.

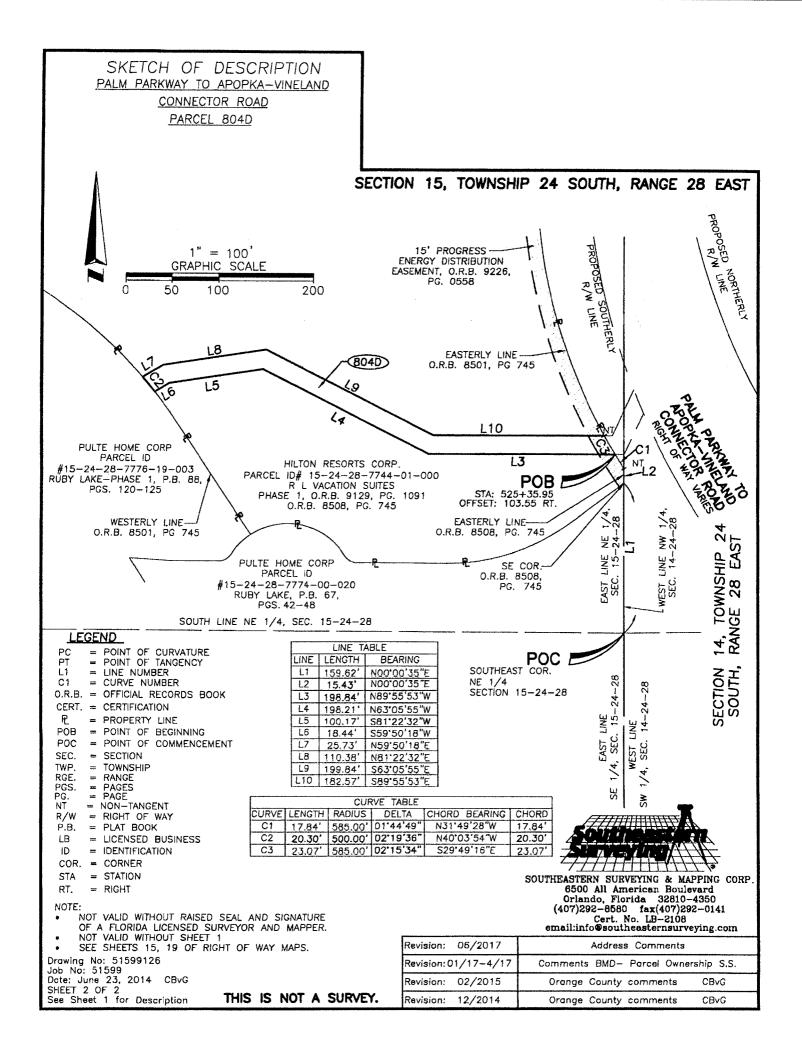
Contoining 10,339 square feet more or less.

#### SURVEYORS REPORT

- 1. Bearings shown hereon are based on the East line of the Northeast 1/4 of Section 15, Township 24 South, Range 28 East being North 00'00'35" East.
- 2. I have reviewed the First American title search report #2037-3170(360), dated May 21, 2014 and all recorded encumbrances, except liens, identified in the title search report have been shown or noted.
- 3. I hereby certify that the "Sketch of Description" af 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 CHAPTER 5J-17.050-.052 requirements.

4. Not valid without the raised seal and signature of a Florida Licensed Surveyor and Mapper. Not valid without sheet 2.

| Revision: 06/2017    | Address Co         | mments  | Revision: 02/201                     | 15 Orange County comments CBvG   |
|----------------------|--------------------|---|--------------------------------------|--|
| Revision: 01/17-4/17 | Comments BMD— Para | cel Ownership S.S.  | Revision: 12/201                     | 14 Orange County comments CBvG   |
| DESCR                | RIPTION            | Dote:<br>June 23,   | 2014 CB <del>v</del> G               | Certification Number LB2108 51599126   |
| I<br>O D             | FOR                | Job Number:<br><b>51599</b>   | Scale:<br>1" = 100'                  |  |
|                      | ANGE               | Chapter 5J17.0<br>Administrative C<br>a legal descripti<br>the nota | ode requires that<br>on drawing bear | SOUTHEASTERN SURVEYING AND<br>MAPPING CORPORATION<br>6500 All American Boulevard<br>Orlando, Florida, 32810-4350<br>(402)292-8580 fax(407)292-0141 |
|                      | UNTY               | THIS IS NOT   |                                      | email: info@poiltheasternsurvejing.com   |
|                      | R I D A            | SHEET 1<br>SEE SHEETS 2   |                                      | JAMES L. PETERSEN<br>REGISTERED LAND SURVEYOR Number 4791  |



APPROVED BY ORANGE COUNTY BOARD OE COUNTY COMMISSIONERS FEB 2 6 2019

This Instrument was prepared by, and upon recording please return to:

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James G. Willard, Esq. Shutts & Bowen LLP 300 South Orange Avenue, Suite 1600 Orlando, Florida 32801 Telephone: (407) 423-3200

Parcel ID No.: Portion of 15-24-28-7744-99-999

PROJECT: PALM PARKWAY CONNECTOR

#### **SLOPE EASEMENT**

(804B and 804C)

THIS SLOPE EASEMENT AGREEMENT (this "Agreement") is made and entered this day of  $\underline{DCC}$ , 2018, by and between HILTON RESORTS CORPORATION, a Delaware corporation, authorized to transact business in the State of Florida, whose address is 5323 Millenia Lakes Boulevard, Suite 400, Orlando, Florida 32839 ("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"). This Agreement is effective as of the date of execution by the last of the parties to this Agreement ("Effective Date").

## WITNESSETH:

WHEREAS, Grantor is the owner in fee simple of certain real property located in Orange County, Florida, more particularly described on <u>Exhibit "A"</u> attached hereto and by this reference made a part hereof (hereinafter referred to as the "Easement Area"); and

WHEREAS, the Grantee is the owner in fee simple of certain real property located in Orange County, Florida, more particularly described on **Exhibit "B"** attached hereto and by this reference made a part hereof (hereinafter referred to as the "Benefited Property"); and

WHEREAS, Grantee has requested, and Grantor has agreed to grant and convey to Grantee, a non-exclusive slope easement, not to exceed twenty (20) feet in width. over, upon and across the Easement Area for the specific and limited purposes hereinafter set forth.

**NOW THEREFORE**, for and in consideration of the foregoing premises, the sum of Ten and no/100 Dollars (\$10.00) paid by Grantor to the Grantee, and of other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, Grantor does hereby create, grant, convey and declare to exist the following easements and rights of use and by its acceptance hereof Grantee hereby agrees as follows:

Section 1. The above recitals are true and correct, form a material part of this easement and are incorporated herein by reference.

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Section 2. Grantor hereby declares, creates, grants, conveys and imposes to Grantee a nonexclusive slope easement, not to exceed twenty (20) feet in width, over, upon and across the Easement Area for the purposes hereinafter stated (the "Easement"), all subject to the terms, conditions and limitations set forth within.

**Section 3.** Grantee's use of the Easement Area shall be for the purpose of Grantee, through itself, its agents, contractors, consultants and employees constructing a side-slope to support improvements to the Benefited Property as part of the development of the Benefited Property over, through or under the Easement Area, with the privilege of entering upon the Easement Area for the purpose of maintaining, operating and repairing said side slope, together with the rights, easements, privileges and appurtenances in or to said Easement Area which may be required for the full enjoyment of the rights herein granted. Notwithstanding the foregoing, this Easement is granted upon the condition that the sloping and/or grading upon the Easement Area shall not extend beyond the Easement Area and that all grading or sloping shall conform to all existing structural improvements within the Easement Area and all work will be performed in such a manner that existing structural improvements, if any, will not be damaged.

**Section 4.** The Grantee, as owner in fee simple of the Benefited Property, shall be responsible for and by its acceptance hereof, hereby agrees to perform all maintenance and repair activities necessary or required in order to keep and maintain in good order and repair and in compliance with all applicable governmental requirements for the benefit of all the Benefited Property, whether such facilities were initially constructed by the Grantor or Grantee; however the Grantee shall issue a right-of-way utilization permit to any adjoining property owner that desires to supplement the County's landscaping or maintenance of the Easement Area.

**Section 5.** The easements hereby granted, created and declared shall be perpetual in duration and may not be changed, amended, modified, canceled or terminated other than as expressly provided herein, except by an instrument in writing, executed by the then owners of the Benefited Property and all mortgages of any portion thereof.

**Section 6.** The easements hereby created and granted include the creation of all incidental rights reasonably necessary for the use and enjoyment of the Easement Area for its intended purposes, including, specifically, the right of entry for purposes of maintenance, operation, repair and construction within the Easement Area.

**Section 7.** With or without specific reference thereto, the conveyance of an interest in any portion of the Easement Area and the Benefited Property shall be subject to the respective burdens and benefits of the easements hereby created and granted to the same extent as if all the terms of this instrument were set forth in such conveyance in full.

Section 8. The easements, covenants, agreements and conditions contained or expressed herein shall not be personal (except as otherwise expressly provided herein) but shall run with the land and shall be binding upon and inure to the benefit of the owners of all portions of the Benefited Property and the easement areas, their mortgagees, any purchaser at a foreclosure sale, each of the successors and assigns of all such parties, as well as the tenants, agents, licensees, guests and invitees of each of them.

## [SIGNATURES APPEAR ON FOLLOWING PAGE]

**IN WITNESS WHEREOF**, Grantor has executed this Slope Easement Agreement on the day and year first written above.

Signed, sealed and delivered in the presence of:

## "GRANTOR"

HILTON RESORTS CORPORATION, a Delaware corporation

Witness 1 sign: Marie Milie

By: Witness 1 print name: Marie Milian Print name: Milling Ellin

Title: SR VICE PREVIDENT

Witness 2 sign: Relickah Bouners

Witness 2 print name: <u>Rebekah Bowers</u>

(Signature of TWO witnesses required by Florida law)

STATE OF FLORIDA COUNTY OF Drange

The foregoing instrument was acknowledged before me this <u>31</u> day of <u>December</u>, 2018, by Micheal Elliott, as SVP of HILTON RESORTS CORPORATION, a Delaware corporation, on behalf of said corporation. He is personally known to me or has produced as identification.

## (NOTARY SEAL)



Notary Public Signature

John Starks Jr. Typed or Printed Notary Name Notary Public – State of Florida Commission No. 661 151334 My Commission Expires: Oct. 25, 2021

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# Exhibit "A"

to Slope Easement

Legal Description of Easement Area (Parcels 804B and 804C)

#### SCHEDULE "A" <u>PALM PARKWAY TO APOPKA-VINELAND</u> <u>CONNECTOR ROAD</u> <u>PARCEL 804B</u> ESTATE: Perpetual Easement PURPOSE: 20' Slope Easement

#### PARCEL 804B

A Portion of RUBY LAKE, according to the Plat thereof as recorded in Plat Book 67, Pages 42 through 48 in Section 15, Township 24 South, Range 28 East, of the Public Records of Orange County, Florida, being more particularly described as follows:

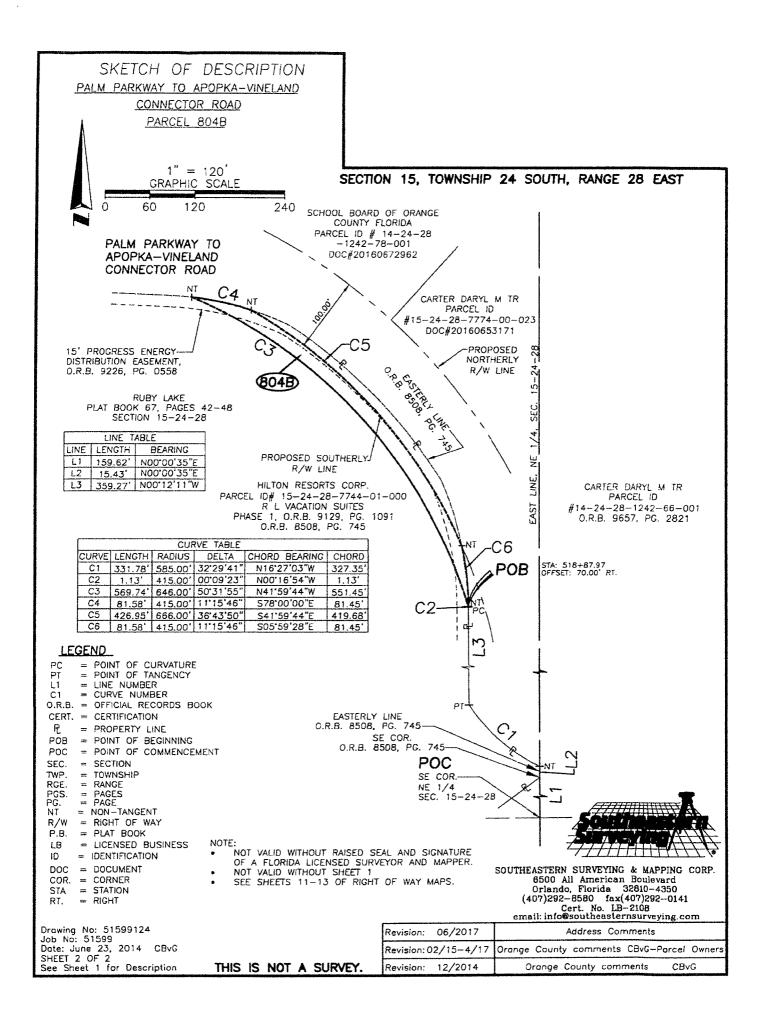
Commence at the Southeast corner of the Northeast quarter of Section 15, Township 24 South, Range 28 East, Orange County, Florida; thence North 00'00'35" East, a distance of 159.62 feet along the East line of said Northeast quarter of Section 15 to the Southeast corner of that certain parcel of land as described and recorded in Official Records Book 8508, Page 745, Public Records of Orange County, Florida; thence continue North 00.00'35" East, a distance of 15.43 feet along said East line and the Easterly line of said parcel of land to point on a non-tangent curve concave Northeasterly, having a radius of 585.00 feet and a chord bearing of North 16'27'03" West; thence leaving said East line of Section 15, run Northwesterly along the arc of said curve and soid Easterly line of said parcel of land, through a central angle of 32°29'41", a distance of 331.78 feet to the point of tangency; thence North 00°12'11" West, a distance of 359.27 feet along said Easterly line to the point of curvature of a curve concave Westerly, having a radius of 415.00 feet; thence Northerly along the arc of said curve and said Easterly line through a central angle of 00°09'23", a distance of 1.13 feet for the POINT OF BEGINNING, said Point of Beginning being a point on a non-tangent curve concave Southwesterly, having a radius of 646.00 feet and a chord bearing of North 41'59'44" West; thence leaving said Easterly line, run Northwesterly along the arc of said curve, through a central angle of 50°31′55″, a distance of 569.74 feet to a point on the aforesaid Easterly line, said Easterly line being a non-tangent curve concave Southwesterly, having a radius of 415.00 feet and a chord bearing of South 78'00'00" East; thence Southeasterly olong the arc of said curve and said Easterly line, through a central angle of 11°15′46″, a distance of 81.58 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 666.00 feet and a chord bearing of South 41'59'44" East; thence Southeasterly along the arc of said curve and said Easterly line, through a central angle of 36.43'50", a distance of 426.95 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 415.00 feet and a chord bearing of South 05'59'28" East; thence Southeasterly along the arc of said curve and said Easterly line, through a central angle of 11'15'46", a distance of 81.58 feet to the POINT OF BEGINNING.

Containing 10,059 square feet more or less.

#### SURVEYORS REPORT

- 1. Bearings shown hereon are based on the East line of the Northeast 1/4 of Section 15, Township 24 South, Range 28 East being North 00'00'35" East.
- 2. I have reviewed the First American title search report #2037-3170(360), dated May 21, 2014 and all recorded encumbrances, except liens, identified in the title search report have been shown or noted.
- 3. 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 CHAPTER 5J-17.050-.052 requirements.
- 4. Not valid without the raised seal and signature of a Florida Licensed Surveyor and Mapper. Not valid without sheet 2.

|                                    |                 |  | Revision: 02/15-4                    | /17 Orange County comments CBvG-Parcel Owners  |
|------------------------------------|-----------------|--|--------------------------------------|--|
| Revision: 06/2017 Address Comments |                 | ss Comments  | Revision: 12/201                     | 4 Orange County comments CBvG  |
| DESCH                              | RIPTION         | Date:<br>June 23,  |                                      | Certification Number LB2108 51599124   |
|                                    | FOR             | Job Number:<br><b>51599</b>  | Scale:<br>1" = 120'                  |  |
| <b>O</b> R                         | ANGE            | Chapter 5J-17.0<br>Administrative C<br>a legal descripti<br>the nota | ode requires that<br>on drawing bear | SOUTHEASTERN SURVEYING AND<br>MAPPING CORPORATION<br>6500. All American Bouleyard<br>Orlando, Florida 32810-4350<br>(407)292-8500 fax(407)292-0141 |
| GOVE                               | UNT Y<br>RNMENT | THIS IS NOT  | A SURVEY.                            | email: info@pottheasterpsurv@ing.com   |
| F L O                              | RIDA            | SHEET 1<br>SEE SHEETS 2  |                                      | JAMES L. PETERSEN<br>EGISTERED LAND SURVEYOR Number 4791   |



## SCHEDULE "A" <u>PALM PARKWAY TO APOPKA-VINELAND</u> <u>CONNECTOR ROAD</u> <u>PARCEL 804C</u> ESTATE: Perpetual Easement PURPOSE:

20' Pedestrian/Landscape/Slope Easement

PARCEL 804C

A Portion of RUBY LAKE, according to the Plat thereof as recorded in Plat Book 67, Pages 42 through 48 in Section 15, Township 24 South, Range 28 East, of the Public Records of Orange County, Florida, being more particularly described as follows:

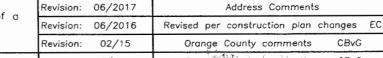
Commence at the Southeast corner of the Northeast quarter of Section 15, Township 24 South, Range 28 East, Orange County, Florida; thence North 00°00'35" East, a distance of 159.62 feet along the East line of said Northeast guarter of Section 15 to the Southeast corner of that certain parcel of land as described and recorded in Official Records Book 8508, Page 745, Public Records of Orange County, Florida; thence continue North 00'00'35" East, a distance of 15.43 feet along said East line and the Easterly line of said parcel of land to point on a non-tangent curve concave Northeasterly, having a radius of 585.00 feet and a chord bearing of North 16°27'03" West; thence leaving said East line of Section 15, run Northwesterly along the arc of said curve and said Easterly line of said parcel of land, through a central angle of 32°29'41", a distance of 331.78 feet to the point of tangency; thence North 00°12'11" West, a distance of 297.51 feet along said Easterly line for the POINT OF BEGINNING, said Point of Beginning being a point on a non-tangent curve concave Southwesterly, having a radius of 631.00 feet and a chord bearing of North 41°27'11" West; thence leaving said Easterly line, run Northwesterly along the arc of said curve, through a central angle of 60°24'46", a distance of 665.33 feet to a point on said curve to the aforesaid Easterly line; thence South 87'33'39" East 22.79 feet along said Easterly line to the point of curvature of a curve concave Southerly, having a radius of 415.00 feet; thence Easterly along the arc of said curve and said Easterly line through a central angle of 06°27'06", a distance of 46.73 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 651.00 feet and a chord bearing of South 41\*59'44" East; thence leaving said Easterly line, run Southeasterly along the arc of said curve, through a central angle of 47'25'39", a distance of 538.87 feet to a point on the aforesaid Easterly line, said Easterly line being a non-tangent curve concave Westerly, having a radius of 415.00 feet and a chord bearing of South 01°32'34" East; thence Southerly along the arc of said curve and said Easterly line, through a central angle of 02°40'42", a distance of 19.40 feet to the point of tangency; thence South 00°12'13" East, a distance of 61.76 feet along said Easterly line to the Point of Beginning.

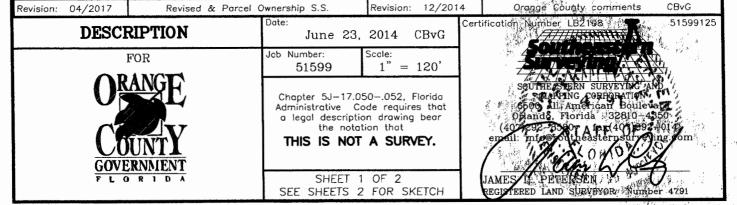
Containing 12,006 square feet more or less

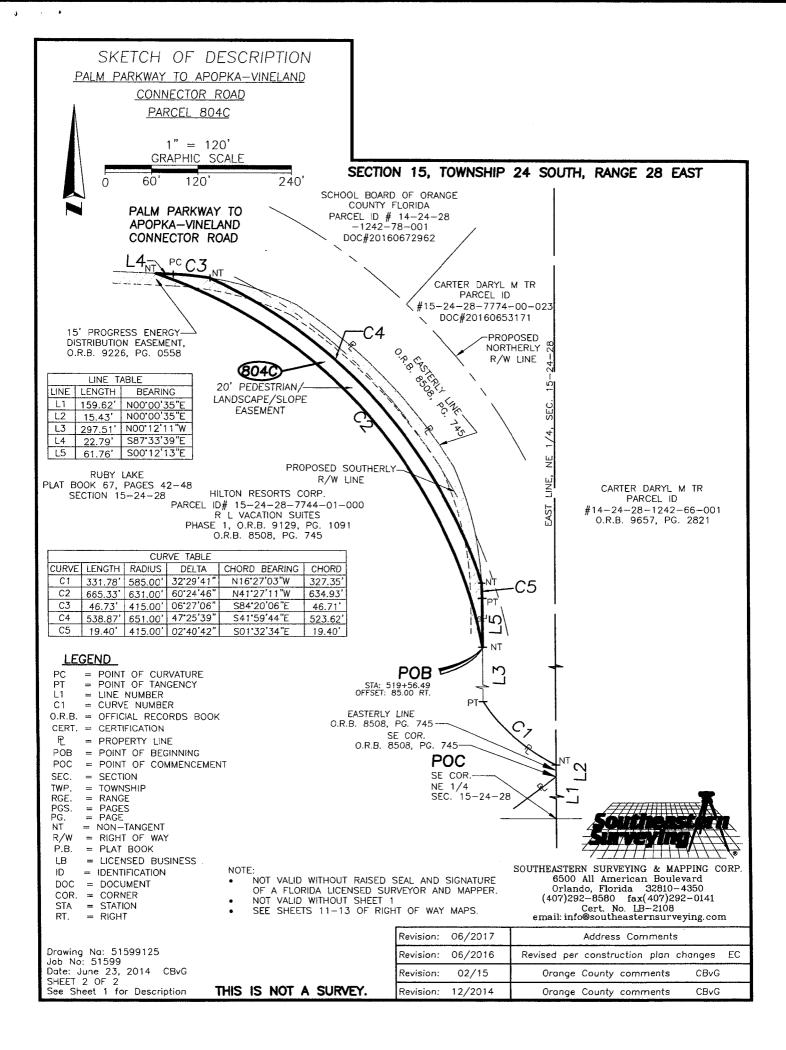
#### SURVEYORS REPORT

- 1. Bearings shown hereon are based on the East line of the Northeast 1/4 of Section 15, Township 24 South, Range 28 East being North 00'00'35" East.
- 2. I have reviewed the First American title search report #2037-3170(360), dated May 21, 2014 and all recorded encumbrances, except liens, identified in the title search report have been shown or noted.
- 3. 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 CHAPTER 5J-17.050-.052 requirements.

 Not valid without the raised seal and signature of a Florida Licensed Surveyor and Mapper. Not valid without sheet 2.







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# Exhibit "B"

to Slope Easement

Legal Description of Benefited Property (Parcels 103 and 104)

#### SCHEDULE "A" <u>PALM PARKWAY TO APOPKA-VINELAND</u> <u>CONNECTOR ROAD</u> <u>PARCEL 103</u> ESTATE: Fee Simple PURPOSE: Road Right of Way

#### PARCEL 103

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A Portion of RUBY LAKE, according to the Plat thereof as recorded in Plat Book 67, Pages 42 through 48 in Section 15, Township 24 South, Range 28 East, of the Public Records of Orange County, Florida, being more particularly described as follows:

Commence at the Northeast corner of the Northeast guarter of Section 15, Township 24 South, Range 28 East, Crange County, Florida; thence South 00'00'35" West, a distance of 1706.80 feet along the East line of said Northeast quarter for a POINT OF BEGINNING; thence continue South 00'00'35" West, a distance of 656.84 feet along said East line to a point being North 00'00'35" East, o distance of 287.14 feet from the Southeast corner of said Northeast quarter of Section 15 and clso being a point on a non-tangent curve concave Easterly, having a radius of 725.75 feet and a chord bearing of North 10'42'17" West; thence Northerly along the arc of said curve, through a central angle of 16'29'30", a distance of 208.90 feet to the point of tangency; thence North 02'27'32" West, a distance of 200.50 feet to the point of curvature of a curve concave Southwesterly, having a radius of 666.00 feet; thence Northwesterly along the arc of soid curve, through a central cogle of 21\*10/17", a distance of 246.09 feet to a point on the Easterly line of that certain parcel of land as described and recorded in Official Records Book 8508, Page 745, Public Records of Orange County, Florida, said Easterly line being a non-tangent curve concave Westerly, having a radius of 415.00 feet and a chord bearing of North 17'52'48" West; thence Northerly along the arc of said curve and said Easterly line, through a central angle of 12'30'53", a distance of 90.64 feet to a point on a non-tongent curve concave Southwesterly, having c rodius of 666.00 feet and a chord bearing of North 44'32'28" West; thence Northwesterly along the arc of said curve and said Easterly line, through a central angle of 25'05'42", a distance of 291.70 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 415.00 feet and a chord bearing of North 58\*39'25" West; thence Northwesterly along the arc of said curve and said Easterly line, through a central angle of 07'25'24", a distance of 53.77 feet to a point on a non-tangent curve concave Sauthwesterly, having a radius of 666.00 feet and a chord bearing of North 74'48'43" West; thence leaving sold Easterly line, run Northwesteriy along the arc of said curve, through a central angle of 28'54'09", a distance of 335.96 feet to the point of tangency; thence North B9'15'48" West, a distance of 576.38 feet to the point of curvature of a curve concave Northerly, having a radius of 766.00 feet; thence Westerly along the arc of said curve, through a central angle of 05'52'13", a distance of 78.48 feet to a point on the North line of the Southwest quarter of the aforesaid Northeast quarter of Section 15; said point being North 89'18'29" West, a distance of 1358.99 feet from the Northeast corner of said Southeast quarter of the Northeast quarter of Section 15; thence South 89'18'29" East, a distonce of 1024.54 feet along said North line of said Southwest quarter of the Northeast quarter and the North line of said Southeast quarter of the Northeast quarter to a point on a non-tangent curve concave Southwesterly, having a radius of 766.00 feet and a chord bearing of South 40°56'27" East; thence Southeasterly along the arc of said curve, through a central angle of 38°54'35", a distonce of 520.19 feet to the POINT OF BEGINNING.

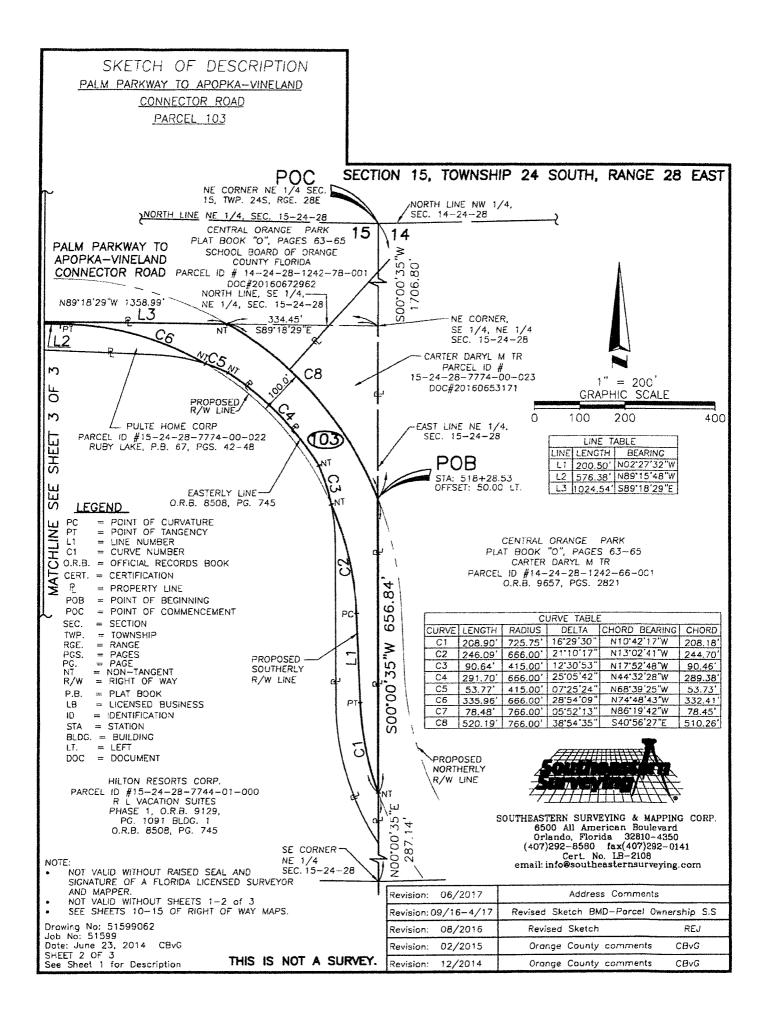
Containing 2.020 acres, more or less.

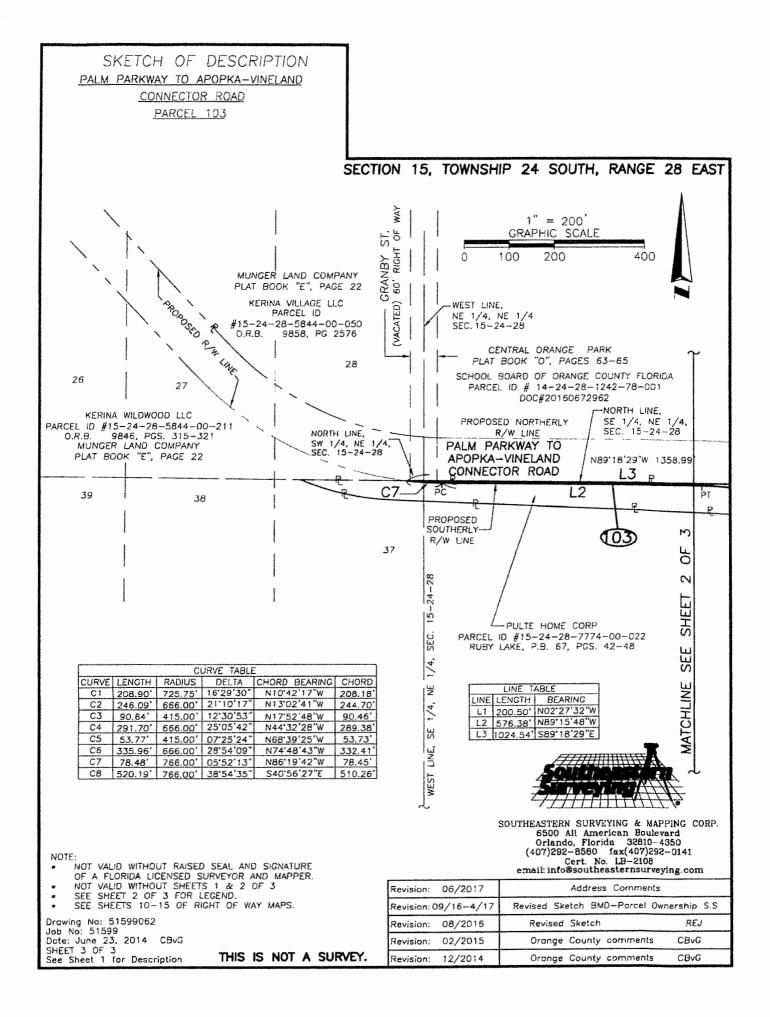
#### SURVEYORS REPORT

- 1. Bearings shown hereon are based on the East line of the Northeast 1/4 of Section 15, Township 24 South, Range 28 East being Sauth 00°00'35" West.
- 2. I have reviewed the First American title search report #2037-3170(399), dated May 21, 2014 and all recorded encumbrances, except liens, identified in the title search report have been shown or noted.
- 3. 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 CHAPTER 5J-17.050-.052 requirements.

 Not valid without the raised seal and signature of a Florida Licensed Surveyor and Mapper. Not valid without sheets 2-3

| Not valia without sheets 2-3 |                |   | Revision: 09/16-4                                | /17 Revised Sketch BMD-Parcel Ownership S.S   |
|------------------------------|----------------|---|--|---|
| Revision: 06/2017            | Address Co     | mments  | Revision: 02/201                                 | 5 Oronge County comments CBvG   |
| Revision: 09/2016            | Revised Sketch | BMD   | Revision: 12/201                                 | 4 Orange County comments CBvG   |
| DESCI                        | RIPTION        | Dote:<br>June 23,   | 2014 CBvG  | Certification Number LB2108 51599062  |
| FOR                          |                | Job Number:<br><b>51599</b>   | Scale:<br>1" = 200'                              |   |
| C                            | UNTY<br>RNMENT | Chapter 5J-17.05<br>Administrative Cc<br>a legal descriptio<br>the natat<br>THIS IS NOT | ode requires that<br>on drawing bear<br>ion that | SOUTHEASTERN SURVEYING AND<br>MAPPING CORPORATION<br>6500 All American Boulevard<br>Orlando, Florida 32810-4350<br>(40)292-8360 fax(407)292-0141<br>email: info@routheasternsurveying.com |
|                              | RIDA           | SHEET 1<br>SEE SHEETS 2-  |  | JAMES L PETERSEN<br>• REGISTERED LAND SURVEYOR Number 4791  |





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SCHEDULE "A" <u>PALM PARKWAY TO APOPKA-VINELAND</u> <u>CONNECTOR ROAD</u> <u>PARCEL 104</u> ESTATE: Fee Simple PURPOSE: Road Right of Way

#### PARCEL 104

1

A Portion of RUBY LAKE, according to the Plat thereof as recorded in Plat Book 67, Pages 42 through 48 in Section 15. Township 24 South, Range 28 East, of the Public Records of Orange County, Florida, being more particularly described as follows:

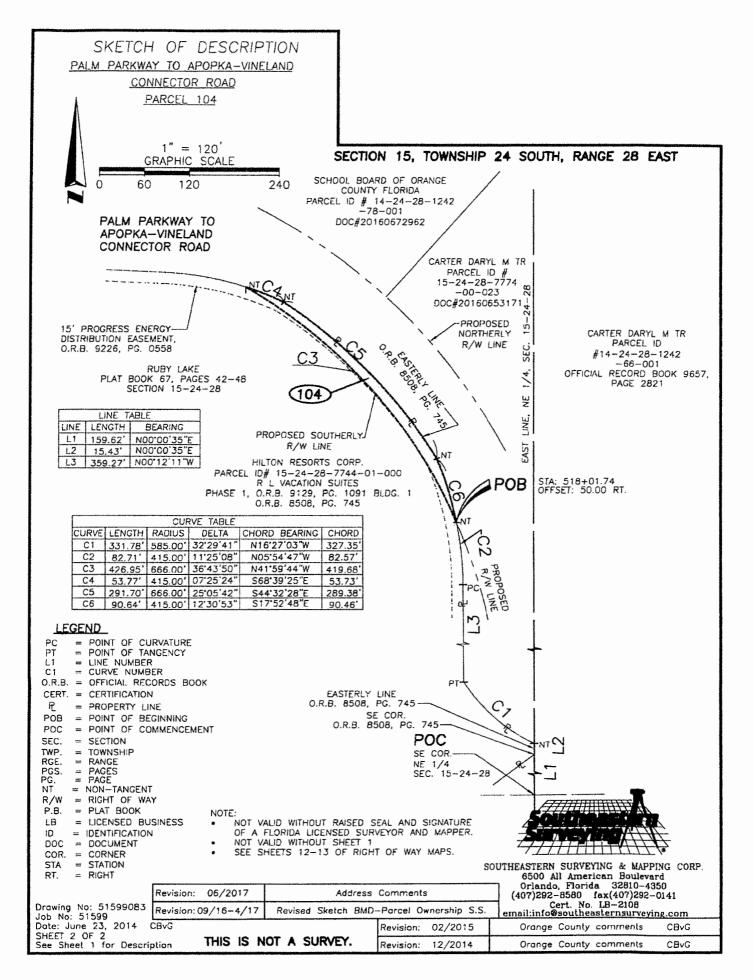
Commence at the Southeast corner of the Northeast guarter of Section 15, Township 24 South, Range 28 East, Orange County, Florida; thence North 00'00'35" East, a distance of 159.62 feet along the East line of said Northeast quarter of Section 15 to the Southeast corner of that certain parcel of land as described and recorded in Official Records Book 8508, Page 745, Public Records of Orange County, Florida; thence continue North 00'00'35" East, a distance of 15.43 feet along said East line and the Easterly line of said parcel of land to point on a non-tangent curve concave Northeasterly, having a radius of 585.00 feet and a chord bearing of North 16'27'03" West; thence leaving said East line of Section 15, run Northwesterly along the arc of said curve and said Easterly line of said parcel of land, through a central angle of 32'29'41", a distance of 331.78 feet to the point of tangency; thence North 00'12'11" West, a distance of 359.27 feet along said Easterly line to the point of curvature of a curve concave Westerly, having a radius of 415.00 feet; thence Northerly along the arc of said curve and said Easterly line through a central angle of 11'25'08", a distance of 82.71 feet for the POINT OF BEGINNING, said Point of Beginning being a point on a non-tangent curve concave Sauthwesterly, having a radius of 666.00 feet and a chord bearing of North 41'59'44" West; thence leaving said Easterly line, run Northwesterly along the arc of said curve. through a central angle of 36°43′50", a distance of 426.95 feet to a point on the aforesaid Easterly line, said Easterly line being a non-tangent curve concave Southwesterly, having a radius of 415.00 feet and a chord bearing of South 68'39'25" East; thence Southeasterly along the orc of said curve and said Easterly line, through a central angle of 07°25′24″, a distance of 53.77 feet to a point on a non-tangent curve cancave Southwesterly, having a radius of 666.00 feet and a chord bearing of South 44'32'28″ East; thence Southeasterly along the arc of said curve and said Easterly line, through a central angle of 25'05'42", a distance of 291.70 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 415.00 feet and a chord bearing of South 17'52'48" East; thence Southeosterly along the arc of said curve and said Easterly line, through a central angle of 12'30'53", a distance of 90.64 feet to the POINT OF BEGINNING.

Containing 4,649 square feet more or less.

#### SURVEYORS REPORT

- 1. Bearings shown hereon are based on the East line of the Northeast 1/4 of Section 15, Township 24 South, Range 28 East being North 00'00'35" East.
- 2. I have reviewed the First American title search report #2037-3170(360), dated May 21, 2014 and all recorded encumbrances, except liens, identified in the title search report have been shown or noted.
- 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 Proctice for Land Surveying CHAPTER 5J-17.050-.052 requirements.
- 4. Not valid without the raised seal and signature of a Florida Licensed Surveyor and Mapper.
- Not valid without sheet 2.

| Revision: 06/2017  | Address Cor           | mments  | Revision: 02/201                     | 15 Orange County comments CBvG  |  |  |
|--|-----------------------|---|--------------------------------------|---|--|--|
| Revision: 09/16-4/17   | Revised Sketch BMD-Pa |   | Revision: 12/201                     |   |  |  |
| DESCRIPTION<br>FOR<br>FOR<br>COUNTY<br>GOVERNMENT<br>Date:<br>June 23,<br>Job Number:<br>51599<br>Chapter 5J-17.05<br>Administrative Co<br>a legal descriptio<br>the notati<br>THIS IS NOT |                       | 2014 CBvG   | Certification Number LB2108 51599083 |   |  |  |
|  |                       |   | Scale:<br>1" = 120'                  |   |  |  |
|  |                       | Chapter 5J-17.050052, Florida<br>Administrative Code requires that<br>a legal description drawing bear<br>the notation that |                                      | SOUTHEASTERN SURVETING AND<br>MAPPING CORPORATION<br>6500 All American Boulevard<br>Orlando, Florida 32810-4350<br>(402)292-5590 fax(407)292-0141 |  |  |
|  |                       |   |                                      | email: info@poiltheasterpsurveying.com  |  |  |
|  | RIDA                  | SHEET 1<br>SEE SHEETS 2-  |                                      | JAMES L. PETERSEN<br>RECITERED LAND SURVEYOR Number 4791  |  |  |



APPROVED BY ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS FEB 2 6 2019

This Instrument was prepared by, and upon recording please return to:

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James G. Willard, Esq. Shutts & Bowen LLP 300 South Orange Avenue, Suite 1600 Orlando, Florida 32801 Telephone: (407) 423-3200

Parcel ID No.: Portion of 15-24-28-7744-99-999

PROJECT: PALM PARKWAY CONNECTOR

## PEDESTRIAN AND LANDSCAPE EASEMENT

(804C)

THIS INDENTURE, made and executed this 3) day of 0cc, 2018, by HILTON RESORTS CORPORATION, a Delaware corporation, authorized to transact business in the State of Florida, whose address is 5323 Millenia Lakes Boulevard, Suite 400, Orlando, Florida 32839, 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, its successors and assigns, a perpetual, non-exclusive easement for the purposes of landscaping, pedestrian access, sidewalk, multi-purpose path, drainage, and utilities with full authority to enter upon, construct, operate, and maintain, as the GRANTEE and its assigns may deem necessary, landscaping, pedestrian access, sidewalk, multi-purpose path, drainage, utilities, and appurtenant facilities over and upon the following described lands of the GRANTOR situate in Orange County aforesaid, to-wit:

#### SEE ATTACHED SCHEDULE "A"

TO HAVE AND TO HOLD said easement unto said GRANTEE and its successors and 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 easement and the GRANTORS and their heirs, successors and assigns shall not build, construct, or create, nor permit others to build, construct, or create any building, utilities, or other structures on the granted easement that may interfere with the normal operation or maintenance of the landscaping, pedestrian access, sidewalk, multi-purpose path, drainage, utilities, and appurtenant facilities.

THE GRANTOR may use the granted easement for any use not inconsistent with the GRANTEE'S intended use of the granted easement that will not adversely affect the operation.

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maintenance and integrity of the pedestrian/sidewalk, multi-purpose path, drainage, utility, landscaping, and appurtenant facilities.

This easement is for the purposes noted herein and will be maintained by the GRANTEE.

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

Signed, sealed and delivered in the presence of:

## "GRANTOR"

HILTON RESORTS CORPORATION. a Delaware corporation

re Milin Witness 1 sign: Witness 1 print name: Marie Milian

Witness 2 sign: <u>Reliekoh Bouvers</u>

Witness 2 print name: Rebekah Bowers

(Signature of TWO witnesses required by Florida law)

STATE OF FLORIDA COUNTY OF Drange

By: Print name: MIGHAEL EUBS Title: SR. VICE PRESIDENT

The foregoing instrument was acknowledged before me this <u>31</u> day of <u>December</u>, 2018 by <u>Micheal Elliot</u>, as <u>SVP</u> of HILTON RESORTS CORPORATION, a Delaware corporation, on behalf of said corporation. He/She is personally known to me or produced \_\_\_\_\_\_ as identification.

#### (NOTARY SEAL)



| Jom Stut h                           |
|--------------------------------------|
| Notary Public Signature              |
| John Starks Jr                       |
| Typed or Printed Notary Name         |
| Notary Public - State of Florida     |
| Commission No. <u>Gl61151334</u>     |
| My Commission Expires: Dct. 15, 2021 |

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# Schedule "A"

# to Pedestrian and Landscape Easement

Legal Description of the Easement Area (Parcel 804C)

ORLDOCS 16580527 1 37371.0012

#### SCHEDULE "A" <u>PALM PARKWAY TO APOPKA-VINELAND</u> <u>CONNECTOR ROAD</u> <u>PARCEL 804C</u> ESTATE: Perpetual Easement PURPOSE:

20' Pedestrian/Landscape/Slope Easement

PARCEL 804C

A Portion of RUBY LAKE, according to the Plat thereof as recorded in Plat Book 67, Pages 42 through 48 in Section 15, Township 24 South, Range 28 East, of the Public Records of Orange County, Florida, being more particularly described as follows:

Commence at the Southeast corner of the Northeast quarter of Section 15, Township 24 South, Range 28 East, Orange County, Florida; thence North 00°00'35" East, a distance of 159.62 feet along the East line of said Northeast quarter of Section 15 to the Southeast corner of that certain parcel of land as described and recorded in Official Records Book 8508, Page 745, Public Records of Orange County, Florida; thence continue North 00°00'35" East, a distance of 15.43 feet along said East line and the Easterly line of said parcel of land to point on a non-tangent curve concave Northeasterly, having a radius of 585.00 feet and a chord bearing of North 16°27'03" West; thence leaving said East line of Section 15, run Northwesterly along the arc of said curve and said Easterly line of said parcel of land, through a central angle of 32'29'41", a distance of 331.78 feet to the point of tangency; thence North 00°12'11" West, a distance of 297.51 feet along said Easterly line for the POINT OF BEGINNING, said Point of Beginning being a point on a non-tangent curve concave Southwesterly, having a radius of 631.00 feet and a chord bearing of North 41°27'11" West; thence leaving said Easterly line, run Northwesterly along the arc of said curve, through a central angle of 60'24'46", a distance of 665.33 feet to a point on said curve to the aforesaid Easterly line; thence South 87°33'39" East 22.79 feet along said Easterly line to the point of curvature of a curve concave Southerly, having a radius of 415.00 feet; thence Easterly along the arc of said curve and said Easterly line through a central angle of 06°27'06", a distance of 46.73 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 651.00 feet and a chord bearing of South 41'59'44" East; thence leaving said Easterly line, run Southeasterly along the arc of said curve, through a central angle of 47°25'39", a distance of 538.87 feet to a point on the aforesaid Easterly line, said Easterly line being a non-tangent curve concave Westerly, having a radius of 415.00 feet and a chord bearing of South 01°32'34" East; thence Southerly along the arc of said curve and said Easterly line, through a central angle of 02°40'42", a distance of 19.40 feet to the point of tangency; thence South 00°12'13" East, a distance of 61.76 feet along said Easterly line to the Point of Beginning.

Containing 12,006 square feet more or less

#### SURVEYORS REPORT

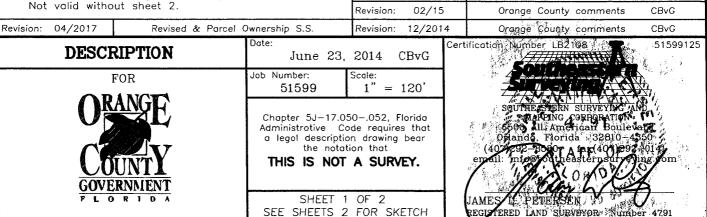
- 1. Bearings shown hereon are based on the East line of the Northeast 1/4 of Section 15, Township 24 South, Range 28 East being North 00'00'35" East.
- 2. I have reviewed the First American title search report #2037-3170(360), dated May 21, 2014 and all recorded encumbrances, except liens, identified in the title search report have been shown or noted.
- 3. I hereby certify that the "Sketch of Description" of the above described praperty 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 CHAPTER 5J-17.050-.052 requirements.

   Revision:
   06/2017
   Address Comments

Revision:

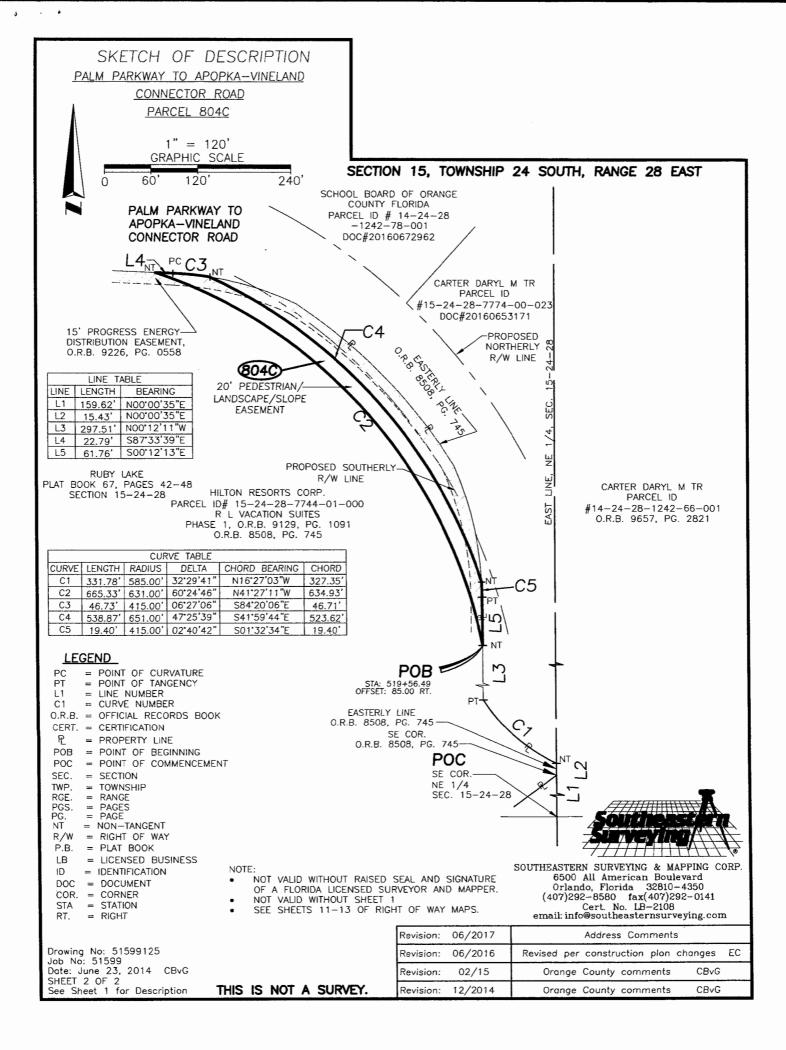
06/2016

4. Not valid without the raised seal and signature of a Florida Licensed Surveyor and Mapper.



EC

Revised per construction plan changes



APPROVED BY ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS FEB 2 6 2019

This Instrument was prepared by, and upon recording please return to:

James G. Willard, Esq. Shutts & Bowen LLP 300 South Orange Avenue, Suite 1600 Orlando, Florida 32801 Telephone: (407) 423-3200

Parcel ID No.: Portion of 15-24-28-7744-99-999

PROJECT: PALM PARKWAY CONNECTOR

## TRANSIT, PEDESTRIAN AND UTILITY EASEMENT

THIS INDENTURE, made this 31 day of 0.2018, between HILTON RESORTS CORPORATION, a Delaware corporation, authorized to transact business in the State of Florida, whose address is 5323 Millenia Lakes Boulevard, Suite 400, Orlando, Florida 32839, 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 TEN DOLLARS (\$10.00) 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 perpetual, non-exclusive easement for public right-of-way, traffic signals, traffic signs, sidewalk, multi-purpose path, utility, and drainage purposes, with full authority to enter upon, construct, operate, and maintain, as the GRANTEE and its assigns may deem necessary, roadway, traffic signals, traffic signals, sidewalk, multi-purpose path, utility, drainage, and appurtenant facilities over, under, and upon the following described lands situate in Orange County aforesaid, to-wit:

## SEE ATTACHED SCHEDULE "A"

TO HAVE AND TO HOLD said easement unto said GRANTEE and its assigns forever.

THE GRANTEE 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 roadway, traffic signals, traffic signs, sidewalk, multi-purpose path, utility, drainage, and appurtenant facilities out of and away from the granted easement, and the GRANTOR and its heirs, successors and assigns shall not build, construct, or create, nor permit others to build, construct, or create any building, utilities, or other structures on the granted easement that may interfere with the normal operation or maintenance of the roadway, traffic signals, traffic signs, sidewalk, multi-purpose path, utility, drainage, and appurtenant facilities.

**THE GRANTOR** may use the granted easement for any use not inconsistent with the GRANTEE'S intended use of the granted easement that will not adversely affect the operation, maintenance and integrity of the roadway, traffic signals, traffic signs, sidewalk, multi-purpose path, utility, drainage, and appurtenant facilities.

This easement is for the purposes noted herein and will be maintained by the GRANTEE.

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

Signed, sealed and delivered in the presence of:

## **"GRANTOR"**

HILTON RESORTS CORPORATION, a Delaware corporation

ne Milen Witness 1 sign:

Witness 2 sign: <u>Rebekah Bours</u>

Witness 2 print name: Rebelich Bowers

(Signature of TWO witnesses required by Florida law)

# STATE OF FLORIDA COUNTY OF Orange

st I HEREBY CERTIFIY, that on this 31 day of December, 2018, before me SUP personally appeared Michael Elliott , as of HILTON RESORTS CORPORATION, a Delaware corporation, on behalf of said corporation, to me known to be, or as identification, the individual and officer who produced described in and who executed the foregoing conveyance and acknowledged the execution thereof to be their free act and deed as such officer thereunto duly authorized, and that the official seal of said company is duly affixed thereto, and the said conveyance is the act and deed of said company. He/She is personally known to me or produced as identification.

(NOTARY SEAL)



Bv: Witness 1 print name: Masie Milian Print name: Milhael Ellor Title: SP. VICE PRESIDENT

Notary Public Signature John Starks

Typed or Printed Notary Name Notary Public - State of Florida Commission No. G.G. 151 334 My Commission Expires: Det. 15, 2021

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# Schedule "A"

# to Transit, Pedestrian and Utility Easement

Legal Description of the Easement Area (Parcel 804A)

[See attached Sketch and Legal Description]

#### SCHEDULE "A" <u>PALM PARKWAY TO APOPKA-VINELAND</u> <u>CONNECTOR ROAD</u> <u>PARCEL 804A</u> ESTATE: Perpetual Easement PURPOSE: 15' Transit/Pedestrian/Utility Easement

#### PARCEL 804A

A Portion of RUBY LAKE, according to the Plat thereof as recorded in Plat Book 67, Pages 42 through 48 in Section 15, Township 24 South, Range 28 East, of the Public Records of Orange County, Florida, being more particularly described as follows:

Commence at the Southeast corner of the Northeast guarter of Section 15, Township 24 South, Range 28 East, Orange County, Florida; thence North 00'00'35" East, a distance of 159.62 feet along the East line of said Northeast quarter of Section 15 to the Southeast corner of that certain parcel of land as described and recorded in Official Records Book 8508, Page 745, Public Records of Orange County, Florida; thence continue North 00.00'35" East, a distance of 15.43 feet along said East line and the Easterly line of said parcel of land to point on a non-tangent curve concave Northeasterly, having a radius of 585.00 feet and a chord bearing of North 16°27'03" West; thence leaving said East line of Section 15, run Northwesterly along the arc of said curve and said Easterly line of said parcel of land, through a central angle of 32'29'41", a distance of 331.78 feet to the point of tangency; thence North 00'12'11" West, a distance of 359.27 feet along said Easterly line to the point of curvature of a curve concave Westerly, having a radius of 415.00 feet; thence Northerly along the arc of said curve and said Easterly line through a central angle of 02'40'42", a distance of 19.40 feet for the POINT OF BEGINNING, said Point of Beginning being a point an a non-tangent curve concave Southwesterly, having a radius of 651.00 feet and a chord bearing of North 41°59'44" West; thence leaving said Easterly line, run Northwesterly along the arc of said curve, through a central angle of 47°25'39", a distance of 538.87 feet to a point on the aforesaid Easterly line, said Easterly line being a non-tangent curve concave Southwesterly, having a radius of 415.00 feet and a chord bearing of South 76'44'20" East; thence Southeasterly along the arc of said curve and said Easterly line, through a central angle of 08'44'26", a distance of 63.31 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 666.00 feet and a chord bearing of South 41'59'44" East; thence Southeasterly along the arc of said curve and said Easterly line, through a central angle of 36'43'50", a distance of 426.95 feet to a point on a non-tongent curve concave Southwesterly, having a radius of 415.00 feet and a chord bearing of South 07'15'08" East; thence Southeasterly along the arc of said curve and said Easterly line, through a central angle of 08'44'26", a distance of 63.31 feet to the POINT OF BEGINNING.

Containing 7,287 square feet more or less.

#### SURVEYORS REPORT

- Bearings shown hereon are based on the East line of the Northeast 1/4 of Section 15, Township 24 South, Range 28
  East being North 00°00'35" East.
- 2. I have reviewed the First American title search report #2037-3170(360), dated May 21, 2014 and all recorded encumbrances, except liens, identified in the title search report have been shown or noted.
- 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 CHAPTER 5J-17.050-.052 requirements.
- Not valid without the raised seal and signature of a Florida Licensed Surveyor and Mapper. Not valid without sheet 2

| first rond inter- |             |  | Revision              | n: 04/201   | 17     | Parcel Ownership S.S.   |       |
|-------------------|-------------|--|-----------------------|---|--------|---|-------|
|                   |             |  | Revision              | n: 02/201   | 15     | Orange Courty comments CBv  | G     |
| Revision: 06/2017 | Address Con | nments   | Revisio               | n: 12/201   | 4      | Orange County comments CBv  | G     |
| DESCI             | RIPTION     | Dote:<br>June 23,  | 2014                  | CBvG  | Certif | ication Number LB2108 515   | 99123 |
|                   | FOR         | Job Number:<br>51599   | Scale:<br><b>1"</b> = | = 120'  |        |   |       |
| ORANGE            |             | Chapter 5J-17.050052, Florida<br>Administrative Code requires that<br>a legal description drawing bear |                       | SOUTHEASTERN SURVEYING AND<br>MAPPING CORPORATION<br>6500 All American Boulevard<br>Orlando, Florida 32610-4350 |        |   |       |
| Cove              | UNTY        | the nota<br>THIS IS NOT  | tion that             | -   |        | (407)292-8590 fax(407)292-0141<br>email: info@youtheasterpsury@jing.for | π     |
|                   | R I D A     | SHEET 1<br>SEE SHEETS 2  |                       | SKETCH  |        | AMES L. PETERSEN<br>EGISTERED LAND SURVEYOR Number 4791                 |       |

