Return to: Broward County Water and Wastewater Services Engineering Division 2555 West Copans Road Pompano Beach, Florida 33069

Prepared by: [NAME OF PERSON PREPARING] Broward County Water and Wastewater Services 2555 West Copans Road Pompano Beach, Florida 33068 and Approved as to form by: Claudia Capdesuner Assistant County Attorney

Folio Number: 504229090350

EASEMENT

This Easement, is made this l day of <u>April</u>, 2020 ("Effective Date"), by 811, LLC, a Florida limited liability company ("Grantor") whose address is 810 NE 20th 32nd Avenue, Fort Lauderdale, Florida 33304, in favor of Broward County, a political subdivision of the State of Florida ("Grantee"), whose address is Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida 33301. Grantor and Grantee are hereinafter referred to collectively as the "Parties," and individually referred to as a "Party."

(Wherever used herein the terms, "Grantor" and "Grantee" shall include heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations wherever the context so admits or requires).

RECITALS

A. Grantor is the fee simple owner of the following property located in Broward County, Florida (the "Property"):

See Exhibit A with accompanying sketch of description attached hereto and made a part hereof

B. Grantee desires a nonexclusive and perpetual easement over, across, under, and through the Easement Area, as defined in Section 2, for water mains, wastewater force mains, reclaimed water mains, and/or for any other water and wastewater installations which may be required for the purpose of providing water supply service for domestic or other use and for the collection of domestic or other kinds of wastewater to and from properties, inclusive of the Property, which may or may not abut and being contiguous to the easement ("Easement").

C. Grantor is willing to grant the Easement to Grantee under the terms herein.

NOW, THEREFORE, for and in consideration of the mutual terms and conditions contained herein, and the sum of one dollar (\$1.00), and other good and valuable consideration, the sufficiency of which are hereby acknowledged, Grantor hereby declares as follows:

- 1. The recitals set forth above are true and accurate, and fully incorporated by reference herein.
- 2. Grantor hereby grants unto Grantee, its licensees, agents, and independent contractors, the Easement together with any incidental or necessary appurtenances thereto ("Easement Area"), which Easement Area is further described in **Exhibit A** attached hereto and made a part hereof.
- 3. Grantor agrees that no obstructions that would interfere with the maintenance or improvement of Grantee's facilities may be placed in the Easement Area without Grantee's prior consent.
- 4. Grantee shall, at its sole cost and expense, restore the surface of the Easement Area to the same condition which existed prior to the commencement of Grantee's access, maintenance, or repair to the Easement Area.
- 5. Grantor retains the right to engage in any activities on, over, under, across, or through the Easement Area and shall, for its own purpose, utilize the Property in any manner that does not unreasonably interfere with the Easement.
- 6. This Easement may be amended, altered, or modified only by written agreement between the Parties, or their heirs, assigns, or successors-in-interest, which shall be recorded in the Official Records of Broward County, Florida.
- 7. This Easement shall run with the land and shall be binding upon and inure to the benefit of the Parties hereto and their respective heirs, executors, administrators, successors, and assigns.
- 8. This Easement shall be interpreted and construed in accordance with and governed by the laws of the State of Florida. The Parties agree and accept that jurisdiction of any controversies or legal problems arising out of this Easement, and any action involving the enforcement or interpretation of any rights hereunder, shall be exclusively in the state courts of the Seventeenth Judicial Circuit in Broward County, Florida, and venue for litigation arising out of this Easement shall be exclusively in such state courts, forsaking any other jurisdiction which either Party may claim by virtue of residency or other jurisdictional device.

Page 2 of 4

9. Grantee, at its own expense, shall record this fully executed Easement in its entirety in the Official Records of Broward County, Florida.

[The remainder of this page is intentionally left blank]

IN WITNESS WHEREOF, the undersigned has signed and sealed this Instrument on the respective date under its signature and certifies that he/she has the authority to execute this Instrument.

GRANTOR

Witness #1:

M. Rubi

Print Name of Witness

Witness #2

Signature

Print Name of Witness

ACKNOWLEDGMENT

STATE OF FLORIDA

SS

COUNTY OF BROWARD

811, LLC, a Florida Limited Liability Company

By: Dixie Southland Corporation, a Flopida copporation, its manager

By: Wesley W. Parker, Secretary day of April ,2020

Reviewed and approved as to form: Andrew J. Meyers, County Attorney

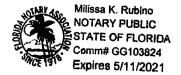
Christina A. Blythe Digitally signed by Christina A. Digitally signed by Christina A. Blythe Date: 2020.07.14 12:52:48 -04'00' Christina A. Blythe, Assistant County Attorney

The foregoing instrument was acknowledged before me, by means of [X] physical presence or [] online notarization, this 1 day of April , 2020, by Wesley W. Parker in his capacity as Secretary of Dixie Southland Corporation, a Florida corporation, the Manager of 811 LLC, a Florida limited liability company, [X] who is personally known to me or [] who has produced as identification.

Notary Public:

Signature Print Name:

(Notary Seal)



State of Florida My Commission Expires: 5 Commission Number:

Page 4 of 4

JOINDER AND CONSENT BY MORTGAGEE/LIENHOLDER

THIS INDENTURE, made this <u>IC</u> day of <u>JUNE</u>, 2020 by and between: Pacific National Bank, a national banking association, whose business address is <u>1390</u> <u>BUCCELL AVE, MIAMI, FU33131</u>, hereinafter "MORTGAGEE" in favor of Broward County, a political subdivision of the State of Florida, hereinafter "COUNTY".

WITNESSETH:

That MORTGAGEE, the holder of that certain Mortgage and Security Agreement executed by 811, LLC a Florida limited liability company, Mortgagor, dated November 13, 2019, recorded November 14, 2019, under Instrument # 116176379, of the Public Records of Broward County, Florida, being in the original principal sum of \$3,400,000.00, Mortgage, in consideration of Ten Dollars (\$10.00) and other good and valuable considerations received from COUNTY, does hereby join and consent to execution and delivery of the foregoing Easement.

[The remainder of this page is intentionally left blank]

IN WITNESS OF THE FOREGOING, the Mortgagee has set Mortgagee's hand and seal the day and year first written above.

WITNESSES:

Pacific National Bank

By Name Title:

ACKNOWLEDGMENT

STATE OF FLORIDA

SS

COUNTY OF BROWARD

The foregoing instrument was acknowledged before me, by means of [X] physical presence or [] online notarization, this 10 of June . day 2020. by Drew Souto in his/her capacity as SVP of Pacific National Bank, a national banking association, [X] who is personally known to me or [] who has produced as identification.

Notary Public:

Signature: Print Name: Dana Son

State of Florida		
My Commission Expir	es: Z	/12/22
Commission Number:	GG	184825

(Notary Seal)



Dana Somerstein Commission # GG 184825 Expires: February 12, 2022 Bonded thru Aaron Notary IN WITNESS OF THE FOREGOING, the Mortgagee has set Mortgagee's hand and seal the day and year first written above.

WITNESSES:

mm

Pacific Coast Bankers Bank By:

Name: Allen Sztukowski Title: Senior Vice President

STATE OF Washington

ACKNOWLEDGMENT

COUNTY OF Clark

The foregoing instrument was acknowledged before me, by means of [X] physical presence or [] online notarization. this 11th day of June 2020, by Allen Sztukowski in his/her capacity as Senior Vice President of Pacific Coast Bankers Bank d/b/a Borrower's Loan Protection, a California banking corporation, [X] who is personally known to me or [X] who has produced Wather Price's as identification. Ycen

SS

Notary Public:

State of Florid My Commission Expires: Commission Number:

Signature: Print Name:

(Notary S

EXHIBIT "A"



MCLAUGHLIN ENGINEERING COMPANY LB#285 ENGINEERING * SURVEYING * PLATTING * LAND PLANNING

1700 N.W. 64th STREET #400, FORT LAUDERDALE, FLORIDA 33309 PHONE (954) 763-7611 * FAX (954) 763-7615 S.W. 38th STREET SCALE 1" = 30' SKETCH AND DESCRIPTION TERRACE 10.95' x 20' LOT 5 LOT LOT 6 LOT 7 SEWER MAIN EASEMENT 22nd 811 LLC LOT 8 LOT 9 LOT 10 LOT 11 N LEGAL DESCRIPTION: 5 The East 20.00 feet of the West 24.95 feet of the S.W. 39th STREET South 10.95 feet of Lot 8, Block 2, WILMA MANOR, according to the plat thereof, as recorded in Plat Book 31, Page 4, of the public records of Broward THIS SKETCH SITE LAYOUT County, Florida. NOT TO SCALE LEGEND: Said lands situate, lying and being in the City of Dania Beach, Broward County, Florida and SQ. FT. = SQUARE FEET OFFICIAL RECORDS BOOK 0.R. =containing 219 square feet or 0.005 acres, more or P.B. = PLAT BOOK less. PG. = PAGE B.C.R. =BROWARD COUNTY RECORDS WILMA MANOR (P.B. 31, PG. 4, B.C.R.) LOT 8 SOI BLOCK 2 LOT 9 00 BLOCK 2 10.95'x20' SEWER MAIN EASEMENT 107 22nd TERRACE (219 SQ. FT.) LINE, WEST S88'31'23"W 10' FLORIDA POWER & LIGHT EASEMENT 20.00 (O.R. 13299, PG. 118, B.C.R.) NO1'27'12"W 5 10.95 25.0 Z SOUTH LINE, LOT 8 S 66 20.00' 3 0 N88'31'23"E 1,22. 10. 25. 4 CERTIFICATION: S.W. 39th STREET MCL As/MCL Certified Comercial Fort Laure

NOTES.

1) This sketch reflects all easements and rights-of-way, as shown on above referenced record plat(s). The subject property was not abstracted for other easements, road reservations or rights-of-way of record by McLaughlin Engineering Company 2) Legal description prepared by McLaughlin Engineering Ca 3) This drawing is not valid unless sealed with an appropriate surveyors seal

THIS IS NOT A BOUNDARY SURVEY S) Bearings shown assume the South line of Block 2, os North 88'31'23" East

FIELD BOOK NO. _

JOB ORDER NO. V-5206

C: \JMMjr/2020/V5206 (EASE)

5269

ENGINEERING COMPAN

FOF IN

SUPLORIDAVO

Torida. hal Surveyo AMANASSOLL LILLE

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DRAWN BY:

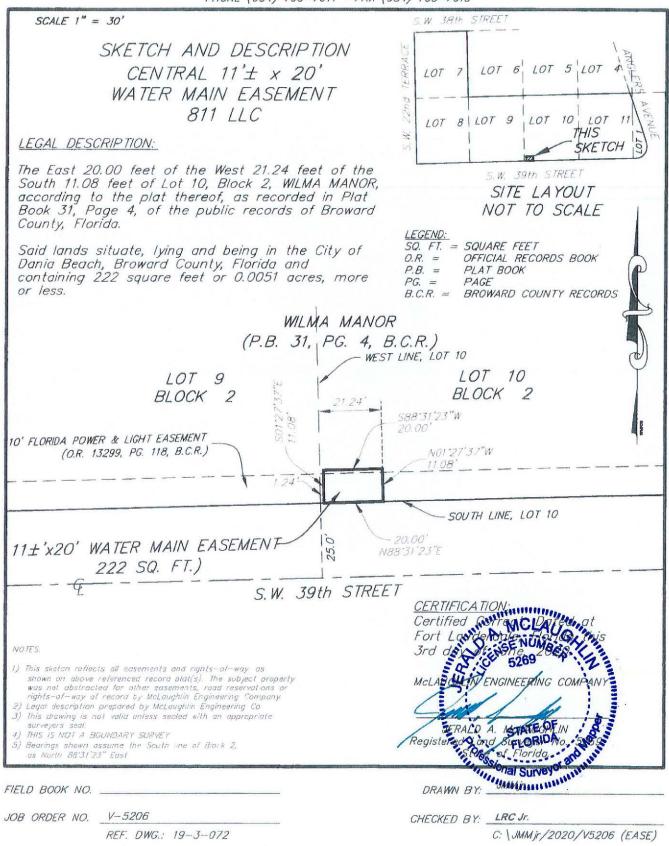
CHECKED BY: LRC Jr.

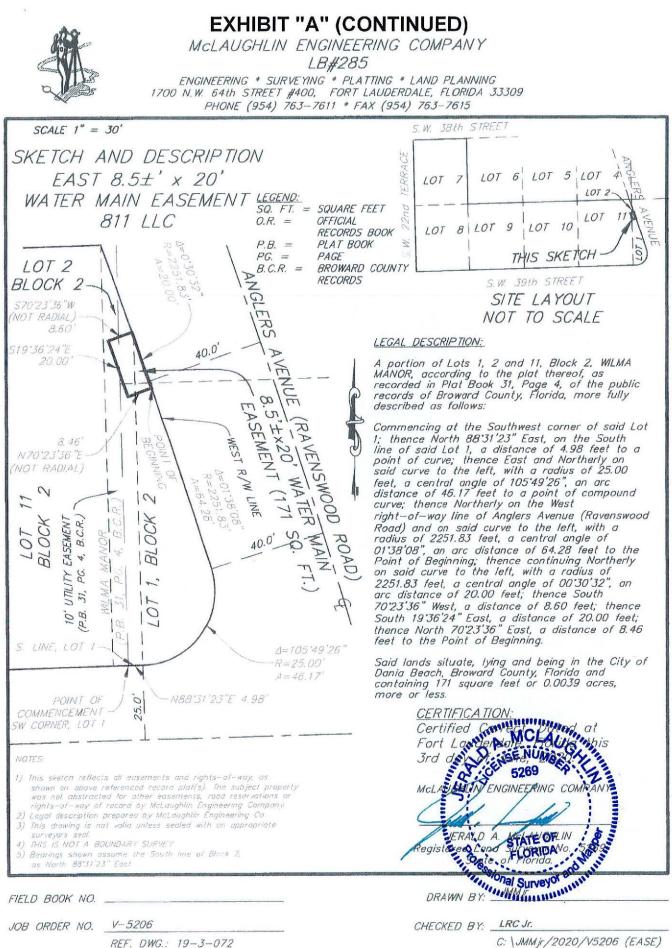
EXHIBIT 3 PAGE 9 OF 29

EXHIBIT "A" (CONTINUED)

McLAUGHLIN ENGINEERING COMPANY LB#285

ED#200 ENGINEERING * SURVEYING * PLATTING * LAND PLANNING 1700 N.W. 64th STREET #400, FORT LAUDERDALE, FLORIDA 33309 PHONE (954) 763–7611 * FAX (954) 763–7615







Site Address	3899 RAVENSWOOD ROAD, DANIA BEACH FL 33312	ID #	5042 29 09 0350
Property Owner	811 LLC	Millage	0413
Mailing Address	810 NE 20 AVE FORT LAUDERDALE FL 33304	Use	40
Abbr Legal Description	WILMA MANORS 31-4 B LOTS 7 THRU 11 & LOT 1 LESS E 5 IN CA 85-7376, DESCRIBED AS:COMM SE COR OF NE1/4 O 35 TO POB,W 114.83, NWLY 46.17, NWLY 66,E 109.78,S 95.0 DESC AS COMM AT SE OF NE 1/4 OF SEC 29, N 1650.25, W POB,W 5.14, SELY 14.58, SELY 1.74, N 15.49 TO POB, TOG/V # 115886004, ALL IN BLK 2	F SEC 29-50 04 TO POB 8 35,W 120,S	0-42, N 1366.13,W & LESS POR \$ 142.07 TO

The just values displayed below were set in compliance with Sec. 193.011, Fla. Stat., and include a reduction for costs of sale and other adjustments required by Sec. 193.011(8).

			Proper	ty Assessment	Values				
Year	Land		ling / rement	Just / Ma Value		Assesses SOH Valu		Та	x
2020*	\$1,412,370	\$5,9	80	\$1,418,3	50 \$1,418,3		0		
2019	\$1,412,370	\$5,9	80	\$1,418,3	50	\$1,418,35	0	\$28,177.68	
2018	\$1,388,030	\$5,9	980	\$1,394,0	10	\$1,394,01	0	\$27,28	4.91
		2020* Exempti	ons and	d Taxable Value	s by Tax	king Authority	1		
		Co	ounty	School E	Board	Municip	bal	Inde	pendent
Just Value		\$1,41	8,350	\$1,41	8,350	\$1,418,3	50	\$1	418,350
Portability			0		0		0		0
Assessed	SOH	\$1,41	\$1,418,350 \$1,418		8,350	\$1,418,350		\$1,418,350	
Homestea	d		0		0	0		0	
Add. Hom	estead		0		0		0)	
Wid/Vet/Di	S		0		0		0)	
Senior			0		0		0		0
Exempt Ty	ре		0		0	0		0	
Taxable		\$1,41	8,350	\$1,41	8,350	\$1,418,3	50	\$1	418,350
		Sales History				Land C	alcul	ations	
Date	Туре	Price	Bool	k/Page or CIN		Price	1	Factor	Туре
6/11/2019	QCD-T	\$100	1	15886004	\$	16.25	8	6,915	SF
4/27/2017	QCD-D	\$1,610,000	1	14598948				and the second second second	
4/1/1990	WD	\$175,000	1	7336 / 409					
					Ad	j. Bldg. S.F. ((Card,	Sketch)	

			opoo	10171000000				
Fire	Garb	Light	Drain	Impr	Safe	Storm	Clean	Misc
04						DS		
A				-				
199						2.7		

CERTIFICATE OF AUTHORIZING RESOLUTIONS, STATUS AND INCUMBENCY

THE UNDERSIGNED being the sole Member of 811, LLC, a Florida limited liability company (the "Company"), hereby certifies that:

I. The Company is a duly formed, validly existing company in good standing under the laws of the State of Florida and is authorized to transact business in the State of Florida.

II. Attached hereto as <u>Exhibits "1", "2" and "3"</u>, respectively, is a true, complete and correct copy of each of the following as in effect on the date hereof: (i) a Certificate of Good Standing of the Company / an Internet printout from the Secretary of State showing the active and good standing of the Company; (ii) the Articles of Organization of the Company; and (iii) an Affidavit attesting to the fact that there are NO Operating Agreement or Regulations for the Company.

III. At a special meeting of the members and managers of the Company duly and regularly held in accordance with its Operating Agreement or Regulations on AFRIL 1^{ST} , 2020, at which a quorum was present and voting, the following resolutions were unanimously adopted, and the same have not been revoked, canceled, annulled or amended in any manner and are in full force and effect on the date hereof:

> RESOLVED, that the Company approves the granting of a nonexclusive and perpetual easement in favor of Broward County, a political subdivision of the state of Florida, over, across, under, and through a portion of the Property described on the attached Exhibit "A", for water mains, wastewater force mains, reclaimed water mains, and/or for any other water and wastewater installations which may be required for the purpose of providing water supply service for domestic or other use and for the collection of domestic or other kinds of wastewater to and from properties, inclusive of the Property, which may or may not abut and being contiguous to the easement (the "Easement").

FURTHER RESOLVED, that Wesley W. Parker, as Secretary of

Dixie Southland Corporation, the Manager of the Company, or such other person designated by a duly authorized Power of Attorney, acting alone in either case, be and hereby is authorized to execute and deliver the Easement, and all other documents required in connection thereof, and all supplements and amendments to the same or to any of the same as the representative of the Company executing the same may deem advisable, all of which documents and instruments executed and delivered as aforesaid to be and constitute the acts and obligations of the Company, the Company hereby ratifying and confirming the acts of its representative executing and delivering all of such documents and instruments, irrespective of whether such acts were performed before or subsequent to the date of the adoption hereof, and directing the representatives, officers and employees of the Company to perform all of the Company's obligations and undertakings under each and all documents and instruments; and

FURTHER RESOLVED, that these resolutions shall continue in full force and effect and may be relied upon by Lender until receipt of written notice of any change therein.

IV. The following are all of the Managers of the Company as of the date hereof:

NAME

TITLE

Dixie Southland Corporation

Manager

V. The following are all of the Members of the Company as of the date hereof, set forth next to their respective ownership interests in the Company:

NAME

INTEREST

Dixie Southland Corporation

<u>100%</u>

IN WITNESS WHEREOF, the undersigned have executed this Certificate effective as of \underline{APRIC} 1 ST, 2020 (this certificate may be executed in counterparts).

DIXIE SOUTHLAND CORPORATION, a Florida corporation

la R By: (Seal) Raymond Parker, President

State of Florida Department of State

I certify from the records of this office that 811, LLC is a limited liability company organized under the laws of the State of Florida, filed on May 7, 2014.

The document number of this limited liability company is L14000074831.

I further certify that said limited liability company has paid all fees due this office through December 31, 2020, that its most recent annual report was filed on February 26, 2020, and that its status is active.

Given under my hand and the Great Seal of the State of Florida at Tallahassee, the Capital, this the Twelfth day of June, 2020



Raminger

Secretary of State

Tracking Number: 9195514633CU

To authenticate this certificate, visit the following site, enter this number, and then follow the instructions displayed.

https://services.sunbiz.org/Filings/CertificateOfStatus/CertificateAuthentication

EXHIBIT "12"2

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EXHIBIT 3 PAGE 15 OF 29

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ARTICLES OF ORGANIZATION OF 811, LLC a Florida Limited Liability Company

THE UNDERSIGNED, pursuant to the provisions of Chapter 605 of the Florida Revised Limited Liability Company Act, for the purpose of forming a Florida Limited Liability Company (the "Company") under the laws of the State of Florida does set forth the following:

ARTICLE | - Name;

The name of the Limited Liability Company is 811, LLC.

ARTICLE II - Duration:

The period of duration for the Limited Liability Company shall begin with the filing of these Articles with the Florida Department of State, and shall exist perpetually, unless sconer dissolved in accordance with the Operating Agreement of the Limited Liability Company or Florida law.

ARTICLE III - Address:

The mailing address and street address of the principal office of the Limited Liability Company is 810 NE 20th Avenue, Fort Lauderdale, FL 33304.

ARTICLE IV - Registered Agent:

The name and address of the Initial registered agent for this Limited Liability Company Is CT Corporation System, 1200 South Pine Island Road, Suite 250, Plantation, FL 33324.

1

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. . . .

TALLAHASSEE FLD

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EXHIBIT "2" CONTINUED

EXHIBIT 3 PAGE 16 OF 29

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ARTICLE V - Management:

initially, the Company shall be manager managed and the initial manager shall be as listed below; <u>provided</u>, that the Company may determine, from time to time, to become member managed or change the manager from time to time and the Company reserves the right to update such information through its annual report filings, amendments to the Company's operating agreement, or as otherwise provided by applicable law:

Dixie Southland Corporation

810 NE 20th Avenue Fort Lauderdale, FL 33304

Whereof, the undersigned authorized representative of the members has executed these Articles the $\underline{6}^{\mathcal{TH}}$ day of May 2014.

2

lu mond Parker

Authorized Representative of Member

18085302v1

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EXHIBIT 3 PAGE 17 OF 29

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CERTIFICATION OF DESIGNATION OF REGISTERED AGENT/REGISTERED OFFICE

PURSUANT TO THE PROVISIONS OF SECTION 805.0013, FLORIDA STATUTES, THE LIMITED LIABILITY COMPANY NAMED BELOW SUBMITS THE FOLLOWING STATEMENT IN DESIGNATING THE REGISTERED OFFICE/REGISTERED AGENT IN THE STATE OF FLORIDA.

1. The name of the limited liability company is: 011, LLC

2. The same and Florida street address of the registered agent are:

CT Corporation System 1200 South Pine Island Road Suite 260 Planiation, FL 33324

I hereby accept the appointment as registered agent and agree to act in this cepacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent as provided for in Chapter 605, F.S.

3

Registered Agent

5-6-2014 Date

Madonna Cuddihy Special Assistant Secretary

\$\$085302v(

H14000109211



AFFIDAVIT

STATE OF FLORIDA) COUNTY OF BROWARD)

BEFORE ME, the undersigned authority, personally appeared Raymond C. Parker, (the "Affiant", in singular form even if more than one) who being by me first duly sworn, on oath says:

1.) That Affiant is an adult over the age of 18 years and makes this Affidavit of his own personal knowledge.

2.) That Affiant is the President of DIXIE SOUTHLAND CORPORATION, a Florida corporation, the manager of 811, LLC, a Florida limited liability company.

3.) That Affiant has personal knowledge that no Operating Agreement or Regulations exist for 811, LLC.

4.) That Affiant is familiar with the nature of an oath and with the penalties provided by the laws of the State of Florida for falsely swearing to statements made in an instrument of this nature.

Further Affiant Sayeth Naught.

Raymond C. Parker

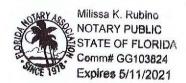
STATE OF FLORIDA COUNTY OF BROWARD

Sworn to (or affirmed) and subscribed before me by means of \square physical presence or \square online notarization, this ^{16th} day of June, 2020, by Raymond C. Parker.

(SEAL)

Notary Public Milissa K. Rubino My Commission Expires: 05/11/2021

Personally Known or Identification Produced Type of identification produced:



Detail by Entity Name

Florida Department of State

Page 1 of 2 EXHIBIT 3 of 2 PAGE 19 OF 29

DIVISION OF CORPORATIONS



Department of State / Division of Corporations / Search Records / Search by Entity Name /

Detail by En			
Florida Limited Liab	ility Company		
Filing Information			
Document Numbe	144000074004		
FEI/EIN Number			
	65-0170401		
Date Filed	05/07/2014		
State	FL		
Status	ACTIVE		
Principal Address			
3899 RAVENSWO	DD ROAD		
DANIA, FL 33312			
Changed: 02/26/20	20		
Mailing Address			
810 NE 20TH AVE.			
FORT LAUDERDA	E EL 33304		
Registered Agent Na			
PARKER, WESLEY 810 NE 20TH AVE.	VV.		
FORT LAUDERDAI	F FL 33304		
Name Changed: 03	/28/2018		
8 A.			
Address Changed:	03/28/2018		
Authorized Person(s) Detail		
Name & Address			
Title MGR			
DIXIE SOUTHLAN	CORDORATION		
810 NE 20TH AVE.	CORPORATION		
FORT LAUDERDAI	F FL 33304		
	2018 9 28-57-57-57-57-57		
Annual Reports			
	Filed Date	J	
	03/28/2018	۵.	(6)
	02/14/2019		
	02/26/2020		
2020			

Page 2 of 2 EXHIBIT 3 PAGE 20 OF 29

02/26/2020 ANNUAL REPORT	View image in PDF format
02/14/2019 ANNUAL REPORT	View image in PDF format
05/08/2018 AMENDED ANNUAL REPORT	View image in PDF format
05/03/2018 - AMENDED ANNUAL REPORT	View image in PDF format
03/28/2018 ANNUAL REPORT	View image in PDF format
04/04/2017 ANNUAL REPORT	View image in PDF format
03/09/2016 ANNUAL REPORT	View image in PDF format
02/24/2015 ANNUAL REPORT	View image in PDF format
05/07/2014 Florida Limited Liability	View image in PDF format

Florida Department of State, Division of Corporations

 $http://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=Entity... \ 6/17/2020$

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Florida Department of State

DIVISION OF CORPORATIONS



Department of State / Division of Corporations / Search Records / Search by Entity Name /

Florida Profit Corporation			
DIXIE SOUTHLAND CO	RPORATION		
Filing Information			
Document Number	L30721		
FEI/EIN Number	65-0170401		
Date Filed	11/20/1989		
State	FL		
Status	ACTIVE		
Last Event	AMENDMENT		
Event Date Filed	08/26/2015		
Event Effective Date	NONE		
Principal Address			
810 NE 20TH AVE.			
FORT LAUDERDALE, FI	L 33304		
Changed: 03/23/1998			
Mailing Address			
810 NE 20TH AVE.	2722.0		
FORT LAUDERDALE, FI	_ 33304		
Changed: 03/31/2009			
Registered Agent Name &	Address		
PARKER, WESLEY W.	Hudicoo		
810 NE 20TH AVE.			
FORT LAUDERDALE, FI	_ 33304		
Name Changed: 03/28/20	018		
	(0040		
Address Changed: 03/28	/2018		
Officer/Director Detail			
Name & Address			
Title PDS			
PARKER, RAYMOND C.			
810 NE 20TH AVE			
FORT LAUDERDALE, FL	22204		

Title SEC

PARKER, WESLEY W

810 NE 20TH AVE. FORT LAUDERDALE, FL 33304

Annual Reports

Report Year	Filed Date
2018	03/28/2018
2019	02/14/2019
2020	03/26/2020

Document Images

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View image in PDF format

Florida Department of State, Division of Corporations

LAW OFFICES JOSEPH M. BALOCCO, JR., P. A.

4332 East Tradewinds Avenue Lauderdale-By-The-Sea, FL 33308 Telephone: (954) 530-4731 Facsimile: (954) 281-5656

JOSEPH M. BALOCCO, JR. E-mail: <u>jbaloccojr@baloccolaw.com</u> JOSEPH M. BALOCCO, SR. E-mail: jbalocco@baloccolaw.com LIZA M. SIEGLE, Of Counsel E-mail: <u>lsiegle@baloccolaw.com</u>

OPINION OF TITLE

Broward County Land Development Code - Section 5-189(c)(3) Florida Statutes Chapter 177

To: Broward County Board of County Commissioners

With the understanding that this Opinion of Title is furnished to Broward County Board of County Commissioners, as inducement for acceptance of a proposed plat covering the real property, hereinafter described, it is hereby certified that the following report reflects a comprehensive search of the Public Records affecting the above described property covering the period from the beginning to the 12th day of March, 2020, at the hour of 11:00 pm, inclusive, of the following described property:

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

I am of the opinion that on the last mentioned dated, the fee simple title to the abovedescribed real property was vested in:

Names of all Owner(s) of Record:

811, LLC a Florida limited liability company

Subject to the following:

Mortgage(s) of Record:

Mortgage and Security Agreement in the sum of \$3,400,000.00 from 811, LLC, a Florida limited liability company to Pacific National Bank, a national banking association, and Pacific Coast Bankers Bank d/b/a Borrower's Loan Protection, a California banking corporation, dated 11/13/2019 and recorded 11/14/2019 as Official Records Instrument Number 116176379 of the Public Records of Broward County, Florida.

List of easements and Rights-of-Way lying within the plat boundaries:

- Resolution Designating Area of Operation of Broward County Water and Sewer System No. 3 by Broward County, recorded in Official Records Book 3843, Page 410 and Official Records Book 4442, Page 847; corrected resolutions recorded in Official Records Book 4563, Page 472 and Official Records Book 4606, Page 45.
- 2. Restrictions, covenants, conditions, easements and other matters as contained on the Plat of WILMA MANORS, recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.
- 3. Easement in favor of Florida Power & Light Company, recorded in Official Records Book 13299, Page 117
- 4. Easement in favor of Florida Power & Light Company, recorded in Official Records Book 13299, Page 118
- Easement in favor of Florida Power & Light Company, recorded in Official Records Book 13689, Page 775
- 6. Easement in favor of Florida Power & Light Company, recorded in Official Records Book 13855, Page 330
- 7. Resolution No. 2016-469 by Broward County, Florida recorded June 13, 2017 in Instrument Number 114439155, of the Public Records of Broward County, Florida.
- Restrictions, covenants, easements and conditions as set forth in the Declaration of Covenants, Restrictions, and Easements recorded August 29, 2017 in Instrument Number 114589123, of the Public Records of Broward County, Florida, as subsequently amended by Official Records Instrument No. 115487537.
- 9. Sidewalk Easement by and between 811, LLC, a Florida limited liability company and City of Dania Beach, recorded on August 14, 2019 under Instrument Number 115992269.

I HEREBY CERTIFY that the foregoing report reflects a comprehensive search of the Public Records of Broward County, Florida, affecting the above described property. I further certify that I am an attorney-at-law duly admitted to practice in the State of Florida and a member in good standing of the Florida Bar. Respectfully submitted this 30th day of March, 2020.

Name: Joseph M. Balocco, Jr.

Florida Bar No. 750271

EXHIBIT "A"

PARCEL NO. 1119

All of the following described parcel of land together with the airspace above said parcel, lying below a horizontal plane, having an elevation of 36.5 feet (NAVD 88), said parcel being described as follows:

The South one-half of the West one-half of Lot 7, Block 2, together with the East onehalf of Lot 7, Block 2, of WILMA MANORS, according to the Plat thereof, as recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.

AND

All of the airspace lying above and continuing upward, above a horizontal plane having an elevation of 36.5 feet (NAVD 88), said horizontal plane and airspace being situate above the following described parcel of land:

The South one-half of the West one-half of Lot 7, Block 2, together with the East onehalf of Lot 7, Block 2, of WILMA MANORS, according to the Plat thereof, as recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.

Said land situate within the City of Dania Beach, Broward County, Florida.

PARCEL NO. 1118

All of the following described parcel of land together with the airspace above said parcel, lying below a horizontal plane, having an elevation of 38.0 feet (NAVD 88), said parcel being described as follows:

The North one-half of the West one-half of Lot 7, Block 2, of WILMA MANORS, according to the Plat thereof, as recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.

AND

All of the airspace lying above and continuing upward, above a horizontal plane having an elevation of 38.0 feet (NAVD 88), said horizontal plane and airspace being situate above the following described parcel of land:

The North one-half of the West one-half of Lot 7, Block 2, of WILMA MANORS, according to the Plat thereof, as recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.

Said land situate within the City of Dania Beach, Broward County, Florida.

PARCEL NO. 1121

All of the following described parcel of land together with the airspace above said parcel, lying below a horizontal plane, having an elevation of 33.7 feet (NAVD 88), said parcel being described as follows:

Lot 8, and Lot 9 Less the East 10 feet thereof, Block 2, WILMA MANORS, according to the Plat thereof as recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.

AND

All of the airspace lying above and continuing upward, above a horizontal plane having an elevation of 33.7 feet (NAVD 88), said horizontal plane and airspace being situate above the following described parcel of land:

Lot 8, and Lot 9 Less the East 10 feet thereof, Block 2, WILMA MANORS, according to the Plat thereof as recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.

Said land situate within the City of Dania Beach, Broward County, Florida.

PARCEL NO. 1123

All of the following described parcel of land together with all the airspace above said parcel, lying below a horizontal plane, having an elevation of 31.9 feet (NAVD 88), said parcel being described as follows:

The East 10 feet of Lot 9, together with the West one-half of Lot 10, Block 2, of WILMA MANORS, according to the Plat thereof, as recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.

AND

All of the airspace lying above and continuing upward, above a horizontal plane having an elevation of 31.9 feet (NAVD 88), said horizontal plane and airspace being situate above the following described parcel of land:

The East 10 feet of Lot 9, together with the West one-half of Lot 10, Block 2, of WILMA MANORS, according to the Plat thereof, as recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.

Said land situate within the City of Dania Beach, Broward County, Florida.

PARCEL NO. 1124

All of the following described parcel of land together with the airspace above said parcel, lying below a horizontal plane, having an elevation of 30.4 feet (NAVD 88), said parcel being described as follows:

The East one-half of Lot 10, Block 2, of WILMA MANORS, according to the Plat thereof, as recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.

AND

All of the airspace lying above and continuing upward, above a horizontal plane having an elevation of 30.4 feet (NAVD 88), said horizontal plane and airspace being situate above the following described parcel of land:

The East one-half of Lot 10, Block 2, of WILMA MANORS, according to the Plat thereof, as recorded in Plat Book 31, Page 4, of the Public Records of Broward County, Florida.

Said land situate within the City of Dania Beach, Broward County, Florida.

PARCEL NO. 1124.1

All of the following described parcel of land together with the airspace above said parcel, lying below a horizontal place, having an elevation of 26.8 feet (NAVD 88), said parcel being described as follows:

Lot 11, Block 2, and Lot 1, LESS the East 5 feet thereof, of WILMA MANORS, according to the Plat thereof, as recorded in Plat Book 31, at Page 4, of the Public Records of Broward County, Florida; and LESS those portions of said lots acquired and taken by the State of Florida, Department of Transportation in Broward County Circuit Court Case #85-7376.

Less and Except the following:

Those portions of Lots 1 and 11, Block 2, of Wilma Manors per plat recorded in Plat Book 31, page 4 of the Public Records of Broward County, Florida; being described as follows:

COMMENCE at the Southeast corner of the Northeast 1/4 of Section 29, Township 50 South, Range 42 East; thence along the East line of said Section North 01°26'01" West 1366.13 feet; thence South 88°31'23" West 35.00 feet to the Southeast corner of said Lot 1, and the POINT OF BEGINNING; thence along the South line of said Lot 1 South 88°31'23" West 114.83 feet to the point of beginning of a curve concave Northwesterly having a radius of 25.00 feet; thence from a tangent bearing of North 88°31'23" East run Northwesterly along said curve 46.17 feet through a central angle of 105°49'26" to a point of compound curvature; thence Northwesterly along a curve concave Westerly having a radius of 2251.83 feet a distance of 66.00 feet through a central angle of 01°40'46" to the North line of said Lot 1 and the end of said curve; thence along said North line North 88°31'30" East 109.78 feet to the Northeast corner of said Lot; thence along the East line of said Lot South 01°26'01" East 95.04 feet to the POINT OF BEGINNING, Less and Except the East 5.00 feet thereof.

And Less and Except

COMMENCE at the Southeast corner of the Northeast 1/4 of Section 29, Township 50 South, Range 42 East; thence along the East line of said Section North 01°26'01" West 1650.25 feet; thence South 88°31'42" West 35.00 feet to the Northeast corner of Lot 3 of said Block 2; thence along the North line of said Lot South 88°31'42" West 120.00 feet to the Northwest corner of said Lot; thence along the West line of Lots 3 and 2 of said Block 2 South 01°26'06" East 142.07 feet to the Northeast corner of said Lot 11 and the POINT OF BEGINNING; thence along the North line of said Lot South 88°31'33" West 5.14 feet to the beginning of a curve concave Easterly having a radius of 5769.58 feet; thence from a tangent bearing South 19°43'22" East run Southeasterly along said curve 14.58 feet through a central angle of 00°08'41" to a point of reverse curvature; thence Southeasterly along a curve concave Westerly having a radius of 2251.83 feet a distance of 1.74 feet through a central angle of 00°02'39" to the East Line of said Lot 11 and the end of said curve; thence along said East line North 01°26'06" West 15.49 feet to the POINT OF BEGINNING.

AND

All of the airspace lying above and continuing upward, above a horizontal plane having an elevation of 26.8 feet (NAVD 88), said horizontal plane and airspace being situate above the following described parcel of land:

Lot 11, Block 2, and Lot 1, LESS the East 5 feet thereof, of WILMA MANORS, according to the Plat thereof, as recorded in Plat Book 31, at Page 4, of the Public Records of Broward County, Florida; and LESS those portions of said lots acquired and taken by the State of Florida, Department of Transportation in Broward County Circuit Court Case #85-7376.

Less and Except the following:

Those portions of Lots 1 and 11, Block 2, of Wilma Manors per plat recorded in Plat Book 31, page 4 of the Public Records of Broward County, Florida; being described as follows:

COMMENCE at the Southeast corner of the Northeast 1/4 of Section 29, Township 50 South, Range 42 East; thence along the East line of said Section North 01°26'01" West 1366.13 feet; thence South 88°31'23" West 35.00 feet to the Southeast corner of said Lot 1, and the POINT OF BEGINNING; thence along the South line of said Lot 1 South 88°31'23" West 114.83 feet to the point of beginning of a curve concave Northwesterly having a radius of 25.00 feet; thence from a tangent bearing of North 88°31'23" East run Northwesterly along said curve 46.17 feet through a central angle of 105°49'26" to a point of compound curvature; thence Northwesterly along a curve concave Westerly having a radius of 2251.83 feet a distance of 66.00 feet through a central angle of 01°40'46" to the North line of said Lot 1 and the end of said curve; thence along said North line North 88°31'30" East 109.78 feet to the Northeast corner of said Lot; thence along the East line of said Lot South 01°26'01" East 95.04 feet to the POINT OF BEGINNING, Less and Except the East 5.00 feet thereof.

And Less and Except

COMMENCE at the Southeast corner of the Northeast 1/4 of Section 29, Township 50 South, Range 42 East; thence along the East line of said Section North 01°26'01" West 1650.25 feet; thence South 88°31'42" West 35.00 feet to the Northeast corner of Lot 3 of said Block 2; thence along the North line of said Lot South 88°31'42" West 120.00 feet to the Northwest corner of said Lot; thence along the West line of Lots 3 and 2 of said Block 2 South 01°26'06" East 142.07 feet to the Northeast corner of said Lot 11 and the POINT OF BEGINNING; thence along the North line of said Lot South 88°31'33" West 5.14 feet to the beginning of a curve concave Easterly having a radius of 5769.58 feet; thence from a tangent bearing South 19°43'22" East run Southeasterly along said curve 14.58 feet through a central angle of 00°08'41" to a point of reverse curvature; thence Southeasterly along a curve concave Westerly having a radius of 2251.83 feet a distance of 1.74 feet through a central angle of 00°02'39" to the East Line of said Lot 11 and the end of said curve; thence along said East line North 01°26'06" West 15.49 feet to the POINT OF BEGINNING.

Said land situate within the City of Dania Beach, Broward County, Florida.