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Highway Construction and Engineering Division  
1 North University Drive, Suite 300  
Plantation, Florida 33324

Document prepared by:  
Reno V. Pierre, Assistant County Attorney  
Governmental Center, Suite 423  
115 South Andrews Avenue  
Fort Lauderdale, Florida 33301

Folio Number(s): a portion of 494024180010

## **RELEASE OF ROADWAY RESERVATION**

This RELEASE OF ROADWAY RESERVATION ("Release") is made this \_\_\_\_\_ day of \_\_\_\_\_, 2024 by BROWARD COUNTY, a political subdivision of the State of Florida, whose address is 115 South Andrews Avenue, Fort Lauderdale, Florida 33301 ("County"), for the benefit the CITY OF SUNRISE, a municipal corporation, whose address is 10770 West Oakland Park Boulevard, Sunrise, Florida 33351 ("City"). The County and City are referred to individually as a "Party" and collectively referred to as the "Parties."

### **RECITALS**

A. On December 19, 1950, the County, as fee title owner of that certain real property located in Sunrise, Florida, and as more particularly described in the legal description included in **Exhibit A** attached hereto and made a part hereof ("Property"), transferred the Property to John D. Kennedy and Elma R. Kennedy, husband and wife, via County Deed, Instrument Number 408624, recorded in Official Records Book 716, Page 352, of the Public Records of Broward County, Florida ("Deed"), attached hereto as **Exhibit A**.

B. The Deed included certain roadway reservations in favor of the County, affecting portions of the Property, including Tract 26, Tract 7, Tract 35, Tract 55, and Tract 56 (collectively, the "Roadway Reservations"), as more particularly described in the Deed.

C. On March 4, 1997, the County released a portion of the Roadway Reservations lying within Tract 35, Tract 55, and Tract 56 ("Released Reservations"), determining that the Released Reservations were no longer needed by the County for County road purposes.

D. The City is now the owner of a portion of the Property lying within Tract 7 ("City Property") and plans to develop the City Property to build a hospital on the Property.

E. The City has requested that the County release the Roadway Reservations lying within Tract 7 of the Property ("Tract 7 Reservation"), to allow the City to continue with its development plans for the City Property.

F. The County is willing to release the Tract 7 Reservation pursuant to this Release.

### **RELEASE**

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. The recitals set forth above are true, accurate, and fully incorporated by reference herein.

2. The County hereby releases the Tract 7 Reservation imposed by the Deed upon the City Property as more particularly described in the reservation contained in **Exhibit A**. Except as provided herein, the Roadway Reservations shall remain unchanged and in full force and effect as to all remaining portions of the Property.

3. This Release shall be governed by and construed in accordance with the laws of the State of Florida.

4. This Release shall be recorded in the Public Records of Broward County, Florida, and shall become effective upon recordation.

(THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK)

IN WITNESS WHEREOF, this Release is executed by: BROWARD COUNTY, through its BOARD OF COUNTY COMMISSIONERS, signing by and through its Mayor or Vice-Mayor, authorized to execute same by Board action on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_, (Board Agenda Item No. \_\_\_\_).

COUNTY

ATTEST:

\_\_\_\_\_  
Broward County Administrator, as  
ex officio Clerk of the Broward County  
Board of County Commissioners

BROWARD COUNTY, by and through  
its Board of County Commissioners

By \_\_\_\_\_  
Mayor  
\_\_\_\_ day of \_\_\_\_\_, 20\_\_

Approved as to form by  
Andrew J. Meyers,  
Broward County Attorney  
115 South Andrews Avenue, Suite 423  
Fort Lauderdale, Florida 33301  
Telephone: (954) 357-7600

By Reno V. Pierre Digitally signed by Reno V. Pierre  
Date: 2024.06.04 16:52:05 -04'00'  
Reno V. Pierre (Date)  
Assistant County Attorney

By Annika E. Ashton Digitally signed by Annika E. Ashton  
Date: 2024.06.04 16:52:23 -04'00'  
Annika E. Ashton (Date)  
Deputy County Attorney

**EXHIBIT A**  
**DEED**

108624

DEED 716 PAGE 352

## County Deed

1844, 1845  
Application No. 1841, 1842, 1843/  
Deed No. 817

Under Chapter 194, Florida Statutes 1941

STATE OF FLORIDA )  
COUNTY OF BROWARD )

This deed made this 19th day of December, A.D. 1950, by  
the County of Broward, State of Florida, party of the first part, and JOHN D. KENNEDY and ELVA R.  
KENNEDY, husband and wife, 530 S. Andrews Ave., Port Lauderdale, Florida

parties of the second part,



**Witnesseth** That the said party of the first part for and in consideration of the sum of  
One Thousand, Seven Hundred Fifty-five and no/100 (\$1,755.00) Dollars to it in hand paid by the  
parties of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold  
unto the parties of the second part, their heirs and assigns forever, the following described land, to-wit:

- Tract 26, Florida Fruit Land Co. Sub Plat #2, Section 13, Township 49  
South, Range 40 East, Plat Book 1, Page 102, Palm Beach County Records
- Tract 7, Florida Fruit Land Co. Sub No. 1, Section 23, Township 49  
South, Range 40 East, Plat Book 2, Page 17, Dade Co. Records
- Tract 35 lying S & E of Central & South Florida Flood Control Dist.  
Levee 35-A, Florida Fruit Land Co. Sub No. 1, Section 23, Township 49  
South, Range 40 East, Plat Book 2, Page 17, Dade Co. Records
- Tract 55, Florida Fruit Land Co. Sub No. 1, Section 23, Township 49  
South, Range 40 East, Plat Book 2, Page 17, Dade Co. Records
- Tract 56, Florida Fruit Land Co. Sub No. 1, Section 23, Township 49  
South, Range 40 East, Plat Book 2, Page 17, Dade Co. Records

in the County of Broward, State of Florida.

Reserving unto the County of Broward Easement for Road Right of Way: twenty feet wide lying equally  
on each side of all section lines, fifty feet wide lying equally on each side of the center line of any County  
Public Road, and 100 feet wide lying equally on each side of the center line of any State Designated Road,  
existing on the date of this sale, through so much of any parcel herein described as is within thirty-five feet  
of said section line, twenty-five feet of said Public Road center line, or fifty feet of said State Road center line.

IN TESTIMONY WHEREOF, and by virtue of the authority vested by law in the Board of County Com-  
missioners, and for and on behalf of the County of Broward, State of Florida, we, the undersigned, as members  
of the Board of County Commissioners for the County and State aforesaid, have executed this deed and have  
thereunto set our official signatures and seals, attested by the Clerk of the Circuit Court for said County, this  
the 19th day of December, A.D. 1950.

Signed, sealed and delivered in the presence of:

J. B. Collins (SEAL)  
Robert T. Fallon (SEAL)  
Ed. G. Galt (SEAL)  
Samy Salinas (SEAL)  
CLERK, CIRCUIT COURT  
Broward County, Florida