

## COLLIER COUNTY GOLDEN GATE GOLF COURSE LEGAL DESCRIPTION EXHIBIT A

TRACTS A AND B, GOLDEN GATE- UNIT 1, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 5, PAGES 60 TO 64, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

AND

TRACT A, GOLDEN GATE- UNIT 8 PART 1, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 5, PAGES 147 TO 151, AND TRACT A, GOLDEN GATE- UNIT 8 PART 2, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 9, PAGES 108 TO 112, ALL OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

LESS AND EXCEPT PARCEL (1):

BEGIN AT A POINT, CORNER NUMBER 1, 354.50 FEET SOUTH AND 370.13 FEET EAST OF THE NORTHWEST CORNER OF TRACT "A" OF GOLDEN GATE SUBDIVISION, UNIT 8, PART 2, AS SHOWN ON A PLAT THEREOF RECORDED IN PLAT BOOK 9, PAGES 107-112, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA; THENCE RUN N. 0 DEGREES 15' 04" W. 16.91 FEET TO CORNER NUMBER 2 ON THE EAST LINE OF AN ACCESS EASEMENT; THENCE RUN N. 12 DEGREES 51' 43" E. 31.94 FEET ALONG SAID EASEMENT TO A POINT OF CURVATURE, THENCE RUN NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT WHOSE RADIUS IS 577.88 FEET AND WHOSE CENTRAL ANGLE IS 7 DEGREES 47' 03", FOR AN ARC DISTANCE OF 78.51 FEET TO CORNER NUMBER 3; THENCE N. 89 DEGREES 44' 56" E. 89.59 FEET TO CORNER NUMBER 4; THENCE S. 0 DEGREES 15' 04" E. 116.40 FEET TO CORNER NUMBER 5; THENCE S. 89 DEGREES 44' 56" W. 98.46 FEET TO CORNER NUMBER 6; THENCE S. 50 DEGREES 09' 46" W. 14.20 FEET TO CORNER NUMBER 1 AND THE POINT OF BEGINNING.

AND ALSO LESS AND EXCEPT PARCEL (2):

A PARCEL OF LAND IN COLLIER COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS AND BEING A PART OF THE PLAT OF TRACT A OF GOLDEN GATE UNIT 8, PART 2, AS RECORDED IN PLAT BOOK 9, PAGE 107-A, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF TRACT A; THENCE RUNNING SOUTH A DISTANCE OF 649.27 FEET ALONG THE WEST BOUNDARY OF SAID TRACT A; THENCE RUNNING EAST 336.31 FEET TO A POINT, SAID POINT BEING ALSO DESCRIBED AS THE POINT OF BEGINNING; THENCE RUN NORTH 89° 54' 21" EAST, A DISTANCE OF 331.15 FEET TO A POINT; THENCE RUN NORTH 0° 09' 03" EAST A DISTANCE OF 75.04 FEET TO A POINT; THENCE RUN NORTH 23° 43' 43" EAST A DISTANCE OF 104.18 FEET TO A POINT; THENCE RUN NORTH



GENERAL NOTES

1. ■ = FOUND 4"x4" CONCRETE MONUMENT AS NOTED.
2. ● = FOUND 5/8" IRON PIN AS NOTED.
3. ○ = SET 5/8" IRON PIN AND CAP STAMPED CEC LB 2464.
4. △ = SET PK NAIL AND DISC STAMPED CEC LB 2464.
5. BEARINGS BASED ON A GRID BEARING OF N89°31'01"E ON THE SOUTH RIGHT OF WAY LINE OF GOLDEN GATE PARKWAY.
6. DESCRIBED PROPERTY LIES IN FLOOD ZONE X AND AH, ELEVATION 11.5 PER F.I.R.M. COMMUNITY PANEL NO. 120067 MAP NO. 12021C 0412H AND 0416H DATED MAY 16, 2012.
7. THIS SURVEY IS CERTIFIED TO THE DATE OF THE FIELD SURVEY, NOT THE DATE OF SIGNATURE.
8. TITLE COMMITMENT FILE NO. 29189-1, PO NUMBER 4500194020, PROJECT GOLDEN GATE GOLF COURSE, SUPPLIED BY AMERICAN GOVERNMENT SERVICES CORPORATION, WITH AN EFFECTIVE DATE FEBRUARY 12, 2018, WAS REVIEWED BY THE UNDERSIGNED SURVEYOR. THE FOLLOWING ITEMS CORRESPOND WITH SCHEDULE B-1 OF THE ABOVE DESCRIBED COMMITMENT.

1. ANY DEFECT, LIEN, ENCUMBRANCE, ADVERSE CLAIM, OR OTHER MATTER THAT APPEARS FOR THE FIRST TIME IN THE PUBLIC RECORDS OR IS CREATED, ATTACHES, OR IS DISCLOSED BETWEEN THE COMMITMENT DATE AND THE DATE ON WHICH ALL OF THE SCHEDULE B - SECTION 1 REQUIREMENTS ARE MET.
2. RIGHTS OR CLAIMS OF PARTIES IN POSSESSION NOT SHOWN BY THE PUBLIC RECORDS.
3. EASEMENTS OR CLAIMS OF EASEMENTS NOT SHOWN BY THE PUBLIC RECORDS.

4. ENCROACHMENTS, OVERLAPS, BOUNDARY LINE DISPUTES, AND ANY OTHER MATTERS WHICH WOULD BE DISCLOSED BY AN ACCURATE SURVEY AND INSPECTION OF THE PREMISES.

5. ANY LIEN, OR RIGHT TO A LIEN, FOR SERVICES, LABOR, OR MATERIAL HERETOFORE OR HEREAFTER FURNISHED, IMPOSED BY LAW AND NOT SHOWN BY THE PUBLIC RECORDS.

6. ANY CLAIM THAT ANY PART OF SAID LAND IS OWNED BY THE STATE OF FLORIDA BY RIGHT OF SOVEREIGNTY, AND RIPARIAN RIGHTS, IF ANY.

7. TAXES FOR THE YEAR 2019 AND SUBSEQUENT YEARS, WHICH ARE NOT YET DUE AND PAYABLE.

8. ANY COUNTY AND/OR MUNICIPAL RESOLUTIONS FOR PUBLIC IMPROVEMENTS OR SPECIAL ASSESSMENTS WHICH ARE NOT RECORDED OR ARE NOT PROPERLY RECORDED IN THE PUBLIC RECORDS AND WHICH DO NOT PROVIDE NOTICE TO THE OWNER OF RECORD IN THE PUBLIC RECORDS.

9. ANY LIEN PROVIDED BY CHAPTER 159, FLORIDA STATUTES, IN FAVOR OF ANY CITY, TOWN, VILLAGE OR PORT AUTHORITY FOR UNPAID SERVICE CHARGES FOR SERVICE BY ANY WATER, SEWER OR GAS SYSTEM SUPPLYING THE INSURED LAND.

10. OIL, GAS AND MINERAL RIGHTS AS ORIGINALLY CONVEYED IN THAT CERTAIN DEED FROM BARRON COLLIER, JR. AND MILES COLLIER JOINED BY BARBARA M. COLLIER, WIFE OF BARRON COLLIER, JR. AND ISABEL U. COLLIER, WIFE OF MILES COLLIER TO ANCHOR INVESTMENT CORPORATION, A FLORIDA CORPORATION DATED SEPTEMBER 29, 1953 AND RECORDED OCTOBER 5, 1953 IN DEED BOOK 30, PAGE 86, AND AS THEREAFTER RESTATED, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

11. RESTRICTIVE COVENANTS BY AND BETWEEN THE GULF AMERICAN LAND CORPORATION, A FLORIDA CORPORATION, AND ALL FUTURE OWNERS OF GOLDEN GATE ESTATES, DATED NOVEMBER 29, 1961 AND RECORDED DECEMBER 1, 1961 IN OFFICIAL RECORDS BOOK 97, PAGE 492, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

12. DEED OF RESTRICTIONS FROM GULF AMERICAN LAND CORPORATION TO ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISION, DATED NOVEMBER 13, 1963 AND RECORDED NOVEMBER 14, 1963 IN OFFICIAL RECORDS BOOK 154, PAGE 554; AMENDMENTS RECORDED IN OFFICIAL RECORDS BOOK 160, PAGE 503, OFFICIAL RECORDS BOOK 163, PAGE 88, OFFICIAL RECORDS BOOK 182, PAGE 782, OFFICIAL RECORDS BOOK 192, PAGE 366, OFFICIAL RECORDS BOOK 499, PAGE 370, OFFICIAL RECORDS BOOK 847, PAGE 621, OFFICIAL RECORDS BOOK 979, PAGE 1512, OFFICIAL RECORDS BOOK 1057, PAGE 1116, OFFICIAL RECORDS BOOK 1072, PAGE 392, OFFICIAL RECORDS BOOK 1102, PAGE 830, OFFICIAL RECORDS BOOK 1159, PAGE 2155, AND IN OFFICIAL RECORDS BOOK 1462, PAGE 2223, ALL OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

13. DEED OF RESTRICTIONS FROM GULF AMERICAN CORPORATION TO ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISION UNIT 1, DATED APRIL 21, 1964 AND RECORDED APRIL 30, 1964 IN OFFICIAL RECORDS BOOK 166, PAGE 721, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

14. DEED OF RESTRICTIONS FROM GULF AMERICAN CORPORATION TO ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISION UNIT 8-PART 2, DATED JUNE 13, 1969 AND RECORDED JULY 1, 1969 IN OFFICIAL RECORDS BOOK 316, PAGE 593, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

15. DEED OF RESTRICTIONS FROM GULF AMERICAN CORPORATION TO ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISION UNIT 8-PART 1, DATED DECEMBER 26, 1969 AND RECORDED JANUARY 13, 1969 IN OFFICIAL RECORDS BOOK 338, PAGE 678, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

16. ORDINANCE NO. 75-20 AS TO REGULATING THE INSTALLATION OF ANY WATER DISTRIBUTION AND WASTEWATER COLLECTION SYSTEM, DATED MAY 5, 1975 AND RECORDED MAY 19, 1975 IN OFFICIAL RECORDS BOOK 619, PAGE 1177, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

17. RESOLUTION FROM THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA AS RECORDED APRIL 12, 1976 IN OFFICIAL RECORDS BOOK 646, PAGE 1838, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

18. RESOLUTION ESTABLISHING THE IMMOKALEE PLANNING AREA AND THE COASTAL PLANNING AREA DATED MAY 4, 1976 AND RECORDED MAY 6, 1976 IN OFFICIAL RECORDS BOOK 649, PAGE 1239, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

19. ORDINANCE NO. 76-45 AS TO ZONING REGULATIONS DATED SEPTEMBER 28, 1976 AND RECORDED OCTOBER 6, 1976 IN OFFICIAL RECORDS BOOK 664, PAGE 920, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

20. EASEMENTS AS SET FORTH IN QUIT-CLAIM DEED FROM AMERICAN CABLEVISION SERVICES, INC., F/K/A GULF COMMUNICATORS, INC., A FLORIDA CORPORATION TO FLORIDA CABLEVISION MANAGEMENT CORP. DATED MARCH 30, 1984 AND RECORDED APRIL 17, 1984 IN OFFICIAL RECORDS BOOK 1077, PAGE 772; CURRENT ASSIGNMENT RECORDED IN OFFICIAL RECORDS BOOK 4098, PAGE 3967; BOTH OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

21. LICENSE AGREEMENT BY AND BETWEEN AVATAR UTILITIES INC., F/K/A GAC UTILITIES INC., A DELAWARE CORPORATION, AND FLORIDA CABLEVISION MANAGEMENT CORP., A FLORIDA CORPORATION, DATED MARCH 30, 1984 AND RECORDED APRIL 17, 1984 IN OFFICIAL RECORDS BOOK 1077, PAGE 774; ASSIGNMENT OF RIGHTS TO CABLE HOLDCO II, INC., A DELAWARE CORPORATION, RECORDED SEPTEMBER 6, 2006 IN OFFICIAL RECORDS BOOK 4100, PAGE 3543, BOTH OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

22. UTILITY EASEMENT AS SET FORTH IN QUIT-CLAIM DEED FROM DOMENIC DIAGOSTINO, MARIO VOCISANO, SALVATORE FORLANI, AND ROBERT VOCISANO, A FLORIDA GENERAL PARTNERSHIP, TO AVATAR UTILITIES, INC. OF FLORIDA, A DELAWARE CORPORATION, DATED FEBRUARY 25, 1985 AND RECORDED APRIL 19, 1985 IN OFFICIAL RECORDS BOOK 1131, PAGE 1230, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

23. EASEMENT IN FAVOR OF FLORIDA POWER & LIGHT COMPANY, DATED AUGUST 29, 1988 AND RECORDED NOVEMBER 28, 1988 IN OFFICIAL RECORDS BOOK 1397, PAGE 43, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

24. EASEMENT IN FAVOR OF FLORIDA POWER & LIGHT COMPANY, DATED AUGUST 29, 1988 AND RECORDED NOVEMBER 28, 1988 IN OFFICIAL RECORDS BOOK 1397, PAGE 43, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

25. RESTRICTIONS FROM ROBERT VOCISANO AND MARIO VOCISANO, A FLORIDA GENERAL PARTNERSHIP KNOWN AS GOLDEN GATE INN, AS TO THE PARKING PARCEL TO PARKING FOR OWNERS, DATED MARCH 23, 1989 AND RECORDED JUNE 1, 1989 IN OFFICIAL RECORDS BOOK 1445, PAGE 573, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

26. AGREEMENT BY AND BETWEEN GOLDEN GATE FIRE AND RESCUE DISTRICT AND COLLIER COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, DATED APRIL 30, 1990 AND RECORDED MAY 30, 1990 IN OFFICIAL RECORDS BOOK 1532, PAGE 1128, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

27. RESERVATION OF OFF-STREET PARKING AGREEMENT BY AND BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA, AND ROBERT AND MARIO VOCISANO D/B/A QUALITY INN GOLF & COUNTRY CLUB, A FLORIDA GENERAL PARTNERSHIP, DATED AUGUST 8, 1995 AND RECORDED AUGUST 17, 1995 IN OFFICIAL RECORDS BOOK 2090, PAGE 1194, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

28. EXCLUSIVE WELL, WELL PUMP AND WATER PIPELINE EASEMENT IN FAVOR OF FLORIDA CITIES WATER COMPANY, DATED SEPTEMBER 11, 1996 AND RECORDED SEPTEMBER 13, 1996 IN OFFICIAL RECORDS BOOK 2228, PAGE 1331, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

29. UTILITY EASEMENT IN FAVOR OF FLORIDA GOVERNMENTAL UTILITY AUTHORITY, DATED NOVEMBER 6, 2009 AND RECORDED NOVEMBER 10, 2009 IN OFFICIAL RECORDS BOOK 4508, PAGE 1308, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

30. RESOLUTION NO. 2018-149 AS TO THE FINAL ASSESSMENT ROLL FOR THE SOLID WASTE COLLECTION AND DISPOSAL SERVICES, DATED SEPTEMBER 11, 2018 AND RECORDED SEPTEMBER 14, 2018 IN OFFICIAL RECORDS BOOK 5552, PAGE 3781, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(NOT PLOTTABLE)**

31. MATTERS AT SET FORTH ON THE PLAT OF GOLDEN GATE - UNIT 1 AS RECORDED IN PLAT BOOK 5, PAGE 60, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

32. MATTERS AT SET FORTH ON THE PLAT OF GOLDEN GATE- UNIT 8 PART 1 AS RECORDED IN PLAT BOOK 5, PAGE 147, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

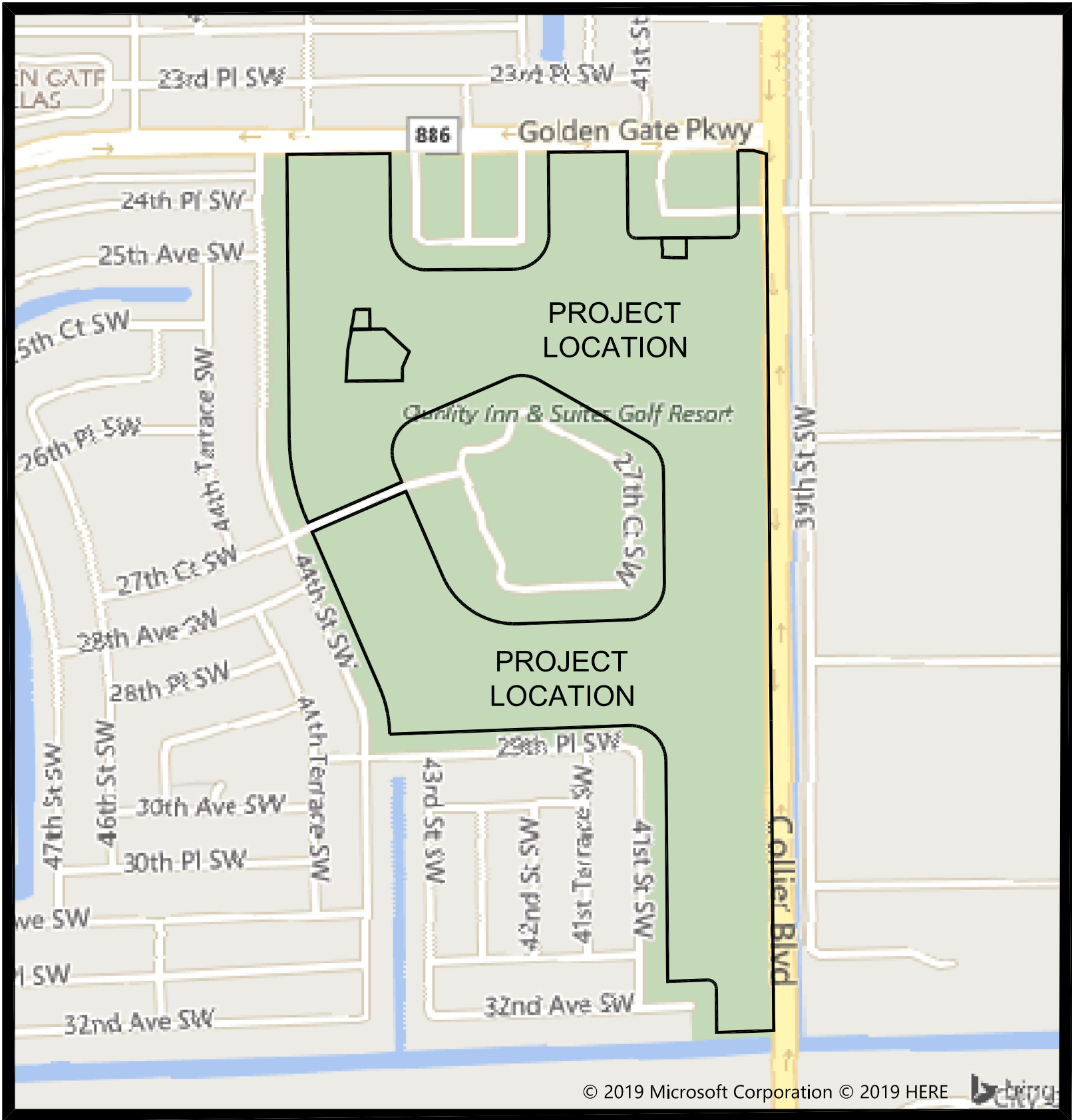
33. MATTERS AT SET FORTH ON THE PLAT OF GOLDEN GATE- UNIT 8 PART 2 AS RECORDED IN PLAT BOOK 9, PAGE 107-B, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA. **(PLOTTED HEREON)**

# ALTA/NSPS LAND TITLE SURVEY

4100 GOLDEN GATE PARKWAY

NAPLES, FLORIDA, 34116

LYING IN SECTION 27, TOWNSHIP 49 SOUTH, RANGE 26 EAST,  
COLLIER COUNTY, FLORIDA.



LYING IN SECTION 27, TOWNSHIP 49 SOUTH, RANGE 26 EAST,  
COLLIER COUNTY, FLORIDA



## LOCATION MAP N.T.S.

### LEGAL DESCRIPTION

TRACTS A AND B, GOLDEN GATE- UNIT 1, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 5, PAGES 60 TO 64, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

AND

TRACT A, GOLDEN GATE- UNIT 8 PART 1, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 5, PAGES 147 TO 151, AND TRACT A, GOLDEN GATE- UNIT 8 PART 2, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 9, PAGES 108 TO 112, ALL OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

LESS AND EXCEPT PARCEL NO. 1:

BEGIN AT A POINT, CORNER NUMBER 1, 354.50 FEET SOUTH AND 370.13 FEET EAST OF THE NORTHWEST CORNER OF TRACT "A" OF GOLDEN GATE SUBDIVISION UNIT 8, PART 2, AS SHOWN ON A PLAT THEREOF RECORDED IN PLAT BOOK 9, PAGES 107-112, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA; THENCE RUN N. 0 DEGREES 15' 04" W. 16.91 FEET TO CORNER NUMBER 2 ON THE EAST LINE OF AN ACCESS EASEMENT; THENCE RUN N. 12 DEGREES 51' 43" E. 31.94 FEET ALONG SAID EASEMENT TO A POINT OF CURVATURE, THENCE RUN NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT WHOSE RADIUS IS 577.88 FEET AND WHOSE CENTRAL ANGLE IS 7 DEGREES 47' 03", FOR AN ARC DISTANCE OF 78.51 FEET TO CORNER NUMBER 3; THENCE N. 89 DEGREES 44' 56" E. 89.59 FEET TO CORNER NUMBER 4; THENCE S. 0 DEGREES 15' 04" E. 116.40 FEET TO CORNER NUMBER 5; THENCE S. 89 DEGREES 44' 56" W. 98.46 FEET TO CORNER NUMBER 6; THENCE S. 50 DEGREES 09' 46" W. 14.20 FEET TO CORNER NUMBER 1 AND THE POINT OF BEGINNING.

AND ALSO LESS AND EXCEPT PARCEL NO.2:

A PARCEL OF LAND IN COLLIER COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS AND BEING A PART OF THE PLAT OF TRACT A OF GOLDEN GATE UNIT 8, PART 2, AS RECORDED IN PLAT BOOK 9, PAGE 107-A, OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF TRACT A; THENCE RUNNING SOUTH A DISTANCE OF 649.27 FEET ALONG THE WEST BOUNDARY OF SAID TRACT A; THENCE RUNNING EAST 336.31 FEET TO A POINT; SAID POINT BEING ALSO DESCRIBED AS THE POINT OF BEGINNING; THENCE RUN NORTH 89° 54' 21" EAST, A DISTANCE OF 331.15 FEET TO A POINT; THENCE RUN NORTH 0° 09' 03" EAST A DISTANCE OF 75.04 FEET TO A POINT; THENCE RUN NORTH 23° 43' 43" EAST A DISTANCE OF 104.18 FEET TO A POINT; THENCE RUN NORTH 47° 07' 42" WEST A DISTANCE OF 196.55 FEET TO A POINT; THENCE RUN SOUTH 89° 44' 56" WEST A DISTANCE OF 184.50 FEET TO A POINT; THENCE RUN SOUTH 50° 09' 46" WEST A DISTANCE OF 14.20 FEET TO A POINT; THENCE RUN SOUTH 110° 04' 09" WEST A DISTANCE OF 113.36 FEET TO A POINT; THENCE RUN SOUTH 3° 45' 30" WEST A DISTANCE OF 183.92 FEET TO THE POINT OF BEGINNING.

AND ALSO LESS AND EXCEPT PARCEL NO.3:

COMMENCING AT THE NORTHWEST CORNER OF TRACT I OF SAID GOLDEN GATE UNIT 1, RUN S 00°31'32" E ALONG THE WEST LINE OF SAID TRACT I FOR A DISTANCE OF 460.24 FEET TO A POINT OF CURVATURE; THENCE 78.16 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 50.00 FEET; A CENTRAL ANGLE OF 89°33'45"; A CHORD DISTANCE OF 70.44 FEET, BEARING S 45°24'29" E TO A POINT OF TANGENCY AND AN INTERSECTION WITH THE SOUTH LINE OF SAID TRACT I; THENCE ALONG SAID LINE N 89°30'20" E FOR A DISTANCE OF 149.52 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUE N 89°30'20" E FOR A DISTANCE OF 143.25 FEET;  
THENCE LEAVING SAID LINE S 00°29'40" E FOR A DISTANCE OF 116.67 FEET;  
THENCE S 89°53'11" W FOR A DISTANCE OF 72.43 FEET;  
THENCE N 86°58'47" W FOR A DISTANCE OF 69.02 FEET;  
THENCE N 02°03'40" E FOR A DISTANCE OF 48.97 FEET;  
THENCE N 14°13'43" W FOR A DISTANCE OF 17.31 FEET;  
THENCE N 00°29'40" W FOR A DISTANCE OF 46.23 FEET TO THE POINT OF BEGINNING;

THE ABOVE DESCRIBES AN AREA OF APPROXIMATELY 7,190,871 SQUARE FEET OR 165.08 ACRES OF LAND.

### ALTANSPS SURVEYORS CERTIFICATE

THE UNDERSIGNED, BEING A REGISTERED SURVEYOR OF THE STATE OF FLORIDA CERTIFIES TO THE FOLLOWING:

COLLIER COUNTY BOARD OF COMMISSIONERS  
DAVIDSON ENGINEERING, INC.

1. THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2016 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTANSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 2, 3, 4, 6(A), 7(A), 8, 9, 11, 13, 14, 16, AND 19 OF TABLE A THEREOF.
2. THE LAST DAY OF FIELD WORK WAS APRIL 24, 2019 AND WAS PERFORMED ON THE GROUND, AND CORRECTLY SHOWS THE AREA OF THE SUBJECT PROPERTY, THE LOCATION OF UTILITIES OBSERVED OR SHOWN ON RECORD DOCUMENTS AS SERVING THE SUBJECT PROPERTY AND ANY OTHER MATTERS SITUATED ON THE SUBJECT PROPERTY.
3. THE LOCATION OF EACH EASEMENT, RIGHT OF WAY, SERVITUDE, AND OTHER MATTER AFFECTING THE SUBJECT PROPERTY AND LISTED IN THE TITLE INSURANCE COMMITMENT DATED FEBRUARY 12, 2018, ISSUED BY AMERICAN GOVERNMENT SERVICES CORPORATION WITH RESPECT TO THE SUBJECT PROPERTY, HAS BEEN SHOWN ON THE SURVEY, TOGETHER WITH APPROPRIATE RECORDING REFERENCES, TO THE EXTENT THAT SUCH MATTERS CAN BE LOCATED. THE PROPERTY SHOWN AND DESCRIBED ON THE SURVEY IS THE SAME PROPERTY DESCRIBED IN THAT TITLE COMMITMENT. THE LOCATION OF ALL IMPROVEMENTS ON THE SUBJECT PROPERTY IS IN ACCORD WITH MINIMUM SETBACK PROVISIONS AND RESTRICTIONS OF RECORD REFERENCED IN SUCH TITLE COMMITMENT.
4. THE SUBJECT PROPERTY HAS DIRECT ACCESS TO AND FROM A DULY DEDICATED AND ACCEPTED PUBLIC STREET OR HIGHWAY (GOLDEN GATE PARKWAY) AS INDICATED ON THE SURVEY.
5. THE SUBJECT PROPERTY SHOWN ON THE SURVEY LIES WITHIN FLOOD ZONE X AND AH, ELEVATION 11.5 PER FLOOD INSURANCE RATE MAP NO 12021C 0412H AND 0416H FOR COMMUNITY NO. 120067 IN WHICH THE SUBJECT PROPERTY IS LOCATED.

COASTAL ENGINEERING CONSULTANTS, INC.  
FLORIDA BUSINESS AUTHORIZATION NO. LB 2464

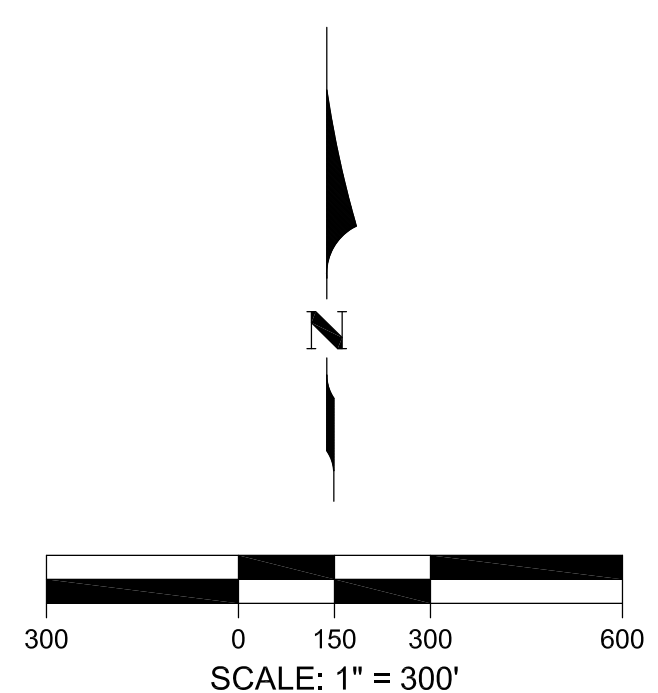
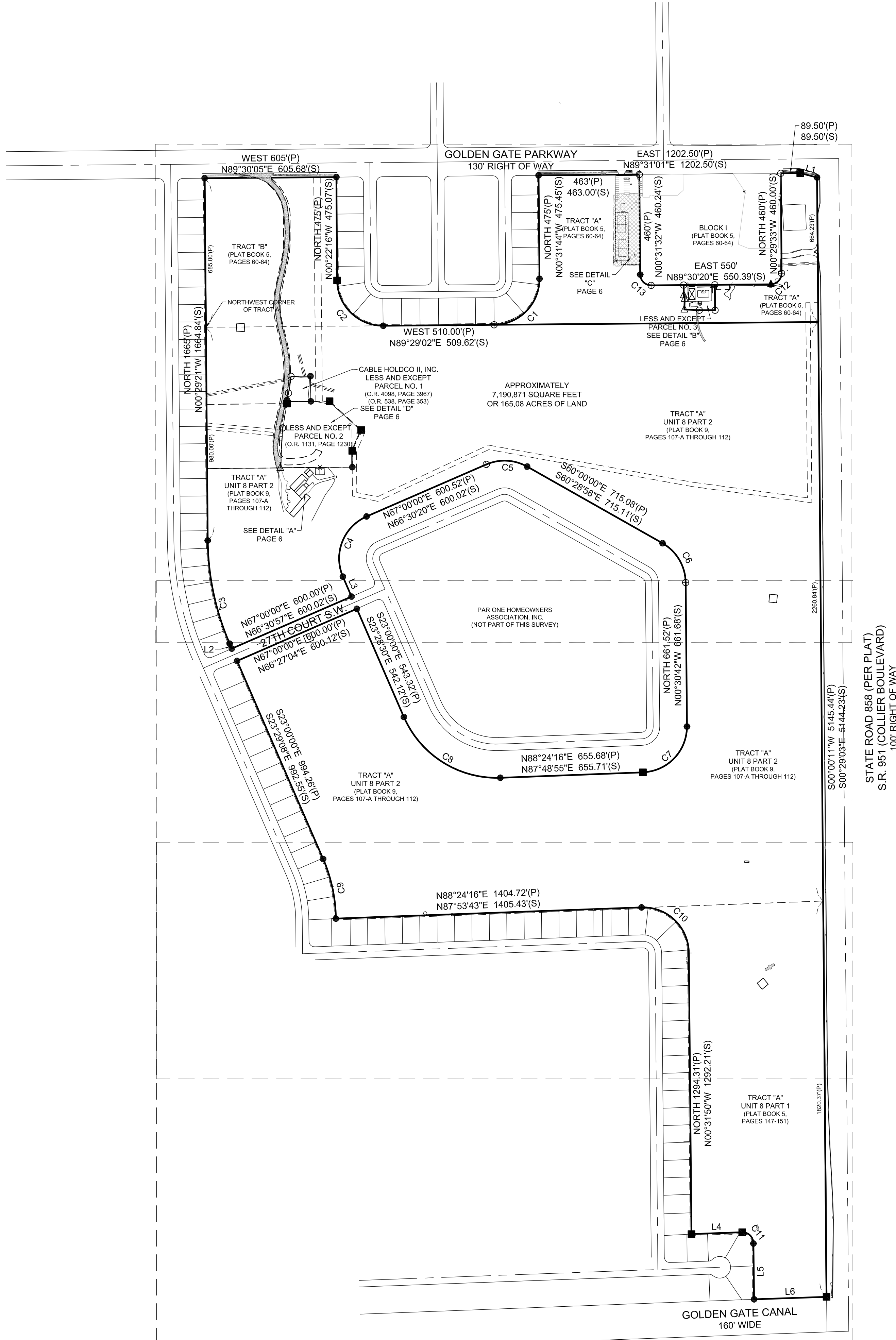
RICHARD J. EWING, PSM  
PROFESSIONAL SURVEYOR AND MAPPER  
FLORIDA CERTIFICATE NO. 5295  
NOT VALID WITHOUT THE SIGNATURE AND  
THE ORIGINAL RAISED SEAL OF A FLORIDA  
LICENSED SURVEYOR AND MAPPER  
DATE OF FIELD SURVEY: 07/21/20  
DATE OF SIGNATURE:

CECI GROUP SERVICES COASTAL AND MARINE ENGINEERING ENVIRONMENTAL AND GEOLOGICAL SERVICES LAND AND MARINE SURVEY AND MAPPING	CLIENT:	COLLIER COUNTY BOARD OF COMMISSIONERS			
	TITLE:	ALTANSPS LAND TITLE SURVEY OF LANDS LOCATED IN SECTION 27, TOWNSHIP 49 SOUTH, RANGE 26 EAST, COLLIER COUNTY, FLORIDA.			
	PHONE: (239) 643-2324 FAX: (239) 643-1143 www.coastalengineering.com E-Mail: info@cecifl.com				
COASTAL ENGINEERING CONSULTANTS INC. A CECI GROUP COMPANY Serving Florida Since 1977 28421 BONITA CROSSINGS BLVD. BONITA SPRINGS, FLORIDA 34135	DATE:	07/28/20	SCALE:	AS NOTED	
	DRAWN:	MMW	E.B.	G666	
	CHECKED:	RJE	PG.		
	SEC.	27	TWP.	49S	RNG.
	ACAD NO.				19,359
	REF. NO.				19,359
	BY				DATE
	REVISION DESCRIPTION				
SHEET	1	OF	6		
FILE NO.:	19,359				



CXX - CURVE TABLE					
CURVE	RADIUS	DELTA	LENGTH	CHORD	BEARING
C1(P)	210.00'	90°00'00"	329.87'	297.02'	N44°34'56"E
C1(S)	210.00'	90°00'00"	329.91'	297.31'	S45°29'58"E
C2(P)	210.00'	90°00'00"	329.87'	297.31'	S45°29'58"E
C2(S)	210.00'	90°00'00"	329.87'	297.31'	S45°29'58"E
C3(P)	1215.00'	23°00'00"	487.72'	484.54'	S12°00'29"E
C3(S)	1215.00'	23°00'00"	487.81'	484.54'	S12°00'29"E
C4(P)	210.00'	90°00'00"	329.98'	297.17'	S21°29'04"W
C4(S)	210.00'	90°00'00"	329.98'	297.17'	S21°29'04"W
C5(P)	210.00'	53°00'00"	194.26'	187.81'	N86°59'30"W
C5(S)	210.00'	53°00'00"	194.71'	187.81'	N86°59'30"W
C6(P)	210.00'	60°00'00"	219.91'	209.69'	N30°25'34"W
C6(S)	210.00'	60°00'00"	219.91'	209.69'	N30°25'34"W
C7(P)	210.00'	88°24'16"	324.02'	291.91'	N43°52'14"E
C7(S)	210.00'	88°24'16"	322.76'	291.91'	N43°52'14"E
C8(P)	465.00'	68°35'44"	556.70'	524.18'	S57°46'47"E
C8(S)	465.00'	68°35'44"	556.87'	524.18'	S57°46'47"E
C9(P)	712.77'	22°43'13"	282.64'	279.95'	N12°01'35"W
C9(S)	712.77'	22°43'13"	281.78'	279.95'	N12°01'35"W
C10(P)	210.00'	91°35'44"	335.72'	301.76'	N46°06'19"W
C10(S)	210.00'	91°35'44"	336.68'	301.76'	N46°06'19"W
C11(P)	50.00'	91°35'44"	79.93'	72.99'	N44°39'07"W
C11(S)	50.00'	91°35'44"	81.81'	72.99'	N44°39'07"W
C12(P)	50.00'	90°00'00"	78.54'	70.42'	N44°17'28"E
C12(S)	50.00'	90°00'00"	78.13'	70.42'	N44°17'28"E
C13(P)	50.00'	90°00'00"	79.93'	70.44'	N45°24'29"W
C13(S)	50.00'	90°00'00"	78.16'	70.44'	N45°24'29"W

LXX - LINE TABLE		
LINE	BEARING	DISTANCE
L1(P)	N75°00'00"W	80.23'
L1(S)	N75°30'37"W	80.03'
L2(P)	S23°00'00"E	25.00'
L2(S)	S23°12'23"E	24.92'
L3(P)	S23°00'00"E	100.00'
L3(S)	S23°27'52"E	99.87'
L4(P)	N88°24'16"E	233.53'
L4(S)	N87°54'29"E	233.51'
L5(P)	NORTH	258.71'
L5(S)	N00°40'41"W	256.18'
L6(P)	N88°24'16"E	335.06'
L6(S)	N88°04'17"E	333.27'



- LEGEND**
- (P) = PLAT DATA
  - (S) = SURVEY DATA
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  - (C) = CALCULATED DATA
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  - WM = WATER METER
  - WELL = WELL
  - GV = GATE VALVE
  - CN = CLEANOUT
  - WV = WATER VALVE
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  - # = DENOTES SCHEDULE B-II ITEM
  - # = DENOTES FAIRWAY HOLE NUMBER

- GENERAL NOTES**
1. ■ = FOUND 4"x4" CONCRETE MONUMENT AS NOTED.
  2. ● = FOUND 5/8" IRON PIN AS NOTED.
  3. ○ = SET 5/8" IRON PIN AND CAP STAMPED CEC LB 2464.
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  6. DESCRIBED PROPERTY LIES IN FLOOD ZONE X AND AH, ELEVATION 11.5 PER F.I.R.M. COMMUNITY PANEL NO. 120067 MAP NO. 12021C 0412H AND 0416H DATED MAY 16, 2012.
  7. THIS SURVEY IS CERTIFIED TO THE DATE OF THE FIELD SURVEY, NOT THE DATE OF SIGNATURE.

**COASTAL ENGINEERING CONSULTANTS, INC.**  
A CECI GROUP COMPANY  
Serving Florida Since 1977  
28421 BONITA CROSSINGS BLVD.  
BONITA SPRINGS, FLORIDA 34135

CECI GROUP SERVICES  
COASTAL AND MARINE ENGINEERING  
ENVIRONMENTAL AND GEOLOGICAL SERVICES  
LAND AND MARINE SURVEY AND MAPPING

PHONE: (239)643-2324  
FAX: (239)643-1143  
www.coastalengineering.com  
E-Mail: info@ceciif.com

DATE: 07/28/20 SCALE: 1" = 30'

DRAWN: MMW F.B. G666

CHECKED: RJE PG.

SEC. 27 TWP. 48S. 26E

ACAD NO. 19,359

REF. NO. 19,359

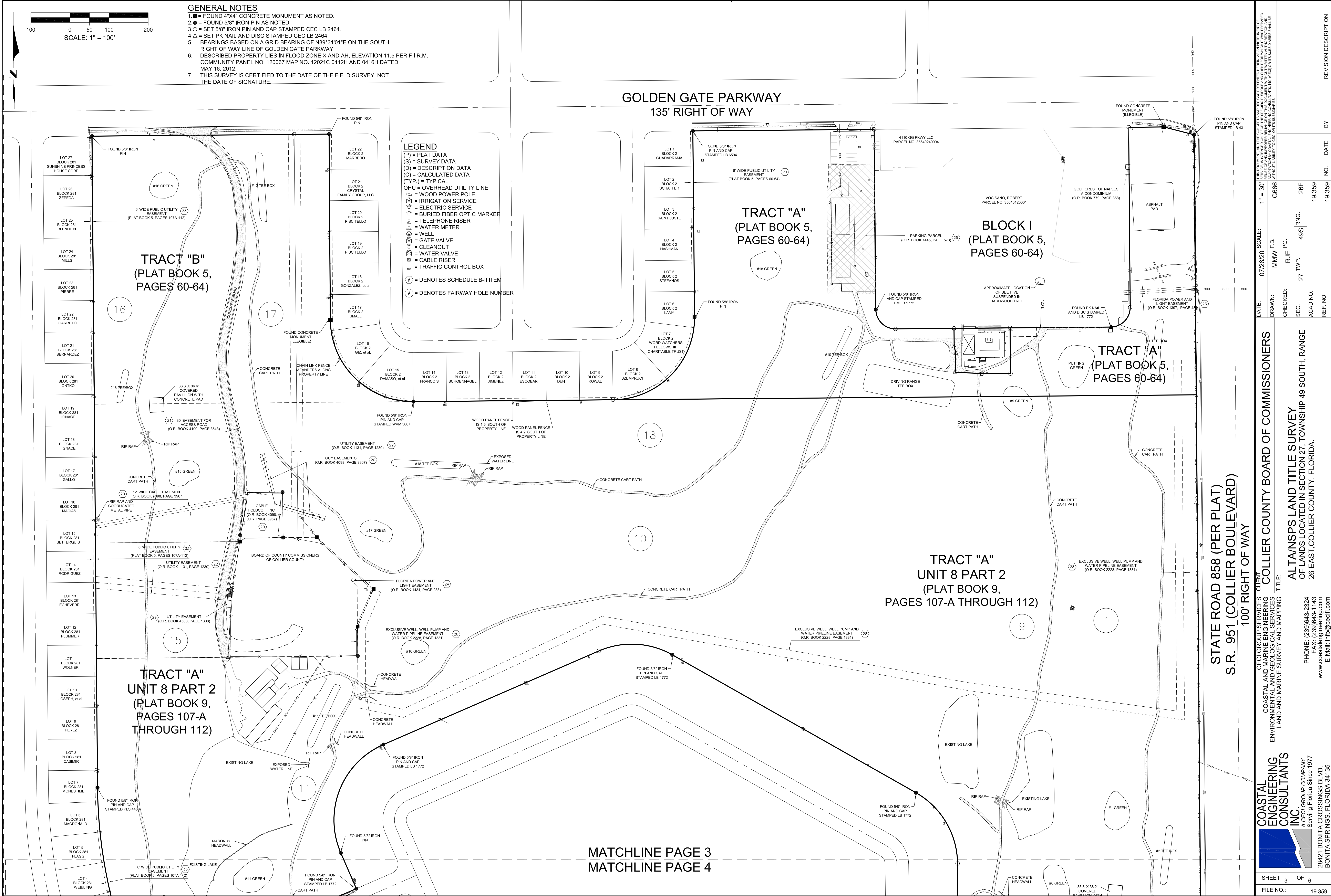
CLIENT: COLLIER COUNTY BOARD OF COMMISSIONERS

TITLE: ALTANSPS LAND TITLE SURVEY  
OF LANDS LOCATED IN SECTION 27, TOWNSHIP 49 SOUTH, RANGE 26 EAST, COLLIER COUNTY, FLORIDA.

SHEET 2 OF 6

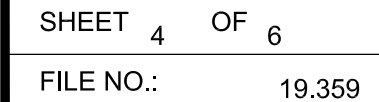
FILE NO.: 19,359





<div><div><div>COASTAL ENGINEERING CONSULTANTS, INC.</div><div>A CECI GROUP COMPANY</div><div>Serving Florida Since 1977</div><div>28421 BONITA CROSSINGS BLVD.</div><div>BONITA SPRINGS, FLORIDA 34135</div></div><div><div>PHONE: (239)643-2324</div><div>FAX: (239)643-1143</div><div>www.coastalengineering.com</div><div>E-Mail: info@cecfi.com</div></div></div>	DATE: 07/28/20		SCALE: 1" = 30'		DRAWN: MMW F.B.		CHECKED: RJE P.G.		SEC. 27		TWP. 49S		RNG. 26E		ACAD NO. 19.359		REF. NO. 19.359		BY		DATE		REVISION DESCRIPTION	
	CLIENT: CECI GROUP SERVICES		PROJECT: COLLIER COUNTY BOARD OF COMMISSIONERS		DRAWN: MMW F.B.		CHECKED: RJE P.G.		SEC. 27		TWP. 49S		RNG. 26E		ACAD NO. 19.359		REF. NO. 19.359		BY		DATE		REVISION DESCRIPTION	
	COASTAL AND MARINE ENGINEERING		PROJECT: COLLIER COUNTY BOARD OF COMMISSIONERS		DRAWN: MMW F.B.		CHECKED: RJE P.G.		SEC. 27		TWP. 49S		RNG. 26E		ACAD NO. 19.359		REF. NO. 19.359		BY		DATE		REVISION DESCRIPTION	
	ENVIRONMENTAL AND GEOLOGICAL SERVICES		PROJECT: COLLIER COUNTY BOARD OF COMMISSIONERS		DRAWN: MMW F.B.		CHECKED: RJE P.G.		SEC. 27		TWP. 49S		RNG. 26E		ACAD NO. 19.359		REF. NO. 19.359		BY		DATE		REVISION DESCRIPTION	
LAND AND MARINE SURVEY AND MAPPING		PROJECT: COLLIER COUNTY BOARD OF COMMISSIONERS		DRAWN: MMW F.B.		CHECKED: RJE P.G.		SEC. 27		TWP. 49S		RNG. 26E		ACAD NO. 19.359		REF. NO. 19.359		BY		DATE		REVISION DESCRIPTION		
TITLE: ALTANSPS LAND TITLE SURVEY		PROJECT: COLLIER COUNTY BOARD OF COMMISSIONERS		DRAWN: MMW F.B.		CHECKED: RJE P.G.		SEC. 27		TWP. 49S		RNG. 26E		ACAD NO. 19.359		REF. NO. 19.359		BY		DATE		REVISION DESCRIPTION		
OF LANDS LOCATED IN SECTION 27, TOWNSHIP 49 SOUTH, RANGE 26 EAST, COLLIER COUNTY, FLORIDA.		PROJECT: COLLIER COUNTY BOARD OF COMMISSIONERS		DRAWN: MMW F.B.		CHECKED: RJE P.G.		SEC. 27		TWP. 49S		RNG. 26E		ACAD NO. 19.359		REF. NO. 19.359		BY		DATE		REVISION DESCRIPTION		
SHEET 3 OF 6		PROJECT: COLLIER COUNTY BOARD OF COMMISSIONERS		DRAWN: MMW F.B.		CHECKED: RJE P.G.		SEC. 27		TWP. 49S		RNG. 26E		ACAD NO. 19.359		REF. NO. 19.359		BY		DATE		REVISION DESCRIPTION		
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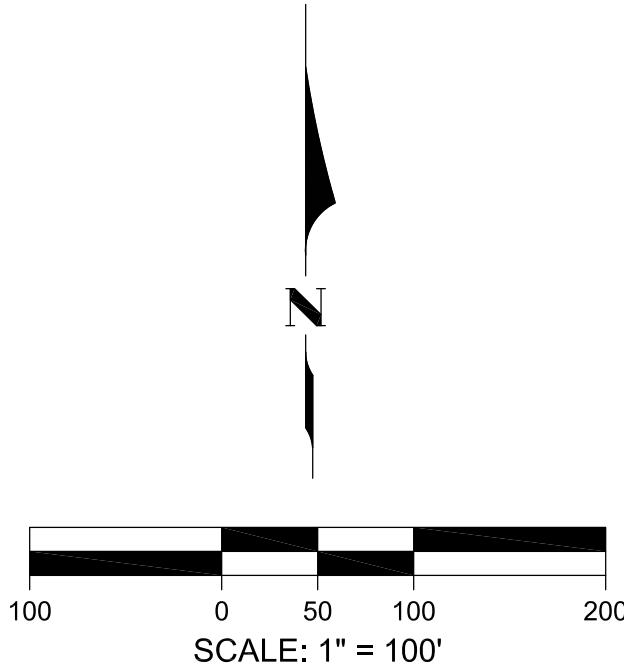






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LEGEND

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TCB = TRAFFIC CONTROL BOX  
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# = DENOTES FAIRWAY HOLE NUMBER

GOLDEN GATE CANAL  
160' WIDE

TRACT "A"  
UNIT 8 PART 2  
(PLAT BOOK 9,  
PAGES 107-A THROUGH 112)

TRACT "A"  
UNIT 8 PART 1  
(PLAT BOOK 5,  
PAGES 147-151)

STATE ROAD 858 (PER PLAT)  
S.R. 951 (COLLIER BOULEVARD)  
100' RIGHT OF WAY

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CLIENT: COLLIER COUNTY BOARD OF COMMISSIONERS  
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www.coastalengineering.com  
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DATE: 07/28/20 SCALE: 1" = 30'  
DRAWN: MMW F.B. G666  
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SEC. 27 TWP. 49S. RING. 26E  
ACAD NO. 19,359  
REF. NO. 19,359

NO.	DATE	BY	REVISION DESCRIPTION
1			
2			
3			
4			
5			
6			

SHEET 5 OF 6  
FILE NO.: 19,359







47° 07' 42" WEST A DISTANCE OF 196.55 FEET TO A POINT; THENCE RUN SOUTH 89° 44'56" WEST A DISTANCE OF 184.50 FEET TO A POINT; THENCE RUN SOUTH 50° 09' 46" WEST A DISTANCE OF 14.20 FEET TO A POINT; THENCE RUN SOUTH 110° 04' 09" WEST A DISTANCE OF 113.36 FEET TO A POINT; THENCE RUN SOUTH 3° 45' 30" WEST A DISTANCE OF 183.92 FEET TO THE POINT OF BEGINNING.

AND ALSO LESS AND EXCEPT PARCEL (3)

COMMENCING AT THE NORTHWEST CORNER OF TRACT I OF SAID GOLDEN GATE UNIT 1, RUN S 00°31'32" E ALONG THE WEST LINE OF SAID TRACT I FOR A DISTANCE OF 460.24 FEET TO A POINT OF CURVATURE; THENCE 78.16 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 50.00 FEET, A CENTRAL ANGLE OF 89°33'45", A CHORD DISTANCE OF 70.44 FEET, BEARING S 45°24'29" E TO A POINT OF TANGENCY AND AN INTERSECTION WITH THE SOUTH LINE OF SAID TRACT I; THENCE ALONG SAID LINE N 89°30'20" E FOR A DISTANCE OF 149.52 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUE N 89°30'20" E FOR A DISTANCE OF 143.25 FEET;  
THENCE LEAVING SAID LINE S 00°29'40" E FOR A DISTANCE OF 116.67 FEET;  
THENCE S 89°53'11" W FOR A DISTANCE OF 72.43 FEET;  
THENCE N 86°58'47" W FOR A DISTANCE OF 69.02 FEET;  
THENCE N 02°03'40" E FOR A DISTANCE OF 48.97 FEET;  
THENCE N 14°13'43" W FOR A DISTANCE OF 17.31 FEET;  
THENCE N 00°29'40" W FOR A DISTANCE OF 46.23 FEET TO THE POINT OF BEGINNING;

THE ABOVE DESCRIBES AN AREA OF APPROXIMATELY 7,190,871 SQUARE FEET OR 165.08 ACRES OF LAND.



## **COMMITMENT FOR TITLE INSURANCE SCHEDULE A**

File Number                    - 29189-1  
PO Number                    - 4500194020  
Project                        - Golden Gate Golf Course

**Effective Date:**                February 12, 2018 at 8:00 a.m.

**1.     Policy or policies to be issued:**

A. ALTA Owners 2006 with Florida Modifications

OWNER'S:                        \$1,000.00

PROPOSED INSURED:        The Board of County Commissioners of Collier County, Florida, as  
the governing body of Collier County and as ex-officio of the  
governing board of the Collier County Water-Sewer District

**2.     The estate or interest in the land described in this Commitment and covered herein  
is Fee Simple, and the title thereto is at the effective date hereof vested in:**

Robert Vocisano and Mario Vocisano, a Florida general partnership  
known as Golden Gate Inn  
By virtue of deed recorded in Official Records Book 1241, Page 2343.

**3.     The land referred to in this Commitment is described as follows:**

See Exhibit "A", attached hereto.

**AMERICAN GOVERNMENT SERVICES CORPORATION**

**COUNTERSIGNED:** Wmca



## **COMMITMENT FOR TITLE INSURANCE**

### **SCHEDULE B - SECTION 1**

File Number                      - 29189-1

**All the following requirements must be met:**

1. The proposed insured must notify the Company in writing of the name of any party not referred to in this commitment who will obtain an interest in the land or who will make a loan on the land. The Company will then make additional requirements or exceptions.
2. Documents satisfactory to the Company that convey the title or create the mortgage to be insured, or both, must be properly authorized, executed, delivered, and recorded in the Public Records:
  - A) Warranty Deed from the Robert Vocisano and Mario Vocisano, a Florida general partnership known as Golden Gate Inn, to The Board of County Commissioners of Collier County, Florida, as the governing body of Collier County and as ex-officio of the governing board of the Collier County Water-Sewer District, conveying the lands described in Exhibit "A".
3. Pay the agreed amount for the estate or interest to be insured.
4. Pay the premiums, fees and charges for the Policy to the Company.
5. Payment of all taxes, charges, assessments, levied and assessed against subject premises, which are due and payable or which may be escrowed under the provisions of F.S. 196.295.
6. Satisfactory evidence should be had that improvements and/or repairs or alterations thereto are completed; that contractor, sub-contractors, labor and materialmen are paid.
7. Evidence must be furnished from any taxing authorities having jurisdiction of the property that there do not exist pending assessments or liens against the property not shown by the Public Records.
8. Proof of payment, satisfactory to the Company, of all special assessments, recorded or unrecorded, including but not limited to special assessments arising under Chapter 159 of the Florida Statutes.
9. Payment of all County and/or municipal taxes, charges, assessments, levied and assessed against subject premises, which are due and payable.
10. Payment of taxes for the year 2018.
11. Copy of the Partnership Agreement of Robert Vocisano and Mario Vocisano, a Florida general partnership, showing all partners and any amendments thereto.



## **COMMITMENT FOR TITLE INSURANCE SCHEDULE B - SECTION 1 (con't.)**

File Number - 29189-1

12. Affidavit by the partners stating that the partnership is in existence, is not dissolved, that all partners are alive, list of all existing partners, and certification that the partnership has not been altered, amended or otherwise changed. If a change has occurred, copies are to be forwarded for review and this commitment is subject to further requirements.

**FIVE-YEAR SALES HISTORY:** This property has not been sold in the last five years.

Note: Folio No. 36560040008. Taxes for 2018 are due in the amount of \$22,870.27 if paid by February 28, 2018. Current assessment is \$1,891,640.00. Homestead was not filed for the year 2018.

NOTE: All items under Schedule B-1 to be deleted at closing upon satisfaction of all requirements set forth herein.

The company reserves the right to make additional requirements when additional facts are disclosed by the compliance of the requirements shown on Schedule B, Section 1 herein.

## **COMMITMENT FOR TITLE INSURANCE SCHEDULE B - SECTION 2**

File Number

- 29189-1

**THIS COMMITMENT DOES NOT REPUBLISH ANY COVENANT, CONDITION, RESTRICTION, OR LIMITATION CONTAINED IN ANY DOCUMENT REFERRED TO IN THIS COMMITMENT TO THE EXTENT THAT THE SPECIFIC COVENANT, CONDITION, RESTRICTION, OR LIMITATION VIOLATES STATE OR FEDERAL LAW BASED ON RACE, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, HANDICAP, FAMILIAL STATUS, OR NATIONAL ORIGIN.**

**The policy will not insure against loss or damage resulting from the terms and provisions of any lease or easement identified in Schedule A, and will include the following exceptions unless cleared to the satisfaction of the Company:**

1. Any defect, lien, encumbrance, adverse claim, or other matter that appears for the first time in the Public Records or is created, attaches, or is disclosed between the commitment date and the date on which all of the Schedule B – Section 1 requirements are met.
2. Rights or claims of parties in possession not shown by the public records.
3. Easements or claims of easements not shown by the public records.
4. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey and inspection of the premises.
5. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
6. Any claim that any part of said land is owned by the State of Florida by right of sovereignty, and riparian rights, if any.
7. Taxes for the year 2019 and subsequent years, which are not yet due and payable.
8. Any county and/or municipal resolutions for public improvements or special assessments which are not recorded or are not properly recorded in the public records and which do not provide notice to the owner of record in the public records.
9. Any lien provided by Chapter 159, Florida Statutes, in favor of any city, town, village or port authority for unpaid service charges for service by any water, sewer or gas system supplying the insured land.



## **COMMITMENT FOR TITLE INSURANCE SCHEDULE B - SECTION 2 (con't.)**

File Number                      - 29189-1

10. Oil, gas and mineral rights as originally conveyed in that certain deed from Barron Collier, Jr. and Miles Collier joined by Barbara M. Collier, wife of Barron Collier, Jr. and Isabel U. Collier, wife of Miles Collier to Anchor Investment Corporation, a Florida corporation dated September 29, 1953 and recorded October 5, 1953 in Deed Book 30, Page 86, and as thereafter restated, of the Public Records of Collier County, Florida.
11. Restrictive Covenants by and between the Gulf American Land Corporation, a Florida corporation, and all future owners of Golden Gate Estates, dated November 29, 1961 and recorded December 1, 1961 in Official Records Book 97, Page 492, of the Public Records of Collier County, Florida.
12. Deed of Restrictions from Gulf American Land Corporation to All Future Owners of Lots in Golden Gate Subdivision, dated November 13, 1963 and recorded November 14, 1963 in Official Records Book 154, Page 554; Amendments recorded in Official Records Book 160, Page 503, Official Records Book 163, Page 88, Official Records Book 182, Page 762, Official Records Book 192, Page 366, Official Records Book 499, Page 370, Official Records Book 847, Page 621, Official Records Book 979, Page 1512, Official Records Book 1057, Page 1116, Official Records Book 1072, Page 392, Official Records Book 1102, Page 830, Official Records Book 1159, Page 2155, and in Official Records Book 1462, Page 2223, all of the Public Records of Collier County, Florida.
13. Deed of Restrictions from Gulf American Corporation to all future owners of Lots in Golden Gate Subdivision Unit 1, dated April 21, 1964 and recorded April 30, 1964 in Official Records Book 166, Page 721, of the Public Records of Collier County, Florida.
14. Deed of Restrictions from Gulf American Corporation to all future owners of Lots in Golden Gate Subdivision Unit 8-Part 2, dated June 13, 1969 and recorded July 1, 1969 in Official Records Book 316, Page 593, of the Public Records of Collier County, Florida.
15. Deed of Restrictions from Gulf American Corporation to all future owners of Lots in Golden Gate Subdivision Unit 8-Part 1, dated December 26, 1969 and recorded January 13, 1969 in Official Records Book 338, Page 678, of the Public Records of Collier County, Florida.
16. Ordinance No. 75-20 as to regulating the installation of any water distribution and wastewater collection system, dated May 5, 1975 and recorded May 19, 1975 in Official Records Book 619, Page 1177, of the Public Records of Collier County, Florida.
17. Resolution from the Board of County Commissioners of Collier County, Florida as recorded April 12, 1976 in Official Records Book 646, Page 1838, of the Public Records of Collier County, Florida.

## **COMMITMENT FOR TITLE INSURANCE**

### **SCHEDULE B - SECTION 2 (con't.)**

File Number                      - 29189-1

18. Resolution establishing the Immokalee Planning Area and the Coastal Planning Area dated May 4, 1976 and recorded May 6, 1976 in Official Records Book 649, Page 1239, of the Public Records of Collier County, Florida.
19. Ordinance No. 76-45 as to zoning regulations dated September 28, 1976 and recorded October 6, 1976 in Official Records Book 664, Page 920, of the Public Records of Collier County, Florida.
20. Easements as set forth in Quit-Claim Deed from American Cablevision Services, Inc., f/k/a Gulf Communicators, Inc., a Florida corporation to Florida Cablevision Management Corp. dated March 30, 1984 and recorded April 17, 1984 in Official Records Book 1077, Page 772; current assignment recorded in Official Records Book 4098, Page 3967; both of the Public Records of Collier County, Florida.
21. License Agreement by and between Avatar Utilities Inc., f/k/a GAC Utilities Inc., a Delaware corporation, and Florida Cablevision Management Corp., a Florida corporation, dated March 30, 1984 and recorded April 17, 1984 in Official Records Book 1077, Page 774; Assignment of Rights to Cable Holdco II, Inc., a Delaware corporation, recorded September 6, 2006 in Official Records Book 4100, Page 3543, both of the Public Records of Collier County, Florida.
22. Utility Easement as set forth in Quit-Claim Deed from Domenic D'Agostino, Mario Vocisano, Salvatore Forlani, and Robert Vocisano, a Florida general partnership, to Avatar Utilities, Inc. of Florida, a Delaware corporation, dated February 25, 1985 and recorded April 19, 1985 in Official Records Book 1131, Page 1230, of the Public Records of Collier County, Florida.
23. Easement in favor of Florida Power & Light Company, dated August 29, 1988 and recorded November 28, 1988 in Official Records Book 1397, Page 43, of the Public Records of Collier County, Florida.
24. Easement in favor of Florida Power & Light Company, dated March 23, 1989 and recorded April 20, 1989 in Official Records Book 1434, Page 238, of the Public Records of Collier County, Florida.
25. Restrictions from Robert Vocisano and Mario Vocisano, a Florida general partnership known as Golden Gate Inn, as to the Parking Parcel to parking for owners, dated March 23, 1989 and recorded June 1, 1989 in Official Records Book 1445, Page 573, of the Public Records of Collier County, Florida.
26. Agreement by and between Golden Gate Fire and Rescue District and Collier County, a political subdivision of the State of Florida, dated April 30, 1990 and recorded May 30, 1990 in Official Records Book 1532, Page 1128, of the Public Records of Collier County, Florida.



## **COMMITMENT FOR TITLE INSURANCE SCHEDULE B - SECTION 2 (con't.)**

File Number                      - 29189-1

27. Reservation of Off-Street Parking Agreement by and between the Board of County Commissioners of Collier County, Florida, and Robert and Mario Vocisano d/b/a Quality Inn Golf & Country Club, a Florida general partnership, dated August 8, 1995 and recorded August 17, 1995 in Official Records Book 2090, Page 1194, of the Public Records of Collier County, Florida.
28. Exclusive Well, Well Pump and Water Pipeline Easement in favor of Florida Cities Water Company, dated September 11, 1996 and recorded September 13, 1996 in Official Records Book 2228, Page 1331, of the Public Records of Collier County, Florida.
29. Utility Easement in favor of Florida Governmental Utility Authority, dated November 6, 2009 and recorded November 10, 2009 in Official Records Book 4508, Page 1308, of the Public Records of Collier County, Florida.
30. Resolution No. 2018-149 as to the final assessment roll for the Solid Waste Collection and Disposal Services, dated September 11, 2018 and recorded September 14, 2018 in Official Records Book 5552, Page 3781, of the Public Records of Collier County, Florida.
31. Matters at set forth on the Plat of Golden Gate - Unit 1 as recorded in Plat Book 5, Page 60, of the Public Records of Collier County, Florida.
32. Matters at set forth on the Plat of Golden Gate - Unit 8 Part 1 as recorded in Plat Book 5, Page 147, of the Public Records of Collier County, Florida.
33. Matters at set forth on the Plat of Golden Gate - Unit 8 Part 2 as recorded in Plat Book 9, Page 107-B, of the Public Records of Collier County, Florida.

NOTE: Items 1, 2, 5, 8 and 9 will be deleted upon receipt of fully executed affidavits regarding the issues raised in said items.

NOTE: Items 3 and 4 will be deleted upon receipt of a satisfactory survey.

NOTE: Legal access is neither guaranteed nor insured pending receipt and review of a survey of the property to be insured.

NOTE: In accordance with Florida Statutes section 627.4131, please be advised that the insured hereunder may present inquiries, obtain information about coverage, or receive assistance in resolving complaints, by contacting the Commonwealth Land Title Insurance Company Regional Office, 2400 Maitland Center Parkway, Maitland, Florida 32751. Telephone 877-947-5483.

File Number - 29189-1  
PO Number - 4500194020  
Project - Golden Gate Golf Course

### EXHIBIT "A"

Tracts A and B, Golden Gate - Unit 1, according to the map or plat thereof as recorded in Plat Book 5, Pages 60 to 64, of the Public Records of Collier County, Florida.

AND

Tract A, Golden Gate - Unit 8 Part 1, according to the map or plat thereof as recorded in Plat Book 5, Pages 147 to 151, AND Tract A, Golden Gate - Unit 8 Part 2, according to the map or plat thereof as recorded in Plat Book 9, Pages 108 to 112, all of the Public Records of Collier County, Florida.; LESS and EXCEPT:

**A parcel of land in Collier County, Florida, being a part of the plat of Tract A of Golden Gate Unit 8, Part II, as recorded in Plat Book 9 at page 111 of the Public Records of Collier County, Florida being more particularly described as follows:**

**Commencing at the northwest corner of Tract A, run South along the west line of said Tract A a distance of 1334.27 Feet; thence run East 336.31 feet to the Point of Beginning of the herein described parcel.**

**From said Point of Beginning run N 89°54'21" E a distance of 31.15 feet; thence run N 00°09'03" E a distance of 75.04 feet; thence run N 23°43'43" E a distance of 104.18 feet; thence run N 47°07'42" W a distance of 196.55 feet; thence run S 89°44'56" W a distance of 184.50 feet; thence run S 50°09'46" W a distance of 14.20 feet; thence run S 11°04'09" W a distance of 113.36 feet; thence run S 03°45'30" W a distance of 183.92 feet to the Point of Beginning.**

AND also less and Except:



Begin at a point, Corner number 1, 354.50 feet South and 370.13 feet East of the Northwest corner of Tract "A" of Golden Gate Subdivision, Unit 8, Part 2, as shown on a plat thereof recorded in Plat Book 9, Pages 107-112, of the Public Records of Collier County, Florida; thence run N. 0 degrees 15' 04" W. 16.91 feet to corner number 2 on the East line of an access easement; thence run N. 12 degrees 51' 43" E. 31.94 feet along said easement to a Point of Curvature, thence run northerly along the arc of a curve to the left whose radius is 577.88 feet and whose central angle is 7 degrees 47' 03", for an arc distance of 78.51 feet to corner number 3; thence N. 89 degrees 44' 56" E. 89.59 feet to corner number 4; thence S. 0 degrees 15' 04" E. 116.40 feet to corner number 5; thence S. 89 degrees 44' 56" W. 98.46 feet to corner number 6; thence S. 50 degrees 09' 46" W. 14.20 feet to corner number 1 and the Point of Beginning.

And also less and except:

A parcel of land in Collier County, Florida, more particularly described as follows and being a part of the Plat of Tract A of GOLDEN GATE UNIT 8, PART 2, as recorded in Plat Book 9, Page 107-A, of the Public Records of Collier County, Florida, more particularly described as follows:

COMMENCING at the Northwest corner of Tract A; thence running South a distance of 649.27 feet along the West boundary of said Tract A; thence running East 336.31 feet to a point, said point being also described as the POINT OF BEGINNING; thence run North 89° 54' 21" East, a distance of 331.15 feet to a point; thence run North 0° 09' 03" East a distance of 75.04 feet to a point; thence run North 23° 43' 43" East a distance of 104.18 feet to a point; thence run North 47° 07' 42" West a distance of 196.55 feet to a point; thence run South 89° 44' 56" West a distance of 184.50 feet to a point; thence run South 50° 09' 46" West a distance of 14.20 feet to a point; thence run South 11° 04' 09" West a distance of 113.36 feet to a point; thence run South 3° 45' 30" West a distance of 183.92 feet to the POINT OF BEGINNING.

# Collier County Property Appraiser Property Summary

Parcel No	36560040008	Site Address	Site City	Site Zone <small>*Note</small>
Name / Address	VOCISANO, ROBERT MARIO VOCISANO 4100 GOLDEN GATE PKWY			
City	NAPLES	State	FL	Zip 34116-6522
Map No.	Strap No.	Section	Township	Range
4B27	325300 A 14B27	27	49	26
				Acre <small>*Estimated</small> 167.44
Legal	GOLDEN GATE UNIT 8 PART 1 TR A & UNIT 8 PART 2 TR A, LESS OR 538 PG 353, LESS OR 622 PG 787 + GOLDEN GATE UNIT 1 TR A + B OR 603 PG 625 AND OR 1086 PG 181-82			
Millage Area	20		Millage Rates <small>*Calculations</small>	
Sub./Condo	325300 - GOLDEN GATE CITY UNIT 8 PT 2		School	Other
Use Code	38 - GOLF COURSES, DRIVING RANGES		5.049	7.1633
				Total 12.2123

## Latest Sales History

(Not all Sales are listed due to Confidentiality)

Date	Book-Page	Amount
01/23/19	5592-3545	\$ 0
01/08/19	5588-3564	\$ 0
12/01/86	1241-2343	\$ 259,000
04/12/83	1086-182	\$ 0
06/01/84	1086-181	\$ 0
10/01/74	603-625	\$ 1,267,000

## 2018 Certified Tax Roll

(Subject to Change)

Land Value	
(+) Improved Value	\$ 1,838,374
(-) Market Value	\$ 53,266
(-) Assessed Value	\$ 1,891,640
(-) School Taxable Value	\$ 1,891,640
(-) Taxable Value	\$ 1,891,640

If all Values shown above equal 0 this parcel was created after the Final Tax Roll



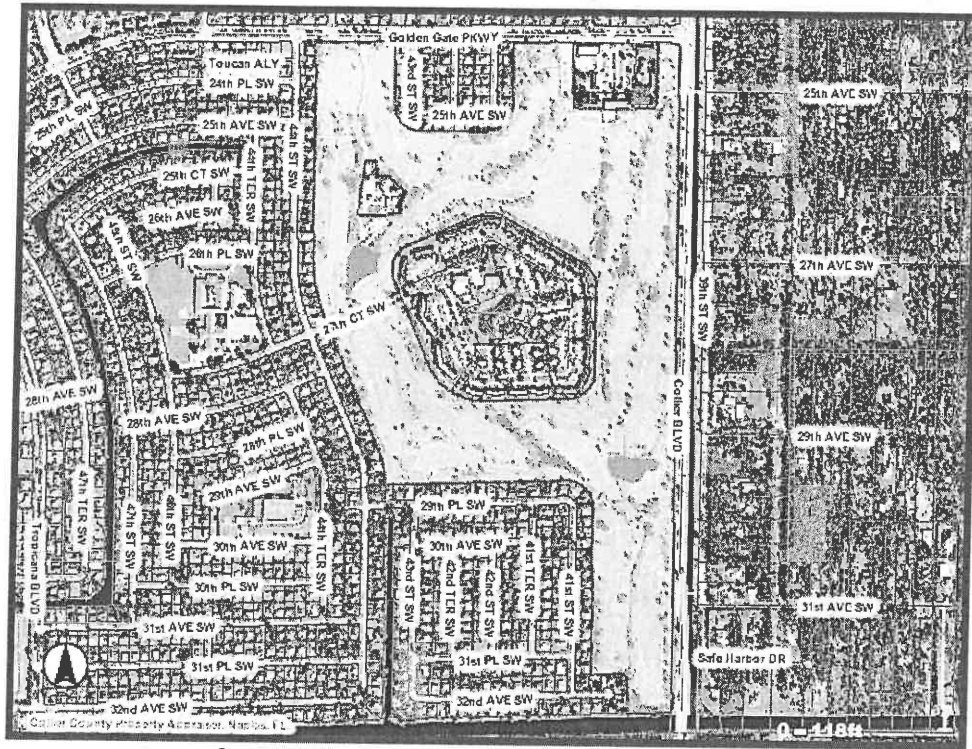
# Collier County Property Appraiser Property Aerial

Parcel No 36560040008

Site Address

Site City

Site Zone  
\*Note



[Open GIS in a New Window with More Features.](#)

2018 Collier County Notice of Ad Valorem Taxes and Non-Ad Valorem Assessments

If Paid By	Nov 30, 2018	Dec 31, 2018	Jan 31, 2019	Feb 28, 2019	Mar 31, 2019
Please Pay	22,177.23	22,408.24	22,639.25	22,870.27	23,101.28

Parcel Number	Legal Description	Mill Code	Escrow Code
36560040008	GOLDEN GATE UNIT 8 PART 1 TR A & UNIT 8 PART 2 TR A, LESS OR 538 PG 353, LESS OR 622 PG 787 + GOLDEN Continued (See Tax Roll)	20	
	<b>Pay in U.S. Funds Drawn on a U.S. Bank To:</b> Collier County Tax Collector 3291 E. Tamiami Trail Naples, FL 34112-5758 POST DATED CHECKS ARE NOT ACCEPTED AND WILL BE RETURNED Visit our website: <a href="http://www.colliertax.com">www.colliertax.com</a>	VOCISANO, ROBERT MARIO VOCISANO 4100 GOLDEN GATE PKWY NAPLES, FL 34116-6522	

Assessed Value	District	Mill Rate	Assessed Value	Exempt Amt	Taxable Value	Tax Amount
1,891,640	GENERAL FUND	3.5645	1,891,640	0	1,891,640	6,742.75
	C.C. WATER POLLUTION CTRL PGM	0.0293	1,891,640	0	1,891,640	55.43
	SCHOOL BOARD - STATE LAW	2.8210	1,891,640	0	1,891,640	5,336.32
	SCHOOL BOARD - LOCAL BOARD	2.2280	1,891,640	0	1,891,640	4,214.57
	COLLIER COUNTY LIGHTING	0.1549	1,891,640	0	1,891,640	293.02
	GOLDEN GATE COM CTR MSTD	0.1862	1,891,640	0	1,891,640	352.22
	UNINCORP GEN - MSTD	0.8069	1,891,640	0	1,891,640	1,526.36
	G G BEAUTIFICATION MSTU	0.5000	1,891,640	0	1,891,640	945.82
	WATER MANAGEMENT FUND-SOUTH	0.1209	1,891,640	0	1,891,640	228.70
	BIG CYPRESS BASIN	0.1231	1,891,640	0	1,891,640	232.86
	COLLIER MOSQUITO CONTROL	0.1775	1,891,640	0	1,891,640	335.77
	GREATER NAPLES FIRE RESCUE DIS	1.5000	1,891,640	0	1,891,640	2,837.46

**Millage Total**

12.2123

**Total Ad Valorem**

\$23,101.28

Pay your current taxes online at:  
<http://www.colliertax.com/>

Non-Ad Valorem District

Type of Assessment

Amount

**Non-Ad Valorem Total**

\$0.00

See reverse side for important information

**Combined Ad Valorem and Non-Ad Valorem Total**

\$23,101.28

(Detach and Return with your Payment)

2018 Collier County Notice of Ad Valorem Taxes and Non-Ad Valorem Assessments

If Paid By	Nov 30, 2018	Dec 31, 2018	Jan 31, 2019	Feb 28, 2019	Mar 31, 2019
Please Pay	22,177.23	22,408.24	22,639.25	22,870.27	23,101.28

Parcel Number	Mill Code	Escrow Code
36560040008	20	
	Legal Description	
	GOLDEN GATE UNIT 8 PART 1 TR A & UNIT 8 PART 2 TR A, LESS OR 538 PG 353, LESS OR 622 PG 787 + GOLDEN Continued (See Tax Roll)	

VOCISANO, ROBERT  
MARIO VOCISANO  
4100 GOLDEN GATE PKWY  
NAPLES, FL 34116-6522

*Larry H. Ray*

1 36560040008 2018 5

Please  
Retain  
this  
portion  
for your  
records



01056662  
COLLIER COUNTY

1986 DEC 31 PM 10:49 001241  
RECORDED OR BOOK

002343  
PAGE

QUIT CLAIM DEED

REC 13.00  
DOC 1295.00  
INDEX 1.00  
259,000.00

THIS DEED, is made this 31 day of DECEMBER, 1986, between DOMINIC D'AGOSTINO and SALVATORE FORLANI, individually and as general partners of Golden Gate Inn, a Florida general partnership (sometimes also known as Golden Gate Inn and County Club), collectively referred to as "grantors", and ROBERT VOCISANO and MARIO VOCISANO, a Florida general partnership known as Golden Gate Inn, the grantees. 4100 GOLDEN GATE PARKWAY, NAPLES, FL. 33999

The grantors, in consideration of the sum of Ten Dollars (\$10.00), and other good and valuable considerations paid by the grantees to the grantors, the receipt of which is hereby acknowledged, hereby convey to grantees, the real property in Collier County, Florida described on Exhibit "A".

To have and to hold the same, together with all of the hereditaments and appurtenances thereunto belonging or in anywise appertaining, to the grantees, and grantees' heirs, successors and assigns.

This property is not the residence or homestead of the grantors or of any of the partners.

WITNESSES:

Timothy L. Hains  
Lee Russell  
Timothy L. Hains  
Lee Russell  
Salvatore Forlani  
Dominic D'Agostino

STATE OF FLORIDA  
COUNTY OF COLLIER

Received \$ 1295.00 Documentary Stamp Tax  
Received \$ N/A Class "C" Intangible  
Personal Property Tax  
COLLIER COUNTY CLERK OF COURTS

I HEREBY CERTIFY that on this day, before me, a Notary Public duly authorized in D.C. the State and County named above to take acknowledgments, personally appeared Dominic D'Agostino as General Partner to me known to be the person described as grantor in and who executed the foregoing Quit Claim Deed and acknowledged before me that said person executed that Quit Claim Deed.

WITNESS my hand and official seal in the County and State last aforesaid this 31 day of DECEMBER, 1986.

(SEAL)

Lee Russell  
NOTARY PUBLIC

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. OCT. 3, 1990  
BONDED THRU GENERAL INS. UND.

RETURN TO  
STACY G. HARRIS, ESQ.  
2174 C. TAMMAMTAIN  
NAPLES, FL 34102

001241

OR BOOK

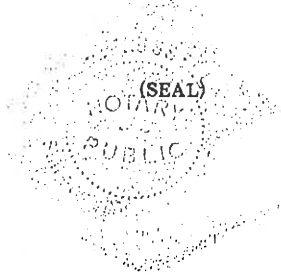
002344

PAGE

STATE OF FLORIDA  
COUNTY OF COLLIER

I HEREBY CERTIFY that on this day, before me, a Notary Public duly authorized in the State and County named above to take acknowledgments, personally appeared Salvatore Forlani as General Partner, to me known to be the person described as grantor in and who executed the foregoing Quit Claim Deed and acknowledged before me that said person executed that Quit Claim Deed.

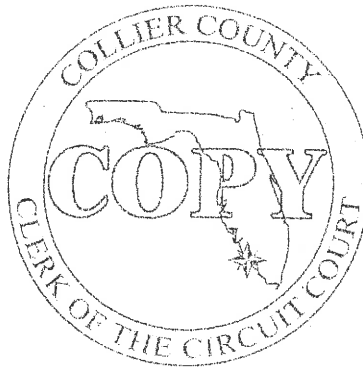
WITNESS my hand and official seal in the County and State last aforesaid this 31 day of DECEMBER, 1986.



*Leo Russell*  
NOTARY PUBLIC

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. OCT. 3, 1990  
BOARDED THRU GENERAL REG. REG.





001241

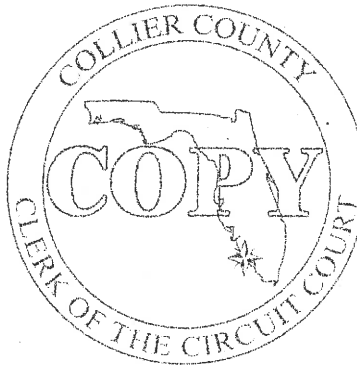
OR BOOK

002345

PAGE

## EXHIBIT "A"

Block 1, GOLDEN GATE, Unit No. 1, as recorded in Plat Book 5, Page 62, Public Records of Collier County, Florida; and Tracts A and B, GOLDEN GATE, Unit No. 1, as recorded in Plat Book 5, Page 62, Public Records of Collier County, Florida; and Tract A, GOLDEN GATE, Unit 8, Part 1, as recorded in Plat Book 5, Pages 147-151, Public Records of Collier County, Florida; and Tract A, GOLDEN GATE, Unit 8, Part 2, as recorded in Plat Book 9, Page 107-A through 112, Public Records of Collier County, Florida; LESS that certain parcel previously conveyed to Gulf Communicators, Inc., by warranty deed dated June 18, 1973, and recorded at O.R. Book 538, Pages 353-355, Public Records of Collier County, Florida; AND ALSO LESS that certain parcel previously conveyed to GAC Utilities, Inc., by warranty deeds dated January 8, 1973, and May 8, 1974, and recorded at O.R. Book 530, Pages 916-918, and at O.R. Book 589, Page 760, respectively, Public Records of Collier County, Florida; AND ALSO LESS that certain parcel previously conveyed to Avatar Utilities, Inc. of Florida by quit claim deed dated February 25, 1985 and recorded at O.R. Book 1131, Page 1230 Public Records of Collier County, Florida.



TGH/vab1437

Electronically Recorded and Verified  
in Official Records of  
COLLIER COUNTY, FLORIDA

18379

**DEED**

**DEED**, made this September 29, 1953, by BARRON COLLIER, JR. and MILES COLLIER, of the City of Everglades, Collier County, State of Florida (hereinafter called the Grantors), joined by BARBARA M. COLLIER, wife of Barron Collier, Jr. and ISABEL U. COLLIER, wife of Miles Collier (hereinafter called the wives of the Grantors), to ANCHOR INVESTMENT CORPORATION, a Florida corporation, of Naples, Florida (hereinafter called the Grantee).

**WITNESSETH:**

The Grantors and the wives of the Grantors, in consideration of the sum of One Hundred Dollars and other good and valuable consideration, the receipt whereof is hereby acknowledged, hereby grant, bargain, sell, release and convey to the Grantee, its successors and assigns forever, the following described lands (hereinafter called said lands), situate, lying and being in Collier County, State of Florida, containing, in the aggregate, twenty six thousand two hundred forty eight and seven-tenths (26,248.7) acres, more or less:

**TOWNSHIP 48 SOUTH, RANGE 27 EAST:**

SECTION	DESCRIPTION	SECTION	DESCRIPTION
11	All	25	All
12	All	26	All
13	All	27	All
14	All	28	All
21	All	33	All
22	All	34	All
23	All	35	All
24	All	36	All

**TOWNSHIP 49 SOUTH, RANGE 26 EAST:**

SECTION	DESCRIPTION	SECTION	DESCRIPTION
1	All	20	All
2	All	21	All
3	All	22	All
10	All	23	All
11	All	26	All
12	All	27	All
13	All	28	All
14	All	29	All
15	All		

STATE OF FLORIDA, COUNTY OF COLLIER.  
 Filed for Record this 5 day of  
 Oct. 19 53 in Deed Book 30  
 Page 87 and Record Verified.  
 Ed Scott By *Ed Scott*  
 Clerk Circuit Court Deputy Clerk

18379

## TOWNSHIP 49 SOUTH, RANGE 27 EAST.

SECTION	DESCRIPTION	SECTION	DESCRIPTION
3	All	7	All
4	All	8	All
5	All	9	All
6	All	10	All

TOGETHER with any and all right, title and interest of the Grantors in and to any and all buildings and improvements on or to said lands, and any and all fixtures and personal property on and used in connection with said lands;

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and also all the estate, right, title, interest, dower and right of dower, separate estate, property, possession, claim and demand whatsoever, as well in law as in equity, of the Grantors and the wives of the Grantors, of, in and to the same and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD the above granted, bargained and described premises, with the appurtenances, unto the Grantee, its successors and assigns, to its own proper use, benefit and behoof forever.

SUBJECT, however, to the following with respect to the oil, gas and minerals in, under and that may be produced from said lands:

(a) The Grantors hereby except from this deed and conveyance, and hereby reserve and retain to themselves, their heirs and assigns, absolutely and forever, an undivided one-half (constituting an undivided ownership and estate) of all the interest and ownership of the Grantors, at the time of their execution of this deed, in the oil, gas and minerals in, under and that may be produced from said lands. The Grantors, their heirs and assigns, as owners of such undivided one-half interest shall not, without the written consent of the Grantee, its successors or assigns, as owners of the surface of said lands, have or exercise any rights, powers or privileges to mine, produce or extract any oil, gas or minerals lying less than one hundred twenty five feet below the present surface of said lands; the Grantee, its successors, and assigns, as such surface owners, in connection with and incident to any use, construction or improvement by them of or on the surface of said lands may, without the consent of the Grantors, their heirs or assigns (and subject only to any rights of others than the Grantors, their heirs or assigns), displace, consume, use or destroy any oil, gas or minerals lying less than one hundred twenty five feet below the present surface of said lands; but nothing contained in the preceding clauses of this sentence shall be construed to limit or impair any rights, powers or



18379

privileges of the Grantors, their heirs and assigns, as owners of such undivided one-half interest, to mine, produce or extract any oil, gas or minerals lying one hundred twenty five feet or more below the present surface of said lands.

(b) Said lands are, and this deed and conveyance shall be, subject to an oil, gas and mineral lease dated July 1, 1952 executed by the Grantors as Lessor and Humble Oil & Refining Company as Lessee, and recorded in the Public Records of Collier County, Deed Book 24, page 385, as amended by amendment dated December 31, 1952, executed by the Grantors and Humble Oil & Refining Company and recorded in the Public Records of Collier County, Deed Book 26, page 209. The Grantors hereby convey to the Grantee, its successors and assigns an undivided one-half interest, and the Grantors hereby except from this deed and conveyance and hereby reserve and retain to themselves, their heirs and assigns absolutely and forever an undivided one-half interest, in and to all the rights, titles, interests, rents, royalties, powers and privileges of the Grantors under said lease with Humble Oil & Refining Company with respect only to said lands; this deed does not, and shall not be construed to, convey to the Grantee, its successors or assigns, any interest in the rights, titles, interests, rents, royalties, powers or privileges of the Grantors under said lease with Humble Oil & Refining Company with respect to any lands other than said lands. Excluded from this deed and conveyance, and specifically excepted therefrom, are any and all interests of the Grantors or either of them under an assignment of a one-forty eighth overriding royalty from Humble Oil & Refining Company to the Grantors dated July 21, 1952 and recorded in the Public Records of Collier County, Deed Book 29, page 341.

SUBJECT also to any covenants, restrictions, reservations and easements of record and in force, and any rights-of-way and easements for roads, railroads and telephone and power lines.

SUBJECT also to any leases (including, without limitation, oil, gas and mineral, grazing, farming and dwelling leases), licenses, tenancies, occupancies and agreements (including, without limitation, agreements for the purchase of dead pine and distillate wood) of record or which an accurate survey or inspection of said lands would disclose.

SUBJECT also to any laws, ordinances, regulations, reservations, restrictions or orders of the United States of America, any State, County or Municipality within the United States of America, or of any public authority.

The Grantors covenant that they have not done or suffered anything whereby said lands have been encumbered in any way whatsoever, except as aforesaid.

BOOK 30 PAGE 89

19379

The wives of the Grantors have executed this deed solely for the purpose of conveying and relinquishing their dower and rights of dower, homestead and separate estates in and to the above granted, bargained and described premises, with the appurtenances.

IN WITNESS WHEREOF, the Grantors and the wives of the Grantors have hereunto set their hands and seals the day and year first above written.

*Barron Collier, Jr.* (Seal)  
Barron Collier, Jr.

*Miles Collier* (Seal)  
Miles Collier

*Barbara M. Collier* (Seal)  
Barbara M. Collier

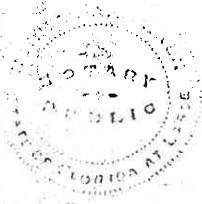
*Isabel U. Collier* (Seal)  
Isabel U. Collier

Signed, sealed and delivered  
in the presence of us:

STATE OF FLORIDA,  
COUNTY OF COLLIER, SS:

I hereby certify that on this day before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Barron Collier, Jr., Miles Collier and Isabel U. Collier, wife of Miles Collier, to me known to be the persons described in and who executed the foregoing deed and severally acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 29th day of September, 1953.



*Thomas A. Harris*

18379

STATE OF NEW YORK,  
COUNTY OF NEW YORK, ss.:

I hereby certify that on this day before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Barbara M. Collier, wife of Barron Collier, Jr., to me known to be the person described in and who executed the foregoing deed, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 30th day of September, 1953.

*Edward J. [Signature]*  
Notary Public

EDWARD J. [Signature]  
NOTARY PUBLIC  
NEW YORK  
COMMISSION EXPIRES MARCH 1, 1954





BOOK 97 PAGE 492

68540

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA

DEC 1 1 04 PM '61

MARGARET T. SCOTT  
CLERK OF CIRCUIT COURTRESTRICTIVE COVENANTS

THIS INDENTURE made and entered into this 24 day of November, 1961, by and between the GULF AMERICAN LAND CORPORATION, a Florida Corporation, and ALL FUTURE OWNERS OF GOLDEN GATE ESTATES, located in Collier County, Florida.

WHEREAS, GULF AMERICAN LAND CORPORATION intends to develop and improve, with certain covenants, agreements, easements, restrictions and conditions which will run with the land, as hereinafter stipulated, the following described real property, situate, lying and being in COLLIER COUNTY, FLORIDA, and more particularly described as:

TOWNSHIP 48 SOUTH, RANGE 27 EAST:

All of the following Sections, except that portion of Section 22, lying East of State Road #846:

21	28
22	33
25	34
26	35
27	36

TOWNSHIP 49 SOUTH, RANGE 26 EAST:

All of the following Sections:

1	12	23
2	13	26
3	14	29
10	15	
11	20	

TOWNSHIP 49 SOUTH, RANGE 27 EAST:

All of the following Sections:

3	7
4	8
5	9
6	10

NOW, THEREFORE, GULF AMERICAN LAND CORPORATION hereby makes the following declarations as to limitations, restrictions and use to which GOLDEN GATE ESTATES may be put; hereby specifying that said declarations shall constitute covenants to run with all of the

LAW OFFICES

JAMES C. GORDON &amp; ASSOCIATES

SOUTH BAY, FLORIDA

SOUTH BAY, FLORIDA

land as provided by law, and shall be binding upon all parties, persons claiming under them and for the benefit of, and the limitation upon all FUTURE OWNERS of said GOLDEN GATE ESTATES; this Declaration of Restriction being designed for the purposes of keeping said GOLDEN GATE ESTATES uniform and suitable in occupancy for use as herein specified.

A - The following uniform general restrictions shall apply to all of the lands hereinabove described:

1 - If and in the event the above described property is subdivided, all lots must have a minimum of 75 feet fronting on the road Right-of-Way and minimum depth of 135 feet; provided that this restriction may be amended hereafter by GULF AMERICAN LAND CORPORATION for areas designated other than residential.

2 - If and in the event any of the lands herein described are subdivided, a utility and drainage easement is hereby reserved over the rear six (6) feet of any parcel so subdivided; it is contemplated that the above and foregoing land shall be platted and all reservations, easements, restrictions and dedications contained on said plat are incorporated herein by this reference.

3 - No noxious or offensive activity shall be carried on upon any lot nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighborhood or other property owners.

4 - No lot or tract shall be used or maintained as a dumping ground for rubbish, trash, garbage or other waste and all such rubbish, trash, garbage or waste shall be kept in sanitary containers or covered pits.

5 - All sewage disposal systems must be constructed in accordance with the standards and recommendations of the Florida State Board of Health and Collier County Health Officials.

6 - No lot, tract or parcel shall be used or permitted to be used as a junk yard or for the storage of items normally relating to said business.

7 - These covenants and restrictions shall run with the land and be binding upon all parties or persons claiming under or through GULF AMERICAN LAND CORPORATION for a period of twenty-five (25) years from the date hereof.

8 - These covenants and restrictions are severable and the invalidation of one by amendment, court order, or changed by GULF AMERICAN LAND CORPORATION shall not invalidate any other provision hereof and each covenant shall be independent to this extent.

9 - GULF AMERICAN LAND CORPORATION, its successors, assigns, or duly authorized, by recorded instrument, Agent or Agents, specifically reserve the right to amend, alter or change these covenants and restrictions from time to time by filing an Amendment thereto upon the Public Records of Collier County, Florida.

10 - All plans and specifications for any and all structures must be submitted to GULF AMERICAN LAND CORPORATION, its successors, assigns, or its duly authorized Agent, for written approval of the materials, size, location, elevation or grade, and exterior design prior to the commencement of any construction on the herein described land. No structure shall be permitted or suffered to be permitted without compliance with this covenant. The submission shall be to GULF AMERICAN LAND CORPORATION, PLANS APPROVAL DIVISION, 557 Northeast 61st Street, Miami 38, Florida, or such other address or division as



may be set forth hereafter by the said GULF AMERICAN LAND CORPORATION, its successors or assigns by instrument in writing, filed with the Clerk of the Circuit Court in and for Collier County, Florida.

11 - It is the intent of this instrument to establish uniform restrictions applying to the overall development of the areas known as GOLDEN GATE ESTATES for the benefit and betterment of the property and to allow subsequent and more detailed restrictions to be applied in accordance with sound planning and growth of the area.

B - All of the herein described real property may be used for single-family residential purposes; provided, that all single-family residential construction shall meet the following additional uniform general restrictions:

1 - All residential structures erected or permitted to be erected upon the lot or tract shall contain a minimum of 800 square feet of livable interior floor space and shall be constructed with permanent building material; specifically excluding, inter alia, construction by tin, related corrugated materials or tar paper.

2 - The area and set-back regulations for residential use shall be as follows:

- (a) Front yard set-back 30 feet minimum, 37-1/2 feet maximum
- (b) Rear yard set-back 20 feet
- (c) Side yard set-back 7-1/2 feet
  - (1) - Where the side or rear yard line abutts upon an easement, the required set-back shall be increased (21) feet.

3 - All residential buildings shall face the front yard line which is defined as that portion of the lot which is parallel to the street upon which the lot has its least dimension.

4 - All residential structures erected or permitted to be erected upon any lot or tract shall be constructed with a concrete slab on footings or with hardwood floors on footings with air vents; both according to Federal Housing Authority Specifications as they now exist or may from time to time be revised.

C - GULF AMERICAN LAND CORPORATION, its successors or assigns, hereby reserve the right and privilege to establish certain zones and/or areas within the herein described property for the following permitted uses:

MULTI-FAMILY DISTRICT  
COMMERCIAL DISTRICT  
SUBURBAN DISTRICT

1 - The zones and/or areas when designated by an instrument in writing shall be subject to uses and restrictions as may, from time to time, be set forth by GULF AMERICAN LAND CORPORATION and recorded with the Clerk of the Circuit Court, in and for Collier County, Florida.

2 - It is the intent of this reservation to allow subsequent and more detailed restrictions to be applied in accordance with sound planning for the above and foregoing identified zones and/or areas which may be hereafter established by GULF AMERICAN LAND CORPORATION.

IN WITNESS WHEREOF GULF AMERICAN LAND CORPORATION has caused these presents to be signed by its duly authorized corporate officers and has caused the corporate seal to be affixed hereunto this the 29 day of November, 1961, at Naples, Collier County, Florida.

(CORPORATE SEAL)

Witnessed in the Presence Of:

[Signature]  
[Signature]

GULF AMERICAN LAND CORPORATION

By [Signature]  
President

BOOK 97 PAGE 407

STATE OF FLORIDA

COUNTY OF

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, LEONARD ROSEN, President of GULF AMERICAN LAND CORPORATION, a Florida Corporation; to me well known to be the person described in and who executed the foregoing Restrictive Covenant, and acknowledged before me that he executed the same freely and voluntarily for the purpose therein expressed as such officer duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this the 26 day of November, 1961.

(NOTARY SEAL)

45 [Signature]  
NOTARY PUBLIC

My Commission Expires.

LAW OFFICES  
SMITH, CANNON & VEGA  
BALCH BUILDING  
NAPLES FL. 34

-6-

Recorded in Official Records Book  
H. COLLIER COUNTY, FLORIDA  
MARGARET T. SCOTT  
Clerk of Circuit Court



Nov 14 10 37 AM '63

DEED OF RESTRICTIONS

GULF AMERICAN LAND CORPORATION

To

ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISION,  
COLLIER COUNTY, FLORIDA.

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation, is the owner and developer of certain lands situated in Collier County, Florida, and more particularly described as Sections 21, 22, 27 and 28, Township 49 South, Range 26 East, and known and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN LAND CORPORATION desires to establish and secure the enforcement of uniform restrictive covenants upon the usage and development of lots within the said GOLDEN GATE SUBDIVISION;

NOW, THEREFORE, the said grantor does establish the following restrictions for GOLDEN GATE SUBDIVISION, as filed and recorded in the public records of Collier County, Florida as above described, and said subdivision shall be subject to the following conditions and restrictions:

GENERAL CONDITIONS

1. All restrictive covenants, listed and/or contained herein are subject, in all instances, to compliance with State of Florida and County of Collier health ordinances, restrictions and regulations, zoning regulations or other established pertinent restrictions, and in particular when the said state and county requirements exceed the requirements of the Restrictions contained herein.

2. These restrictive covenants, easements, reservations and requirements upon the lands within said subdivision and any amendments thereto shall run with the land and remain in full force and effect for a period of twenty (20) years from the date hereof, or until GOLDEN GATE SUBDIVISION shall become part of an incorporated municipality, whichever event shall first occur.

3. Enforcement shall be by proceedings at law or in equity against any person or persons violating or attempting to violate any covenant either to restrain violation or to recover damages.

4. These covenants and restrictions are severable and the  
each covenant shall be independent to such extent.

5. Grantor reserves the right to file a subsequent Deed of  
Restrictions regulating the use to which the various lots in said sub-  
division can be put and establishing zones and designating lots as to  
zones for the purpose of establishing minimum size buildings to be located  
thereon.

6. The Grantor, its successors, assignees, or duly authorized  
agent or agents, by recorded instrument, reserves the right to subse-  
quently amend, alter, or change these covenants and restrictions, and  
use restrictions subsequently filed, from time to time by filing an amend-  
ment thereto upon the Public Records of Collier County, Florida.

RESTRICTION A  
UNIFORM GENERAL REQUIREMENTS

1. Easements and rights-of-way are hereby expressly reserved  
for the creation, construction and maintenance of utilities, such as gas,  
water, telephone, telegraph, electricity, sewers, storm drains, public,  
quasi-public and private, as for any public, private or quasi-public  
utility or function deemed necessary and/or expedient for the public  
health and welfare. Such easements and rights-of-way shall be confined  
to the rear six (6) feet of every lot and six (6) feet along the side  
of every building plot, and along every street of the subdivision.

2. Plans and specifications for all structures must be sub-  
mitted to Grantor, or its duly authorized agent, for written approval as  
to quality of workmanship and materials, harmony of external design,  
aesthetic effect, size and existing structures, and as to location with  
respect to topography and finish grade elevation prior to the commence-  
ment of construction in said subdivision.

3. No signs of any kind shall be exhibited in any way on or  
above the property of said subdivision, including any and all signs to  
be painted on any side or face of structure, without written approval  
and obtaining a permit from Grantor or its duly authorized agent.  
Grantor reserves the right to issue permits for the erection of certain

signs on a temporary basis which would vary from the usual norm of other signs. All signs will be tested to ensure only.

4. No husbandry of either animals or fowls shall be conducted or maintained in said subdivision; provided, however, that house pets only shall be excluded from this restriction.

5. No fence or hedge shall be erected or maintained on the property of this subdivision which shall unreasonably restrict or block the view from an adjoining lot, or which shall materially impair the continuity of the general landscaping plan of the subdivision. For this purpose, a hedge or fence shall be maintained at no greater height than five (5) feet, and no wall or fence shall be erected or placed within the front setback lines of any lot, unless said wall or fence shall be ornamental and a desirable feature and shall not in any manner impair the general scheme of the subdivision area. The Grantor may, in its discretion, approve minor projections above the restricted heights for architectural features. No wall or fence of any kind whatsoever shall be constructed on any lot until after the height, type, design and location thereof shall have been approved in writing by Grantor, or its duly authorized agent.

6. The laws of the State of Florida and County of Collier as well as the rules and regulations of their administrative agencies now or hereafter in effect with regard to sewage disposal, water supply and sanitation are hereby incorporated herein and made a part hereof.

7. No trailers shall be allowed on any of the said lots. No lot shall be used as a junk yard or auto-graveyard. No trucks or house trailers of any kind shall be permitted to be parked in this subdivision for a period of more than four (4) hours, unless the same is present in the actual construction or repair of buildings located on the land. In such cases, trailers shall not be used for living purposes. No trucks shall be parked overnight in areas zoned Residential.

8. The owners and occupants of land in the subdivision shall have an easement in common for the use of canal waterways. No boat-house, seawalls, dock or boat-slip shall be constructed, dug, or excavated into any of the canals until plans for same have been approved by Grantor, or its duly authorized agent. Likewise, no boat shall be anchored or

structure placed in the waterways adjacent to or within the subdivision which will restrict flow of water or freedom of movement.

9. All buildings shall be connected, at the owner's expense, with central water and sewer utilities within ninety (90) days when made available. However, wells may be maintained for outside use - including watering of lawns, swimming pools, etc., subject to approval of duly constituted public health authorities.

10. No homesite property shall be used for a real estate office excepting only by approval of Grantor: §

#### RESTRICTION B

##### SINGLE AND MULTIPLE DWELLINGS

In addition and supplemental to the Uniform General Restrictions, the following restrictions, reservations and easements shall apply to and govern the erection and maintenance of Single and Multiple Dwellings:

1. There shall not be erected or maintained on the property of that part of this subdivision which is zoned exclusively for residential purposes, any structure of any kind other than a one-family dwelling and suitable accessory building, such as garage or carport for not more than two cars. No garage or accessory buildings shall be used as living quarters, except for employees and bona-fide guests, and such garage or accessory building shall not be used or occupied as living quarters prior to the erection of the dwelling. All garages must be built on rear half of lot or attached to the house.

2. No single family dwelling shall be constructed on less than one (1) lot, or its equivalent of at least 10,000 square feet, and no building shall be located on any lot closer than thirty (30) feet, or further than thirty-seven (37) feet to the front lot line (except for pie-shaped lots of less than eighty (80) feet of street frontage which permit setbacks to a depth of the point where lot becomes eighty (80) feet wide); twenty-five (25) feet to the rear lot line, and ten (10) feet to an interior side lot line, or twenty-five (25) feet to a street side lot line.

3. All single-family dwellings (exclusive of carport, breezeways,



garages, utility rooms, open patios and porches) shall contain a minimum of 1200 square feet in lots designated as R-1A; 1000 square feet in lots designated as R-1B; and 900 square feet in lots designated as R-1.

4. All multiple dwellings (exclusive of carport, breezeways, patios and porches) shall contain a minimum of 600 square feet per family unit for each duplex dwelling and a minimum of 450 square feet for each family unit (in excess of duplexes). Multi-storied multiple dwellings may be erected in areas wherein complete blocks are zoned for multiple dwellings, but only a single-story or split level multiple dwelling may be erected in a block wherein the remainder of its sites are zoned exclusively Residential. All multiple family dwellings shall provide parking space for a minimum of one car per dwelling or family unit. Any building in excess of a duplex must have a minimum of 15,000 square feet land area. All multiple dwelling lots shall be designated as R-2 for duplexes and R-3 for units in excess of duplexes.

#### RESTRICTION C COMMERCIAL AND MIXED COMMERCIAL

In addition and supplemental to the Uniform General Restrictions, the following restrictions, reservations and easements shall apply to and govern the erection and maintenance of Commercial and Mixed Commercial Buildings, all of which are limited and restricted to those sections and areas of Golden Gate Subdivision, as are zoned for that purpose:

1. No building shall be constructed closer than twenty (20) feet from any front or rear lot line. Each building shall provide parking space in the ratio of not less than one parking space of a minimum of two hundred (200) square feet for each 400 square feet of floor space in the building. The front and rear setback areas may be utilized for parking.

2. As part of the construction of each building erected in a Commercial area of Golden Gate, there shall be included a sidewalk in front of such buildings of eight (8) foot minimum width, which sidewalk, or such part thereof as shall be required for such purpose, may extend into the platted street in front of such building. Likewise, as part of the construction of each building, there shall be constructed concrete curbing and gutters, and storm sewers, plus that portion of the unpaved

street fronting on each such building lying between the said curb and the street, as paved by grantor, shall be paved. All of the construction required by this paragraph shall be at the expense of the lot owner and shall be paid for by the lot owner at the hereby fixed rate of Ten (\$10.00) Dollars per lineal foot frontage, concurrently with the erection of a building or buildings. It is further understood that lot owners who erect buildings on only a fractional portion of a lot must provide the herein above detailed curbs, sidewalks, gutters and paving for the entire lot.

3. Restrictions for areas zoned 100% Commercial:

(a) Buildings erected on lots designated as C-1 shall be limited to stores, offices, business buildings, commercial enterprises, hotels, restaurants, bars and theaters.

(b) All structures erected must be of a permanent building material and must include adequate toilet facilities for owners and/or occupants and their employees. No building shall be used or occupied as living quarters except bona fide hotels.

(c) All buildings erected by the owner of only one (1) lot must be built flush to both of its side lot lines. All buildings erected by owners of two (2) or more contiguous lots must be built with at least one of its sides flush with a side lot line, and if it is not built flush to the side lot lines of both end lots, the minimum width that can be left vacant must be at least eighteen (18) feet to permit the erection of another acceptable building at a later date.

(d) When and where the use of a party wall is not in conflict with the laws and regulations governing fire protection, party walls are permissible by the mutual consent of all parties concerned.

4. Restrictions for areas zoned Mixed Commercial and designated as C-2 are identical to those covering the areas zoned 100% Commercial except that motels are permissible, and business enterprises herein permit living quarters on the premises, provided said living quarters are located either in the rear or above the street level.

5. Grantor reserves the right to subsequently file a restriction of record designating the zone of each lot or tract of land in

said subdivision and the use to which it may be put.

IN WITNESS WHEREOF, GULF AMERICAN LAND CORPORATION has caused these presents to be signed by its duly authorized corporate officers and its corporate seal to be affixed at Naples, in the County of Collier and State of Florida, this 13th day of November, A.D. 1963.

GULF AMERICAN LAND CORPORATION

(SEAL)

By: Edward V. Pacelli  
Edward V. Pacelli, Vice President

ATTEST:

GULF AMERICAN LAND CORPORATION

Joseph S. Maddlone  
Joseph S. Maddlone, Secretary

STATE OF FLORIDA )  
COUNTY OF COLLIER ) SS.:

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, Edward V. Pacelli and Joseph S. Maddlone, Vice President and Secretary respectively, of Gulf American Land Corporation, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Restrictive Covenants, and acknowledged before me that he executed the same freely and voluntarily for the purpose therein expressed as such officer duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this the 13th day of November, 1963.

(NOTARY SEAL)

Mary Louise Montcalm  
Notary Public

My Commission Expires:  
NOTARY PUBLIC STATE OF FLORIDA at LARGE  
MY COMMISSION EXPIRES JAN. 13, 1967

91377

AMENDED DEED OF RESTRICTIONS

GULF AMERICAN LAND CORPORATION

To

ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE  
SUBDIVISION, COLLIER COUNTY, FLORIDA

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA

JAN 30 2 45 PM 1964

NOTARY PUBLIC  
COLLIER COUNTY, FLORIDA

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation, has heretofore caused to be recorded of record in Official Record Book 154, page 554, Public Records of Collier County, Florida, a Deed of Restrictions restricting the use to which the properties therein described may be put, and reserve in said Deed of Restrictions the right to subsequently amend same; and

WHEREAS, GULF AMERICAN LAND CORPORATION desires to amend certain portions of said Deed of Restrictions;

NOW, THEREFORE, GULF AMERICAN LAND CORPORATION hereby amends the above referred to Deed of Restrictions as follows:

1. Paragraph "1" of RESTRICTION A, UNIFORM GENERAL REQUIREMENTS, is amended by adding the following words and figures to the end of said paragraph, to-wit:

"Along curved blocks, overhead utility lines are permitted beyond the front and rear six foot easement, not to exceed fifteen (15) feet beyond said six (6) foot easement, to the extent necessary to service all lots in a particular block. Overhead service wires are permitted across corners of rear yards where side lot lines do not join in the rear at a common corner."

All parts of the Deed of Restriction hereinabove mentioned not herein specifically amended are to remain in full force and effect.

GULF AMERICAN LAND CORPORATION

By: J. R. Layden  
Vice President

STATE OF FLORIDA )  
COUNTY OF DADE ) SS.:

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, J. R. Layden, Vice President, of Gulf American Land Corporation, a Florida corporation, to me well known to be the person described in and who executed the foregoing Amended-Deed of Restrictions, and acknowledged before me that he executed the foregoing Amended Deed of Restrictions freely and voluntarily for the purpose therein expressed as such officer duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this the 30th day of January, 1964.

(NOTARY SEAL)



Mary Louise Montcalm  
Notary Public  
My Commission Expires:

NOTARY PUBLIC, STATE OF FLORIDA  
MY COMMISSION EXPIRES 12-31-64

RECORDED IN OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA  
PAGE 554  
JAN 30 1964



RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA  
FEB 27 9 36 AM '64  
MARSHALL T. SCOTT  
CLERK OF CIRCUIT COURT

AMENDMENT TO DEED OF RESTRICTIONS

GULF AMERICAN LAND CORPORATION

to

ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISION,  
COLLIER COUNTY, FLORIDA

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation, is the owner and developer of certain lands situated in Collier County, Florida, and more particularly described as Sections 21, 22, 27 and 28, Township 49 South, Range 26 East, and known and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN LAND CORPORATION did on the 13th day of November 1963, file a Deed of Restrictions as more fully shown in O. R. Book 154, Page 554, Public Records of Collier County; and

WHEREAS, GULF AMERICAN LAND CORPORATION did reserve the right to amend said Deed of Restrictions therein;

NOW, THEREFORE, GULF AMERICAN LAND CORPORATION does hereby amend "RESTRICTION B - SINGLE AND MULTIPLE DWELLINGS, Paragraph 2" thereof by striking the following:

"or twenty-five (25) feet to a street side lot line"

and inserting in lieu thereof the following:

"or thirty (30) feet to a street side lot line"

IN WITNESS WHEREOF, GULF AMERICAN LAND CORPORATION has caused these presents to be signed by its duly authorized corporate officers and its corporate seal to be affixed at Naples, in the County of Collier and State of Florida, on this the 27th day of February, A.D. 1964.

GULF AMERICAN LAND CORPORATION

(SEAL)

By

*J. F. Laidlaw*  
Vice President

ATTEST:

LAW OFFICES  
TH. CARROLL & VEGA  
BALCH BUILDING  
NAPLES, FLORIDA

*Th. Carroll & Vega*  
Secretary

OFF REC 163 JUNE 89

STATE OF FLORIDA )  
COUNTY OF DADE ) SS.

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, E. R. LAYDEN and J. S. MADDIONE Vice President and Secretary respectively, of GULF AMERICAN LAND CORPORATION, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Amendment to Deed of Restrictions, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed as such officer duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this the 20th day of February, 1964.

(NOTARY SEAL)



Mary Louise Montalvo  
Notary Public

My Commission Expires:

NOTARY PUBLIC, STATE OF FLORIDA at LARGE  
MY COMMISSION EXPIRES JAN. 13, 1967

Recorded in Official Records Book  
of COLLIER COUNTY, FLORIDA  
MARGARET J. SCOTT  
Clerk of Circuit Court

LAW OFFICES  
SMITH, CARROLL & VEGA  
BALCH BUILDING  
NAPLES, FLORIDA

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA

JAN 25 10 40 AM '65

MARGARET T. SCOTT  
CLERK OF CIRCUIT COURTAMENDMENT TO DEED OF RESTRICTIONS

GULF AMERICAN LAND CORPORATION

to

ALL FUTURE OWNERS OF LOTS IN GOLDEN  
GATE SUBDIVISION, COLLIER COUNTY, FLORIDA

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation, is the owner and developer of certain lands situated in Collier County, Florida, and more particularly described as Sections 21, 22, 27 and 28, Township 49 South, Range 26 East, and known and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN LAND CORPORATION did on the 13th day of November 1963, file a Deed of Restrictions as more fully shown in O.R. Book 154, at Page 554, Public Records of Collier County; and

WHEREAS on February 22, 1964 GULF AMERICAN LAND CORPORATION did file an Amendment to Deed of Restrictions as more fully shown in O.R. Book 163, at Page 88, Public Records of Collier County; and

WHEREAS, GULF AMERICAN LAND CORPORATION did reserve the right to amend said Deed of Restrictions therein;

NOW, THEREFORE, GULF AMERICAN LAND CORPORATION does hereby amend "RESTRICTION B - SINGLE AND MULTIPLE DWELLINGS, Paragraph 2" thereof by striking the following:

"or 30 feet to a street side lot line"

and inserting in lieu thereof the following:

"or 25 feet to a street side lot line in all properties other than those zoned by the County of Collier as R-1A."

IN WITNESS WHEREOF, GULF AMERICAN LAND CORPORATION has caused these presents to be signed by its duly authorized corporate officers and its corporate seal to be affixed at Naples, in the County of Collier and State of Florida, on this the 19<sup>th</sup> day of January, A.D. 1965.

(SEAL)  
SMITH, CARROLL VEGAS  
BROWN AND SCHOLES  
ATTORNEYS AT LAW  
NAPLES, FLORIDA  
ATTESTED BY:  
*[Signature]*  
Secretary

GULF AMERICAN LAND CORPORATION

By

*[Signature]*  
Vice President

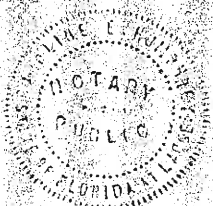
STATE OF FLORIDA

COUNTY OF

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, J. B. Layden and J. S. Maddalone Vice President and Secretary respectively of GULF AMERICAN LAND CORPORATION, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Amendment to Deed of Restrictions, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed as such officer duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal on this the 19<sup>th</sup> day of January, A.D. 1965.

(NOTARY SEAL)



Caroline E. Humphrey  
Notary Public

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA at LARGE  
MY COMMISSION EXPIRES APR. 17, 1968  
BONDED THROUGH FRED W. DISTELHORST

LAW OFFICES  
CARROLL VEGA,  
BROWN AND NICHOLS  
P. O. BOX 788  
NAPLES, FLORIDA

Recorded in Official Records Book  
of COLLIER COUNTY, FLORIDA  
MARGARET T. SCOTT  
Clerk of Circuit Court



SEE 192 PAGE 366

107690

AMENDMENT TO DEED OF RESTRICTIONS

RECORDED  
OFFICIAL RECORD BOOK  
JUN 7 1 29 PM '65  
MICHAEL T. SCOTT  
CLERK OF CIRCUIT COURT

GULF AMERICAN LAND CORPORATION

to

ALL FUTURE OWNERS OF LOTS IN GOLDEN  
GATE SUBDIVISION, COLLIER COUNTY, FLORIDA

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation, is the owner and developer of certain lands situated in Collier County, Florida, and more particularly described as Sections 21, 22, 27 and 28, Township 49 South, Range 26 East, and known and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN LAND CORPORATION did on the 13th day of November, 1963, file a Deed of Restrictions as more fully shown in O.R. Book 154, at Page 554, Public Records of Collier County; and

WHEREAS, on February 22, 1964, GULF AMERICAN LAND CORPORATION did file an Amendment to Deed of Restrictions as more fully shown in O.R. Book 163, at Page 88, Public Records of Collier County; and

WHEREAS, GULF AMERICAN LAND CORPORATION did reserve the right to amend said Deed of Restrictions therein;

NOW, THEREFORE, GULF AMERICAN LAND CORPORATION does hereby amend the street side lot line from 25 feet and 35 feet where applicable to 15 feet, for the following described property, situate, lying and being in Collier County, Unit 1 and Unit 2, GOLDEN GATE SUBDIVISION, as per map or plat thereof recorded in Plat Book 5, Page 64, and Plat Book 5, Page 69, Public Records of Collier County, Florida:

BLOCK 12 - Lots 1 and 11  
BLOCK 22 - Lots 1 and 30  
BLOCK 20 - Lots 16 and 17  
BLOCK 26 - Lot 13  
BLOCK 41 - Lots 1 and 21

RECORDED  
OFFICIAL RECORD BOOK  
JUN 7 1 29 PM '65  
MICHAEL T. SCOTT  
CLERK OF CIRCUIT COURT

IN WITNESS WHEREOF, GULF AMERICAN LAND CORPORATION has caused these presents to be signed by its duly authorized corporate officers

140 OFFICES  
MEXICO CARRROLL, VEGA,  
AND A. AND NICHOLS  
P. O. Box 790  
MIAMI, FLORIDA

and its corporate seal to be affixed at Naples, in the County  
of Collier and State of Florida, on this the 3rd day of June,  
A.D. 1965.

(CORPORATE SEAL)

GULF AMERICAN LAND CORPORATION

By Edward V. Pacelli  
Vice President

ATTESTED BY:

James J. ...  
Secretary



STATE OF FLORIDA  
COUNTY OF DADE

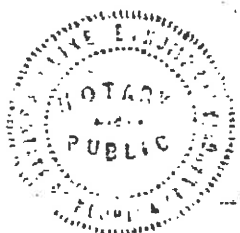
I HEREBY CERTIFY that on this day personally appeared  
before me, a . officer duly authorized to administer oaths and  
take acknowledgments, Edward V. Pacelli and J. S. Maddione  
Vice President and Secretary respectively of GULF AMERICAN LAND  
CORPORATION, a Florida corporation, to me well known to be the  
persons described in and who executed the foregoing Amendment to  
Deed of Restrictions, and acknowledged before me that they executed  
the same freely and voluntarily for the purpose therein expressed  
as such officer duly authorized, affixed the corporate seal and  
same is the act and deed of said corporation.

WITNESS my hand and seal on this the 3rd day of June,  
A. D. 1965.

(NOTARY SEAL)

Caroline E. Humphrey  
Notary Public

My Commission Expires:



NOTARY PUBLIC STATE OF FLORIDA BY LARGE  
MY COMMISSION EXPIRES APR. 17, 1968  
BONDED THROUGH FRED W. DIEFELMOORE

Recorded in ... Book  
of COLLIER COUNTY, FLORIDA  
MARGARET T. SCOTT  
Clerk of Circuit Court

LAW OFFICES  
SEYMOUR CARROLL VEGA  
BROWN AND NICHOLS  
P. O. BOX 794  
NAPLES, FLORIDA

AMENDMENT TO DEED OF RESTRICTIONS

RECORDED  
OFFICIAL RECORD 316  
COLLIER COUNTY, FLORIDA

JAN 18 11 08 AM '73

MADETT T. SCOTT  
CLERK OF CIRCUIT COURT  
COLLIER COUNTY, FLORIDA

GAC PROPERTIES INC

TO  
ALL FUTURE OWNERS OF LOTS IN UNIT 8,  
PART 2, GOLDEN GATE SUBDIVISION, per  
plat recorded in Plat Book  
of the Public Records of Collier  
County, Florida

WHEREAS, GAC PROPERTIES INC, a Florida corporation, is  
the successor in interest to the former owner and developer of  
certain lands situated in Collier County, Florida, and known  
and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN CORPORATION, as former owner  
and developer, has heretofore caused to be recorded a Deed of  
Restrictions, setting forth general development requirements in  
said subdivision; and

WHEREAS, it is the desire of GAC PROPERTIES INC, the present  
owner and developer, to amend the prior Deed of Restrictions here-  
tofore recorded in Official Record 316 Page 593 of the Public  
Records of Collier County, Florida, and to establish the use of  
certain lots located in Unit 8 of Part 2 of said subdivision.

NOW, THEREFORE, there is hereby created, declared and  
established in Unit 8 Part 2, GOLDEN GATE SUBDIVISION, per plat  
recorded in Plat Book 9 Page 107-112 of the Public Records of Collier  
County, Florida, a restriction that all lots located in Block 280  
and 281 are hereby restricted to use for residential purposes  
consisting of multi-family dwelling only in the zone designated  
MF-2 and that all lots located in Blocks 282, 283, 284, 285 and  
286 are restricted to be used for residential purposes consisting  
of multi-family dwelling only in the zone designated MF-3.

IN WITNESS WHEREOF, GAC PROPERTIES INC has caused these  
presents to be signed and its corporate seal to be affixed at Miami,  
in the County of Dade and State of Florida, this 16th day of  
January, A.D., 1973.

GAC PROPERTIES INC

By:

*[Signature]*  
Vice President

*[Signature]*  
Assistant Secretary

STATE OF FLORIDA )

COUNTY OF DADE )

LEE 499 371

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, Robert L. Weintraub and Gretchen Mielke Vice President and Assistant Secretary respectively, of GAC PROPERTIES INC, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Amendment To Deed Of Restrictions, and acknowledged before me that they executed the same freely and voluntarily for the purposes therein expressed as such officers duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this 16th day of January, 1963.

*Patricia R. R. [Signature]*  
Notary Public (Seal)

MY  
SEAL

This Instrument Was Prepared By:

Robert L. Weintraub  
Attorney At Law  
7880 Biscayne Boulevard  
Miami, Florida 33138



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W. 847 PAGE 621

GAC Properties Inc

To

All Future Owners of Land in Golden Gate  
Subdivision, Collier County, Florida

AMENDMENT TO DEED OF RESTRICTIONS

Whereas, GAC Properties Inc is the owner and developer of certain lands situated in Collier County, Florida consisting of several plats heretofore filed in the Public Records of Collier County, Florida in the aggregate known as Golden Gate Subdivision; and

Whereas, heretofore Gulf American Land Corporation and Gulf American Corporation, GAC Properties Inc's predecessors in title (Grantor) caused to be filed a Deed of Restrictions dated November 13, 1963 and filed November 14, 1963 in Official Records Book 154 at Page 554 of the Public Records of Collier County, Florida, as amended by that certain Amended Deed of Restrictions, dated January 22, 1964, filed January 30, 1964 in Official Records Book 160 at Page 503 of the Public Records of Collier County, Florida, as further amended by that certain Amendment to Deed of Restrictions, dated February 20, 1964, filed February 27, 1964 in Official Records Book 163 at Page 88 of the Public Records of Collier County, as further amended by that certain Amendment to Deed of Restrictions, dated January 19, 1965 and filed January 25, 1965 in Official Records Book 182 at Page 762 of the Collier County Records, as further amended, specifically with respect to subject property, by that certain Deed of Restrictions, dated June 13, 1969, filed July 1, 1969 in Official Records Book 316 at Page 593 of the Public Records of Collier County, Florida, as further amended by that certain Amendment to Deed of Restrictions,

dated January 16, 1973, filed January 18, 1973 in Official Records Book 499 at Page 370 of the Public Records of Collier County, Florida; and

Whereas, said Deed of Restrictions provides for and specifically reserves the right, from time to time, to subsequently amend, alter or change such covenants and restrictions by filing an amendment thereto in the Public Records of Collier County, Florida; and

Whereas, the Grantor has petitioned the Board of County Commissioners of Collier County, Florida to vacate a portion of a plat of Golden Gate, Unit 8, Part 2, as recorded in Plat Book 9 at Page 107 A through 112 inclusive of the Public Records of Collier County, Florida; and

Whereas, the Board of County Commissioners of Collier County, Florida did on November 13, 1979 approve the above mentioned petition to vacate;

Now, Therefore, Grantor does hereby remove and release the following described lands, to wit;

All of Blocks 282 through 286 inclusive, Golden Gate Subdivision, Unit 8, Part 2 according to the Plat thereof as recorded in Plat Book 9 at Pages 107 through 112 of the Public Records of Collier County, Florida including all contiguous dedicated streets, which property is more particularly described in Exhibit "A" attached hereto and made a part hereof

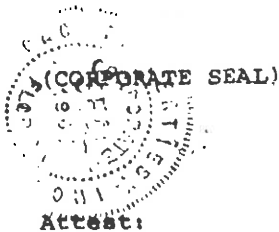
from the effect of the above-listed deed restrictions as amended and does declare that they shall be null and void as they apply to said lands.

Except as herein provided, the aforementioned deed restrictions and amendments thereto are ratified, affirmed and re-imposed on other lands heretofore platted and shall be applicable on said lands in Golden Gate Subdivision, Collier County, Florida and shall continue in full force and effect.

In Witness Whereof, GAC Properties Inc has caused these presents to be signed by its duly authorized corporate officers and its corporate seal to be affixed thereto at Coral Gables, in the County of Dade, State of Florida, this 4<sup>th</sup> day of December, 1979.

GAC PROPERTIES INC

By *Robert L. Weintraub* Vice President



Attest:

*Juanita I. Rivera*  
Secretary

Witnesses:

*Gloria P. Henry*  
*Sandra Lee Jones*

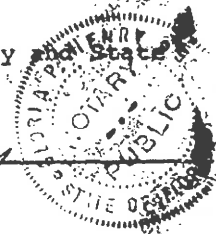
State of Florida

County of Dade

I hereby certify that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Robert L. Weintraub and Juanita I. Rivera, well known to me to be the Vice President and Secretary respectively of the corporation named as first party in the foregoing Amendment to Deed of Restrictions, and that they severally acknowledged executing the same in the presence of two subscribing witnesses freely and voluntarily under authority duly vested in them by said corporation and that the seal affixed thereto is the true corporate seal of said corporation.

Witness my hand and official seal in the County and State last aforesaid this 4<sup>th</sup> day of December, 1979.

*Gloria P. Henry*



Notary Public, State of Florida at Large  
My Commission Expires May 31, 1980  
Attest by Signature and County Seal

EXHIBIT "A"

A parcel of land lying in the NE 1/4 and the SE 1/4 of Section 27, Township 49 South, Range 26 East in Collier County, Florida and being more particularly described as follows:

Commencing at the centerline intersection of 44th Street SW and 27th Court SW as recorded in the Plat of Golden Gate Unit 8 Part 2 of the Public Records of Collier County, Florida. Thence, run N67°00'00" E a distance of 755.00 feet; thence N23°00'00" W a distance of 130.00 feet to a concrete monument and the Point of Beginning of the said described parcel of land; thence run along the arc of a curve being concave to the Southeast, thru a central angle of 90°00'00" and having a radius of 210.00 feet for a distance of 329.86 feet; thence leaving said curve run N67°00'00" E a distance 600.52 feet to the beginning of a curve to the right, having a central angle of 53°00'00" and a radius of 210.00 feet; thence run along the arc of said curve a distance 194.26 feet; thence S60°00'00" E a distance of 715.08 feet to the beginning of a curve to the right having a central angle of 60°00'00" and a radius of 210.00 feet. Thence run along the arc of said curve a distance of 219.91 feet; thence S00°00'00" W a distance of 661.52 feet to the beginning of a curve to the right having a central angle of 88°24'16" and a radius of 210.00 feet; thence run along the arc of said curve a distance of 324.02 feet; thence S88°24'16" W a distance of 655.68 feet to the beginning of a curve to the right, having a central angle of 68°35'44" and a radius of 465.00 feet, thence run along the arc of said curve a distance of 556.70 feet; thence N23°00'00" W a distance of 703.32 feet to the Point of Beginning.

Said parcel containing 41.203 acres more or less.

00768011

COLLIER COUNTY

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OR BOOK

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PAGE

~~RECORDED~~  
 AMENDMENT TO GOLDEN GATE CITY  
 SUBDIVISION DEEDS OF RESTRICTIONS  
 AND AMENDMENTS THERETO

THIS AMENDMENT is made this 12th day of July, 1982, by AVATAR PROPERTIES INC.; f/k/a GAC Properties Inc.; f/k/a Gulf American Corporation, a/k/a Gulf American Land Corporation; f/k/a GAC Land Development Corp., a Florida corporation, having its offices at 201 Alhambra Circle, Coral Gables, Florida, 33134, herein-after called "Declarant."

WHEREAS, the Declarant originally caused to be filed and recorded a series of Restrictive Covenants and amendments thereto, listed on Exhibit "A", attached hereto and by reference made a part hereof, for the property known as the Golden Gate City Subdivision, described in the documents referenced in Exhibit "A", which set forth uniform covenants and general requirements affecting the lands described therein; and

WHEREAS, the Declarant desires to amend the said Declarations and amendments thereto; and

WHEREAS, the Declarant has the right and authority to amend the said Declarations and amendments thereto.

NOW, THEREFORE,

The Declarant hereby amends the said Declarations and amendments as follows:

1. The following shall be added to all documents listed on Exhibit "A", attached hereto, as the final numbered paragraph of each document:

"Notwithstanding anything to the contrary contained herein, one day prior to the expiration date hereof, this instrument shall be automatically extended for successive periods of ten (10) years each, unless an instrument agreeing to change said covenants and restrictions in whole or in part, signed by two-thirds (2/3) of the then applicable property owners of record is placed in the Public Records, or until Golden Gate Subdivision shall become part of an incorporated municipality, whichever event shall first occur."

2. All other terms and conditions of the Declarations and amendments on Exhibit "A", attached hereto, shall remain in full force and effect.

IN WITNESS WHEREOF, the said Avatar Properties Inc. has caused these presents to be signed by its duly authorized corporate officers and has caused the corporate seal to be affixed hereunto this 12th day of July, 1982, at Coral Gables, Florida.

AVATAR PROPERTIES INC.  
 (CORPORATE SEAL)

By: Dennis J. Getman  
 Dennis J. Getman, Esq. V.P.

Attest: Juanita I. Rivera  
 Juanita I. Rivera, Secy

STATE OF FLORIDA: ss:  
 COUNTY OF DADE:

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to take acknowledgements, Dennis J. Getman and Juanita I. Rivera, as gr. V. President and Secretary, respectively, of Avatar Properties Inc., a

THIS INSTRUMENT  
 PREPARED BY: DENNIS J. GETMAN, ESQUIRE  
 14th FLOOR, 201 ALHAMBRA CIRCLE  
 CORAL GABLES, FLORIDA 33134

AVATAR

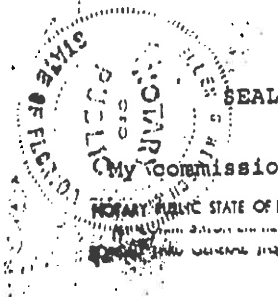
AVATAR PROPERTIES INC.  
 201 ALHAMBRA CIRCLE  
 CORAL GABLES, FLORIDA 33134



Florida corporation, to me well-known to be the persons described in and who executed the foregoing Amendment to Golden Gate City Sub-division Deeds of Restrictions and Amendments Thereto, and they acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed as such officers, affixed the corporate seal, and same is the act and deed of the corporation.

IN WITNESS WHEREOF, my hand and seal this 12th day of July 1982.

William A. Hirsch  
NOTARY PUBLIC STATE OF FLORIDA  
AT LARGE



My Commission expires:

NOTARY PUBLIC STATE OF FLORIDA AT LARGE  
My Commission expires 11/11/84  
WILLIAM A. HIRSCH, 1112, UNIVERSITY BLVD., SUITE 100, MIAMI, FL 33136

EXHIBIT A

1. General Development Restrictions contained in instrument recorded November 14, 1963, in Official Records Book 154, at Page 554; as amended by instrument recorded January 30, 1964, in Official Records Book 160, Page 503; as amended by instrument recorded February 27, 1964, in Official Records Book 163, Page 88; and instrument recorded January 25, 1965, in Official Records Book 182, Page 762; of the Public Records of Collier County, Florida.
2. Restrictions as set out in instrument dated April 21, 1964 and recorded April 30, 1964 in Official Records Book 166, at Page 721 of the Public Records of Collier County, Florida.
3. Restrictions as set out in instrument dated April 26, 1976 and recorded April 27, 1976 in Official Records Book 648, at Page 1041 of the Public Records of Collier County, Florida.
4. Restrictions as set out in instrument dated April 21, 1964 and recorded April 30, 1964 in Official Records Book 166, at Page 723 of the Public Records of Collier County, Florida.
5. Restrictions as set out in instrument dated November 17, 1969 and recorded December 2, 1969, in Official Records Book 335, at Page 97 of the Public Records of Collier County, Florida.
6. Restrictions as set out in instrument dated June 23, 1964 and recorded July 2, 1964, in Official Records Book 170, at Page 923 of the Public Records of Collier County, Florida.
7. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970, in Official Records Book 338, at Page 675 of the Public Records of Collier County, Florida.
8. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970 in Official Records Book 338, at Page 688 of the Public Records of Collier County, Florida.
9. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970 in Official Records Book 338, at Page 685 of the Public Records of Collier County, Florida.
10. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970 in Official Records Book 338, at Page 683 of the Public Records of Collier County, Florida.
11. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970 in Official Records Book 338, at Page 680 of the Public Records of Collier County, Florida.
12. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970 in Official Records Book 338, at Page 678 of the Public Records of Collier County, Florida.
13. Restrictions as set out in instrument dated June 13, 1969 and recorded July 1, 1969, in Official Records Book 316, at Page 593 of the Public Records of Collier County, Florida.

## AMENDMENT TO DEED OF RESTRICTIONS

1700 breeding  
AVATAR PROPERTIES INC., f/k/a GAC PROPERTIES INC., f/k/a GULF  
AMERICAN CORPORATION, f/k/a GULF AMERICAN LAND CORPORATION,  
TO

ALL PRESENT AND FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISIONS,  
COLLIER COUNTY, FLORIDA

WHEREAS AVATAR PROPERTIES INC., a Florida Corporation,  
hereinafter called "Declarant", is the owner and developer of certain  
lands situated in Collier County, Florida, known and designated as  
Golden Gate Subdivision; and

WHEREAS, Declarant caused to be filed and recorded an original  
Deed of Restrictions dated November 13, 1963 and filed November 14,  
1963 in Official Records Book 154, at Page 554 of the Public Records  
of Collier County, Florida, which was amended by Amendment to Golden  
Gate City Subdivision Deeds of Restrictions and Amendments thereto  
dated July 12, 1982 and recorded in Official Records Book 000979, at  
Pages 001512 through 001514 of the Public Records of Collier County;  
and

WHEREAS, Declarant desires to further amend the said Deeds of  
Restrictions and Amendments thereto; and

WHEREAS, the said original Deed of Restrictions provides for and  
specifically reserves the right of Declarant to subsequently amend,  
alter or change the covenants and restrictions and use restrictions  
from time to time by filing an amendment thereto upon the Public  
Records of Collier County, Florida;

NOW, THEREFORE, Declarant does hereby amend the aforesaid  
original Deed of Restrictions heretofore filed among the Public  
Records of Collier County in the following particulars only:

1. Under Restriction A (Uniform General Requirements), delete  
Paragraph 3 in its entirety.
2. Under Restriction A, in Paragraph 5, line six, change "five  
(5) feet" to read "six (6) feet."
3. Under Restriction A, delete Paragraph 7 in its entirety.
4. Under Restriction B, (Single and Multiple Dwellings),  
in Paragraph 2, line one, insert the words "or duplex" after the  
words "single family". Also, add "Any building in excess of a duplex  
must have a minimum of 15,000 square feet of land area." as the final  
sentence of Paragraph 2. Paragraph 2. shall read as follows:

"2. No single family or duplex dwelling shall  
be constructed on less than one (1) lot, or  
its equivalent of at least 10,000 square  
feet, and no building shall be located  
on any lot closer than thirty (30) feet,  
or further than thirty-seven (37) feet  
to the front lot line, (except for pie-  
shaped lots of less than eighty (80)  
feet of street frontage which permits

Review - Compliance Committee  
90 Golden Gate Fire Station  
4741 Golden Gate Parkway 33994  
Naples

setbacks to a depth of the point where lot becomes eighty (80) feet wide); twenty-five (25) feet to the rear lot line, and ten (10) feet to an interior side lot line, or twenty-five (25) feet to a street side lot line. Any building in excess of a duplex must have a minimum of 15,000 square feet of land area."

5. Under Restriction B, (Single and Multiple Dwellings), in Paragraph 3, line four, delete all words after the word, "lots", and after said word, "lots", add the following: "contiguous to golf courses or canals; 1000 square feet in all other lots." so that Paragraph 3 shall read as follows:

"3. All single-family dwellings, (exclusive of carport, breezeways, garages, utility rooms, open patios and porches), shall contain a minimum of 1200 square feet livable interior floor space in lots contiguous to golf courses or canals; 1000 square feet in all other lots."

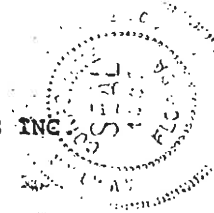
6. Under Restriction B, delete Paragraph 4 in its entirety. The new Paragraph 4 shall read as follows:

"4. All Multiple Dwellings (exclusive of carports, breezeways, patios and porches) shall contain a minimum of 750 square feet living area per family unit. Minimum lot area of 7,260 square feet for each dwelling unit is required. Front setback of 37 feet, side setback of 15 feet, and rear setback of 25 feet must be maintained."

IN WITNESS WHEREOF, AVATAR PROPERTIES INC. has caused these presents to be signed by its duly authorized corporate officers and has caused its corporate seal to be affixed hereunto this 29<sup>th</sup> day of November, 1983 at Coral Gables, Florida.

WITNESS:

AVATAR PROPERTIES INC.  
(Corporate Seal)



*[Signature]*  
*[Signature]*

By: *[Signature]*  
Sr. Vice President

Attest: *[Signature]*  
Secretary

001057

001118

OR BOOK

PAGE

STATE OF FLORIDA )  
COUNTY OF DADE )

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, Dennis J. Getman and Juanita I. Rivera, Senior Vice President and Secretary, respectively, of AVATAR PROPERTIES INC., a Florida corporation, to me well known to be the persons described in and who executed the foregoing AMENDMENT TO DEED OF RESTRICTIONS, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed, as such officers duly authorized, affixed the corporate seal thereto, and same is the act and deed of said Corporation.

WITNESS MY HAND AND SEAL at Coral Gables, in the County of Dade and State of Florida, this 29 day of November, 1983.

*Ellen J. Birch*  
\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

8-11-85



RECORDED

RECORDED

OR BOOK

PAGE

## AMENDMENT TO DEED OF RESTRICTIONS

AVATAR PROPERTIES, INC., f/k/a GAC PROPERTIES, INC., f/k/a  
GULF AMERICAN CORPORATION, f/k/a GULF AMERICAN LAND CORPORATION,  
TO

ALL PRESENT AND FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISIONS,  
COLLIER COUNTY, FLORIDA:

WHEREAS AVATAR PROPERTIES, INC., a Florida corporation, herein-  
after called "Declarant", is the owner and developer of certain  
lands situated in Collier County, Florida, known and designated as  
Golden Gate Subdivision; and

WHEREAS Declarant caused to be filed and recorded an original  
Deed of Restrictions dated November 13, 1963, and filed November 14,  
1963 in O. R. Book 154, Page 554 of the Public Records of Collier  
County, Florida, which Deed of Restrictions was amended on January 22,  
1964 and recorded in O.R. Book 160, Page 503, and further amended on  
February 20, 1964 and recorded in O.R. Book 163, Page 88; and further  
amended on January 19, 1965 and recorded in O.R. Book 182, Page 762;  
and further amended on July 12, 1982 and recorded in O.R. Book 979,  
Pages 1512 through 1514; and further amended on November 29, 1983  
and recorded in O.R. Book 1057, pages 1116 through 1118, all of the  
Public Records of Collier County, Florida, and

WHEREAS Declarant desires to further amend the said Deed of  
Restrictions and amendments thereto; and

WHEREAS the said original Deed of Restrictions provides for and  
specifically reserves the right of Declarant to subsequently amend,  
alter or change the covenants and restrictions and use restrictions  
from time to time by filing an amendment thereto in the Public Records  
of Collier County, Florida;

NOW, THEREFORE, Declarant does hereby amend the aforesaid original  
Deed of Restrictions heretofore filed in the Public Records of Collier  
County, Florida in the following particulars only:

1. Under Restriction B, (Single and multiple dwellings)  
paragraph 2 shall be amended to read as follows:

"2. No single family, duplex dwelling or triplex  
dwelling shall be constructed on less than one (1)  
lot, or its equivalent of at least 10,000 square  
feet, and no building shall be located on any lot  
closer than thirty (30) feet, or further than  
thirty-seven (37) feet to the front lot line,  
(except for pie-shaped lots of less than eighty  
(80) feet of street frontage which permits  
setbacks to a depth of the point where the lot  
becomes eighty (80) feet wide); twenty-five (25)  
feet to the rear lot line, and ten (10) feet to  
an interior side lot line, or twenty-five (25)  
feet to a street side lot line."

IN WITNESS WHEREOF, AVATAR PROPERTIES, INC. has caused these  
presents to be signed by its duly authorized corporate officers, and  
has caused its corporate seal to be affixed hereunto this 9<sup>th</sup> day  
of March, 1984, at Coral Gables, Florida.

AVATAR PROPERTIES, INC.  
a Florida corporation

By:

*Dennis J. Gagan*  
Dennis J. Gagan  
Senior Vice President

*Janita I. Rivera*  
Janita I. Rivera  
Secretary

KATHLEEN C. PASSIDOMO  
ATTORNEY AT LAW  
900 SIXTH AVENUE, 80.  
NAPLES, FL 33940

RECORDED  
INDEXED  
MAR 20 1984  
COLLIER COUNTY, FLORIDA

001872

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STATE OF FLORIDA  
COUNTY OF DADE

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared DENNIS J. GETMAN and JUANITA I. RIVERA, well known to me to be the Senior Vice President and Secretary, respectively, of Avatar Properties, Inc., and that they severally acknowledged executing the above Amendment To Deed Of Restrictions in the presence of two subscribing witnesses freely and voluntarily under authority duly vested in them by said corporation and that the seal affixed is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid this 9<sup>th</sup> day of March, 1984.

(SEAL)

Oliver J. Lurich  
Notary Public

My Commission Expires: 8-11-85

KATHLEEN C. PASSIDOMO

ATTORNEY AT LAW  
900 SIXTH AVENUE, SO.  
NAPLES, FL. 33940

Reviewed and Verified  
In Official Records of  
DADE COUNTY, FLORIDA  
WILLIAM J. REAGAN, CLERK  
By LAURA PROCTOR, S.A.

ALL PRESENT AND FUTURE OWNERS OF LOTS IN GOLDEN GATE  
SUBDIVISIONS, COLLIER COUNTY, FLORIDA.

WHEREAS AVATAR PROPERTIES INC., a Florida corporation, hereinafter called "Declarant", is the owner and developer of certain lands situated in Collier County, Florida, known and designated as Golden Gate Subdivision; and

WHEREAS Declarant caused to be filed and recorded an original Deed of Restrictions dated November 13, 1963, and filed November 14, 1963 in O. R. Book 154, Page 554 of the Public Records of Collier County, Florida, which Deed of Restrictions was amended on January 22, 1964 and recorded in O. R. Book 160, Page 503, and further amended on February 20, 1964 and recorded in O. R. Book 163, Page 88; and further amended on January 19, 1965 and recorded in O. R. Book 182, Page 762; and further amended on July 12, 1982 and recorded in O. R. Book 979, Pages 1512 through 1514; and further amended on November 29, 1983 and recorded in O. R. Book 1057; Pages 1116 through 1118, and further amended on March 9, 1984 and recorded in O. R. Book 1072 at Pages 992 and 993, all of the Public Records of Collier County, Florida; and

WHEREAS Declarant desires to further amend the said Deed of Restrictions and amendments thereto; and

WHEREAS the said original Deed of Restrictions provides for and specifically reserves the right of Declarant to subsequently amend, alter or change the covenants and restrictions and use restrictions from time to time by filing an amendment thereto in the Public Records of Collier County, Florida;

NOW, THEREFORE, Declarant does hereby amend the aforesaid original Deed of Restrictions heretofore filed in the Public Records of Collier County, Florida in the following particulars only:

1. Under Restriction B, (single-family dwellings), paragraph 2 shall be amended to read as follows:  
  
"2. In Collier County Zones RSF, no single-family dwelling shall be constructed on less than one (1) lot, or its equivalent of at least 10,000 square feet, and no building shall be located on any lot closer than thirty (30) feet, or further than thirty-seven (37) feet to the front lot line, (except for pie shaped lots of less than eighty (80) feet of street frontage which permits setbacks to a depth of the point where the lot becomes eighty (80) feet wide); twenty-five (25) feet to the rear of lot line, and ten (10) feet to an interior side lot line, or twenty-five (25) feet to a street side lot line.  
  
For requirements for single-family dwellings on non-conforming lots of record, see Collier County Zoning Ordinance Section 7.12 C7 (a) on Page 37, further on Page 116."
2. Under Restriction B, (multiple family dwellings), paragraph 4 shall be amended to read as follows:  
  
"4. In Collier County Zones RMF6, no multiple family dwelling shall be constructed on a lot less than 100 feet wide and with 7,260 square feet in area for each dwelling unit. All multiple dwellings, (exclusive of carport, breezeways, garages, utility rooms, open patios and porches) must contain a minimum of 750 square feet of living area per family unit. Front set back of 37 feet, side set back of 15 feet, and rear set back of 25 feet must be maintained."

For requirements for single-family dwellings on non-conforming lots of record, see Collier County Zoning Ordinance Section 7.12 C7 (a) on Page 37, further on Page 116."

REVIEW AND COMPLAINTS COMMITTEE  
4741 GOLDEN GATE PARKWAY ←  
GOLDEN GATE, FL 33999

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For requirements for multifamily dwellings in Zones RMF6 on non-conforming lots of record, see Collier County Zoning Ordinance Section 7.12 C7 (b) on Page 37, and further on Page 116.

In Collier County Zones RMF12, all of the above applies except: Lot size 150 feet and one acre in area; and for dwellings on non-conforming lots of record, Collier County Regulations in Section 7.13 b (3) Page 39 must be followed."

IN WITNESS WHEREOF, AVATAR PROPERTIES INC. has caused these presents to be signed by its duly authorized corporate officers, and has caused its corporate seal to be affixed hereto this 11<sup>th</sup> day of September, 1984, at Coral Gables, Florida.

AVATAR PROPERTIES INC.,  
a Florida corporation

Eileen J. Hirsch  
Gloria Anderson

By: Dennis J. Getman  
Dennis J. Getman  
Senior Vice President

ATTEST: Juanita I. Rivera  
Juanita I. Rivera  
Secretary

STATE OF FLORIDA )  
COUNTY OF DADE ) SS.

I HEREBY CERTIFY, that on this day before me an officer duly authorized to take acknowledgements of deeds, personally appeared Dennis J. Getman and Juanita I. Rivera, as the Senior Vice President and Secretary, respectively, of Avatar Properties Inc., a corporation under the laws of the State of Florida, executed the foregoing instrument on behalf of said corporation, and that the seal affixed to the said instrument was so affixed by authority of said corporation, and is in fact the corporate seal of the said corporation.

I FURTHER CERTIFY, that the persons making this acknowledgement are to me well-known to be the persons described in and who as the President and Secretary of the said corporation executed the said instrument as aforesaid.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal at the City of Coral Gables, in the County and State aforesaid, this the 11th day of September, A.D., 1984.

Carole A. Bryant  
Notary Public for State of Florida at Large

My commission expires: \_\_\_\_\_

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXPIRES JUNE 12, 1988  
BONDED THRU GENERAL INS. UNDERWRITERS

Received and Value  
of this instrument  
by Notary Public  
Carole A. Bryant  
at Coral Gables, Florida  
on September 11, 1984

**AVATAR**

00962460  
COLLIER COUNTY

1985 OCT 14 AM 10:57

RECORDED

AVATAR PROPERTIES INC.

October 10, 1985

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OR BOOK

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PAGE

Don Lusk, County Manager  
Board of Commissioners  
3301 Tamiami Trail East  
Naples, Florida 33962

Re: Golden Gate City - Compliance with Deed of Restrictions,  
as amended

Dear Mr. Lusk:

I would hereby on behalf of Avatar Properties Inc. f/k/a GAC Properties Inc. f/k/a Gulf American Corporation f/k/a Gulf American Land Corporation f/k/a GAC Land Development Corporation, again reconfirm to Collier County and its subdivisions that we have assigned the review and compliance aspects of the Deed of Restrictions for Golden Gate City to the Review and Compliance Committee supported by the Golden Gate Civic Association, Inc. This Committee will be undertaking the review and monitoring aspects applicable to the Deed of Restrictions as designated agent for Avatar Properties Inc. We would appreciate it if you would notify the appropriate subdivisions of Collier County government of the aforesaid so that full and complete cooperation will take place in this matter. In particular, we feel that it is important that the Collier County Planning Department and Collier County Building Department be advised so that they can notify prospective homebuilders of the need to process home construction plans for review and comment to the Committee as mandated by the recorded Deed of Restrictions.

The mailing address of the said Committee is 4741 Golden Gate Parkway, Golden Gate, Florida 33999 and their telephone number is 813-455-2457. The cooperation of Collier County and its subdivisions in this matter will help alleviate problems and negative ramifications from occurring with regard to future home construction in Golden Gate City. Collier County will be doing a service to potential homebuilders and their contractors by notifying them of the above.

Due to the importance of this matter, we have taken the liberty of forwarding a duplicate letter to the Clerk of Collier County for recordation in the Public Records. We hope that by placing this letter of public record that it will also help in avoiding future difficulties.

Your cooperation and assistance in the above is greatly

AVATAR HOLDINGS INC.  
201 Alhambra Circle  
Coral Gables, Florida 33134  
305 442-7000 Telex 441147



Don Lusk, County Manager  
 Page Two  
 October 10, 1985

appreciated by both Avatar Properties Inc. and the Committee.  
 Please feel free to contact me or any member of the Committee if  
 we can be of any service.

Very truly yours,

AVATAR PROPERTIES INC.

*Dennis J. Getman*

Dennis J. Getman  
 Senior Vice President-  
 General Counsel

*G. Patrick Settle*  
 Witness  
*[Signature]*  
 Witness

STATE OF FLORIDA:

COUNTY OF DADE:

9th The foregoing instrument was acknowledged before me this  
 day of October, 1985 by Dennis J. Getman, Senior  
 Vice President of Avatar Properties Inc., a Florida corporation,  
 on behalf of the corporation.

*Carol A. Byrd*  
 Notary Public  
 State of Florida as Large

6-17-85

cc: Herbert Kieckhefer-  
 Review and Compliance Committee

Commissioner Max Hasse, Jr.

DJG:mg

Recorded and Verified  
 in Official Records of  
 COLLIER COUNTY, FLORIDA  
 WILLIAM J. REAGAN  
 Clerk of Circuit Court

# AVATAR

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

August 14, 1989

1111462  
OR BOOK

1102223  
PAGE

1989 AUG 16 PM 1:25

RECORDED

REC 13  
PRM 29  
DOC  
INT  
IND

Neil Dorrill, County Manager  
Collier County  
3301 Tamiami Trail East  
Naples, Florida 33962

Re: Golden Gate City Subdivision - Compliance with Deed of Restrictions

Dear Mr. Dorrill:

I would hereby, on behalf of Avatar Properties Inc. f/k/a GAC Properties Inc. f/k/a Gulf American Corporation f/k/a Gulf American Land Corporation f/k/a GAC Land Development Corporation, again reconfirm to Collier County and its subdivisions that we have assigned the review and compliance aspects of the Deed of Restrictions for Golden Gate City to the Review and Compliance Committee of the Golden Gate Civic Association, Inc. This Committee will be undertaking the review and monitoring aspects applicable to the Deed of Restrictions as designated agent for Avatar Properties Inc. We would appreciate it if you would notify the appropriate subdivisions of Collier County government of the aforesaid so that full and complete cooperation will take place in this matter. By copy hereof, we are hereby advising the Collier County Planning Department, Zoning Department and Building Department of the aforesaid so that they can notify prospective homebuilders of the need to process home construction plans for review and comment to the Committee as mandated by the recorded Deed of Restrictions.

I have listed, for your future reference, the names, addresses, and telephone numbers for the members of the Committee (Exhibit A). Please direct all correspondence to the Committee Chairman, Mr. Steve Marabel, to the address listed on Exhibit A. The cooperation of Collier County and its subdivisions in this matter will help alleviate problems and negative ramifications from occurring with regard to future home construction in Golden Gate City. Collier County will be doing a service to potential homebuilders and their contractors by notifying them of the aforesaid.

This instrument prepared by:  
DENNIS J. GETMAN, Esquire  
14th Floor, 201 Alhambra Circle  
Coral Gables, Florida 33134

AVATAR HOLDINGS INC.  
201 Alhambra Circle  
Coral Gables, Florida 33134  
305 442-7000

→ \*\*

Neil Dorrell, County Manager  
August 14, 1989  
Page 2

Due to the importance of this matter, I have taken the liberty of forwarding a duplicate original of this letter to the Clerk of Collier County for recordation in the Public Records. It is my intent that by placing this letter of public record it will help in avoiding future difficulties.

Your cooperation and assistance in the aforesaid is greatly appreciated by both Avatar Properties Inc. and the Golden Gate Review and Compliance Committee. Please feel free to contact me, or any member of the Committee, if we may be of any service.

Very truly yours,

AVATAR PROPERTIES INC.

*Dennis J. Getman*

Dennis J. Getman  
Executive Vice President -  
General Counsel

STATE OF FLORIDA:  
COUNTY OF DADE:

The foregoing instrument was acknowledged before me this 14<sup>th</sup> day of August, 1989, by Dennis J. Getman, Executive Vice President of Avatar Properties Inc., a Florida corporation, on behalf of the corporation.

*Lynn E. Lyons*  
NOTARY PUBLIC STATE OF FLORIDA  
AT LARGE

Notary Public, State of Florida at Large  
My Commission Expires March 4, 1991  
Routed thru Agent's Notary Brokerage

DJG:11

cc: Collier County Building Department  
Collier County Planning Department  
Collier County Zoning Department  
Steve Marabel, Chairman, Review and Compliance Committee

091462  
OR BOOK

1102224  
PAGE

EXHIBIT A

**GOLDEN GATE REVIEW AND COMPLIANCE COMMITTEE MEMBERS**

Steve Marabel, Chairman  
4583 32nd Avenue, S.W.  
Naples, Florida 33999  
813-455-8354

Sergio De Cesare  
777 103rd Avenue, N.  
Naples, Florida 33963  
813-566-2317

Arthur Belgrave  
4141 30th Avenue, S.W.  
Naples, Florida 33999  
813-455-4305

Arthur Krause  
4401 22nd Place, S.W.  
Naples, Florida 33999  
813-455-4081

Miguel Sineriz  
2557 55th Terrace, S.W.  
Apartment B  
Naples, Florida 33999  
813-455-6522

*MSL*

1111462  
OR BOOK

1102225  
PAGE

94554

REC 166 PAGE 721  
RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA

DEED OF RESTRICTIONS

APR 30 2 08 PM '64

MARGARET T. SCOTT  
CLERK OF CIRCUIT COURT

GULF AMERICAN LAND CORPORATION

To

ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE  
SUBDIVISION, UNIT 1, per plat recorded in  
Plat Book 5, Pages 60 through 64, of the  
Public Records of Collier County, Florida.

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation,  
is the owner and developer of certain lands situated in Collier County,  
Florida, and known and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN LAND CORPORATION has heretofore caused  
to be recorded a Deed of Restrictions, setting forth general development  
requirements in said subdivision; and

WHEREAS, it is desired to establish the use to which the lots  
located in Unit 1 of said subdivision may be put,

NOW, THEREFORE, there are hereby created, declared and esta-  
blished in Unit 1, GOLDEN GATE SUBDIVISION, per plat recorded in Plat  
Book 5, Pages 60 through 64, of the Public Records of Collier County,  
Florida, a restriction that all lots located in the following Blocks  
are restricted to be used for residential purposes consisting of single  
family dwellings only, in the zone designated R-1A:

<u>Block No.</u>	<u>Lots No.</u>
8	1 through 11
8	38 through 48

That all lots located in the following Blocks are restricted  
to be used for residential purposes consisting of single family dwell-  
ings only, in the zone designated R-1B:

<u>Block No.</u>	<u>Lots No.</u>
9	All
7	1 through 10
10	All
11	All
14	All

That all lots located in the following Blocks may be used for  
residential purposes consisting of duplexes, in the zone designated R-2:

<u>Block No.</u>	<u>Lots No.</u>
6	1 through 12
7	11 through 20
12	1 through 11
13	1 through 11

That all lots located in the following Blocks may be used for residential purposes consisting of multiple family dwellings, in the zone designated R-3:

Block No.	Lots No.
2	All
3	All
4	All
5	1 through 7
6	13 through 24
12	12 through 22
13	12 through 22

That all lots located in the following Blocks are restricted to be used for business purposes only:

Block No.	Lots No.
1	All
5A	All
15	All

That the size of the buildings to be constructed on these various lots shall conform to the requirements as set forth in the uniform general Deed of Restrictions above referred to.

IN WITNESS WHEREOF, GULF AMERICAN LAND CORPORATION has caused these presents to be signed and its corporate seal to be affixed at Miami, in the County of Dade and State of Florida, this 21st day of April, A.D. 1964.

GULF AMERICAN LAND CORPORATION

By Leonard Rosen  
President

STATE OF FLORIDA )  
 ) SS.:  
COUNTY OF DADE )

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly qualified to administer oaths and take acknowledgments, LEONARD ROSEN and JOSEPH S. MADDLONE, President and Secretary, respectively, of GULF AMERICAN LAND CORPORATION, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Deed of Restrictions, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed as such officers duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this the 21st day of April, 1964.

Mary Louise Montcalm  
Notary Public, State of Florida  
at Large

My Commission expires:  
NOTARY PUBLIC STATE OF FLORIDA at LARGE  
MY COMMISSION EXPIRES JAN. 13, 1967

Recorded in Official Records Book  
of COLLIER COUNTY, FLORIDA  
MARGARET T. SCOTT  
Clerk of Circuit Court



186298

OFF REC 316 PAGE 593

DEED OF RESTRICTIONS

GULF AMERICAN CORPORATION

To

ALL FUTURE OWNERS OF LOTS IN UNIT 8,  
PART 2, GOLDEN GATE SUBDIVISION, per  
plat recorded in Plat Book  
of the Public Records of Collier  
County, Florida

WHEREAS, GULF AMERICAN CORPORATION, a Florida  
corporation, is the owner and developer of certain lands  
situated in Collier County, Florida, and known and designated  
as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN CORPORATION has heretofore  
caused to be recorded a Deed of Restrictions, setting forth  
general development requirements in said subdivision; and

WHEREAS, it is desired to establish the use to which  
the lots located in Unit 8 Part 2 of said subdivision may be put,

NOW, THEREFORE, there are hereby created, declared and  
established in Unit 8 Part 2, GOLDEN GATE SUBDIVISION, per plat  
recorded in Plat Book 9 Page 107-112 of the Public Records  
of Collier County, Florida, a restriction that all lots located  
in Blocks 280 through and including 286 are restricted to be used  
for residential purposes consisting of single family dwellings  
only in the zone designated SF-4.

That the size of the buildings to be constructed on these  
various lots shall conform to the requirements as set forth in the  
uniform general Deed of Restrictions above referred to.

IN WITNESS WHEREOF, GULF AMERICAN CORPORATION has caused  
these presents to be signed and its corporate seal to be affixed at  
Miami, in the County of Dade and State of Florida, this 13 day of  
June, A. D., 1969.

GULF AMERICAN CORPORATION

By:

*Gene Finner*  
Vice President

*James B. ...*  
Assistant Secretary

This instrument was prepared by:  
L. M. WOLF, Attorney at Law  
7880 Biscayne Blvd., Miami, Fla.

RECORDED  
OFFICIAL RECORDS SECTION  
JUL 1 3 22 PM '69  
CLERK OF THE COURT  
COLLIER COUNTY, FLORIDA

STATE OF FLORIDA

COUNTY OF DADE

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, Gene Tannen and Joseph Braunstein, Vice President and Assistant Secretary respectively, of GULF AMERICAN CORPORATION, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Deed of Restrictions, and acknowledged before me that they executed the same freely and voluntarily for the purposes therein expressed as such officers duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this 15th day of June, 1969.

*Charles E. Tannen*  
Notary Public  
State of Florida



My commission expires:

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE  
MY COMMISSION EXPIRES JULY 22, 1971  
SIGNED THROUGH FRED W. DICSTELHORSE

Recorded in Official Records Book  
of COLLIER COUNTY, FLORIDA  
MARGARET T. SCOTT  
Clerk of Circuit Court

OFF REC 338 PAGE 678

199659

DEED OF RESTRICTIONS

JAN 13 3 17 PM '70

MAILED 117  
CLERK OF CIRCUIT COURT  
COLLIER COUNTY, FLORIDA

GULF AMERICAN CORPORATION

TO:

ALL FUTURE OWNERS OF LOTS IN UNIT 8 PART 1,  
GOLDEN GATE SUBDIVISION, Collier County,  
Florida, per plat recorded in Plat Book 5,  
Pages 147 through 151, of the Public Records  
of Collier County, Florida.

WHEREAS, GULF AMERICAN CORPORATION, a Florida corporation,  
is the owner and developer of certain lands situated in Collier County,  
Florida, and known and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN CORPORATION has heretofore caused  
to be recorded a Deed of Restrictions, setting forth general develop-  
ment requirements in said subdivision; and

WHEREAS, it is desired to establish the use to which certain  
blocks and/or lots located in Unit 8 Part 1 of said development may be  
put;

NOW, THEREFORE, there is hereby created, declared and  
established in Unit 8 Part 1, GOLDEN GATE SUBDIVISION, per plat recorded  
in Plat Book 5, Pages 147 through 151, of the Public Records of Collier  
County, Florida, the following restrictions, to wit:

1. That all of the lots located in Blocks 270 through 279 are  
restricted to be used for residential purposes consisting of single family  
dwellings only, in the zone designated R-1A.
2. That the size of the buildings to be constructed on these  
various lots shall conform to the requirements as set forth in the uniform  
Deed of Restrictions above referred to.

IN WITNESS WHEREOF, GULF AMERICAN CORPORATION has caused these  
presents to be signed and its corporate seal to be affixed at Miami, in  
the County of Dade and State of Florida, this 26<sup>th</sup> day of December A.D.,  
1969.

GULF AMERICAN CORPORATION

(SEAL)

ATTEST:

BY:

Vice President

Assistant Secretary

This Instrument Was Prepared By:  
CURTIS L. BADER, Attorney  
7850 Biscayne Blvd., Miami, Florida

REC 338 679

STATE OF FLORIDA )  
                  ) SS:  
COUNTY OF DADE )

I HEREBY CERTIFY that before me personally appeared  
*Donald W. ... and ...*, Vice  
President and Assistant Secretary, respectively, of GULF AMERICAN  
CORPORATION, to me known to be the persons described in and who  
executed the foregoing Deed of Restrictions and they severally  
acknowledged the execution thereof to be their free act and deed  
as such officers for the uses and purposes therein mentioned, and  
they affixed thereto the official seal of said corporation, and  
the instrument is the act and deed of said corporation.

WITNESS my hand and official seal at Miami, said county  
and state, this *14* day of *June*, A.D., 1969.

*J. E. ...*  
Notary Public

My Commission Expires:

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE  
MY COMMISSION EXPIRES MAY 15, 1977  
BORN: ...

GR 538-353

# Warranty Deed 538-353

This Indenture, Made this 15th day of June, A.D. 1977,

BETWEEN GOLDEN GATE GOLF & COUNTRY CLUB,

a corporation

existing under the laws of the State of Florida

having its principal place of

business in the County of Collier

and State of Florida

and lawfully authorized to transact business in the State of Florida, party of the first part, and

GULF COMMUNICATORS, INC., 1326 Lafayette Street, Cape Coral, Florida 34904

a corporation existing under the laws of the State of Florida

having its

principal place of business in the County of Lee

and State of Florida

and lawfully authorized to transact business in the State of Florida, party of the second part,

WITNESSETH: That the said party of the first part, for and in consideration of the sum of TEN AND NO/100 (\$10.00) Dollars

to it in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said party of the second part, its successors and assigns forever, the following described land situate, lying and being in the County of Collier

and State of Florida, to-wit:

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

JUL 5 1977

CLERK OF CIRCUIT COURT  
COLLIER COUNTY, FLORIDA

RECORDED

STATE OF FLORIDA  
DOCUMENTARY STAMP TAX  
\$ 00.30

And the said party of the first part does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

This Instrument was Prepared by:

Herman L. Palmer

HAC Properties, Inc., 7880 Biscayne Blvd., Miami, Fla.

18081

334 354  
An **Attorney in Fact**, the said party of the first part has caused this presents to be signed in its name by its proper officers, and its corporate seal to be affixed, attested by its Secretary, the day and year above written.

GOLDEN GATE GOLF & COUNTRY CLUB

Attest

Secretary

By

*[Signature]*

Vice

President

Signed, sealed and delivered in the presence of us:

State of Florida,

County of Dade

I **Herby Certify**, that on this 15th day of June

A. D. 1973, before me personally appeared Robert L. Weintraub

and

Vice President and Secretary of

GOLDEN GATE GOLF & COUNTRY CLUB

, a corporation under the laws of

the State of Florida

as he known to be the persons who signed the foregoing instrument as such officers and severally acknowledged the execution thereof to be their free act and deed as such officers for the uses and purposes therein mentioned and that they affixed therein the official seal of said corporation, and that the said instrument is the act and deed of said corporation.

**Witness** my hand and official seal at Miami

in the County of Dade

and State of Florida

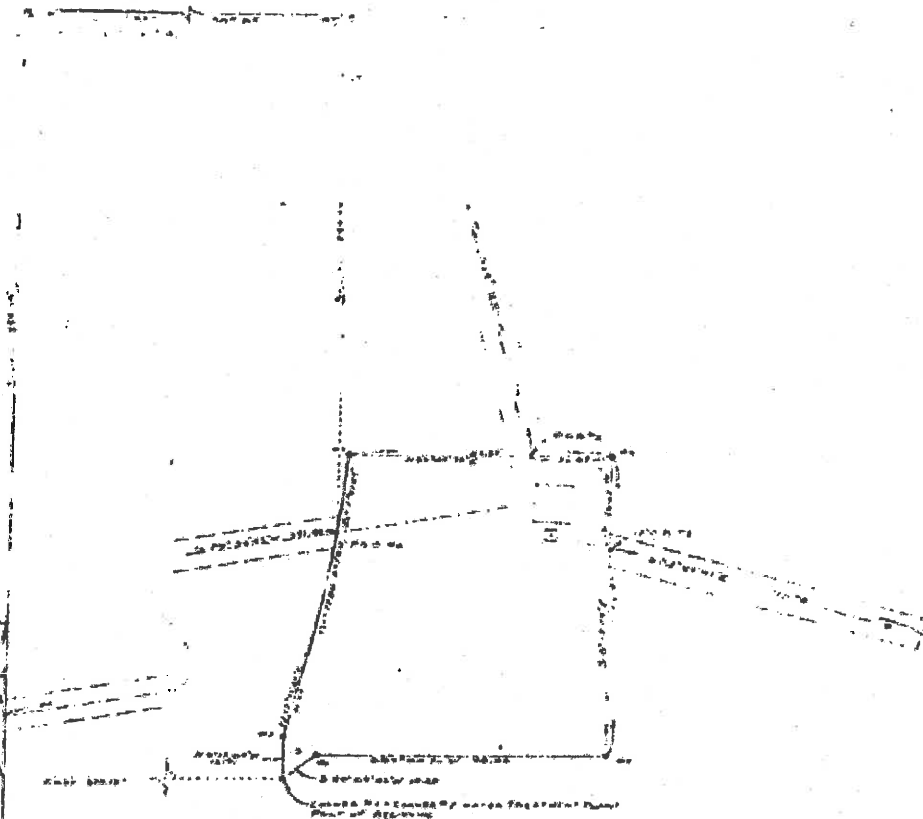
the day and year last aforesaid.

*[Signature]* (Seal)

WARRANTY DEED	
(FROM CORPORATION TO CORPORATION)	
FROM	TO
ABSTRACT OF DESCRIPTION	
Dated	

AM 5081





**Gold Communications, Inc., Tower Property Description**  
 Begin at a point, Corner number 1, 355.52 feet South and 370.13 feet East of the Northeast corner of Tract "A" of Golden Gate Subdivision, Unit 2, Part 2, as shown on a plat thereof recorded in Plat Book 9, Pages 107-112, of the Public Records of Collier County, Florida; thence run S. 87° 15' 00" E. 36.91 feet to corner number 2 on the East line of an access easement; thence run S. 12° 51' 43" E. 31.56 feet along said easement to a Point of Curvature, thence run Northerly along the arc of a curve to the left whose radius is 377.88 feet and whose central angle is 7° 41' 03", for an arc distance of 38.54 feet to corner number 3; thence N. 37° 44' 50" E. 40.57 feet to corner number 4; thence S. 49° 15' 06" E. 116.67 feet to corner number 5; thence S. 89° 44' 58" W. 40.48 feet to corner number 6; thence S. 50° 09' 46" W. 14.20 feet to corner number 1 and the Point of Beginning.

**City Easements:**

1. A strip of land 12 feet wide, 6 feet on each side of its centerline described as follows: Begin at a point on line 1-4 of the above described tower tract, 26.63 feet from corner number 4, which point is 229.69 feet South and 452.15 feet East of the Northwest corner of Tract "A", Unit 2, Part 2, of Golden Gate Subdivision, as recorded in Plat Book 9, Pages 107-112, Public Records of Collier County, Florida; thence run S. 11° 10' 00" W. 190.78 feet.
2. Begin at a point on line 4-5 of the above described tower tract, 30.22 feet from corner number 4, which point is 264.86 feet South and 476.16 feet East of the Northwest corner of Tract "A", Unit 2, Part 2, of Golden Gate Subdivision, as recorded in Plat Book 9, Pages 107-112, Public Records of Collier County, Florida; thence run S. 33° 05' 41" E. 151.28 feet.

**Cable Easements:**

A strip of land 12 feet wide, 6 feet on each side of its centerline described as follows: Begin at a point on a corner on the East line of an access easement and the said point is 31.56 feet from the Point of Curvature, said point being 253.52 feet South and 370.13 feet East of the Northeast corner of Tract "A", Unit 2, Part 2, of Golden Gate Subdivision, as shown on a plat thereof recorded in Plat Book 9, Pages 107-112, of the Public Records of Collier County, Florida; thence run S. 12° 51' 43" E. 31.56 feet to the Point of Curvature; thence run Northerly along the arc of a curve to the left whose radius is 377.88 feet and whose central angle is 7° 41' 03", for an arc distance of 38.54 feet to the Point of Beginning.

I, the undersigned, being a duly qualified and sworn Surveyor in and for the State of Florida, do hereby certify that the foregoing is a true and correct description of the property described in the foregoing plat, and that the same is in accordance with the records of the Public Records of Collier County, Florida.

Witness my hand and seal this 1st day of May, 1980.

1802

CONS	39900.00
RRC FEE	27.00
DOC-.70	279.30

**PREPARED BY:**

**Paul, Weiss, Rifkind, Wharton & Garrison LLP**  
1285 Avenue of the Americas  
New York, New York 10019  
(212) 373-3000

Retn:

**FIRST AMERICAN TITLE INS CO**  
7370 COLLEGE PKWY #104  
FT MYERS FL 33907 5557

RETURN TO:

NCS 180000 T 57

**First American Title  
Insurance Company**

National Accounts / High Volume  
Commercial Unit  
7370 College Parkway, Suite 104  
Fort Myers, Florida 33907  
Ph: 800 585-2906 • Fax: 941 938-8885

**SPECIAL WARRANTY DEED**

The name of each person who executed, witnessed or notarized this document must be legibly printed, typewritten or stamped immediately beneath the signature of each person.

THIS INDENTURE, made this 16 day of July, 2006, with an effective date of July 31, 2006, by and between Time Warner Cable Inc., a Delaware corporation, whose mailing address is 7910 Crescent Executive Drive, Charlotte, North Carolina 28217 (hereinafter referred to as **GRANTOR**), and Cable Holdco II Inc., a Delaware corporation, whose mailing address is P. O. Box 173838, Denver, CO 80217-3838, Attn: Tax Department (hereinafter referred to as **GRANTEE**),

WITNESSETH, that GRANTOR, for and in consideration of the sum of \$10.00 and other good and valuable consideration, to it in hand paid by GRANTEE, receipt whereof is hereby acknowledged, has granted, bargained and sold to GRANTEE forever, the following described land situate, lying and being at 4294 Golden Gate Parkway, Naples, Florida, in the County of Collier, State of Florida, to wit:

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

SUBJECT TO all recorded easements, recorded encumbrances, recorded rights of way, recorded conditions and restrictions, mineral conveyances and other matters of record, to the extent still valid and enforceable.

Tax Parcel Identification Number: 36560080000

TOGETHER WITH all the tenements, hereditaments and appurtenances belonging or in any way appertaining to the Property.

TO HAVE AND TO HOLD the same in fee simple forever.

And Grantor hereby covenants with Grantee that Grantor is lawfully seized of the Property in fee simple; that Grantor has good right and lawful authority to sell and convey the Property; and that Grantor, subject to the exceptions set forth above, does hereby fully warrant the title to the Property to Grantee and its affiliates only and will defend the same for the benefit of Grantee and its affiliates only against lawful claims of all persons claiming by, through or under Grantor, but against none other.

Special Warranty Deed

Page 2

IN WITNESS WHEREOF, GRANTOR has executed this Deed as of the day and year first written above.

Signed and Delivered in Our Presence:

*Carolyn A. Carlson*  
WITNESS SIGNATURE

Carolyn A. Carlson  
PRINT NAME

*Robert H. J. D.*  
WITNESS SIGNATURE

ROBERT HAJDU  
PRINT NAME

Time Warner Cable Inc.,  
a Delaware corporation

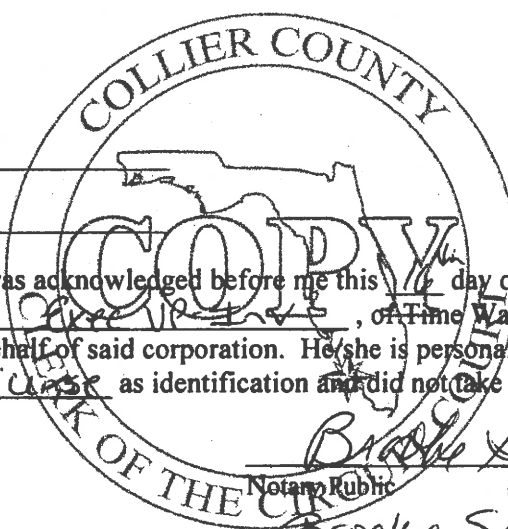
By: *David E. O'Hayre*

David E. O'Hayre  
Executive Vice President-Investments  
Title: \_\_\_\_\_

STATE OF New York

COUNTY OF New York

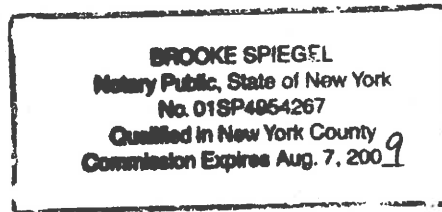
The foregoing instrument was acknowledged before me this 16 day of July, 2006, by David E. O'Hayre, of Time Warner Cable Inc. as a duly authorized act for and on behalf of said corporation. He/she is personally known to me or has produced Drivers License as identification and did not take an oath.



*Brooke Spiegel*  
Notary Public

Brooke Spiegel  
TYPE OR PRINT NAME OF NOTARY

Notary expiration date:



Special Warranty Deed  
Page 3

Exhibit A

Begin at a point, Corner number 1, 354.50 feet South and 370.13 feet East of the Northwest corner of Tract "A" of Golden Gate Subdivision, Unit 8, Part 2, as shown on a plat thereof recorded in Plat Book 9, Pages 107-112, of the Public Records of Collier County, Florida; thence run N. 0 degrees 15' 04" W. 16.91 feet to corner number 2 on the East line of an access easement; thence run N. 12 degrees 51' 43" E. 31.94 feet along said easement to a Point of Curvature, thence run northerly along the arc of a curve to the left whose radius is 577.88 feet and whose central angle is 7 degrees 47' 03", for an arc distance of 78.51 feet to corner number 3; thence N. 89 degrees 44' 56" E. 89.59 feet to corner number 4; thence S. 0 degrees 15' 04" E. 116.40 feet to corner number 5; thence S. 89 degrees 44' 56" W. 98.46 feet to corner number 6; thence S. 50 degrees 09' 46" W. 14.20 feet to corner number 1 and the Point of Beginning.

Guy Easements;

A strip of land 12 feet wide, 6 feet on each side of its centerline described as follows:

1. Begin at a point on line 3-4 of the above described tower tract, 26.83 feet from corner number 4, which point is 228.69 feet South and 452.15 feet East of the Northwest corner of Tract "A", Unit 8, Part 2, of Golden Gate Subdivision, as recorded in Plat Book 9, Pages 107-112, Public Records of Collier County, Florida; thence run N. 14 degrees 10' 06" W. 100.78 feet.
2. Begin at a point on line 4-5 of the above described tower tract, 36.27 feet from corner number 4, which point is 264.86 feet South and 479.14 feet East of the Northwest corner of Tract "A", Unit 8, Part 2, of Golden Gate Subdivision, as recorded in Plat Book 9, Pages 107-112, Public Records of Collier County, Florida; thence run S. 73 degrees 05' 41" E. 111.75 feet.

Cable Easement:

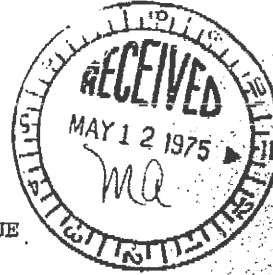
A strip of land 12 feet wide, 6 feet on each side of its centerline described as follows: Begin at a point on a curve on the East line of an access easement and the West line of Gulf Communicators tower property, said point being 259.57 feet South and 595.85 feet East of the Northwest corner of Tract "A", Golden Gate Subdivision, Unit 8, Part 2, as shown on a plat thereof recorded in Plat Book 9, Pages 107-112, of the Public Records of Collier County, Florida, and an arc distance of 10.52 feet southerly from corner number 3; thence run S. 79 degrees 30' 43" W. 392.40 feet to the West line of said Tract "A" and the East line of Lot 15, Block 281, Unit 8, Part 2, Golden Gate Subdivision.

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ORDINANCE NO. 75-20

AN ORDINANCE REGULATING THE INSTALLATION OF ANY WATER DISTRIBUTION AND WASTEWATER COLLECTION SYSTEM OR PART THEREOF WITHIN ANY PUBLIC RIGHT-OF-WAY OR EASEMENT BY REQUIRING THE INSTALLER THEREOF TO FIRST REQUEST INSTALLATION BY COLLIER COUNTY WITH THE OWNERSHIP THERETO VESTING IN THE PUBLIC TO BE SERVED THEREWITH, AND REQUIRING ISSUE OF A PERMIT; PROVIDING EXCEPTIONS; PROVIDING A PENALTY; PROVIDING SEVERANCE AND CONSTRUCTION CLAUSES AND PROVIDING AN EFFECTIVE DATE.



WHEREAS, high quality water and sewer facilities and services are essential to the public health, safety, welfare and convenience, and

WHEREAS, due to the expense of financing, prior to furnishing water or sewer service it is a common commercial practice for public utilities to require a home owner to pay the public utility a connection charge or other advancement for the purchase of water and sewer lines, and

WHEREAS, these lines paid for by the home owner then become property of the public utility, and

WHEREAS, Florida Law authorizes the public utility to capitalize the value of these lines as the utility's investment, and

WHEREAS, Florida Law also authorizes public utilities to charge the home owner a fair return of approximately twelve percent (12%) on capitalized investment, including these lines paid for by the home owner, and

WHEREAS, if the public purchased the public utility the home owner may be required to pay the public utility the replacement cost of the lines he donated, less depreciation and

WHEREAS, an alternative method to finance and vest ownership of water and sewer lines in the Board of County Commissioners of Collier County, Florida as the Ex Officio governing board of the particular district to be held in the public trust

BRUCE A. SMATHERS  
SECRETARY OF STATE

MAY 8 12 15 PM '75

FILED

is in the best interest of the public health, safety, welfare and convenience. NF 619 PAGE 1178

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA:

SECTION ONE:

1. Legislative Intent for Public Financing of and Title to Water and Sewer Lines.

It is the purpose of this Ordinance to provide an alternative method of financing essential public water and sewer lines and to vest title and ownership of these water and sewer lines in the Board of County Commissioners as the Ex Officio governing board of the particular district to be held in trust for the benefit of the citizens and residents served by such lines.

2. Definition of Words used in this Ordinance.

a. Person shall mean an individual, firm, association, corporation or municipal corporation.

b. Water distribution system. All facilities necessary, useful or connected with the distribution of potable water for domestic or industrial use for twenty-five (25) or more persons. It shall include, without limiting the foregoing, all mains, lines, storage tanks, valves, fire hydrants, booster pumps, water services, main line meters, attendant facilities and pipes for the purpose of carrying water to the premises connected with such system and shall include all real and personal property and all interests therein, rights and easements of any nature whatever relating to the subject distribution system and necessary or convenient for the operation of maintenance thereof.

c. Sewage collection system. All facilities necessary or having the present capacity for future use in connection with the collection of sewage from twenty-five (25) or more persons and/or conveyance of same to the wastewater treatment plant for treatment and subsequent disposal. Sewage collection system shall include, without limiting the generality of the foregoing, all



pumping stations, lift stations, valves, force mains, intercepting sewers, pressure lines, mains and all necessary appurtenances, attendant facilities and equipment, all sewer mains, manholes and services for the reception and collection of sewage from premises connected therewith and shall include all real and personal property and any interests therein, and easements of any kind whatsoever relating to any such system and necessary or convenient for the operation thereof.

3. Unlawful to install water or sewer systems in public right-of-way without a permit.

a. It is and shall be unlawful for any person to install or cause to be installed any water distribution or sewage collection system lines within the public rights-of-way of the unincorporated area of Collier County, Florida without first obtaining a permit as required by, and complying with the provisions of this Ordinance.

b. The Board of County Commissioners of Collier County and the Board of County Commissioners acting as the Ex-Officio governing board of a water-sewer or other district shall have the exclusive right to construct and install water distribution and sewer collection systems, portions thereof or extensions thereto, within the public rights-of-way, areas dedicated to the public, and public easements within the unincorporated area of Collier County except as expressly authorized by a valid provision of an enforceable franchise or agreement with the Board of County Commissioners of Collier County, Florida or such Board acting as Ex-Officio governing Board of a particular water-sewer or other district.

c. Any person prior to installing or having installed any portion of a water distribution or sewer collection system as described in Paragraph 3.a. hereinabove shall first petition the Board of County Commissioners, as Ex-Officio governing Board of the district, during a regularly scheduled public meeting describing the proposed service area and the type of service requested.

4. The County Manager shall, after approval of the request by the Board of County Commissioners, cause such water distribution or sewer collection system to be installed by the assessment method in accordance with law and cause title and ownership of the systems so installed to be vested in the Board of County Commissioners of Collier County and the Board of County Commissioners acting as the Ex-Officio governing board of a water sewer or other district. Failure of such Board to take action within (60) days to cause installation of water or sewer lines by the assessment method shall be considered a refusal by the Board to invoke the provisions of this Ordinance.

SECTION TWO:

1. Penalties. If any public utility, or any officer, agent, representative or employee thereof, shall knowingly fail to refuse to obey or comply with, or wilfully violate, any provisions of this Ordinance or any lawful rule or regulation promulgated hereunder, or any lawful order of the County issued or rendered under and pursuant to the provisions of this Ordinance, such public utility, or its officers, agents, representatives or employees, upon conviction of such offense, shall be punished by a fine not to exceed five hundred dollars (\$500.00), or by imprisonment not to exceed sixty (60) days in the county jail, or both.

2. Construction and Severance.

a. Nothing contained in this Ordinance shall be construed as authorizing the impairment or breach of any bona fide contractual arrangements entered into in good faith by a public utility prior to the effective date of these regulations. Nor shall the provisions of these regulations be construed to impair or defeat the rights of any holders of revenue bonds, trust indentures, mortgages, or other instruments evidencing indebtedness of a public utility issued or given in good faith prior to the effective date hereof to receive payment of such financial obligations in accordance with the terms thereof. The

County Commission in the exercise of its regulatory powers in respect to the rates and charges and other contractual agreements of public utilities as herein defined shall take into consideration and give full force and effect to such lawful instruments created and existing prior to the effective date of these regulations.

b. The provisions of this Ordinance shall be liberally construed to effectively carry out its purposes in the interest of the public health, safety, welfare and convenience.

c. If any phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion.

3. Effective Date. This Ordinance shall take effect upon receipt of notice that it has been filed with the Secretary of State.

Dated: MAY 5, 1975

ATTEST:

MARGARET T. SCOTT  
Clerk of Circuit Court  
*Margaret T. Scott*  
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

By *Thomas P. Archer*  
Thomas P. Archer  
Chairman

Approved as to form and legality:

*D. E. Bruner*  
David Emerson Bruner  
Collier County Attorney



RECEIVED  
OFFICE OF THE CLERK  
COLLIER COUNTY, FLORIDA  
MAY 19 2 23 PM '75  
MARGARET T. SCOTT  
CLERK OF CIRCUIT COURT  
COLLIER COUNTY, FLORIDA

A RESOLUTION CREATING THE GOLDEN GATE WATER/SEWER MST DISTRICT AND ORDERING AND CALLING A REFERENDUM ELECTION TO BE HELD ON MARCH 9, 1976 TO SUBMIT TO THE QUALIFIED ELECTORS RESIDING WITHIN CERTAIN DESCRIBED AREAS GENERALLY KNOWN AS "GOLDEN GATE" THE QUESTION: "SHALL THE GOLDEN GATE WATER/SEWER MST DISTRICT BE AUTHORIZED TO ISSUE DISTRICT GENERAL OBLIGATION AND REVENUE BONDS OR OTHER EVIDENCE OF INDEBTEDNESS IN THE MAXIMUM AMOUNT OF \$2,000,000 FOR THIRTY (30) YEARS AT A MAXIMUM INTEREST RATE OF SEVEN AND ONE-HALF (7.5) PERCENT?"

WHEREAS, the citizens of Golden Gate through the Golden Gate Civic Association presented a petition to the Board of County Commissioners requesting that a referendum election be held on March 9, 1976 regarding a proposal to acquire the GAC Golden Gate Water and Sewer System; and

WHEREAS, the Board of County Commissioners finds that it is in the best interest of the citizens of Golden Gate that the water and sewer system of GAC Utilities, Inc. of Florida, Golden Gate Division, be acquired;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA:

1. That the Golden Gate Water/Sewer MST District be created in accordance with and pursuant to Chapter 125.01(q), Florida Statutes for the area generally known as "Golden Gate" and more particularly described as:

GOLDEN GATE ESTATES

<u>Unit</u>	<u>Plat Book</u>	<u>Page</u>
1	4	73-74
26	7	15-16
27	7	17-18
28	7	19-20
32	7	21-22
34	7	23

and

GOLDEN GATE

<u>Unit</u>	<u>Part</u>	<u>Plat Book</u>	<u>Page</u>
1	1	9	100-101
1	2	11	11-12
1	-	5	60-64
2	1	9	116-120
2	2	7	66-67
2	3	7	69-70
2	-	5	65-77

Unit	Part	Plat Book	Page
3	1	11	9-10
3	-	5	97-105
4	1	9	121-124
4	-	5	107-116
5	-	5	117-123
6	1	9	1-7
6	-	5	124-134
7	-	5	135-146
8	1	5	147-151
8	2	9	107A-112

and

Gator Gate Unit 2 7 54

(All plat books and pages named above being recorded in the Public Records of Collier County, Florida)

Sections 33, 34 and West 1/2 of Section 35, Township 49 South, Range 26 East;

Section 4 and that part of Section 3 lying North and West of State Road 84 in Township 50 South, Range 26 East.

2. That a Referendum Election is hereby ordered and called to be held March 9, 1976, within the Golden Gate Water/Sewer MST District for the purpose of submitting to the qualified electors the following question:

Shall the Board of County Commissioners as the Governing Board of the Golden Gate Water/Sewer MST District be authorized to issue district general obligation and revenue bonds, or other evidence of indebtedness in the maximum amount of \$2,000,000 serially maturing for a maximum of thirty (30) years at an interest rate not to exceed 7.5% with proceeds from the sale of said bonds to be used to purchase the Golden Gate Water and Sewer Utility Plant, and shall the Board of County Commissioners be authorized each year to levy a district ad valorem tax to pay the principal, interest and sinking fund requirements on said bonds as same become due?

FOR



AGAINST



3. The Clerk to the Board shall publish a Notice of Election once a week for four (4) consecutive weeks prior to the Election, the first publication to be at least thirty (30) days prior to the

Mc 646 1840

date of the election. The Notice shall be substantially in the following form:

NOTICE OF REFERENDUM ELECTION  
GOLDEN GATE WATER/SEWER MST  
DISTRICT BOND ISSUE

Notice is hereby given that a Referendum Election shall be held within the area comprising the Golden Gate Water/Sewer MST District on March 9, 1976 to determine if the Board of County Commissioners of Collier County, Florida, shall be authorized to issue district general obligation and revenue bonds or other evidence of indebtedness in the maximum amount of \$2,000,000 serially maturing for a maximum of thirty (30) years at an interest rate not to exceed 7.5% with proceeds from the sale of said bonds to be used to purchase the Golden Gate Water and Sewer Utility Plant, and if the Board of County Commissioners shall be authorized each year to levy a district ad valorem tax to pay the principal, interest and sinking fund requirements on said bonds as the same become due.

Commissioner Archer offered the foregoing resolution and moved its adoption, which was seconded by Commissioner Brown, and upon roll call the vote was:

Ayes: Archer, Brown, Wenzel, Mitchell

Nays: Wimer

Absent and not voting: None

Done and ordered this 3rd day of February, 1976

Attest:  
MARGARET T. SCOTT, Clerk

*Margaret T. Scott*

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

By *Russ Wimer*  
Chairman



RECORDED  
OFFICIAL RECORD ROOM  
COLLIER COUNTY, FLORIDA  
APR 12 10 56 AM '76  
MARGARET T. SCOTT  
CLERK OF COUNTY BOARD  
COLLIER COUNTY, FLORIDA

Printed at County Board Hall  
at Collier County, Florida  
MARGARET T. SCOTT  
Clerk of County Board



RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA

MAY 6 2 57 PM '76

MARGARET I. SCOTT  
CLERK OF CIRCUIT COURT  
COLLIER COUNTY, FLORIDA

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OFF 649 PAGE 1239  
REV

A RESOLUTION PURSUANT TO CHAPTER 67-1246, LAWS OF FLORIDA, SPECIAL ACTS 1967, ESTABLISHING THE IMMOKALEE AREA PLANNING DISTRICT AND THE COASTAL AREA PLANNING DISTRICT, AND DECLARING THE INTENT OF THE BOARD OF COUNTY COMMISSIONERS TO ENACT A COMPREHENSIVE ZONING ORDINANCE FOR THE COASTAL AREA PLANNING DISTRICT OF COLLIER COUNTY PURSUANT TO THE PROVISIONS OF CHAPTER 67-1246, SPECIAL ACTS, LAWS OF FLORIDA 1967; REPEALING ALL PREVIOUS RESOLUTIONS IN CONFLICT THEREWITH.

WHEREAS, Chapter 67-1246, Special Acts, Laws of Florida 1967, authorizes the Board of County Commissioners to establish planning commissions and districts and to enact zoning regulations for said districts, and

WHEREAS, by Resolution dated August 13, 1968 the Board of County Commissioners has established the Immokalee Planning Area and the Coastal Planning Area, which areas comprise certain lands more particularly described in said Resolution, and

WHEREAS, the Board of County Commissioners now desires to reaffirm said Resolution creating said planning areas and to establish the boundaries of said planning areas.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA as follows:

1. That two planning areas or districts be and the same hereby are established as follows:

A. The Immokalee Area Planning District comprised of all unincorporated areas within the following boundaries:

All of Township 46 South lying within Ranges 28 East, 29 East, and 30 East; all of Townships 47 South and 48 South lying within Ranges 27 East, 28 East, 29 East and 30 East; and all of Township 49 South lying within Ranges 28 East, 29 East, 30 East, 31 East, 32 East, 33 East and 34 East of Collier County, Florida.

B. The Coastal Area Planning District, comprised of all the unincorporated areas of Collier County except those areas in the above-outlined Immokalee Area Planning District.

2. The Board hereby declares its intent to enact a Comprehensive Zoning Ordinance for the Coastal Area Planning District of Collier County pursuant to the provisions of Chapter 67-1246, Special Acts, Laws of Florida, 1967, or any other special act or general law which authorizes the adoption of a Comprehensive Zoning Ordinance.

3. All ordinances and resolutions declaring the Board's intent to utilize the provisions of any other law or act, authorizing the adoption of zoning ordinances, subdivision regulations or comprehensive plans, to the extent that such ordinances or resolutions are ineffective or insufficient as authorizing the adoption of the aforesaid plans, ordinances or regulations, are hereby repealed, otherwise to remain in full force and effect.

This Resolution adopted after motion, second and roll

call vote as follows:

OFF REC 649 PAGE 1240

Commissioner	Archer	motioned and aye
Commissioner	Brown	seconded and aye
Commissioner	Mitchell	aye
Commissioner	Wenzel	aye
Commissioner	Wimer	aye

DATED: May 4, 1976

ATTEST:

MARGARET T. SCOTT, Clerk

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

By:

Russ Wimer  
O. R. "Russ" Wimer  
Chairman

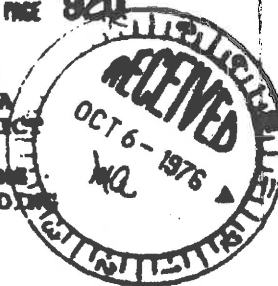
Approved as to form and legal sufficiency:

Donald A. Pickworth  
Donald A. Pickworth  
Collier County Attorney

434163

664/920  
REL. 664 FILE 920

AN ORDINANCE AMENDING COLLIER COUNTY ORDINANCE NO. 76-30 THE COMPREHENSIVE ZONING REGULATIONS FOR THE UNINCORPORATED AREA OF THE COASTAL AREA PLANNING DISTRICT BY CHANGING THE ZONING DISTRICT CLASSIFICATION OF CERTAIN PROPERTIES IN THE COASTAL AREA PLANNING DISTRICT TO VARIOUS ZONING CLASSIFICATIONS AS HEREINAFTER SHOWN AND PROVIDING AN EFFECTIVE DATE.



WHEREAS, the Coastal Area Planning Commission petitioned the Board of County Commissioners of Collier County, Florida to change the Zoning Classification of the real property hereinafter described.

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA:

SECTION ONE:

1. The Zoning Classification of the hereinbelow described real property is changed to various classifications and the Official Zoning Atlas as described in Ordinance No. 76-30 is hereby amended accordingly:

To Rezone RM-1 to RM-1A

Lots 1-21, Block A, Palm River Estates  
Unit 4, Plat Book 8, Page 69 and 70

Lots 1-7, Block C, Poinciana Village  
Plat Book 8, Page 61

Lots 3-13, Block 15; Lots 5-14, Block 16, Naples South  
Subdivision

A portion of the SW 1/4 of Section 16, Township 48 South, Range 25 East, Collier County, Florida, described as follows: From the center of said Section 16, run S 00°16'15" E, along the North-South quarter Section line of said Section 16 for 365.09 feet to the Point of Beginning; thence continue S 00°16'15" E, for 33.80 feet to the Northwest corner of the SW 1/4 of the SW 1/4 of said Section 16, thence S 88°27'20" W, for 120.00 feet; thence N 0°16'15" W, for 953.81 feet; thence N 88°27'20" E, for 120.00 feet to the Point of Beginning. Containing 2.628 acres.

To Rezone RS-4 to GRC

Lots 5, 6 & 7 of Block A; and Lots 5 & 6 of Block B, Myrtle Terrace Subdivision, Plat Book 4, Page 8.

To Rezone GRC to CI

West 340' of lot 29, Naples Grove and Truck Company Little Farms #2, Plat Book 2, Page 2

Lots 22-29, Rock Creek Pines, Unit #2, Plat Book 2, Page 86

To Rezone A to MHSD

Commencing at NE corner of Section 10, Township 51 South, Range 26 East, run West 1850', South 100' to Point of Beginning, South 415', East 460', North to South Bank of Henderson Creek, Westerly along Henderson Creek to P.O.B.

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA

OCT 6 3 17 PM '76

MARGARET T. SCOTT  
CLERK OF CIRCUIT COURT  
COLLIER COUNTY, FLORIDA

FILED  
OCT 6 3 17 PM '76

All of Section 34, Township 48 South, Range 25 East, lying East of the Florida Power and Light Transmission Lines right-of-way. As recorded in Deed Book 30, Pages 30 and 31.

To Rezone MHSD to FVR

Lots 2A through 6A, Block B, Goodland Isles First Addition, and Lots 7 through 33, Block B, Goodland Isles.

To Rezone MHRP to MHSD . . .

A parcel of land lying in Section 10, Township 51 South, Range 26 East, described as: Commencing at the point of intersection of the East right-of-way line of SR 951 (Isles of Capri Road) and the North Section line of Section 10, Township 51 South, Range 26 East, run East 200 feet to P.O.B. Thence South to Henderson Creek, then Northeasterly along Henderson Creek to North section line, thence Westerly along North section line to P.O.B.

And a parcel of land lying in Section 3, Township 51 South, Range 26 East described as: Commencing at the intersection of East right-of-way line of SR 951 (Isles of Capri Road) and the South section line of Section 3, run Easterly 200' to P.O.B. thence North 920', thence East 650', thence South to Henderson Creek, thence Southwesterly along Henderson Creek to South section line, thence West along South section line to P.O.B.

To Rezone A-P.U. 8 to R.O.-P.U. 12

Lots 3,4,5 & 6 of Naples Improvement Company Little Farms as recorded in Plat Book 2, Page 1, excepting therefrom the Northerly 7.6 acres more or less as described in Deed Book 54, Page 464 and excepting the West 400 feet of said lots.

To Rezone RM-1 to RS-3, Golden Gate City

Lots 1-15, Block 280, Unit 3

Lots 1-27, Block 281, Unit 3

To Rezone RM-1 to RM-1A, North Naples Estates

Lots 17, 18, 19, 24, 25, 26 & 27, North Naples Estates

To Rezone RM-1 to RS-4

The North 715 feet of Lot 1, Naples Grove & Truck Company Little Farms #2, as recorded in Plat Book 1, Page 27

To Rezone A to RS-3

Lots 46 through 56, Block 591, All of Blocks 593 and 594, Unit 23, Marco Island Subdivision

To Rezone A to RS-4

All of Block 592 and Lots 1-45, Block 591, Unit 23, Marco Island Subdivision

To Remove ST From the Following Lands:

Commencing at the SE corner of Section 27, Township 48 South, Range 26 East, run Westerly 1070', along South Section line to P.O.B. North 450', West 250', North 580', East 120', North 110', East 1060', North 360', West 380', North 110', West 340', North 140', West 180', South 140', West 170', South 160', West 100', South 280', West 300', South 1170', East 570' to P.O.B.

And Commencing at SW corner of Section 27, Township 48 South, Range 26 East, run Easterly 1420' along South section line to P.O.B., North 80', East 250', North 170', East 910', North 360', East 700', South 610', West along South section line to P.O.B.

And Commencing at NE corner of Section 34, Township 48 South, Range 26 East run Westerly 1440' along North section line to P.O.B., South 840', West 60', South 170', West 220', South 220', West 320', South 230', West 610', North 1060', West 550', South 630', West 370', South 180', West 580', North 1250', to section line then East on North section line to P.O.B.

And Commencing at NE corner of Section 8, Township 48 South, Range 25 East, run South 750', West 50' to P.O.B. South 460', West 620', South 130', West 420', South 260', East 370', South 470', West 760', North 1010', East 960', North 300', East 500', to P.O.B.

And Commencing at SW corner of Section 8, Township 48 South, Range 26 East, run Northerly 960', along West section line to P.O.B. East 340', North 1240', West 340', South 1240', along West section line to P.O.B.

And Commencing at SE corner of Section 13, Township 48 South, Range 26 East, run Westerly 750' along South section line to P.O.B. Run North 520', West 80', North 200', West 100', North 260', West 100', North 400', West 100', North 300', West 400', South 500', West 240', South 640', East 340', South 500', East 720', along South section line to P.O.B.

And Commencing at NE corner of Section 25, Township 48 South, Range 26 East, run Southerly 50' along East section line to P.O.B. South 2400', along East section line, West 140', South 730', West 200', South 240', West 660', North 460', West 140', North 440', West 110', North 140', West 180', South 590', West 360', North 460', West 290', North 160', West 170', North 740', West 220', North 380', West 640', South 120', West 170', South 140', West 560', North 1320', East 1850', South 720', East 400', North 720', East 1560' to P.O.B.

And Commencing at SE Corner of Section 12, Township 49 South, Range 25 East, run West 630' to P.O.B. North 1030', West 390', South 870', West 310', South 150', East 690', to P.O.B.

To Be Placed in ST

Commencing at SE corner of Section 12, Township 49 South, Range 25 East, run West 850', North 100' to P.O.B. Thence North 30° East 140', North 650', West 200', South 400', South 30° West 120', South 290', East to P.O.B.

SECTION TWO:

This Ordinance shall become effective upon receipt of notice that it has been filed with the Secretary of State.

DATE: September 28, 1976

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

ATTEST:  
MARGARET T. SCOTT, CLERK

BY: David C. Brown  
DAVID C. BROWN, CHAIRMAN

APPROVED AS TO FORM AND LEGALITY

William A. Pickforth, County Attorney

This ordinance filed with the Secretary of State's office the 4th of October, 1976 and acknowledgment of that filing received this 6th day of October, 1976.

By Margaret T. Scott, Deputy Clerk

Approved to Official Record Book  
of COLLIER COUNTY, FLORIDA  
MARGARET T. SCOTT  
Clerk of Clerk Court

LICENSE AGREEMENT

THIS NON-EXCLUSIVE LICENSE AGREEMENT, made this 30th day of March, 1984, by and between AVATAR UTILITIES INC., f/k/a GAC Utilities Inc., a Delaware corporation, of 201 Alhambra Circle, Coral Gables, Florida 33134, hereinafter referred to as "Licensor", and FLORIDA CABLEVISION MANAGEMENT CORP., a Florida corporation, of P. O. Box 311, Wierk Ave., Liberty, New York 12754, hereinafter referred to as "Licensee".

W I T N E S S E T H:

Licensor, being the holder of a grant of easement for road purposes on the property described below, in consideration of the payment of TEN AND NO/100 (\$10.00) DOLLARS, and other good and valuable considerations, the adequacy and receipt of which is hereby acknowledged, hereby grants to Licensee an irrevocable license to use Licensor's easement, subject to all the terms and conditions hereof, the following described premises:

A 30' easement in Golden Gate Subdivision, Unit I, Plat Book 3, Page 61 and Unit 8, Part 2, Plat Book 9, Page 107A, more fully described as that part from a point at the Northeast corner of Lot 27, Block 281 Golden Gate Unit #8, Part 2 as shown on a Plat recorded among the Land Records of Collier County, Florida in Plat Book 9, Page 111, said point being on the South right of way line of Golden Gate Parkway as shown on said Plat, thence run along the said South right of way line East 282.20 feet for a POINT OF BEGINNING and running thence from said POINT OF BEGINNING, along the center-line of a 30 foot road easement now described the following courses and distances: S 46°37'06"E, 40.81 feet, thence along the arc of a curve to the right, whose radius is 209.00 feet (chord bearing S 20°42'57"E 182.60 feet) an arc distance of 188.97 feet, thence S 0°16'49"W 89.94 feet, thence along the arc of a curve to the right, whose radius is 423.47 feet (chord bearing S 8°01'27"W 114.12 feet) an arc distance of 114.47 feet, thence S 12°11'29"W 120.23 feet, thence along the arc of a curve to the left, whose radius is 328.55 feet (chord bearing S 0°20'58"E 142.68 feet) an arc distance of 143.83 feet, thence S 12°54'55"E 99.68 feet, thence along the arc of a curve to the right, whose radius is 562.88 feet (chord bearing S 1°10'33"E 229.05 feet) an arc distance of 230.66 feet, thence S 12°51'43"W 149.59 feet, thence along the arc of a curve to the left, whose radius is 416.87 feet (chord bearing S 4°12'42"W 125.41 feet) an arc distance of 125.89 feet, thence along the arc of a curve to the left, whose radius is 51.00 feet (chord bearing S 47°57'33"E 70.24 feet) an arc distance of 77.48 feet thence N 88°31'15E 38.55 feet, thence along the arc of a curve to the left, whose radius is 188.0 feet (chord bearing N 77°01'42"E 74.92 feet) an arc distance of 75.42 feet, thence along the arc of a curve to the left, whose radius is 60.26 feet (chord bearing N 43°36'09"E 45.02 feet) an arc distance of 46.26 feet to the POINT OF ENDING.

The property may be used by Licensee solely for the purpose of road access, during the period beginning with the date hereof.

In the event that Licensor decides to abandon its easement, causing termination of Licensee's license, Licensor before such abandonment shall assign its easement to Licensee.

DAWSON TITLE  
12934 KAYWOOD LANE STE 136  
FT. MYERS, FL 33907

00867506  
COLLIER COUNTY

1984 APR 17 AM 11:16

RECORDED

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PAGE  
OR BOOK

001077

000775

PAGE

OR BOOK

It is agreed between Licenser and Licensee that this License shall inure to the benefit of Licensee's successors or assigns, as long as Licensee or its successors or assigns maintained a franchise for the operation of the Cablevision Services of the Golden Gate System.

Licensee shall indemnify Licenser for any and all liability for personal injuries, property damage, or for loss of life or property resulting from, or in any way connected with, the condition or use of the premises covered by this License, except for personal injuries, property damages, or loss of life or property caused solely by the negligence of Licenser.

The making, execution and delivery of this License Agreement by Licensee has not been induced by any representations, statements, warranties or agreements, other than those herein expressed. This Agreement embodies the entire understanding of the parties and there are no further or other agreements or understandings, written or oral, in effect between the parties relating to the subject matter hereof. This Agreement may be amended or modified only by an instrument of equal formality, signed by the respective parties.

IN WITNESS WHEREOF, the undersigned have signed and sealed this License Agreement this 30th day of March, 1984.

Signed, sealed and delivered  
in the presence of:

Shirley B. Smith  
Gloria Anderson

AVATAR UTILITIES INC.  
(CORPORATE SEAL)

BY: Dennis J. Getman  
Vice President

FLORIDA CABLEVISION  
MANAGEMENT CORP.  
(CORPORATE SEAL)

BY: John D. New  
TREASURER

STATE OF FLORIDA :  
COUNTY OF DADE :

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Dennis J. Getman as Vice President of AVATAR UTILITIES INC., to me known to be the person described in and who executed the foregoing instrument, and he acknowledged before me that he executed the same on behalf of the corporation.

WITNESS my hand and seal this 30th day of March, 1984

(SEAL)

Oliver J. Hirsch  
NOTARY PUBLIC STATE OF  
FLORIDA AT LARGE

My commission expires: 8-11-85



001077

OR "BOOK"

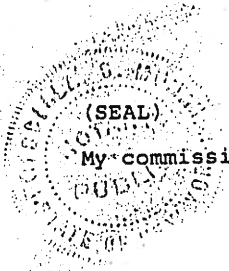
000776

PAGE

STATE OF NEW YORK:  
COUNTY OF NEW YORK:

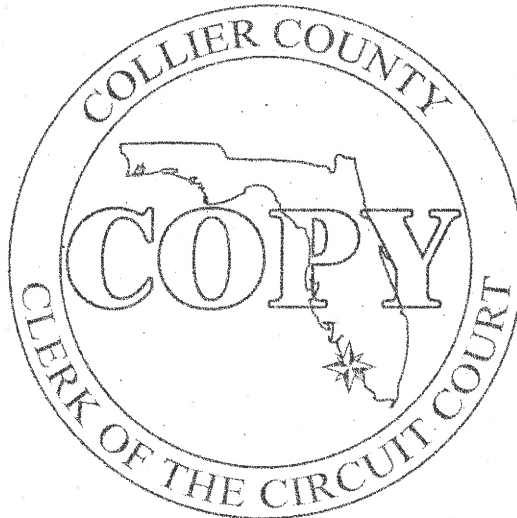
I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared John D. O'Neill as Treasurer of FLORIDA CABLEVISION MANAGEMENT CORP., known to be the person described in and who executed the foregoing instrument, and he acknowledged before me that he executed the same on behalf of the corporation.

WITNESS my hand and seal this 30<sup>2</sup> day of March, 1984.



*Priscilla C. Monahan*  
NOTARY PUBLIC STATE OF  
NEW YORK AT LARGE

PRISCILLA C. MONAHAN  
Notary Public, State of New York  
No. 31-4736344  
Qualified in New York County  
Commission Expires March 30, 1985



Recorded and Verified  
in Official Records of  
COLLIER COUNTY, FLORIDA  
WILLIAM J. REAGAN  
Clerk of Circuit Court

**PREPARED BY:**

Paul, Weiss, Rifkind, Wharton & Garrison LLP  
1285 Avenue of the Americas  
New York, New York 10019  
(212) 373-3000

Retn:

FIRST AMERICAN TITLE  
7370 COLLEGE PKWY #104  
FT MYERS FL 33907

**RETURN TO:**

*First American Title  
Insurance Company*

National Accounts / High Volume  
Commercial Unit  
7370 College Parkway, Suite 104  
Fort Myers, Florida 33907  
Ph: 800 585-2906 • Fax: 941 938-8885

**ASSIGNMENT OF RIGHTS UNDER LICENSE AGREEMENT**

THIS ASSIGNMENT OF RIGHTS UNDER LICENSE AGREEMENT (this "Assignment") is made as of the 24<sup>th</sup> day of July, 2006, with an effective date of July 31, 2006, by TIME WARNER CABLE INC., a Delaware corporation and successor in interest to Florida Cablevision Management Corp. ("Assignor"), whose mailing address is 7910 Crescent Executive Drive, Charlotte, North Carolina 28217, to CABLE HOLDCO II INC., a Delaware corporation ("Assignee"), whose mailing address is P. O. Box 173838, Denver, CO 80217-3838, Attn: Tax Department.

**WITNESSETH:**

FOR AND IN CONSIDERATION of the sum of TEN DOLLARS (\$10.00), and other good and valuable consideration, the receipt, sufficiency and exchange of which is hereby acknowledged, Assignor hereby grants, conveys, transfers and assigns to Assignee, without recourse or warranty, all of Assignor's right, title, interest and privilege in, to and under that certain License Agreement dated March 30, 1984 (the "License Agreement") between Avatar Utilities Inc., as licensor ("Licensor"), and Florida Cablevision Management Corp. (the predecessor in interest of Assignor), as licensee, recorded with in Collier County on April 17, 1984 in O.R.1077, Page 774, including specifically, the right to use the aforesaid Licensor's easement for road access as more particularly described in said License Agreement.

Assignor hereby authorizes Assignee to give written notice of this Assignment to Licensor and to all other parties to any contract or agreement relating to the real property that is the subject of the easement described in the License Agreement and to direct such parties to deal directly with Assignee with respect thereto.

This Assignment shall be construed and enforced in accordance with the laws of the State of Florida and shall be binding upon the successors and assigns of Assignor.

IN WITNESS WHEREOF, Assignor has duly executed this Assignment as of the date above written.

Signed and Delivered in Our Presence:

Time Warner Cable Inc.

Brooke Spiegel  
WITNESS SIGNATURE

Brooke Spiegel  
PRINT NAME

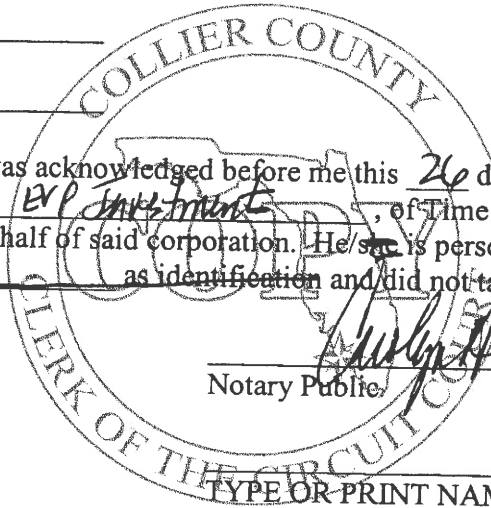
Robert Hajdu  
WITNESS SIGNATURE

ROBERT HAJDU  
PRINT NAME

By: [Signature]  
Name: David E. O'Hayre  
Title: Executive Vice President-Investments

STATE OF NY  
COUNTY OF NY

The foregoing instrument was acknowledged before me this 26 day of July, 2006, by David E. O'Hayre, Exp. Investments, of Time Warner Cable Inc. as a duly authorized act for and on behalf of said corporation. He/she is personally known to me or has produced as identification and did not take an oath.



[Signature]  
Notary Public

TYPE OR PRINT NAME OF NOTARY

CAROLYN A. CARLSEN  
Notary Public, State of New York  
No. 01CA6019371

Qualified in Suffolk County  
Commission Expires February 8, 2007

Notary expiration date:

M  
Easement

00930018

COLLIER COUNTY

1985 APR 19 AM 8:48

RECORDED

001131

OR BOOK

001230

PAGE

QUIT-CLAIM DEED

THIS QUIT-CLAIM DEED, executed this 25th day of February, 1985, by and between DOMENIC D'AGOSTINO, MARIO VOCISANO, SALVATORE FORLANI, AND ROBERT VOCISANO, A FLORIDA GENERAL PARTNERSHIP (First Party), to AVATAR UTILITIES, INC. OF FLORIDA, A DELAWARE CORPORATION (Second Party), whose address is

(Wherever used herein, the terms "First Party" and "Second Party" shall include singular and plural, heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

WITNESSETH: That the said First Party, for and in consideration of the sum of \$10.00 in hand paid by the said Second Party, the receipt whereof is hereby acknowledged, does hereby remise, release and quit-claim unto the said Second Party forever, all the right, title, interest, claim and demand which the said First Party has in and to the following described lot, piece or parcel or land, situate, lying and being in the County of Collier, State of Florida, to-wit:

See attached Exhibit A for legal description

TOGETHER with easements set forth in Exhibit A. TO HAVE AND TO HOLD the same, together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said First Party, either in law or equity, to the only proper use, benefit and behalf of the said Second Party forever.

IN WITNESS WHEREOF, the said First Party has signed and sealed these presents, the day and year first above written.

DOMENIC D'AGOSTINO, MARIO VOCISANO, SALVATORE FORLANI, AND ROBERT VOCISANO, A FLORIDA GENERAL PARTNERSHIP

By Domenic D'Agostino  
Domenic D'Agostino, General Partner, with full authority to bind the partnership

Witness William J. Reagan

Witness Anna Fischler

Received \$ 45  
Documentary Stamp Tax  
Collier County, Florida  
William J. Reagan, Clerk  
by Anna Fischler D.C.

AVATAR

AVATAR HOLDINGS INC.  
201 Alhambra Circle  
Coral Gables, Florida 33134

001131

OR BOOK

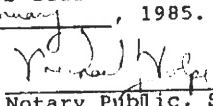
001231

PAGE

STATE OF FLORIDA  
COUNTY OF COLLIER

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared DOMENIC D'AGOSTINO, General Partner of Domenic D'Agostino, Mario Vocisano, Salvatore Forlani, and Robert Vocisano, a Florida General Partnership, with full authority to bind the partnership, to me known to be the person described in and who executed the foregoing instrument, and he acknowledged before me that he executed the same.

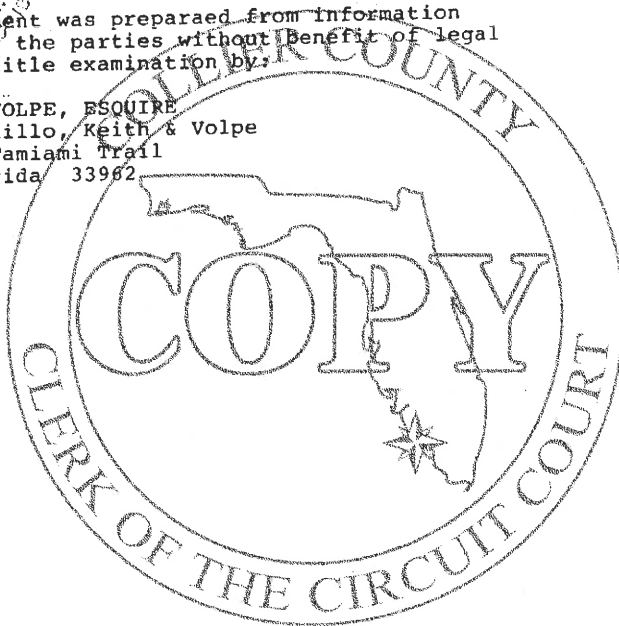
WITNESS my hand and official seal in the State and County aforesaid, this 25 day of February, 1985.

  
Notary Public, State of Florida

My Commission Expires:  
November 28, 1988

(SEAL)  
This instrument was prepared from information furnished by the parties without benefit of legal opinion or title examination by:

MICHAEL J. VOLPE, ESQUIRE  
Monaco, Cardillo, Keith & Volpe  
3550 South Tamiami Trail  
Naples, Florida 33962



Revised  
2/12/85

001181  
OR BOOK

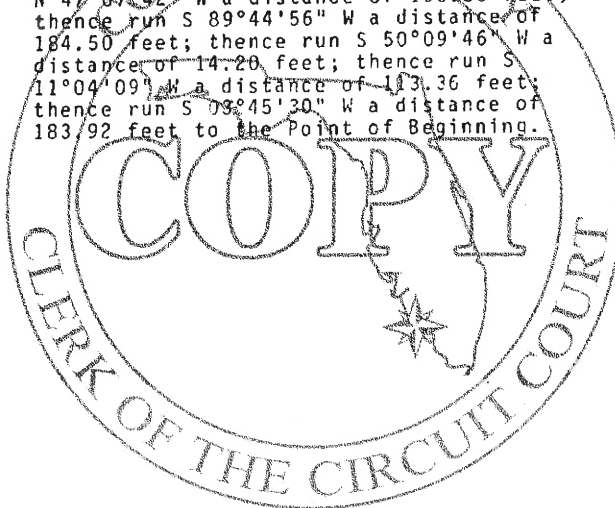
EXHIBIT "A"

A parcel of land in Collier County, Florida, being a part of the plat of Tract A of Golden Gate Unit 8, Part II, as recorded in Plat Book 9 at page 111 of the Public Records of Collier County, Florida being more particularly described as follows:

001232  
PAGE

Commencing at the northwest corner of Tract A, run South along the west line of said Tract A a distance of 1334.27 Feet; thence run East 336.31 feet to the Point of Beginning of the herein described parcel.

From said Point of Beginning run N 89°54'21" E a distance of 31.15 Feet; thence run N 00°09'03" E a distance of 75.04 feet; thence run N 23°43'43" E a distance of 104.18 feet; then a run N 47°07'42" W a distance of 196.56 feet; thence run S 89°44'56" W a distance of 184.50 feet; thence run S 50°09'46" W a distance of 14.20 feet; thence run S 11°04'09" W a distance of 113.36 feet; thence run S 03°45'30" W a distance of 183.92 feet to the Point of Beginning.



RECORDER'S MEMO: Legibility  
of writing, Typing or Printing  
unsatisfactory in this document  
when received.

EXHIBIT B

001131  
OR BOOK

UTILITY EASEMENT

An easement for utility lines 30 feet in width, being 15 feet equally on each side of the center line thereof, more particularly described as follows:

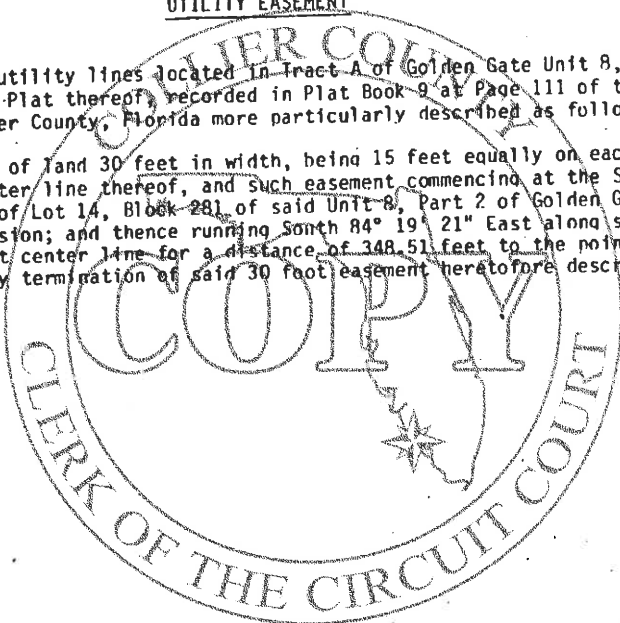
Said line commencing at the Northeast corner of Tract B of Unit 1 of Golden Gate Subdivision, recorded in Plat Book 5, at Page 61 of the Public Records of Collier County, Florida, and thence running West 88.15 feet to the Point of Beginning and the center line of the easement herein described; thence run South 0° 02' 44" East for a distance of 1029.80 feet to a point; said point being the Southerly termination of the easement herein described.

001233  
PAGE

UTILITY EASEMENT

An easement for utility lines located in Tract A of Golden Gate Unit 8, Part 2, according to the Plat thereof, recorded in Plat Book 9 at Page 111 of the Public Records of Collier County, Florida more particularly described as follows:

A strip of land 30 feet in width, being 15 feet equally on each side of the center line thereof, and such easement commencing at the Southeast corner of Lot 14, Block 281 of said Unit 8, Part 2 of Golden Gate Subdivision; and thence running South 84° 19' 21" East along said easement center line for a distance of 348.51 feet to the point of Easterly termination of said 30 foot easement heretofore described.



Recorded and Verified  
in Official Records of  
COLLIER COUNTY, FLORIDA  
WILLIAM J. REAGAN  
Clerk of Circuit Court



01231989

1988 NOV 28 AM 10:12

001397

000043

COLLIER COUNTY

RECORDED

OR BOOK

PAGE

Sec. 27, Twp. 49 S, Rge. 26 E

REC 130  
PRM 20  
DOC 15  
INT  
IND

Prepared by: Joseph S. Boggs  
for FPL  
Naples, FL. 33940

EASEMENT  
Form 3722A (Stocked) Rev. 2/86

PAGE 1 of 3

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grant and give to Florida Power & Light Company, its licensees, agents, successors, and assigns, an easement forever for the construction, operation and maintenance of overhead and underground electric utility facilities (including wires, poles, guys, cables, conduits and appurtenant equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage, as well as, the size of and remove such facilities or any of them within an easement 10 feet in width described as follows:

As described on the attached Exhibit A and located on the sketch attached as Exhibit B.

In the event Florida Power and Light Company abandons or discontinues the use of this easement, then the easement shall terminate and any interests in the property shall become vested in the underlying fee simple title owner of the property.

Received \$ 55 Documentary Stamp Tax  
Received \$ 15 Class "C" Intangible  
Personal Property Tax

COLLIER COUNTY CLERK OF COURTS

BY Debra Cray D.C.

Together with the right to permit any other person, firm or corporation to attach wires to any facilities hereunder and lay cable and conduit within the easement and to operate the same for communications purposes; the right of ingress and egress to said premises at all times; the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the easement area; the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the easement area which might interfere with or fall upon the lines or systems of communications or power transmission or distribution; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights hereinabove granted on the land heretofore described, over, along, under and across the roads, streets or highways adjoining or through said property.

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on  
29 August, 1988

Signed, sealed and delivered in the  
presence of:

ROBERT VOCISANO AND MARIO VOCISANO,  
A FLORIDA GENERAL PARTNERSHIP KNOWN  
AS GOLDEN GATE INN

Robert Vocisano By: [Signature] (Seal)  
ROBERT VOCISANO, GENERAL PARTNER.  
Mario Vocisano By: [Signature] (Seal)  
MARIO VOCISANO, GENERAL PARTNER.

STATE OF Florida AND COUNTY OF Collier

The foregoing instrument was acknowledged before me this 29 August day  
of August, 1988, by Robert Vocisano  
and Mario Vocisano

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. APR 15, 1990  
POWER THRU GENERAL INV. 680.

[Signature]  
Notary Public, State of Florida



PAGE 2 of 3

## DESCRIPTION OF A 10 FOOT WIDE FPL EASEMENT

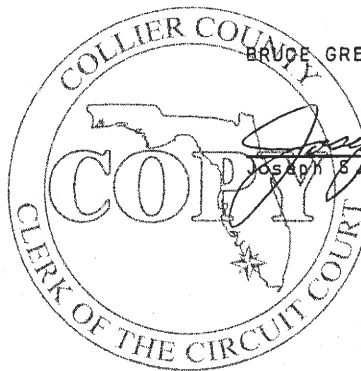
A 10 foot wide easement lying 5 feet on each side of the following described centerline:

Commencing at the northeast corner of Tract "A", Golden Gate Unit No. 1, as recorded in Plat Book 5, Pages 60 through 64 inclusive, of the Public Records of Collier County, Florida; thence along the east line of said Tract "A" and the westerly right-of-way line of County Road 951, S 0°03'32"W 392.62 feet for a Place of Beginning:

Thence S 87°43'34"W 166.72 feet to the east line of Block 1 of said Golden Gate Unit 1; thence continuing S 87°43'34"W 20.00 feet for a Place of Termination.

Sidelines of said easement to be extended or shortened to meet at angle points.

Bearings are based on those shown in said Plat Book 5, Pages 60 through 64, inclusive.



BRUCE GREEN &amp; ASSOCIATES, INC.

Joseph S. Boggs, P.L.S. #3516

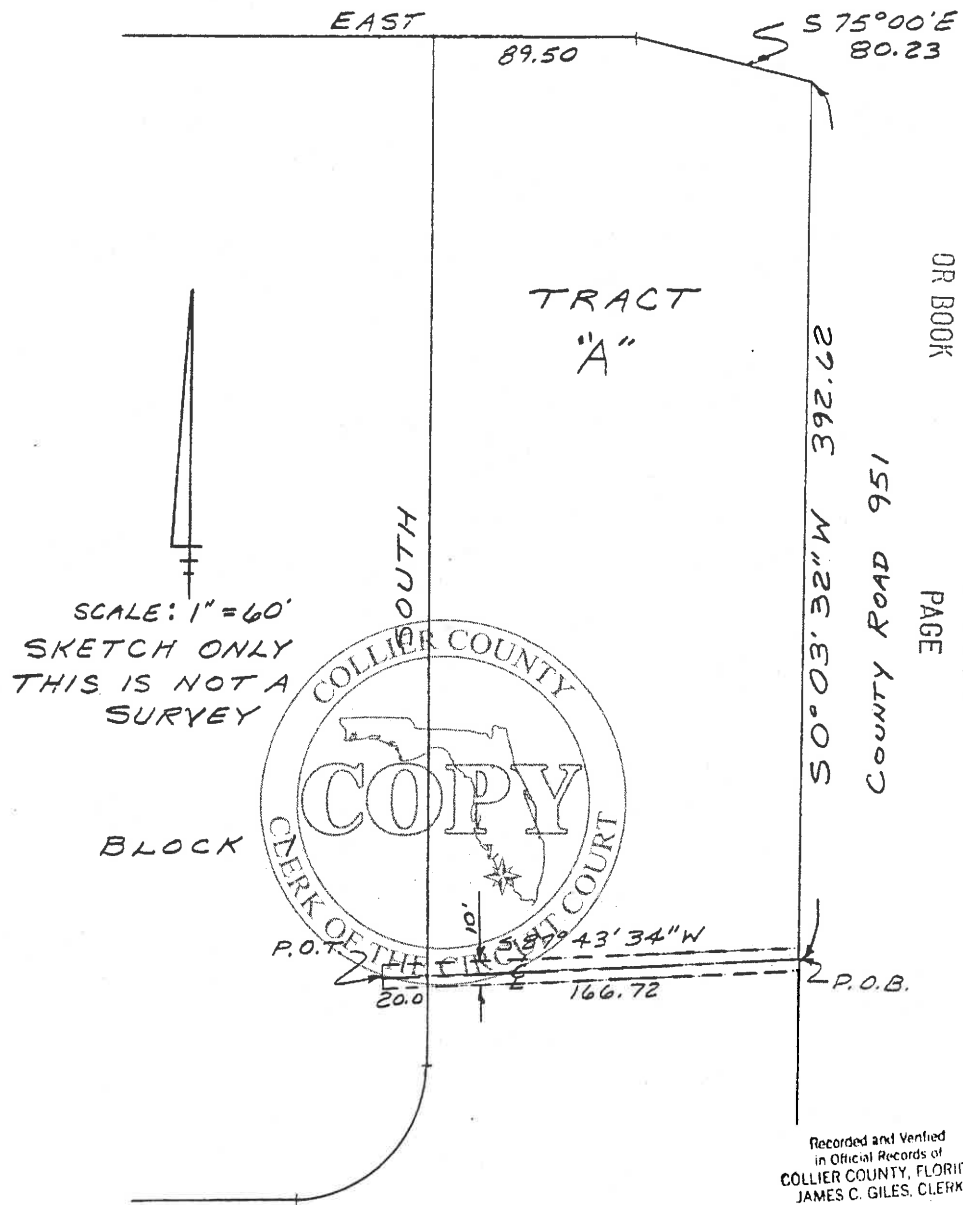
BRUCE GREEN AND ASSOCIATES, INC.

SUITE 203 • 600 FIFTH AVENUE SOUTH • NAPLES, FLORIDA 33940-6673 • (813) 262-7525

EXHIBIT B

PAGE 3 of 3

GOLDEN GATE PARKWAY



001397  
OR BOOK

000045  
PAGE

156 ROAD 951  
COUNTY

Recorded and Verified  
in Official Records of  
COLLIER COUNTY, FLORIDA  
JAMES C. GILES, CLERK

RWO/SIO/TWO/ER SIO 676-ER 4-540

REC 200  
PRM 150  
DOC 138  
INT  
IND

Sec. 27, Twp 49 S, Rge 26 E  
Prepared by: T. G. Bennett  
FPL Naples, Fl. 33940

EASEMENT

Form 3722 (Stocked) Rev. 2/86

Sheet 1 of 2

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grant and give to Florida Power & Light Company, its licensees, agents, successors, and assigns, an easement forever for the construction, operation and maintenance of overhead and underground electric utility facilities (including wires, poles, guys, cables, conduits and appurtenant equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage, as well as, the size of and remove such facilities or any of them within an easement 10 feet in width described as follows:

As shown on FPL'S Sheet 2 dated 2-28-89 marked Exhibit "A" attached hereto and made a part hereof.

In the event that this easement is no longer used or required for the purpose it is intended it shall revert back to its former status.

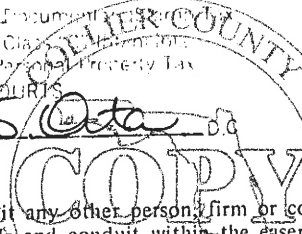
01273318

COLLIER COUNTY

Received \$ 55  
Received \$ N/A

COLLIER COUNTY CLERK OF COURTS

BY Angela S. Ota D.C.



Together with the right to permit any other person, firm or corporation to attach wires to any facilities hereunder and lay cable and conduit within the easement and to operate the same for communications purposes; the right of ingress and egress to said premises at all times; the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the easement area; to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the easement area which might interfere with or fall upon the lines or systems of communications or power transmission or distribution; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights hereinabove granted on the land heretofore described, over, along, under and across the roads, streets or highways adjoining or through said property.

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on \_\_\_\_\_, 1989.

Signed, sealed and delivered  
in the presence of:

Bonnie Bennett  
T. G. Bennett

By Golden Gate Inn/Robert Vocisano  
Owner

Attest: \_\_\_\_\_  
Secretary  
(Corp. Seal)

STATE OF Florida AND COUNTY OF Collier

The foregoing instrument was acknowledged before me this 23<sup>rd</sup> day of MARCH, 1989

by \_\_\_\_\_ and \_\_\_\_\_,

respectively the Robert Vocisano <sup>owner</sup> President and \_\_\_\_\_ Secretary of \_\_\_\_\_

\_\_\_\_\_, a \_\_\_\_\_ corporation, on behalf of said corporation.

My Commission Expires:

Kerri M. Dushkin  
Notary Public, State of \_\_\_\_\_

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. OCT 27, 1989  
NOTED THRU "GENERAL TRC" 1 1

001434  
OR BOOK

000238  
PAGE

Sheet 2 of 2

2-28-89

EXHIBIT "A"

Electric Utility Easement to be  
Granted by Golden Gate Golf Course  
to Florida Power and Light

Said easement to be located on; A PARCEL OF LAND IN COLLIER COUNTY, FLORIDA, BEING A PART OF THE PLAT OF TRACT "A" OF GOLDEN GATE UNIT 8, PART II, AS RECORDED IN PLAT BOOK 9 AT PAGE 111 OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF TRACT "A", RUN SOUTH ALONG THE WEST LINE OF SAID TRACT "A" A DISTANCE OF 1334.27 FEET; THENCE RUN EAST 336.31 FEET TO THE SOUTHWEST PROPERTY CORNER OF FLORIDA CITIES WATER COMPANY'S GOLDEN GATE TREATMENT PLANT LAND SITE. FROM SAID POINT OR PROPERTY CORNER, RUN N89°54'21" E A DISTANCE OF 331.15 FEET; THENCE RUN N00°09'03" E A DISTANCE OF 75.04 FEET; THENCE RUN N00°09'03" E A DISTANCE OF 104.15 FEET; THENCE RUN N47°07'42" W A DISTANCE OF 14.00 FEET; TO THE POINT OF BEGINNING (P.O.B.) OF THE HEREIN DESCRIBED EASEMENT.

FROM SAID POINT OF BEGINNING RUN N42°52'18" E A DISTANCE OF 10.0 FEET; THENCE N47°07'42" W A DISTANCE OF 8.0 FEET; THENCE S42°52'18" W A DISTANCE OF 10.0 FEET; THENCE S47°07'42" E A DISTANCE OF 8.0 FEET TO THE POINT OF BEGINNING (P.O.B.).

Recorded and Verified  
in Official Records of  
COLLIER COUNTY, FLORIDA  
JAMES C. GILES, CLERK

REC 126  
PRM 25  
DOC  
INT  
IND

DECLARATION OF RESTRICTIONS

This Declaration is made this 23<sup>rd</sup> day of March 1989,  
1989 by ROBERT VOCISANO and MARIO VOCISANO, A FLORIDA GENERAL  
PARTNERSHIP KNOWN AS GOLDEN GATE INN (the "Owners").

BACKGROUND

A. The Owners own fee simple title to the real property in  
Collier County, Florida, sometimes referred to as Golden Gate  
Inn, a portion of which is described on the attached Exhibit "A"  
(the "Parking Parcel").

B. The Owners desire to limit the use of the Parking Parcel  
to parking for Owners, its assigns, guests, employees, tenants,  
invitees and any person using the real property owned by Owners,  
known as the Golden Gate Inn.

AGREEMENT

NOW, THEREFORE, the Owners, by this document declare the  
Parking Parcel shall be held, sold, and conveyed subject to the  
following restrictions. These covenants shall run with the land  
and the benefit and burden of them shall be binding on all  
parties, whether grantees, mortgagees, designees, heirs, personal  
representatives, successors or assigns, or any other person,  
right, title or interest, present or future in the described  
property or any part or portion of it.

1. The Parking Parcel shall be perpetually restricted and  
reserved for use as a parking area.

2. The parking for the Parking Parcel shall be for the then  
existing uses of the adjacent parcel of property currently owned  
by Owners and commonly known as the Golden Gate Inn, or its  
successors, assigns, grantees, or invitees.

3. The restrictions set out above may be terminated by an  
instrument executed by the fee simple title holder of the Parking  
Parcel and consented to by the Board of County Commissioners of  
Collier County, Florida.

IN WITNESS WHEREOF, ROBERT VOCISANO and MARIO VOCISANO, A  
FLORIDA GENERAL PARTNERSHIP KNOWN AS GOLDEN GATE INN caused these  
declarations to be signed the day and year first above written.  
Witnesses:

ROBERT VOCISANO and MARIO  
VOCISANO, A FLORIDA GENERAL  
PARTNERSHIP KNOWN AS GOLDEN  
GATE INN

By: [Signature]  
ROBERT VOCISANO,  
General Partner

By: [Signature]  
MARIO VOCISANO,  
General Partner

[Signature]  
Bonnie Chittam

[Signature]  
Michelle Lalonde

1989 JUN -1 AM 11:59  
RECORDED

01285762  
COLLIER COUNTY

→ County Attorney's Office  
#8400

001445  
OR BOOK

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PAGE

STATE OF Florida  
COUNTY OF Collier

I HEREBY CERTIFY that on this day, before me, a notary public duly authorized in the state and county above-named to take acknowledgments, personally appeared ROBERT VOCISANO and MARIO VOCISANO, to me known to be the person(s) described in and who executed the foregoing Declaration and acknowledged before me that said person(s) executed that Declaration.

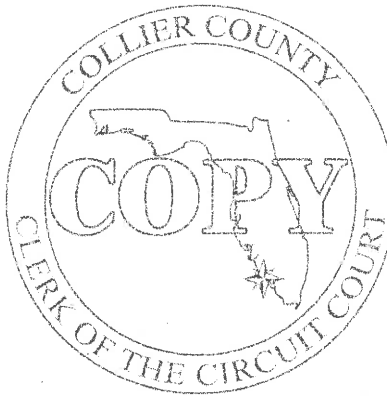
WITNESS my hand and official seal in the county and state last aforesaid this 23<sup>rd</sup> day of March, 1989.

Kerrie M. Durkin  
Notary Public

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. OCT 27, 1989  
BONDED THRU GENERAL INS. UNO.

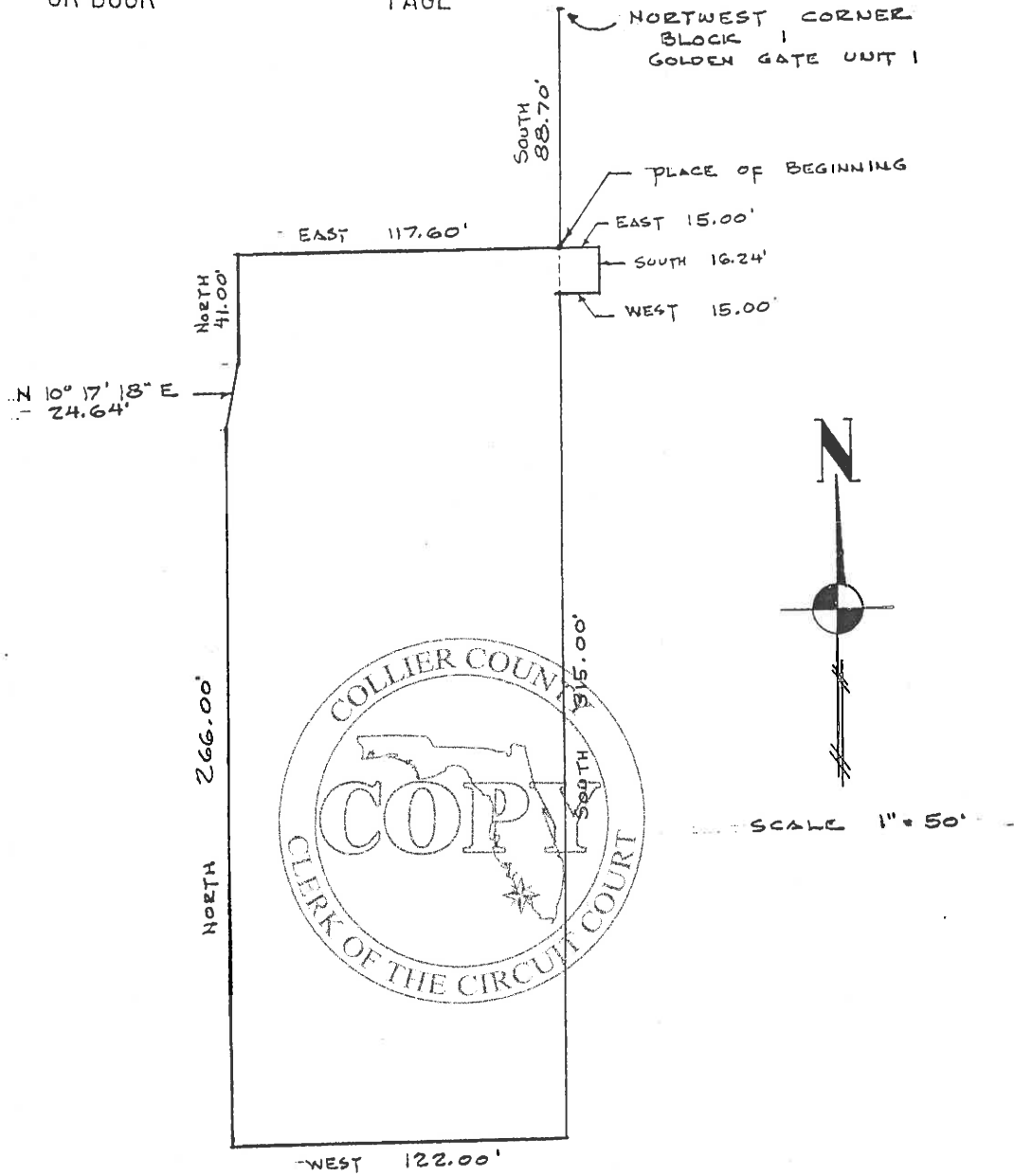
(SEAL)





001445  
OR BOOK

000575  
PAGE



BRUCE GREEN & ASSOCIATES, INC.  
3-13-89

SKETCH ONLY  
THIS IS NOT A SURVEY

001445

OR BOOK

000576

PA



DESCRIPTION OF A PORTION  
OF BLOCK 1 AND TRACT "A"  
GOLDEN GATE UNIT NO. 1

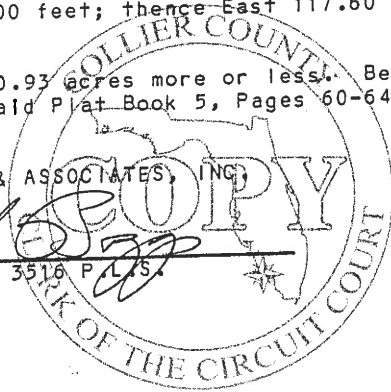
Commencing at the Northwest corner of Block 1, Golden Gate Unit No. 1 as recorded in Plat Book 5, Pages 60 through 64 inclusive, of the Public Records of Collier County, Florida; Thence along the West line of said Block 1, South 88.70 feet for a Place of Beginning:

Thence East 15.00 feet; thence South 16.24 feet; thence West 15.00 feet to the West line of said Block 1; thence along the West line of said Block 1, South 315.00 feet; thence West 122.00 feet; thence North 266.00 feet; thence North 10°17'18" East 24.64 feet; thence North 41.00 feet; thence East 117.60 feet to the Place of Beginning.

Parcel contains 0.93 acres more or less. Bearings are based on those shown in said Plat Book 5, Pages 60-64.

BRUCE GREEN & ASSOCIATES, INC.

*Joseph A. Green*  
FL. REG. 3516 P.L.S.



Recorded and Verified  
in Official Records of  
COLLIER COUNTY, FLORIDA  
JAMES C. GILES, CLERK

BRUCE GREEN AND ASSOCIATES, INC.  
SUITE 203 • 600 FIFTH AVENUE SOUTH • NAPLES, FLORIDA 33940-6673 • (813) 262-7525

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COLLIER COUNTY

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## AGREEMENT

THIS AGREEMENT made this 3<sup>rd</sup> day of April, 1990  
between the Golden Gate Fire and Rescue District (hereinafter  
referred to as the "District") and Collier County, a political  
subdivision of the State of Florida (hereinafter referred to as the  
"County").

WHEREAS, County has acquired 1,061.5 acres, (hereinafter referred  
to as "Property"), from Avatar Properties Inc. f/k/a/ GAC  
Properties, Inc. in accordance with the November 15, 1983 Agreement,  
(hereinafter referred to as the "1983 Agreement"); and

WHEREAS, the Property deeded to the County and/or the monetary  
proceeds acquired from the subsequent sale of said Property are to  
be used to provide governmental facilities within and for the  
geographical area known as Golden Gate Estates; and

WHEREAS, the County currently has funds derived from the use  
and/or sale of a portion of the above-described Property; and

WHEREAS, the County has determined that a disbursement of a  
portion of said funds to the District is in accordance with the  
provisions and the intent of the 1983 Agreement and accomplishes the  
purposes of said Agreement by providing equipment for fire  
protection to the residents of the Golden Gate Estates area  
("Primary Purpose");

NOW THEREFORE, in consideration of the above premises which are  
incorporated within and made part of this Agreement and in further  
consideration of the mutual covenants set forth below, and other  
good and valuable consideration, acknowledged by the parties to be  
sufficient, just and adequate, the parties hereto do agree as  
follows:

1. The County hereby agrees to provide 50% or a maximum of  
One Hundred Thousand Dollars (\$100,000.00) of the total Funds

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to be expended by the District for purposes hereinafter stated, (hereinafter referred to as the "Funds") to the District, in accordance with the terms and conditions of this Agreement, said Funds to be used solely for the purchase of a fire (pumper) truck (hereinafter referred to as the "Firetruck") currently identified by the District to be one (1) Pierce Custom Triple Combination Pumper Truck, 1000 GPM with a 1000 gallon tank, (more particularly described in Exhibit "A", attached hereto and a made a part hereof), at a proposed total cost of \$200,000.00.

2. The District agrees and warrants that the Firetruck purchased with the Funds shall be in accordance with the Primary Purpose and shall be based and stationed at a fire station located at 100 13th Street, S.W., (near the corner of Golden Gate Boulevard and 13th Street S.W.), said Fire Station being located within Golden Gate Estates.

3. The District hereby agrees that the purchase of the Firetruck has been or shall be in accordance with all applicable bidding or other requirements for the procurement of property and services as set forth in Chapter 287, Florida Statutes, and such other statutory provisions as may apply.

4. Payment of the Funds to the District for the Firetruck shall be in accordance with the following procedure:

(1) After delivery of the Firetruck to the District, the District shall deliver to the Real Property Management Director, with copy to the County Manager:

(a) The final invoice for the Firetruck; and  
(b) A letter from the District, signed by the Chairperson, stating that the Firetruck has been received and accepted in good order and directing the County to pay directly to the vendor, on behalf of the District, the invoice up to 50% or a maximum amount of \$100,000 of those Funds needed for purposes specified in paragraph 1.

(2) Within ten (10) days after receipt and approval of the above-described documents, a County warrant for final payment shall be prepared and made payable to the vendor and shall be forwarded directly to the vendor.

5. The District covenants and agrees that upon the payment of all or any portion from the Funds in accordance with the obligation contained in this Agreement it shall be the obligation of the District to pay the remaining balance and complete the purchase of a Firetruck of the type provided in paragraph 1 of this Agreement. In the event that the Funds committed by the County in this Agreement are insufficient to pay all costs associated with the purchase and delivery of the Firetruck, the District agrees to take all possible or necessary actions to obtain any and all moneys necessary to assure that the Firetruck is purchased and delivered. Further, the District agrees to take all possible or necessary actions and expend any and all moneys necessary to assure that the Firetruck is properly equipped, housed and maintained at the permanent fire station described in paragraph 2 of this Agreement. In the event that the Firetruck is not purchased by the District, it is understood and agreed by the parties that the District shall refund or repay to the County, within ten (10) days, any portion of the Funds which have been provided to the District pursuant to the provisions of the 1983 Agreement if such Funds are not used for the purpose as set forth in this Agreement.

6. The District agrees to obtain and maintain insurance coverage in an amount sufficient to provide for full repair and/or replacement of the Firetruck in the event the Firetruck is damaged or destroyed.

7. The District covenants and agrees that this Agreement is solely between the County and the District and, although the County may pay directly to the vendor all or a portion of the Funds on behalf of the District, the County shall have no direct or indirect liability to the vendor of the Firetruck or any other third party resulting from this Agreement.

8. District agrees to protect, defend, indemnify and hold the County harmless from any and all claims, actions, causes of action or liabilities arising from or in any way connected with the use of the Funds or the selection, purchase, delivery or use of the Firetruck by the District, its agents, employees, or any way related to the Firetruck by the District, its agents, employees or any third party.

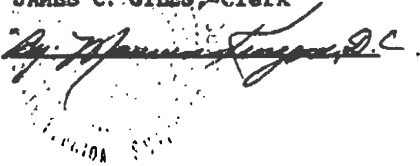
9. The District understands and agrees that the Funds to be provided to the District in accordance with the terms of this Agreement have been derived from and are being provided solely from the sale and/or use of a portion of the Property conveyed to the County pursuant to the 1983 Agreement and that such Funds are currently in County Fund 605-122390 (The GAC Trust Land Sales Fund). The District further understands and agrees that no ad valorem taxes or revenues or moneys from other sources have been committed or will be committed by the Board for the purposes set forth in this Agreement.

10. The District agrees that following purchase, and at all times thereafter, the Firetruck shall be used primarily for fire protection within the geographical area commonly known as "Golden Gate Estates". This Agreement is not intended, however, to preclude the use of the Firetruck within non-estates areas of the District so long as the primary use is for fire protection for Golden Gate Estates.

In the event that the Firetruck ceases to be based at the fire station as described in paragraph 2, or if the Firetruck ceases to be used in accordance with the Primary Purpose as defined in the recitals, the District agrees that the District shall pay to the County, within thirty (30) days, an amount equal to the fair market value of the Firetruck.

IN WITNESS WHEREOF, District and County have caused this Agreement to be duly executed on the day and year first above written.

ATTEST:  
JAMES C. GILES, Clerk

  
*James C. Giles*  
JAMES C. GILES, Clerk

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

By: *Max A. Hasse, Jr.*  
MAX A. HASSE, JR., Chairman

ATTEST:

*Rayn B. [Signature]*  
Secretary

GOLDEN GATE FIRE AND RESCUE  
DISTRICT

By: *Marvin [Signature]*  
Chairperson

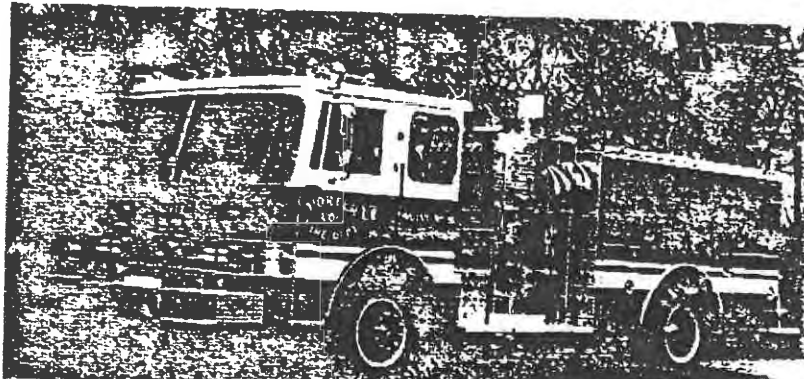
Approved as to form and legal  
sufficiency:

*Dennis P. Cronin*  
Dennis P. Cronin, 5-21-90  
Assistant County Attorney



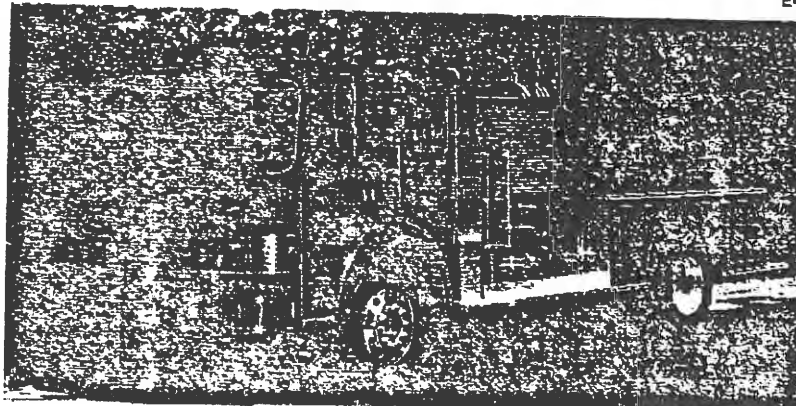
EXHIBIT "A" (page 1 of 3)

- All aluminum cab construction
- Extended bumper with front suction
- Short wheelbase for greater maneuverability
- Side or top mount pump panel
- Color coded outlet nameplates
- Stainless steel fender crowns



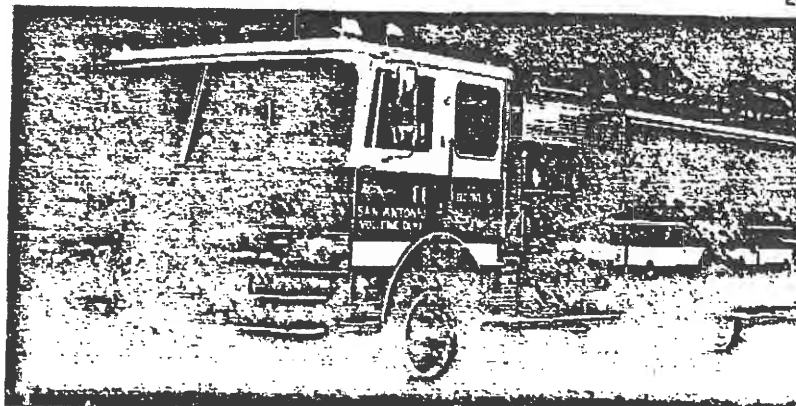
E43

- Cab access step inside — out of weather
- 48,000 BTU heater
- Mud and snow rear tires
- Gold leaf or gold star lettering and striping
- Flush fitting cab doors with full length stainless steel piano hinges
- Speedlay or crosslay hosebeds



E42

- Cab and full height canopy entrance handrails made of stainless steel
- Full front and rear circular fender inner liners
- Polyurethane paint finish
- Watertight single or two stage midship pump



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"Specifications, descriptions and illustrations in this literature are as accurate as known at the time of publication, but are subject to change without notice. Illustrations may not necessarily reflect actual construction."

# — SPECIFICATIONS —

EXHIBIT "A" (page 2 of 3)

## D-8000 CHASSIS — Std. Specifications

### AXLES

Front — 14,600# Rockwell P0-441  
Rear — 24,000# Rockwell R5-24-180  
GVW — 38,400 Wheelbase — 156"

### BRAKES

Full air meeting current FMVSS-121  
18.1 CFM air compressor — Midland E1-1800 Three air reservoirs — one  
830 cu. in. & two 1454 cu. in. 15 1/2" x 5" cam type front and 15 1/2" x 7"  
cam type rear. Spring set parking brake. Heated auto. moisture ejector.  
B-W AD-4 dryer.

### CAB

Curved style five man cab/canopy with hydraulic lift. All aluminum construction —  
1/8" sheet with fabricated or extrusion framing. Front fender liners. Stainless steel  
front fenders, stainless steel grill and bumper. Cab entrance handrails & full height  
canopy entrance handrails. Deluxe Ramco mirrors. Black interior with cab and  
canopy headliner. Bostrum air ride drivers seat & bench type passenger seat for  
two. Five sets of seat belts. 3 point for driver and officer. Electric wipers, 48,000  
BTU heater. Automatic cab dome light (1), courtesy lights (2), map lights (2),  
canopy dome lights (2), step lights (2). Electrical compartment. Hinged  
dash panel with engine oil, temperature, tachometer, voltmeter, duo air pressure  
gauge, transmission temperature gauge & speedometer. Warning lights and  
buzzer for engine, transmission and air pressure gauge. Halogen headlights &  
arrow type front directional lights, I.C.C. identification lights.

### COOLING SYSTEM

714 frontal area. 49.5 quart capacity minimum.  
Low fluid indicator light.

### DRIVE LINES

Splines #1700 series

### ELECTRICAL

Leece Neville-145 amp alternator. Dual starting system with two 12 volt 225  
amp batteries. Cole-Hersee M-705 switch.

### ENGINE

Caterpillar 3208T Turbocharged, 260 HP @ 2600 RPM. 10.4 L displacement,  
640 lb./ft. torque @ 1400 RPM. 5 year engine warranty.

### FRAME

10.12 x 3.5 x .375 heat treated bowed channel — 110,000 PSI yield — S.M.  
11.41 — RMA 1,915,540 per rail. Front chromed tow hooks.

### PENSION

Semi-elliptical front and rear springs. 3.5" x 51" 10 leaf front & 3" x 50" 15  
leaf rear with 6 leaf auxiliary. 14,400# capacity front & 27,000# rear.

### FUEL

68 gal. fuel tank, rear mounted.

### STEERING

Ross MFB Integral H.D. power steering 20" diameter steering wheel.

### TIRES & WHEELS

12R22.5 16-ply front & rear. Highway tread front, mud & snow rear. Michelin  
make. Disc wheels

### TRANSMISSION

Allison MT-643 4 speed automatic. 4th gear lockup.

### BODY, PUMP & EQUIPMENT

#### PUMP

Type — Watrous dependable CM series two stage centrifugal. Single  
stage optional. Midship mounted. Automatic adjustable pressure re-  
lief valve.

Capacity — Class A rating @ 10 foot H<sub>2</sub>O — 2000 ft. altitude 100% cap. 150  
PSI 100% cap. 195 PSI 70% cap. 200 PSI 50% cap. 250 PSI.

Construction — Two piece, bronze fitted, high tensile, close grained gray  
iron. Stainless steel impeller shaft fully supported by ball bearings.  
Easily adjustable Gracoil packing.

Transmission — Gray iron housing. Chain drive. Drive shafts fully ball  
bearing supported. Electric pump shift with indicator light on pump  
panel and dash.

Primer — Watrous electric rotary type; automatically lubricated, large oil  
reservoir.

Piping — All 2" w" and larger of heavy duty galvanized. Flexible couplings  
provided.

#### PUMP PLUMBING

Discharge — 2 1/2" NST male with push-pull locking ball valve, cap and chain —  
one 2 1/2" discharge for each 250 GPM capacity of pump.

One 1" pump to tank isolation and pump cooling line. One — auxiliary pressure line.  
All discharges checked with 600 psi. water panel.

Suction — NST flange (21150) GPM (21150-2040) GPM) inlet each side with  
strainer and wing handle cap. One — 2 1/2" NST female swivel with locking ball  
valve, supplier, plug. — operators panel. One — 3" gated tank to pump line.  
operators panel controlled

### OPERATORS PANEL

Panel on drivers side, removable scratch and glare resistant black vinyl  
panels each side. Panel includes

Gauges — 6" dia. main pump pressure and vacuum. 3 1/2" dia. individ-  
ual gauges for each 2 1/2" discharge. All gauges are compound type.  
Engine tachometer, temperature, and oil pressure gauges.

Controls — Relief valve, transfer valve, primer, warning engine throttle.

Accessories — UL speed counter and test outlets. Manifold drain.

### BODY

Construction — Welded heavy gauge GALVANNEAL steel (aluminum available).  
Aluminum treadplates: spaced out running boards; rear step, top of side com-  
partments. Side compartment assemblies removable. Folding step with  
scuffplate at front of each side compartment. Two aluminum treadplate corner  
steps at rear. Full body with "half step" across top of rear compartment. All  
vertical faces of rear body covered with aluminum treadplate. Full circular rear  
wheel innerliners.

Compartments — Enclosed equipment compartments are automatically lighted  
and weather protected by rubber seals. Doors are double panel with polished  
stainless steel piano hinges and stainless steel recessed D-ring handle E200  
latches. Drip protection over all compartment openings. Smooth steel, flush  
bottom, sweep-out compartment floors. Five enclosed equipment compart-  
ments — two each side, one rear with positive door holders.

Hose Bed — Removable ALUMINUM grating. Capacity 1500 h. of 2 1/2" and 400  
feet of 1 1/2" hose. One partition — adjustable.

Handrails — Two stainless steel vertical and one horizontal at rear of body.

### BOOSTER EQUIPMENT

Hose Reel — One electric rewind hose reel with capacity for 225 ft. of 1"  
hose. Located over pump in recessed open compartment. Precon-  
nected to pump.

Hose Rollers — Stainless steel roller with aluminum guides each side of  
reel.

Booster Hose — Two 100 ft. lengths of 1" 800# working pressure.

Booster Nozzle — Elkhart 1" B-200 mounted.

#### Tank

Capacity — 600, 750 U.S. gallons (1000 gal w/178" wheelbase)

Construction — 10 gauge welded steel. Interior of tank shot blasted,  
then coated with Pierce GUARDIAN II epoxy. Anode protected. Fully  
baffled and equipped with removable cover. Tank pump. 10 YEAR  
WARRANTY.

Fill — Large fill tower at forward end of hose bed equipped with  
hinged cover, 4" combination overflow vent; screen.

### BODY ELECTRICAL SYSTEM

Combination stop, turn and tail — Arrow type

Two inside cab controlled spotlights

Two rear hose bed pickup lights

Three (3) pump panel light with shield

Automatic compartment lights with indicator light in cab

Running board & rear step worklights

Automatic backup lights with audible alarm

Switch panel in cab with master and individual switches — circuit breaker  
protected. Indicator light integral with switches.

#### Warnings Devices

One electronic siren w/100 watt speaker

One lightbar on cab roof

### FIRE FIGHTING EQUIPMENT

Ground Ladders — Duo Safety aluminum — One 14 ft. roof with folding  
hooks — 775A. One 24 ft. two section extension — 900A. Ladders  
mounted on right side with adjustable brackets.

Pike Pole — One 10 ft. with wood handle in chrome plated tulip clips.

Suction Hose — Two 10 ft. lengths of hard suction with pin-tug  
male and long handle female swivel couplings. Mounted left side with  
adjustable brackets.

Suction Adapters — Two-one large pump inlet x large hydrant and one  
large pump inlet x 2 1/2". Both double female swivel. NST Mounting  
bases provided loose.

Other Equipment — (shipped loose with mounting brackets)

Two 6 volt. dept. axes. Two 6 volt electric hand lights. One 2 1/2 gal. pres-

surized water extinguisher. One 20# ABC dry chemical extinguisher.

One chrome plated barrel strainer. Touch-up paint.

### FINISH

Body and chassis finished with polyurethane paint. Painting process  
includes washing and phosphating under pressure, primer coats, and  
finish coat. Wheels, lights, trim, doors and other demountable items  
removed and painted separately. Interior of double panel compartment  
doors are undercoated. Gold leaf lettering provided.

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PAGE

	<u>Dash D-8000</u>	<u>Ford C-8000</u>
1. Gross Vehicle Weight	38,400 lb.	35,000 lb.
2. Front axle rating	14,600 lb.	12,000 lb.
3. Rear axle rating	24,000 lb.	23,000 lb.
4. Front brake size	16½" x 5"	15½" x 4"
5. Air compressor	16.1 CFM	12 CFM
6. Front brake chambers	30 sq. in.	16 sq. in.
7. Rear brake chambers	38 sq. in.	30 sq. in.
8. Driver seat	Air ride (8-way adj.)	Bench (2-way adj.)
9. Heater/defroster	48,000 BTU	22,000 BTU
10. Interior padding	All-headliner, doors, dash	None
11. Cab metal	1/8" aluminum	18-21 gauge steel
12. Instrument panel	Hinged	Fixed
13. Alternator	145 amp	130 amp
14. Electrical components	In-dash (diagram/coding plate)	Under dash (no dia. code)
15. Bumper	Stainless steel	Extra-Chrome
16. Frame-size	10-1/8" x 3½" x 3/8" thick	9¼" x 3½" x ¼" thick
17. Frame - PSI	110,000	36,000
18. Frame - RBM	1,915,678	783,000
19. Frame - Warranty	LIFETIME	1 year
20. Steering	Ross HFB-70 (heavy duty)	Poss 504 (med. duty)
21. Suspension - front	14,400 lb.	12,000 lb.
22. Suspension - rear	27,000 lb.	23,000 lb.
23. Dual battery system	Std.	Extra
24. Stainless steel fenders	Std.	Extra
25. Bright finish grille	Std.-Stainless	Extra-Chrome
26. Hydraulic cab tilt	Std.	Extra
27. 65 gal. fuel tank	Std.	Extra
28. Auto. trans. lock-up	Std.	Extra
29. B-W AD4 air dryer	Std.	Extra
30. Two (2) cab courtesy lites	Std.	Extra
31. Two (2) eng. compt. lites	Std.	Extra
32. Alum. treadplate cab floor	Std.	N/A
33. Frt. fender innerliners	Std.	N/A
34. Halogen headlights	Std.	N/A
35. Transmission temp gauge	Std.	N/A
36. Ramco mirrors	Std.	N/A
37. Wheelbase	Variable	6" Increments
38. Engine warning lights	Std.	Optional
39. Engine warning buzzer	Std.	N/A
40. Map lights	Std.	N/A
41. Crew cab	Std.	Additional
42. Stainless steel cab entrance handrails	Std.	Additional
43. Automolature ejector	Heated	Non Heated

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Recorded and Verified  
in Official Records of  
COLLIER COUNTY, FLORIDA  
JAMES C. GILES, CLERK

A custom built chassis designed specifically for the fire service.  
Designed as one unit.  
Single source warranty.

Retn:  
CLERK TO THE BOARD  
INTEROFFICE 5TH FLOOR  
AST 7240

1966796 OR: 2090 PG: 1194  
RECORDED IN THE OFFICIAL RECORDS OF COLLIER COUNTY, FL  
08/17/95 at 08:26AM DWIGHT B. BROCK, CLERK

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COPIES

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### RESERVATION OF OFF-STREET PARKING AGREEMENT

THIS Agreement made this 8<sup>th</sup> day of August, 1995, by and between the Board of County Commissioners of Collier County (hereinafter referred to as County), a political subdivision of the State of Florida, and Robert and Mario Vocisano d/b/a/ Quality Inn Golf & Country Club, a Florida general partnership the owner of the property subject to this Agreement (hereinafter referred to as Developer).

#### W I T N E S S E T H:

WHEREAS, Developer is the fee simple owner of the Quality Inn Golf & Country Club located in Collier County, Florida; and

WHEREAS, the County has determined that Quality Inn Golf & Country Club must have exclusive use of 294 parking spaces in addition to shared use of additional spaces on the site, all as set forth in a certain agreement between the Developer and County dated February 17, 1989 (the 1989 Agreement); and

WHEREAS, Sec. 2.3.12 of the Collier County Land Development Code (the Code), provides that a developer may request a reservation of parking spaces that are excessive but that such reservation does not reduce the required number of parking spaces on the site; and

WHEREAS, the Developer has requested a reservation of parking spaces pursuant to Sec. 2.3.12, of the Code, in order to place some of the required parking spaces in reserve; and

WHEREAS, the Planning Services Director has determined that the existing impervious parking area is adequate to provide for the current parking needs of the Project and that the reservation of 88 parking spaces will provide adequate assurance to the County that sufficient land is and will remain available for the construction of additional impervious parking should conditions change such that such additional impervious parking is necessary; and

WHEREAS, the County has the authority to enter into reserved parking agreements on pursuant to Sec. 2.3.12 of the Code; and

WHEREAS, Developer, as fee simple owner, has the authority to enter into this Agreement and to bind itself, its heirs, successors and assigns to the terms and conditions of this Agreement set forth below;

NOW, THEREFORE, in consideration of the findings set forth above which are incorporated herein, the mutual premises set forth hereinafter and other good and valuable consideration, the Board and Developer hereby covenant and agree as follows:

1. Developer agrees to reserve and set aside for use solely as a site for future construction of impervious parking that land designated as "reserved parking" on the drawing attached hereto and made a part hereof.

2. Developer agrees to maintain the reserved parking area as a landscaped open space area in lieu of paving until such time as it may be reasonably determined by the Planning Services Director that an impervious parking area is needed, at which time Developer will forthwith construct such impervious parking area as directed by the Planning Services Director. Developer further agrees that it will not use the open space created by the reserved parking area to meet the open space requirements, pursuant to the Code, for the development subject to this Agreement.

3. Developer agrees that the reserved parking shall never be encroached upon unless Developer provides equivalent reserve parking, subject to prior approval of the Planning Services Director. Additionally, Developer agrees that the reserved parking area will not be leased, sold or otherwise conveyed except in conjunction with the building(s) or use served by said area.

4. Nothing in this Agreement shall be construed to prevent the Developer from constructing impervious parking on the land herein reserved; however in the event that the reserved parking area is converted to pervious parking, Developer shall submit engineered construction plans for the additional parking area to the Planning Services Department for review and approval prior to the commencement of construction, unless those plans have previously been approved under criteria of Div. 3.3, Collier County Land Development Code, as amended.

5. The County shall terminate this Agreement when the reserved parking area is converted to impervious parking spaces pursuant to the Code or when the reserved parking area is no longer required, as may be determined by the Planning Services Director and approved by the County. Said release or termination shall be recorded in the official records of Collier County, Florida.

6. This Agreement shall remain in full force and effect unless and until terminated by the County.

7. This Agreement modifies the 1989 Agreement only to the extent expressly provided herein.

8. This Agreement shall be binding upon Developer, its heirs, successors or assigns and constitutes a restrictive covenant which shall run with the land.

9. Developer agrees to record this Agreement in the official records of Collier County and to bear the expense thereof. Developer shall provide a copy of the recording agreement to Collier County Development Services Department and to the County Attorney's office. Recordation of this Agreement shall take place within thirty (30) days from the date of execution of this Agreement by the Board of County Commissioners.

IN WITNESS WHEREOF the parties hereto have set their hands and seals the day and year first above written

ATTEST:  
DWIGHT E. BROCK, Clerk

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

*B. J. Matthews*  
By: *Betty J. Matthews*  
Chairman

By: *Betty J. Matthews*  
Betty J. Matthews  
Chairman

Robert and Mario Vocisano d/b/a/  
QUALITY INN GOLF & COUNTRY CLUB, a  
Florida general partnership

Witnesses:

*Gail Hambright*  
Gail Hambright  
Printed name of witness

By: *Robert Vocisano*  
Robert Vocisano, General Partner

*Christie L. Brighton*  
CHRISTIE L. BRIGHTON  
Printed name of witness

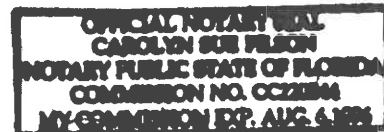
STATE OF FLORIDA  
COUNTY OF

The foregoing instrument was acknowledged before me this  
10th day of April 1995 by ROBERT VOCISANO who ( ) is  
personally known to me or ( ) has produced *drivers license*  
as identification. *V225-720-30-448*

*Carolyn Sue Felson*  
Notary Public  
Carolyn Sue Felson  
Printed Name of Notary

My Commission Expires:

Approved as to form and  
legal sufficiency:



*Kenneth B. Cuyler*  
Kenneth B. Cuyler  
County Attorney

A G R E E M E N T

THIS AGREEMENT entered into this 17th day of February, 1989, by and between ROBERT VOCISANO, individually and as general partner of GOLDEN GATE INN, a Florida general partnership, and MARIO VOCISANO, individually and as general partner in the GOLDEN GATE INN, a Florida general partnership, (hereinafter referred to as "DEVELOPERS") and COLLIER COUNTY, a political subdivision of the State of Florida, (hereinafter referred to as "COUNTY").

WHEREAS, DEVELOPERS have constructed a motel facility on the GOLDEN GATE INN property (hereinafter referred to as "Property"); and

WHEREAS, DEVELOPERS are required to provide adequate parking in accordance with the Collier County Zoning Ordinance for all existing and newly-constructed uses on the Property; and

WHEREAS, DEVELOPERS and a third party have entered into a "joint use" or "shared parking" arrangement for the sharing of certain parking spaces located on DEVELOPERS' Property; and

WHEREAS, the COUNTY has determined that the parking requirements for DEVELOPERS' existing and newly-constructed uses on the Property must be calculated exclusive of such shared parking spaces; and

WHEREAS, DEVELOPERS have fully constructed two motel buildings and have received a Certificate of Occupancy for one motel building based on prior calculation of parking requirements which did not account for such shared parking spaces; and

WHEREAS, DEVELOPERS seek a Certificate of Occupancy for the second constructed motel building; and

WHEREAS, the COUNTY will issue such Certificate of Occupancy under the terms of this Agreement wherein DEVELOPERS will be required to immediately construct additional parking to meet County parking requirements exclusive of all shared parking spaces on the Property;

EXHIBIT "B"

**EX-14**

EXHIBIT 2  
PAGE 1  
OCT 7

MAR 1 1989

PLANNING & ZONING  
9012-165-CIR

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the security provided by DEVELOPERS for this Agreement and other good and valuable consideration, acknowledged by the parties to be sufficient, the parties do hereby agree as follows:

1. DEVELOPERS shall construct, at no expense to the COUNTY, an additional 117 parking spaces for DEVELOPERS' exclusive use which have been designated by black-lining on the attached site plan (hereinafter referred to as "site plan") dated May, 1987, prepared by Wilson, Miller, Barton, Soll and Peek, Inc., and revised by DEVELOPERS on February 8, 1989 and February 13, 1989, a copy attached hereto and incorporated herein. DEVELOPERS represent that 177 parking spaces exist or have previously been constructed exclusively for DEVELOPERS uses on the Property. After completion of the parking construction required herein, DEVELOPERS represents that they will have the exclusive use of at least 294 parking spaces.

2. DEVELOPERS agree that the construction of all parking spaces required pursuant to this Agreement shall be in accordance with all applicable County regulations and ordinances. The attached site plan is intended to depict the anticipated final location of the parking spaces but is not intended to evidence compliance with all applicable County regulations and ordinances, including, but not limited to, zoning and subdivision regulations.

3. DEVELOPERS shall commence construction of the required parking spaces designated on the site plan at the earliest possible date but not later than twenty (20) days after execution of this Agreement. DEVELOPERS shall complete all construction and other improvements necessary for the COUNTY'S approval of the required parking spaces at the earliest possible date but no later than ~~one hundred (100)~~ <sup>SEVENTY (70) TWO</sup> days after the execution of this

EXHIBIT 2  
PAGE 2  
OF 7



Agreement. DEVELOPERS acknowledge and agree that if all parking spaces required pursuant to this Agreement have not been completed in accordance with all applicable County regulations and ordinances within <sup>85.90M/30</sup> ~~100~~ days after execution of this Agreement, DEVELOPERS shall be in default of this Agreement and the COUNTY shall have the right and authority to proceed against and collect any and all funds provided by DEVELOPERS as security to assure construction and code compliance pursuant to this Agreement.

4. As security for the parking construction, landscaping and other requirements necessary for the placement and construction of the parking spaces required pursuant to this Agreement, DEVELOPERS shall provide to the COUNTY a certified check drawn on a local banking institution and made payable to Collier County in the total amount of Seventy-Five Thousand Dollars (\$75,000.00). Said certified check shall be held in escrow by the County and may be cashed by the COUNTY upon DEVELOPERS failure to complete the construction of the required parking spaces as shown on the site plan in accordance with this Agreement.

5. In the event that DEVELOPERS default under the terms of this Agreement and Collier County cashes the certified check provided as security for this Agreement, said funds shall be used for any and all costs necessary to complete the required parking construction and landscaping including, but not limited to, construction costs, administrative costs, legal fees, and other costs related to such construction. If funds remain after all such costs and expenses, in the sole opinion of Collier County, then such remaining funds shall be returned to DEVELOPERS.

6. DEVELOPERS shall have the right to substitute a Letter of Credit from a local banking institution in a form and amount acceptable to the COUNTY as replacement for the certified check provided hereunder.

EXHIBIT 2  
 PAGE 3  
 OF 7

7. The COUNTY agrees that, upon execution of this Agreement and receipt of the security provided herein, the COUNTY shall issue a Certificate of Occupancy for the proposed "East" motel building as generally depicted on the site plan. Such Certificate of Occupancy shall include the following wording:

This Certificate of Occupancy is conditioned upon DEVELOPERS compliance with that certain Agreement between DEVELOPERS and COLLIER COUNTY dated February 17, 1989.

8. DEVELOPERS hereby represent that the person or persons executing this Agreement on behalf of DEVELOPERS have full authority to do so.

9. DEVELOPERS represent that they own or control all Property as depicted on the site plan which is necessary for construction and placement of the required parking spaces as depicted on the site plan. DEVELOPERS further agree that in the event that DEVELOPERS default under the terms of this Agreement, DEVELOPERS shall be immediately obligated to provide sufficient property rights to COLLIER COUNTY for construction of the required parking as depicted on the site plan. It is not the intent of COLLIER COUNTY to own such proposed parking but rather to acquire sufficient property rights to construct the required parking.

10. Developers hereby agree to provide documentation to the County within thirty (30) days of the execution of this Agreement which documentation will evidence that the property upon which the proposed parking is to be located is and shall be perpetually restricted and reserved as a parking area for the currently existing uses on the property. Such evidence shall be in the form of covenants running with the land or other appropriate property limitations or restrictions and shall be in a form approved by the County Attorney's office and thereafter recorded at Developers expense in the public records of Collier County, Florida.

EXHIBIT 2  
 PART 4  
 OF 7

11. The parties agree that time is of the essence with respect to this Agreement.

IN WITNESSES WHEREOF the parties hereto have executed this Agreement on the date first written above.

Witnesses:

Ernestine Covarran  
Deborah D. Allen

DEVELOPERS:

By: Mario Vocisano  
MARIO VOCISANO, Individually  
and as General Partner of  
GOLDEN GATE INN

STATE OF FLORIDA )  
COUNTY OF COLLIER )

I HEREBY CERTIFY that MARIO VOCISANO executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and official seal in the County and State last aforesaid this 17th day of February, 1989.

My Commission Expires:

Witnesses:

Ernestine Covarran  
Deborah D. Allen

By: John Fleming  
ROBERT VOCISANO, Individually  
and as General Partner of  
GOLDEN GATE INN BY JOHN  
FLEMING under Special Power  
of Attorney dated 2/8/89  
(copy attached)

STATE OF FLORIDA )  
COUNTY OF COLLIER )

I HEREBY CERTIFY that JOHN FLEMING executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and official seal in the County and State last aforesaid this 17th day of February, 1989.

My Commission Expires:

Witnesses:

Ernestine Covarran  
Deborah D. Allen

By: Thomas W. Ollie  
THOMAS W. OLLIE, Community  
Development Administrator

Approved as to form and  
legal sufficiency

Kenneth B. Cuyler  
Kenneth B. Cuyler

EXHIBIT 2  
P/ 5  
Of 7

Retn:  
FLORIDA CITIES WATER CO  
4837 SW 27 ROAD  
SARASOTA FL 34231

2098713 OR: 2228 PG: 1331  
RECORDED in the OFFICIAL RECORDS of COLLIER COUNTY, FL  
09/13/96 at 11:01AM DWIGHT E. BROCK, CLERK

REC PPS 14.00  
JOC-1.00  
COPIES 13.00  
MISC 3.00

## EXCLUSIVE WELL, WELL PUMP AND WATER PIPELINE EASEMENT GRANT

THIS INDENTURE, made and entered into this 11<sup>th</sup> day of <sup>SEVENTEETH</sup> July, 1996, between Robert Vocisano and Mario Vocisano, dba Golden Gate Inn & Country Club of 4100 Golden Gate Parkway, Naples, Florida, 33999, individually or as Trustee, hereinafter referred to as Grantors; and FLORIDA CITIES WATER COMPANY, 4837 Swift Road, Ste 100, Sarasota, Florida, 34231, a Florida Corporation, hereinafter referred to as Grantee:

### WITNESSETH:

1. For and in consideration of the sum of One Dollar and other good and valuable consideration, receipt of which is hereby acknowledged, Grantor does hereby grant to the Grantee and its successors, for its exclusive use, subject to the Grantors rights to use the golf course under the conditions set forth herein, an exclusive 20 foot wide permanent easement situated in Collier County and located and described as shown on the attached plat or legal survey marked Exhibit "A" and as follows:

**DESCRIPTION**  
**LEGAL DESCRIPTION OF A 20 FOOT**  
**WIDE WATER LINE EASEMENT**

A 20.00 foot wide strip of land located in tract "A" of Golden Gate, Unit 8 part 2, according to the plat thereof recorded in plat book 9 at pages 107 through 112 and tract "A" of Golden Gate, unit 1, according to the plat thereof recorded in plat book 5 at pages 60 through 64 all of the public records of Collier County, Florida, lying 10.00 feet either side of the following described centerline:

Commence at the southeast corner of tract "A" of Golden Gate, unit 1, according to the plat thereof recorded in plat book 5 at pages 60 through 64 of the public records of Collier County, Florida; Thence run N 00°00'11" E, along the easterly line of said tract "A", the same being the westerly right-of-way line of county road 951, (State Road No. 858 Per Plat), for a distance of 89.26 feet; Thence run N 89°59'49" W for a distance of 47.09 feet to the POINT OF BEGINNING of the following described centerline; Thence run S 00°00'11" W, parallel with the westerly right-of-way line of said County Road 951, for a distance of 908.29 feet;  
Thence run N 81°45'50" W for a distance of 545.15 feet;  
Thence run N 79°12'05" W for a distance of 950.48 feet;  
Thence run S 65°29'26" W for a distance of 562.77 feet;  
Thence run N 77°37'38" W for a distance of 107.96 feet;  
Thence run N 00°09'03" E for a distance of 197.40 feet;  
Thence run N 23°43'43" E for a distance of 102.09 feet to the end of the herein described centerline, containing 1.55 acres, more or less.

2. Grantee and its successors are granted the right, privilege, and authority to construct, replace, renew and maintain well(s), well pumps(s) and water line(s) together with necessary

connections, valves, and other appurtenances, to be located on, under, across and through the above described property with the additional right, privilege and authority to remove, replace and repair said facilities and to trim and remove roots, shrubs, bushes and plants which effect the operation of said water line or facilities. Said facilities are to be located under ground if they are on the fairway and, with the exception of the wellpad(s) and power source, in the rough area immediately adjacent to the fairway so as not to unreasonably interfere with the use of the property as a golf course.

3. During construction, maintenance and repair, Grantor may continue to use the property as a golf course. Following construction, maintenance or repair, the fairway and the rough area immediately adjacent to the fairway, aside from the area occupied by the wellpad(s) and power source, shall be restored to its original condition by the Grantee, to the satisfaction of the Grantor, within a reasonable period of time so as not to impede golf course usage. If restoration is unreasonably delayed beyond 30 days after completion of said construction, maintenance or repair, Grantor may complete the restoration and then grantee's easement rights for the cost thereof. Interim inspection of the water line or facilities within the easement shall be accomplished with vehicles suitable for golf course usage.

4. This 20 foot wide easement will not be limited to any one (1) diameter size, type or facility. The area of this 20 foot wide easement is restricted and reserved for the well(s), well pump(s) and/or water line(s). However, protuberances are not to permanently extend above ground so as to interfere with golf play in that portion of the easement that traverses the fairway. Houses, barns, buildings, patios, carports, garages, warehouses, and other similar type structures may not be built on this easement unless and until this easement is modified, at the request of Grantor. If such modification is requested, Grantor shall provide Grantee with a satisfactory alternative easement route and a reasonable period of time in which to reroute water line(s). The cost of rerouting the water line(s) shall be borne by the Grantee.

5. This easement shall terminate and all rights of Grantee and its successors shall revert to Grantor and its successors in the event Grantee shall at any time abandon this easement.

6. This easement shall terminate and all rights of Grantee and its successors shall revert to Grantor and its successors in the event Grantee does not install any well(s), well pump(s) and/or water lines, in the easement within five (5) years from the date of this instrument. Should the five (5) year time frame expire, a new easement may be negotiated.

6. Title to the Utilities constructed hereunder shall remain in the name of the Grantee and its successors.

7. Grantors covenant to and with Grantee that subject to existing easements, if any, for public highways or roads, railroads, laterals, ditches, pipelines and electrical transmission or distribution lines and telephone and telegraph lines covering the land herein described, Grantors are lawfully seized and possessed of said lands, having good and lawful right and power to sell and convey them, and that they are free and clear of all liens and encumbrances, except for taxes for the current year and First (1<sup>st</sup>) Mortgage in favor of National Canada Finance Corporation, Inc.

8. This Agreement may not be assigned by the Grantee.

WITNESSES:

Nancy L. Green  
Nancy L. Green  
Kenneth G. Kelly  
Kenneth G. Kelly

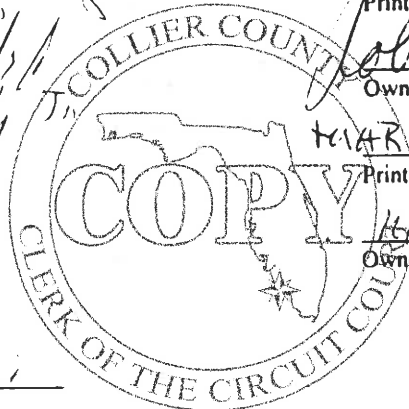
GRANTOR OR GRANTORS:

ROBERT VOCISANO  
Print Name of Owner or Trustee

[Signature]  
Owner or Trustee sign here

MARIO VOCISANO  
Print Name of Owner or Trustee

[Signature]  
Owner or Trustee sign here

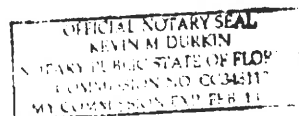


STATE OF FLORIDA  
COUNTY OF Collier

The foregoing instrument was acknowledged before me this 12/12/11 (date) by \_\_\_\_\_ (name of person acknowledging), who is personally known to me or who has produced \_\_\_\_\_ (type of identification) as identification and who did (did not) take an oath.

[Signature]  
Notary Public  
State of Florida at Large

(NOTARY'S SEAL)



**Q. GRADY MINOR & ASSOCIATES, P.A.**

Civil Engineers ■ Land Surveyors ■ Planners

Q. GRADY MINOR, P.E.  
MARK W. MINOR, P.E.  
C. DEAN SMITH, P.E.

ALAN V. ROSEMAN  
ROBERT W. THINNES, A.I.C.P.  
ERIC V. SANDOVAL, P.L.S.

**FLORIDA CITIES WATER COMPANY**

**LEGAL DESCRIPTION OF A 20 FOOT WIDE WATER LINE EASEMENT**

A 20.00 FOOT WIDE STRIP OF LAND LOCATED IN TRACT 'A' OF GOLDEN GATE, UNIT 8 PART 2, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 9 AT PAGES 107A THROUGH 112 AND TRACT 'A' OF GOLDEN GATE, UNIT 1, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 5 AT PAGES 60 THROUGH 64 ALL OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA, LYING 10.00 FEET EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCE AT THE SOUTHEAST CORNER OF TRACT 'A' OF GOLDEN GATE, UNIT 1 ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 5 AT PAGES 60 THROUGH 64 OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA; THENCE RUN N 00°00'11" E, ALONG THE EASTERLY LINE OF SAID TRACT 'A', THE SAME BEING THE WESTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 951, (STATE ROAD NO. 858 PER PLAT), FOR A DISTANCE OF 89.26 FEET; THENCE RUN N 89°59'49" W FOR A DISTANCE OF 47.09 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED CENTERLINE; THENCE RUN S 00°00'11" W, PARALLEL WITH THE WESTERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 951, FOR A DISTANCE OF 908.29 FEET; THENCE RUN N 81°45'50" W FOR A DISTANCE OF 545.15 FEET; THENCE RUN N 79°12'05" W FOR A DISTANCE OF 950.48 FEET; THENCE RUN S 65°29'26" W FOR A DISTANCE OF 562.77 FEET; THENCE RUN N 77°37'38" W FOR A DISTANCE OF 107.96 FEET; THENCE RUN N 00°09'03" E FOR A DISTANCE OF 197.40 FEET; THENCE RUN N 23°43'43" E FOR A DISTANCE OF 102.09 FEET TO THE END OF THE HEREIN DESCRIBED CENTERLINE, CONTAINING 1.55 ACRES, MORE OR LESS.

SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.

BEARINGS REFER TO THE EASTERLY LINE OF TRACT 'A' GOLDEN GATE UNIT 1 AS RECORDED IN PLAT BOOK 5 AT PAGES 60 THROUGH 64, COLLIER COUNTY, FLORIDA, AS BEING S 00°00'11" W.

Q. GRADY MINOR & ASSOCIATES, P.A.

SIGNED 7/7/93

BY Eric V. Sandoval, PLS #5223  
ERIC V. SANDOVAL STATE OF FLORIDA

F:\FCWC\FCWC.1  
7/8/93  
DRAWING #B-223



## **SYSTEM TO ACCOUNT**



Return to:  
Florida Governmental Utility Authority  
280 Wekiva Springs Road, Suite 2000  
Longwood, FL 32779

UTILITY EASEMENT

THIS EASEMENT, granted this 6 day of November, 2009, by  
Golden Gate Country Club owners, representative of the County of  
Collier in the State of Florida, (hereinafter referred to as  
"Grantor"), to the FLORIDA GOVERNMENTAL UTILITY AUTHORITY, a legal entity and public  
body created by interlocal agreement pursuant to section 163.01(7), Florida Statutes, with  
headquarters in Seminole County, Florida (hereinafter referred to as "Grantee")

WITNESSETH:

That the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other good  
and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt and  
sufficiency whereof is hereby acknowledged, hereby conveys, grants, bargains and sells unto  
the Grantee, its successors and assigns, a perpetual, non-exclusive, unobstructed easement  
free and clear of all encumbrances, and privilege to enter upon and to install, operate and  
maintain utility facilities, on the following described lands being located in  
Collier County, Florida, to wit:

See Exhibit "A" attached hereto and incorporated by reference herein.

TO HAVE AND TO HOLD the same unto the Grantee and its assigns, together with the  
right to enter upon said land, excavate, and take materials for the purpose of constructing,  
operating, and maintaining utility facilities thereon.

Grantor hereby warrants to the Grantee that it is lawfully seized and in possession of the real  
property herein described and that it has good and lawful right to grant the aforesaid  
easement.

Grantor and Grantee are used for singular or plural, as the context requires.

IN WITNESS WHEREOF, the Grantor has caused these presents to be executed the date and year first above written.

Signed, sealed and delivered  
in the presence of:

Arnelia Lopez  
Witness

Aurelio Sanchez  
Print Name

Ardena Lopez  
Witness

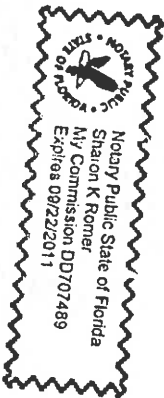
Andrew Gonzalez  
Print Name

GRANTOR: MICHAEL SKYIE  
Superintendent  
Print Name and Title

State of Florida  
County of Collier

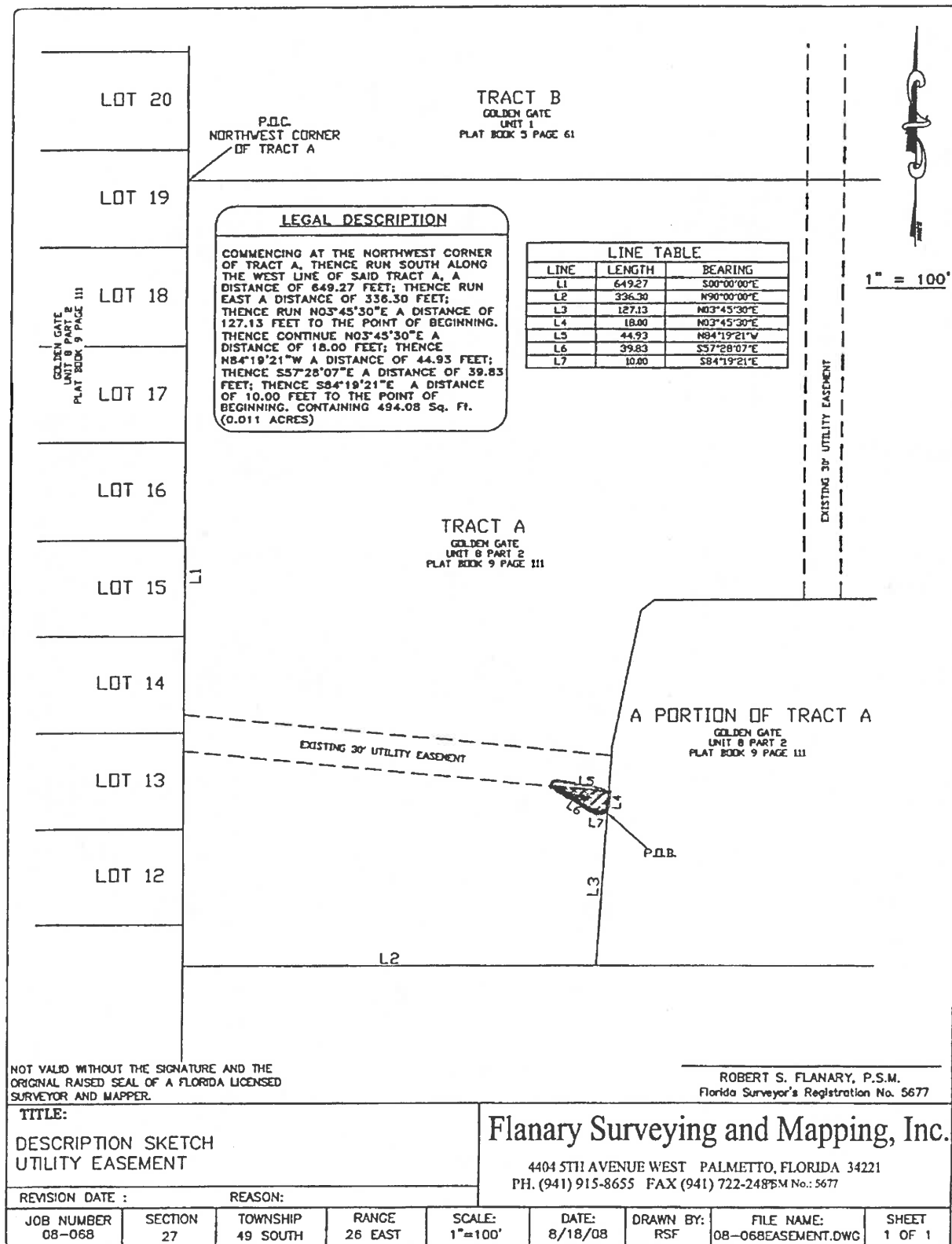
The foregoing instrument was acknowledged before me this 6 day of November  
by                      as                      on behalf of the Grantor. He/she is  
personally known to me or has produced                      as identification.

Name typed: Shaon K. Romer  
Notary Public Commission                       
My Commission Expires:                     



**Exhibit "A"**

**Provide Legal Description and small scale graphic depiction**



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APR 19 24 8 43

001131

001230

COLLIER COUNTY

RECORDED

OR BOOK

PAGE

## QUIT-CLAIM DEED

THIS QUIT-CLAIM DEED, executed this 25th day of July, 1985, by and between DOMENIC D'AGOSTINO, MARIO VUCISANO, SALVATORE FORLANI, AND ROBERT VUCISANO, A FLORIDA GENERAL PARTNERSHIP (First Party), to AVATAR UTILITIES, INC. OF FLORIDA, A DELAWARE CORPORATION (Second Party), whose address is

(Wherever used herein, the terms "First Party" and "Second Party" shall include singular and plural, heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

WITNESSETH: That the said First Party, for and in consideration of the sum of \$10.00 in hand paid by the said Second Party, the receipt whereof is hereby acknowledged, does hereby remise, release and quit-claim unto the said Second Party forever, all the right, title, interest, claim and demand which the said First Party has in and to the following described lot, piece or parcel or land, situate, lying and being in the County of Collier, State of Florida, to-wit:

See attached Exhibit for legal description

TOGETHER with easements set forth in Exhibit A. TO HAVE AND TO HOLD the same, together with all and singular the appurtenances thereto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said First Party, either in law or equity, to the only proper use, benefit and behalf of the said Second Party forever.

IN WITNESS WHEREOF, the said First Party has signed and sealed these presents, the day and year first above written.

DOMENIC D'AGOSTINO, MARIO VUCISANO, SALVATORE FORLANI, AND ROBERT VUCISANO, A FLORIDA GENERAL PARTNERSHIP

Witness

By

Domenic D'Agostino, General Partner, with full authority to bind the partnership

Witness

Received \$ 45  
Documentary Stamp Tax  
Collier County, Florida  
William J. Reagen, Clerk

DC

AVATAR

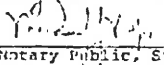
AVATAR UTILITIES INC.  
2011 Alameda Circle  
Coral Gables, FL 33134

POOR QUALITY ORIGINAL

001131  
OR BOOK001231  
PAGESTATE OF FLORIDA  
COUNTY OF COLLIER

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared DOMENIC D'AGOSTINO, General Partner of Domenic D'Agostino, Mario Vocisano, Salvatore Forlani, and Robert Vocisano, a Florida General Partnership, with full authority to bind the partnership, to be known to be the person described in and who executed the foregoing instrument, and he acknowledged before me that he executed the same.

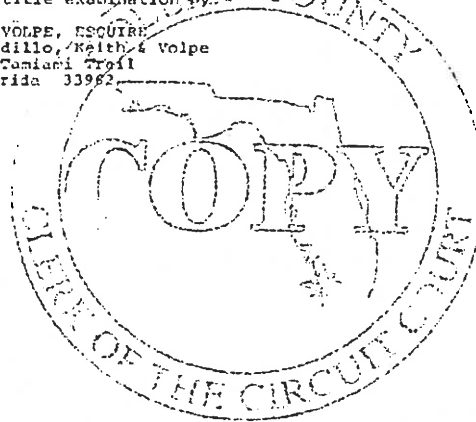
WITNESS my hand and official seal in the State and County aforesaid, this 24 day of February, 1985.

  
Notary Public, State of Florida

My Commission Expires:  
March 31, 1986

(SEAL)  
This instrument was prepared from information furnished by the parties without benefit of legal opinion or title examination by:

MICHAEL J. VOLPE, ESQUIRE  
Monaco, Cardillo, Keith & Volpe  
3550 South Tamiami Trail  
Naples, Florida 33962



Revised  
2/12/85

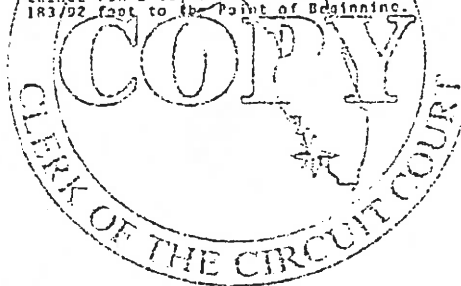
001161  
OR BOOK

## EXHIBIT "A"

A parcel of land in Collier County, Florida, being a part of the plat of Tract A of Golden Gate Unit B, Part II, as recorded in Plat Book 9 at page 111 of the Public Records of Collier County, Florida being more particularly described as follows:

Commencing at the northwest corner of Tract A, run South along the West line of said Tract A a distance of 1334.27 feet; thence run East 336.31 feet to the Point of Beginning of the herein described parcel.  
From said Point of Beginning run N 89°54'21" E a distance of 31.15 feet; thence run N 00°09'03" E a distance of 75.04 feet; thence run N 23°03'43" E a distance of 104.18 feet; thence run N 47°07'20" W a distance of 196.55 feet; thence run S 89°44'56" W a distance of 181.50 feet; thence run S 55°09'46" W a distance of 14.20 feet; thence run S 11°04'00" W a distance of 113.36 feet; thence run S 73°45'20" W a distance of 183.02 feet to the Point of Beginning.

001232  
PAGE



RECORDER'S REMARK: Legality of writing, Typing or Printing used strictly in this document when received.

POOR QUALITY ORIGINAL

EXHIBIT B

UTILITY EASEMENT

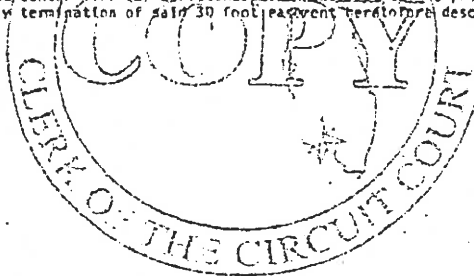
An easement for utility lines 30 feet in width, being 15 feet equally on each side of the center line thereof, more particularly described as follows:

Said line commencing at the Northeast corner of Tract B of Unit 1 of Golden Gate Subdivision, recorded in Plat Book 5, at Page 61 of the Public Records of Collier County, Florida, and thence running West 88.15 feet to the Point of Beginning and the center line of the easement herein described; thence run South  $0^{\circ} 02' 44''$  East for a distance of 1029.60 feet to a point; said point being the Southerly termination of the easement herein described.

001131  
OR BOOK001233  
PAGEUTILITY EASEMENT

An easement for utility lines located in Tract A of Golden Gate Unit A, Part 2, according to the Plat thereof, recorded in Plat Book 2 at Page 111 of the Public Records of Collier County, Florida more particularly described as follows:

A strip of land 30 feet in width, being 15 feet equally on each side of the center line thereof, and such easement commencing at the Southeast corner of Lot 14, Block 281 of said Unit A, Part 2 of Golden Gate Subdivision; and thence running South  $84^{\circ} 19' 21''$  East along said easement center line for a distance of 349.51 feet to the point of Easterly termination of said 30 foot easement herein described.



REPRODUCED FROM ORIGINAL  
IN OFFICE OF CLERK OF  
COURT, COLLIER COUNTY, FLORIDA  
JULY 19, 1984  
CLERK OF CIRCUIT COURT



POOR QUALITY ORIGINAL

Rader and Associates  
Miami, Florida

# GOLDEN GATE

## Unit 1

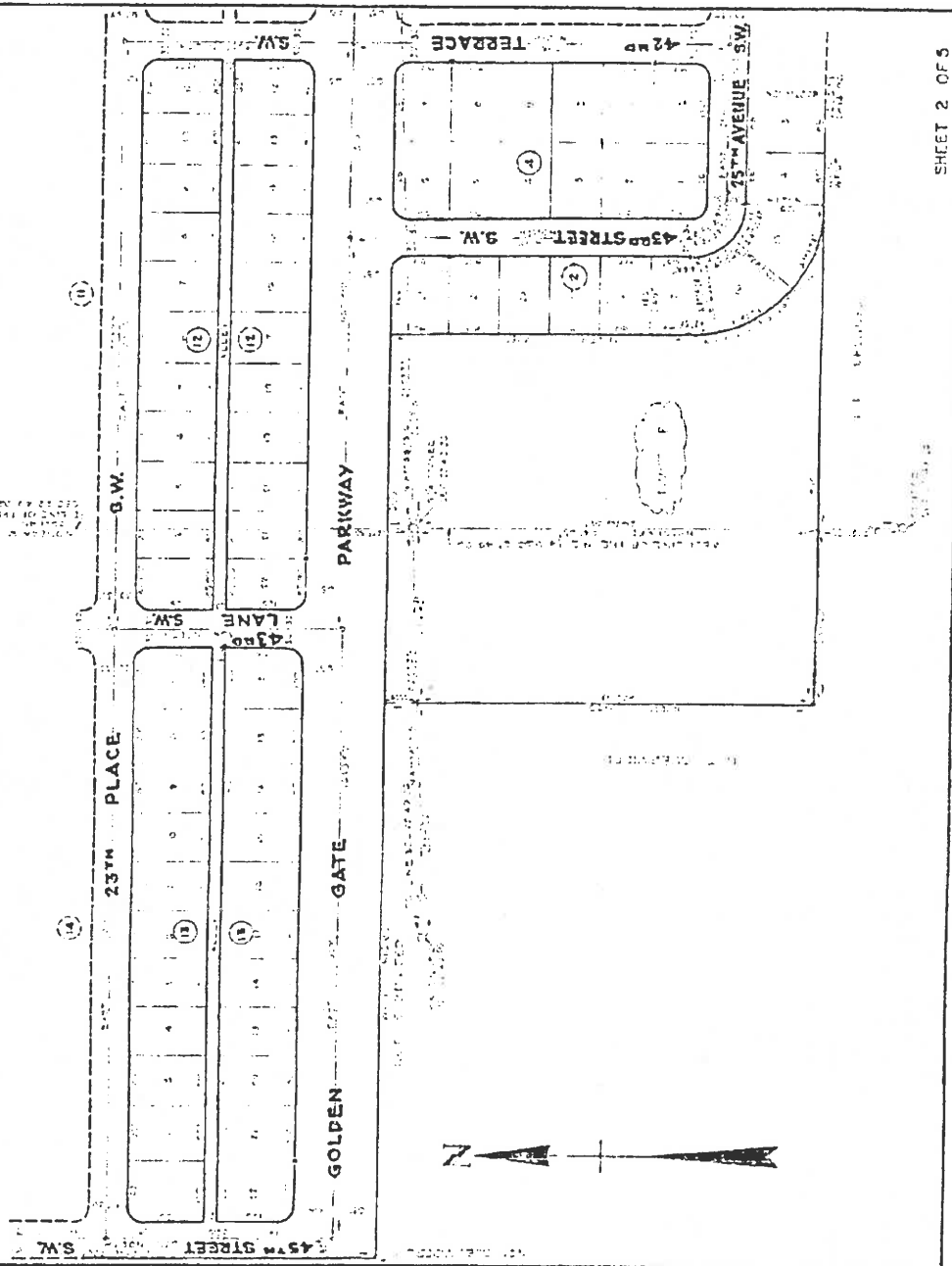
PLAT BOOK PAGE

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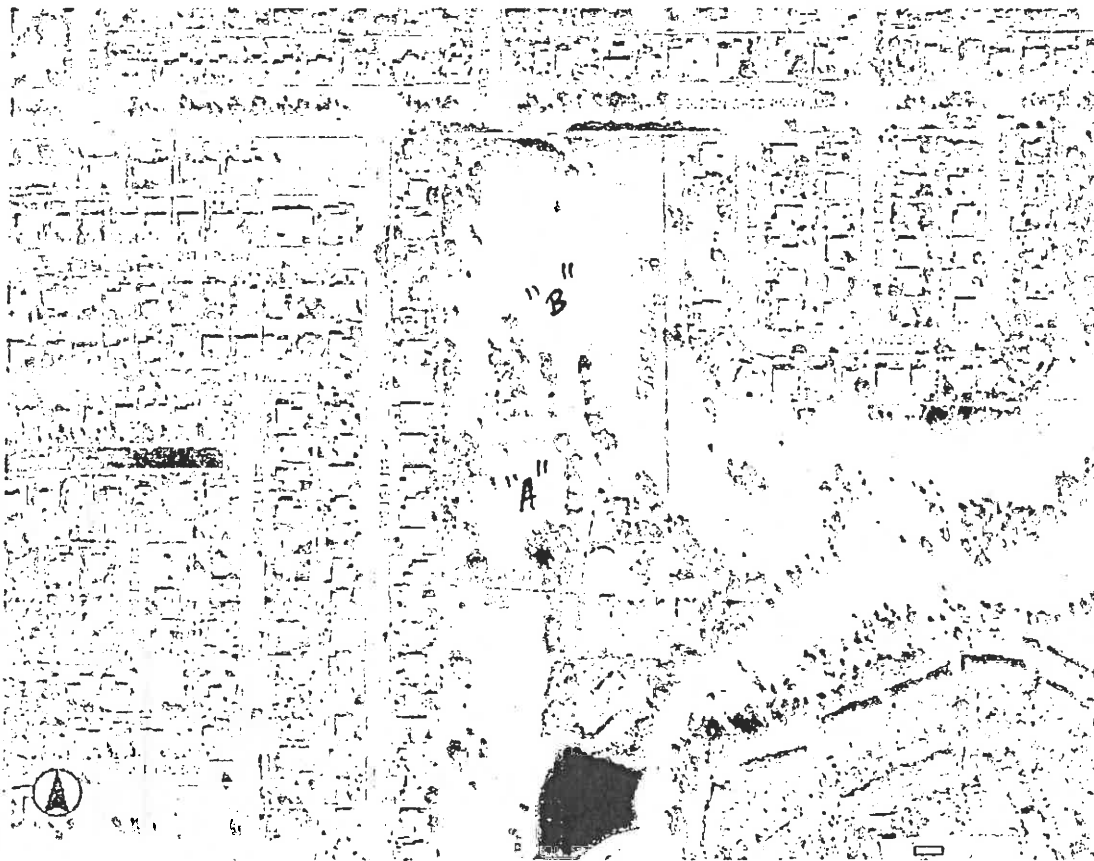
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10 9 8 7 6 5 4 3 2 1  
10 9 8 7 6 5 4 3 2 1



SHEET 2 OF 3

100 W 5250  
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1234 1100



**RESOLUTION NO. 2018 - 149**

**A RESOLUTION APPROVING THE PRELIMINARY ASSESSMENT ROLL AS THE FINAL ASSESSMENT ROLL AND ADOPTING SAME AS THE NON-AD VALOREM ASSESSMENT ROLL FOR PURPOSES OF UTILIZING THE UNIFORM METHOD OF COLLECTION PURSUANT TO SECTION 197.3632, FLORIDA STATUTES, FOR SOLID WASTE MUNICIPAL SERVICE BENEFIT UNIT, SERVICE DISTRICT NO. I SPECIAL ASSESSMENT LEVIED AGAINST CERTAIN RESIDENTIAL PROPERTIES WITHIN THE UNINCORPORATED AREA OF COLLIER COUNTY PURSUANT TO COLLIER COUNTY ORDINANCE NO. 2005-54, AS AMENDED.**

**WHEREAS**, the Board of County Commissioners of Collier County, Florida, (hereinafter referred to as County), adopted Collier County Ordinance No. 2005-54 creating two (2) Municipal Service Benefit Units in the unincorporated area of Collier County for the purpose of providing and regulating Solid Waste Collection and Disposal Services; and

**WHEREAS**, the County intends to finance the Solid Waste Collection and Disposal Services through the levy of special assessments (non-ad valorem assessments) against residential units as defined in Collier County Ordinance No. 2005-54, as amended, that are benefited by the solid waste collection and disposal services. Said properties are located within the boundaries of Solid Waste Municipal Service Benefit Unit, Service District No. I as described herein and in Collier County Ordinance No. 2005-54, as amended; and

**WHEREAS**, Section 197.3632, Florida Statutes, requires that a public hearing be held to adopt a non-ad-valorem assessment roll for purposes of utilizing the uniform method of collection; and

**WHEREAS**, said public hearing was duly advertised and regularly held at the Board of County Commissioners' Boardroom, Third Floor, W. Harmon Turner Building, 3299 East Tamiami Trail, Naples, Florida, commencing at 9:00 a.m. on September 11, 2018.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA, that:**

**SECTION ONE:** The Board, having met to receive and consider the written objections of the property owners and other interested persons appearing before the Board as to the propriety and advisability of confirming and adopting the Solid Waste Municipal Service Benefit Unit, Service District No. I Preliminary Assessment Roll, as to the amounts shown thereon to be assessed against the lots and parcels of land to be benefited and as to the equalization of such assessments on a basis of justice and right, does hereby confirm such preliminary assessment roll which excludes certain residential units that are included in a homeowner's association or property owner's association that pays the commercial fee for solid waste collection and disposal services for all such units. Further, the Board adopts the preliminary assessment roll and makes it final as

the Solid Waste Municipal Service Benefit Unit, Service District No. I final assessment roll (non-ad valorem assessment roll) for the purpose of using the uniform method of collection.

The total special assessments for the solid waste collection and disposal services for Solid Waste Municipal Service Benefit Unit, Service District No. I for FY 2019 is \$213.24 per Residential Unit. The total assessments against the benefited properties are described and set forth in the preliminary assessment roll (non-ad valorem assessment roll) on file with Clerk to the Board, Minutes and Records. The Board hereby confirms the special assessments (non-ad valorem assessments) and the final assessment roll (non-ad valorem assessment roll), which is on file with Clerk to the Board Minutes and Records.

**SECTION TWO:** Such assessments are hereby found and determined to be levied in direct proportion to the special and positive benefits to be received by the properties listed in the preliminary assessment roll (non-ad valorem assessment roll) on file with Clerk to the Board, Minutes and Records and are located within the Solid Waste Municipal Service Benefit Unit, Service District No. I which is more particularly described as follows:

Beginning at the intersection of the North line of Section 6, Township 48 South, Range 25 East also known as the Lee-Collier County line and the eastern shoreline of the Gulf of Mexico; thence easterly along said Lee-Collier County line to the northeast corner of Section 12, Township 48 South, Range 26 East; thence north along the east line of Range 26 East, Township 48 South to the northwest corner of Section 6, Township 48 South, Range 27 East; thence east along the north line of Sections 6, 5, 4, 3, 2 and 1 of Township 47 South, Range 27 East to the northwest corner of Section 1, Township 48 South, Range 27 East; thence north along the range line of Ranges 27 and 28 East to the northwest corner of Section 30, Township 47 South, Range 28 East, also known as the center line of Immokalee Road (CR 846); thence east along the north section lines of Sections 30, 29, 28, 27, 26 and 25 of Township 47 South, Range 28 East to the northeast corner of Section 25, Township 47 South, Range 28 East; thence south along the range line for Ranges 28 and 29 East to the northeast corner of Township 49 South and Range 28 East; thence east along the township line for Townships 48 and 49 South to the northeast corner of Township 49 South and Range 30 East; thence south along the range line for Ranges 30 and 31 East to the northeast corner of Township 52 South and Range 30 East; thence east along the township line for Townships 51 and 52 South to the northeast corner of Township 52 South and Range 31 East; thence south along the range line for Ranges 31 and 32 East to the northeast corner of Township 53 South and Range 31 East; thence east along the township line of Townships 52 and 53 South to the northeast corner of Township 53 South and Range 34 East, also being known as the Collier-Miami-Dade County line; thence south along said county line to the southeast corner of Section 36, Township 53 South, Range 34 East, also being known as the Collier-Monroe County line; thence west along said

county line to the eastern shoreline of the Gulf of Mexico; thence westerly and northerly along the waters of the Gulf of Mexico to the Lee-Collier county line being the north line of Section 6, Township 48 South, Range 25 East and being the Point of Beginning. Less and except all the lands located within the corporate limits of the City of Naples. Also, less and except all coastal barrier islands, as defined by Section 161.54(2), Florida Statutes, that are not accessible by bridges or causeways.

On October 11, 2005 the Board of Collier County Commissioners entered into an Interlocal Agreement with the City of Everglades City to provide trash collection services as provided in Service District No. I.

**SECTION THREE:** Upon adoption of this Resolution all the special assessments (non-ad valorem assessments) and all special assessments in subsequent years for Solid Waste Collection and Disposal Services within Solid Waste Municipal Service Benefit Unit, Service District No. I shall be collected pursuant to Section 197.3632, Florida Statutes, or any successor statutes authorizing the collection of such non-ad valorem assessments on the same bill as ad valorem taxes shall be billed.

**SECTION FOUR:** The assessments shall be final and conclusive as to each lot or parcel assessed and any objections against the making of any assessable improvements not so made shall be considered as waived, and if any objection shall be made and overruled or shall not be sustained, the adoption of this Resolution approving the final assessments shall be at the final adjudication of the issues presented unless proper steps shall be taken in a court of competent jurisdiction to secure relief within twenty (20) days from the adoption of this Resolution.

**SECTION FIVE:** All assessments shall constitute a lien upon the property so assessed from the date of confirmation of this Resolution of the same nature and to the same extent as the lien for general county taxes falling due in the same year or years in which such assessments fall due, and any assessment not paid when due shall be collected pursuant to Chapter 197, Florida Statutes, in the same manner as property taxes are collected.

**SECTION SIX:** The Clerk is hereby directed to record this Resolution, not including the referenced roll, in the Official Records of Collier County. A recorded copy of this Resolution and the referenced roll shall be maintained on file in the Office of the Clerk to the Board, Minutes and Records.

**SECTION SEVEN:** This Resolution shall become effective immediately upon its passage.

This Resolution adopted this 11th day of September, 2018, after motion, second and majority vote.

ATTEST:  
CRYSTAL K. KINZEL, Clerk

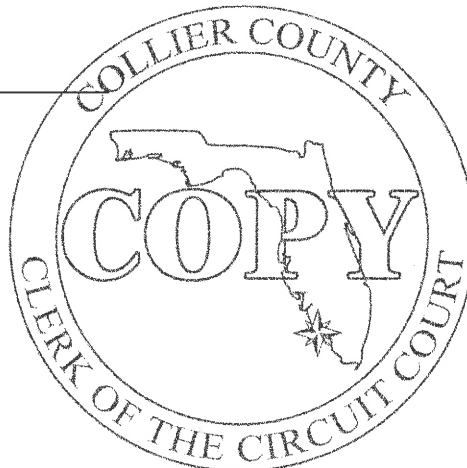
BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

By: [Signature]  
Attest as to Chairman and Deputy Clerk  
signature only

By: [Signature]  
ANDY SOLIS, CHAIRMAN

Approved as to form and legality:

[Signature]  
Jeffrey A. Klatzkow  
County Attorney





Rader and Associates  
Miami, Florida

# GOLDEN GATE

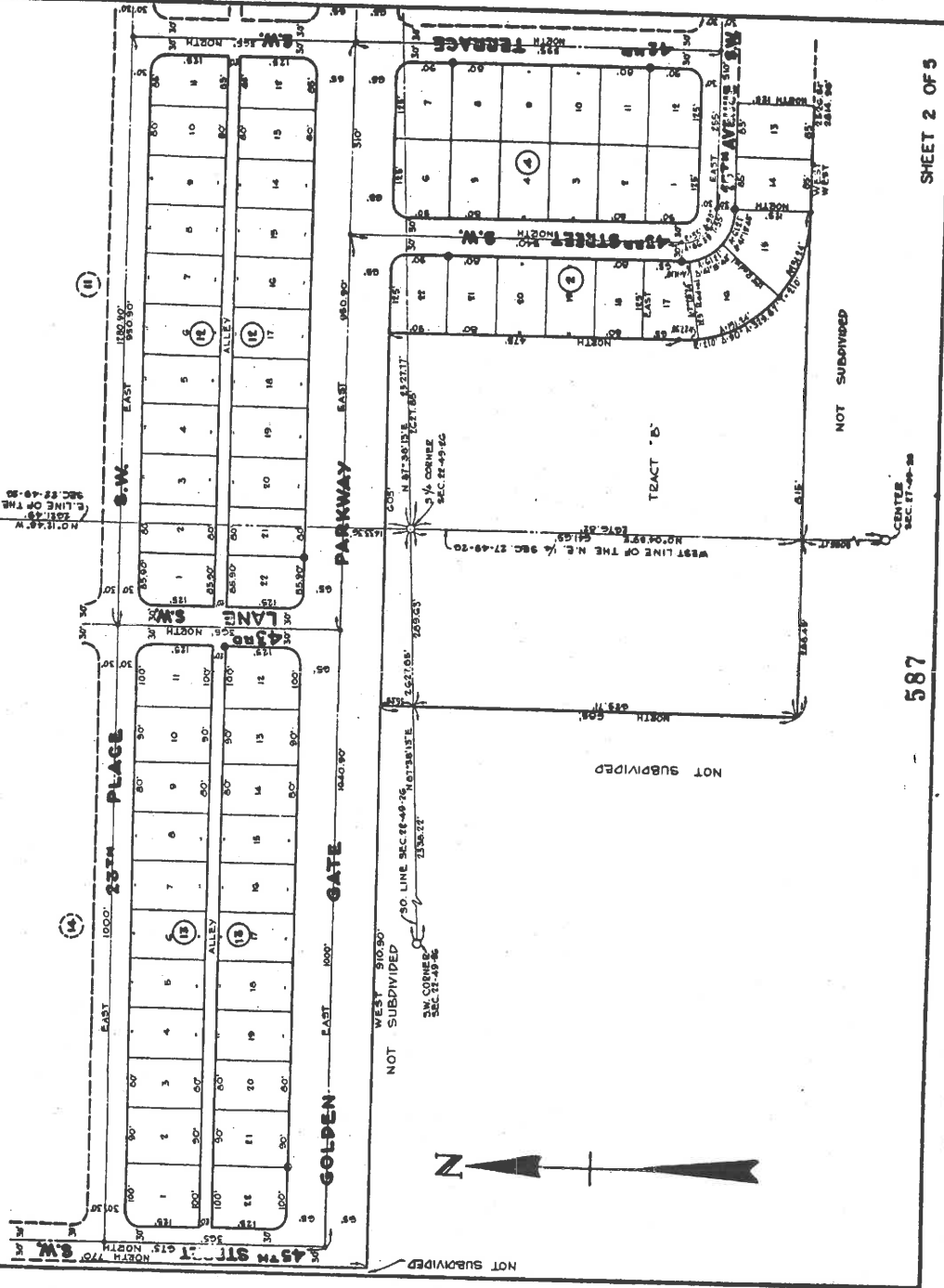
## Unit 1

408 W 5000

AUGUST 2003

PLAT BOOK 5 PAGE 61

SCALE 1"=100'



587

SHEET 2 OF 5

PREPARED BY  
DRAWN BY  
CHECKED BY  
APPROVED BY



Rader and Associates  
Miami, Florida

# GOLDEN GATE

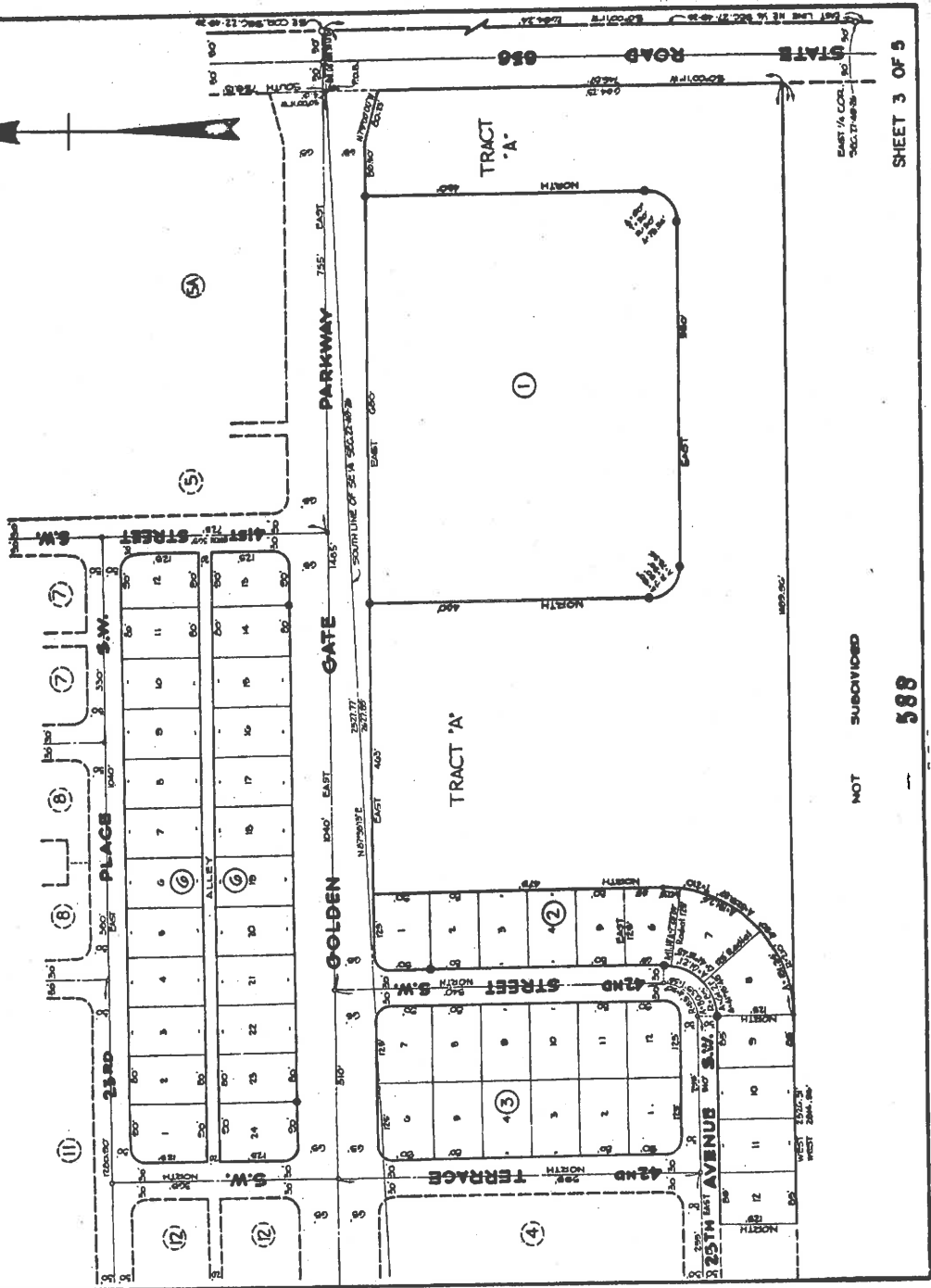
## Unit 1

JOB NO 5080

AUGUST 1983

SCALE 1"=100'

PLAT BOOK 5 PAGE 62



PREPARED BY  
L.C.C.  
7/77

CALCULATIONS  
CHECKED  
DESIGNED  
APPROVED

NOT SUBDIVIDED

588

SHEET 3 OF 5

PLAT BOOK 5 PAGE 43

# GOLDEN GATE

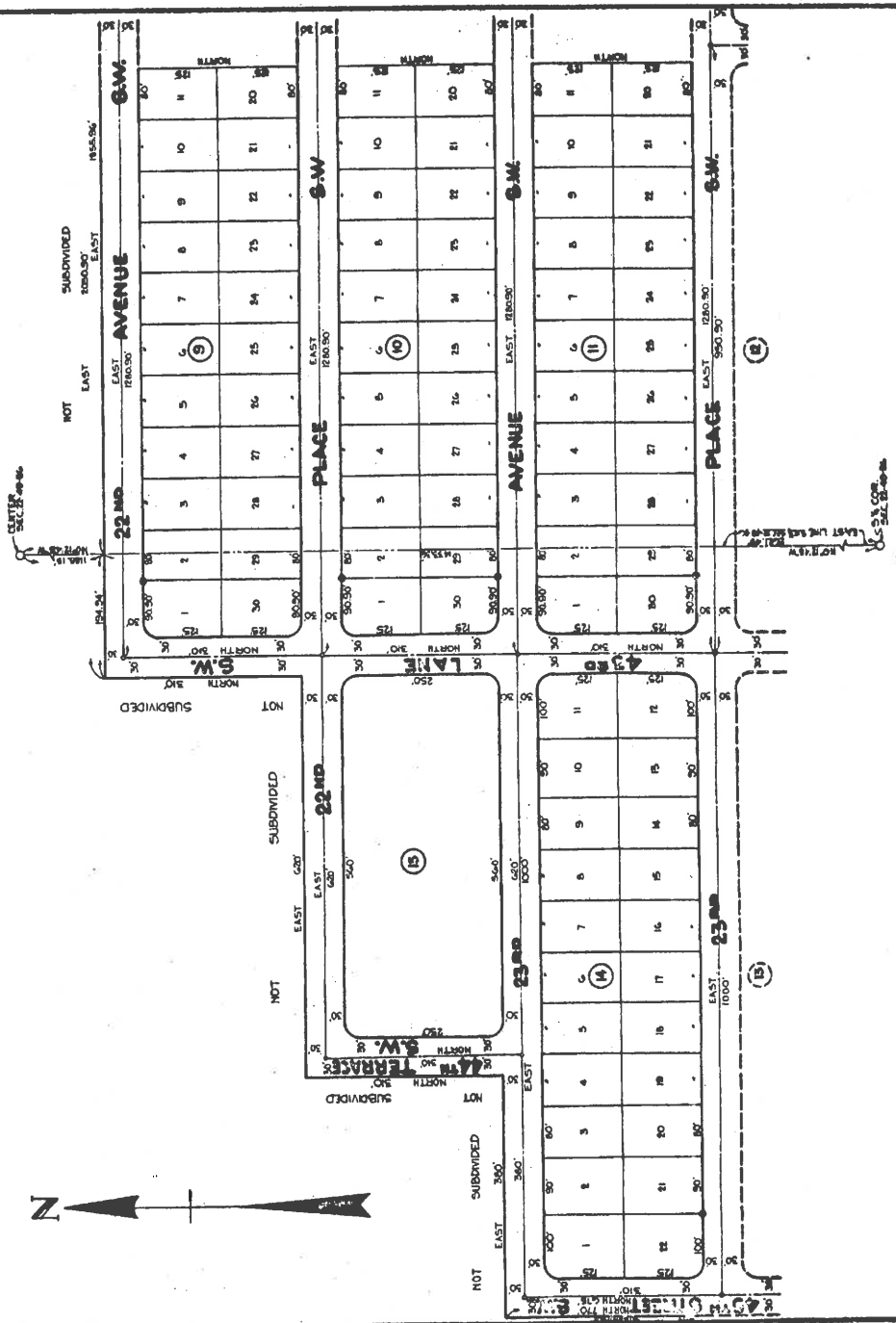
Rader and Associates  
Miami, Florida

## Unit 1

AUGUST 1983

200' = 1" 0000

SCALE 1" = 100'



PER  
TCD  
JSC  
CALCULATIONS  
DRAWN  
CHECKED  
APPROVED

Rader and Associates  
Miami, Florida

# GOLDEN GATE

## Unit 1

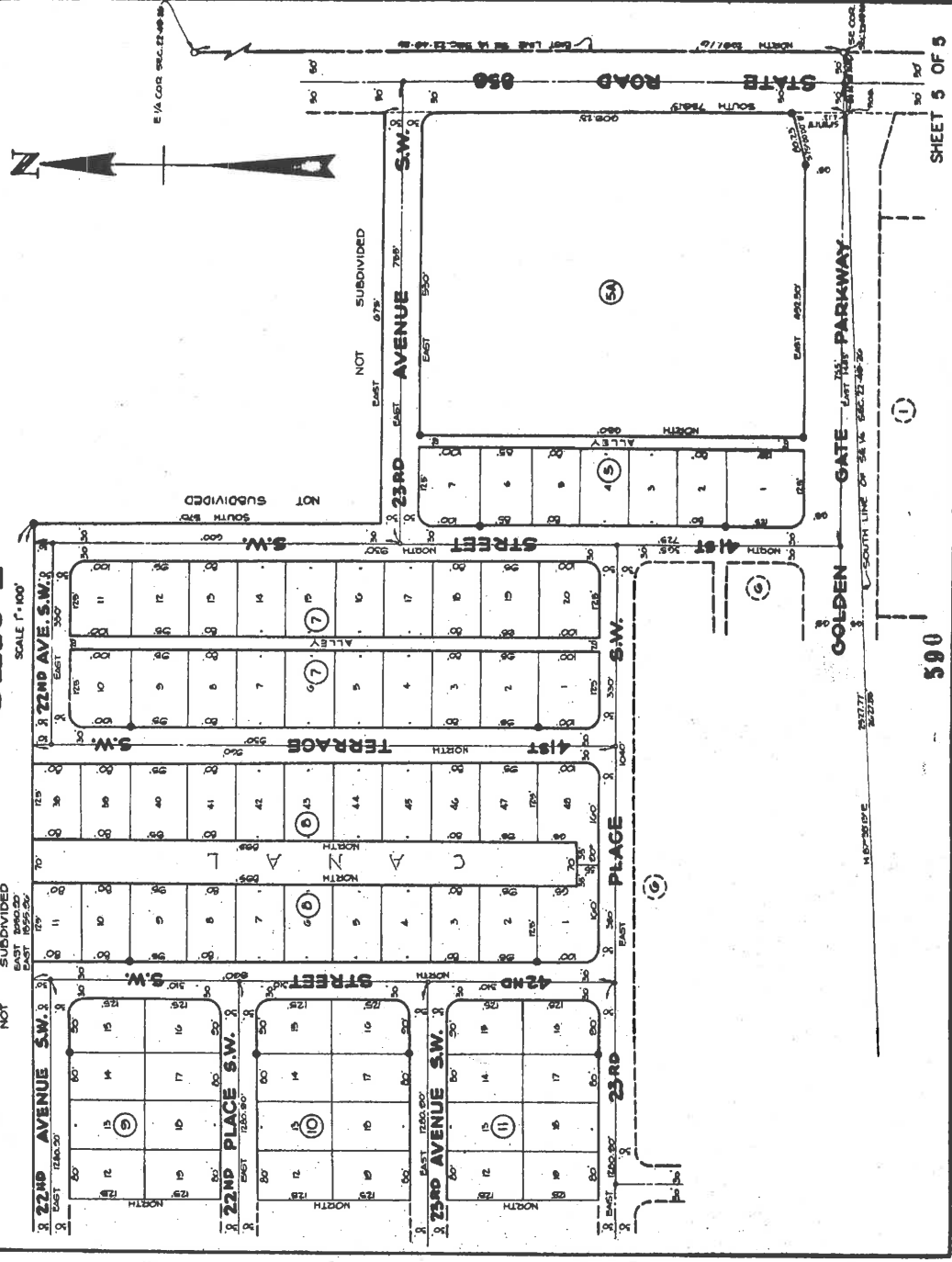
PLAT BOOK 5 PAGE 64

JOB NO 50020

AUGUST 1983

NOT SUBDIVIDED  
EAST 22ND AVENUE S.W. 1/4  
EAST 23RD AVENUE S.W. 1/4  
EAST 24TH AVENUE S.W. 1/4

SCALE 1" = 100'



SHEET 5 OF 5

PER  
TOTAL  
L.C.  
7/7

CALCULATIONS  
CHECKED  
APPROVED

The three circular diagrams illustrate the progression of a disease. The first circle on the left shows a healthy state with a uniform, textured surface. The middle circle shows an intermediate state with some irregularities and darker patches. The third circle on the right shows a diseased state with significant irregularities, including large dark patches and a rough, uneven surface.

[illegible]

CALCULATIONS  
DRAWN  
CHECKED  
J.R. P.F.R.

Rader and Associates  
Miami, Florida

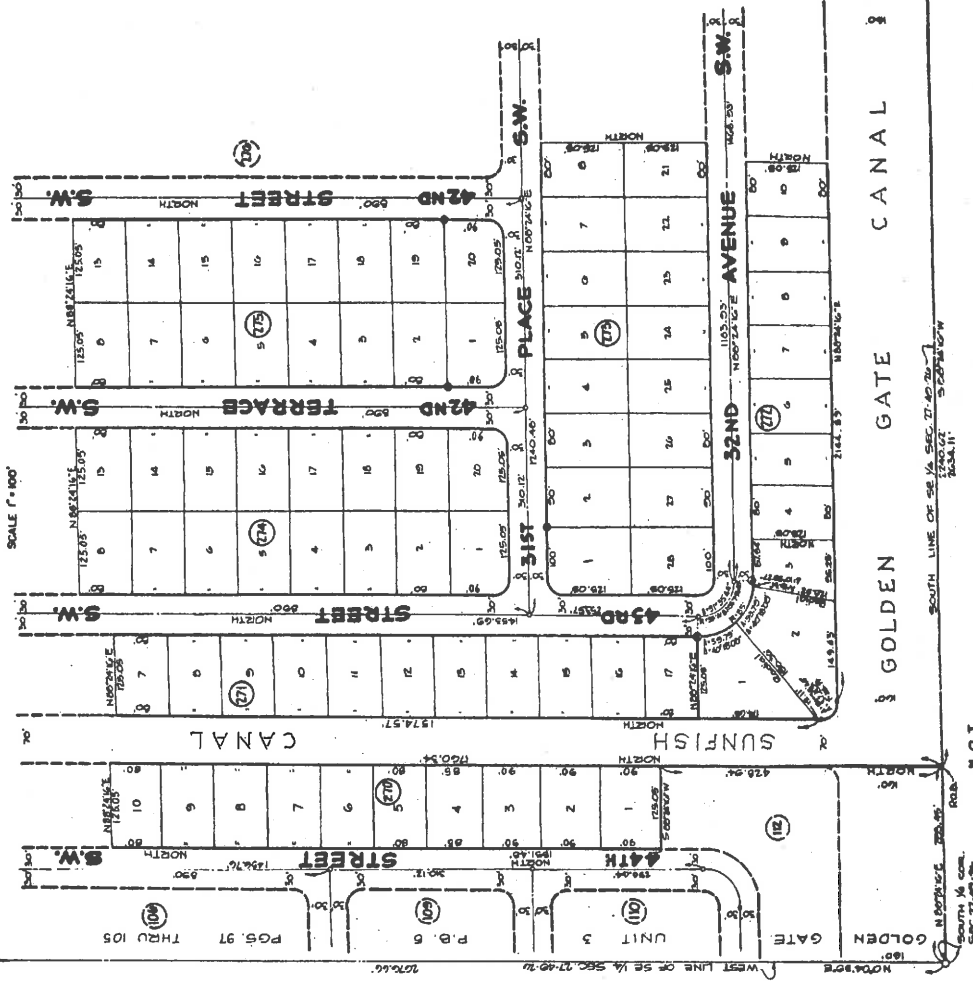
# GOLDEN GATE

## Unit C Part 1

JOB NO 50200 JUNE, 1964

PLAT BOOK 2 PAGE 112

SCALE 1" = 100'



CALCULATIONS  
DRAWN  
CHECKED  
APPROVED

GOLDEN GATE CANAL

SUBDIVIDED

674

SHEET 2 OF 5

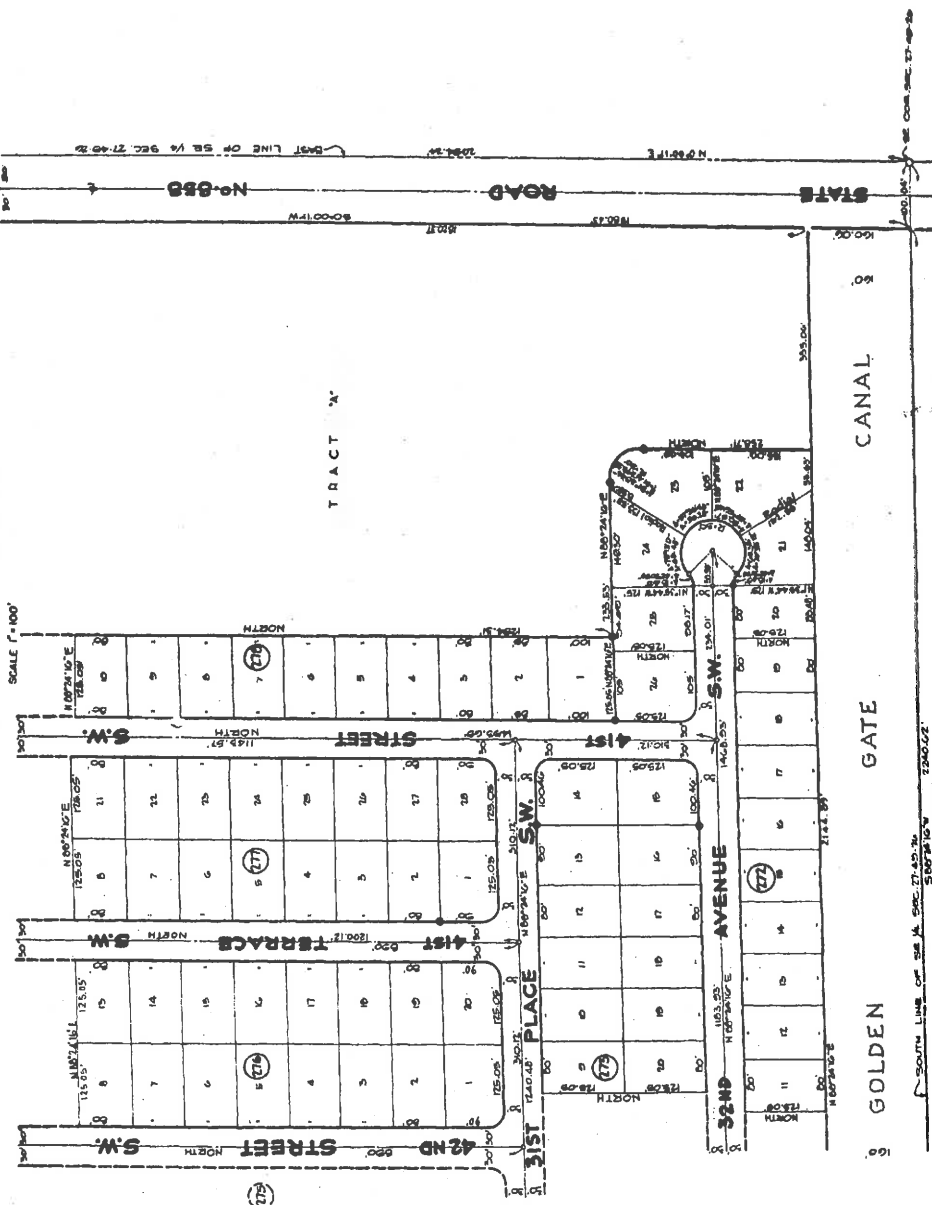
# GOLDEN GATE

## Unit C Part 1

Rader and Associates  
Miami, Florida

JOB NO 5050 JUNE, 1964

PLAT BOOK PAGE 142



SHEET 3 OF 5

675

SUBDIVISION

NOT

CALCULATIONS  
DRAWN  
CHECKED  
APPROVED

Rader and Associates  
Miami, Florida

# GOLDEN GATE

## Unit 8 Part 1

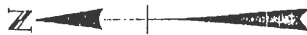
JUNE, 1984

JOB NO. 3020

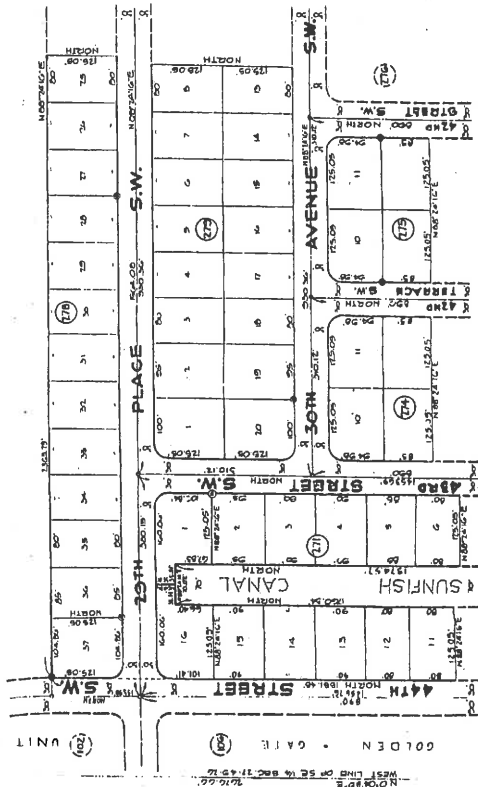
SCALE 1"=100'

CENTRAL MERIDIAN 80° 00' 00" W  
NORTH LINE OF SE 1/4 SEC. 12, T. 40 N., R. 20 W.  
N. 89° 59' 59" E. 125.00'

PLAT BOOK 57 PAGE 152



NOT SUBDIVIDED



CALCULATIONS  
CHECKED  
APPROVED  
DATE

# GOLDEN GATE

## Unit 8 Part 1

Rader and Associates  
Miami, Florida

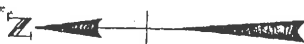
PLAT BOOK 5 PAGE 237

JUNE, 1964

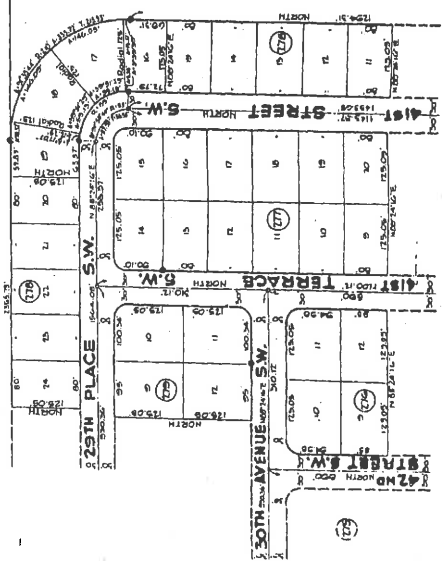
JOB NO. 5020

SCALE 1"=100'

NORTH LINE SE 1/4 SEC. 27-49-20  
EAST 1/4 COR. SEC. 27-49-20



NOT SUBDIVIDED



CALCULATIONS  
CHECKED  
APPROVED



APRIL 1969

A SUBDIVISION OF PORTIONS OF SECTIONS 22 & 27, TWP. 49 S., RGE. 26 E., COLLIER COUNTY, FLORIDA

SCALE 1' = 100'

DESCRIPTION:~

[illegible]

"I, WING SUIH KEEPERLY right-on-gy the mo-1947-20 to the POINT OF BEGINNING,  
DEDICATION  
KNOW ALL MEN BY THESE PRESENTS THAT GOLDEN GATE GOLF AND COUNTRY CLUB, INC., a corporation doing under the laws of the State of Florida, the owner of the herein described land hereinafter to be made the attached plot of "GOLDEN GATE UNIT # PART 2," and do hereby dedicate TO THE PUBLIC certain lots situated along the STREETS, TERRACE/S AND COURTS, shown hereon to the perpetual use of the public for various purposes.  
IN WITNESS WHEREOF the said owner has caused these presents to be signed this \_\_\_\_\_ day of \_\_\_\_\_ A.D. 19\_\_\_\_.

69 A.D.  
GOLDEN GATE GOLF AND COUNTRY CLUB, INC.

Handwritten signature: *Handwritten signature*

WITNESSES: John J. McLaughlin James J. McLaughlin  
BY: John J. McLaughlin Secretary

ACKNOWLEDGE NOTICE: I HEREBY CERTIFY THAT BEFORE me personally appeared JOSEPH R. BAUMSTARK and SOUTH WILKINSON, INC. a corporation, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

WITNESS MY HAND AND OFFICIAL SEAL, this 22nd day of August, 1969.

Said corporation.

29.876

My Commission Expires January 28, 1970

**SURVEYORS CERTIFICATE:** The attached document "GOVERNMENT PART 2" as you will refer to it, contains the surveyor's certificate and was taken by us to the president of the company who received it. We also took pictures of the monument and also that the Permanent Easement Monuments have been placed in accordance with Section 7 Chapter 17 of the Code of Florida.

RADE & ASSOCIATES

EAZLE N. KADDER  
 Registered Engineer No 717  
 Registered Surveyor No 106

APPROVALS: \_\_\_\_\_  
This card approved for \_\_\_\_\_  
DATE OF 10/1/80 \_\_\_\_\_  
1ST DAY OF JULY \_\_\_\_\_  
\_\_\_\_\_ Paul R. Ellerman \_\_\_\_\_

This was approved this 1<sup>st</sup> day of July 1969 Robert L. Baker Mayor  
County Auditor

This plot was accepted on the day of 30th  
County Commissioners of Lewis County, Ohio.  
*James J. [unclear]*  
*[unclear] [unclear]*

**Chairman**  
County Engineer  
E. J. [Signature]  
[Address]

I made examination I find that said plot comes in term - in the requirements of  
 10775, Laws of Florida, acts of 1925  
 I HEREBY CERTIFY that said plot was filed for record on 3:02 PM the 1st

City of JULY AD 1929, and duly recorded in P. G. Book 1 Pages 127 and 128  
County of COLLIER COUNTY, FLORIDA  
Receivd 2/1/30

SURVEYS NOTES:  
Client

Dangerous on corner lots are to the intersection of Block lines produced, unless otherwise shown. All corner radii are 25 feet, unless otherwise shown.

Bearings shown are based on an assumed meridian  
 ● Denotes Permanent Reference Monument  
 6-8 Foot Easement Along Each Boundary of

each HomeSite for Drains, and Public Utilities  
Unless Otherwise Shown.

SHEET 1 OF 1

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SHEET 1 OF 6

# GOLDEN GATE

Unit 8 Part 2 APRIL 1969

PLAT BOOK 9 PAGE 108

108 № 5020

1989 1989

SCALE 1" = 100'



T B A C T

- A -

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 06-11-2006 BY 60322  
UCBAW/BJA

SHEET 2 OF 6

Rader and Associates  
Miami, Florida

# GOLDEN GATE

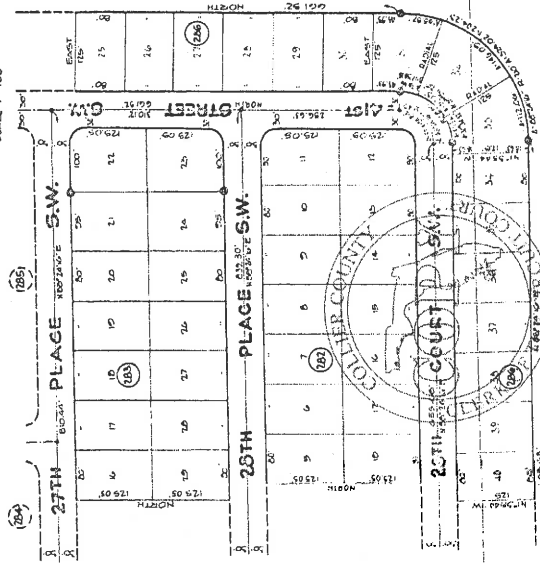
## Unit 8 Part 2

APRIL, 1969

PLAT BOOK 7 PAGE 101

JOB # 5020

SCALE 1"=100'



LOTS 1-32 BLOCK 282, LOTS 1-32 BLOCK 283 VACATED DA 842 pg 1341 11-13-79

CALCULATIONS  
DRAWN  
CHECKED  
APPROVED

TRACT "A"

SHEET 3 OF 6

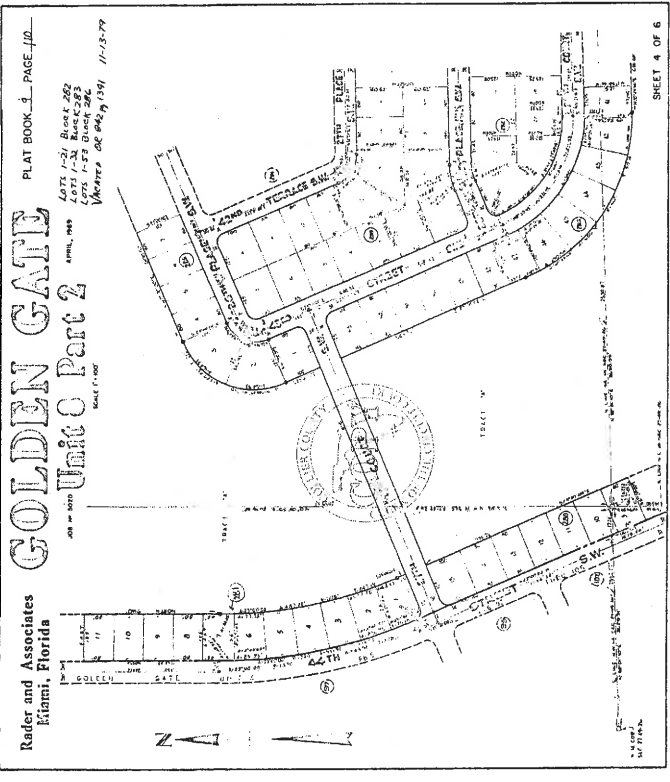
PLAT 5 100' X 100' 100' X 100'

PLAT 1

UNIT 8

GATE

GOLDEN



Rader and Associates  
Miami, Florida

**GOLDEN GATE**  
**Unit C Part 2**

Scale 1" = 100'

APRIL 1988

Lot 1-21 Block 202  
Lot 22-31 Block 203  
Lot 32-41 Block 204  
Lot 42-51 Block 205  
Lot 52-61 Block 206  
Lot 62-71 Block 207  
Lot 72-81 Block 208  
Lot 82-91 Block 209  
Lot 92-101 Block 210  
Lot 102-111 Block 211  
Lot 112-121 Block 212  
Lot 122-131 Block 213  
Lot 132-141 Block 214  
Lot 142-151 Block 215  
Lot 152-161 Block 216  
Lot 162-171 Block 217  
Lot 172-181 Block 218  
Lot 182-191 Block 219  
Lot 192-201 Block 220  
Lot 202-211 Block 221  
Lot 212-221 Block 222  
Lot 222-231 Block 223  
Lot 232-241 Block 224  
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Lot 272-281 Block 228  
Lot 282-291 Block 229  
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Lot 402-411 Block 241  
Lot 412-421 Block 242  
Lot 422-431 Block 243  
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Lot 622-631 Block 263  
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Lot 712-721 Block 272  
Lot 722-731 Block 273  
Lot 732-741 Block 274  
Lot 742-751 Block 275  
Lot 752-761 Block 276  
Lot 762-771 Block 277  
Lot 772-781 Block 278  
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Lot 792-801 Block 280  
Lot 802-811 Block 281  
Lot 812-821 Block 282  
Lot 822-831 Block 283  
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Lot 842-851 Block 285  
Lot 852-861 Block 286  
Lot 862-871 Block 287  
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Lot 892-901 Block 290  
Lot 902-911 Block 291  
Lot 912-921 Block 292  
Lot 922-931 Block 293  
Lot 932-941 Block 294  
Lot 942-951 Block 295  
Lot 952-961 Block 296  
Lot 962-971 Block 297  
Lot 972-981 Block 298  
Lot 982-991 Block 299  
Lot 992-1001 Block 300

PLAT BOOK 3 PAGE 10

11-15-79

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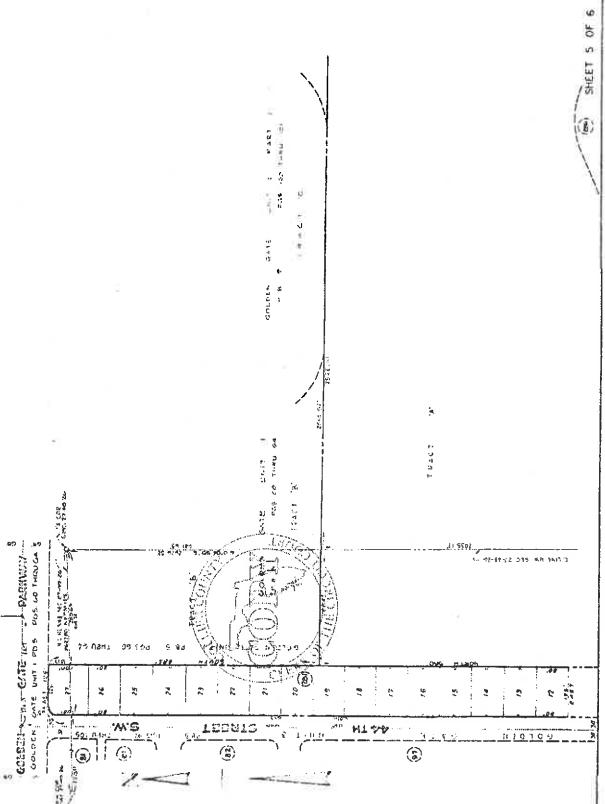
11-15-79

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11-15-79

**Golden Gate**  
 Rader and Associates  
 Miami, Florida  
 Unit 8 Part 2  
 APRIL, 1969  
 SCALE 1"=100'  
 PLAT BOOK 1, PAGE 111



# GOLDEN GATE

APRIL 1949

## Unit 8 Part 2

SCALE 1"=500'

Rader and Associates  
Miami, Florida

GOLDEN GATE UNIT 8 - PART 2 - PARKWAY

CONCRETE DRIVE 12' WIDE POS. AS SHOWN

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SECTION FROM  
SECTION 1  
SECTION 2  
SECTION 3

Rader and Associates  
Miami, Florida

# GOLDEN GATE

## Unit 8 Part 2

JOB # 5020

APRIL, 1969

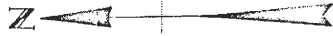
PLAT BOOK 1 PAGE 112

GOLDEN GATE UNIT 1 PART 1  
P.B. 9 PGS. 100 THRU 101  
TRACT "C"

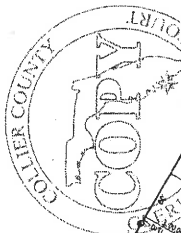
GOLDEN GATE UNIT 1  
P.B. 5 PGS. 60 THRU 64  
TRACT "A"

SCALE 1"=100'

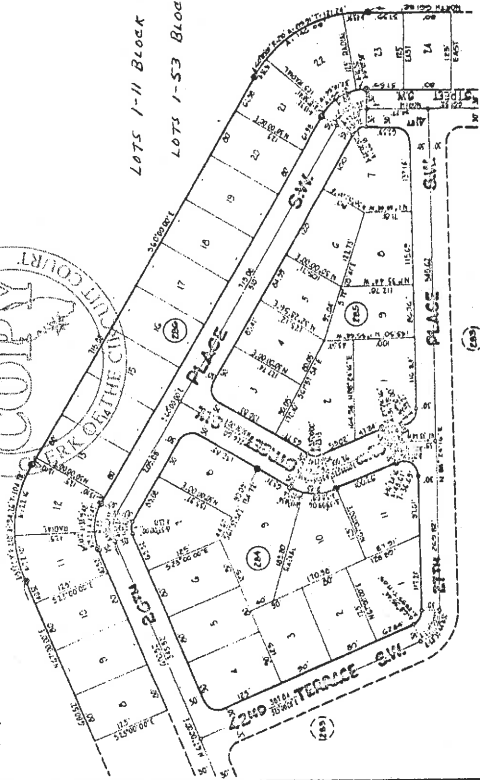
2576.5'



TRACT "A"



LOTS 1-11 BLOCK 284, LOTS 1-9 BLOCK 285,  
LOTS 1-53 BLOCK 286 VACATED DBP 19 1341 11-13-79



TELEPHONE # 210  
CALCULATIONS  
DRAWN  
APPROVED

## **COMMITMENT FOR TITLE INSURANCE SCHEDULE A**

File Number                   - 29189-2  
PO Number                   - 4500194020  
Project                       - Golden Gate Golf Course

**Effective Date:**           February 12, 2018 at 8:00 a.m.

**1.    Policy or policies to be issued:**

A. ALTA Owners 2006 with Florida Modifications

OWNER'S:                   \$1,000.00

PROPOSED INSURED:       The Board of County Commissioners of Collier County, Florida, as  
the governing body of Collier County and as ex-officio of the  
governing board of the Collier County Water-Sewer District

**2.    The estate or interest in the land described in this Commitment and covered herein  
is Fee Simple, and the title thereto is at the effective date hereof vested in:**

Robert Vocisano and Mario Vocisano, a Florida general partnership  
known as Golden Gate Inn  
By virtue of deed recorded in Official Records Book 1241, Page 2343.

**3.    The land referred to in this Commitment is described as follows:**

See Exhibit "A", attached hereto.

**AMERICAN GOVERNMENT SERVICES CORPORATION**

**COUNTERSIGNED:** Wmca



## **COMMITMENT FOR TITLE INSURANCE SCHEDULE B - SECTION 1**

File Number                      - 29189-2

**All the following requirements must be met:**

1.     The proposed insured must notify the Company in writing of the name of any party not referred to in this commitment who will obtain an interest in the land or who will make a loan on the land. The Company will then make additional requirements or exceptions.
2.     Documents satisfactory to the Company that convey the title or create the mortgage to be insured, or both, must be properly authorized, executed, delivered, and recorded in the Public Records:
  - A) Warranty Deed from the Robert Vocisano and Mario Vocisano, a Florida general partnership known as Golden Gate Inn, to The Board of County Commissioners of Collier County, Florida, as the governing body of Collier County and as ex-officio of the governing board of the Collier County Water-Sewer District, conveying the lands described in Exhibit "A".
3.     Pay the agreed amount for the estate or interest to be insured.
4.     Pay the premiums, fees and charges for the Policy to the Company.
5.     Payment of all taxes, charges, assessments, levied and assessed against subject premises, which are due and payable or which may be escrowed under the provisions of F.S. 196.295.
6.     Satisfactory evidence should be had that improvements and/or repairs or alterations thereto are completed; that contractor, sub-contractors, labor and materialmen are paid.
7.     Evidence must be furnished from any taxing authorities having jurisdiction of the property that there do not exist pending assessments or liens against the property not shown by the Public Records.
8.     Proof of payment, satisfactory to the Company, of all special assessments, recorded or unrecorded, including but not limited to special assessments arising under Chapter 159 of the Florida Statutes.
9.     Payment of all County and/or municipal taxes, charges, assessments, levied and assessed against subject premises, which are due and payable.
10.    Payment of taxes for the year 2018.
11.    Subject to receipt of a copy of the Partnership Agreement of Robert Vocisano and Mario Vocisano, a Florida general partnership, showing all partners and any amendments thereto.

## **COMMITMENT FOR TITLE INSURANCE SCHEDULE B - SECTION 1 (con't.)**

File Number                      - 29189-2

12.     Subject to receipt of an affidavit by the partners stating that the partnership is in existence, is not dissolved, that all partners are alive, list of all existing partners, and certification that the partnership has not been altered, amended or otherwise changed. If a change has occurred, copies are to be forwarded for review and this commitment is subject to further requirements.
  
13.     A survey, with a more precise legal description satisfactory to the Company, must be furnished. If said survey should disclose building setback lines, easements, encroachments, overlaps, boundary line disputes, or other adverse matters, they will appear as exceptions in Schedule B of the Owner's Policy.

**FIVE-YEAR SALES HISTORY:** This property has not been sold in the last five years.

Note: Folio No. 35640160003. Taxes for 2018 are due in the amount of \$5,055.89 if paid by February 28, 2018. Current assessment is \$414,000.00. Homestead was not filed for the year 2018.

NOTE: All items under Schedule B-1 to be deleted at closing upon satisfaction of all requirements set forth herein.

The company reserves the right to make additional requirements when additional facts are disclosed by the compliance of the requirements shown on Schedule B, Section 1 herein.

## **COMMITMENT FOR TITLE INSURANCE SCHEDULE B - SECTION 2**

File Number

- 29189-2

**THIS COMMITMENT DOES NOT REPUBLISH ANY COVENANT, CONDITION, RESTRICTION, OR LIMITATION CONTAINED IN ANY DOCUMENT REFERRED TO IN THIS COMMITMENT TO THE EXTENT THAT THE SPECIFIC COVENANT, CONDITION, RESTRICTION, OR LIMITATION VIOLATES STATE OR FEDERAL LAW BASED ON RACE, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, HANDICAP, FAMILIAL STATUS, OR NATIONAL ORIGIN.**

**The policy will not insure against loss or damage resulting from the terms and provisions of any lease or easement identified in Schedule A, and will include the following exceptions unless cleared to the satisfaction of the Company:**

1. Any defect, lien, encumbrance, adverse claim, or other matter that appears for the first time in the Public Records or is created, attaches, or is disclosed between the commitment date and the date on which all of the Schedule B – Section 1 requirements are met.
2. Rights or claims of parties in possession not shown by the public records.
3. Easements or claims of easements not shown by the public records.
4. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey and inspection of the premises.
5. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
6. Any claim that any part of said land is owned by the State of Florida by right of sovereignty, and riparian rights, if any.
7. Taxes for the year 2019 and subsequent years, which are not yet due and payable.
8. Any county and/or municipal resolutions for public improvements or special assessments which are not recorded or are not properly recorded in the public records and which do not provide notice to the owner of record in the public records.
9. Any lien provided by Chapter 159, Florida Statutes, in favor of any city, town, village or port authority for unpaid service charges for service by any water, sewer or gas system supplying the insured land.

## **COMMITMENT FOR TITLE INSURANCE**

### **SCHEDULE B - SECTION 2 (con't.)**

File Number                      - 29189-2

10. Oil, gas and mineral rights as originally conveyed in that certain deed from Barron Collier, Jr. and Miles Collier joined by Barbara M. Collier, wife of Barron Collier, Jr. and Isabel U. Collier, wife of Miles Collier to Anchor Investment Corporation, a Florida corporation dated September 29, 1953 and recorded October 5, 1953 in Deed Book 30, Page 86, and as thereafter restated, of the Public Records of Collier County, Florida.
11. Restrictive Covenants by and between the Gulf American Land Corporation, a Florida corporation, and all future owners of Golden Gate Estates, dated November 29, 1961 and recorded December 1, 1961 in Official Records Book 97, Page 492, of the Public Records of Collier County, Florida.
12. Deed of Restrictions from Gulf American Land Corporation to All Future Owners of Lots in Golden Gate Subdivision, dated November 13, 1963 and recorded November 14, 1963 in Official Records Book 154, Page 554; Amendments recorded in Official Records Book 160, Page 503, Official Records Book 163, Page 88, Official Records Book 182, Page 762, Official Records Book 192, Page 366, Official Records Book 499, Page 370, Official Records Book 847, Page 621, Official Records Book 979, Page 1512, Official Records Book 1057, Page 1116, Official Records Book 1072, Page 392, Official Records Book 1102, Page 830, Official Records Book 1159, Page 2155, and in Official Records Book 1462, Page 2223, all of the Public Records of Collier County, Florida.
13. Deed of Restrictions from Gulf American Corporation to all future owners of Lots in Golden Gate Subdivision Unit 1, dated April 21, 1964 and recorded April 30, 1964 in Official Records Book 166, Page 721, of the Public Records of Collier County, Florida.
14. Easements as set forth in Warranty Deed from GAC Properties, Inc, a Florida corporation and Golden Gate Golf & Country Club, a Florida corporation to GAC Utilities, Inc., a Florida corporation dated January 8, 1973 and recorded May 30, 1973 in Official Records Book 530, Page 916; as corrected in Official Records Book 589, Page 760; as corrected in Official Records Book 622, Page 787; all of the Public Records of Collier County, Florida.
15. Easements as set forth in Quit-Claim Deed from Golden Gate Golf & Country Club, a Florida corporation to Gulf Communicators, Inc., a Florida corporation dated June 18, 1973 and recorded July 5, 1973 in Official Records Book 538, Page 353; current assignment recorded in Official Records Book 4098, Page 3967; both of the Public Records of Collier County, Florida.
16. Ordinance No. 75-20 as to regulating the installation of any water distribution and wastewater collection system, dated May 5, 1975 and recorded May 19, 1975 in Official Records Book 619, Page 1177, of the Public Records of Collier County, Florida.
17. Resolution from the Board of County Commissioners of Collier County, Florida as recorded April 12, 1976 in Official Records Book 646, Page 1838, of the Public Records of Collier County, Florida.

## **COMMITMENT FOR TITLE INSURANCE**

### **SCHEDULE B - SECTION 2 (con't.)**

File Number                      - 29189-2

18. Resolution establishing the Immokalee Planning Area and the Coastal Planning Area dated May 4, 1976 and recorded May 6, 1976 in Official Records Book 649, Page 1239, of the Public Records of Collier County, Florida.
19. Ordinance No. 76-45 as to zoning regulations dated September 28, 1976 and recorded October 6, 1976 in Official Records Book 664, Page 920, of the Public Records of Collier County, Florida.
20. Utility Easement as set forth in Quit-Claim Deed from Domenic D'Agostino, Mario Vocisano, Salvatore Forlani, and Robert Vocisano, a Florida general partnership, to Avatar Utilities, Inc. of Florida, a Delaware corporation, dated February 25, 1985 and recorded April 19, 1985 in Official Records Book 1131, Page 1230, of the Public Records of Collier County, Florida.
21. Easement in favor of Florida Power & Light Company, dated August 29, 1988 and recorded November 28, 1988 in Official Records Book 1397, Page 43, of the Public Records of Collier County, Florida.
22. Restrictions from Robert Vocisano and Mario Vocisano, a Florida general partnership known as Golden Gate Inn, as to the Parking Parcel to parking for owners, dated March 23, 1989 and recorded June 1, 1989 in Official Records Book 1445, Page 573, of the Public Records of Collier County, Florida.
23. Agreement by and between Golden Gate Fire and Rescue District and Collier County, a political subdivision of the State of Florida, dated April 30, 1990 and recorded May 30, 1990 in Official Records Book 1532, Page 1128, of the Public Records of Collier County, Florida.
24. Reservation of Off-Street Parking Agreement by and between the Board of County Commissioners of Collier County, Florida, and Robert and Mario Vocisano d/b/a Quality Inn Golf & Country Club, a Florida general partnership, dated August 8, 1995 and recorded August 17, 1995 in Official Records Book 2090, Page 1194, of the Public Records of Collier County, Florida.
25. Resolution No. 2018-149 as to the final assessment roll for the Solid Waste Collection and Disposal Services, dated September 11, 2018 and recorded September 14, 2018 in Official Records Book 5552, Page 3781, of the Public Records of Collier County, Florida.
26. Matters at set forth on the Plat of Golden Gate - Unit 1 as recorded in Plat Book 5, Page 60, of the Public Records of Collier County, Florida.

## **COMMITMENT FOR TITLE INSURANCE SCHEDULE B - SECTION 2 (con't.)**

File Number - 29189-2

NOTE: Items 1, 2, 5, 8 and 9 will be deleted upon receipt of fully executed affidavits regarding the issues raised in said items.

NOTE: Items 3 and 4 will be deleted upon receipt of a satisfactory survey.

NOTE: Legal access is neither guaranteed nor insured pending receipt and review of a survey of the property to be insured.

NOTE: In accordance with Florida Statutes section 627.4131, please be advised that the insured hereunder may present inquiries, obtain information about coverage, or receive assistance in resolving complaints, by contacting the Commonwealth Land Title Insurance Company Regional Office, 2400 Maitland Center Parkway, Maitland, Florida 32751. Telephone 877-947-5483.

File Number - 29189-2  
PO Number - 4500194020  
Project - Golden Gate Golf Course

### **EXHIBIT "A"**

Note: The following legal description was provided by the Collier County Property Appraiser's Office, pursuant to the tax identification number provided to American Government Services Corporation. American Government Services Corporation reserves the right to amend or modify the legal description upon being provided with an accurate legal description and/or survey.

That portion of Block 1 of Golden Gate - Unit 1, according to the map or plat thereof as recorded in Plat Book 5, Pages 60 to 64, of the Public Records of Collier County, Florida, being further described as follows:

Commence at the Northwest corner of Lot 1, Block 1 of Golden Gate - Unit 1, Plat Book 5, Pages 60 to 64, of the Public Records of Collier County, Florida, South 460 feet to point of beginning, along 90° curve concave Southeast 50 feet, West 550 feet, along 90° curve concave Southwest 50 feet, East 140 feet, North 75 feet, East 330 feet, South 75 feet, East 180 feet to the point of beginning.

# Collier County Property Appraiser Property Summary



Parcel No	35640160003	Site Address	4100 GOLDEN GATE PKWY	Site City	NAPLES	Site Zone *Note	34116
Name / Address	R AND M REAL ESTATE COMPANY INC 4100 GOLDEN GATE PKWY						
City	NAPLES	State	FL	Zip	34116-6522		
Map No.	4B27	Strap No.	320800 1 1.14B27	Section	27	Township	49
				Range	26	Acres	1.27
Legal	GOLDEN GATE UNIT 1 BLK 1 COMM NE CNR BLK 1, S460FT TO POB, ALG 90 DEG CURVE CONC SE 50FT, W550FT, ALG 90 DEG CURVE CONC SW 50FT, E140FT, N75FT, E330FT, S 75FT, E 180FT TO POB OR 603 PG 625						
Millage Area	20	Millage Rates *Calculations					
Sub./Condo	320800 - GOLDEN GATE CITY UNIT 1	School	5.049	Other	7.1633	Total	12.2123
Use Code	10 - VACANT COMMERCIAL						

## Latest Sales History

(Not all Sales are listed due to Confidentiality)

Date	Book-Page	Amount
01/08/19	5588-3564	\$ 0
12/01/86	1241-2343	\$ 259,000

## 2018 Certified Tax Roll

(Subject to Change)

Land Value	\$ 414,000
(+) Improved Value	\$ 0
(=) Market Value	\$ 414,000
(=) Assessed Value	\$ 414,000
(=) School Taxable Value	\$ 414,000
(=) Taxable Value	\$ 414,000

If all Values shown above equal 0 this parcel was created after the Final Tax Roll



3

2018 Collier County Notice of Ad Valorem Taxes and Non-Ad Valorem Assessments						
If Paid By	Nov 30, 2018	Dec 31, 2018	Jan 31, 2019	Feb 28, 2019	Mar 31, 2019	
Please Pay	4,853.65	4,904.21	4,954.77	5,005.33	5,055.89	
Parcel Number	Legal Description	Mill Code	Escrow Code			
35640160003	GOLDEN GATE UNIT 1 BLK 1 COMM NE CNR BLK 1, S460FT TO POB, ALG 90 DEG CURVE CONC SE 50FT, W550FT, AL Continued (See Tax Roll)	20	VOCISANO, ROBERT MARIO VOCISANO 4100 GOLDEN GATE PKWY NAPLES, FL 34116-6522			
	<b>Pay in U.S. Funds Drawn on a U.S. Bank To:</b> Collier County Tax Collector 3291 E. Tamiami Trail Naples, FL 34112-5758 <b>POST DATED CHECKS ARE NOT ACCEPTED AND WILL BE RETURNED</b> <b>Visit our website: www.colliertax.com</b>					
Assessed Value	District	Mill Rate	Assessed Value	Exempt Amt	Taxable Value	Tax Amount
414,000	GENERAL FUND	3.5645	414,000	0	414,000	1,475.70
	C.C. WATER POLLUTION CTRL PGM	0.0293	414,000	0	414,000	12.13
	SCHOOL BOARD - STATE LAW	2.8210	414,000	0	414,000	1,167.89
Exemptions	SCHOOL BOARD - LOCAL BOARD	2.2280	414,000	0	414,000	922.39
	COLLIER COUNTY LIGHTING	0.1549	414,000	0	414,000	64.13
	GOLDEN GATE COM CTR MSTD	0.1862	414,000	0	414,000	77.09
	UNINCORP GEN - MSTD	0.8069	414,000	0	414,000	334.06
	G G BEAUTIFICATION MSTU	0.5000	414,000	0	414,000	207.00
	WATER MANAGEMENT FUND-SOUTH	0.1209	414,000	0	414,000	50.05
	BIG CYPRESS BASIN	0.1231	414,000	0	414,000	50.96
	COLLIER MOSQUITO CONTROL	0.1775	414,000	0	414,000	73.49
	GREATER NAPLES FIRE RESCUE DIS	1.5000	414,000	0	414,000	621.00
<b>Millage Total</b>		12.2123	<b>Total Ad Valorem</b>			\$5,055.89
Pay your current taxes online at: <a href="http://www.colliertax.com/">http://www.colliertax.com/</a>			Non-Ad Valorem District	Type of Assessment	Amount	
<b>Non-Ad Valorem Total</b>						\$0.00
See reverse side for important information			<b>Combined Ad Valorem and Non-Ad Valorem Total</b>			\$5,055.89

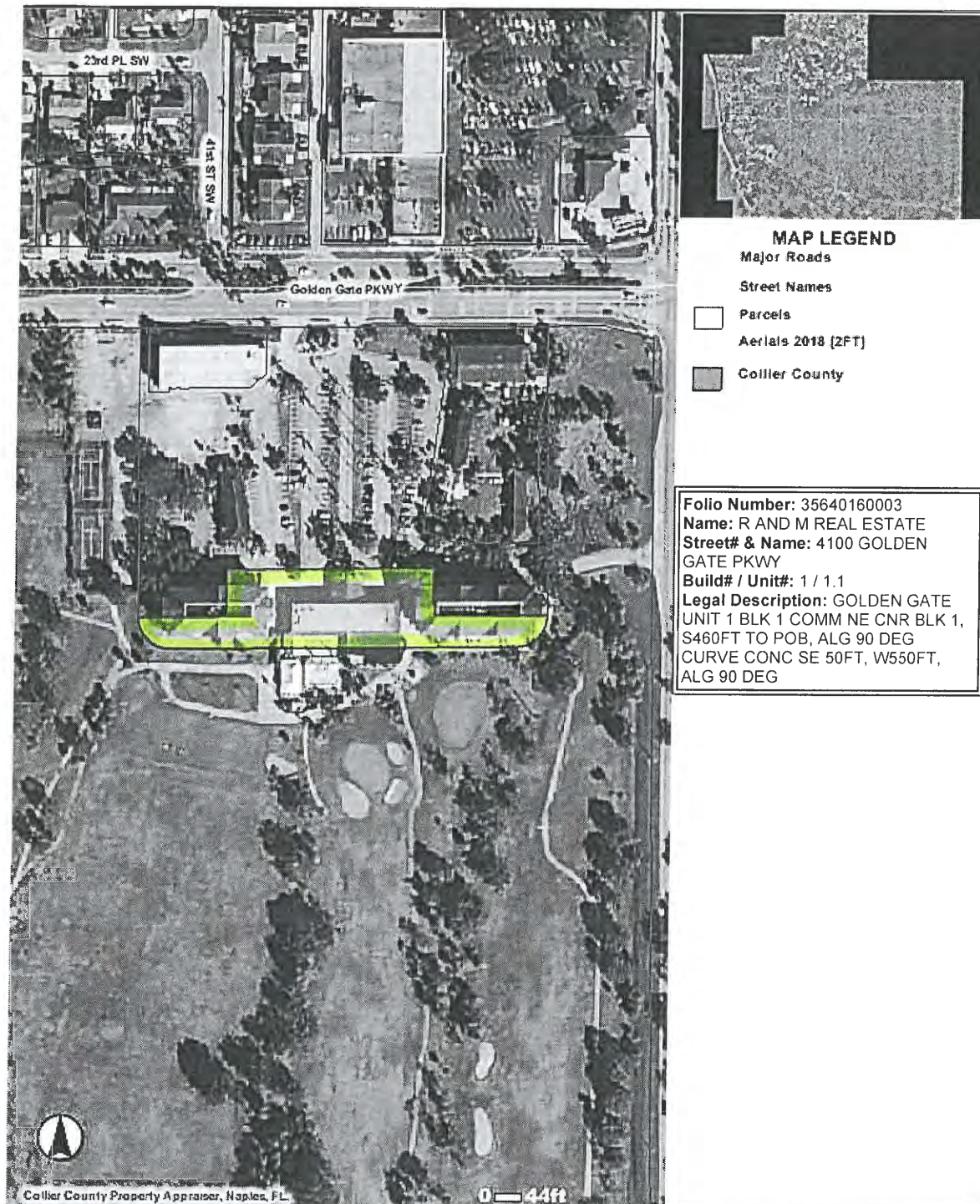
Please  
Retain  
this  
portion  
for your  
records

(Detach and Return with your Payment)

2018 Collier County Notice of Ad Valorem Taxes and Non-Ad Valorem Assessments					
If Paid By	Nov 30, 2018	Dec 31, 2018	Jan 31, 2019	Feb 28, 2019	Mar 31, 2019
Please Pay	4,853.65	4,904.21	4,954.77	5,005.33	5,055.89
Parcel Number	Mill Code	Escrow Code			
35640160003	20				
	Legal Description				
	GOLDEN GATE UNIT 1 BLK 1 COMM NE CNR BLK 1, S460FT TO POB, ALG 90 DEG CURVE CONC SE 50FT, W550FT, AL Continued (See Tax Roll)				

VOCISANO, ROBERT  
MARIO VOCISANO  
4100 GOLDEN GATE PKWY  
NAPLES, FL 34116-6522

*Larry H. Ray*



2004. Collier County Property Appraiser. While the Collier County Property Appraiser is committed to providing the most accurate and up-to-date information, no warranties expressed or implied are provided for the data herein, its use, or its interpretation.

01056662  
COLLIER COUNTY

1906 DEC 31 PM 10:49 001241  
RECORDED OR BOOK

002343  
PAGE

QUIT CLAIM DEED

REC 13.00  
DOC 1295.00  
INDEX 1.00  
297,000.00

THIS DEED, is made this 31 day of DECEMBER, 1986, between DOMINIC D'AGOSTINO and SALVATORE FORLANI, individually and as general partners of Golden Gate Inn, a Florida general partnership (sometimes also known as Golden Gate Inn and County Club), collectively referred to as "grantors", and ROBERT VOCISANO and MARIO VOCISANO, a Florida general partnership known as Golden Gate Inn, the grantees. 4100 GOLDEN GATE PARKWAY, NAPLES, FL. 33999

The grantors, in consideration of the sum of Ten Dollars (\$10.00), and other good and valuable considerations paid by the grantees to the grantors, the receipt of which is hereby acknowledged, hereby convey to grantees, the real property in Collier County, Florida described on Exhibit "A".

To have and to hold the same, together with all of the hereditaments and appurtenances thereunto belonging or in anywise appertaining, to the grantees, and grantees' heirs, successors and assigns.

This property is not the residence or homestead of the grantors or of any of the partners.

WITNESSES:

Timothy G. Hains  
Lee Russell  
Timothy G. Hains  
Lee Russell  
Salvatore Forlani  
Domenico D'Agostino  
SALVATORE FORLANI  
DOMINIC D'AGOSTINO

STATE OF FLORIDA  
COUNTY OF COLLIER

Received \$ 1295.00 Documentary Stamp Tax  
Received \$ n/a Class "C" Intangible  
Personal Property Tax  
COLLIER COUNTY CLERK OF COURTS  
BY Emily S. Spaul

I HEREBY CERTIFY that on this day, before me, a Notary Public duly authorized in D.C. the State and County named above to take acknowledgments, personally appeared Dominic D'Agostino as General Partner to me known to be the person described as grantor in and who executed the foregoing Quit Claim Deed and acknowledged before me that said person executed that Quit Claim Deed.

WITNESS my hand and official seal in the County and State last aforesaid this 31 day of DECEMBER, 1986.

(SEAL)

Lee Russell  
NOTARY PUBLIC

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. OCT. 3, 1990  
BONDED THRU GENERAL TBS. USD.

RETURN TO  
TIMOTHY G. HAINS, ESQ.  
2174 C. TAMMAM TRAIL  
NAPLES, FL 34102

001241

OR BOOK

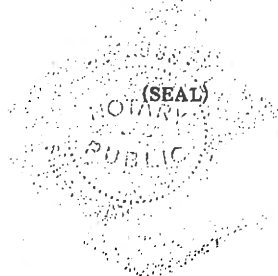
002344

PAGE

STATE OF FLORIDA  
COUNTY OF COLLIER

I HEREBY CERTIFY that on this day, before me, a Notary Public duly authorized in the State and County named above to take acknowledgments, personally appeared Salvatore Forlani as General Partner, to me known to be the person described as grantor in and who executed the foregoing Quit Claim Deed and acknowledged before me that said person executed that Quit Claim Deed.

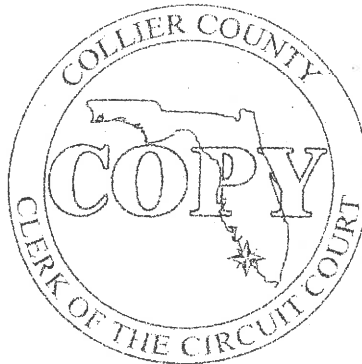
WITNESS my hand and official seal in the County and State last aforesaid this 31 day of DECEMBER, 1986.



Leo Russell  
NOTARY PUBLIC

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. OCT. 3, 1990  
DORCEY THRU GENERAL LQS. UND.





001241

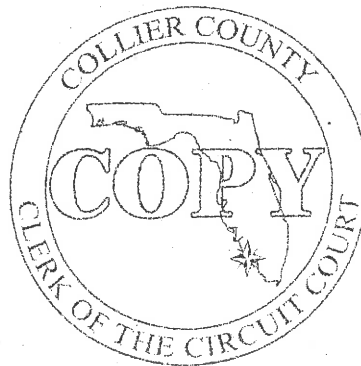
002345

OR BOOK

PAGE

## EXHIBIT "A"

Block 1, GOLDEN GATE, Unit No. 1, as recorded in Plat Book 5, Page 62, Public Records of Collier County, Florida; and Tracts A and B, GOLDEN GATE, Unit No. 1, as recorded in Plat Book 5, Page 62, Public Records of Collier County, Florida; and Tract A, GOLDEN GATE, Unit 8, Part 1, as recorded in Plat Book 5, Pages 147-151, Public Records of Collier County, Florida; and Tract A, GOLDEN GATE, Unit 8, Part 2, as recorded in Plat Book 9, Page 107-A through 112, Public Records of Collier County, Florida; LESS that certain parcel previously conveyed to Gulf Communicators, Inc., by warranty deed dated June 18, 1973, and recorded at O.R. Book 538, Pages 353-355, Public Records of Collier County, Florida; AND ALSO LESS that certain parcel previously conveyed to GAC Utilities, Inc., by warranty deeds dated January 8, 1973, and May 8, 1974, and recorded at O.R. Book 530, Pages 916-918, and at O.R. Book 589, Page 760, respectively, Public Records of Collier County, Florida; AND ALSO LESS that certain parcel previously conveyed to Avatar Utilities, Inc. of Florida by quit claim deed dated February 25, 1985 and recorded at O.R. Book 1131, Page 1230 Public Records of Collier County, Florida.



TGH/vab1437

Recorded and Verified  
in Official Records of  
COLLIER COUNTY, FLORIDA



Rader and Associates  
Miami, Florida

# GOLDEN GATE

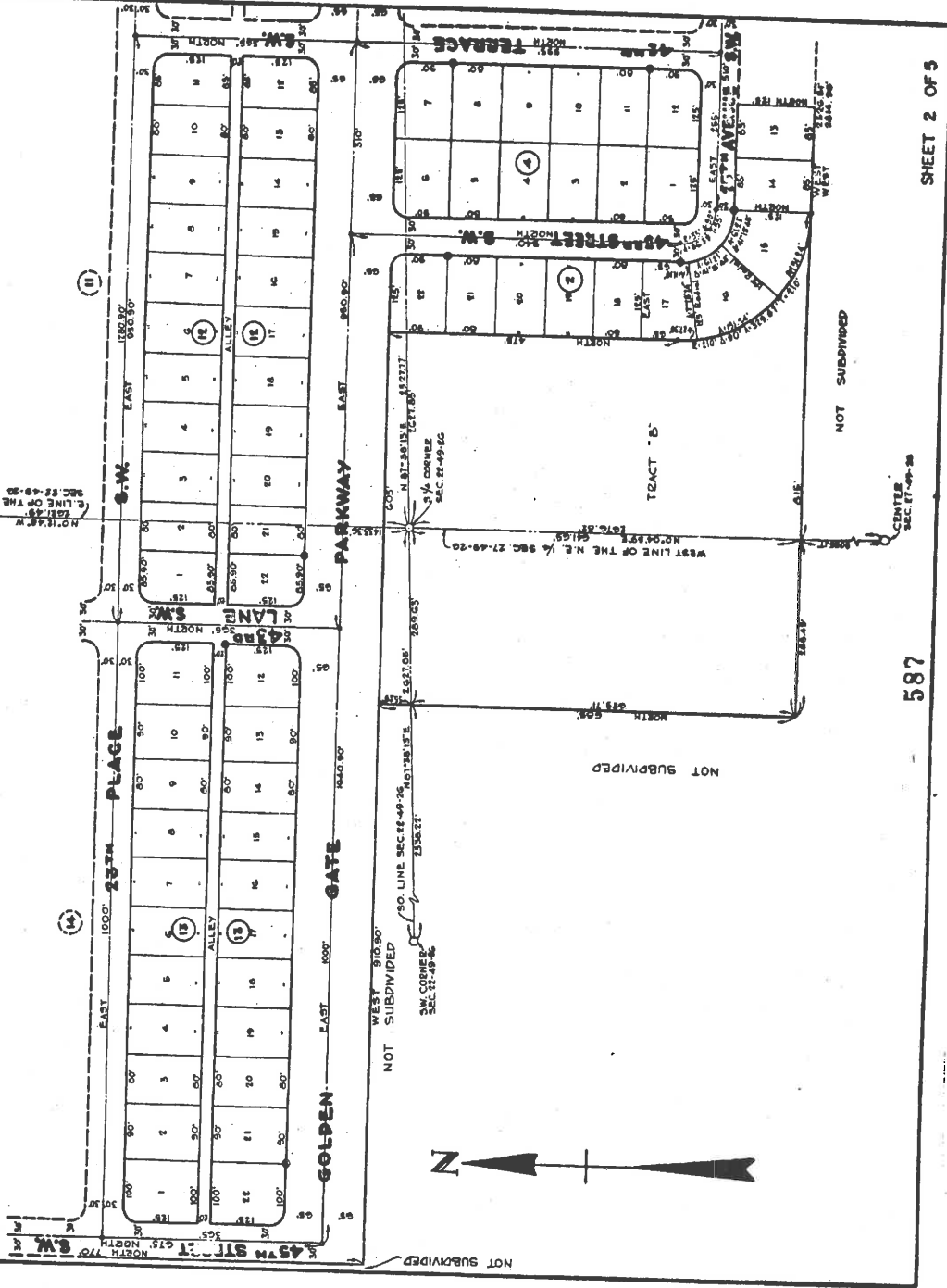
## Unit 1

JOB # 5020

AUGUST 1983

PLAT BOOK 5 PAGE 61

SCALE 1"=100'



587

SHEET 2 OF 3

FOR  
CALCULATIONS  
CHECKED  
APPROVED

Rader and Associates  
Miami, Florida

# GOLDEN GATE

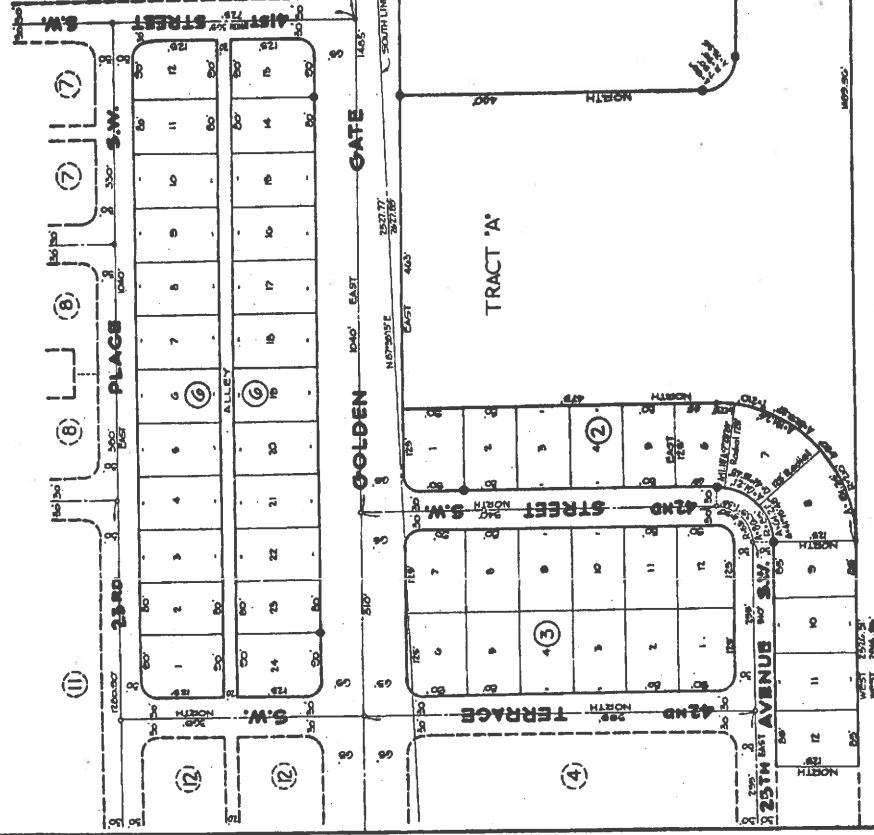
## Unit 1

JOB NO 5020

AUGUST 1983

SCALE 1" = 100'

PLAT BOOK 5 PAGE 62



PREPARED	DATE
CHECKED	DATE
APPROVED	DATE

NOT SUBDIVIDED

588

SHEET 3 OF 5



# GOLDEN GATE

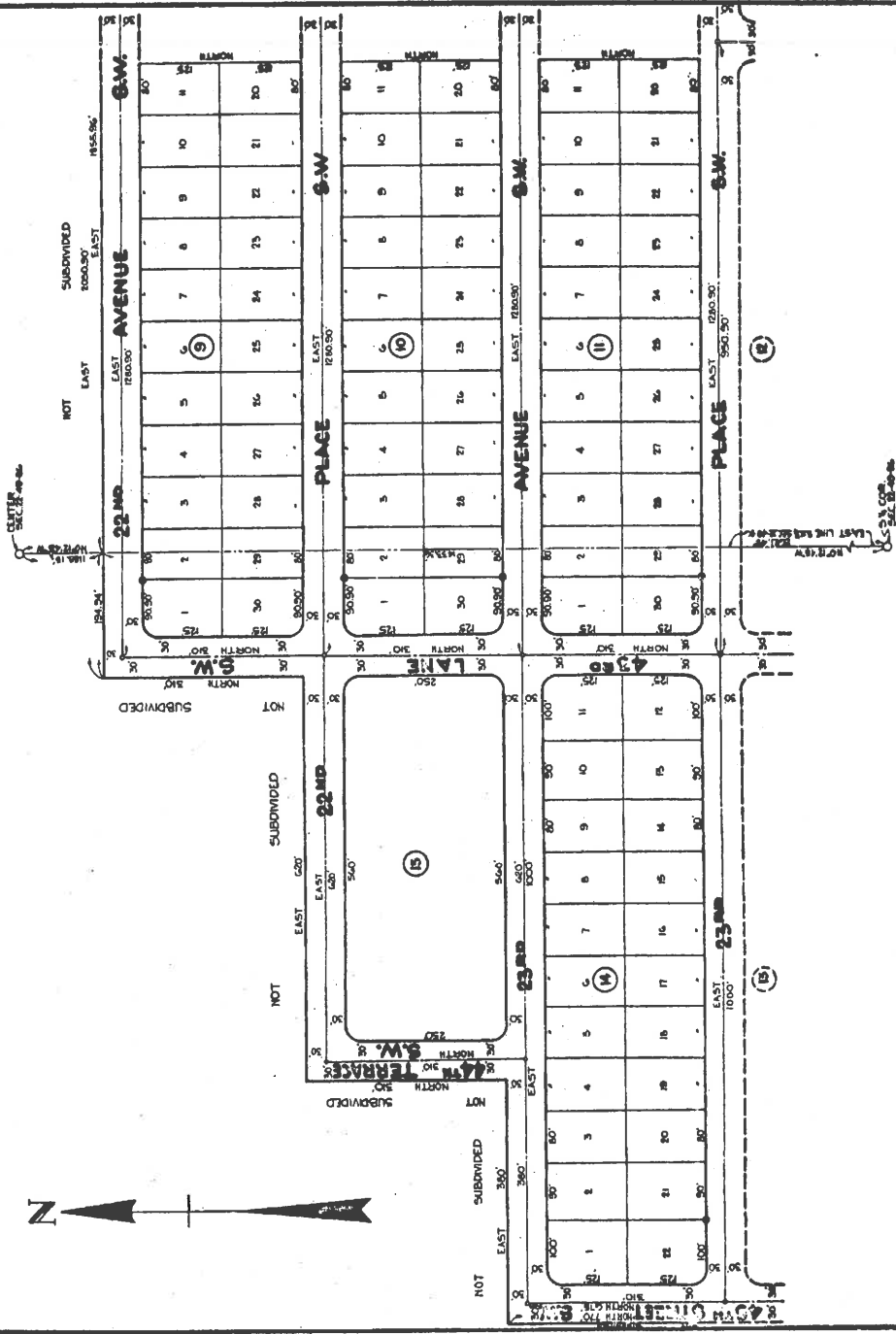
Rader and Associates  
Miami, Florida

## Unit 1

JOB NO. 9000

ASBESTOS

SCALE 1"=100'



PER  
TCD  
JLS  
CALCULATIONS  
DRAWN  
CHECKED  
APPROVED

Rader and Associates  
Miami, Florida

# GOLDEN GATE

## Unit 1

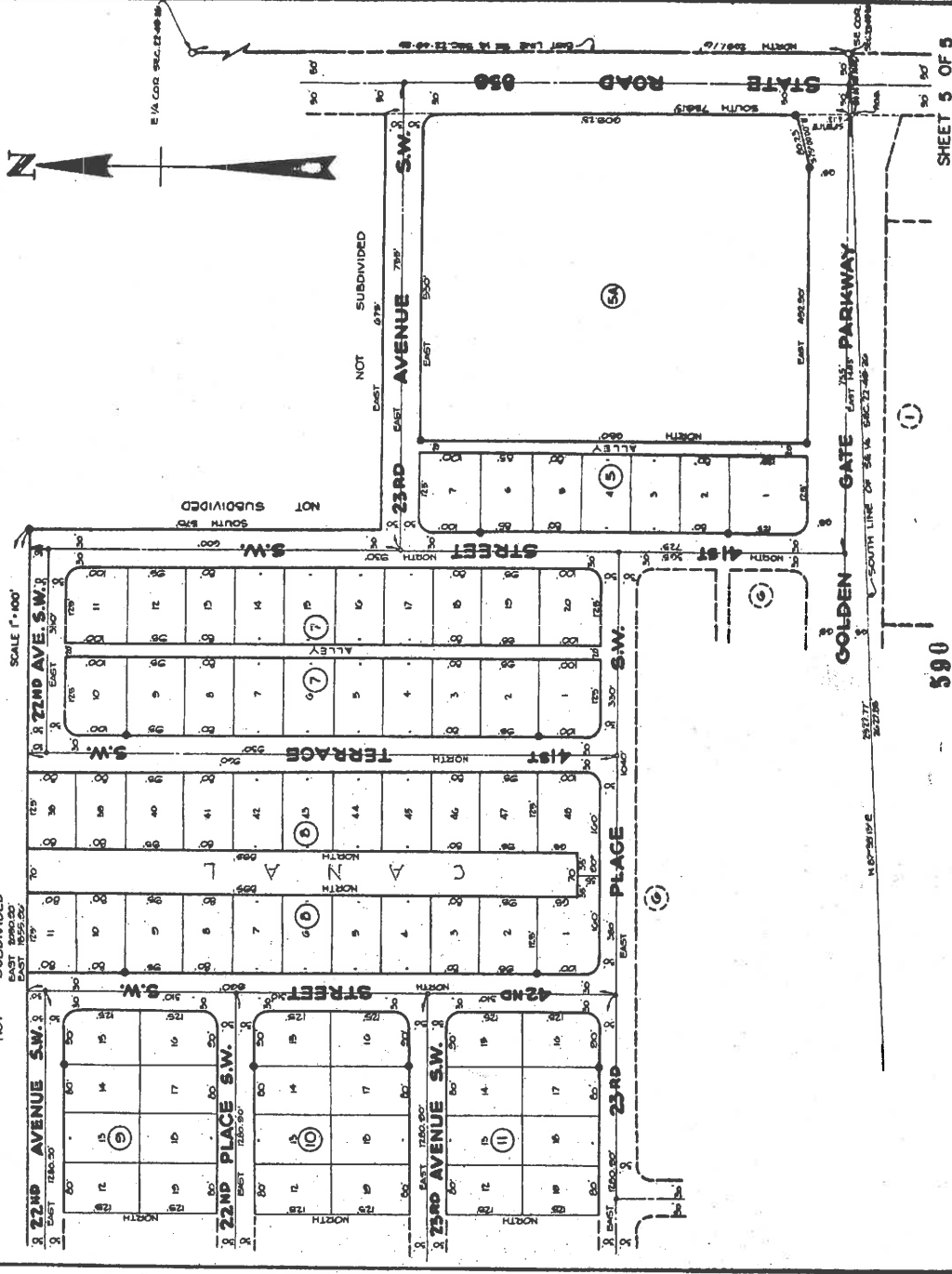
PLAT BOOK 5 PAGE 64

JOB # 5080

AUGUST 1983

NOT SUBDIVIDED  
EAST 1/4 SEC 30  
EAST 1/4 SEC 31  
EAST 1/4 SEC 32

SCALE 1"=100'



PER  
NOTED  
L.E.C.  
W

CALCULATIONS  
DRAWN  
CHECKED  
APPROVED

18379

**DEED**

**DEED**, made this September 29, 1953, by BARRON COLLIER, JR. and MILES COLLIER, of the City of Everglades, Collier County, State of Florida (hereinafter called the Grantors), joined by BARBARA M. COLLIER, wife of Barron Collier, Jr. and ISABEL U. COLLIER, wife of Miles Collier (hereinafter called the wives of the Grantors), to ANCHOR INVESTMENT CORPORATION, a Florida corporation, of Naples, Florida (hereinafter called the Grantee).

**WITNESSETH:**

The Grantors and the wives of the Grantors, in consideration of the sum of One Hundred Dollars and other good and valuable consideration, the receipt whereof is hereby acknowledged, hereby grant, bargain, sell, release and convey to the Grantee, its successors and assigns forever, the following described lands (hereinafter called said lands), situate, lying and being in Collier County, State of Florida, containing, in the aggregate, twenty six thousand two hundred forty eight and seven-tenths (26,248.7) acres, more or less:

**TOWNSHIP 48 SOUTH, RANGE 27 EAST:**

SECTION	DESCRIPTION	SECTION	DESCRIPTION
11 .....	All	25 .....	All
12 .....	All	26 .....	All
13 .....	All	27 .....	All
14 .....	All	28 .....	All
21 .....	All	33 .....	All
22 .....	All	34 .....	All
23 .....	All	35 .....	All
24 .....	All	36 .....	All

**TOWNSHIP 49 SOUTH, RANGE 26 EAST:**

SECTION	DESCRIPTION	SECTION	DESCRIPTION
1 .....	All	20 .....	All
2 .....	All	21 .....	All
3 .....	All	22 .....	All
10 .....	All	23 .....	All
11 .....	All	26 .....	All
12 .....	All	27 .....	All
13 .....	All	28 .....	All
14 .....	All	29 .....	All
15 .....	All		

STATE OF FLORIDA, COUNTY OF COLLIER  
 Filed for Record this 5 day of  
 Oct. 19 53 in Deed Book 30  
 Page 87 and Record Verified.  
 Ed Scott By *Ed Maguire*  
 Clerk Circuit Court Depute Clerk

18379

## TOWNSHIP 49 SOUTH, RANGE 27 EAST:

SECTION	DESCRIPTION	SECTION	DESCRIPTION
3	All	7	All
4	All	8	All
5	All	9	All
6	All	10	All

TOGETHER with any and all right, title and interest of the Grantors, in and to any and all buildings and improvements on or to said lands, and any and all fixtures and personal property on and used in connection with said lands;

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and also all the estate, right, title, interest, dower and right of dower, separate estate, property, possession, claim and demand whatsoever, as well in law as in equity, of the Grantors and the wives of the Grantors, of, in and to the same and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD the above granted, bargained and described premises, with the appurtenances, unto the Grantee, its successors and assigns, to its own proper use, benefit and behoof forever.

SUBJECT, however, to the following with respect to the oil, gas and minerals in, under and that may be produced from said lands:

(a) The Grantors hereby except from this deed and conveyance, and hereby reserve and retain to themselves, their heirs and assigns, absolutely and forever, an undivided one-half (constituting an undivided ownership and estate) of all the interest and ownership of the Grantors, at the time of their execution of this deed, in the oil, gas and minerals in, under and that may be produced from said lands. The Grantors, their heirs and assigns, as owners of such undivided one-half interest shall not, without the written consent of the Grantee, its successors or assigns, as owners of the surface of said lands, have or exercise any rights, powers or privileges to mine, produce or extract any oil, gas or minerals lying less than one hundred twenty five feet below the present surface of said lands; the Grantee, its successors, and assigns, as such surface owners, in connection with and incident to any use, construction or improvement by them of or on the surface of said lands may, without the consent of the Grantors, their heirs or assigns (and subject only to any rights of others than the Grantors, their heirs or assigns), displace, consume, use or destroy any oil, gas or minerals lying less than one hundred twenty five feet below the present surface of said lands; but nothing contained in the preceding clauses of this sentence shall be construed to limit or impair any rights, powers or

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privileges of the Grantors, their heirs and assigns, as owners of such undivided one-half interest, to mine, produce or extract any oil, gas or minerals lying one hundred twenty five feet or more below the present surface of said lands.

(b) Said lands are, and this deed and conveyance shall be, subject to an oil, gas and mineral lease dated July 1, 1952 executed by the Grantors as Lessor and Humble Oil & Refining Company as Lessee, and recorded in the Public Records of Collier County, Deed Book 24, page 385, as amended by amendment dated December 21, 1952, executed by the Grantors and Humble Oil & Refining Company and recorded in the Public Records of Collier County, Deed Book 26, page 209. The Grantors hereby convey to the Grantee, its successors and assigns an undivided one-half interest, and the Grantors hereby except from this deed and conveyance and hereby reserve and retain to themselves, their heirs and assigns absolutely and forever an undivided one-half interest, in and to all the rights, titles, interests, rents, royalties, powers and privileges of the Grantors under said lease with Humble Oil & Refining Company with respect only to said lands; this deed does not, and shall not be construed to, convey to the Grantee, its successors or assigns, any interest in the rights, titles, interests, rents, royalties, powers or privileges of the Grantors under said lease with Humble Oil & Refining Company with respect to any lands other than said lands. Excluded from this deed and conveyance, and specifically excepted therefrom, are any and all interests of the Grantors or either of them under an assignment of a one-forty eighth overriding royalty from Humble Oil & Refining Company to the Grantors dated July 21, 1952 and recorded in the Public Records of Collier County, Deed Book 29, page 341.

SUBJECT also to any covenants, restrictions, reservations and easements of record and in force, and any rights-of-way and easements for roads, railroads and telephone and power lines.

SUBJECT also to any leases (including, without limitation, oil, gas and mineral, grazing, farming and dwelling leases), licenses, tenancies, occupancies and agreements (including, without limitation, agreements for the purchase of dead pine and distillate wood) of record or which an accurate survey or inspection of said lands would disclose.

SUBJECT also to any laws, ordinances, regulations, reservations, restrictions or orders of the United States of America, any State, County or Municipality within the United States of America, or of any public authority.

The Grantors covenant that they have not done or suffered anything whereby said lands have been encumbered in any way whatsoever, except as aforesaid.

BOOK 30 PAGE 89

12379

The wives of the Grantors have executed this deed solely for the purpose of conveying and relinquishing their dower and rights of dower, homestead and separate estates in and to the above granted, bargained and described premises, with the appurtenances.

IN WITNESS WHEREOF, the Grantors and the wives of the Grantors have hereunto set their hands and seals the day and year first above written.

*Barron Collier, Jr.* (Seal)  
Barron Collier, Jr.

*Miles Collier* (Seal)  
Miles Collier

*Barbara M. Collier* (Seal)  
Barbara M. Collier

*Isabel U. Collier* (Seal)  
Isabel U. Collier

Signed, sealed and delivered  
in the presence of us:

*Harold J. Mason*

STATE OF FLORIDA,  
COUNTY OF COLLIER, SS.:

I hereby certify that on this day before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Barron Collier, Jr., Miles Collier and Isabel U. Collier, wife of Miles Collier, to me known to be the persons described in and who executed the foregoing deed and severally acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 29th day of September, 1953.



*Harold J. Mason*

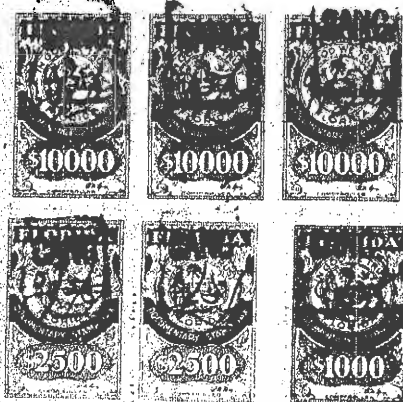
19379

STATE OF NEW YORK,  
COUNTY OF NEW YORK, ss.:

I hereby certify that on this day before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Barbara M. Collier, wife of Barron Collier, Jr., to me known to be the person described in and who executed the foregoing deed, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 30th day of September, 1953.

*Charles J. Jordan*  
Notary Public  
Barron Collier, Jr. & Barbara M. Collier  
Attorneys at Law  
100 Broadway, New York 5, N.Y.  
COMM. EXPIRES MARCH 31, 1954  
NEW YORK, N.Y. COUNTY OF NEW YORK  
CONTRIBUTION EXPIRES MARCH 31, 1954



BOOK 97 PAGE 492

68540

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA

DEC 1 1 04 PM '61

MARGARET T. SCOTT  
CLERK OF CIRCUIT COURT

RESTRICTIVE COVENANTS

THIS INDENTURE made and entered into this 29 day of November, 1961, by and between the GULF AMERICAN LAND CORPORATION, a Florida Corporation, and ALL FUTURE OWNERS OF GOLDEN GATE ESTATES, located in Collier County, Florida.

WHEREAS, GULF AMERICAN LAND CORPORATION intends to develop and improve, with certain covenants, agreements, easements, restrictions and conditions which will run with the land, as hereinafter stipulated, the following described real property, situate, lying and being in COLLIER COUNTY, FLORIDA, and more particularly described as:

TOWNSHIP 48 SOUTH, RANGE 27 EAST:

All of the following Sections, except that portion of Section 22, lying East of State Road #846:

21	28
22	33
23	34
26	35
27	36

TOWNSHIP 49 SOUTH, RANGE 26 EAST:

All of the following Sections:

1	12	23
2	13	26
3	14	29
10	15	
11	20	

TOWNSHIP 49 SOUTH, RANGE 27 EAST:

All of the following Sections:

3	7
4	8
5	9
6	10

NOW, THEREFORE, GULF AMERICAN LAND CORPORATION hereby makes the following declarations as to limitations, restrictions and use to which GOLDEN GATE ESTATES may be put; hereby specifying that said declarations shall constitute covenants to run with all of the

WITNESSES  
JAMES G. SMITH & SONS  
JAMES G. SMITH  
JAMES G. SMITH



land as provided by law, and shall be binding upon all parties, persons claiming under them and for the benefit of, and the limitation upon all FUTURE OWNERS of said GOLDEN GATE ESTATES; this Declaration of Restriction being designed for the purposes of keeping said GOLDEN GATE ESTATES uniform and suitable in occupancy for use as herein specified.

A - The following uniform general restrictions shall apply to all of the lands hereinabove described:

1 - If and in the event the above described property is subdivided, all lots must have a minimum of 75 feet fronting on the road Right-of-Way and minimum depth of 135 feet; provided that this restriction may be amended hereafter by GULF AMERICAN LAND CORPORATION for areas designated other than residential.

2 - If and in the event any of the lands herein described are subdivided, a utility and drainage easement is hereby reserved over the rear six (6) feet of any parcel so subdivided; it is contemplated that the above and foregoing land shall be platted and all reservations, easements, restrictions and dedications contained on said plat are incorporated herein by this reference.

3 - No noxious or offensive activity shall be carried on upon any lot nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighborhood or other property owners.

4 - No lot or tract shall be used or maintained as a dumping ground for rubbish, trash, garbage or other waste and all such rubbish, trash, garbage or waste shall be kept in sanitary containers or covered pits.

5 - All sewage disposal systems must be constructed in accordance with the standards and recommendations of the Florida State Board of Health and Collier County Health Officials.

6 - No lot, tract or parcel shall be used or permitted to be used as a junk yard or for the storage of items normally relating to said business.

7 - These covenants and restrictions shall run with the land and be binding upon all parties or persons claiming under or through GULF AMERICAN LAND CORPORATION for a period of twenty-five (25) years from the date hereof.

8 - These covenants and restrictions are severable and the invalidation of one by amendment, court order, or changed by GULF AMERICAN LAND CORPORATION shall not invalidate any other provision hereof and each covenant shall be independent to this extent.

9 - GULF AMERICAN LAND CORPORATION, its successors, assigns, or duly authorized, by recorded instrument, Agent or Agents, specifically reserve the right to amend, alter or change these covenants and restrictions from time to time by filing an Amendment thereto upon the Public Records of Collier County, Florida.

10 - All plans and specifications for any and all structures must be submitted to GULF AMERICAN LAND CORPORATION, its successors, assigns, or its duly authorized Agent, for written approval of the materials, size, location, elevation or grade, and exterior design prior to the commencement of any construction on the herein described land. No structure shall be permitted or suffered to be permitted without compliance with this covenant. The submission shall be to GULF AMERICAN LAND CORPORATION, PLANS APPROVAL DIVISION, 357 Northeast 81st Street, Miami 38, Florida, or such other address or division as

may be set forth hereafter by the said GULF AMERICAN LAND CORPORATION, its successors or assigns by instrument in writing, filed with the Clerk of the Circuit Court in and for Collier County, Florida.

11 - It is the intent of this instrument to establish uniform restrictions applying to the overall development of the areas known as GOLDEN GATE ESTATES for the benefit and betterment of the property and to allow subsequent and more detailed restrictions to be applied in accordance with sound planning and growth of the area.

B - All of the herein described real property may be used for single-family residential purposes; provided, that all single-family residential construction shall meet the following additional uniform general restrictions:

1 - All residential structures erected or permitted to be erected upon the lot or tract shall contain a minimum of 800 square feet of livable interior floor space and shall be constructed with permanent building material; specifically excluding, inter alia, construction by tin, related corrugated materials or tar paper.

2 - The area and set-back regulations for residential use shall be as follows:

- (a) Front yard set-back 30 feet minimum, 37-1/2 feet maximum
- (b) Rear yard set-back 20 feet
- (c) Side yard set-back 7-1/2 feet
  - (1) - Where the side or rear yard line abuts upon an easement, the required set-back shall be increased (21.0) feet.

3 - All residential buildings shall face the front yard line which is defined as that portion of the lot which is parallel to the street upon which the lot has its least dimension.

4 - All residential structures erected or permitted to be erected upon any lot or tract shall be constructed with a concrete slab on footings or with hardwood floors on footings with air vents; both according to Federal Housing Authority Specifications as they now exist or may from time to time be revised.

C - GULF AMERICAN LAND CORPORATION, its successors or assigns, hereby reserve the right and privilege to establish certain zones and/or areas within the herein described property for the following permitted uses:

MULTI-FAMILY DISTRICT  
COMMERCIAL DISTRICT  
SUBURBAN DISTRICT

1 - The zones and/or areas when designated by an instrument in writing shall be subject to uses and restrictions as may, from time to time, be set forth by GULF AMERICAN LAND CORPORATION and recorded with the Clerk of the Circuit Court, in and for Collier County, Florida.

2 - It is the intent of this reservation to allow subsequent and more detailed restrictions to be applied in accordance with sound planning for the above and foregoing identified zones and/or areas which may be hereafter established by GULF AMERICAN LAND CORPORATION.

IN WITNESS WHEREOF GULF AMERICAN LAND CORPORATION has caused these presents to be signed by its duly authorized corporate officers and has caused the corporate seal to be affixed hereunto this the 29 day of November, 1961, at Naples, Collier County, Florida.

(CORPORATE SEAL)

Witnessed in the Presence Of:

[Signature]  
[Signature]

GULF AMERICAN LAND CORPORATION

By [Signature]  
President

BOOK 97 PAGE 407

STATE OF FLORIDA

COUNTY OF

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, LEONARD ROSEN, President of GULF AMERICAN LAND CORPORATION, a Florida Corporation, to me well known to be the person described in and who executed the foregoing Restrictive Covenant, and acknowledged before me that he executed the same freely and voluntarily for the purpose therein expressed as such officer duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this the 7<sup>th</sup> day of November, 1951.

(NOTARY SEAL)

[Signature]  
NOTARY PUBLIC

My Commission Expires.

Notary Public for the State of Florida  
My Commission Expires on \_\_\_\_\_

LAW OFFICES  
SMITH, CARROLL & VEGA  
BALCH BUILDING  
NAPLES, FLA. 34102

-6-

Recorded in Official Records Book  
of COLLIER COUNTY, FLORIDA  
MARGARET T. SCOTT  
Clerk of Circuit Court

DEC 154 PAGE 554

89088

Nov 15 10 37 AM '63

DEED OF RESTRICTIONS

GULF AMERICAN LAND CORPORATION

To

ALL FUTURE OWNERS OF LGTS IN GOLDEN GATE SUBDIVISION,  
COLLIER COUNTY, FLORIDA.

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation,  
is the owner and developer of certain lands situated in Collier County,  
Florida, and more particularly described as Sections 21, 22, 27 and 28,  
Township 49 South, Range 26 East, and known and designated as GOLDEN GATE  
SUBDIVISION; and

WHEREAS, GULF AMERICAN LAND CORPORATION desires to establish and  
secure the enforcement of uniform restrictive covenants upon the usage  
and development of lots within the said GOLDEN GATE SUBDIVISION;

NOW, THEREFORE, the said grantor does establish the following  
restrictions for GOLDEN GATE SUBDIVISION, as filed and recorded in the  
public records of Collier County, Florida as above described, and said  
subdivision shall be subject to the following conditions and restrictions:

GENERAL CONDITIONS

1. All restrictive covenants, listed and/or contained herein  
are subject, in all instances, to compliance with State of Florida and  
County of Collier health ordinances, restrictions and regulations, zoning  
regulations or other established pertinent restrictions, and in particular  
when the said state and county requirements exceed the requirements of the  
Restrictions contained herein.

2. These restrictive covenants, easements, reservations and  
requirements upon the lands within said subdivision and any amendments  
thereto shall run with the land and remain in full force and effect for  
a period of twenty (20) years from the date hereof, or until GOLDEN GATE  
SUBDIVISION shall become part of an incorporated municipality, whichever  
event shall first occur.

3. Enforcement shall be by proceedings at law or in equity  
against any person or persons violating or attempting to violate any coven-  
ant either to restrain violation or to recover damages.

4. These covenants and restrictions are severable and the covenants and restrictions shall be independent to such extent.

5. Grantor reserves the right to file a subsequent Deed of Restrictions regulating the use to which the various lots in said subdivision can be put and establishing zones and designating lots as to zones for the purpose of establishing minimum size buildings to be located thereon.

6. The Grantor, its successors, assignees, or duly authorized agent or agents, by recorded instrument, reserves the right to subsequently amend, alter, or change these covenants and restrictions, and use restrictions subsequently filed, from time to time by filing an amendment thereto upon the Public Records of Collier County, Florida.

#### RESTRICTION A UNIFORM GENERAL REQUIREMENTS

1. Easements and rights-of-way are hereby expressly reserved for the creation, construction and maintenance of utilities, such as gas, water, telephone, telegraph, electricity, sewers, storm drains, public, quasi-public and private, as for any public, private or quasi-public utility or function deemed necessary and/or expedient for the public health and welfare. Such easements and rights-of-way shall be confined to the rear six (6) feet of every lot and six (6) feet along the side of every building plot, and along every street of the subdivision.

2. Plans and specifications for all structures must be submitted to Grantor, or its duly authorized agent, for written approval as to quality of workmanship and materials, harmony of external design, aesthetic effect, size and existing structures, and as to location with respect to topography and finish grade elevation prior to the commencement of construction in said subdivision.

3. No signs of any kind shall be exhibited in any way on or above the property of said subdivision, including any and all signs to be painted on any side or face of structure, without written approval and obtaining a permit from Grantor or its duly authorized agent.

Grantor reserves the right to issue permits for the erection of certain

signs on a temporary basis which would vary from the usual norm of other signs. All signs will be deemed to be temporary only.

4. No husbandry of either animals or fowls shall be conducted or maintained in said subdivision; provided, however, that house pets only shall be excluded from this restriction.

5. No fence or hedge shall be erected or maintained on the property of this subdivision which shall unreasonably restrict or block the view from an adjoining lot, or which shall materially impair the continuity of the general landscaping plan of the subdivision. For this purpose, a hedge or fence shall be maintained at no greater height than five (5) feet, and no wall or fence shall be erected or placed within the front setback lines of any lot, unless said wall or fence shall be ornamental and a desirable feature and shall not in any manner impair the general scheme of the subdivision area. The Grantor may, in its discretion, approve minor projections above the restricted heights for architectural features. No wall or fence of any kind whatsoever shall be constructed on any lot until after the height, type, design and location thereof shall have been approved in writing by Grantor, or its duly authorized agent.

6. The laws of the State of Florida and County of Collier as well as the rules and regulations of their administrative agencies now or hereafter in effect with regard to sewage disposal, water supply and sanitation are hereby incorporated herein and made a part hereof.

7. No trailers shall be allowed on any of the said lots. No lot shall be used as a junk yard or auto graveyard. No trucks or house trailers of any kind shall be permitted to be parked in this subdivision for a period of more than four (4) hours, unless the same is present in the actual construction or repair of buildings located on the land. In such cases, trailers shall not be used for living purposes. No trucks shall be parked overnight in areas zoned Residential.

8. The owners and occupants of land in the subdivision shall have an easement in common for the use of canal waterways. No boat-house, seawalls, dock or boat slip shall be constructed, dug, or excavated into any of the canals until plans for same have been approved by Grantor, or its duly authorized agent. Likewise, no boat shall be anchored or



structure placed in the waterways adjacent to or within the subdivision which will restrict flow of water or freedom of movement.

9. All buildings shall be connected, at the owner's expense, with central water and sewer utilities within ninety (90) days when made available. However, wells may be maintained for outside use - including watering of lawns, swimming pools, etc., subject to approval of duly constituted public health authorities.

10. No homesite property shall be used for a real estate office excepting only by approval of Grantor: 6

#### RESTRICTION B

##### SINGLE AND MULTIPLE DWELLINGS

In addition and supplemental to the Uniform General Restrictions, the following restrictions, reservations and easements shall apply to and govern the erection and maintenance of Single and Multiple Dwellings:

1. There shall not be erected or maintained on the property of that part of this subdivision which is zoned exclusively for residential purposes, any structure of any kind other than a one-family dwelling and suitable accessory building, such as garage or carport for not more than two cars. No garage or accessory buildings shall be used as living quarters, except for employees and bona fide guests, and such garage or accessory building shall not be used or occupied as living quarters prior to the erection of the dwelling. All garages must be built on rear half of lot or attached to the house.

2. No single family dwelling shall be constructed on less than one (1) lot, or its equivalent of at least 10,000 square feet, and no building shall be located on any lot closer than thirty (30) feet, or further than thirty-seven (37) feet to the front lot line (except for pie-shaped lots of less than eighty (80) feet of street frontage which permit setbacks to a depth of the point where lot becomes eighty (80) feet wide); twenty-five (25) feet to the rear lot line, and ten (10) feet to an interior side lot line, or twenty-five (25) feet to a street side lot line.

3. All single-family dwellings (exclusive of carport, breezeways,

garages, utility rooms, open patios and porches) shall contain a minimum of 1200 square feet in lots designated as R-1A; 1000 square feet in lots designated as R-1B; and 900 square feet in lots designated as R-1.

4. All multiple dwellings (exclusive of carport, breezeways, patios and porches) shall contain a minimum of 600 square feet per family unit for each duplex dwelling and a minimum of 450 square feet for each family unit (in excess of duplexes). Multi-storied multiple dwellings may be erected in areas wherein complete blocks are zoned for multiple dwellings, but only a single-story or split-level multiple dwelling may be erected in a block wherein the remainder of its sites are zoned exclusively Residential. All multiple family dwellings shall provide parking space for a minimum of one car per dwelling or family unit. Any building in excess of a duplex must have a minimum of 15,000 square feet land area. All multiple dwelling lots shall be designated as R-2 for duplexes and R-3 for units in excess of duplexes.

#### RESTRICTION C COMMERCIAL AND MIXED COMMERCIAL

In addition and supplemental to the Uniform General Restrictions, the following restrictions, reservations and easements shall apply to and govern the erection and maintenance of Commercial and Mixed Commercial Buildings, all of which are limited and restricted to those sections and areas of Golden Gate Subdivision, as are zoned for that purpose:

1. No building shall be constructed closer than twenty (20) feet from any front or rear lot line. Each building shall provide parking space in the ratio of not less than one parking space of a minimum of two hundred (200) square feet for each 400 square feet of floor space in the building. The front and rear setback areas may be utilized for parking.

2. As part of the construction of each building erected in a Commercial area of Golden Gate, there shall be included a sidewalk in front of such buildings of eight (8) foot minimum width, which sidewalk, or such part thereof as shall be required for such purpose, may extend into the platted street in front of such building. Likewise, as part of the construction of each building, there shall be constructed concrete curbing and gutters, and storm sewers, plus that portion of the unpaved

street fronting on each such building lying between the said curb and the street, as paved by grantor, shall be paved. All of the construction required by this paragraph shall be at the expense of the lot owner and shall be paid for by the lot owner at the hereby fixed rate of Ten (\$10.00) Dollars per lineal foot frontage, concurrently with the erection of a building or buildings. It is further understood that lot owners who erect buildings on only a fractional portion of a lot must provide the herein above detailed curbs, sidewalks, gutters and paving for the entire lot.

3. Restrictions for areas zoned 100% Commercial:

(a) Buildings erected on lots designated as C-1 shall be limited to stores, offices, business buildings, commercial enterprises, hotels, restaurants, bars and theaters.

(b) All structures erected must be of a permanent building material and must include adequate toilet facilities for owners and/or occupants and their employees. No building shall be used or occupied as living quarters except bona fide hotels.

(c) All buildings erected by the owner of only one (1) lot must be built flush to both of its side lot lines. All buildings erected by owners of two (2) or more contiguous lots must be built with at least one of its sides flush with a side lot line, and if it is not built flush to the side lot lines of both end lots, the minimum width that can be left vacant must be at least eighteen (18) feet to permit the erection of another acceptable building at a later date.

(d) When and where the use of a party wall is not in conflict with the laws and regulations governing fire protection, party walls are permissible by the mutual consent of all parties concerned.

4. Restrictions for areas zoned Mixed Commercial and designated as C-2 are identical to those covering the areas zoned 100% Commercial except that motels are permissible, and business enterprises herein permit living quarters on the premises, provided said living quarters are located either in the rear or above the street level.

5. Grantor reserves the right to subsequently file a restriction of record designating the zone of each lot or tract of land in

said subdivision and the use to which it may be put.

IN WITNESS WHEREOF, GULF AMERICAN LAND CORPORATION has caused these presents to be signed by its duly authorized corporate officers and its corporate seal to be affixed at Naples, in the County of Collier and State of Florida, this 13th day of November, A.D. 1963.

GULF AMERICAN LAND CORPORATION

By: Edward V. Pacelli  
Edward V. Pacelli, Vice President

(SEAL)

ATTEST:

GULF

Joseph S. Maddlone  
Joseph S. Maddlone, Secretary

STATE OF FLORIDA )  
COUNTY OF COLLIER ) SS.:

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, Edward V. Pacelli and Joseph S. Maddlone, Vice President and Secretary respectively, of Gulf American Land Corporation, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Restrictive Covenants, and acknowledged before me that he executed the same freely and voluntarily for the purpose therein expressed as such officer duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this the 13th day of November, 1963.

(NOTARY SEAL)

Mary Louise Montcalm  
Notary Public

My Commission Expires:  
NOTARY PUBLIC STATE OF FLORIDA at LARGE  
MY COMMISSION EXPIRES JAN. 13, 1967

91377

AMENDED DEED OF RESTRICTIONS

GULF AMERICAN LAND CORPORATION

To

ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE  
SUBDIVISION, COLLIER COUNTY, FLORIDA

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA

JAN 30 2 45 PM '64

NOTARY PUBLIC  
COLLIER COUNTY, FLORIDA

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation,  
has heretofore caused to be recorded of record in Official Record Book  
154, page 554, Public Records of Collier County, Florida, a Deed of Re-  
strictions restricting the use to which the properties therein described  
may be put, and reserve in said Deed of Restrictions the right to subse-  
quently amend same; and

WHEREAS, GULF AMERICAN LAND CORPORATION desires to amend certain  
portions of said Deed of Restrictions;

NOW, THEREFORE, GULF AMERICAN LAND CORPORATION hereby amends  
the above referred to Deed of Restrictions as follows:

1. Paragraph "1" of RESTRICTION A, UNIFORM GENERAL REQUIREMENTS,  
is amended by adding the following words and figures to the end of said  
paragraph, to-wit:

"Along curved blocks, overhead utility lines are  
permitted beyond the front and rear six foot easement,  
not to exceed fifteen (15) feet beyond said six (6)  
foot easement, to the extent necessary to service all  
lots in a particular block. Overhead service wires  
are permitted across corners of rear yards where side  
lot lines do not join in the rear at a common corner."

All parts of the Deed of Restriction hereinabove mentioned not  
herein specifically amended are to remain in full force and effect.

GULF AMERICAN LAND CORPORATION

By: J. R. Layden  
Vice President

STATE OF FLORIDA )  
COUNTY OF DADE ) SS.:

I HEREBY CERTIFY that on this day personally appeared before me,  
an officer duly authorized to administer oaths and take acknowledgments,  
J. R. Layden, Vice President, of Gulf American Land Corporation, a Florida  
corporation, to me well known to be the person described in and who executed  
the foregoing Amended Deed of Restrictions, and acknowledged before me that  
he executed the foregoing Amended Deed of Restrictions freely and voluntarily  
for the purpose therein expressed as such officer duly authorized, affixed the  
corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this the 29th day of January, 1964.

(NOTARY SEAL)



Mary Louise Montelone  
Notary Public

My Commission Expires: NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXPIRES JAN. 19, 1968

NOTED IN OFFICE OF  
COLLIER COUNTY, FLORIDA  
MARSHALL F. SCOTT  
CLERK OF COUNTY COURT

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA  
FEB 27 9 30 AM '64  
MARGARET T. SCOTT  
CLERK OF CIRCUIT COURT

AMENDMENT TO DEED OF RESTRICTIONS

GULF AMERICAN LAND CORPORATION

to

ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISION,  
COLLIER COUNTY, FLORIDA

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation, is the owner and developer of certain lands situated in Collier County, Florida, and more particularly described as Sections 21, 22, 27 and 28, Township 49 South, Range 26 East, and known and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN LAND CORPORATION did on the 13th day of November 1963, file a Deed of Restrictions as more fully shown in O. R. Book 154, Page 554, Public Records of Collier County; and

WHEREAS, GULF AMERICAN LAND CORPORATION did reserve the right to amend said Deed of Restrictions therein;

NOW, THEREFORE, GULF AMERICAN LAND CORPORATION does hereby amend "RESTRICTION B - SINGLE AND MULTIPLE DWELLINGS, Paragraph 2" thereof by striking the following:

"or twenty-five (25) feet to a street side lot line"

and inserting in lieu thereof the following:

"or thirty (30) feet to a street side lot line".

IN WITNESS WHEREOF, GULF AMERICAN LAND CORPORATION has caused these presents to be signed by its duly authorized corporate officers and its corporate seal to be affixed at Naples, in the County of Collier and State of Florida, on this the 27th day of February, A.D. 1964.

GULF AMERICAN LAND CORPORATION

(SEAL)

By J. R. Landon  
Vice President

ATTEST:

LAW OFFICES  
TH. CARROLL & VEGA  
BALCH BUILDING  
NAPLES, FLORIDA

Secretary



STATE OF FLORIDA )  
COUNTY OF DADE ) SS.

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, E. R. LAYDEN and J. B. MADDIONE Vice President and Secretary respectively, of GULF AMERICAN LAND CORPORATION, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Amendment to Deed of Restrictions, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed as such officer duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this the 20th day of February, 1964.

(NOTARY SEAL)



Mary Louise Montalban  
Notary Public

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA AT LARGE  
MY COMMISSION EXPIRES JAN. 13, 1967

Recorded in Office of Clerk of Circuit Court  
of COLLIER COUNTY, FLORIDA  
MARGARET J. SCOTT  
Clerk of Circuit Court

LAW OFFICES  
SMITH, CARROLL & VEGA  
BALCH BUILDING  
NAPLES, FLORIDA

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA

JAN 25 10 40 AM '65

MARGARET T. SCOTT  
CLERK OF CIRCUIT COURTAMENDMENT TO DEED OF RESTRICTIONS

GULF AMERICAN LAND CORPORATION

to  
ALL FUTURE OWNERS OF LOTS IN GOLDEN  
GATE SUBDIVISION, COLLIER COUNTY, FLORIDA

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation, is the owner and developer of certain lands situated in Collier County, Florida, and more particularly described as Sections 21, 22, 27 and 28, Township 49 South, Range 26 East, and known and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN LAND CORPORATION did on the 13th day of November 1963, file a Deed of Restrictions as more fully shown in O.R. Book 154, at Page 554, Public Records of Collier County; and

WHEREAS on February 22, 1964 GULF AMERICAN LAND CORPORATION did file an Amendment to Deed of Restrictions as more fully shown in O.R. Book 163, at Page 85, Public Records of Collier County; and

WHEREAS, GULF AMERICAN LAND CORPORATION did reserve the right to amend said Deed of Restrictions therein;

NOW, THEREFORE, GULF AMERICAN LAND CORPORATION does hereby amend "RESTRICTION B - SINGLE AND MULTIPLE DWELLINGS, Paragraph 2" thereof by striking the following:

"or 30 feet to a street side lot line"

and inserting in lieu thereof the following:

"or 25 feet to a street side lot line in all properties other than those zoned by the County of Collier as R-1A."

IN WITNESS WHEREOF, GULF AMERICAN LAND CORPORATION has caused these presents to be signed by its duly authorized corporate officers and its corporate seal to be affixed at Naples, in the County of Collier and State of Florida, on this the 19th day of January, A.D. 1965.

(SEAL)  
SMITH, CARROLL VESPA  
BROWN AND SCHOES  
NOTARY PUBLIC  
NAPLES, FLORIDA

ATTESTED BY:

Secretary

GULF AMERICAN LAND CORPORATION

By

Vice President



STATE OF FLORIDA

COUNTY OF

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, J. B. Layton and J. S. Maddox Vice President and Secretary respectively of GULF AMERICAN LAND CORPORATION, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Amendment to Deed of Restrictions, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed as such officer duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

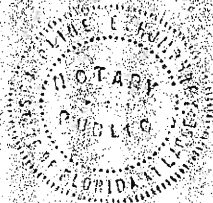
WITNESS my hand and seal on this the 19<sup>th</sup> day of January, A.D. 1965.

(NOTARY SEAL)

Carolus E. Humphrey  
Notary Public

My Commission Expires:

NOTARY PUBLIC STATE of FLORIDA at LARGE  
MY COMMISSION EXPIRES APR. 17, 1968  
BONDED THROUGH FRED W. DISTELHORST



LAW OFFICES  
Xenia, CARROLL VEGA  
BROWN AND NICHOLS  
P. O. Box 788  
NAPLES, FLORIDA

-2-

Recorded in Official Records Book  
of COLLIER COUNTY, FLORIDA  
MARGARET T. SCOTT  
Clerk of Circuit Court

REF 192 FILE 366

198620

AMENDMENT TO DEED OF RESTRICTIONS

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA  
JUN 7 1 29 PM '65  
MARGARET E. SCOTT  
CLERK OF DISTRICT COURT

GULF AMERICAN LAND CORPORATION

to

ALL FUTURE OWNERS OF LOTS IN GOLDEN  
GATE SUBDIVISION, COLLIER COUNTY, FLORIDA

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation, is the owner and developer of certain lands situated in Collier County, Florida, and more particularly described as Sections 21, 22, 27 and 28, Township 49 South, Range 26 East, and known and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN LAND CORPORATION did on the 13th day of November, 1963, file a Deed of Restrictions as more fully shown in O.R. Book 154, at Page 554, Public Records of Collier County; and

WHEREAS, on February 22, 1964, GULF AMERICAN LAND CORPORATION did file an Amendment to Deed of Restrictions as more fully shown in O.R. Book 163, at Page 88, Public Records of Collier County; and

WHEREAS, GULF AMERICAN LAND CORPORATION did reserve the right to amend said Deed of Restrictions therein;

NOW, THEREFORE, GULF AMERICAN LAND CORPORATION does hereby amend the street side lot line from 25 feet and 35 feet where applicable to 15 feet, for the following described property, situate, lying and being in Collier County, Unit 1 and Unit 2, GOLDEN GATE SUBDIVISION, as per map or plat thereof recorded in Plat Book 5, Page 64, and Plat Book 5, Page 69, Public Records of Collier County, Florida:

BLOCK 12 - Lots 1 and 11  
BLOCK 22 - Lots 1 and 30  
BLOCK 20 - Lots 16 and 17  
BLOCK 26 - Lot 13  
BLOCK 41 - Lots 1 and 21

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA  
JUN 7 1 29 PM '65  
MARGARET E. SCOTT  
CLERK OF DISTRICT COURT

IN WITNESS WHEREOF, GULF AMERICAN LAND CORPORATION has caused these presents to be signed by its duly authorized corporate officers

100 OFFICE  
MELVIN CARROLL, VESA,  
BY G. A. NICHOLS  
P. O. Box 200  
Naples, Florida

and its corporate seal to be affixed at Naples, in the County  
of Collier and State of Florida, on this the 3rd day of June,  
A.D. 1965.

(CORPORATE SEAL)

GULF AMERICAN LAND CORPORATION

By Edward V. Pacelli  
Vice President

ATTESTED BY:

Jacques  
Secretary



STATE OF FLORIDA  
COUNTY OF DADE

I HEREBY CERTIFY that on this day personally appeared  
before me, a notary public duly authorized to administer oaths and  
take acknowledgments, Edward V. Pacelli and J. S. Maddione  
Vice President and Secretary respectively of GULF AMERICAN LAND  
CORPORATION, a Florida corporation, to me well known to be the  
persons described in and who executed the foregoing Amendment to  
Deed of Restrictions, and acknowledged before me that they executed  
the same freely and voluntarily for the purpose therein expressed  
as such officer duly authorized, affixed the corporate seal and  
same is the act and deed of said corporation.

WITNESS my hand and seal on this the 3rd day of June,  
A. D. 1965.

(NOTARY SEAL)

Caroline C. Humphrey  
Notary Public

My Commission Expires:



NOTARY PUBLIC STATE OF FLORIDA BY LARGE  
MY COMMISSION EXPIRES APR. 17, 1968  
BONDED THROUGH PAUL W. DISTELHOFF

Recorded in ...  
of COLLIER COUNTY, FLORIDA  
MARGARET T. SCOTT  
Clerk of Circuit Court

LAW OFFICES  
GUYTON CARROLL VEECH  
BROWN AND NICHOLS  
P. O. BOX 799  
NAPLES, FLORIDA

AMENDMENT TO DEED OF RESTRICTIONS

RECORDED  
OFFICIAL RECORD  
COLLIER COUNTY, FLORIDA

Jan 18 11 38 AM '73

MADE BY T. SCOTT  
CLERK OF CIRCUIT COURT  
COLLIER COUNTY, FLORIDA

GAC PROPERTIES INC

TO  
ALL FUTURE OWNERS OF LOTS IN UNIT 8,  
PART 2, GOLDEN GATE SUBDIVISION, per  
plat recorded in Plat Book  
of the Public Records of Collier  
County, Florida

WHEREAS, GAC PROPERTIES INC, a Florida corporation, is  
the successor in interest to the former owner and developer of  
certain lands situated in Collier County, Florida, and known  
and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN CORPORATION, as former owner  
and developer, has heretofore caused to be recorded a Deed of  
Restrictions, setting forth general development requirements in  
said subdivision; and

WHEREAS, it is the desire of GAC PROPERTIES INC, the present  
owner and developer, to amend the prior Deed of Restrictions here-  
tofore recorded in Official Record 316 Page 593 of the Public  
Records of Collier County, Florida, and to establish the use of  
certain lots located in Unit 8 of Part 2 of said subdivision.

NOW, THEREFORE, there is hereby created, declared and  
established in Unit 8 Part 2, GOLDEN GATE SUBDIVISION, per plat  
recorded in Plat Book 9 Page 107-112 of the Public Records of Collier  
County, Florida, a restriction that all lots located in Block 280  
and 281 are hereby restricted to use for residential purposes  
consisting of multi-family dwelling only in the zone designated  
MF-2 and that all lots located in Blocks 282, 283, 284, 285 and  
286 are restricted to be used for residential purposes consisting  
of multi-family dwelling only in the zone designated MF-3.

IN WITNESS WHEREOF, GAC PROPERTIES INC has caused these  
presents to be signed and its corporate seal to be affixed at Miami,  
in the County of Dade and State of Florida, this 16th day of  
January, A.D., 1973.

GAC PROPERTIES INC

By:

*[Signature]*  
Vice President

*[Signature]*  
Assistant Secretary

STATE OF FLORIDA )  
COUNTY OF DADE )

HE 499 371

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, Robert L. Weintraub and Gretchen Mielke Vice President and Assistant Secretary respectively, of GAC PROPERTIES INC, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Amendment To Deed Of Restrictions, and acknowledged before me that they executed the same freely and voluntarily for the purposes therein expressed as such officers duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this 16th day of January, 1963.

*Patricia R. R. [Signature]*  
Notary Public (Seal)

MY  
SEAL

This Instrument Was Prepared By:

Robert L. Weintraub  
Attorney At Law  
7880 Biscayne Boulevard  
Miami, Florida 33138

Dec 17 12 35 PM '79

625619

FF. 847 PAGE 621

GAC Properties Inc

To

All Future Owners of Land in Golden Gate  
Subdivision, Collier County, Florida

AMENDMENT TO DEED OF RESTRICTIONS

Whereas, GAC Properties Inc is the owner and developer of certain lands situated in Collier County, Florida consisting of several plats heretofore filed in the Public Records of Collier County, Florida in the aggregate known as Golden Gate Subdivision; and

Whereas, heretofore Gulf American Land Corporation and Gulf American Corporation, GAC Properties Inc's predecessors in title (Grantor) caused to be filed a Deed of Restrictions dated November 13, 1963 and filed November 14, 1963 in Official Records Book 154 at Page 554 of the Public Records of Collier County, Florida, as amended by that certain Amended Deed of Restrictions, dated January 22, 1964, filed January 30, 1964 in Official Records Book 160 at Page 503 of the Public Records of Collier County, Florida, as further amended by that certain Amendment to Deed of Restrictions, dated February 20, 1964, filed February 27, 1964 in Official Records Book 163 at Page 88 of the Public Records of Collier County, as further amended by that certain Amendment to Deed of Restrictions, dated January 19, 1965 and filed January 25, 1965 in Official Records Book 182 at Page 762 of the Collier County Records, as further amended, specifically with respect to subject property, by that certain Deed of Restrictions, dated June 13, 1969, filed July 1, 1969 in Official Records Book 316 at Page 593 of the Public Records of Collier County, Florida, as further amended by that certain Amendment to Deed of Restrictions,

dated January 16, 1973, filed January 18, 1973 in Official Records Book 499 at Page 370 of the Public Records of Collier County, Florida; and

Whereas, said Deed of Restrictions provides for and specifically reserves the right, from time to time, to subsequently amend, alter or change such covenants and restrictions by filing an amendment thereto in the Public Records of Collier County, Florida; and

Whereas, the Grantor has petitioned the Board of County Commissioners of Collier County, Florida to vacate a portion of a plat of Golden Gate, Unit 8, Part 2, as recorded in Plat Book 9 at Page 107 A through 112 inclusive of the Public Records of Collier County, Florida; and

Whereas, the Board of County Commissioners of Collier County, Florida did on November 13, 1979 approve the above mentioned petition to vacate;

Now, Therefore, Grantor does hereby remove and release the following described lands, to wit;

All of Blocks 282 through 286 inclusive, Golden Gate Subdivision, Unit 8, Part 2 according to the Plat thereof as recorded in Plat Book 9 at Pages 107 through 112 of the Public Records of Collier County, Florida including all contiguous dedicated streets, which property is more particularly described in Exhibit "A" attached hereto and made a part hereof

from the effect of the above-listed deed restrictions as amended and does declare that they shall be null and void as they apply to said lands.

Except as herein provided, the aforementioned deed restrictions and amendments thereto are ratified, affirmed and re-imposed on other lands heretofore platted and shall be applicable on said lands in Golden Gate Subdivision, Collier County, Florida and shall continue in full force and effect.

In Witness Whereof, GAC Properties Inc has caused these presents to be signed by its duly authorized corporate officers and its corporate seal to be affixed thereto at Coral Gables, in the County of Dade, State of Florida, this 4<sup>th</sup> day of December, 1979.

GAC PROPERTIES INC

By Robert M. Galt Vice President

(CORPORATE SEAL)

**Attest:**

Josefa S. Rivera  
Secretary

**Witnesses:**

Gloria P Henry  
Sandra Lee Jones

State of Florida

County of Dade

I hereby certify that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Robert L. Weintraub and Juanita I. Rivera, well known to me to be the Vice President and Secretary respectively of the corporation named as first party in the foregoing Amendment to Deed of Restrictions, and that they severally acknowledged executing the same in the presence of two subscribing witnesses freely and voluntarily under authority duly vested in them by said corporation and that the seal affixed thereto is the true corporate seal of said corporation.

Witness my hand and official seal in the County and State  
last aforesaid this 14th day of December, 1979.

Gloria P Henry

**History Public, State of Florida at Large  
My Commission Expires May 31, 1980  
At: 1001 N. W. 10th St. & County Center**



EXHIBIT "A"

A parcel of land lying in the NE 1/4 and the SE 1/4 of Section 27, Township 49 South, Range 26 East in Collier County, Florida and being more particularly described as follows:

Commencing at the centerline intersection of 44th Street SW and 27th Court SW as recorded in the Plat of Golden Gate Unit 8 Part 2 of the Public Records of Collier County, Florida. Thence, run N67°00'00" E a distance of 755.00 feet; thence N23°00'00" W a distance of 130.00 feet to a concrete monument and the Point of Beginning of the said described parcel of land; thence run along the arc of a curve being concave to the Southeast, thru a central angle of 90°00'00" and having a radius of 210.00 feet for a distance of 329.86 feet; thence leaving said curve run N67°00'00" E a distance 600.52 feet to the beginning of a curve to the right, having a central angle of 53°00'00" and a radius of 210.00 feet; thence run along the arc of said curve a distance 194.26 feet; thence S60°00'00" E a distance of 715.08 feet to the beginning of a curve to the right having a central angle of 60°00'00" and a radius of 210.00 feet. Thence run along the arc of said curve a distance of 219.91 feet; thence S00°00'00" W a distance of 661.52 feet to the beginning of a curve to the right having a central angle of 88°24'16" and a radius of 210.00 feet; thence run along the arc of said curve a distance of 324.02 feet; thence S88°24'16" W a distance of 655.68 feet to the beginning of a curve to the right, having a central angle of 68°35'44" and a radius of 465.00 feet, thence run along the arc of said curve a distance of 556.70 feet; thence N23°00'00" W a distance of 703.32 feet to the Point of Beginning.

Said parcel containing 41.203 acres more or less.

Recorded and Verified  
in Official Records of  
COLLIER COUNTY, FLORIDA  
WILLIAM J. REAGAN  
Clerk of Circuit Court

00768011

COLLIER COUNTY

1982 JUL 13 AM 10:27

000979

OR BOOK

001512

PAGE

RECORDED  
AMENDMENT TO GOLDEN GATE CITY  
SUBDIVISION DEEDS OF RESTRICTIONS  
AND AMENDMENTS THERETO

THIS AMENDMENT is made this 12th day of July, 1982, by AVATAR PROPERTIES INC.; f/k/a GAC Properties Inc.; f/k/a Gulf American Corporation, a/k/a Gulf American Land Corporation; f/k/a GAC Land Development Corp., a Florida corporation, having its offices at 201 Alhambra Circle, Coral Gables, Florida, 33134, hereinafter called "Declarant."

WHEREAS, the Declarant originally caused to be filed and recorded a series of Restrictive Covenants and amendments thereto, listed on Exhibit "A", attached hereto and by reference made a part hereof, for the property known as the Golden Gate City Subdivision, described in the documents referenced in Exhibit "A", which set forth uniform covenants and general requirements affecting the lands described therein; and

WHEREAS, the Declarant desires to amend the said Declarations and amendments thereto; and

WHEREAS, the Declarant has the right and authority to amend the said Declarations and amendments thereto.

NOW, THEREFORE,

The Declarant hereby amends the said Declarations and amendments as follows:

1. The following shall be added to all documents listed on Exhibit "A", attached hereto, as the final numbered paragraph of each document:

"Notwithstanding anything to the contrary contained herein, one day prior to the expiration date hereof, this instrument shall be automatically extended for successive periods of ten (10) years each, unless an instrument agreeing to change said covenants and restrictions in whole or in part, signed by two-thirds (2/3) of the then applicable property owners of record is placed in the Public Records, or until Golden Gate Subdivision shall become part of an incorporated municipality, whichever event shall first occur."

2. All other terms and conditions of the Declarations and amendments on Exhibit "A", attached hereto, shall remain in full force and effect.

IN WITNESS WHEREOF, the said Avatar Properties Inc. has caused these presents to be signed by its duly authorized corporate officers and has caused the corporate seal to be affixed hereunto this 12th day of July, 1982, at Coral Gables, Florida.

AVATAR PROPERTIES INC.  
(CORPORATE SEAL)

By: Dennis J. Getman  
Dennis J. Getman, Sr. V.P.

Attest: Juanita I. Rivera  
Juanita I. Rivera, Secy

STATE OF FLORIDA: ss:  
COUNTY OF DADE:

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to take acknowledgements, Dennis J. Getman and Juanita I. Rivera, as sr. v. President and Secretary, respectively, of Avatar Properties Inc., a

THIS INSTRUMENT  
PREPARED BY: DENNIS J. GETMAN, ESQUIRE  
14th FLOOR, 201 ALHAMBRA CIRCLE  
CORAL GABLES, FLORIDA 33134

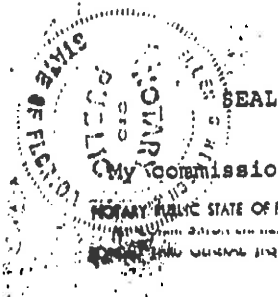
AVATAR

AVATAR PROPERTIES INC.  
201 Alhambra Circle  
Coral Gables, Florida 33134

Florida corporation, to me well-known to be the persons described in and who executed the foregoing Amendment to Golden Gate City Sub-division Deeds of Restrictions and Amendments Thereto, and they acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed as such officers, affixed the corporate seal, and same is the act and deed of the corporation.

IN WITNESS WHEREOF, my hand and seal this 12th day of July 1982.

Ellen A. Hirsch  
NOTARY PUBLIC STATE OF FLORIDA  
AT LARGE



My commission expires:

NOTARY PUBLIC STATE OF FLORIDA AT LARGE

My commission expires: JUNE 11 1984

NOTARY PUBLIC STATE OF FLORIDA AT LARGE

EXHIBIT A

1. General Development Restrictions contained in instrument recorded November 14, 1963, in Official Records Book 154, at Page 554; as amended by instrument recorded January 30, 1964, in Official Records Book 160, Page 503; as amended by instrument recorded February 27, 1964, in Official Records Book 163, Page 88; and instrument recorded January 25, 1965, in Official Records Book 182, Page 762; of the Public Records of Collier County, Florida.
2. Restrictions as set out in instrument dated April 21, 1964 and recorded April 30, 1964 in Official Records Book 166, at Page 721 of the Public Records of Collier County, Florida.
3. Restrictions as set out in instrument dated April 26, 1976 and recorded April 27, 1976 in Official Records Book 648, at Page 1041 of the Public Records of Collier County, Florida.
4. Restrictions as set out in instrument dated April 21, 1964 and recorded April 30, 1964 in Official Records Book 166, at Page 723 of the Public Records of Collier County, Florida.
5. Restrictions as set out in instrument dated November 17, 1969 and recorded December 2, 1969, in Official Records Book 335, at Page 97 of the Public Records of Collier County, Florida.
6. Restrictions as set out in instrument dated June 23, 1964 and recorded July 2, 1964, in Official Records Book 170, at Page 923 of the Public Records of Collier County, Florida.
7. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970, in Official Records Book 338, at Page 675 of the Public Records of Collier County, Florida.
8. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970 in Official Records Book 338, at Page 688 of the Public Records of Collier County, Florida.
9. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970 in Official Records Book 338, at Page 685 of the Public Records of Collier County, Florida.
10. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970 in Official Records Book 338, at Page 683 of the Public Records of Collier County, Florida.
11. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970 in Official Records Book 338, at Page 680 of the Public Records of Collier County, Florida.
12. Restrictions as set out in instrument dated December 26, 1969 and recorded January 13, 1970 in Official Records Book 338, at Page 678 of the Public Records of Collier County, Florida.
13. Restrictions as set out in instrument dated June 13, 1969 and recorded July 1, 1969, in Official Records Book 316, at Page 593 of the Public Records of Collier County, Florida.

## AMENDMENT TO DEED OF RESTRICTIONS

AVATAR PROPERTIES INC., f/k/a GAC PROPERTIES INC., f/k/a GULF  
AMERICAN CORPORATION, f/k/a GULF AMERICAN LAND CORPORATION,  
TO

ALL PRESENT AND FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISIONS,  
COLLIER COUNTY, FLORIDA

WHEREAS AVATAR PROPERTIES INC., a Florida Corporation,  
hereinafter called "Declarant", is the owner and developer of certain  
lands situated in Collier County, Florida, known and designated as  
Golden Gate Subdivision; and

WHEREAS, Declarant caused to be filed and recorded an original  
Deed of Restrictions dated November 13, 1963 and filed November 14,  
1963 in Official Records Book 154, at Page 554 of the Public Records  
of Collier County, Florida, which was amended by Amendment to Golden  
Gate City Subdivision Deeds of Restrictions and Amendments thereto  
dated July 12, 1982 and recorded in Official Records Book 000979, at  
Pages 001512 through 001514 of the Public Records of Collier County;  
and

WHEREAS, Declarant desires to further amend the said Deeds of  
Restrictions and Amendments thereto; and

WHEREAS, the said original Deed of Restrictions provides for and  
specifically reserves the right of Declarant to subsequently amend,  
alter or change the covenants and restrictions and use restrictions  
from time to time by filing an amendment thereto upon the Public  
Records of Collier County, Florida;

NOW, THEREFORE, Declarant does hereby amend the aforesaid  
original Deed of Restrictions heretofore filed among the Public  
Records of Collier County in the following particulars only:

1. Under Restriction A (Uniform General Requirements), delete  
Paragraph 3 in its entirety.
2. Under Restriction A, in Paragraph 5, line six, change "five  
(5) feet." to read "six (6) feet."
3. Under Restriction A, delete Paragraph 7 in its entirety.
4. Under Restriction B, (Single and Multiple Dwellings),  
in Paragraph 2, line one, insert the words "or duplex" after the  
words "single family". Also, add "Any building in excess of a duplex  
must have a minimum of 15,000 square feet of land area." as the final  
sentence of Paragraph 2. Paragraph 2. shall read as follows:

"2. No single family or duplex dwelling shall  
be constructed on less than one (1) lot, or  
its equivalent of at least 10,000 square  
feet, and no building shall be located  
on any lot closer than thirty (30) feet,  
or further than thirty-seven (37) feet  
to the front lot line, (except for pie-  
shaped lots of less than eighty (80)  
feet of street frontage which permits

Review - Compliance Committee  
90 Golden Gate Fire Station  
4741 Golden Gate Parkway 33999  
Naples

setbacks to a depth of the point where lot becomes eighty (80) feet wide); twenty-five (25) feet to the rear lot line, and ten (10) feet to an interior side lot line, or twenty-five (25) feet to a street side lot line. Any building in excess of a duplex must have a minimum of 15,000 square feet of land area."

5. Under Restriction B, (Single and Multiple Dwellings), in Paragraph 3, line four, delete all words after the word, "lots", and after said word, "lots", add the following: "contiguous to golf courses or canals; 1000 square feet in all other lots." so that Paragraph 3 shall read as follows:

"3. All single-family dwellings, (exclusive of carport, breezeways, garages, utility rooms, open patios and porches), shall contain a minimum of 1200 square feet livable interior floor space in lots contiguous to golf courses or canals; 1000 square feet in all other lots."

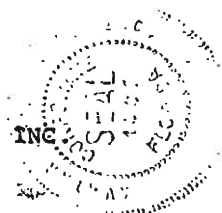
6. Under Restriction B, delete Paragraph 4 in its entirety. The new Paragraph 4 shall read as follows:

"4. All Multiple Dwellings (exclusive of carports, breezeways, patios and porches) shall contain a minimum of 750 square feet living area per family unit. Minimum lot area of 7,260 square feet for each dwelling unit is required. Front setback of 37 feet, side setback of 15 feet, and rear setback of 25 feet must be maintained."

IN WITNESS WHEREOF, AVATAR PROPERTIES INC. has caused these presents to be signed by its duly authorized corporate officers and has caused its corporate seal to be affixed hereunto this 29<sup>th</sup> day of November, 1983 at Coral Gables, Florida.

WITNESS:

AVATAR PROPERTIES INC.  
(Corporate Seal)



*Constance D. Disraeli*  
*Rosely J. Linde*

By: *Pennington L. L. L.*  
Sr. Vice President

Attest: *Janita S. Rivera*  
Secretary

001057

001118

OR BOOK

PAGE

STATE OF FLORIDA )  
COUNTY OF DADE )

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, Dennis J. Getman and Juanita I. Rivera, Senior Vice President and Secretary, respectively, of AVATAR PROPERTIES INC., a Florida corporation, to me well known to be the persons described in and who executed the foregoing AMENDMENT TO DEED OF RESTRICTIONS, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed, as such officers duly authorized, affixed the corporate seal thereto, and same is the act and deed of said Corporation.

WITNESS MY HAND AND SEAL at Coral Gables, in the County of Dade and State of Florida, this 29 day of November, 1983.

*Ellen J. Birch*  
\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

8-11-85

RECORDED

RECORDED

OR BOOK

PAGE

## AMENDMENT TO DEED OF RESTRICTIONS

AVATAR PROPERTIES, INC., f/k/a GAC PROPERTIES, INC., f/k/a  
GULF AMERICAN CORPORATION, f/k/a GULF AMERICAN LAND CORPORATION,  
TO

ALL PRESENT AND FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISIONS,  
COLLIER COUNTY, FLORIDA:

WHEREAS AVATAR PROPERTIES, INC., a Florida corporation, herein-  
after called "Declarant", is the owner and developer of certain  
lands situated in Collier County, Florida, known and designated as  
Golden Gate Subdivision; and

WHEREAS Declarant caused to be filed and recorded an original  
Deed of Restrictions dated November 13, 1963, and filed November 14,  
1963 in O. R. Book 154, Page 554 of the Public Records of Collier  
County, Florida, which Deed of Restrictions was amended on January 22,  
1964 and recorded in O.R. Book 160, Page 503, and further amended on  
February 20, 1964 and recorded in O.R. Book 163, Page 88; and further  
amended on January 19, 1965 and recorded in O.R. Book 182, Page 762;  
and further amended on July 12, 1982 and recorded in O.R. Book 979,  
Pages 1512 through 1514; and further amended on November 29, 1983  
and recorded in O.R. Book 1057, pages 1116 through 1118, all of the  
Public Records of Collier County, Florida, and

WHEREAS Declarant desires to further amend the said Deed of  
Restrictions and amendments thereto; and

WHEREAS the said original Deed of Restrictions provides for and  
specifically reserves the right of Declarant to subsequently amend,  
alter or change the covenants and restrictions and use restrictions  
from time to time by filing an amendment thereto in the Public Records  
of Collier County, Florida;

NOW, THEREFORE, Declarant does hereby amend the aforesaid original  
Deed of Restrictions heretofore filed in the Public Records of Collier  
County, Florida in the following particulars only:

1. Under Restriction B, (Single and multiple dwellings).  
paragraph 2 shall be amended to read as follows:

"2. No single family, duplex dwelling or triplex  
dwelling shall be constructed on less than one (1)  
lot, or its equivalent of at least 10,000 square  
feet, and no building shall be located on any lot  
closer than thirty (30) feet, or further than  
thirty-seven (37) feet to the front lot line,  
(except for pie-shaped lots of less than eighty  
(80) feet of street frontage which permits  
setbacks to a depth of the point where the lot  
becomes eighty (80) feet wide); twenty-five (25)  
feet to the rear lot line, and ten (10) feet to  
an interior side lot line, or twenty-five (25)  
feet to a street side lot line."

IN WITNESS WHEREOF, AVATAR PROPERTIES, INC. has caused these  
presents to be signed by its duly authorized corporate officers, and  
has caused its corporate seal to be affixed hereunto this 9<sup>th</sup> day  
of March, 1984, at Coral Gables, Florida.

AVATAR PROPERTIES, INC.  
a Florida corporation

By: Dennis J. Geyan  
Dennis J. Geyan  
Senior Vice President

Janita I. Rivera  
Janita I. Rivera  
Secretary

KATHLEEN C. PASSIDOMO  
ATTORNEY AT LAW  
900 SIXTH AVENUE, SO.  
NAPLES, FL. 33940

RECORDED  
DATE 04, CURRENTLY BUILDING  
1984 20th Avenue South  
Naples, Florida 33940



001872

000000

NOTARY PUBLIC

NOTARY PUBLIC

STATE OF FLORIDA  
COUNTY OF DADE

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared DENNIS J. GETMAN and JUANITA I. RIVERA, well known to me to be the Senior Vice President and Secretary, respectively, of Avatar Properties, Inc., and that they severally acknowledged executing the above Amendment To Deed Of Restrictions in the presence of two subscribing witnesses freely and voluntarily under authority duly vested in them by said corporation and that the seal affixed is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid this 9<sup>th</sup> day of March, 1984.

(SEAL)

Oliver J. Luvich  
Notary Public

My Commission Expires: 8-11-85

KATHLEEN C. PASSIDOMO

ATTORNEY AT LAW  
900 SIXTH AVENUE, SO.  
NAPLES, FL. 33940

Recorder and Verifier  
in Official Records of  
DADE COUNTY, FLORIDA  
WILLIAM J. REAGAN, Clerk  
by MARIA PIERRO, S.A.

AMENDMENT TO DEED OF RESTRICTIONS

AVATAR PROPERTIES INC., f/k/a GAC PROPERTIES INC., f/k/a GULF AMERICAN CORPORATION, f/k/a GULF AMERICAN LAND CORPORATION,  
TO

ALL PRESENT AND FUTURE OWNERS OF LOTS IN GOLDEN GATE SUBDIVISIONS, COLLIER COUNTY, FLORIDA.

WHEREAS AVATAR PROPERTIES INC., a Florida corporation, herein-after called "Declarant", is the owner and developer of certain lands situated in Collier County, Florida, known and designated as Golden Gate Subdivision; and

WHEREAS Declarant caused to be filed and recorded an original Deed of Restrictions dated November 13, 1963, and filed November 14, 1963 in O. R. Book 154, Page 554 of the Public Records of Collier County, Florida, which Deed of Restrictions was amended on January 22, 1964 and recorded in O. R. Book 160, Page 503, and further amended on February 20, 1964 and recorded in O. R. Book 163, Page 88; and further amended on January 19, 1965 and recorded in O. R. Book 182, Page 762; and further amended on July 12, 1982 and recorded in O. R. Book 979, Pages 1512 through 1514; and further amended on November 29, 1983 and recorded in O. R. Book 1057; Pages 1116 through 1118, and further amended on March 9, 1984 and recorded in O. R. Book 1072 at Pages 992 and 993, all of the Public Records of Collier County, Florida; and

WHEREAS Declarant desires to further amend the said Deed of Restrictions and amendments thereto; and

WHEREAS the said original Deed of Restrictions provides for and specifically reserves the right of Declarant to subsequently amend, alter or change the covenants and restrictions and use restrictions from time to time by filing an amendment thereto in the Public Records of Collier County, Florida;

NOW, THEREFORE, Declarant does hereby amend the aforesaid original Deed of Restrictions heretofore filed in the Public Records of Collier County, Florida in the following particulars only:

1. Under Restriction B, (single family dwellings), paragraph 2 shall be amended to read as follows:

"2. In Collier County Zones RSF, no single-family dwelling shall be constructed on less than one (1) lot, or its equivalent of at least 10,000 square feet, and no building shall be located on any lot closer than thirty (30) feet, or further than thirty-seven (37) feet to the front lot line, (except for pie shaped lots of less than eighty (80) feet of street frontage which permits setbacks to a depth of the point where the lot becomes eighty (80) feet wide); twenty-five (25) feet to the rear of lot line, and ten (10) feet to an interior side lot line, or twenty-five (25) feet to a street side lot line.

For requirements for single-family dwellings on non-conforming lots of record, see Collier County Zoning Ordinance Section 7.12 C7 (a) on Page 37, further on Page 116."

2. Under Restriction B, (multiple family dwellings), paragraph 4 shall be amended to read as follows:

"4. In Collier County Zones RMF6, no multiple family dwelling shall be constructed on a lot less than 100 feet wide and with 7,260 square feet in area for each dwelling unit. All multiple dwellings, (exclusive of carport, breezeways, garages, utility rooms, open patios and porches) must contain a minimum of 750 square feet of living area per family unit. Front set back of 37 feet, side set back of 15 feet, and rear set back of 25 feet must be maintained.

For requirements for multifamily dwellings in Zones RMF6 on non-conforming lots of record, see Collier County Zoning Ordinance Section 7.12 C7 (b) on Page 37, and further on Page 116.

In Collier County Zones RMF12, all of the above applies except: Lot size 150 feet and one acre in area; and for dwellings on non-conforming lots of record, Collier County Regulations in Section 7.13 b (3) Page 39 must be followed."

IN WITNESS WHEREOF, AVATAR PROPERTIES INC. has caused these presents to be signed by its duly authorized corporate officers, and has caused its corporate seal to be affixed hereto this 11<sup>th</sup> day of September, 1984, at Coral Gables, Florida.

AVATAR PROPERTIES INC.,  
a Florida corporation

Ellen J. Hirsch  
Gloria Anderson

By: Dennis J. Getman  
Dennis J. Getman  
Senior Vice President

ATTEST: Juanita I. Rivera  
Juanita I. Rivera  
Secretary

STATE OF FLORIDA )  
COUNTY OF DADE } SS.

I HEREBY CERTIFY, that on this day before me an officer duly authorized to take acknowledgements of deeds, personally appeared Dennis J. Getman and Juanita I. Rivera, as the Senior Vice President and Secretary, respectively, of Avatar Properties Inc., a corporation under the laws of the State of Florida, executed the foregoing instrument on behalf of said corporation, and that the seal affixed to the said instrument was so affixed by authority of said corporation, and is in fact the corporate seal of the said corporation.

I FURTHER CERTIFY, that the persons making this acknowledgement are to me well-known to be the persons described in and who as the President and Secretary of the said corporation executed the said instrument as aforesaid.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal at the City of Coral Gables, in the County and State aforesaid, this the 11th day of September, A.D., 1984.

Carole A. Bryant  
Notary Public for State of Florida at Large

My commission expires: \_\_\_\_\_

NOTARY PUBLIC STATE OF FLORIDA ED DAVIS  
MY COMMISSION EXPIRES JUNE 12 1988  
BONDED THRU GENERAL INS. UNDERWRITERS

RECEIVED  
NOTARY PUBLIC  
STATE OF FLORIDA  
ED DAVIS  
1984

AVATAR

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COLLIER COUNTY

1985 OCT 14 AM 10:57

RECORDED

AVATAR PROPERTIES INC.

October 10, 1985

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PAGE:

9.00  
Don Lusk, County Manager  
Board of Commissioners  
3301 Tamiami Trail East  
Naples, Florida 33962

Re: Golden Gate City - Compliance with Deed of Restrictions,  
as amended

Dear Mr. Lusk:

I would hereby on behalf of Avatar Properties Inc. f/k/a GAC Properties Inc. f/k/a Gulf American Corporation f/k/a Gulf American Land Corporation f/k/a GAC Land Development Corporation, again reconfirm to Collier County and its subdivisions that we have assigned the review and compliance aspects of the Deed of Restrictions for Golden Gate City to the Review and Compliance Committee supported by the Golden Gate Civic Association, Inc. This Committee will be undertaking the review and monitoring aspects applicable to the Deed of Restrictions as designated agent for Avatar Properties Inc. We would appreciate it if you would notify the appropriate subdivisions of Collier County government of the aforesaid so that full and complete cooperation will take place in this matter. In particular, we feel that it is important that the Collier County Planning Department and Collier County Building Department be advised so that they can notify prospective homebuilders of the need to process home construction plans for review and comment to the Committee as mandated by the recorded Deed of Restrictions.

The mailing address of the said Committee is 4741 Golden Gate Parkway, Golden Gate, Florida 33999 and their telephone number is 813-455-2457. The cooperation of Collier County and its subdivisions in this matter will help alleviate problems and negative ramifications from occurring with regard to future home construction in Golden Gate City. Collier County will be doing a service to potential homebuilders and their contractors by notifying them of the above.

Due to the importance of this matter, we have taken the liberty of forwarding a duplicate letter to the Clerk of Collier County for recordation in the Public Records. We hope that by placing this letter of public record that it will also help in avoiding future difficulties.

Your cooperation and assistance in the above is greatly

AVATAR HOLDINGS INC.  
201 Alhambra Circle  
Coral Gables, Florida 33134  
305 442-7000 Telex 441147

Don Lusk, County Manager  
Page Two  
October 10, 1985

appreciated by both Avatar Properties Inc. and the Committee.  
Please feel free to contact me or any member of the Committee if  
we can be of any service.

Very truly yours,

AVATAR PROPERTIES INC.

*Dennis J. Getman*

Dennis J. Getman  
Senior Vice President-  
General Counsel

*G. P. S. S. S. S.*  
Witness  
*K. S. S. S.*  
Witness

STATE OF FLORIDA:

COUNTY OF DADE:

94 The foregoing instrument was acknowledged before me this  
day of October, 1985 by Dennis J. Getman, Senior  
Vice President of Avatar Properties Inc., a Florida corporation,  
on behalf of the corporation.

*Cass A. Bryant*  
Notary Public  
State of Florida at Large

cc: Herbert Kieckhefer-  
Review and Compliance Committee  
Commissioner Max Hasse, Jr.

DJG:mg

Recorded and Verified  
in Official Records of  
COLLIER COUNTY, FLORIDA  
WILLIAM J. REAGAN  
Clerk of Circuit Court

# AVATAR

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

August 14, 1989

RFC 13  
PKM 2  
DOC \_\_\_\_\_  
INT \_\_\_\_\_  
IND \_\_\_\_\_

Neil Dorrill, County Manager  
Collier County  
3301 Tamiami Trail East  
Naples, Florida 33962

Re: Golden Gate City Subdivision - Compliance with Deed of Restrictions

Dear Mr. Dorrill:

I would hereby, on behalf of Avatar Properties Inc. f/k/a GAC Properties Inc. f/k/a Gulf American Corporation f/k/a Gulf American Land Corporation f/k/a GAC Land Development Corporation, again reconfirm to Collier County and its subdivisions that we have assigned the review and compliance aspects of the Deed of Restrictions for Golden Gate City to the Review and Compliance Committee of the Golden Gate Civic Association, Inc. This Committee will be undertaking the review and monitoring aspects applicable to the Deed of Restrictions as designated agent for Avatar Properties Inc. We would appreciate it if you would notify the appropriate subdivisions of Collier County government of the aforesaid so that full and complete cooperation will take place in this matter. By copy hereof, we are hereby advising the Collier County Planning Department, Zoning Department and Building Department of the aforesaid so that they can notify prospective homebuilders of the need to process home construction plans for review and comment to the Committee as mandated by the recorded Deed of Restrictions.

I have listed, for your future reference, the names, addresses, and telephone numbers for the members of the Committee (Exhibit A). Please direct all correspondence to the Committee Chairman, Mr. Steve Marabel, to the address listed on Exhibit A. The cooperation of Collier County and its subdivisions in this matter will help alleviate problems and negative ramifications from occurring with regard to future home construction in Golden Gate City. Collier County will be doing a service to potential homebuilders and their contractors by notifying them of the aforesaid.

AVATAR HOLDINGS INC.  
201 Alhambra Circle  
Coral Gables, Florida 33134  
305 442-7000

This instrument prepared by:  
DENNIS J. GETMAN, Esquire  
14th Floor, 201 Alhambra Circle  
Coral Gables, Florida 33134

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COLLIER COUNTY

\*\*

Neil Dorrill, County Manager  
August 14, 1989  
Page 2

Due to the importance of this matter, I have taken the liberty of forwarding a duplicate original of this letter to the Clerk of Collier County for recordation in the Public Records. It is my intent that by placing this letter of public record it will help in avoiding future difficulties.

Your cooperation and assistance in the aforesaid is greatly appreciated by both Avatar Properties Inc. and the Golden Gate Review and Compliance Committee. Please feel free to contact me, or any member of the Committee, if we may be of any service.

Very truly yours,

AVATAR PROPERTIES INC.

*Dennis J. Getman*

Dennis J. Getman  
Executive Vice President -  
General Counsel

STATE OF FLORIDA:  
COUNTY OF DADE:

The foregoing instrument was acknowledged before me this 14<sup>th</sup> day of August, 1989, by Dennis J. Getman, Executive Vice President of Avatar Properties Inc., a Florida corporation, on behalf of the corporation.

*Lynn E. Lyons*  
NOTARY PUBLIC STATE OF FLORIDA  
AT LARGE

Notary Public, State of Florida at Large  
My Commission Expires March 4, 1991  
Rounded thru Agent's Notary Brokerage

DJG:11

cc: Collier County Building Department  
Collier County Planning Department  
Collier County Zoning Department  
Steve Marabel, Chairman, Review and Compliance Committee

001462  
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PAGE

EXHIBIT A

**GOLDEN GATE REVIEW AND COMPLIANCE COMMITTEE MEMBERS**

Steve Marabel, Chairman  
4583 32nd Avenue, S.W.  
Naples, Florida 33999  
813-455-8354

Sergio De Cesare  
777 103rd Avenue, N.  
Naples, Florida 33963  
813-566-2317

Arthur Belgrave  
4141 30th Avenue, S.W.  
Naples, Florida 33999  
813-455-4305

Arthur Krause  
4401 22nd Place, S.W.  
Naples, Florida 33999  
813-455-4081

Miguel Sineriz  
2557 55th Terrace, S.W.  
Apartment B  
Naples, Florida 33999  
813-455-6522

*Roll*

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REC 166 PAGE 721

RECORDED  
OFFICIAL RECORD BOOK  
COLLIER COUNTY, FLORIDA

APR 30 2 08 PM '64

MARGARET T. SCOTT  
CLERK OF CIRCUIT COURTDEED OF RESTRICTIONS

GULF AMERICAN LAND CORPORATION

To

ALL FUTURE OWNERS OF LOTS IN GOLDEN GATE  
SUBDIVISION, UNIT 1, per plat recorded in  
Plat Book 5, Pages 60 through 64, of the  
Public Records of Collier County, Florida.

WHEREAS, GULF AMERICAN LAND CORPORATION, a Florida corporation,  
is the owner and developer of certain lands situated in Collier County,  
Florida, and known and designated as GOLDEN GATE SUBDIVISION; and

WHEREAS, GULF AMERICAN LAND CORPORATION has heretofore caused  
to be recorded a Deed of Restrictions, setting forth general development  
requirements in said subdivision; and

WHEREAS, it is desired to establish the use to which the lots  
located in Unit 1 of said subdivision may be put,

NOW, THEREFORE, there are hereby created, declared and esta-  
blished in Unit 1, GOLDEN GATE SUBDIVISION, per plat recorded in Plat  
Book 5, Pages 60 through 64, of the Public Records of Collier County,  
Florida, a restriction that all lots located in the following Blocks  
are restricted to be used for residential purposes consisting of single  
family dwellings only, in the zone designated R-1A:

<u>Block No.</u>	<u>Lots No.</u>
8	1 through 11
8	38 through 48

That all lots located in the following Blocks are restricted  
to be used for residential purposes consisting of single family dwell-  
ings only, in the zone designated R-1B:

<u>Block No.</u>	<u>Lots No.</u>
9	All
7	1 through 10
10	All
11	All
14	All

That all lots located in the following Blocks may be used for  
residential purposes consisting of duplexes, in the zone designated R-2:

<u>Block No.</u>	<u>Lots No.</u>
6	1 through 12
7	11 through 20
12	1 through 11
13	1 through 11

That all lots located in the following Blocks may be used for residential purposes consisting of multiple family dwellings, in the zone designated R-3:

Block No.	Lots No.
2	All
3	All
4	All
5	1 through 7
6	13 through 24
12	12 through 22
13	12 through 22

That all lots located in the following Blocks are restricted to be used for business purposes only:

Block No.	Lots No.
1	All
5A	All
15	All

That the size of the buildings to be constructed on these various lots shall conform to the requirements as set forth in the uniform general Deed of Restrictions above referred to.

IN WITNESS WHEREOF, GULF AMERICAN LAND CORPORATION has caused these presents to be signed and its corporate seal to be affixed at Miami, in the County of Dade and State of Florida, this 21st day of April, A.D. 1964.

GULF AMERICAN LAND CORPORATION

By Leonard Rosen  
President

STATE OF FLORIDA )  
COUNTY OF DADE ) SS.:

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly qualified to administer oaths and take acknowledgments, LEONARD ROSEN and JOSEPH S. MADDLONE, President and Secretary, respectively, of GULF AMERICAN LAND CORPORATION, a Florida corporation, to me well known to be the persons described in and who executed the foregoing Deed of Restrictions, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed as such officers duly authorized, affixed the corporate seal, and same is the act and deed of said corporation.

WITNESS my hand and seal this the 21st day of April, 1964.

Mary Louise Montcalm  
Notary Public, State of Florida  
at Large

My Commission expires:  
NOTARY PUBLIC STATE OF FLORIDA at LARGE  
MY COMMISSION EXPIRES JAN. 13, 1967

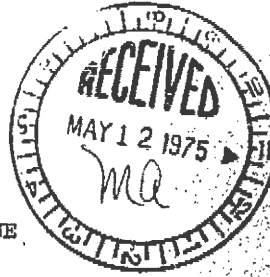
Recorded in Official Records Book  
of COLLIER COUNTY, FLORIDA  
MARGARET T. SCOTT  
Clerk of Circuit Court

382795

HE 619 #1177

ORDINANCE NO. 75-20

AN ORDINANCE REGULATING THE INSTALLATION OF ANY WATER DISTRIBUTION AND WASTEWATER COLLECTION SYSTEM OR PART THEREOF WITHIN ANY PUBLIC RIGHT-OF-WAY OR EASEMENT BY REQUIRING THE INSTALLER THEREOF TO FIRST REQUEST INSTALLATION BY COLLIER COUNTY WITH THE OWNERSHIP THERETO VESTING IN THE PUBLIC TO BE SERVED THEREWITH, AND REQUIRING ISSUE OF A PERMIT; PROVIDING EXCEPTIONS; PROVIDING A PENALTY; PROVIDING SEVERANCE AND CONSTRUCTION CLAUSES AND PROVIDING AN EFFECTIVE DATE.



WHEREAS, high quality water and sewer facilities and services are essential to the public health, safety, welfare and convenience, and

WHEREAS, due to the expense of financing, prior to furnishing water or sewer service it is a common commercial practice for public utilities to require a home owner to pay the public utility a connection charge or other advancement for the purchase of water and sewer lines, and

WHEREAS, these lines paid for by the home owner then become property of the public utility, and

WHEREAS, Florida Law authorizes the public utility to capitalize the value of these lines as the utility's investment, and

WHEREAS, Florida Law also authorizes public utilities to charge the home owner a fair return of approximately twelve percent (12%) on capitalized investment, including these lines paid for by the home owner, and

WHEREAS, if the public purchased the public utility the home owner may be required to pay the public utility replacement cost of the lines he donated, less depreciation and

WHEREAS, an alternative method to finance and vest ownership of water and sewer lines in the Board of County Commissioners of Collier County, Florida as the Ex Officio governing board of the particular district to be held in the public trust

BRUCE A. SMATHERS  
SECRETARY OF STATE

MAY 8 12 15 PM '75

FILED

is in the best interest of the public health, safety, welfare and convenience.

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA:

SECTION ONE:

1. Legislative Intent for Public Financing of and Title to Water and Sewer Lines.

It is the purpose of this Ordinance to provide an alternative method of financing essential public water and sewer lines and to vest title and ownership of these water and sewer lines in the Board of County Commissioners as the Ex Officio governing board of the particular district to be held in trust for the benefit of the citizens and residents served by such lines.

2. Definition of Words used in this Ordinance.

a. Person shall mean an individual, firm, association, corporation or municipal corporation.

b. Water distribution system. All facilities necessary, useful or connected with the distribution of potable water for domestic or industrial use for twenty-five (25) or more persons. It shall include, without limiting the foregoing, all mains, lines, storage tanks, valves, fire hydrants, booster pumps, water services, main line meters, attendant facilities and pipes for the purpose of carrying water to the premises connected with such system and shall include all real and personal property and all interests therein, rights and easements of any nature whatever relating to the subject distribution system and necessary or convenient for the operation of maintenance thereof.

c. Sewage collection system. All facilities necessary or having the present capacity for future use in connection with the collection of sewage from twenty-five (25) or more persons and/or conveyance of same to the wastewater treatment plant for treatment and subsequent disposal. Sewage collection system shall include, without limiting the generality of the foregoing, all

pumping stations, lift stations, valves, force mains, intercepting sewers, pressure lines, mains and all necessary appurtenances, attendant facilities and equipment, all sewer mains, manholes and services for the reception and collection of sewage from premises connected therewith and shall include all real and personal property and any interests therein, and easements of any kind whatsoever relating to any such system and necessary or convenient for the operation thereof.

3. Unlawful to install water or sewer systems in public right-of-way without a permit.

a. It is and shall be unlawful for any person to install or cause to be installed any water distribution or sewage collection system lines within the public rights-of-way of the unincorporated area of Collier County, Florida without first obtaining a permit as required by, and complying with the provisions of this Ordinance.

b. The Board of County Commissioners of Collier County and the Board of County Commissioners acting as the Ex-Officio governing board of a water-sewer or other district shall have the exclusive right to construct and install water distribution and sewer collection systems, portions thereof or extensions thereto, within the public rights-of-way, areas dedicated to the public, and public easements within the unincorporated area of Collier County except as expressly authorized by a valid provision of an enforceable franchise or agreement with the Board of County Commissioners of Collier County, Florida or such Board acting as Ex-Officio governing Board of a particular water-sewer or other district.

c. Any person prior to installing or having installed any portion of a water distribution or sewer collection system as described in Paragraph 3.a. hereinabove shall first petition the Board of County Commissioners, as Ex-Officio governing Board of the district, during a regularly scheduled public meeting describing the proposed service area and the type of service requested.

4. The County Manager shall, after approval of the request by the Board of County Commissioners, cause such water distribution or sewer collection system to be installed by the assessment method in accordance with law and cause title and ownership of the systems so installed to be vested in the Board of County Commissioners of Collier County and the Board of County Commissioners acting as the Ex-Officio governing board of a water sewer or other district. Failure of such Board to take action within (60) days to cause installation of water or sewer lines by the assessment method shall be considered a refusal by the Board to invoke the provisions of this Ordinance.

SECTION TWO:

1. Penalties. If any public utility, or any officer, agent, representative or employee thereof, shall knowingly fail to refuse to obey or comply with, or wilfully violate, any provisions of this Ordinance or any lawful rule or regulation promulgated hereunder, or any lawful order of the County issued or rendered under and pursuant to the provisions of this Ordinance, such public utility, or its officers, agents, representatives or employees, upon conviction of such offense, shall be punished by a fine not to exceed five hundred dollars (\$500.00), or by imprisonment not to exceed sixty (60) days in the county jail, or both.

2. Construction and Severance.

a. Nothing contained in this Ordinance shall be construed as authorizing the impairment or breach of any bona fide contractual arrangements entered into in good faith by a public utility prior to the effective date of these regulations. Nor shall the provisions of these regulations be construed to impair or defeat the rights of any holders of revenue bonds, trust indentures, mortgages, or other instruments evidencing indebtedness of a public utility issued or given in good faith prior to the effective date hereof to receive payment of such financial obligations in accordance with the terms thereof. The

County Commission in the exercise of its regulatory powers in respect to the rates and charges and other contractual agreements of public utilities as herein defined shall take into consideration and give full force and effect to such lawful instruments created and existing prior to the effective date of these regulations.

b. The provisions of this Ordinance shall be liberally construed to effectively carry out its purposes in the interest of the public health, safety, welfare and convenience.

c. If any phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion.

3. Effective Date. This Ordinance shall take effect upon receipt of notice that it has been filed with the Secretary of State.

Dated: MAY 5, 1975

ATTEST:

MARGARET T. SCOTT  
Clerk of Circuit Court  
*Margaret T. Scott*  
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

By *Thomas P. Archer*  
Thomas P. Archer  
Chairman

Approved as to form and legality:

*D. E. Bruner*  
David Emerson Bruner  
Collier County Attorney



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MARGARET T. SCOTT  
CLERK OF CIRCUIT COURT  
COLLIER COUNTY, FLORIDA