RESOLUTION NO. 11 – 185

A RESOLUTION OF THE COLLIER COUNTY BOARD OF COUNTY **COMMISSIONERS** RESCINDING DESIGNATION OF THE STEWARDSHIP SENDING AREA KNOWN AS "HCLRP SSA 8," AND APPROVING THE TERMINATION OF THE STEWARDSHIP SENDING AREA AGREEMENT, AND THE STEWARDSHIP CREDIT EASEMENT AGREEMENT, AND CANCELLING THE STEWARDSHIP **CREDITS** GENERATED \mathbf{BY} DESIGNATION OF SAID STEWARDSHIP SENDING AREA.

WHEREAS, Half Circle L Ranch Partnership ("HCLRP"), a Florida partnership, owned approximately five thousand and two hundred and ninety nine and five tenths (5,299.5) acres (the "Property") located within the boundaries of the Rural Lands Stewardship Area Zoning Overlay District located in Collier County, Florida; and

WHEREAS, on June 26, 2006, the Board of County Commissioners approved Resolution No. 2006-149 which created a Stewardship Sending Area designated HCLRP SSA 8 (herein after "SSA #8") on the Property and established Stewardship Credits; and

WHEREAS, Half Circle L Ranch Partnership converted to a Florida limited liability partnership on January 17, 2008, and changed its name to Half Circle Ranch Partnership LLP ("Owner"); and

WHEREAS, Owner has requested that SSA #8 be terminated; and

WHEREAS, the Board of County Commissioners desires to terminate SSA #8 and cancel the Stewardship Credits.

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

- 1. The Property, as described in attached Exhibit 1, is no longer designated as a Stewardship Sending Area and the official designation of "HCLRP SSA 8" shall be removed from the Official Zoning Atlas Map.
- 2. The Board hereby cancels the seven thousand five hundred and seventy six and five tenths (7,576.5) Stewardship Credits granted to HCLRP and the additional two hundred and ninety nine and six tenths (299.6) bonus Stewardship Credits granted to HCLRP.
- 3. The Board further agrees to terminate the Stewardship Sending Area Credit Agreement and the Stewardship Easement Agreement for SSA #8.

This Resolution adopted this 11th day of October, 2011 after motion, second and majority vote.

ATTESTO BOARD "

Attest as to Charles 2

BOARD OF COUNTY COMMISSIONERS COLLIER COUNTY, FLORIDA

FRED W. COYLE, Chairman
HCLRP 55A 8

Approved as to form and legal sufficiency:

Heidi Ashton-Cicko

Assistant County Attorney

Section Chief, Land Use/Transportation

Attachment: Exhibit 1

CP\11-CMP-00803\17

DESCRIPTION OF LANDS KNOWN AS HALF CIRCLE L RANCH PARTNERSHIP SCOFIELD AS SHOWN ON A BOUNDARY SURVEY PREPARED BY SOUTHERN MAPPING TECHNOLOGY LB6627, DATED 8-17-04 COLLIER COUNTY, FLORIDA (5299.50 ACRES ±)

All that part of Sections 13 thru 15, Sections 22 thru 24 & Sections 26 & 27, Township 46 South, Range 30 East, Collier County Florida, known as Half Circle L Ranch partnership as shown on a Boundary Survey prepared by Southern Mapping Technology dated August 17, 2004 being more particularly described as follows:

BEGINNING at the southeast corner of said Section 24, said point also being at the southeast corner of lands known as the aforementioned Half Circle L Ranch Partnership Collier County, Florida;

Thence along the south line of said Half Circle L Ranch Partnership lands North 89°49'16" West 1,473.92 feet:

Thence continue along said south line North 89°48'53" West 3,872.80 feet;

Thence along the east line of said Half Circle L Ranch Partnership lands South 00°04'38" West 5,279.30 feet to a point on the south line of Section 26, Township 46 South, Range 30 East, Collier County, Florida:

Thence along the south line of said Section 26 North 89°54'15" West 5278.23 feet to the southeast corner of Section 27, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the south line of said Section 27 South 89°54'39" West 5400.41 feet to the southwest corner of said Section 27;

Thence along the west line of said Section 27 North 00°27'03" West 2,667.73 feet to the west quarter corner of said Section 27;

Thence continue along said west line North 00°23'11" West 2,633.49 feet to the southwest corner of Section 22, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the west line of said Section 22 North 00°28'52" West 5384.66 feet to the southwest corner of Section 15, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the west line of said Section 15 North 00°18'10" East 2,703.42 feet to the west quarter corner of said Section 15;

Thence continue along said west line North 00°13'50" East 2,699.83 feet to the northwest corner of said Section 15;

Thence along the north line of said Section 15 North 89°55'58" East 2,745.10 feet to the North quarter corner of Section 15;

Thence continue along said north line North 89°56'20" East 2,745.41 feet to the northwest corner of Section 14, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the north line of said Section 14 North 89°57'10" East 2,657.56 feet to the north quarter corner of said Section 14;

Thence continue along said north line North 89°51'50" East 2,656.76 feet to the northwest corner of Section 13, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the north line of said Section 13 North 89°50'17" East 2,655.55 feet to the north quarter corner of said Section 13;

Thence continue along said north line South 89°56'36" East 2,659.63 feet to the northeast corner of said Section 13;

Thence along the east line of said Section 13 South 00°08'29" West 2,788.04 feet to the east quarter corner of said Section 13;

Thence continue along said east line South 00°10'08" West 2,783.36 feet to the northeast corner of the aforementioned Section 24;

Thence along the east line of said Section 24 South 00°08'31" West 2,640.64 feet to the east quarter corner of said Section 24;

Thence continue along said east line South 00°09'19" West 2,634.50 feet

DESCRIPTION OF LANDS KNOWN AS HALF CIRCLE L RANCH PARTNERSHIP SCOFIELD AS SHOWN ON A BOUNDARY SURVEY PREPARED BY SOUTHERN MAPPING TECHNOLOGY LB6627, DATED 8-17-04 COLLIER COUNTY, FLORIDA (5299.50 ACRES ±) Sheet 2 of 2

to the POINT OF BEGINNING.

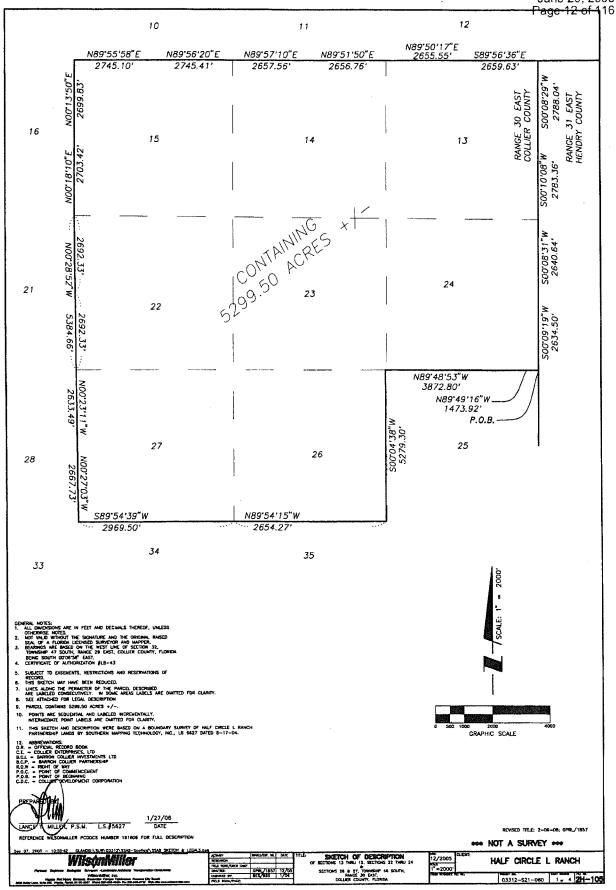
Containing 5299.50 acres more or less.
Subject to easements and restrictions of record.
Bearings are based on the south line of Section 24, Township 46 South, Range 30 East being North 89°49'16" West.

WilsonMiller, Inc. Registered Engineers and Land Surveyors	
Certificate of Authorization #LB-43	
By:	<u>1-27-06</u>
Lance T Miller, P.S.M., L.S. #5627	Date

Not valid unless embossed with the Professionals Seal

REF. 2H-105 Sheet 1 W.O.: 03312-S21-060

Date: 1-27-06



FDACS CONTRACT

011605

This instrument was prepared without an opinion of title and after recording return to: Richard D. Yovanovich, Esq. Coleman, Yovanovich & Koester, P.A. 4001 Tamiami Trail North, Suite 300 Naples, Florida 34103 (239) 435-3535

INSTR 4632057 OR 4741 PG 654 RECORDED 11/30/2011 3:01 PM PAGES 6 DWIGHT E. BROCK, CLERK OF THE CIRCUIT COURT COLLIER COUNTY FLORIDA REC \$52.50

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TERMINATION AND RELEASE OF STEWARDSHIP EASEMENT

THIS TERMINATION AND RELEASE OF STEWARDSHIP EASEMENT AGREEMENT (this "Termination") is made this 21 day of Nov., 2011 by Collier County, Florida and Florida Department of Agriculture and Consumer Affairs, ("Grantees").

WITNESSETH:

WHEREAS, pursuant to that certain Stewardship Easement Agreement executed by Half Circle L Ranch Partnership now known as Half Circle L Ranch Partnership, LLP ("HCLRP") dated June 20, 2006 and recorded August 16, 2006 in Official Records Book 4089, Page 2711 of the Public Records of Collier County, Florida (the "Easement"), HCLRP conveyed to Grantees certain easement rights over that certain property legally described on Exhibit "A" attached hereto and made a part hereof (the "Property") and

WHEREAS, at the request of HCLRP, County desires to terminate, vacate, and release any and all of its right and interest in the Easement and further release, free, and discharge the Burdened Property from the encumbrance of the Easement; and

WHEREAS, the Property was designated "HCLRP Stewardship Sending Area 8".

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, Grantees agree that the foregoing recitals are true and correct and Grantees do hereby permanently and forever terminate, vacate and release all of their right and interest in that Stewardship Easement Agreement granted to Grantees dated June 20, 2006 and recorded August 16, 2006 in Official Records Book 4089, Page 2717 of the Public Records of Collier County, Florida. The Property is hereby forever released, freed and discharged from the encumbrance of the Easement.

(Remainder of Page Intentionally Left Blank—Signature on Next Page)

IN WITNESS WHEREOF, the undersigned written above	d has signed and sealed these presents the day and year first
ATTEST: DWIGHT E BROCK COERK Street is to the keep a lignature of fy.	BOARD OF COUNTY COMMISSIONERS COLLIER COUNTY, FLORIDA By:
Approved as to form and Legal sufficiency	
By: Jeffrey Klatzkow County Attorney	
Name Signature Nancy Griffin Name Signature Signature	FLORIDA DEPARTMENT OF AGRICULTURE AND GONSUMER AFFAIRS By: Local Adminition of the latest and t
COUNTY OF LEON) ss.	Λ
Department of Agriculture and Consumer Affairs, or	of fore me, this <u>ASF</u> of <u>FUNDLES</u> , 2011 by <u>MICTON X GAMUN LETTATION</u> for the Florida in behalf of said entity, who is (x) personally known to me or sevidence of identification.
KAREN A. MEYER Commission DD 825980 Expires October 20, 2012 Bookled Thru Troy Fain Insurance 800-385-7019	NOTARY PUBLIC Name: APEN A. MEYER (Type or Print) My Commission Expires: 10/20/20/2

DESCRIPTION OF LANDS KNOWN AS HALF CIRCLE L RANCH PARTNERSHIP SCOFIELD AS SHOWN ON A BOUNDARY SURVEY PREPARED BY SOUTHERN MAPPING TECHNOLOGY LB6627, DATED 8-17-04 COLLIER COUNTY, FLORIDA (5299.50 ACRES ±)

All that part of Sections 13 thru 15, Sections 22 thru 24 & Sections 26 & 27, Township 46 South, Range 30 East, Collier County Florida, known as Half Circle L Ranch partnership as shown on a Boundary Survey prepared by Southern Mapping Technology dated August 17, 2004 being more particularly described as follows:

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Thence along the south line of said Half Circle L Ranch Partnership lands North 89°49'16" West 1,473.92 feet:

Thence continue along said south line North 89°48'53" West 3,872.80 feet;

Thence along the east line of said Half Circle L Ranch Partnership lands South 00°04'38" West 5,279.30 feet to a point on the south line of Section 26, Township 46 South, Range 30 East, Collier County, Florida:

Thence along the south line of said Section 26 North 89°54'15" West 5278.23 feet to the southeast corner of Section 27, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the south line of said Section 27 South 89°54'39" West 5400.41 feet to the southwest corner of said Section 27;

Thence along the west line of said Section 27 North 00°27'03" West 2,667.73 feet to the west quarter corner of said Section 27;

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Thence along the west line of said Section 15 North 00°18'10" East 2,703.42 feet to the west quarter corner of said Section 15;

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Thence along the north line of said Section 15 North 89°55′58" East 2,745.10 feet to the North quarter corner of Section 15:

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Thence continue along said north line North 89°51'50" East 2,656.76 feet to the northwest corner of Section 13, Township 46 South, Range 30 East, Collier County, Florida;

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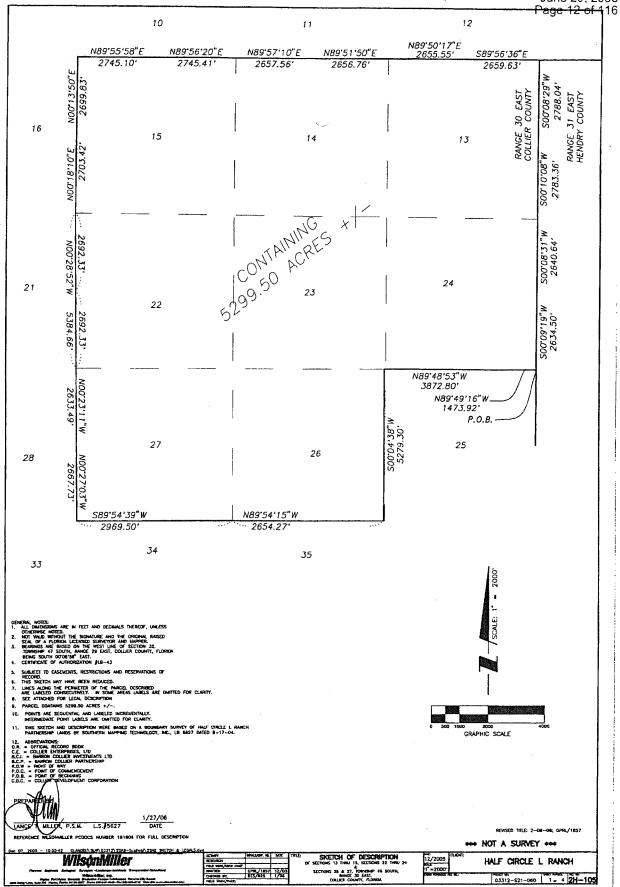
WilsonMiller, Inc.
Registered Engineers and Land Surveyors
Certificate of Authorization #LB-43

By: <u>1-27-06</u>
Lance T Miller, P.S.M., L.S. #5627 Date

Not valid unless embossed with the Professionals Seal

REF. 2H-105 Sheet 1 W.O.: 03312-S21-060

Date: 1-27-06



This instrument was prepared without an opinion of title and after recording return to: Richard D. Yovanovich, Esq. Coleman, Yovanovich & Koester, P.A. 4001 Tamiami Trail North, Suite 300 Naples, Florida 34103 (239) 435-3535

INSTR 4632058 OR 4741 PG 660 RECORDED 11/30/2011 3:01 PM PAGES 6 DWIGHT E. BROCK, CLERK OF THE CIRCUIT COURT COLLIER COUNTY FLORIDA REC \$52.50

October

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TERMINATION AGREEMENT

This Termination Agreement (this "Agreement") is entered into this 30 day of August, 2011, by and between Collier County ("County") and Half Circle L Ranch Partnership, LLP, a Florida limited liability partnership ("HCLRP").

WITNESSETH:

WHEREAS, County and Half Circle L Ranch Partnership entered into that certain Stewardship Sending Area Credit Agreement dated the June 20, 2006 ("Agreement") for the establishment of Stewardship Sending Area on the property described in Exhibit "A" ("Property"); and

WHEREAS, a Stewardship Sending Area Memorandum ("Memorandum") was recorded in OR Book 4089, Page 2678, et seq., of the Public Records of Collier County, Florida; and

WHEREAS, Half Circle L Ranch Partnership converted to a Florida limited liability partnership on January 17, 2008 and changed it's name to Half Circle L Ranch Partnership, LLP; and

WHEREAS, the parties have agreed to terminate the Agreement and Memorandum and have entered into this Termination Agreement to evidence their understanding; and

WHEREAS, the Property was designated "HCLRP Stewardship Sending Area 8".

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

- 1. The above recitals are true and correct and are incorporated herein by reference.
- 2. The Agreement and Memorandum are hereby terminated and the parties agree that neither County nor HCLRP has any further rights or obligations under the Agreement or Memorandum. The

County hereby releases to the HCLRP all of the rights and interest which the County may have in and to the Property.

3. This Agreement may also be executed in counterparts, which when construed together shall constitute one valid and binding instrument.

IN WITNESS WHEREOF, the parties have executed this Termination Agreement as of the day and year first above written.

ATTEST CO.
DWIGHT E. BROCK, CLERK

Clest as to Chairman

Jonathre on the chairman

Approved as to form and Legal sufficiency

By: Alack A

Jeffrey Klatzkow

County Attorney

WITNESS AS TO ALL SIGNATURES

Joshua W. Mame

Jack

Lee M Russell

Name

Signature

BOARD OF COUNTY COMMISSIONERS COLLIER COUNTY, FLORIDA

By: That W. Con

Fred W. Coyle, Chairman

HCLRP SSA 8

HALF CIRCLE L RANCH PARTNERSHIP, LLP A Florida limited liability partnership

By: Half Circle L Management, LLC, a Florida limited Liability company, its general partner

Dane T. Scofield, Manager

Michael Ka Scoffeld, Manager

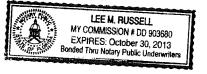
Miles L. Scofield, Manager

State of Florida County of Collier

The foregoing Termination Agreement was executed before me this 30 day of day o

Notary Public

(SEAL)



DESCRIPTION OF LANDS KNOWN AS HALF CIRCLE L RANCH PARTNERSHIP SCOFIELD AS SHOWN ON A BOUNDARY SURVEY PREPARED BY SOUTHERN MAPPING TECHNOLOGY LB6627, DATED 8-17-04 COLLIER COUNTY, FLORIDA (5299.50 ACRES ±)

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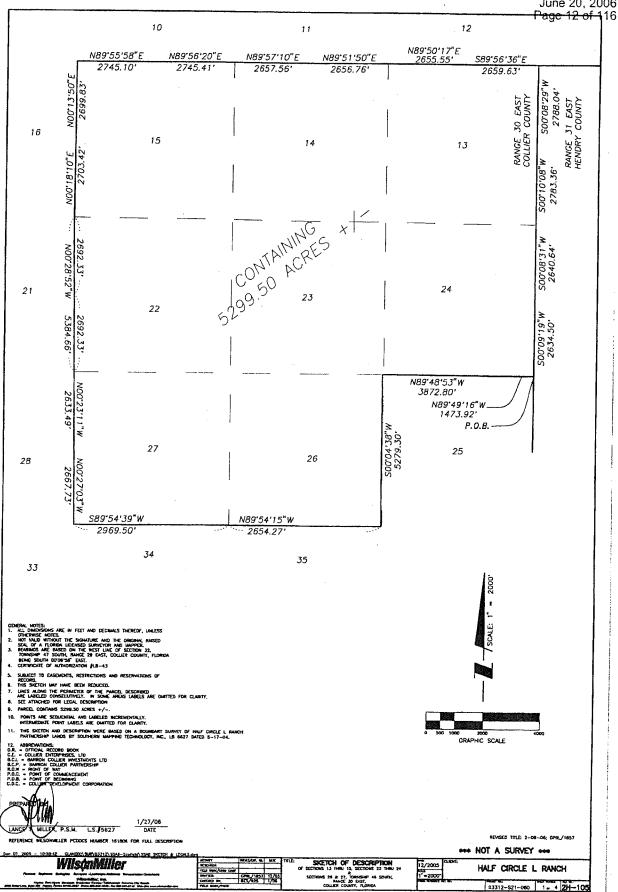
By: <u>1-27-06</u>

Lance T Miller, P.S.M., L.S. #5627 Date

Not valid unless embossed with the Professionals Seal

REF. 2H-105 Sheet 1 W.O.: 03312-S21-060

Date: 1-27-06





Dwight E. Brock Clerk of the Circuit Court

Official Receipt

Customer
INTER OFFICE/MIN &
RECORDS
CLERK TO THE BOARD
3299 TAMIAMI TRL E STE 40
NAPLES EL 34112

Deputy Clerk

Maritza Orengo
Maritza.Orengo@CollierClerk.com
(239) 252-7289

Collier County Govt. Center Building LA, 2nd Floor 3315 Tamiami Trl E Ste 102 Naples, Florida 34112-4901

Clerk Office Location

2 Documents Recorded

DOC TYPE	INSTRUMENT	BOOK	PAGE	AMOUNT
Termination of Anything	4632057	4741	654	\$52.50
Agreement	4632058	4741	660	\$52.50
-		TOTAL	\$105.00	
		Cash Tendered _		
BALANCE DUE			BALANCE DUE	\$0.00

Note:

Disclaimer: All transactions are subject to review/verification. The Clerk reserves the right to correct for clerical errors and to assess or refund charges as needed.