

Prepared by and return to:
Real Property Division
Attn: Jeffrey Harris
509 East Ave. South
Clearwater, FL 33756

ASSIGNMENT OF EASEMENT

This Assignment of Easement is made this _____ day of _____, 2021, by and between PINELLAS COUNTY, Attention: Real Property Division, whose address is 509 East Avenue South, Clearwater, FL 33756, a political subdivision of the State of Florida, hereinafter referred to as "COUNTY" and the CITY OF PINELLAS PARK, FLORIDA, a municipal corporation of the State of Florida, Attention: City Clerk, whose address is 5141 78th Avenue North, Pinellas Park, FL 33781, hereinafter referred to as "CITY".

W I T N E S S E T H:

WHEREAS, a drainage easement was entered into on July 7, 2000, by and between ALLEN F. GATES, AS TRUSTEE OF THE ALLEN F. GATES TRUST, DATED AS OF OCTOBER 22, 1982, and COUNTY that did grant and convey unto COUNTY, a perpetual Drainage Easement (hereinafter the "Easement"), subsequently recorded in OFFICIAL RECORDS BOOK 11158, PAGES 1720-1723; the nature and description of said easement is further described in the attached "Exhibit A"; and

WHEREAS, the COUNTY previously released a portion of the Easement described as all but the west 13 feet of Parcel GO19 pursuant to a quit claim deed in favor of the property owner, as recorded in Official Records Book 12041 Pages 1597-1598; and

WHEREAS, the COUNTY previously transferred a portion of the Easement described as GO21 to the CITY pursuant to the Assignment of Easements recorded in Official Records Book 21355 Pages 487-568; and

WHEREAS, COUNTY received a written request from the CITY to maintain the remaining portion of the drainage encumbered by the Easement, described as Parcel No: G018R1 and the west 13 feet of parcel No: G019; and

WHEREAS, the COUNTY desires to grant and transfer the remaining portion of the Easement, to the CITY; and

WHEREAS, the COUNTY and CITY have entered into an Interlocal Agreement outlining their respective responsibilities related to the maintenance of the ditch segment upon the transfer of the above-referenced remaining portion of this Easement, recorded in Official Records Book 21341 Pages 1-12 and incorporated herein by referenced; and

WHEREAS said transfer of the Easement will divest the COUNTY of any further rights or responsibility to operate and maintain the drainage assets and canal within the Easement, except as outlined in the Interlocal Agreement referenced herein wherein the COUNTY agreed to maintain inflow and outflow; and;

WHEREAS, said transfer of said Easement will grant the remaining rights and responsibility to operate and maintain the drainage assets and canal within the Easement referenced herein to the CITY, pursuant to the Interlocal Agreement referenced herein.

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

1. The above recitals above are true and accurate and are hereby incorporated herein.
2. The COUNTY does hereby grant and transfer the remaining portions of the Easement recorded in Official Record Book 11158 Pages 1720-1723 described as Parcel No: G018R1 and the west 13 feet of parcel No: G019, to the CITY.
3. The CITY hereby accepts the above-referenced portions of the Easement transferred hereby.
4. This transfer shall divest the COUNTY of all maintenance responsibility associated with its prior ownership interest in the Easement, the same being replaced by the Interlocal Agreement between the parties hereto, wherein the COUNTY has agreed to remain responsible exclusively for inflow and outflow of the canal.
5. The CITY shall assume all maintenance responsibilities associated with its ownership interest in the Easement, pursuant to the terms of the Interlocal Agreement.

IN WITNESS WHEREOF, CITY and COUNTY have hereunder set their respective hands and seals on the last day and year referenced below.

SIGNED, SEALED AND DELIVERED
IN THE PRESENCE OF:

COUNTY:
PINELLAS COUNTY, FLORIDA

WITNESS:

Name: _____

By: _____

Joseph Lauro
Director, Department of Administrative Services

Name: _____

Date: _____

COUNTER SIGNED:

CITY OF PINELLAS PARK, FLORIDA
A municipal corporation of the State of Florida

By: _____
Sandra Bradbury, Mayor

Date: _____

APPROVED AS TO FORM:

ATTEST:

By: _____
James W. Denhardt, City Attorney

By: _____
Diane Corna, City Clerk

00-381910 DEC-15-2000 5:02pm
 PINELLAS CO BK 11158 PG 1720


PROJECT: 118th Avenue (Walsingham Road From
 Railroad Tracks East to Belcher Road)
 P.I.D. Number: 921763
 Parcel Numbers: GO18R1, GO19 and GO21

PERPETUAL DRAINAGE EASEMENT

THIS INDENTURE, made this 7th day of July, A.D. 2000, BETWEEN ALLEN F. GATES, AS TRUSTEE OF THE ALLEN F. GATES TRUST, DATED AS OF OCTOBER 22, 1982, party of the first part, and PINELLAS COUNTY, a political subdivision of the State of Florida, ATTN: Engineering - Right of Way Division, with offices located at 440 Court Street, Clearwater, Florida 33756, party of the second part,

WITNESSETH, that the said party of the first part, for and in consideration of the sum of One Dollar and other good and valuable considerations to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does hereby grant and release unto the said party of the second part, a perpetual drainage easement over and across the following described property, together with reasonable access thereto for necessary construction or maintenance, lying in the County of Pinellas, State of Florida, to wit:

Lands described in legal description attached hereto
 and by this reference made a part hereof.

Parcel Numbers: GO18R1, GO19 and GO21

IN WITNESS WHEREOF, we have signed this easement on this 7th day of July, 2000.

WITNESS (Sign below):

Print Name: DAVE KRUSE

Print Name: Evelyn Tabucbac

(Signatures of two witnesses required by Florida Law)

Allen F. Gates Trustee

ALLEN F. GATES, TRUSTEE OF THE ALLEN
 F. GATES TRUST, DATED OCTOBER 22, 1982

STATE OF FLORIDA
 COUNTY OF PINELLAS

The foregoing instrument was acknowledged before me this 7th day of July, 2000 by ALLEN F. GATES, TRUSTEE OF THE ALLEN F. GATES TRUST, DATED OCTOBER 22, 1982, who is personally known to me or who has produced a Florida Driver's License as identification and who did (did not) take an oath.

NOTARY

CHERYL L. HOLLENBECK
 Commission # 1189189

Notary Public - California
 San Diego County

My Commission Expires

Jul 5, 2002

NOTARY

Print Name: Cheryl L Hollenbeck

COMMISSION NUMBER: 1189189

4
 USER: SWpdoes\ENGINEER\PI\DS\921763\ROW\Allen F. Gates\Drainage Easement 8018R.doc

REC MC
 DS _____
 INT _____
 FEES _____
 MIF _____
 P/C _____
 REV _____

TOTAL 71.00



PINELLAS COUNTY PUBLIC WORKS
LAND SURVEY DIVISION
22211 U.S. HIGHWAY 19 N.
CLEARWATER, FLORIDA 33765-2347

SECTION(S) 12 & 13, TOWNSHIP 30 SOUTH, RANGE 15 EAST

Additions or deletions by other than the Professional Land Surveyor in responsible charge is prohibited.
Land Description is invalid without signature and/or embossed seal of the Professional Land Surveyor



DESCRIPTION

A portion of the grantor's tract, as recorded in O.R. 7256, Pages 2296-2297 and O.R. 10206, Pages 1273-1276, public records of Pinellas County, Florida, in the Southwest 1/4 of Section 12, Township 30 South, Range 15 East and in the Northwest 1/4 of Section 13, Township 30 South, Range 15 East, and also a portion of the grantor's tract, being a part of Lots 1 and 2, PINELLAS GROVES Subdivision, as recorded in Plat Book 1, Page 55, public records of Pinellas County, Florida, in the Northwest 1/4 of Section 13, Township 30 South, Range 15 East, said part of Lots 1 and 2 recorded in O.R. 9217, Pages 302-303, public records of Pinellas County, Florida, being described as follows:

Commencing at the Northwest corner of said Section 13, run S 89°04'07"E along the North line of the Northwest 1/4 of said Section 13, for a distance of 2688.26 feet to the POINT OF BEGINNING; thence N 00°50'08"E, for a distance of 141.76 feet; thence S 89°09'52"E, for a distance of 37.41 feet to a point on the North-South centerline of aforesaid Section 12; thence continue S 89°09'52"E, for a distance of 32.59 feet; thence S 00°50'08"W, for a distance of 141.94 feet to point on the North line of the Northeast 1/4 of said Section 13; thence continue S 00°50'08"W, for a distance of 33.06 feet to the South line of the grantor's tract, the same being the North right-of-way of 118th Avenue North; thence N 89°09'52"W along said North right-of-way, for a distance of 30.73 feet to a point on the North-South centerline of Section 13; thence continue along said North right-of-way N 89°09'52"W, for a distance of 39.27 feet; thence N 00°50'08"E, for a distance of 33.24 feet to the POINT OF BEGINNING.

Parcel G018R1 Containing: 12,250 square feet or 0.281 acres more or less.

Basis of Bearings: Bearings indicated are on an assumed meridian based on the North line of the Northwest 1/4 of Section 13, Township 30 South, Range 15 East, Pinellas County, Florida, being S 89°04'07"E.

PINELLAS COUNTY FLA.
OFF. REC. BK 11158 PG 1721

SKETCH--NOT A SURVEY

OR 7256/2296-2297

POINT OF
COMMENCEMENT
NW CORNER
SEC 13-30-15

OR 10206/1273-1276

S LINE SW

1/4 SEC 12 2688.26 S 89°04'07"E

N LINE NW 1/4 SEC 13

LOT LINE

7/302-303

EX R/W

PINELLAS GROVES

Subdivision

1/55

LOT 1

S 89°09'52"E

LOT LINE

118TH AVENUE N

60' R/W

9931/2447-2467

POINT OF
BEGINNING

G018R1

S89°09'52"E

37.41 32.59

N-S CL SEC 12-30-15

S 1/4 COR
SEC
12-30-15

141.76 N00°50'08"E

141.94 S00°50'08"W

33.06 N00°50'08"E

39.27 30.73 N89°09'52"W

33.24 N00°50'08"E

SCALE: 1"=60'

0 60 120

N LINE NE 1/4 SEC 13

EX R/W

20+00

10206/1281-1284

CALCULATED BY:

SS

The above Sketch and/or Land Description was prepared under my supervision and is true and correct to the best of my knowledge and belief.

By: Pinellas County Public Works

Charles N. Gibson, Jr.

DATE 05/11/00

CHARLES N. GIBSON, JR., LAND SURVEYOR CERTIFICATE NUMBER: 4238
STATE OF FLORIDA. PHONE # (727) 464-8904

SEAL

EXHIBIT "A"

SHEET 1 OF 1

Parcel No.: G018R1



PINELLAS COUNTY PUBLIC WORKS
LAND SURVEY DIVISION
22211 U.S. HIGHWAY 19 N.
CLEARWATER, FLORIDA 33765-2347



SECTION(S) 12 & 13, TOWNSHIP 30 SOUTH, RANGE 15 EAST

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DESCRIPTION

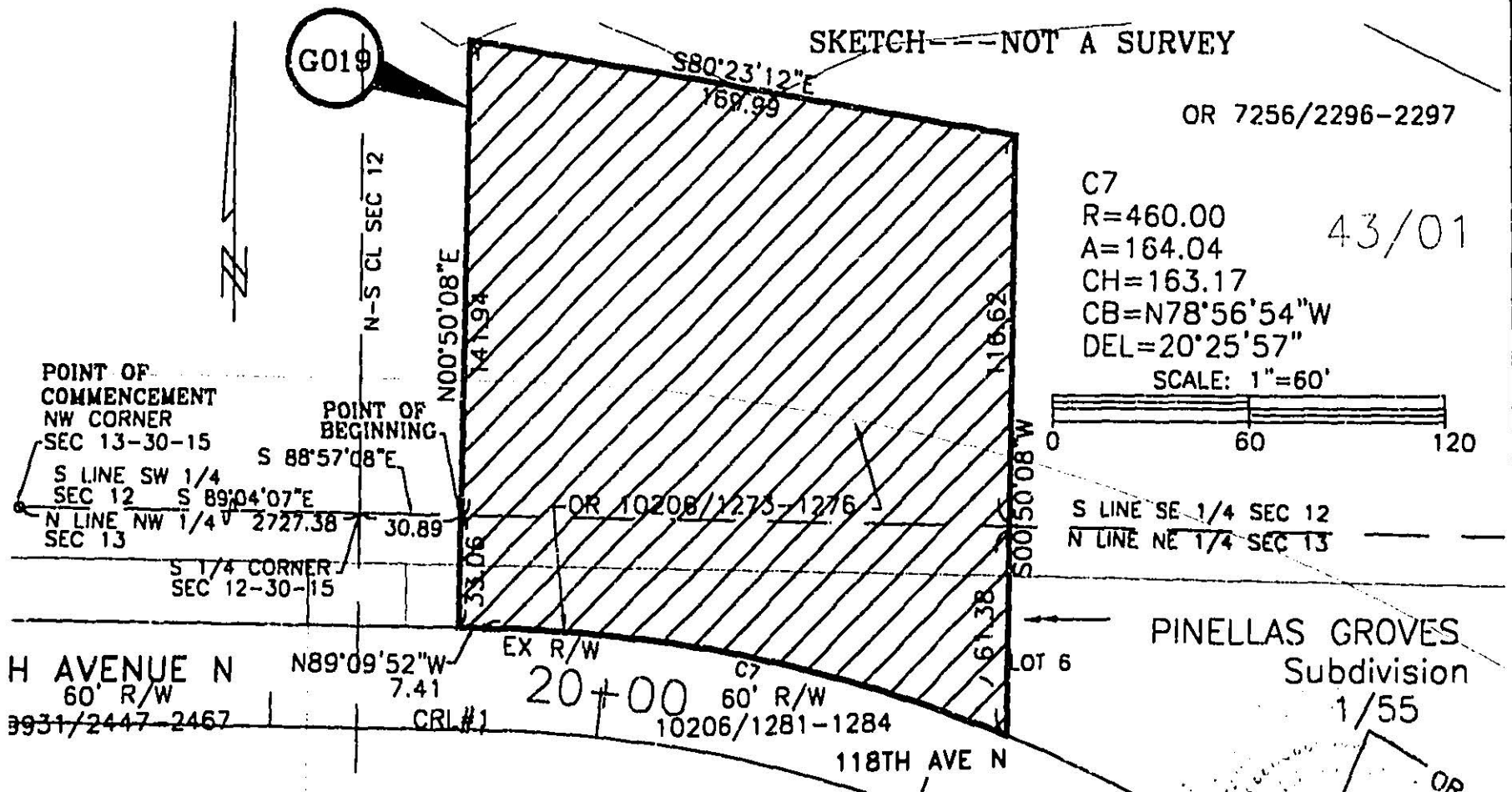
A portion of the grantor's tract, as recorded in O.R. 7256, Pages 2296-2297 and O.R. 10206, Pages 1273-1276, public records of Pinellas County, Florida, in the Southeast 1/4 of Section 12, Township 30 South, Range 15 East and in the Northeast 1/4 of Section 13, Township 30 South, Range 15 East, Pinellas County, and also a portion of the grantor's tract, being a part of Lot 6, PINELLAS GROVES Subdivision, as recorded in Plat Book 1, Page 55, public records of Pinellas County, Florida, said portion of Lot 6 recorded in O.R. 10206, Pages 1273-1276, public records of Pinellas County, Florida, in the Northeast 1/4 of Section 13, Township 30 South, Range 15 East, Pinellas County, being described as follows:

Commencing at the Northwest corner of said Section 13, run S 89°04'07"E along the North line of the Northwest 1/4 of Section 13, for a distance of 2727.38 feet to the North 1/4 corner of Section 13; thence S 88°57'08"E along the North line of aforesaid Northeast 1/4 of Section 13, for a distance of 30.89 feet to the POINT OF BEGINNING; thence N 00°50'08"E, for a distance of 141.94 feet; thence S 80°23'12"E, for a distance of 169.99 feet; thence S 00°50'08"W, for a distance of 61.38 feet to a Point on Curve, a radial to said point being N 21°16'05"E, the same being the Southerly line of the grantor's tract and the Northerly right-of-way of 118th Avenue North; thence along said Northerly right-of-way, 164.04 feet along the arc of a curve, concave to the south, having a radius of 460.00 feet, through a central angle of 20°25'57", a chord bearing N 78°56'54"W, 163.17 feet, to a Point of Tangency; thence continue along said Northerly right-of-way N 89°09'52"W, for a distance of 7.41 feet; thence N 00°50'08"E, for a distance of 33.06 feet to the POINT OF BEGINNING.

Parcel G019 Containing: 28,750 square feet or 0.660 acres more or less.

Basis of Bearings: Bearings indicated are on an assumed meridian based on the North line of the Northwest 1/4 of Section 13, Township 30 South, Range 15 East, Pinellas County, Florida, being S 89°04'07"E.

PINELLAS COUNTY FLA.
OFF. REC. BK 11158 PG 1722

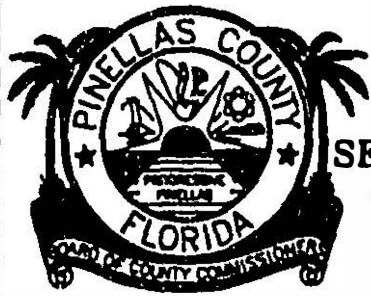


CALCULATED BY: SS	The above Sketch and/or Land Description was prepared under my supervision and is true and correct to the best of my knowledge and belief. By: Pinellas County Public Works <i>Charles N. Gibson, Jr.</i> DATE 05/11/00 CHARLES N. GIBSON, JR., LAND SURVEYOR CERTIFICATE NUMBER: 4238 STATE OF FLORIDA. PHONE # (727) 464-8904
CHECKED BY: CNG	
S.F.N.:	
681	

SEAL

EXHIBIT "A"

Parcel No.: G019



PINELLAS COUNTY PUBLIC WORKS
LAND SURVEY DIVISION
22211 U.S. HIGHWAY 19 N.
CLEARWATER, FLORIDA 33765-2347



SECTION(S) 13, TOWNSHIP 30 SOUTH, RANGE 15 EAST

Additions or deletions by other than the Professional Land Surveyor in responsible charge is prohibited.
Land Description is invalid without signature and/or embossed seal of the Professional Land Surveyor

DESCRIPTION

A portion of the grantor's tract, as recorded in O.R. 7256, Pages 2296-2297 and O.R. 10206, Pages 1273-1276, also being a portion of Lot 5 PINELLAS GROVES Subdivision, as recorded in Plat Book 1, Page 55, public records of Pinellas County, Florida, in the Northeast 1/4 of Section 13, Township 30 South, Range 15 East, Pinellas County, being described as follows:

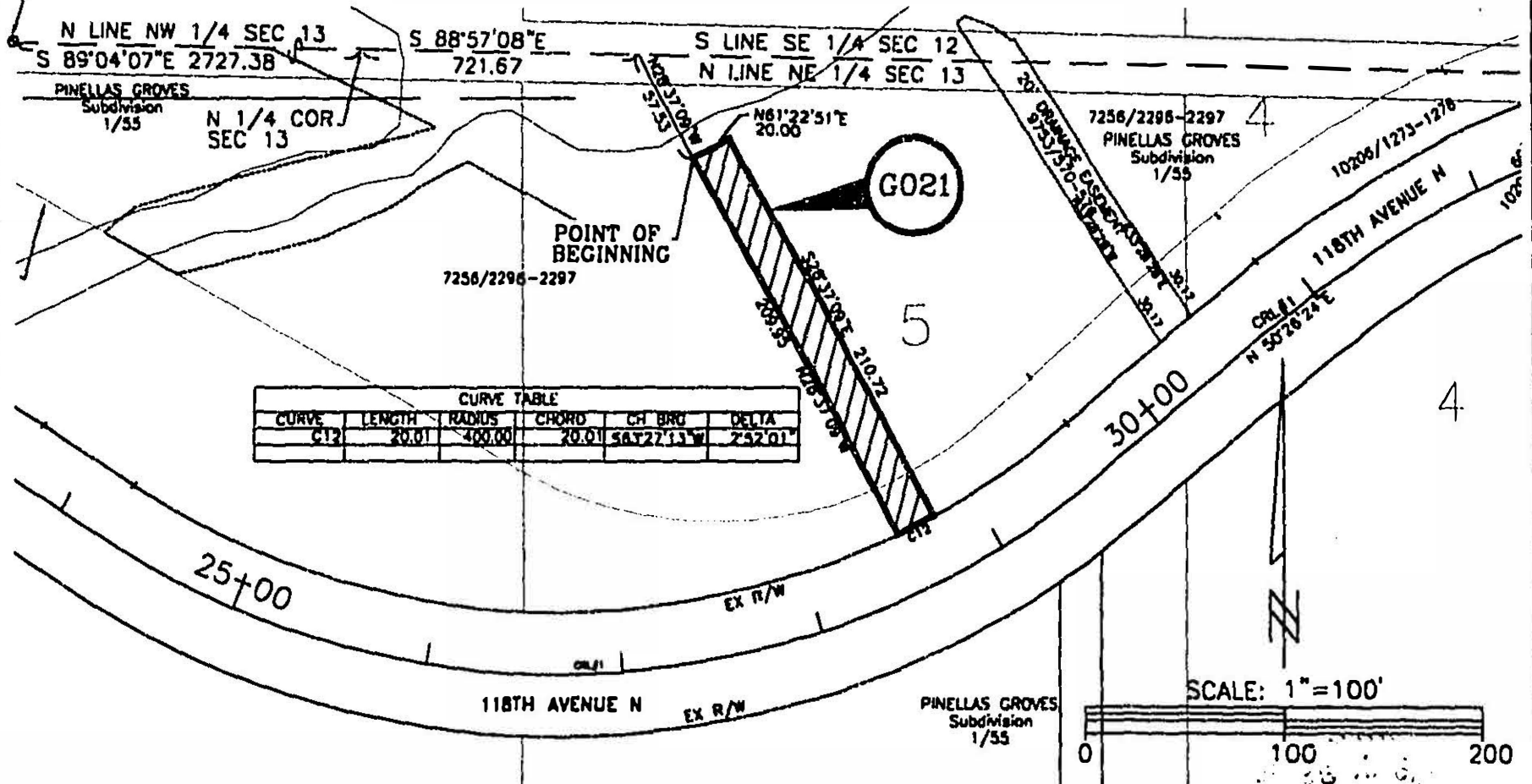
Commencing at the Northwest corner of said Section 13, run S 89°04'07"E along the North line of said Northwest 1/4 of Section 13, for a distance of 2727.38 feet to the North 1/4 corner of Section 13; thence S 88°57'08"E along the North line of aforesaid Northeast 1/4 of Section 13, for a distance of 721.67 feet; thence S 28°37'09"E, for a distance of 57.53 feet to the POINT OF BEGINNING; thence N 61°22'51"E, for a distance of 20.00 feet; thence S 28°37'09"E, for a distance of 210.72 feet to the Northerly right-of-way of 118th Avenue North, the same being the Southerly boundary of the grantor's tract, the same being a Point on Curve, a radial to said point being S 27°58'47"E; thence along said Northerly right-of-way 20.01 feet along the arc of a curve concave to the northwest, having a radius of 400.00 feet, through a central angle of 02°52'01", a chord bearing S 63°27'13"W, 20.01 feet; thence N 28°37'09"W, for a distance of 209.95 feet to the POINT OF BEGINNING.

Parcel G021 Containing: 4,209 square feet or 0.097 acres more or less.

Basis of Bearings: Bearings indicated are on an assumed meridian based on the North line of the Northwest 1/4 of Section 13, Township 30 South, Range 15 East, Pinellas County, Florida, being S 89°04'07"E.

POINT OF
COMMENCEMENT
NW CORNER
SEC 13-30-15

SKETCH---NOT A SURVEY



CALCULATED BY:
SS
CHECKED BY:
CNG
S.F.N.:
681

The above Sketch and/or Land Description was prepared under my supervision and is true and correct to the best of my knowledge and belief.

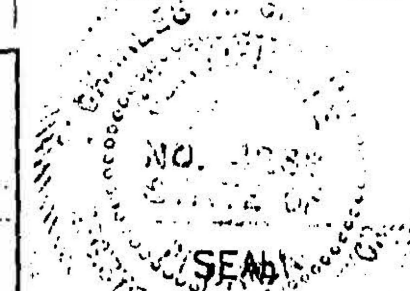
By: Pinellas County Public Works

Charles N. Gibson, Jr.

DATE 05/11/00

CHARLES N. GIBSON, JR., LAND SURVEYOR CERTIFICATE NUMBER: 4238
STATE OF FLORIDA, PHONE # (727) 484-8904

SCALE: 1"=100'



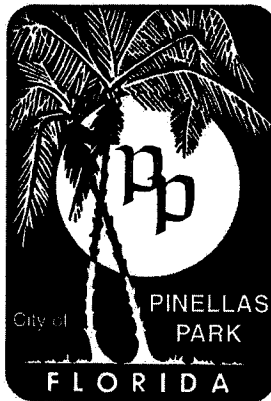
EXHIBIT

GO21 Not Included

Parcel No.: G021

City of
PINELLAS PARK

5141 78TH AVE. • P.O. BOX 1100
PINELLAS PARK, FL 33780-1100



FLORIDA

PHONE • (727) 369-0700
FAX • (727) 544-7448

Please Respond To:

James W. Denhardt, City Attorney
Lauren Christ Rubenstein, Assistant City Attorney
Denhardt and Rubenstein, Attorneys at Law
2700 First Avenue North
St. Petersburg, Florida 33713
(727) 327-3400 - Telephone
(727) 323-0888 - Facsimile

May 17, 2021

Mr. Aaron Petersen
Construction Services Director
City of Pinellas Park
P. O. Box 1100
Pinellas Park, Florida 33780-1100

RE: City Document #21-150
Assignment of Easement Agreement

Dear Mr. Petersen:

We have received and reviewed the above-mentioned Assignment of Easement Agreement with Pinellas County. We note that on page 2 of the Assignment of Easement there is a paragraph number 6, but there is no text that follows. Please delete "6." from the document, so that it is clear there are no additional terms or conditions pursuant to the Assignment of Easement.

Once the above change is incorporated into the Agreement, we would approve as to form and correctness.

Very truly yours,

James W. Denhardt
City Attorney

cc: Doug Lewis, City Manager
Diane M. Corna, MMC, City Clerk
Lisa Hendrickson, Assistant City Manager
Bart Diebold, Assistant City Manager

JWD/cb

21-150.05172021.LAP.Assign Easement Agmt.wpd



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