

25.70

EASEMENT AGREEMENT

THIS AGREEMENT made this 14th day of June, 2000, by and between DAVID MALO and MELODY MALO, husband and wife, hereinafter referred to as "GRANTOR", and DOROTHY DEPALO, a married woman, hereinafter referred to as "GRANTEE".

WITNESSETH

WHEREAS, Grantor purchased from Grantee on June 12, 2000, a certain parcel of property described as follows:

The East 160 feet of Tract 2, GOLDEN GATE ESTATES, a subdivision, according to the plat thereof recorded in Plat Book 4, Pages 73 and 74, all in the Public Records of Collier County, Florida;

and

WHEREAS, Grantee is the owner of the adjoining lot to the above-described real property said lot being described as follows:

The East 1/2 of the East 320' of Tract 2, GOLDEN GATE ESTATES, Unit One, as recorded in Plat Book 4, Pages 73 of the Public Records of Collier County, Florida;

and

WHEREAS, Grantee constructed a home on said described property, including the construction of a concrete driveway;

and

WHEREAS, the concrete driveway as constructed encroaches on the eastern portion of the property line as shown in that certain Survey prepared by A. Trigo of A. Trigo & Associates, Inc., dated December 4, 1996, File No. B 96.250.03, Land Surveying Business No. 3964, a reduced copy of said Survey being attached hereto as Exhibit "A";

and

WHEREAS, Grantor has agreed to provide Grantee with an easement over their property for said encroachment.

2655187 OR: 2691 PG: 3200

RECORDED in OFFICIAL RECORDS of COLLIER COUNTY, FL
06/28/2000 at 09:29AM DWIGHT B. BROCK, CLERK
REC FEE 24.00
DOC-.70 .70

Recd:
RICHMAN DEPIE ET AL
2640 GOLDEN GATE PKWY #206
NAPLES FL 34105

NOW, THEREFORE, in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. Grantor does convey unto Grantee, her heirs and assigns, an easement and right-of-way upon and across the eastern portion of their property line pursuant to the attached Survey. Said easement shall be for Grantee's use of the driveway only. The easement, rights and privileges herein granted shall be perpetual.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the date and year first above written.

[Signature]
Signature of Witness
JANE I. NICHOLSON
Printed Name:
[Signature]
Signature of Witness
Lynn DeKors
Printed Name

[Signature]
David Malo, Grantor

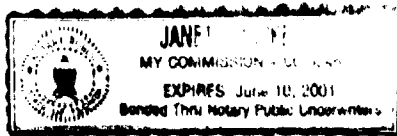
[Signature]
Melody Malo, Grantor

[Signature]
Signature of Witness
Kris A. Nixon
Printed Name of Witness
[Signature]
Signature of Witness
Jay D. EVERHART
Printed Name of Witness

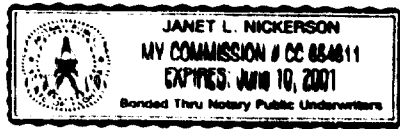
[Signature]
Dorothy DePalo, Grantee

STATE OF FLORIDA
COUNTY OF COLLIER

The foregoing instrument was acknowledged before me this 14th day of June, 2000, by David Malo and Melody Malo, husband and wife, who are personally known to me or who have produced _____, as identification.



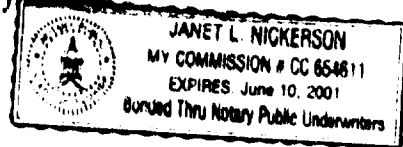
Janet L. Nickerson
Notary Public



STATE OF FLORIDA
COUNTY OF COLLIER

The foregoing instrument was acknowledged before me this 15th day of June, 2000, by Dorothy DePalo, who is personally known to me or who has produced Drivers License, as identification.

Janet L. Nickerson
Notary Public



NOT A CERTIFIED COPY

Property Description:

(As provided by Client)

The West 1/2 of the East 320' of Tract 2, Golden Gate Estates, Unit One, as recorded in Plat Book 4, Pages 73 of the Public Records of Collier County, Florida.

*** OR: 2691 PG: 3204 ***

NOT A CERTIFIED COPY

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

I Hereby Certify to:

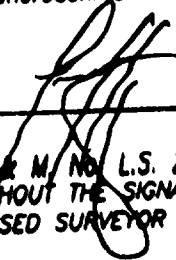
Dorothy Depalo
Global Title
T.A. Title Insurance Company

That a survey of the hereon described property was made under my direction and that it meets the Minimum Technical Standards as set forth by the Florida Board of Professional Land Surveyors in Chapter 61G17-6, Florida Administrative Code, pursuant to Section 472.027, Florida Statutes. There are no encroachments other than shown.

Found 4" x 4" Concrete Monument (No ID#) P.R.M. per Plat

5.00' to 10' W.

Found 5/8" Iron Rod w/ Cap (No ID#)

 P.L.S. DATE: 2/2/00

A. TRIGO
FLORIDA P.S. & M. NO. L.S. 2982
NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER

This Certification is only for the lands as described hereon, it is not a certification of Title, Zoning or Freedom from Encumbrance.

Abstract Not Reviewed

Record Survey

Mortgage Survey F.B. 475 pg. 49

FOR: Dorothy Depalo

Golden Gate Estates, Unit No. 1,
Naples, Collier County, Florida

A. TRIGO & ASSOCIATES, INC.
PROFESSIONAL LAND SURVEYORS & PLANNERS
2265 TRADE CENTER WAY
NAPLES, FLORIDA 34109
LAND SURVEYORS BUSINESS # 2004

-UNIT1/WEST 1/2

SCALE: 1" = 40'

DRAWN: RLJ

CHECKED: AT

BOOK 419
PAGE 47

FILE NO: B 96.250.03