RESOLUTION 2020-37

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF WESTLAKE, FLORIDA, APPROVING THE FINAL PLAT FOR SKY COVE SOUTH, PHASE 1B (POD N), BEING DESCRIBED AS A PORTION OF LAND DESCRIBED BY METES AND BOUNDS, AS A SUBDIVISION IN SECTION 12, TOWNSHIP 43 SOUTH, RANGE 40 EAST, IN THE CITY OF WESTLAKE, PALM BEACH COUNTY, FLORIDA, PROVIDING FOR RECORDATION, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Sky Cove, LLC, a Florida Limited Liability Company, as the Applicant has requested approval for the Sky Cove South, Phase 1B, (POD N) plat, described by metes and bounds, as a subdivision of Section 12, Township 43 South, Range 40 East, in the City of Westlake, Palm Beach County, containing approximately 15.947 acres as described in Exhibit "A", attached hereto; and

WHEREAS, the City of Westlake has the exclusive jurisdiction to approve the plat and the boundary survey pursuant to Florida Statutes, §177.071; and

WHEREAS, the application has been reviewed and approved by a Professional Surveyor and Mapper for the City of Westlake, and said Surveyor and Mapper has found the application to be consistent with the requirements under Florida Statutes, Chapter 177; and

WHEREAS, the Building staff, Engineering staff and Planning staff for the City of Westlake have reviewed the application, the final plat, attached hereto as "Exhibit B" and the boundary survey, attached hereto as "Exhibit B" and the collective staff has recommended approval; and

WHEREAS, after careful review and consideration, the collective staff has determined that this application has complied with the City's Interim Uniform Land Development Codes, and the City's land development regulations and Florida law.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF WESTLAKE, FLORIDA, THAT:

- **Section 1:** The above recitals are true and correct and are incorporated herein by this reference.
- Section 2: The City Council for the City of Westlake hereby approves the final plat, "Exhibit B" and boundary survey, "Exhibit C" for Sky Cove South, Phase 1B (POD N), as described in the attached Exhibit "A", containing approximately 15.947 acres, which is located in the City of Westlake, and in Palm Beach County, Florida.
- Section 3. The applicant shall provide a certified copy of the recorded plat and the applicant shall cover the costs of recording the plat in the public records in and for Palm Beach County Florida.
- **Section 4:** This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED by City Council for the City of Westlake, on this day of December 14, 2020. $\textbf{PUBLISHED} \ on \ this \ \textbf{4}^{th} \ day \ of \ December, \ 2020 \ in \ the \ Palm \ Beach \ Post.$

> City of Westlake Roger Manning, Mayor

Zoje Burgess, City Clerk

Approved as to Form and Sufficiency

Pam E. Booker, City Attorney

Exhibit 'A' SKY COVE SOUTH PHASE 1B LEGAL DESCRIPTION

COMMENCE AT THE NORTHEAST CORNER OF SECTION 1, TOWNSHIP 43 SOUTH, RANGE 40 EAST. THENCE S.01°33'05"W. ALONG THE EAST BOUNDARY LINE OF SAID SECTION 1, A DISTANCE OF 4842.94 FEET TO THE NORTHEAST CORNER OF SECTION 12, TOWNSHIP 43 SOUTH, RANGE 40 EAST; THENCE N.88°49'03"W., ALONG THE NORTH LINE OF SAID SECTION 12, A DISTANCE OF 871.66 FEET; THENCE S.01°10'57"W., A DISTANCE OF 321.07 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE PERSIMMON BOULEVARD EAST, AS SHOWN ON PERSIMMON BOULEVARD EAST-PLAT 2, RECORDED IN PLAT BOOK 128, PAGE 16 THROUGH 19, INCLUSIVE, OF SAID PUBLIC RECORDS; THENCE S.32°01'05"W., A DISTANCE OF 124.85 FEET TO A POINT ON THE BOUNDARY OF SCHOOL SITE PLAT, AS RECORDED IN PLAT BOOK 128. PAGE 20 AND 21, OF SAID PUBLIC RECORDS; THENCE THE FOLLOWING COURSE BEING ALONG THE WESTERLY AND SOUTHERLY LINE OF SAID SCHOOL SITE PLAT; THENCE S.32°15'14"W., A DISTANCE OF 330.53 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE EAST, WITH A RADIUS OF 100.00 FEET; THENCE SOUTHERLY, ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 30°37'49", A DISTANCE OF 53.46 FEET; THENCE S.01°37'25"W., A DISTANCE OF 301.20 FEET; THENCE S.88°20'27"E., A DISTANCE OF 407.12 FEET; THENCE S.01°39'33"E., DEPARTING SAID SOUTHERLY LINE OF SCHOOL SITE PLAT, A DISTANCE OF 184.00 FEET TO THE POINT OF BEGINNING; THENCE S.88°20'27"E., A DISTANCE OF 407.12 FEET: THENCE S.01°39'33"W., A DISTANCE OF 184.00 FEET; THENCE S.57°43'57"E., A DISTANCE OF 236.29 FEET; THENCE S.12°30'00"E., A DISTANCE OF 133.64 FEET; THENCE S.32°16'03"W., A DISTANCE OF 75.13 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHWEST, WITH A RADIUS OF 854,50 FEET: THENCE SOUTHWESTERLY, ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 57°57'14", A DISTANCE OF 864.31 FEET TO A POINT OF TANGENCY; THENCE N.89°46'43"W., A DISTANCE OF 108.89 FEET; THENCE S.88°56'35"W., A DISTANCE OF 67.28 FEET; THENCE N.89°46'44"W., A DISTANCE OF 437.04 FEET; THENCE N.48°50'00"W., A DISTANCE OF 125.13 FEET; THENCE N.00°57'31"E., A DISTANCE OF 53.69 FEET; THENCE N.48°50'00"W., A DISTANCE OF 346.00 FEET; THENCE N.41°10'00"E., A DISTANCE OF 125.00 FEET; THENCE S.48°50'00"E., A DISTANCE OF 57.57 FEET; THENCE N.41°10'00"E., A DISTANCE OF 50.00 FEET TO A NON-TANGENT INTERSECTION WITH A CURVE CONCAVE TO THE NORTHEAST, WITH A RADIUS OF 35.00 FEET AND A RADIAL BEARING OF N.41°10'00"E., AT SAID INTERSECTION; THENCE NORTHWESTERLY, ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 50°30'00", A DISTANCE OF 30.85 FEET; THENCE N.57°26'00"E., A DISTANCE OF 134.72 FEET; THENCE S.88°20'00"E., A DISTANCE OF 13.62 FEET; THENCE S.01°40'00"W., A DISTANCE OF 33.34 FEET; THENCE S.48°50'00"E., A DISTANCE OF 215.30 FEET; THENCE S.41°10'00"W., A DISTANCE OF 125.00 FEET; THENCE S.48°50'00"E., A DISTANCE OF 149.57 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTH, WITH A RADIUS OF 55.00 FEET; THENCE EASTERLY, ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 40°56'44", A DISTANCE OF 39.30 FEET; THENCE S.89°46'44"E., A DISTANCE OF 202.29 FEET; THENCE S.00°13'16"W., A DISTANCE OF 50.00 FEET; THENCE S.89°46'44"E., A DISTANCE OF 100.03 FEET; THENCE N.00°13'16"E., A DISTANCE OF 50.00 FEET; THENCE S.89°46'44"E., A DISTANCE OF 109.40 FEET; THENCE N.01°40'00"E., A DISTANCE OF 385.14 FEET; THENCE N.88°20'27"W., A DISTANCE OF 110.00 FEET; THENCE N.01°40'27"E., A DISTANCE OF 50.00 FEET; THENCE N.01°39'33"E., A DISTANCE OF 125.00 FEET; THENCE S.88°20'27"E., A DISTANCE OF 685.27 FEET TO THE POINT OF BEGINNING. CONTAINING: 694,659 SQUARE FEET OR 15.947 ACRES, MORE OR LESS.

Exhibit 'B' SKY COVE SOUTH PHASE 1B TOPOGRAPHICAL SURVEY

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TOWN CENTER PARKWAY RSIMMON OKEECHOBEE BLVD. SOUTHERN BOULEVARD LOCATION MAP

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SURVEYOR'S NOTES:

JEASEMENTS, RIGHTS-OF-WAYS, SET BACK LINES, RESERVATIONS, AGREEMENTS AND OTHER SIMILAR MATTERS TAKEN FROM OWNERSHIP AND ENCUMBRANCE REPORT PREPARED BY FOUNDERS TITLE, DATED MAY 11, 2016.

2) THIS SURVEY IS LIMITED TO ABOVE GROUND VISIBLE INFROVEMENTS ALONG AND MEAR THE BOUNDARY LINES, AND THAT NOTHING BELOW THE GROUND WAS LOGATED INCLUDING, BUT NOT LIMITED TO FOUNDATIONS (FOOTINGS), UTILITIES, ETC. (INTERIOR OCCUPATION NOT LOCATED).

3) BEARRINGS SHOWN HEREON ARE GRID BEARRINGS BASED ON THE HORTH BOUNDARY OF SECTION 6, TOWNSHIP 43 SOUTH, RANGE 41 EAST, HAVING A CHID BEARRING OF SERVEY. THE GRID BEARRINGS, AS SHOWN HEREON, REFER TO THE STATE PLANE COORDINATE SYSTEM, NORTH AMERICA DATUM OF 1983 (MAD 33 - 197) FOR THE BAST ZONE OF FLORED, AS DESSES OF SEARRINGS THE SMARLY THE OWNER AMERICAN OF 1983 (MAD 7) FROM THE BAST ZONE OF THE STATE OF THE STATE

4) THE SUBJECT PROPERTY LIES WITHIN THE CITY OF WESTLAKE, PALM SEACH COUNTY, FLORIDA, WHERE THE FLOOD ZONE IS UNDETERMINED AT THE TIME OF THIS SURVEY

5) THIS SURVEY IS BASED ON PREVIOUS FIELD SURVEYS, DOCUMENTS OF RECORD, FOUND MONUMENTS, EXHIBITS, AND HISTORICALLY USED CORNERS. AS WELL AS THE LEGAL DESCRIPTION SHOWN HEREON, IMPROVEMENTS LIKE UNLITTES UNDER CONSTRUCTION ARE NOT LOCATED FOR THE PURPOSE OF SHOWING THE BOUNDARY OF A PROPOSED PLAT.

THE FOLLOWING ARE REFORENCE SURVEYS USED IN DETERMINING THE BOLINDARY LOCATION FOR CALLERY JUDGE GROVES:

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4) ALL BERNINGS AND DESTANCES UNITED STATES SURVEY FEET, AS SHOWN HEREON ARE AS DESCRIBED AND MEASURED UNLESS OTHERWISE HOTED, MEASUREMENTS MADE ARE TO

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T) SID AND SWCD EASEMENTS WITHIN BOUNDARY HAVE BEEN RELEASE PER O.R. 28064, PG. 0985.

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INTERLOCAL AGREEMENT BETWEEN PALM BEACH COUNTY AND THE SEMINOLE IMPROVEMENT DISTRICT, RECORDED APRIL 26, 2006, IN OFFICIAL RECORDS BOOK 20252, PAGE 184, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

MATTERS AS CONTAINED ON THAT CERTAIN PLAT OF TOWN CENTER PARKWAY NORTH, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 123. PAGE 106. OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

RECORDED NOTICE OF EMMRONMENTAL RESOURCE PERMIT BY SOUTH FLORIDA WATER MANAGEMENT DISTRICT, RECORDED AUGUST 13, 2015, IN
OFFICIAL RECORDS BOOK 27737. PAGE 15, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

5. NOTICE OF WESTLAKE COMMUNITY FOUNDATION FEE, RECORDED JANUARY 18, 2018, IN OFFICIAL RECORDS BOOK 2958, FAGE 1086 AND CORRECTIVE WESTLAKE.
COMMUNITY FOUNDATION FEE, RECORDED JANUARY 28, 2018, IN OFFICIAL RECORDS BOOK 2959, FAGE 1177, BOTH OF THE PUBLIC RECORDS OF PALM BEACH
COUNTY, FLOREN.

DECLARATION OF RESTRICTIONS, COVEMANTS, AND EASEMENTS FOR WESTLAKE RESIDENCES, RECORDED JANUARY 18, 2018, IN OFFICIAL RECORDS BOOK 29888, PAGE 798, TOGETHER WITH FIRST AMENDMENT TO DECLARATION, RECORDED MAY 1, 2018, IN OFFICIAL RECORDS BOOK 28198, PAGE 284, 80TH OF THE PUBLIC RECORDS OF DAY BEACH COUNTY, PLORDIA.

COLLATERAL ASSIGNMENT OF DECLARANT RIGHTS BY AND BETWEEN MINTO PBILL LC AND WELLS FARGO BANK, NATIONAL ASSOCIATION, RECORDED JANUARY 25, 2018, IN OFFICIAL RECORDS BOOK 28911, PAGE 673, OF THE PUBLIC RECORDS OF PAUL BEACH COUNTY, FLORIDA, TO THE PERSONIS) EXPRESSLY IDENTIFIED BY NAME, IN THE PROPERTY INFORMATION REPORT AS THE RECIPIENTS OF THE PROPERTY INFORMATION REPORT.

SKY COVE SOUTH - PHASE 1B

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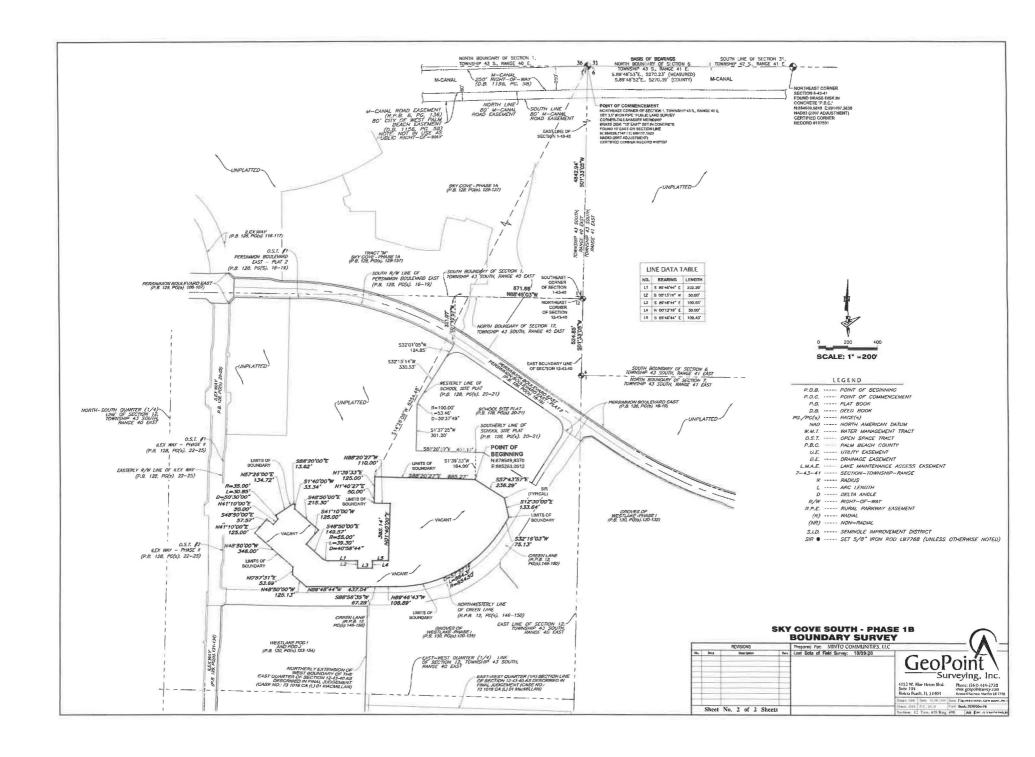


Exhibit 'C' SKY COVE SOUTH PHASE 1B PLAT

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SKY COVE SOUTH - PHASE 1 B

A SUBDIVISION IN SECTION 12, TOWNSHIP 43 SOUTH, RANGE 40 EAST, CITY OF WESTLAKE, PALM BEACH COUNTY, FLORIDA, BEING A REPLAT OF TRACT "N", SKY COVE SOUTH - PHASE 1 A. PLAT BOOK ___, PAGES __ THROUGH ___, INCLUSIVE, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA

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WITNESS.	HARRI L. POSIN, PIGSTIPENT
PRINT NAME:	

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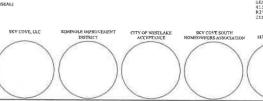
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CLERK'S SEAL

SURVEYORS NOTES

MINOLE IMPROVEMENT DISTRICT

(PRINT NAME) - NOTARY PUBLIC

SKY COVE SOUTH HOMEOWNERS ASSOCIATION, INC. A PLORIDA CORPORATION NOT-FOR-PROFIT

BY: GARY BROWN, PRESIDENT

AN INDEPENDENT SPECIAL DISTRICT

OF THE STATE OF FLORIDA BY: _____SCOTT MASSEY, PRESIDENT

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COORDINATES SHOWN HEREON ARE FLORIDA STATE PLANE GRID DATUM - NADS 2007 ADJUSTMENT

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ALL TIES TO SECTION CORNERS AND QUARTER CORNERS ARE GENERATED FROM MEASURED VALUES

SURVEYOR & MAPPER'S CERTIFICATE

THIS IS TO CERTIFY THAT THE PLAT SHOWN HEREON IS A TRUE AND CORRECT THIS IS TO CERTIFY THAT THE PLAT SHOWN HEREON IS A TRUE AND CHRENCY REPRESENTATION OF A BURNEY MADE UNDER MY RESPONSIBLE THRETON AND RELIEF THE PLAT SHOWN HERE AND RELIEF THAT PERMANENT REFERENCE MOINTIMENTS (PARMS) (AVE BERN PLACED AS REQUERED BY LLW, AND HALF PRESENCE MOINTIMENTS (PARMS) (AVE BERN PLACED AS REQUERED BY LLW, AND HALF PRESENCE MOINTIMENTS (PARMS) (AVE BERN PLACED AS REQUERED MY AND ACCESSED AND MOINTIMENTS (PARMS) (AVE BERN PLACED AS REQUERED MY ACCESSED AND MOINTIMENTS ACCESSING TO SEE 177-916; E.S. VILL SE SET REQUERED MY AND ACCESSED AND MOINTIMENTS AND THE PROPERTY OF CHAPTER AND THE PLACED AND ACCESSED ACCESSED AND ACCESSED AND ACCESSED AND ACCESSED AND ACCESSED ACCESSED AND ACCESSED AND ACCESSED AND ACCESSED AND ACCESSED ACCESSED AND ACCESSED ACCESSED AND ACCESSED AND ACCESSED ACCESSED ACCESSED AND ACCESSED ACCESSED AND ACCESSED ACCESSED ACCESSED AND ACCESSED ACCESSED ACCESSED ACCESSED ACCESSED ACCESSED ACCESSED.

DATE:	
	GARY A. RAGER, P.S.M.
	LICENSE NO. 1S4F2R
	STATE OF FLORIDA

THIS INSTRUMENT PREPARED BY THIS INSTRUMENT PREPARED BY
GARY A. RAGER, P.S.M.
L54826 STATE OF FLORIDA.
GEOPOINT SURFYING, INC.
4152 MEST BUE HERON BOULEVARD, SUITE 105,
RI'IERA BEACH, FLORIDA 33404.
CERTIFICATE OF AUTHORIZATION NO. LB7768

Surveying, Inc. Phone: (\$61) 444-2720 www.gcopcinisurvev.com

ille 105 vicra Beach, FL 33404

Sheet No. 1 of 5 Sheets

SKY COVE SOUTH - PHASE 1 B

A SUBDIVISION IN SECTION 12, TOWNSHIP 43 SOUTH, RANGE 40 EAST, CITY OF WESTLAKE,
PALM BEACH COUNTY, FLORIDA, BEING A REPLAT OF TRACT "N", SKY COVE SOUTH - PHASE 1 A,
PLAT BOOK __, PAGES __ THROUGH __, INCLUSIVE, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA

CITY OF WESTLAKE'S AFFROVAL THIS CRETIFIES THAT THES FLAT HAS BEEN ACCOPTED AND APPROVED BY THE CITY COUNCIL FOR THE CITY OF WESTLAKE IN A RESOLUTION HAVY ADOPTED BY THE CITY COUNCIL THE DAY OF METALATE IN A RESOLUTION HAVE A R	AUBTICACIETS AUTHER AND CONSENT STATE OF LIGHT. OF DIVIAL.
296, IN ACCORDANCE WITH SEC. (1707HG), P.S., AND HAS BEEN REVIEWTED BY A PROFESSIONAL SURVEYOR & MAMPSE DEMPLOYED BY THE CITY O WISTLAKE IN ACCORDANCE WITH SEC. (1704HG), P.S. ATTEST:—CITY MANAGER, KIN CASSEL BY:—CITY MAYOR, ROGER MANNING	THE UNDERSTORED HERBERY CERTIFIES THAT IT IS THE MOLDER OF A MORTGAGE, UPON THE PROPRETY DESCRIBED HERBERY AND DOES HERBERY SOIN IN AND CONSENT TO THE DESCRIBED HAND DESCRIBED IN ASIA DESCRIBED IN YITH GOWNER THERBERY AND AFREES THAT ITS MORTGAGE WHICH IS REVORDED AN OPPICIAL RECORD BOOK AS AND DESCRIBED IN YITH GOWNER THERBERY AND AFREES THAT ITS MORTGAGE WHICH IS REVORDED AND FOR THE REPORT BOOK AS AND DESCRIBED OF THE PUBLIC RECORDS OF PLAN PREACH COUNTY, FLORIDAD, SALEJ BEST RESIDENT AND SERVICE PRESIDENT THIS THAT WHITE AND CORPORATION HAS CAUSED THESE TRESSAYS TO BE SECRED BY TIS SENIOR VICE PRESIDENT THIS DAY, OF THE PUBLIC RECORDS OF THE PUBLIC
TITLE CENTIFICATION STATE OF FLORIDA	WITHOUSE: BY: PRENDENT OF VICE PRENDENT PRINT NAME:
COUNTY OF WE HIS TITLE OF HORIDA, INC., A TITLE INSURANCE COMPONY, AS DULY AUTHORIZED TO DO BUSINESS IN THE STATIK OF HORITA DO HISBERY CERTLY THAT WE HAVE EXAMINED THE LITLE, TO THE HERSON DESCRIBED PROPERTY. HAAT WE HON THE TILLE TO THE PROPERTY WE YESTED IN SAY COVE, LLT, "THAT THE CURRENT HASE HAVE BEEN PAIR, AND THAT ALL PALM BEACH COUNTY SPECIAL ASSESSMENT TEMS, AND ALL OTHER TEMS HELD AGAINST AND LAWS HAVE PERPA SATISPEN, THAT ALL MORTHCOMES BY ASSESSMENT TEMS, AND ALL OTHER HESS HELD AGAINST HAVE BEEN THE PROPERTY HAS THE COUNTY SPECIAL ASSESSMENT TEMS, AND ALL OTHER HESS HELD AGAINST HAVE BEEN THE PROPERTY HAS THE COUNTY SPECIAL ASSESSMENT TEMS, AND ALL OTHER HESS HELD AGAINST HAVE BEEN THE PROPERTY OF THE SURDIVISION DEFICITED BY THIS FLAT. DATED: HARRY BINNEY, PRESIDENT, HIS TITLE OF PLOSIDAL INC.	WITNESS PRINT NAME: ACKNOWLEDGEMENT STATE OF FLORIDA COUNTY OF PLANE REACT! THE FOREGOING INSTRIBUTION WAS ACKNOWLEDGED BEFORE ME BY MEANS OF ILL PRESENCE OF ILL ONLINE MOTARIZATION, THE POREGOING INSTRIBUTION WAS ACKNOWLEDGED BEFORE ME BY MEANS OF ILL PRESENCE OF ILL ONLINE MOTARIZATION, THE POREGOING INSTRIBUTION WAS ACKNOWLEDGED BEFORE ME BY MEANS OF ILL PRESENCE OF ILL ONLINE MOTARIZATION, THE POREGOING INSTRIBUTION WAS ACKNOWLEDGED BEFORE ME BY MEANS OF ILL PRESENCE OF ILL ONLINE MOTARIZATION, THE POREGOING INSTRIBUTION WAS ACKNOWLEDGED BEFORE ME BY MEANS OF ILL PRESENCE OF ILL ONLINE MOTARIZATION, AS PRESENCE IT (PICE-PRESEDENT) FOR THE BANK, N.A., A AS PRESENCE IT (PICE-PRESEDENT) FOR THE BANK, N.A., A
	NATIONAL BANKINCI ASSIGNATION. ON BEHINLE OF THE ASSIGNATION, WHO IS IT PERSONALLY KNOWN TO ME OR HAS PRODUCED AS DESTIFICATION. MY COMMISSION EXPIRES: SIGNATURE
	(FRINT HAMEL- NOTARY PUBLIC (SEAL)



AREA TABULATION IN ACRES

13.151 0.765 1.859 0.087 0.085

15,947

SINGLE FAMILY LOTS (ROLDTS):
ROADWAY TRACT (TRACT "A"):
ROADWAY TRACT (TRACT "B"):
OPEN SPACE TRACT #19;
OPEN SPACE TRACT #20;

TOTAL ACRES, MORE OR LESS:



