

# LELY BAREFOOT BEACH UNIT TWO

A SUBDIVISION LYING IN SECTION 6, TOWNSHIP 48 SOUTH, RANGE 25 EAST, COLLIER COUNTY, FLORIDA.

DEDICATIONS

State of Florida  
County of Collier

KNOW ALL MEN BY THESE PRESENTS that Lely Development Corporation, a Texas Corporation, authorized to do business in Florida, the owner of lands described hereon has caused this plat entitled "LELY BAREFOOT BEACH, UNIT TWO," to be made and does hereby subject said lands to that certain Declaration of Covenants, Conditions and Restrictions recorded in O.R. Book 867, Page 1318, inclusive, and subsequently amended at O.R. Book 869, Pages 1961 through 1971, inclusive, and further does hereby dedicate the following:

- To Lely Barefoot Beach Homeowners Association, Inc., all road rights-of-way, same being shown as Lot 5 and the maintenance thereof, subject to easements hereafter set-forth, without recourse to Collier County, subject to existing easement to Collier County recorded in O.R. Book 1305, Page 1128 - 1129.
- To Beach Garden "K" Association Inc., the area shown as Beach Garden "K" along with the maintenance thereof without recourse to Collier County.
- To Collier County Water - Sewer District - all water and sewer lines constructed within this platted area, upon acceptance of the improvements required by the plat.
- To Collier County Water - Sewer District - a utility easement over all of Lot 5 (Lely Beach Boulevard) and other utility easements indicated on the plat, with no responsibility for maintenance.
- To Collier County - all drainage easements indicated on plat for the purpose of drainage with no responsibility for maintenance.
- To Lely Barefoot Beach Homeowners Association, Inc. for the purpose of drainage and bikeways a 25 foot wide easement adjacent to the westerly right-of-way line of Lely Beach Boulevard (Lot 5), and other drainage easements indicated on the plat for the purpose of construction, installation, maintenance and operation of these facilities.
- To Florida Power and Light Company, United Telephone Company and any Cable Television Franchise Company. A non-exclusive utility easement as noted or indicated on the plat (U.E.), for the purpose of construction, installation, maintenance and operation of electric, telephone and cable television facilities. No construction, installation, maintenance or operation of cable television facilities and services shall interfere with the electric or telephone facilities and services. In the event a cable television company damages the facilities of another public utility, it shall be solely responsible for said damages.
- To Collier County, its franchisees, and the North Naples Fire Control District an access easement over Lot 5.

LELY DEVELOPMENT CORPORATION  
a TEXAS CORPORATION

WITNESSES:

*Evelyn M. Snyder*  
*John F. Stanley*

BY: *Richard L. Klaas*  
RICHARD L. KLAAS,  
PRESIDENT

STATE OF FLORIDA  
COUNTY OF COLLIER

I HEREBY CERTIFY that on this day before me, an officer duly qualified to take acknowledgments, personally appeared John F. Stanley, as Senior Vice President of NAPLES FEDERAL SAVINGS AND LOAN ASSOCIATION, to me known to be the person described in and who executed the foregoing instrument and acknowledged before me that he executed the same.

WITNESS my hand and official seal in the County and State last aforesaid this 24 day of February, 1989.

My Commission expires:  
3-24-91

*Sandra W. Turner*  
NOTARY PUBLIC (SEAL)

MORTGAGEE'S CONSENT

Naples Federal Savings and Loan Association, a Florida banking corporation, hereby certifies that it is the holder of a mortgage upon the herein described property recorded in O.R. Book 1099, Page 1319 - O.R. Book 1103, Page 171 - O.R. Book 1126, Page 1639 - O.R. Book 1206, Page 2253 - O.R. Book 1282, Page 1770, and does hereby join in and consent to the dedication of lands described in the dedication hereto by the owner of, and agrees that its mortgage shall be subordinated to the dedications shown hereon.

(CORPORATE SEAL)  
NAPLES FEDERAL SAVINGS AND LOAN ASSOCIATION  
a Florida banking corporation

By: *John F. Stanley*  
as  
Senior Vice President

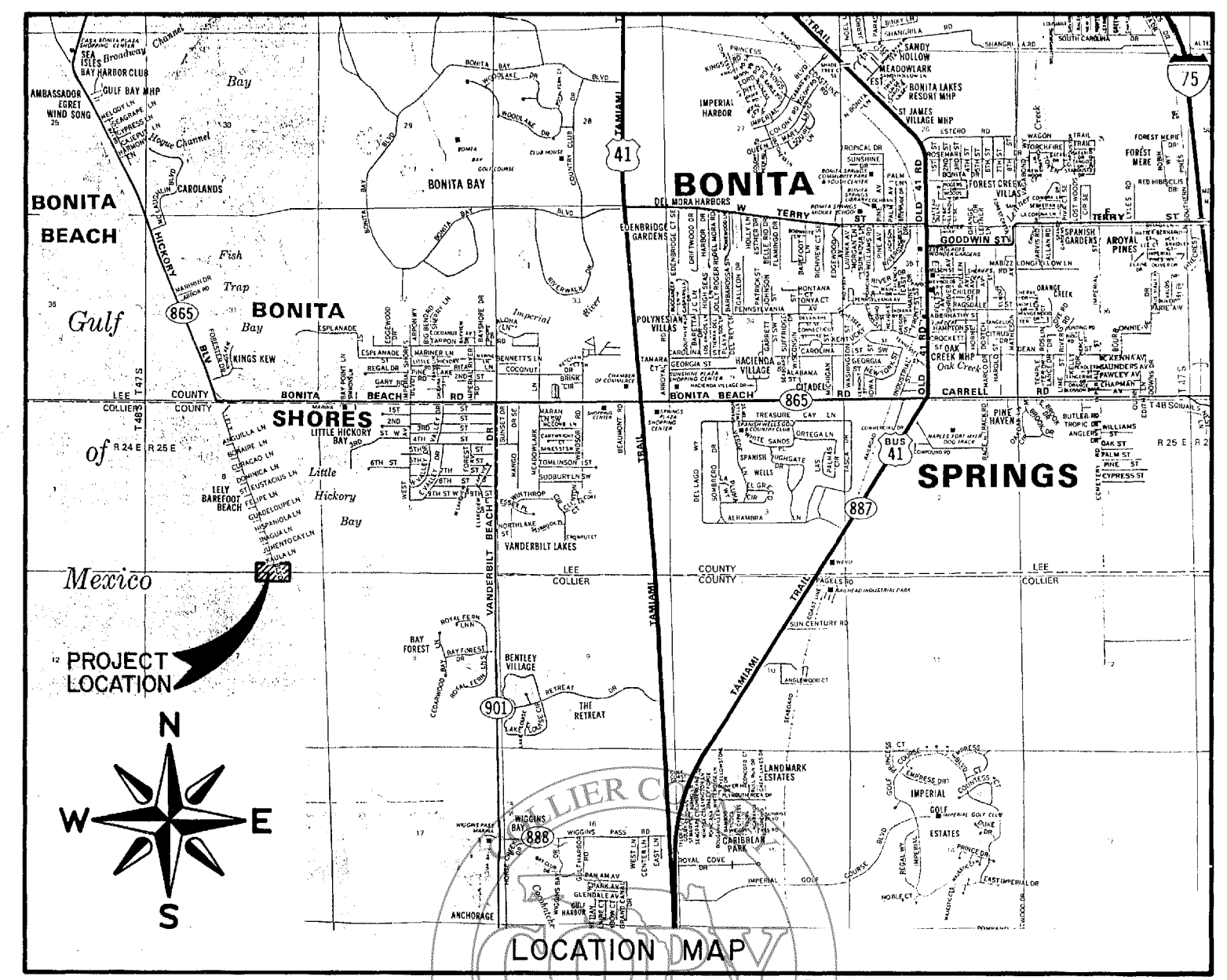
CORPORATE ACKNOWLEDGEMENT

STATE OF FLORIDA  
COUNTY OF COLLIER

I HEREBY CERTIFY that on this day, before me, all officers duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Richard L. Klaas to me known to be the President of the Corporation named as dedicator on the foregoing plat, and that he acknowledged executing the same voluntarily under authority duly vested in him 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 aforesaid this 28 day of February, 1989.

My Commission Expires: *Evelyn M. Snyder*  
11-26-92 NOTARY PUBLIC



TITLE CERTIFICATION

I, John F. Stanley, a duly licensed attorney in the State of Florida, do hereby certify that I have examined the title to the herein described property, and that such title is vested in Lely Development Corporation, a Texas Corporation, that the current taxes have been paid, and that the property is free of encumbrances, other than a mortgage in favor of Naples Federal Savings and Loan Association, recorded in of the Public Records of Collier County, Florida.

O.R. BOOKS	PAGES
1099	1319
1103	171
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1282	1770

*John F. Stanley*

DESCRIPTION OF LANDS PLATTED

A tract of land lying in Section 6, Township 48 South, Range 25 East, Collier County Florida, more particularly described as follows:

Commencing at the centerline intersection of Lely Beach Boulevard and Kaula Lane as shown in the Plat of Lely Barefoot Beach, Unit One, as recorded in Plat Book 12, Pages 34 through 37 of the Public Records of Collier County, Florida, run S19°38'30"E along the centerline of Lely Beach Boulevard, 76.54 feet to a point on the southerly line of said Lely Barefoot Beach, Unit One and the Point of Beginning; thence along said southerly line S70°21'30"W 30.00 feet; thence S38°38'55"W 114.74 feet; thence S70°21'30"W to a point on the mean high water line of the Gulf of Mexico, said point herein called Point "A"; thence return to the Point of Beginning and run N70°21'30"E 30.00 feet; thence S19°38'30"E 88.54 feet to a Point of Curvature; thence 119.32 feet along the arc of a curve, concave to West having a radius of 260.00 feet, a central angle of 26°17'40" and a chord of 118.28 feet, bearing S06°29'40"E to a Point of Tangency; thence S06°39'10"W 188.31 feet; thence N83°20'50"W 60.00 feet to a nontangent curve; thence 39.27 feet along the arc of a curve, concave to the Southwest having a radius of 25.00 feet, a central angle of 90°00'00" and a chord of 35.36 feet, bearing N88°20'50"W to a point of compound curvature; thence 86.42 feet along the arc of a curve concave to the Southwest having a radius of 205.00 feet, a central angle of 24°09'10" and a chord of 85.78 feet, bearing S84°34'35"W to a Point of Tangency; thence S72°30'00"W to the mean high water line of the Gulf of Mexico; thence Northerly along said mean high water line to said Point "A".

The above describes an area of approximately 3.30 acres of land using the approximate mean high water line (elevation 1.5) as it existed on 8-20-1987.

Subject to easements, restrictions and reservations of record.

GENERAL NOTES

- = Permanent control point set, stamped P.C.P. 4118
- = Permanent reference monument set, stamped P.R.M. 4118
- = Found Concrete Monument
- = Found Iron Pin, stamped LB 2464
- U.E. = Utility Easement
- D.E. = Drainage Easement
- Bearings based on a bearing of S19°05'20"E between D.N.R. monuments 64-78-A-01 and 64-78-A-02 Florida east grid zone.
- The centerline of Lely Beach Boulevard runs at an average elevation of 6.5 as per design plans. Platted area lies within several Flood Zone designations, refer to F.I.R.M., Community Panel 120067 - 0179-D date of map June 3, 1986. Elevations based on N.G.V.D., average ground elevation is approximately 4.0 which is natural grade.
- NOTICE: There may be additional restrictions that are not recorded on this Plat that may be found in the Public Records of this County.

THIS INSTRUMENT PREPARED BY:  
JAMES S. RICHMOND, P.L.S.  
COASTAL ENGINEERING CONSULTANTS, INC.  
PROFESSIONAL ENGINEERS AND LAND SURVEYORS  
3106 SOUTH HORSESHOE DRIVE, NAPLES, FLORIDA

COUNTY COMMISSION APPROVAL

This plat approved in regular open meeting by the Board of County Commissioners of Collier County, Florida, this 21<sup>ST</sup> day of MARCH, 1989, A.D., provided that the plat is filed in the office of the Clerk of the Circuit Court of Collier County, Florida.

*James C. Giles*  
CHAIRMAN, BOARD OF COUNTY COMMISSIONERS, COLLIER COUNTY, FLORIDA  
*James C. Giles*  
JAMES C. GILES, CLERK

FILING RECORD

I HEREBY CERTIFY that this plat has been examined by me and that it complies in form with the requirements of Chapter 177, Florida Statutes. I further certify that said plat was filed for record at 9:19 A.M. this 22<sup>ND</sup> day of MARCH, 1989, A.D. and duly recorded in Plat Book 15, pages 71 & 72, inclusive, of the Public Records of Collier County, Florida.

JAMES C. GILES, Clerk  
BY: *Sandra Y. D.C.*

COUNTY APPROVALS

This plat approved by the Collier County Engineer this 2<sup>ND</sup> day of MARCH, 1989, A.D.

*George F. Archibald*  
GEORGE F. ARCHIBALD, P.E.  
County Engineer

This plat approved by the Collier County Health Department this 3<sup>RD</sup> day of MARCH, 1989, A.D. provided that central water and central sewer are available and no individual potable water wells or individual sewage systems are permitted.

*L.D. Lukin*  
L.D. LUKIN, P.E.

This plat approved by Collier County Attorney this 9<sup>TH</sup> day of MARCH, 1989, A.D.

*Kenneth B. Cuyler*  
KENNETH CUYLER  
County Attorney

COUNTY UTILITIES DIVISION

This plat approved by Collier County Utilities Division this 6<sup>TH</sup> day of MARCH, 1989, A.D.

*C.W. Temby*  
C.W. TEMBY, P.E.  
Engineering Director

SURVEYOR'S CERTIFICATE

It is hereby certified that this plat is a true and correct representation of the lands surveyed; that the survey was made under my responsible direction and supervision as provided in Rule 21-HH-6 Florida Administration Code and Chapter 472, Florida Statutes; that the permanent reference monuments shown hereon have been set; that all permanent control points shown hereon will be set prior to final acceptance of the subdivision; and that the survey data complies with all the requirements of the current edition of Chapter 177, Florida Statutes.

COASTAL ENGINEERING CONSULTANTS, INC.  
*James S. Richmond*  
JAMES S. RICHMOND, P.L.S.  
Florida Certificate No. 4118  
DATE: 2-23-89