

THIS INSTRUMENT WAS PREPARED BY
AND SHOULD BE RETURNED TO:
Kyle Shephard, Esq.
City of Orlando
400 S. Orange Avenue, 3rd Floor
Orlando, FL 32802

TERMINATION OF DEVELOPER'S AGREEMENT

WHEREAS, THE CITY OF ORLANDO, a municipal corporation existing under the laws of the State of Florida (hereinafter "City") whose address is Post Office Box 4990, Orlando Florida 32802-4990, and Robert A. Mercer as Trustee of the Mae A. Mercer Trust, Dated 11/26/1999 whose address is 8900 SW 117th Avenue, Suite B-105, Miami FL 33186 entered into that certain Developer's Agreement on March 17, 2004 recorded on March 23, 2004 in Official Records Book 7357, Page 4778, Public Records of Orange County, Florida ("Mercer Developer's Agreement"), encumbering that certain real property referred to therein ("Mercer Property"); and

WHEREAS, the City and Mrs. Erma H. Johnson whose address is 6500 Pershing Avenue, Orlando, FL 32822-5710, and Ms. Helga J. Johnson entered into that certain Developer's Agreement on March 17, 2004 recorded on March 23, 2004 in Official Records Book 7357, Page 4787, Public Records of Orange County, Florida ("Johnson Developer's Agreement"), encumbering that certain real property referred to therein ("Johnson Property") (Johnson Property and Mercer Property together "Subject Property"); and

WHEREAS, the Subject Property is owned by New Earth Properties, LLLP (“Owner”) pursuant to that certain Warranty Deed dated May 22, 2011 and recorded in Official Records Book 10217, Page 6011, Public Records of Orange County, Florida; and

WHEREAS, the City and Owners desire to terminate the Mercer Developer’s Agreement and the Johnson Developer’s Agreement (together the “Developer’s Agreement”).

NOW, THEREFORE, the City and Owner hereby terminate the Developer’s Agreement and direct the Clerk of Court to release the same of record and hereby further release the following described real property from the encumbrance, if any, of the Developer’s Agreement:

See Legal Description attached hereto and incorporated herein, by reference, as Composite Exhibit “A.”

IN WITNESS WHEREOF, this Termination of Developer’s Agreement has been executed to be effective as of the _____ day of _____, 2014.

CITY:

CITY OF ORLANDO, FLORIDA

ATTEST:

By: _____
Alana C. Brenner, City Clerk

By: _____
Mayor

APPROVED AS TO FORM AND
LEGALITY FOR THE USE AND
RELIANCE OF THE CITY OF ORLANDO,
FLORIDA, ONLY

_____, 2014

Assistant City Attorney

Signed, sealed and delivered in the presence of **OWNER:**
two witnesses:

**NEW EARTH PROPERTIES, LLLP, a
Florida limited liability limited partnership**

Signature:

By: _____

Print Name:

Max Sabeti Mansour, General Partner

Signature:

Date: _____

Print Name:

COMPOSITE EXHIBIT "A"

LEGAL DESCRIPTION



VERIFIED LEGAL DESCRIPTION FORM

MUNICIPAL PLANNING BOARD

The following legal description has been prepared by Kyle Koob and submitted to the City Planning Bureau for verification.

Signature *Kyle Koob*

Date 1-27-04

"This description has been reviewed by the Bureau of Engineering and is acceptable based on a comparison with

THE RECORD PLAT.

By *[Signature]* Date 1-27-04

Application Request (Office Use Only):

File No. ZON2003-00028

Assign an initial zoning of R-3A on property at 6500 Pershing Ave.

Legal Description Including Acreage (To be Typed By Applicant):

LOT 82 GOLDEN ACRES SECTION "B" AS RECORDED IN PLAT BOOK "Q", PAGE 103, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA LESS RIGHT-OF-WAY TAKEN PER 4276/2681.

CONTAINS 4.02 ACRES MORE OR LESS.

COMPOSITE





VERIFIED LEGAL DESCRIPTION FORM

MUNICIPAL PLANNING BOARD

The following legal description has been prepared by Kyle Koob and submitted to the City Planning Bureau for verification.

Kyle Koob
Signature

1-27-04
Date

"This description has been reviewed by the Bureau of Engineering and is acceptable based on a comparison with

THE RECORD PLAT.

By [Signature] Date 1-27-04

Application Request (Office Use Only):
Assign an initial zoning of R-3A on property at 6570 Pershing Ave.

File No. ZON2003-00028

Legal Description Including Acreage (To be Typed By Applicant):

LOT 81 GOLDEN ACRES SECTION "B" AS RECORDED IN PLAT BOOK "Q", PAGE 103, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA LESS RIGHT-OF-WAY TAKEN PER CI91-2957. LESS: BEGIN 1162 FEET SOUTH OF THE NORTHEAST CORNER OF LOT 81; THENCE SOUTH 130 FEET; THENCE WEST 130.02 FEET; THENCE NORTH 130 FEET; THENCE EAST 130.01 FEET; TO THE POINT OF BEGINNING.

CONTAINS 4.43 ACRES MORE OR LESS.

COMPOSITE



Book7357/Page4785 CFN#20040178070

Page 8 of 9