

This Instrument prepared by:
Wayne A. Morris, Esq.
Orlando Utilities Commission
500 S. Orange Avenue
P.O. Box 3193
Orlando, FL 32802

PARTIAL RELEASE OF EASEMENT
(Oak Ridge Walmart – Murphy USA)

THIS INDENTURE, Made and entered into this ____ day of _____, 2017, by the ORLANDO UTILITIES COMMISSION, of the City of Orlando, Florida, whose address is 100 West Anderson Street, Orlando, Florida 32801, and the CITY OF ORLANDO, a municipal corporation, whose address is 400 S. Orange Avenue, Orlando, Florida 32801, for the use and benefit of the ORLANDO UTILITIES COMMISSION, as parties of the first part, and WAL-MART EAST, LP, a Delaware limited partnership, as party of the second part;

WITNESSETH:

That pursuant to due and lawful authority, and pursuant to the directions of the Orlando Utilities Commission, the said party of the first part for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, have remised, released and quitclaimed, and by these presents do hereby remise, release and quitclaim unto the said party of the second part, their successors and assigns, forever, all of their right, title, and interest in and to the Easement over and under the land hereinafter described, which was granted by WAL-MART EAST, LP, unto the party of the first part herein by an easement dated the 23rd day of October, 2012, and recorded in Official Records Book 10466, Page 3507, of the Public Records of Orange County, Florida, on, over, through, across and under the land situate in the County of Orange and State of Florida, described as follows, to-wit:

SEE ATTACHED EXHIBIT "A" INCORPORATED
HEREIN BY THIS AGREEMENT

PROVIDED that nothing contained herein shall impair, alter or diminish the easement rights of the party of the first part on the remaining part of the easement area not hereby released, or any of the rights and remedies of the party of the first part related thereto.

TOGETHER with all rights, including, without limitation, all rights of ingress and egress to, over and under the said land, granted to the party of the first part herein, in and by the aforesaid instruments dated the 23rd day of October, 2012.

TO HAVE AND TO HOLD the same unto the said party of the second part, its successors and assigns, forever.

IN WITNESS WHEREOF, the said CITY OF ORLANDO has caused these presents to be executed in its name by its Mayor, Pro-Tem and its municipal corporate seal to be affixed, attested by its City Clerk; and the said ORLANDO UTILITIES COMMISSION has caused these presents to be executed in its name by its General Manager & CEO and its seal to be affixed, attested by its Assistant Secretary, all in pursuance of due and legal authority, on the day and year first above written.

ATTEST:

CITY OF ORLANDO, FLORIDA, a municipal corporation organized and existing under the laws of the State of Florida

By: _____
Denise Aldridge, City Clerk

(SEAL)

By: _____
Mayor / Mayor Pro Tem

Date: _____

STATE OF FLORIDA
COUNTY OF ORANGE

The foregoing was acknowledged before me this ____ day of _____, 2017 by _____, Mayor / Pro Tem and _____, City Clerk, who is personally known to me who did (did not) take an oath.

Name
Notary Public
Serial Number: _____
My Commission Expires: _____

Signed, sealed and delivered
in the presence of:

(sign)

Print Name:

Patricia A. Notaricosta

(sign)

Print Name:

Kimberly J. Catrett
As to Orlando Utilities Commission

ORLANDO UTILITIES COMMISSION

By:

Kenneth P. Ksionek

General Manager & CEO

Attest:

Elizabeth M. Mason

ELIZABETH M. MASON

Assistant Secretary

Approved by OUC as to Form
Other than Legal Description

Wayne Morn
Attorney

(COMMISSION SEAL)

STATE OF FLORIDA)

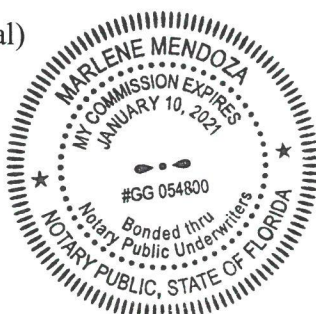
: SS

COUNTY OF ORANGE)

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, personally appeared KENNETH P. KSIONEK and ELIZABETH M. MASON respectively, General Manager & CEO and Assistant Secretary of the ORLANDO UTILITIES COMMISSION, a statutory commission under the laws of the State of Florida, to me known to be the individuals and officers described in and who executed the foregoing instrument on behalf of said ORLANDO UTILITIES COMMISSION, and severally acknowledged the execution thereof to be their free act and deed as such officers thereunto duly authorized, and that the official seal of ORLANDO UTILITIES COMMISSION is duly affixed thereto and the instrument is the act and deed of said Commission.

WITNESS my hand and official seal in the county and state last aforesaid this 22nd day of March, 2017

(Notarial Seal)



Marlene Mendoza
Notary Public (sign)

Print Name:

State of Florida

My Commission Expires:

Exhibit "A"

Lot 2 of OAK RIDGE WALMART, according to the plat thereof as recorded
in Plat Book M, Page 10, Public Records of Orange County, Florida.