

Instrument: 1036.2

Project: Texas Avenue RCA (Oak Ridge Rd to Holden Ave)

SUBORDINATION OF ENCUMBRANCE TO PROPERTY RIGHTS TO ORANGE COUNTY

KNOW ALL MEN BY THESE PRESENTS: That Whereas, it is proposed by ORANGE COUNTY, a charter county and a political subdivision of the State of Florida, whose address is P. O. Box 1393, Orlando, Florida 32802-1393, to locate, construct, maintain, and/or improve a road right-of-way in Orange County, Florida; and,

WHEREAS, A portion of the lands involved and necessary to said project is subject to Overhead and Underground Electric and Water Easement held by the undersigned; and,

WHEREAS, On behalf of ORANGE COUNTY, a request has been made for the undersigned to subordinate said encumbrance to the property rights of ORANGE COUNTY in and to the portion of the premises hereinafter described.

NOW, THEREFORE, WITNESSETH: That for and in consideration of the premises and One Dollar and other good and valuable considerations, paid, receipt of which is hereby acknowledged, the undersigned subordinates said encumbrance to the property rights of ORANGE COUNTY, to locate, construct, maintain, and/or improve said project under, through, and/or across the following described lands, being a portion of the encumbered premises in Orange County, Florida, to-wit:

SEE ATTACHED SCHEDULE "A"

Encumbrance:

City of Orlando and Orlando Utilities Commission

FROM: Ferne Kron, Individually and as Trustee and Bernard Kron

Easement filed October 23, 1986

Recorded in Official Record Book 3830, Page 1722

Public Records of Orange County, Florida

PROVIDED, ALWAYS, NEVERTHELESS, and it is expressly understood and agreed that this instrument subordinates said encumbrance insofar as same affects the rights and privileges of ORANGE COUNTY, in its use of the land specifically above described for road right-of-way purposes only, and that nothing herein contained shall in any way affect, alter, impair, minimize, or diminish the effect of said encumbrance or the remedies at law or in equity for recovering thereon, or against the parties charged thereby, the full amount of all sums secured by and/or due under the same. It is further understood and agreed that in the event said above described premises are abandoned by ORANGE COUNTY and cease to be used for road right-of-way purposes that in such event the subordination of said encumbrance shall become of the same status with reference to such abandoned portion as if the subordination had never been made.

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Project: Texas Avenue RCA (Oak Ridge Road to Holden Avenue)

Signed, sealed and delivered
in our presence:

(Signature of Witness #1)

(Print name of Witness #1)

(Signature of Witness #2)

(Print name of Witness #2)

CITY OF ORLANDO, FLORIDA,

a municipal corporation existing under the laws of the State
of Florida (SEAL)

By: _____

Mayor/Mayor Pro Tem

Date: _____

Attest:

Denise Aldridge, City Clerk

STATE OF FLORIDA
COUNTY OF ORANGE

THE FOREGOING INSTRUMENT was acknowledged before me this ____ day of _____,
2018, by _____, as Mayor/Mayor Pro Tem, and Denise Aldridge, as City Clerk, of
the CITY OF ORLANDO, FLORIDA, a municipal corporation existing under the laws of the State of Florida,
who are (check one) ____ personally known to me, or ____ produced _____
as identification.

[AFFIX NOTARY SEAL]

Notary Public Signature

Print Notary Name: _____

My Commission Expires: _____

FOR THE USE AND RELIANCE OF
CITY OF ORLANDO ONLY.

Approved as to form and legality,

Assistant City Attorney
City of Orlando, Florida

Instrument: 1036.2
Project: Texas Avenue RCA (Oak Ridge Road to Holden Avenue)

IN WITNESS WHEREOF, the said holder of said encumbrance has duly executed this instrument this 12 day of June, A.D. 2018.

Signed, sealed and delivered
in the presence of:

[Signature]

(sign)

Print Name: Renato Hernandez

Kimberly J. Catlett

(sign)

Print Name: Kimberly J. Catlett

As to Orlando Utilities Commission

ORLANDO UTILITIES COMMISSION

By:

[Signature]

CLINT BULLOCK

General Manager & CEO

Attest:

[Signature]

ELIZABETH M. MASON

Assistant Secretary

(COMMISSION SEAL)

Approved by OUC as to Form

Wayne Morn

Attorney

STATE OF FLORIDA)

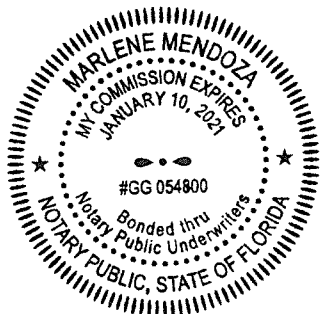
: SS

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 CLINT BULLOCK 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.

this 12 day of June, 2018. WITNESS my hand and official seal in the county and state last aforesaid

(Notarial Seal)



[Signature]

Notary Public (sign)

Print Name:

State of Florida

My Commission Expires:

LEGAL DESCRIPTION

SCHEDULE "A"

PARCEL NUMBER : 1036

A PORTION OF LOT 2, AS DEPICTED ON THE PLAT OF AMERICANA PLAZA, RECORDED IN PLAT BOOK 18, PAGE 129, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT A RAILROAD SPIKE, WITH AN X-CUT AND NO OTHER IDENTIFICATION, MARKING THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 23 SOUTH, RANGE 29 EAST, ORANGE COUNTY, FLORIDA; THENCE RUN NORTH $00^{\circ}11'54''$ WEST, ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 15, A DISTANCE OF 555.04 FEET TO A POINT ON A LINE PROJECTED WESTERLY FROM THE EXISTING NORTH LINE OF LOT 2, AS DEPICTED ON THE PLAT OF AMERICANA PLAZA, RECORDED IN PLAT BOOK 18, PAGE 129, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA; THENCE, DEPARTING SAID WEST LINE OF THE NORTHWEST QUARTER OF SECTION 15, RUN NORTH $89^{\circ}14'30''$ EAST, ALONG SAID PROJECTED LINE, A DISTANCE OF 40.00 FEET TO A POINT ON THE EXISTING EAST RIGHT OF WAY LINE OF TEXAS AVENUE AS DEPICTED ON THE PLAT OF AMERICANA UNIT TWO, RECORDED IN PLAT BOOK 5, PAGE 24, OF SAID PUBLIC RECORDS, SAID POINT ALSO BEING A POINT ON THE AFORESAID NORTH LINE OF LOT 2, AND THE POINT OF BEGINNING; THENCE, DEPARTING SAID PROJECTED LINE, CONTINUE NORTH $89^{\circ}14'30''$ EAST, ALONG SAID NORTH LINE OF LOT 2, A DISTANCE OF 5.97 FEET TO A POINT ON A CURVE CONCAVE EASTERLY, HAVING A RADIUS OF 14,256.25 FEET, A CHORD BEARING OF SOUTH $00^{\circ}36'46''$ WEST AND A CHORD DISTANCE OF 200.05 FEET; THENCE, DEPARTING SAID NORTH LINE OF LOT 2 FROM A TANGENT BEARING OF SOUTH $01^{\circ}00'53''$ WEST, RUN SOUTHERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF $00^{\circ}48'14''$, A DISTANCE OF 200.05 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 2; THENCE, DEPARTING SAID CURVE, RUN SOUTH $89^{\circ}14'30''$ WEST, ALONG SAID SOUTH LINE OF LOT 2, A DISTANCE OF 3.13 FEET TO A POINT ON THE AFOREMENTIONED EXISTING EAST RIGHT OF WAY LINE OF TEXAS AVENUE; THENCE, DEPARTING SAID SOUTH LINE OF LOT 2, RUN NORTH $00^{\circ}11'54''$ WEST, ALONG SAID EXISTING EAST RIGHT OF WAY LINE OF TEXAS AVENUE, A DISTANCE OF 200.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 863 SQUARE FEET,
OR 0.020 ACRES, MORE OR LESS

THIS IS NOT A BOUNDARY SURVEY, NOR HAS FIELD WORK BEEN PERFORMED IN ACCORDANCE WITH 5J-17, FLORIDA ADMINISTRATIVE CODE, FOR PREPARATION OF THIS SKETCH OF DESCRIPTION.

William E. Byrd 5/06/2010
WILLIAM E. BYRD DATE
FLORIDA PROFESSIONAL SURVEYOR AND MAPPER
LICENSE NUMBER 5442
520 SOUTH MAGNOLIA AVENUE
ORLANDO, FLORIDA 32801

NOT VALID WITHOUT SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER

CERTIFICATE OF AUTHORIZATION NUMBER LB 1221

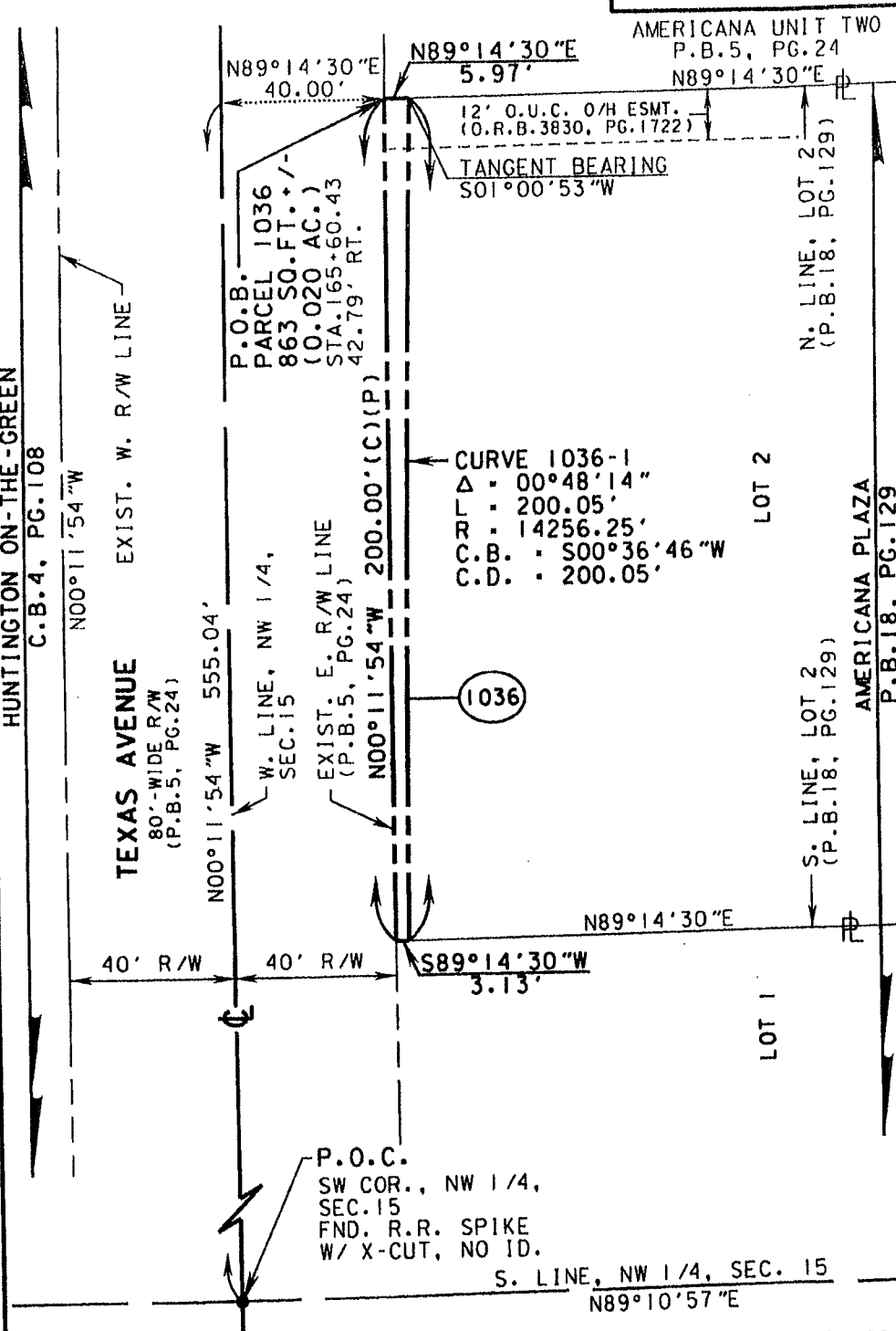
NOTE: BEARING STRUCTURE BASED ON THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 23 SOUTH, RANGE 29 EAST, ORANGE COUNTY, FLORIDA, BEING NORTH $00^{\circ}11'54''$ WEST, ASSUMED.

WRITTEN BY: RRC	DATE: 05/06/10	SECTION: 15	TEXAS AVENUE-ORANGE COUNTY, FLORIDA	
DRAWN BY: RRC	REV.:	TOWNSHIP: 23S	Bowyer-Singleton & Assoc., Inc. 520 SOUTH MAGNOLIA AVENUE ORLANDO, FLORIDA 32801 TELEPHONE: 407-843-5120	DRAWING SCALE: N/A
APPROVED BY:	REV.:	RANGE: 29E		SHEET 1 OF 2
	REV.:			C.I.P. - 5027

SKETCH OF DESCRIPTION

SCHEDULE "A"

PARCEL NUMBER : 1036



NOTE: BEARING STRUCTURE BASED ON THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 23 SOUTH, RANGE 29 EAST, ORANGE COUNTY, FLORIDA, BEING NORTH 00°11'54" WEST, ASSUMED.

THIS IS NOT A BOUNDARY SURVEY, NOR HAS FIELD WORK BEEN PERFORMED IN ACCORDANCE WITH 5J-17, FLORIDA ADMINISTRATIVE CODE FOR PREPARATION OF THIS SKETCH OF DESCRIPTION.

DESIGNED BY: INWOOD	DATE: 05/06/10	SECTION: 15	TEXAS AVENUE-ORANGE COUNTY, FLORIDA	
DRAWN BY: RRC	REV.:	TOWNSHIP: 23S	Bowyer-Singleton & Assoc., Inc. 520 SOUTH MAGNOLIA AVENUE ORLANDO, FLORIDA 32801 TELEPHONE: 407-843-5120	DRAWING SCALE: 1" = 40'
APPROVED BY:	REV.:	RANGE: 29E		SHEET 2 OF 2
	REV.:			C.I.P. - 5027