

Prepared by: RETURN:

David N. Tolces, Esq.  
City Attorney's Office  
200 N.W. 1st Avenue  
Delray Beach, Florida 33444

**EASEMENT DEED**

THIS INSTRUMENT made this 13<sup>th</sup> day of June, 1997, by and between Wallace Ford, Inc., with a mailing address of P.O. Box 9002, Delray Beach, FL 33447-9002, party of the first part and the **CITY OF DELRAY BEACH**, with a mailing address of 100 N.W. 1st Avenue, Delray Beach, Florida 33444, a municipal corporation in Palm Beach County, State of Florida, party of the second part:

WITNESSETH: That the party of the first part, for and in consideration of the sum of Ten (\$10.00) Dollars and other good and valuable considerations to it in hand paid by the said party of the second part, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and release unto the party of the second part, its successors and assigns, a right of way and perpetual easement for the purpose of: installation and maintenance of public utilities with full and free right, liberty, and authority to enter upon and to install, operate, and maintain such utilities well under, across, through and upon, over, under or within the following described property located in Palm Beach County, Florida, to-wit:

**DESCRIPTION**

See Exhibit "A"

Concomitant and coextensive with this right is the further right in the party of the second party, its successors and assigns, of ingress and egress over and on that portion of land described above, to effect the purposes of the easement, as expressed hereinafter.

\*(but not members of the public)

That this easement shall be subject only to those easements, restrictions, and reservations of record. That the party of the first part agrees to provide for the release of any and all mortgages or liens encumbering this easement. The party of the first part also agrees to erect no building or effect any other kind of construction or improvements upon the above-described property, which, in the reasonable opinion of the party of the second part, endanger or interfere with safe and efficient installation, operation or management of such utility.

It is understood that upon completion of such installation, all lands disturbed thereby as a result of such installation or spoilage deposited thereon, will be restored to its original condition or better without expense to the property owner.

Party of the first part does hereby fully warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever claimed by, through or under it, that it has good right and lawful authority to grant the above-described easement and that the same is (or will be) unencumbered. Where the context of this Easement Deed allows or permits, the same shall include the successors or assigns of the parties.

Return to City Clerk, 100 N.W. 1st Avenue, Delray Beach, FL 33444

IN WITNESS WHEREOF, the parties to this Easement Deed set their hands and seals the day and year first above written.

WITNESS #1:

Gloria Sin  
Gloria Sin  
(name printed or typed)

PARTY OF THE FIRST PART

By: William L. Wallace  
Print Name: William L. Wallace

WITNESS #2:

Barbara Griffith  
Barbara Griffith  
(name printed or typed)

STATE OF Florida

COUNTY OF Palm Beach

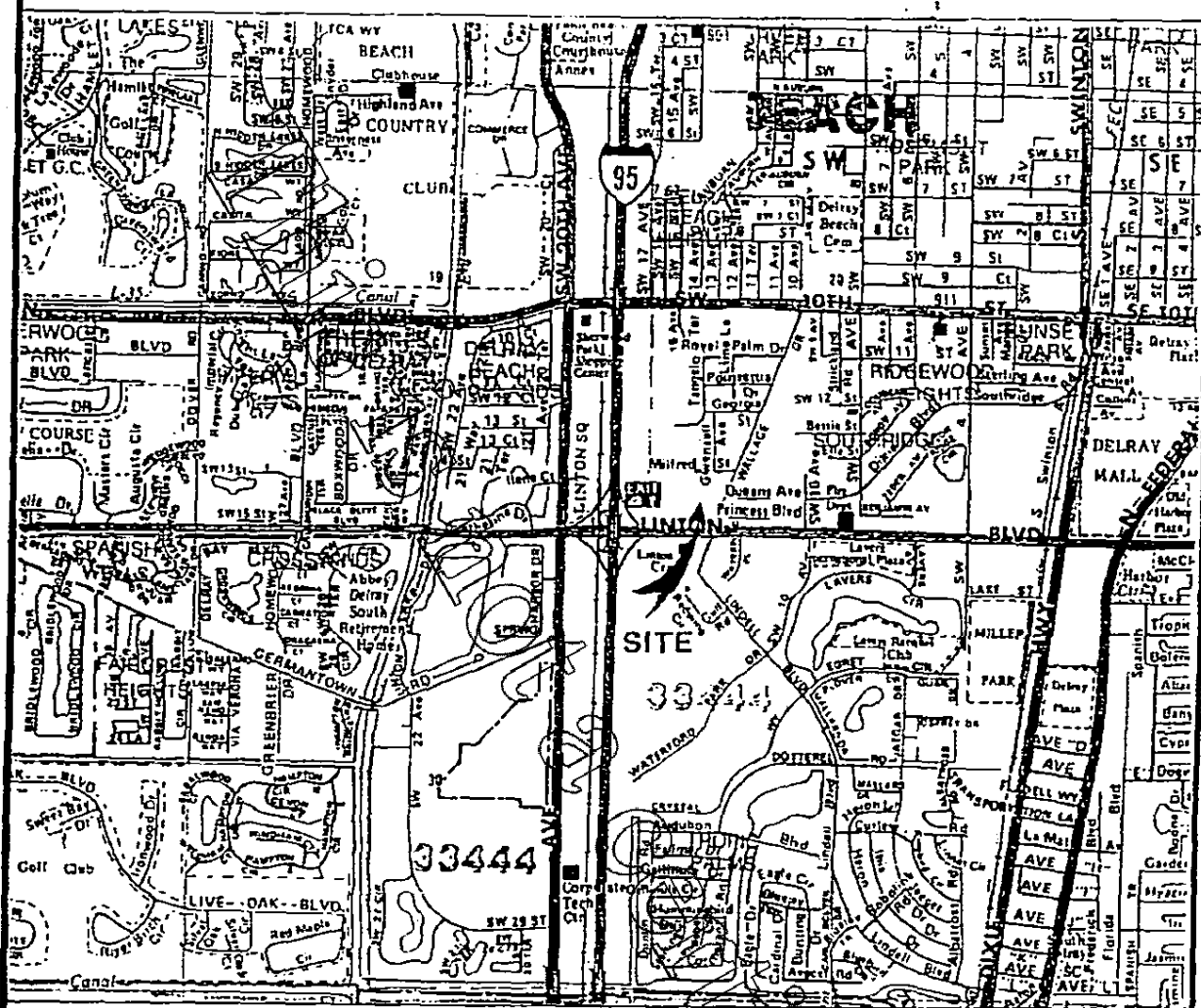
The foregoing instrument was acknowledged before me this 13 day of June, 1997 by William L. Wallace, President (name of officer or agent, title of officer or agent) of Wallace Ford, Inc. (name of corporation acknowledging), a Florida (state or place of incorporation) corporation, on behalf of the corporation. He/She is personally known to me or has produced \_\_\_\_\_ (type of identification) as identification.

Nicola A. Robinson  
Signature of Notary Public

EASEOR DID

NICOLA A. ROBINSON  
Notary Public State of Florida  
My Commission Expires June 7, 1998  
Commission #CC380214

Exhibit A



LOCATION MAP n.s.

SHEET 1 OF 2



**CAULFIELD & WHEELER, INC.**  
 Consulting Engineers • Planners • Surveyors  
 7301 A West Palm Beach Blvd • Suite 100A  
 Boca Raton, Florida 33433  
 407 • 392-1801

**WALLACE FORD**  
**12' WATER DISTRIBUTION EASEMENT**

REVISIONS


DATE 5/27/97  
 SCALE N/A  
 DRI: BY CE  
 CKD BY JLW  
 FLD BY    
 PAGE    
 JOB NO. 1159

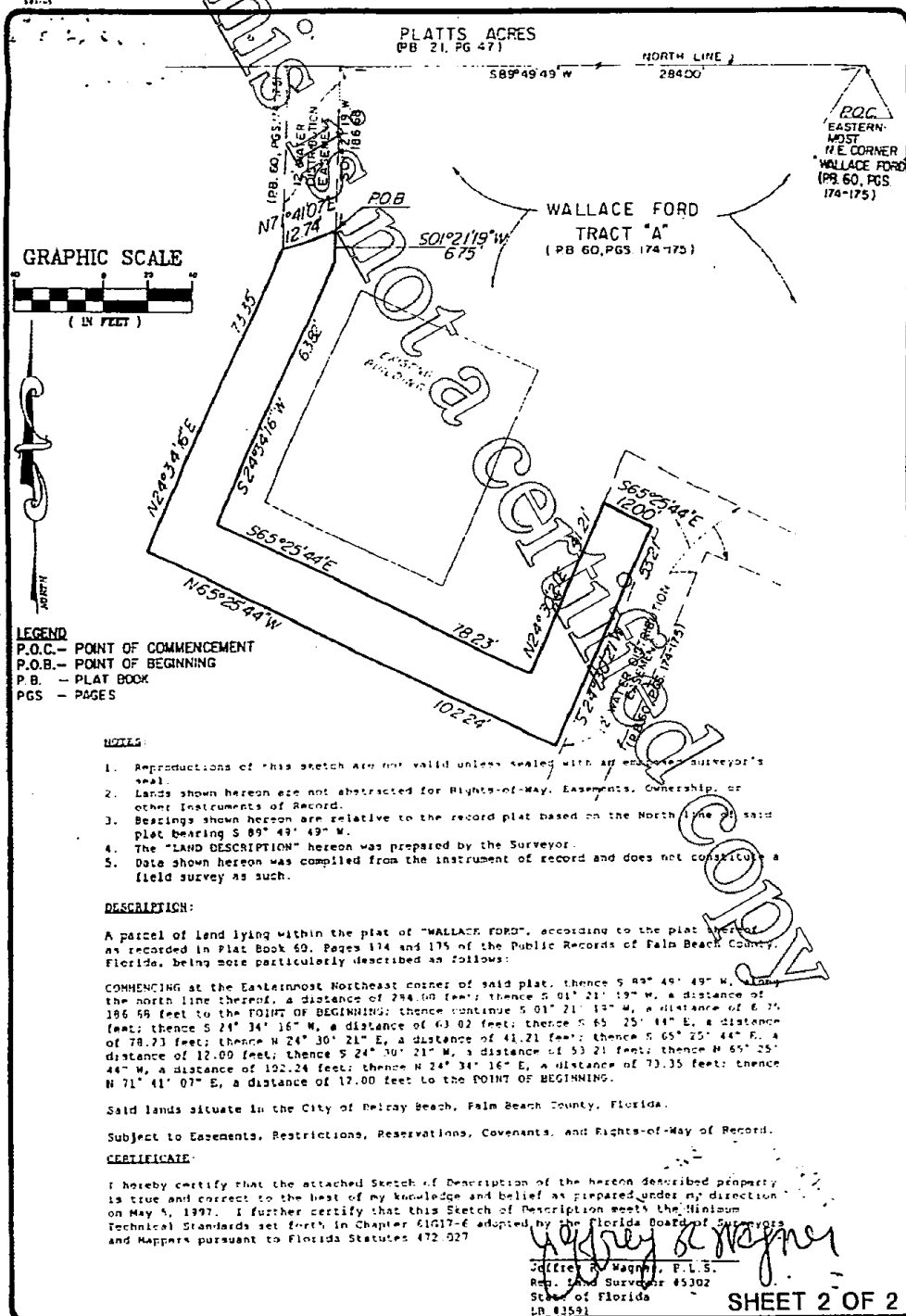
Return to: (enclose self-addressed stamped envelope)

Name

Address

ORB 9937 Pg 1477  
DOROTHY H. WILKEN, CLERK PB COUNTY, FL

Property Appraisers Parcel Identification (Folio) Number(s):



WALLACE FORD  
12' WATER DISTRICTION EASEMENT

REMARKS

DATE 5/5/97  
SCALE As Shown  
DRAWN CE  
CHECKED JRL  
FILED  
PAGE  
JOB NO 1154