

This instrument prepared under the direction of: [Signature]
Laurice C. Mayes, Esq.
Legal Description prepared by: Pulice Land Surveyors, Inc.
John F. Pulice, P.S.M. (11-10-15)
Document prepared by: Susanna Rowland (04-19-17) (LAR)
Department of Transportation
Right of Way Production Services
3400 W. Commercial Boulevard
Ft. Lauderdale, Florida 33309

Parcel No. N/A
Item/Segment No. N/A
Section: 86110-2502
Managing District: 04
S.R. No. 838 (Sunrise Blvd.)
County: Broward

SUBORDINATION OF EASEMENT INTEREST

THIS AGREEMENT, entered into this 19th day of July, 2017, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, hereinafter called the FDOT, and CITY OF FORT LAUDERDALE, a municipality of the State of Florida, whose address is: 100 North Andrews Avenue, Fort Lauderdale, FL 33301, hereinafter called Easement Holder.

W I T N E S S E T H:

WHEREAS, the Easement Holder presently has an interest in certain lands that have been determined necessary for highway purposes; and

WHEREAS, the Easement Holder has this interest pursuant to that Easement No. 1634, between Restaurant Development Group, Inc., a Delaware corporation and the City of Fort Lauderdale, a municipal corporation of Florida, recorded date of August 28, 1987, recorded in Official Records Book 14754, Page 312, of the Public Records of Broward County, Florida; and

WHEREAS, the proposed use of these lands for highway purposes will require subordination of the interest claimed in such lands by Easement Holder to the FDOT; and

WHEREAS, if these lands are not used for highway purposes, FDOT will release easement holder from this subordination.

NOW, THEREFORE, in consideration of the mutual covenants and promises of the parties hereto, Easement Holder and FDOT agree as follows:

Easement Holder hereby subordinates to the interest of FDOT, its successors, or assigns, any and all of its interest in the lands as follows, viz:

LEGAL DESCRIPTION:

THE SOUTH 10.00 FEET OF LOT 48, BLOCK 207, PROGRESSO, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 107, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.

SAID LANDS SITUATE, LYING AND BEING IN BROWARD COUNTY, FLORIDA AND CONTAINING 1,350 SQUARE FEET, MORE OR LESS.


It is understood that if these lands are not used for highway purposes, FDOT will release easement holder from this subordination.

IN WITNESS WHEREOF, the Easement Holder has caused these presents to be executed the day and year first above written.

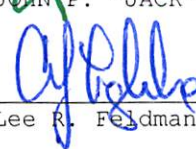
ATTEST:


Jeffrey A. Modarelli
City Clerk

CITY OF FORT LAUDERDALE

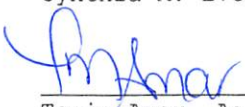

JOHN P. "JACK" SEILER, Mayor

FOR


Lee R. Feldman, City Manager

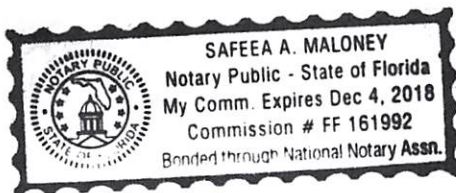
APPROVED AS TO FORM:

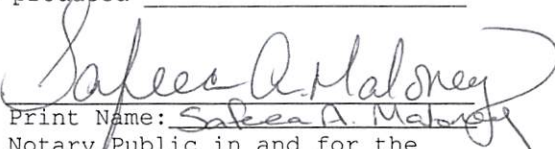
Cynthia A. Everett, City Attorney


Tania Amar, Assistant City Attorney

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 27 day of June, 2017, JOHN P. "JACK" SEILER, Mayor of the CITY OF FORT LAUDERDALE, a municipality of the State of Florida, who is personally known to me or who has produced _____ as identification.




Print Name: Safeea A. Maloney
Notary Public in and for the
County and State last aforesaid.
My Commission Expires: 12/4/18
Serial No., if any: FF161992

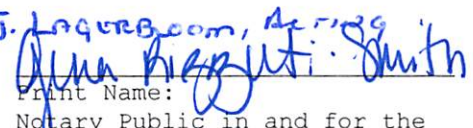
STATE OF FLORIDA
COUNTY OF BROWARD

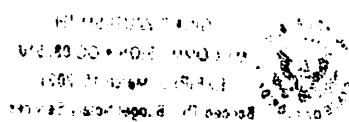
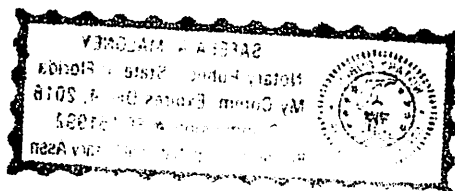
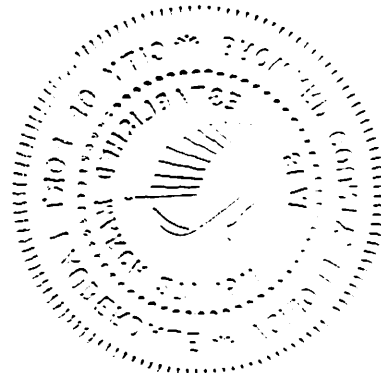
The foregoing instrument was acknowledged before me this 27 day of June, 2017, LEE R. FELDMAN, City Manager of the CITY OF FORT LAUDERDALE, a municipality of the State of Florida, who is personally known to me or who has produced _____ as identification.


CHRISTOPHER J. LAGUERBOOM, Notary



GINA RIZZUTI-SMITH
MY COMMISSION # GG 083510
EXPIRES: March 15, 2021
Bonded Thru Budget Notary Services


Print Name: Gina Rizzuti-Smith
Notary Public in and for the
County and State last
aforesaid. My Commission
Expires: _____
Serial No., if any: _____



IN WITNESS WHEREOF, the FDOT hereto has executed this agreement on the day and year first above written.

Signed, sealed and delivered
in the presence of witnesses:

STATE OF FLORIDA DEPARTMENT
OF TRANSPORTATION

Alia E. Chanel
Print Name: Alia Chanel

By: Gerry O'Reilly
Name: GERRY O'REILLY
Title: District Secretary
for District IV

Ann LaHue
Print Name: Ann LaHue

Attorney approved as to form:

Laurice Mayes
Name: LAURICE MAYES

STATE OF FLORIDA

COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 19
day of July, 2017, by GERRY O'REILLY, District
Secretary for District IV, who is personally known to me or who has
produced as identification.



Daniel Marwood
NOTARY PUBLIC
STATE OF FLORIDA
Comm# FF900531
Expires 6/6/2020

Daniel Marwood
Print Name: Daniel Marwood
Notary Public in and for the
County and State last aforesaid.
My Commission Expires: 6/6/20
Serial No., if any: _____



COMMISSION AGENDA ITEM
DOCUMENT ROUTING FORM

P 1 L
6/28/17

Today's Date: 6/26/17

DOCUMENT TITLE: Subordination of Easement Interest

COMM. MTG. DATE: 6/20/17 CAM #: 17-0660 ITEM #: CM-10 CAM attached: ☒ YES ☐ NO

Routing Origin: CAO Router Name/Ext: Shaniece Louis / Ext. 5036

CIP FUNDED: ☐ YES ☐ NO

Capital Investment / Community Improvement Projects defined as having a life of at least 10 years and a cost of at least \$50,000 and shall mean improvements to real property (land, buildings, or fixtures) that add value and/or extend useful life, including major repairs such as roof replacement, etc. Term "Real Property" include: land, real estate, realty, or real.

2) City Attorney's Office # of originals attached: 1 Approved as to Form: ☒ YES ☐ NO

Date to CCO: 6/26/17

TA
Initials

3) City Clerk's Office: # of originals: 1 Routed to: Gina Ri/CMO/X5013 Date: 6/27/17

4) City Manager's Office: CMO LOG #: SUN-82 Date received from CCO: 6/27/17

Assigned to: L. FELDMAN ☐ S. HAWTHORNE ☐ C. LAGERBLOOM ☒
L. FELDMAN as CRA Executive Director ☐

☐ APPROVED FOR LEE FELDMAN'S SIGNATURE ☐ N/A FOR L. FELDMAN TO SIGN

PER ACM: S. HAWTHORNE (Initial/Date) C. LAGERBLOOM
(Initial/Date) ☐ PENDING APPROVAL (See comments below)

Comments/Questions: _____

Forward ___ originals to ☐ Mayor ☐ CCO Date: _____

5) Mayor/CRA Chairman: Please sign as indicated. Forward ___ originals to CCO for attestation/City seal (as applicable) Date: _____

INSTRUCTIONS TO CLERK'S OFFICE

City Clerk: Retains 0 original and forwards 1 original(s) to: Julie Leonard / Dept. TAM/ Ext. 4999 (Name/Dept/Ext)

Attach ___ certified Reso # ___ ☐ YES ☒ NO Original Route form to CAO

****please email executed copy to Shaniece Louis****