

**NOTICE OF PARTIAL RELEASE OF RESTRICTIVE  
COVENANT ON  
ANNEXATION AND LAND USE**

This Partial Release of Restrictive Covenant on Annexation and Land Use is made this 25 day of August, 2005, by the Board of County Commissioners of Palm Beach County, Florida.

**W I T N E S S E T H**

**WHEREAS**, Palm Beach Aggregates, Inc., (“Grantor”), a Florida Corporation executed a Declaration of Restrictive Covenant on Annexation and Land Use in favor of Palm Beach County, Florida, (“Grantee”) on December 13, 2004, which was recorded at Official Records Book 17900, Page 0257, on December 16, 2004 (the “Declaration”); and

**WHEREAS**, the Board of County Commissioners of Palm Beach County desires to modify the Declaration and exclude certain property from the Use Restriction contained in the Declaration (“Excluded Property”).

**KNOW ALL MEN BY THESE PRESENTS** that for and in consideration of ten dollars (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, Grantee does hereby modify and release the property described on Exhibit A, Excluded Property from Paragraph 2, Use Restriction of the Declaration pursuant to the requirements of Paragraph 3 of the Declaration.

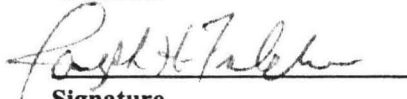
This document was approved by at least five (5) members of the Board of County Commissioners sitting in a regular session of the Board of County Commission of Palm Beach County, Florida on August 25 2005, after having been

advertised pursuant to Florida Statutes Section 125.66(2)(a) on August 15, 2005 and shall be filed in the Official Records of Palm Beach County, Florida.

**IN WITNESS WHEREOF**, the Board of County Commissioners of Palm Beach County have hereunto authorized the execution of this document and the Partial Release of the Declaration of Restrictive Covenant on Annexation and Land Use.

**GRANTEE:  
PALM BEACH COUNTY, FLORIDA**

**Witness**



**Signature**

Joseph H. Fulcher

**Print Name**



**Signature**

Sue Ellen Calderon

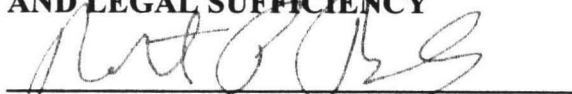
**Print Name**

**By:**   
Tony Masilotti, Chairman

**Date:** AUG 25 2005

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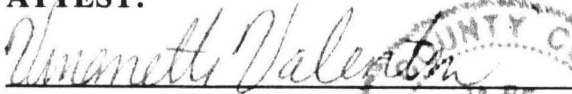
**APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY**



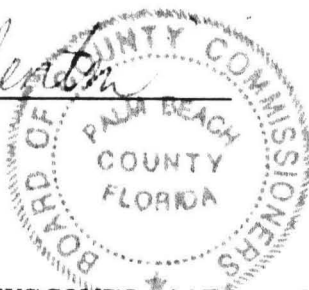
**Robert Banks, Assistant County Attorney  
Sharon R. Bock, Clerk & Comptroller  
Palm Beach County**

ORIGINAL DOCUMENT NOT  
RETAINED / RECEIVED BY MINUTE

**ATTEST:**



**Deputy Clerk**



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EXHIBIT A

DESCRIPTION OF OPTION PARCEL B:

A PARCEL OF LAND LYING IN SECTIONS 29 AND 32, TOWNSHIP 43 SOUTH, RANGE 40 EAST, PALM BEACH COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:  
COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 29, TOWNSHIP 43 SOUTH, RANGE 40 EAST, THENCE SOUTH 88 DEGREES 20'18" EAST 745.00 FEET ALONG THE SOUTH LINE OF SAID SECTION 29 TO THE EAST LINE OF FLORIDA POWER & LIGHT COMPANY'S 500 KV TRANSMISSION LINE CORRIDOR AS RECORDED IN ORB 2222, PAGE 1696, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

THENCE NORTH 0 DEGREES 49'13" EAST 1017.47 FEET ALONG SAID EAST LINE, TO THE POINT OF BEGINNING OF THE HEREINAFTER PARCEL B, THENCE SOUTH 88 DEGREES 52'46" EAST 1200.00 FEET ALONG A LINE PARALLEL WITH THE NORTH LINE OF SAID SECTION 29, TOWNSHIP 43 SOUTH, RANGE 40 EAST, SAID LINE BEING THE SAME AS THE SOUTH LINE OF PARCEL A TO A POINT, THENCE SOUTH 0 DEGREES 49'13" WEST 1028.81 FEET ALONG A LINE PARALLEL WITH THE EAST LINE OF SAID FLORIDA POWER & LIGHT CO. CORRIDOR, TO A POINT ON THE SOUTH LINE OF SAID SECTION 29, THENCE INTO SECTION 32, TOWNSHIP 43 SOUTH, RANGE 40 EAST, SOUTH 0 DEGREES 56'55" WEST 1517.74 FEET ALONG A LINE PARALLEL WITH THE EAST LINE OF THE FLORIDA POWER & LIGHT CO. CORRIDOR, THENCE NORTH 88 DEGREES 20'18" WEST 1200.18 FEET ALONG A LINE PARALLEL WITH THE NORTH LINE OF SECTION 32, TO THE EAST LINE OF THE FLORIDA POWER & LIGHT CO. 500 KV TRANSMISSION LINE CORRIDOR, THENCE NORTH 0 DEGREES 56'55" EAST 1517.74 FEET ALONG SAID FP&L CO. EAST LINE TO A POINT ON THE SOUTH LINE OF SECTION 29, TOWNSHIP 43 SOUTH, RANGE 40 EAST, THENCE INTO SECTION 29, TOWNSHIP 43 SOUTH, RANGE 40 EAST NORTH 0 DEGREES 49'13" EAST 1017.47 FEET ALONG THE EAST LINE OF THE FLORIDA POWER & LIGHT CO. CORRIDOR, TO THE POINT OF BEGINNING.

**PARCEL C.**

**DESCRIPTION:** A parcel of land lying in Section 32, Township 43 South, Range 40 East, Palm Beach County, Florida, described as follows:

Commencing at the Northwest corner of said Section 32, Township 43 South, Range 40 East, Thence South 88°20'18" East 745.00 feet along the North line of said Section 32 to the East line of Florida Power & Light Company's 500 Kv transmission line corridor as recorded in ORB 2222 P 1696, public records of Palm Beach County, Florida.  
thence South 0°56'55" West 1517.74' along said East line, to the Point of Beginning of Parcel C,  
thence South 88°20'18" East 1200.18' feet along a line parallel with the North line of said Section 32 to a point,

thence South 0°56'55" West 1861.18 feet along a line parallel with the East line of the Florida Power & Light Co. corridor to a point on the North right-of-way line of State Road 80, Section 93120-2515 sheet 5 of 14 sheets, dated 5-4-84, no revisions shown,  
thence North 88°28'14" West 1100.09 feet along said right-of-way line to the East right-of-way line of the Florida Power & Light Company's 500Kv transmission line corridor as recorded in ORB 2222, P. 1696, public records of Palm Beach County, Florida.  
thence North 0°56'55" East 880.76 feet along said right-of-way line,  
thence North 89°03'05" West 100.00 feet along said right-of-way line,  
thence North 0°56'55" East 984.21 feet along said right-of-way line to the Point of Beginning,