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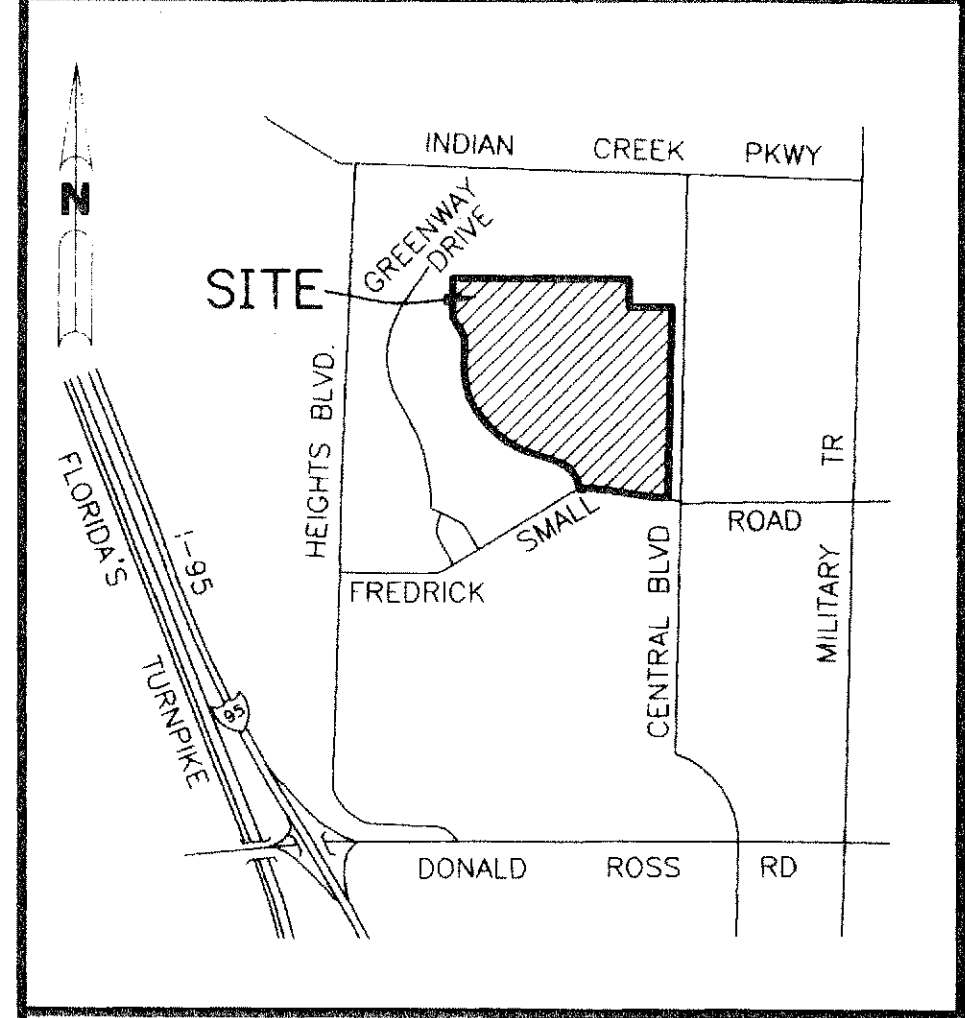
# MALLORY CREEK AT ABACOA - PLAT ONE

BEING A REPLAT OF TRACT RN4R ACCORDING TO ABACOA - PLAT NO. 4 REPLAT AS RECORDED IN PLAT BOOK 99, PAGES 14 THROUGH 21, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING IN SECTION 14, TOWNSHIP 41 SOUTH, RANGE 42 EAST, TOWN OF JUPITER, PALM BEACH COUNTY, FLORIDA

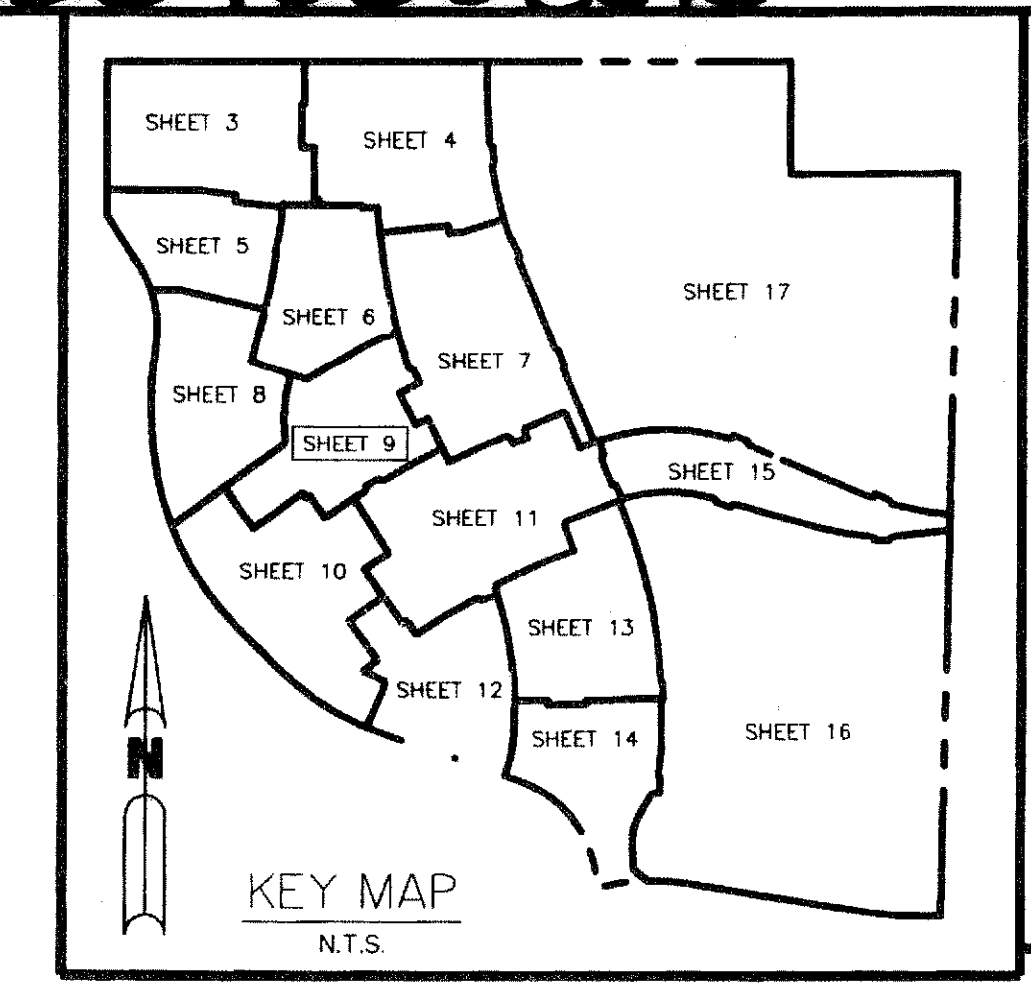
SHEET 1 OF 17 AUGUST, 2006

00030-064

THIS INSTRUMENT PREPARED BY  
WILBUR F. DIVINE, P.S.M. LS-4190 STATE OF FLORIDA  
ARCADIS G & M, INC. LB 7062  
ENGINEERS PLANNERS SURVEYORS  
2081 VISTA PARKWAY  
WEST PALM BEACH, FLORIDA 33411



LOCATION MAP  
N.T.S.



KEY MAP  
N.T.S.

COUNTY OF PALM BEACH } ss  
STATE OF FLORIDA  
This Plat was filed for record at 4:07 P.M.  
This day of December 2006  
and duly recorded in Plat Book No. 109  
on page 83-118  
Sharon S. Rock, Clerk & Comptroller  
by: J. K. A. D.C.

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### DEDICATION

KNOW ALL MEN BY THESE PRESENTS THAT DIVOSTA HOMES, L.P., A DELAWARE LIMITED PARTNERSHIP AND NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT, OWNERS OF THE LANDS SHOWN HEREON AS "MALLORY CREEK AT ABACOA - PLAT ONE", BEING A PARCEL OF LAND SITUATE IN SECTION 14, TOWNSHIP 41 SOUTH, RANGE 42 EAST, THE TOWN OF JUPITER, FLORIDA, ALSO BEING ALL OF TRACT RN4R OF ABACOA PLAT NO. 4 REPLAT, AS RECORDED IN PLAT BOOK 99 AT PAGES 14 THROUGH 21 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID TRACT RN4R; THENCE, ALONG THE NORTH LINE OF SAID TRACT RN4R, NORTH 90°00'00" EAST, A DISTANCE OF 2284.49 FEET; THENCE, DEPARTING SAID NORTH LINE, SOUTH 00°00'00" EAST, A DISTANCE OF 372.06 FEET; THENCE, SOUTH 90°00'00" EAST, A DISTANCE OF 558.87 FEET; TO A POINT ON THE EAST LINE OF SAID TRACT RN4R; THENCE ALONG SAID EAST LINE, SOUTH 01°08'07" WEST, A DISTANCE OF 2464.67 FEET; (ALL FOLLOWING CALLS ARE ALONG THE EXISTING BOUNDARY OF SAID TRACT RN4R) THENCE NORTH 88°51'53" WEST, A DISTANCE OF 141.43 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTH HAVING A RADIUS OF 835.00 FEET; THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 7°52'03", A DISTANCE OF 87.19 FEET TO THE POINT OF TANGENCY; THENCE NORTH 80°59'50" WEST, A DISTANCE OF 641.78 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTH HAVING A RADIUS OF 685.00 FEET; THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 23°25'28", A DISTANCE OF 280.05 FEET; THENCE NORTH 14°25'18" WEST, A DISTANCE OF 94.86 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTH HAVING A RADIUS OF 375.00 FEET; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 56°46'43", A DISTANCE OF 371.62 FEET; THENCE NORTH 71°12'02" WEST, A DISTANCE OF 474.32 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS OF 990.00 FEET; THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 26°40'19", A DISTANCE OF 460.86 FEET; THENCE NORTH 44°31'42" WEST, A DISTANCE OF 173.58 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS OF 970.00 FEET; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 34°10'47", A DISTANCE OF 578.85 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE CONCAVE TO THE EAST HAVING A RADIUS OF 1235.00 FEET; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 19°27'31", A DISTANCE OF 419.43 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE CONCAVE TO THE WEST HAVING A RADIUS OF 385.00 FEET; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 41°32'42", A DISTANCE OF 279.16 FEET; THENCE NORTH 34°28'05" WEST, A DISTANCE OF 57.98 FEET; THENCE NORTH 33°13'48" WEST, A DISTANCE OF 138.78 FEET; THENCE NORTH 00°00'00" EAST, A DISTANCE OF 510.95 FEET TO THE POINT OF BEGINNING.

CONTAINING 6345468.32 SQUARE FEET OR 145.67 ACRES, MORE OR LESS. HAVE CAUSED THE SAME TO BE SURVEYED AND PLATTED AS SHOWN HEREON AND DO HEREBY DEDICATE AS FOLLOWS:

1. TRACT "A", AS SHOWN HEREON, IS HEREBY DEDICATED TO THE TOWN OF JUPITER, AS ROAD RIGHT-OF-WAY FOR PERPETUAL USE OF THE PUBLIC FOR ACCESS, UTILITY AND DRAINAGE PURPOSES. THE DRAINAGE FACILITIES LYING WITHIN TRACT "A", EXCEPT FOR THE CULVERT PIPE ASSOCIATED WITH BRIDGE CONSTRUCTION, SHALL BE THE MAINTENANCE RESPONSIBILITY OF THE TOWN OF JUPITER. THE MALLORY CREEK HOMEOWNERS ASSOCIATION, INC. AND DIVOSTA HOMES L.P., THEIR SUCCESSORS AND ASSIGNS, SHALL HAVE THE RIGHT TO INSTALL RAILING, DECORATIVE COLUMNS, MONUMENT SIGNS, SPECIALTY/DECORATIVE SIGNAGE, PAVEMENT SYSTEMS, CULVERT PIPE FOR BRIDGE AND RETAINING WALL CONSTRUCTION, LANDSCAPING, (PLANTINGS AND SOO) AND IRRIGATION FACILITIES WITHIN TRACT "A" AS SHOWN HEREON, PROVIDED PLANS ARE SUBMITTED, APPROVED AND PERMITTED PER THE TOWN OF JUPITER, AND SAID FACILITIES ARE THE PERPETUAL MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO THE NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT OR THE TOWN OF JUPITER.

2. TRACTS "OST 1" THROUGH "OST 29", AS SHOWN HEREON, ARE HEREBY DEDICATED TO THE MALLORY CREEK HOMEOWNERS ASSOCIATION, INC., ITS SUCCESSORS AND ASSIGNS, FOR OPEN SPACE, LANDSCAPING, IRRIGATION, TEMPORARY SURFACE WATER RETENTION, DRAINAGE AND PUBLIC PEDESTRIAN ACCESS PURPOSES AND ARE THE PERPETUAL MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO THE TOWN OF JUPITER AND WITHOUT RECOURSE TO NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT.

THE PRESERVATION OF NATIVE PLANT MATERIALS WITHIN THESE TRACTS SHALL BE MAINTAINED, TO THE EXTENT POSSIBLE.

3. TRACTS "B" THROUGH "L", AS SHOWN HEREON, ARE HEREBY DEDICATED TO MALLORY CREEK HOMEOWNERS ASSOCIATION, INC., ITS SUCCESSORS AND ASSIGNS, AS ALLEY RIGHTS-OF-WAY FOR THE PERPETUAL USE OF THE PUBLIC FOR INGRESS-EGRESS, UTILITY AND DRAINAGE PURPOSES AND ARE THE PERPETUAL MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO THE TOWN OF JUPITER, AND WITHOUT RECOURSE TO NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT.

4. PUBLIC DRAINAGE EASEMENTS, (P.D.E.), AS SHOWN HEREON, ARE HEREBY DEDICATED TO THE TOWN OF JUPITER FOR CONSTRUCTION, OPERATION AND MAINTENANCE OF DRAINAGE FACILITIES.

NO STRUCTURE OR BUILDING OR ANY KIND OF LANDSCAPING, EXCEPT DRIVEWAYS, SIDEWALKS, AND SIMILAR SURFACE CONSTRUCTION SHALL BE PLACED ON OR WITHIN ANY EASEMENT WITHOUT THE PRIOR WRITTEN CONSENT OF ALL EASEMENT BENEFICIARIES AND THE TOWN ENGINEER.

### DEDICATION (CONTINUED)

5. TRACT "WMT 7", AS SHOWN HEREON, IS HEREBY DEDICATED, IN FEE SIMPLE ABSOLUTE, TO THE NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT FOR WATER MANAGEMENT PURPOSES, SAID WATER MANAGEMENT TRACT BEING THE PERPETUAL MAINTENANCE OBLIGATION OF SAID DISTRICT, ITS SUCCESSORS AND/OR ASSIGNS, WITHOUT RECOURSE TO THE TOWN OF JUPITER.

6. TRACTS "WMT 1", THRU "WMT 6" AS SHOWN HEREON, ARE HEREBY DEDICATED TO MALLORY CREEK HOMEOWNERS ASSOCIATION, INC., ITS SUCCESSORS AND ASSIGNS, FOR WATER MANAGEMENT PURPOSES, SAID WATER MANAGEMENT TRACTS BEING THE PERPETUAL MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND/OR ASSIGNS, WITHOUT RECOURSE TO THE TOWN OF JUPITER.

7. THE DRAINAGE EASEMENTS (D.E.), AS SHOWN HEREON, ARE HEREBY DEDICATED TO THE MALLORY CREEK HOMEOWNERS ASSOCIATION, INC., ITS SUCCESSORS AND ASSIGNS, FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF DRAINAGE FACILITIES, AND ARE THE PERPETUAL MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND ASSIGNS WITHOUT RECOURSE TO NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT OR THE TOWN OF JUPITER. THE TOWN OF JUPITER AND THE MALLORY CREEK HOMEOWNERS ASSOCIATION, INC., SHALL HAVE THE RIGHT BUT NOT THE OBLIGATION TO REPAIR AND/OR CLEAN ANY PORTION OF THE DRAINAGE FACILITIES THAT ARE CONNECTED TO THE TOWN'S DRAINAGE SYSTEM. ALL COSTS ASSOCIATED WITH SUCH REPAIR AND/OR CLEANING SHALL BE PAID BY MALLORY CREEK AT ABACOA HOMEOWNERS ASSOCIATION, INC.

NO STRUCTURE OR BUILDING OR ANY KIND OF LANDSCAPING, EXCEPT DRIVEWAYS, SIDEWALKS, AND SIMILAR SURFACE CONSTRUCTION SHALL BE PLACED ON OR WITHIN ANY EASEMENT WITHOUT THE PRIOR WRITTEN CONSENT OF ALL EASEMENT BENEFICIARIES AND THE TOWN ENGINEER.

8. THE LIFT STATION EASEMENT, AS SHOWN HEREON, IS HEREBY DEDICATED TO THE LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT FOR ACCESS TO AND MAINTENANCE OF LIFT STATION FACILITIES.

9. THE UTILITY EASEMENTS, AS SHOWN HEREON, ARE HEREBY DEDICATED IN PERPETUITY FOR THE CONSTRUCTION AND MAINTENANCE OF UTILITY FACILITIES, INCLUDING CABLE TELEVISION SYSTEMS AND OTHER TELECOMMUNICATION SERVICES. THE INSTALLATION OF CABLE TELEVISION SYSTEMS AND OTHER TELECOMMUNICATION SERVICES SHALL NOT INTERFERE WITH THE CONSTRUCTION AND MAINTENANCE OF OTHER UTILITIES.

NO STRUCTURE OR BUILDING OR ANY KIND OF LANDSCAPING, EXCEPT DRIVEWAYS, SIDEWALKS, AND SIMILAR SURFACE CONSTRUCTION SHALL BE PLACED ON OR WITHIN ANY EASEMENT WITHOUT THE PRIOR WRITTEN CONSENT OF ALL EASEMENT BENEFICIARIES AND THE TOWN ENGINEER.

10. THE LIMITED ACCESS EASEMENTS, AS SHOWN HEREON, ARE HEREBY DEDICATED TO THE TOWN OF JUPITER, FLORIDA, FOR THE PURPOSE OF CONTROL AND JURISDICTION OVER ACCESS RIGHTS.

11. THE SAFE SIGHT EASEMENTS, AS SHOWN HEREON, ARE HEREBY DEDICATED TO THE TOWN OF JUPITER FOR THE CONTROL AND JURISDICTION OF CONSTRUCTION RIGHTS WITHIN SAID EASEMENTS. NO CONSTRUCTION, BUILDINGS, DECORATIVE SIGNS, MONUMENTS OR ANY KIND OF LANDSCAPING SHALL BE PLACED IN SAID EASEMENT WITHOUT THE PRIOR WRITTEN APPROVAL FROM THE TOWN ENGINEER.

BY THIS DEDICATION, THE CONSTRUCTION AND MAINTENANCE OF STREET SIGNS AND OTHER INFORMATIONAL TRAFFIC SIGNS ARE PERMITTED WITHIN THE SAFE SIGHT EASEMENT.

12. THE WATER MANAGEMENT ACCESS EASEMENTS, AS SHOWN HEREON, ARE HEREBY DEDICATED TO THE MALLORY CREEK HOMEOWNERS ASSOCIATION, INC. FOR ACCESS TO AND FROM MALLORY CREEK HOMEOWNERS ASSOCIATION, INC., WATER MANAGEMENT FACILITIES, LANDS AND EASEMENTS. THE LANDS LYING UNDER SAID WATER MANAGEMENT ACCESS EASEMENTS BEING THE PERPETUAL MAINTENANCE RESPONSIBILITY OF THE MALLORY CREEK HOMEOWNERS ASSOCIATION, INC., ITS SUCCESSORS AND/OR ASSIGNS, WITHOUT RECOURSE TO THE TOWN OF JUPITER.

13. TRACTS "DEV-1" AND "DEV-2", AS SHOWN HEREON, ARE HEREBY RESERVED FOR DIVOSTA HOMES LP SHOWN HEREON FOR FUTURE DEVELOPMENT AND SHALL BE THE PERPETUAL MAINTENANCE OBLIGATION OF SAID DIVOSTA HOMES LP WITHOUT RECOURSE TO THE NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT OR TO THE TOWN OF JUPITER.

14. THE TOWN OF JUPITER AND NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT SHALL HAVE THE RIGHT, BUT NOT THE OBLIGATION, TO MAINTAIN ANY PORTION OF THE DRAINAGE SYSTEM SHOWN BY THIS PLAT, INCLUDING THE RIGHT TO UTILIZE FOR PUBLIC PURPOSES ANY AND ALL DRAINAGE, LAKE MAINTENANCE, LAKE MAINTENANCE ACCESS EASEMENTS, ROADS PRIVATE OR PUBLIC AND PARKING AND ACCESS TRACTS ASSOCIATED WITH SUCH DRAINAGE SYSTEM SHOULD THE TOWN DEEM IT NECESSARY TO MAINTAIN ANY PORTION OF THE DRAINAGE SHOWN BY THIS PLAT, FOR PUBLIC PURPOSES, THE TOWN MAY REQUIRE THE PROPERTY OWNERS, ASSIGNS OR SUCCESSORS TO PAY ALL OR PART OF THE MAINTENANCE COST.

15. THE EMERGENCY GENERATOR BUILDING EASEMENT, AS SHOWN HEREON, IS HEREBY DEDICATED IN PERPETUITY TO THE TOWN OF JUPITER FOR THE CONSTRUCTION, OPERATION, MAINTENANCE AND SERVICE OF EMERGENCY GENERATOR BUILDING TO BE INSTALLED FROM TIME TO TIME, OR TO BE ALTERED, IMPROVED, OR REMOVED THEREFROM TOGETHER WITH THE RIGHT OF INGRESS AND EGRESS THERETO.

16. THE SIDEWALK EASEMENTS, AS SHOWN HEREON, ARE HEREBY DEDICATED TO THE TOWN OF JUPITER FOR PUBLIC PEDESTRIAN ACCESS PURPOSES AND SHALL BE THE PERPETUAL MAINTENANCE OBLIGATION OF THE TOWN OF JUPITER.

### DEDICATION (CONTINUED)

IN WITNESS WHEREOF, DIVOSTA HOMES HOLDINGS, LLC, A DELAWARE LIMITED LIABILITY COMPANY, GENERAL PARTNER OF DIVOSTA HOMES, L.P., A DELAWARE LIMITED PARTNERSHIP, HAS CAUSED THESE PRESENTS TO BE SIGNED BY ITS PRESIDENT AND WITH THE AUTHORITY OF ITS BOARD OF DIRECTORS THIS 19th DAY OF December, 2006.

DIVOSTA HOMES, L.P.,  
A DELAWARE LIMITED PARTNERSHIP  
BY: DIVOSTA HOMES HOLDINGS, LLC,  
A DELAWARE LIMITED LIABILITY COMPANY,  
ITS GENERAL PARTNER.

BY: David A. Koon President  
DAVID A. KOON, PRESIDENT

ATTEST: James Gomez Vice President  
JAMES GOMEZ, VICE PRESIDENT

WITNESS: C.P. MacNaughton WITNESS: Mikel D. Greene

PRINT NAME: Chris J. MacNaughton PRINT NAME: Mikel D. Greene

IN WITNESS WHEREOF, NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT, HAS CAUSED THESE PRESENTS TO BE SIGNED BY ITS PRESIDENT AND WITH THE AUTHORITY OF ITS BOARD OF SUPERVISORS THIS 24th DAY OF January, 2007.

NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT  
BY: Marilyn Jacobs  
Marilyn Jacobs VP  
BOARD OF SUPERVISORS

ATTEST: Donna U. Cesaro-Pergue  
DONNA U. CESARO-PERGUE, SECRETARY  
BOARD OF SUPERVISORS

### ACKNOWLEDGMENT:

STATE OF FLORIDA  
COUNTY OF PALM BEACH

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 19th DAY OF December, 2006 BY DAVID A. KOON, PRESIDENT AND JAMES GOMEZ, VICE PRESIDENT OF DIVOSTA HOMES HOLDINGS, LLC, A DELAWARE LIMITED LIABILITY COMPANY AND GENERAL PARTNER OF DIVOSTA HOMES, L.P., A DELAWARE LIMITED PARTNERSHIP, ON BEHALF OF THE PARTNERSHIP. THE SUBSCRIBING PARTY IS PERSONALLY KNOWN TO ME.

MY COMMISSION EXPIRES: 10/27/07

Mikel D. Greene  
Commission #DD250990  
Expires: Oct 27, 2007  
Notary Public  
Atlantic Bonding Co., Inc.

NOTARY PUBLIC STATE OF FLORIDA  
PRINTED NAME: Mikel D. Greene  
MY COMMISSION NUMBER: DD250990

### ACCEPTANCE OF DEDICATIONS AND RESERVATIONS:

STATE OF FLORIDA  
COUNTY OF PALM BEACH

THE MALLORY CREEK HOMEOWNERS ASSOCIATION, INC., HEREBY ACCEPTS THE DEDICATIONS AND RESERVATIONS TO SAID ASSOCIATION AS STATED AND SHOWN HEREON, AND HEREBY ACCEPTS ITS MAINTENANCE OBLIGATIONS FOR SAME AS STATED HEREON, DATED THIS 19th DAY OF December, 2006.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF MALLORY CREEK HOMEOWNERS ASSOCIATION, INC.

BY: James Gomez President  
JAMES GOMEZ, PRESIDENT

WITNESS: Clint R. Verkes WITNESS: Mikel D. Greene

PRINT NAME: Emiliano Abrazon PRINT NAME: Mikel D. Greene

### ACKNOWLEDGMENT:

STATE OF FLORIDA  
COUNTY OF PALM BEACH

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 19th DAY OF December, 2006 BY JAMES GOMEZ, PRESIDENT OF MALLORY CREEK HOMEOWNERS ASSOCIATIONS, INC., A FLORIDA CORPORATION NOT FOR PROFIT, ON BEHALF OF THE CORPORATION. THE SUBSCRIBING PARTY IS PERSONALLY KNOWN TO ME.

MY COMMISSION EXPIRES: 10/27/07

Mikel D. Greene  
Commission #DD250990  
Expires: Oct 27, 2007  
Notary Public  
Atlantic Bonding Co., Inc.

NOTARY SEAL

### ACCEPTANCE OF DEDICATIONS OR RESERVATIONS:

STATE OF FLORIDA  
COUNTY OF PALM BEACH

ABACOA PROPERTY OWNERS' ASSEMBLY, INC., A FLORIDA NOT-FOR-PROFIT CORPORATION, HEREBY ACKNOWLEDGES THAT THERE ARE NO DEDICATIONS AND/OR RESERVATIONS TO SAID ASSOCIATION SHOWN HEREON.

THIS 5th DAY OF January, 2006

ABACOA PROPERTY OWNERS ASSEMBLY, INC.  
A FLORIDA CORPORATION NOT-FOR-PROFIT  
BY: Peter R. Lippman  
PETER R. LIPPMAN, PRESIDENT

WITNESS: Donna U. Cesaro-Pergue WITNESS: Donna U. Cesaro-Pergue

PRINT NAME: Wendy A. Johnson PRINT NAME: Donna U. Cesaro-Pergue

### ACKNOWLEDGMENT:

STATE OF FLORIDA  
COUNTY OF PALM BEACH

BEFORE ME PERSONALLY APPEARED Peter R. Lippman, WHO IS PERSONALLY KNOWN TO ME OR HAS PRODUCED IDENTIFICATION AND WHO EXECUTED THE FOREGOING INSTRUMENT AS PRESIDENT OF THE ABACOA PROPERTY OWNERS' ASSEMBLY, INC., A FLORIDA CORPORATION NOT FOR PROFIT, AND ACKNOWLEDGED TO AND BEFORE ME THAT HE EXECUTED SUCH INSTRUMENT AS SUCH OFFICER OF SAID CORPORATION, AND THAT THE SEAL AFFIXED TO THE FOREGOING INSTRUMENT IS THE CORPORATE SEAL OF SAID CORPORATION AND THAT IT WAS AFFIXED TO SAID INSTRUMENT BY DUE AND REGULAR CORPORATE AUTHORITY, AND THAT SAID INSTRUMENT IS THE FREE ACT AND DEED OF SAID CORPORATION.

WITNESS MY HAND AND OFFICIAL SEAL THIS 5th DAY OF January, 2006

MY COMMISSION EXPIRES: 3/27/07

Donna U. Cesaro-Pergue  
Commission #DD193934  
Expires: Mar 27, 2007  
Notary Public  
Atlantic Bonding Co., Inc.

NOTARY SEAL

### LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT ACCEPTANCE

THE LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT HEREBY ACCEPTS THE LIFT STATION EASEMENT, AS SHOWN HEREON, FOR ACCESS AND MAINTENANCE PURPOSES THIS 25th DAY OF January, 2007.

BY: Richard C. Dent  
RICHARD C. DENT EXECUTIVE DIRECTOR

ATTEST: Clint R. Verkes

PRINT NAME: Clint R. Verkes

APPROX. INC.

MALLORY CREEK HOMEOWNERS ASSOCIATION INC.

LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT

NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT