

**SUBORDINATION OF MIAMI-DADE COUNTY UTILITY INTERESTS
TO CITY OF DORAL, FLORIDA**

THIS AGREEMENT entered into this 22 day of December, 2016, by and between CITY OF DORAL, FLORIDA hereinafter called "DORAL", and MIAMI-DADE COUNTY, hereinafter called "MDC".

W I T N E S S E T H

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

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

WHEREAS, DORAL will be responsible for the relocation of MDC facilities, if necessary, to prevent conflict between the facilities so that the benefits of each may be retained.

NOW, THEREFORE, in consideration of the mutual covenants and promises of the parties hereto, MDC and DORAL agree as follows:

MDC subordinates to the interest of DORAL, its successors or assigns, any and all of its interest in the lands as follows:

| INSTRUMENT | DATE | FROM | TO | RECORDING INFORMATION |
|-------------------|-------------------------------------|---|-------------------|--|
| Grant of Easement | 9 th day of October 2014 | EHOFF Congress Doral LLC, A Florida Limited Liability Company | Miami-Dade County | ORB 29399 at Page 2 recorded on 11/20/2014 |

PROVIDED that MDC has the following rights:

1. MDC shall have the right to construct, operate, maintain, improve, add to, upgrade, remove, and relocate facilities on, within, and upon the lands described herein. All construction, major construction or upgrade, removal or relocation of facilities shall be made in accordance with Public Works minimum standards adopted as the date of this agreement. DORAL agrees that any expense associated with the relocation or improvement of any Miami-Dade Water and Sewer Department facilities because of DORAL-originated or future road improvement projects would be at no cost to MDC. Road improvement requested and performed by virtue of any new private developments would be the sole responsibility of the developer and would be monitored by the appropriate DORAL plan review and/or inspection processes.
2. Notwithstanding any provisions set forth herein, the terms of the utility permits shall supersede any contrary provisions, with the exception of the provision herein with reimbursement rights.

3. MDC shall have a reasonable right to enter upon the lands described herein for the purposes outlined in Paragraph 1 above, including the right to trim such trees, brush, and growth which might endanger or interfere with such facilities, provided that such rights do not interfere with the operation and safety of the DORAL's facilities.

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

Signed, sealed and delivered the presence of these witnesses:

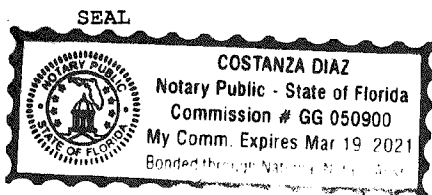
Lucydes Lopez
Print Name: Lucydes Lopez
Olga R. Machin
Print Name: Olga R. Machin

CITY OF DORAL, FLORIDA
By: [Signature]
Print Name: EDUARDO A. ROJAS
Print Title: CM

STATE OF FLORIDA
COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this 22 day of December 2016, by Edward Rojas the City Manager of the CITY OF DORAL, FLORIDA, who is personally known to me or who has produced _____ as identification.

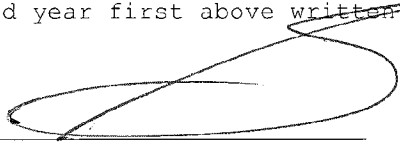
[Signature]
Notary Public, State of Florida
Print Name: Costanza Diaz
My Commission Expires: 3/19/21
My Commission No. GG050900



Approved as to Form and Legal Sufficiency.


[Signature]
City Attorney

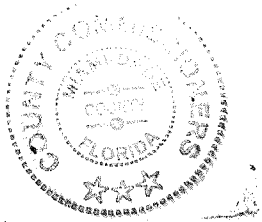
IN WITNESS WHEREOF, Miami-Dade County has executed this agreement on the day and year first above written.

ATTEST: 

Name: Gene Spencer
Clerk (or Deputy Clerk)

MIAMI-DADE COUNTY

By: 
CARLOS A. GIMENEZ
COUNTY MAYOR



STATE OF FLORIDA
COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this _____ day of _____, 2016 by _____, who is personally known to me or who has produced _____ as identification.

SEAL

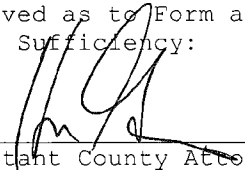
Notary Public, State of Florida

Print Name: _____

My Commission Expires: _____

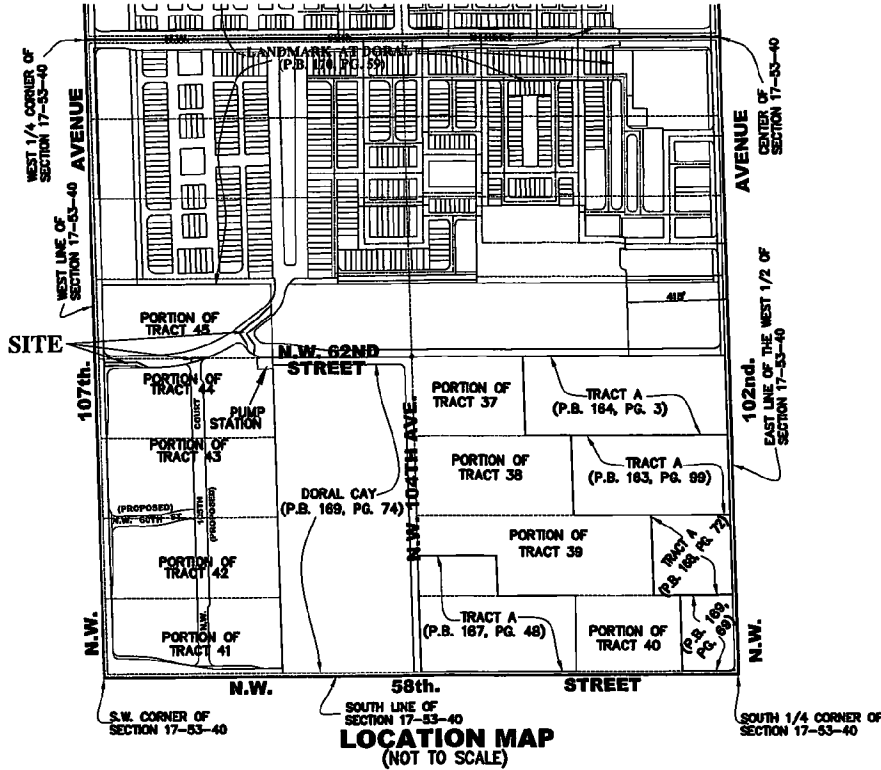
My Commission No. _____

Approved as to Form and
Legal Sufficiency:



Assistant County Attorney

EXHIBIT "A"



SURVEYOR'S NOTES:

- 1) -This is not a Boundary Survey, but only a GRAPHIC DEPICTION of the description shown hereon.
- 2) -Not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to survey maps or reports by other than the signing party or parties is prohibited without written consent of the signing party or parties.
- 3) -There may be additional Restrictions not shown on this Sketch & Legal that may be found in the Public Records of this County, Examination of ABSTRACT OF TITLE will need to be made to determine recorded instruments, if any affecting this property.
- 4) -North arrow direction and Bearings shown hereon are based on an assumed value of N01°43'09"W along the West Line of the SW 1/4 of Section 17-53S-40E, Miami-Dade County Florida.
- 5) -The Sketch and Legal Description shown herein is based on the information provided by the Client.
- 6) -No title research has been performed to determine if there are any conflict existing or arising out of the creation of the Easements, Right of Ways, Parcel Descriptions, or any other type of encumbrances that the herein described legal may be utilized for.

SURVEYOR'S CERTIFICATE:

I Herby Certify to the best of my knowledge and belief that this drawing is a true and correct representation of the SKETCH AND LEGAL DESCRIPTION of the real property described hereon. I further certify that this sketch was prepared in accordance with the applicable provisions of Chapter 5J-17 (Formerly 61G17-6), Florida Administrative Code.

Ford, Armenteros & Fernandez, Inc.
 Date: November 09, 2015
 Revision:

[Signature]
 Omar Armenteros, P.S.M.
 Professional Surveyor and Mapper
 State of Florida, Registration No.3679

© FORD COMPANIES ENGINEERING AND SURVEY SERVICES, INC. LANDMARK AT DORAL SOUTH - WASD SUBORDINATION TO CITY

LANDMARK AT DORAL SOUTH - WASD SUBORDINATION TO CITY



FORD, ARMENTEROS & FERNANDEZ, INC.
 1950 N.W. 94th AVENUE, 2nd FLOOR
 MIAMI, FLORIDA 33172
 PH. (305) 477-6472
 FAX (305) 470-2805

| | | | |
|---|-------------------------|-------------|--|
| TYPE OF PROJECT: SKETCH AND LEGAL DESCRIPTION | | SHEET: | |
| SKETCH NAME: LOCATION MAP AND NOTES | | 1 | |
| PREPARED FOR: THE CONGRESS GROUP | | OF 4 SHEETS | |
| DRAWN BY: E.R. | DATE: Nov 09, 2015 | | |
| DWG. CHECKED BY: | SCALE: N/A | | |
| CHECKED BY: | PROJECT No: 021098-1094 | | |

LEGAL DESCRIPTION:

A portion of Tract 44 and 45 of Florida Fruit Land Company's Subdivision No 1, in Section 17, Township 53 South, Range 40 East, according the plat thereof, as recorded in Plat Book 2 at Page 17 of the public records of Miami- Dade County, Florida, being more particularly described as follow:

Commence at the intersection of the South line of said Tract 45 with the East line of the West 739.33 feet of said Tract 45; thence N01deg43min09secW, along said East line for a distance of 184.64 feet to the POINT OF BEGINNING of the hereinafter described parcel of land; thence S40deg04min44secW for a distance of 11.08 feet; thence S51deg22min48secW for a distance of 121.89 feet; thence S34deg41min36secE for a distance of 58.33 feet; thence S04deg39min19secW for a distance of 39.66 feet to a point on the arc of a circular curve to the right, concave to the Northeast, a radial line from said point bears N27deg29min59secE; thence Northwesterly, along the arc of said curve, having for its elements a radius of 112.00 feet, through a central angle of 18deg07min37sec for an arc distance of 35.43 feet to a point of non-tangency; thence N07deg46min22secE for a distance of 19.24 feet; thence N34deg41min36secW for a distance of 63.34 feet; thence N51deg22min48secE for a distance of 96.59 feet to a point of curvature of a circular curve to the left, concave to the Northwest; thence Northeasterly, along the arc of said curve, having for its elements a radius of 454.00 feet, through a central angle of 10deg04min09sec for an arc distance of 79.79 feet to a point of non-tangency, said point also being on said East line of the West 739.33 feet of said Tract 45; thence S01deg43min09secE, along said East line for a distance of 35.42 feet to the POINT OF BEGINNING.

AND:

Commence at the intersection of the South line of said Tract 45 with the East line of the West 739.33 feet of said Tract 45; thence S89deg40min30secW along said South line of Tract 45 for a distance of 273.91 feet; thence N00deg19min30secW for a distance of 2.50 feet to the POINT OF BEGINNING of the hereinafter described parcel of land; thence S89deg40min30secW for a distance of 66.11 feet; thence S01deg43min09secE for a distance of 19.80 feet to a point on the arc of a circular curve to the left, concave to the Northwest, a radial line from said point bears N13deg59min40secW; thence Northeasterly, along the arc of said curve, having for its elements a radius of 630.50 feet, through a central angle of 01deg23min56sec for an arc distance of 15.39 feet to a point of non-tangency; thence N01deg43min09secW for a distance of 0.98 feet; thence N89deg40min30secE for a distance of 3.61 feet to a point on the arc of a circular curve to the left, concave to the Northwest, a radial line from said point bears N15deg43min53secW; thence Northeasterly, along the arc of said curve, having for its elements a radius of 630.50 feet, through a central angle of 04deg29min45sec for an arc distance of 49.47 feet to the POINT OF BEGINNING.

AND:

Commence at the intersection of the South line of said Tract 45 with the East line of the West 739.33 feet of said Tract 45; thence S89deg40min30secW along said South line of Tract 45 for a distance of 566.70 feet; thence S00deg19min30secE for a distance of 14.21 feet to the POINT OF BEGINNING of the hereinafter described parcel of land; thence S71deg34min02secE for a distance of 15.56 feet; thence S65deg02min39secE for a distance of 39.06 feet; thence S88deg28min06secW for a distance of 33.63 feet; thence N65deg02min39secW for a distance of 8.10 feet; thence N71deg34min02secW for a distance of 12.20 feet; thence S89deg25min49secW for a distance of 104.79 feet; thence S88deg42min42secW for a distance of 24.77 feet; thence N01deg43min09secW, along a line 40.00 feet East of and parallel with the West line of S.W. 1/4 of said Section 17, for a distance of 15.00 feet; thence N88deg42min42secE for a distance of 24.98 feet; thence N89deg25min49secE for a distance of 107.39 feet to the POINT OF BEGINNING.

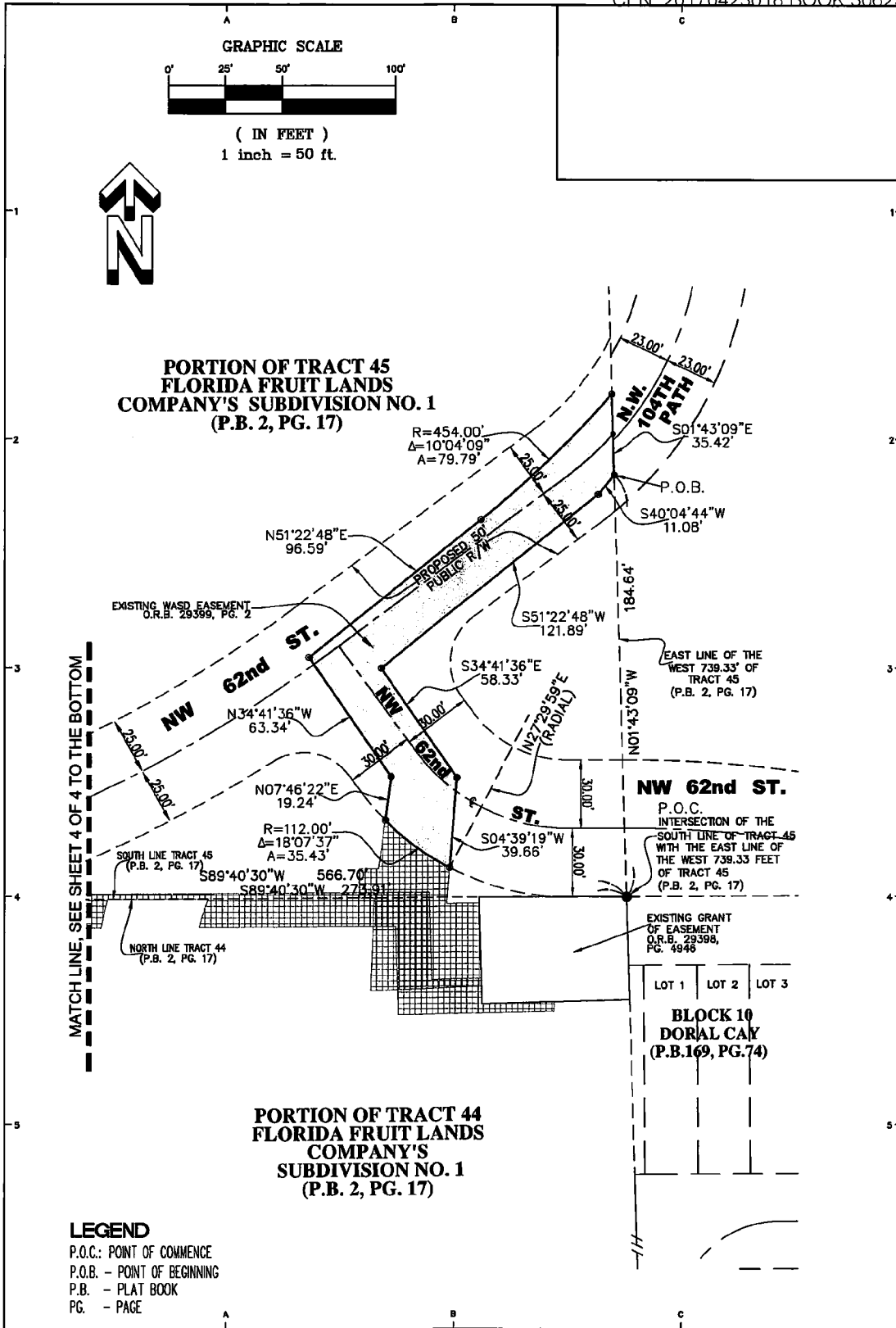
Containing 9,256 Sq. Ft. more or less.

LANDMARK AT DORAL SOUTH - WASD SUBORDINATION TO CITY




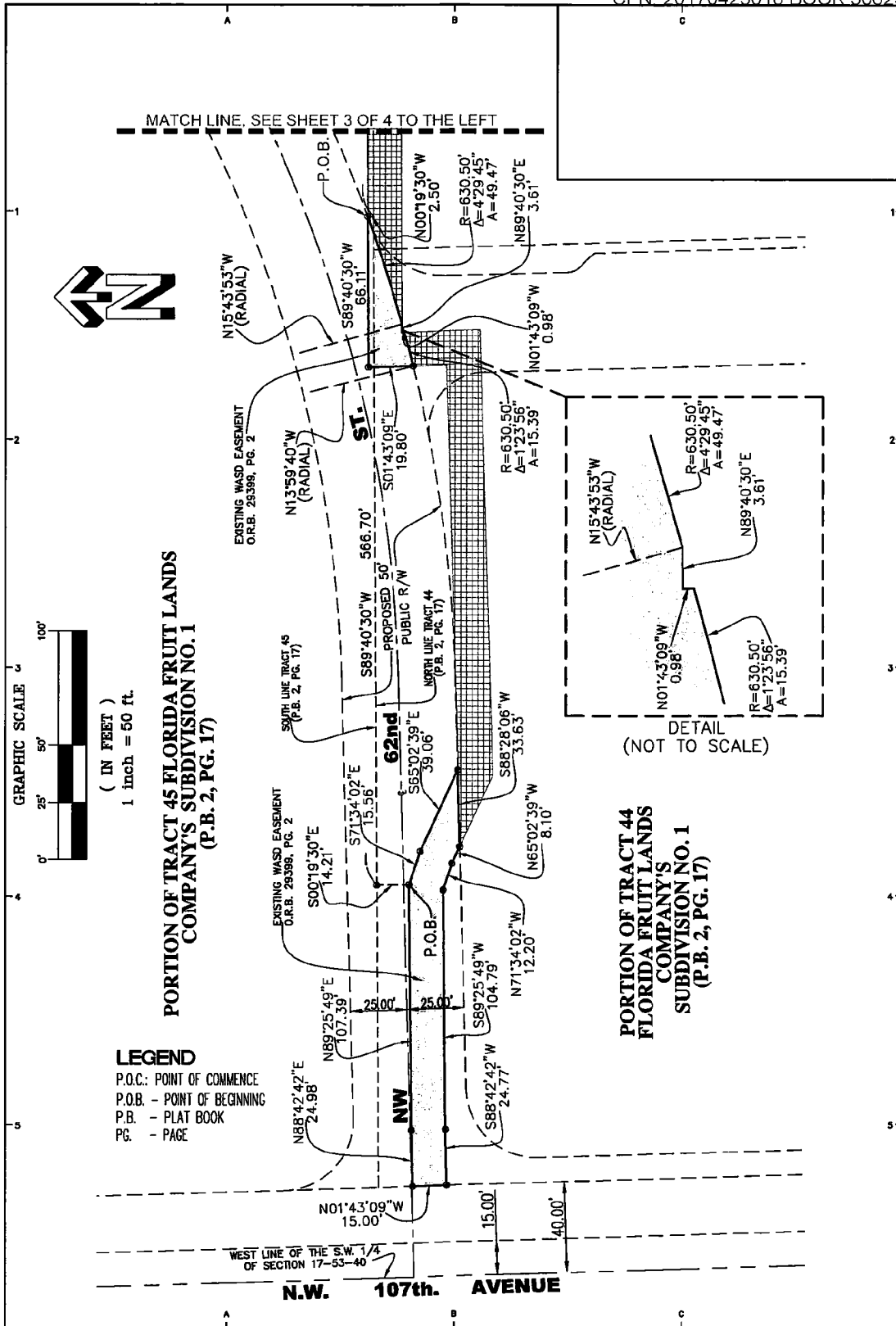
FORD, ARMENTEROS & FERNANDEZ, INC.
 1950 N.W. 94th AVENUE, 2nd FLOOR
 MIAMI, FLORIDA 33172
 PH. (305) 477-6472
 FAX (305) 470-2805

| | | | |
|------------------|------|---------------------------------------|--------------------|
| TYPE OF PROJECT: | | SKETCH AND LEGAL DESCRIPTION | |
| SHEET NAME: | | LEGAL DESCRIPTION TO ACCOMPANY SKETCH | |
| PREPARED FOR: | | THE CONGRESS GROUP | |
| DRAWN BY: | E.R. | DATE: | NOV. 09, 2015 |
| DWG. CHECKED BY: | | SCALE: | AS SHOWN |
| CHECKED BY: | | PROJECT No: | 021098-1004 |
| | | | SHEET: 2 |
| | | | OF 4 SHEETS |



LANDMARK AT DORAL SOUTH - WASD SUBORDINATION TO CITY

| | | |
|--|--|----------------------------|
|  <p>FORD, ARMENTEROS & FERNANDEZ, INC. 1950 N.W. 94th AVENUE, 2nd FLOOR MIAMI, FLORIDA 33172 PH. (305) 477-8472 FAX (305) 470-2805</p> | TYPE OF PROJECT: SKETCH AND LEGAL DESCRIPTION | |
| | SHEET NAME: SKETCH TO ACCOMPANY LEGAL DESCRIPTION | |
| | PREPARED FOR: LENNAR HOMES, LLC | |
| | DRAWN BY: E.R. | DATE: NOV. 09, 2015 |
| DWG. CHECKED BY: | SCALE: 1" = 50' | 3 OF 4 SHEETS |
| CHECKED BY: | PROJECT No: 02E098-1005 | |



LANDMARK AT DORAL SOUTH - WASD SUBORDINATION TO CITY

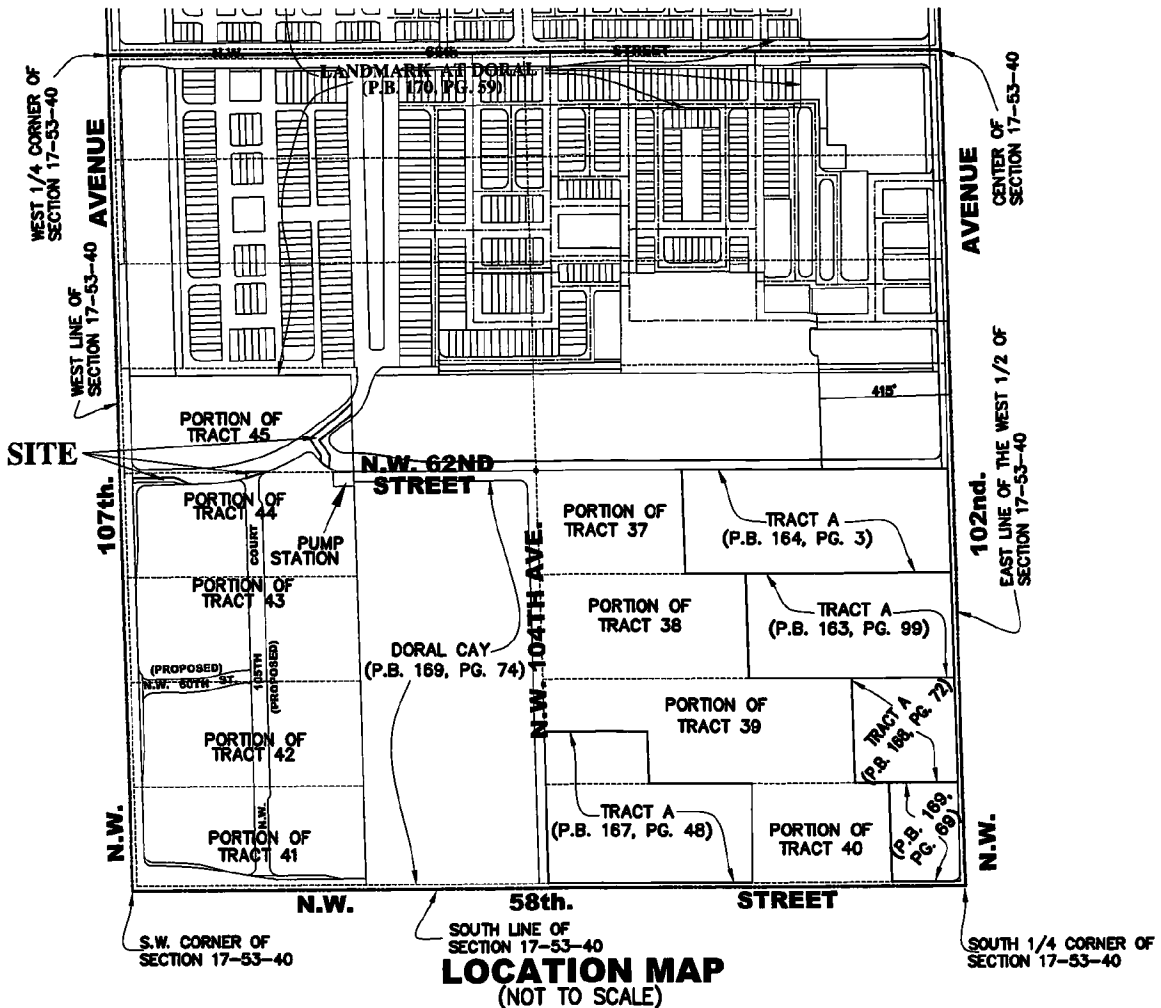


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| | | |
|---|-------------------------|--------------------|
| TYPE OF PROJECT: SKETCH AND LEGAL DESCRIPTION | | SHEET: 4 |
| SHEET NAME: SKETCH TO ACCOMPANY LEGAL DESCRIPTION | | |
| PREPARED FOR: THE CONGRESS GROUP | | |
| DRAWN BY: E.R. | DATE: NOV. 09, 2015 | of 4 SHEETS |
| DWG. CHECKED BY: | SCALE: 1" = 50' | |
| CHECKED BY: | PROJECT No: 021098-1004 | |



EXHIBIT "A"



LOCATION MAP
(NOT TO SCALE)

SURVEYOR'S NOTES:

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Ford, Armenteros & Fernandez, Inc.

Date: November 09, 2015

Revision:

[Signature]
Omar Armenteros, P.S.M.
Professional Surveyor and Mapper
State of Florida, Registration No.3679

LANDMARK AT DORAL SOUTH - WASD SUBORDINATION TO CITY



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| | | |
|---|-------------------------|--------------------------------|
| TYPE OF PROJECT: SKETCH AND LEGAL DESCRIPTION | | |
| SHEET NAME: LOCATION MAP AND NOTES | | |
| PREPARED FOR: THE CONGRESS GROUP | | |
| DRAWN BY: E.R. | DATE: Nov 09, 2015 | SHEET: 1 OF 4 SHEETS |
| DWG. CHECKED BY: | SCALE: N/A | |
| CHECKED BY: | PROJECT No: 021098-1004 | |
| | | |

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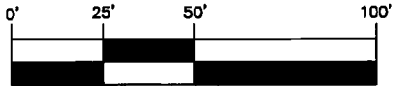
LANDMARK AT DORAL SOUTH - WASD SUBORDINATION TO CITY



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 MIAMI, FLORIDA 33172
 PH. (305) 477-6472
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| | | |
|---|-------------------------|--------------------------------|
| TYPE OF PROJECT: SKETCH AND LEGAL DESCRIPTION | | |
| SHEET NAME: LEGAL DESCRIPTION TO ACCOMPANY SKETCH | | |
| PREPARED FOR: THE CONGRESS GROUP | | |
| DRAWN BY: E.R. | DATE: NOV. 09, 2015 | SHEET: 2 OF 4 SHEETS |
| DWG. CHECKED BY: | SCALE: AS SHOWN | |
| CHECKED BY: | PROJECT No: 021098-1004 | |
| | | |

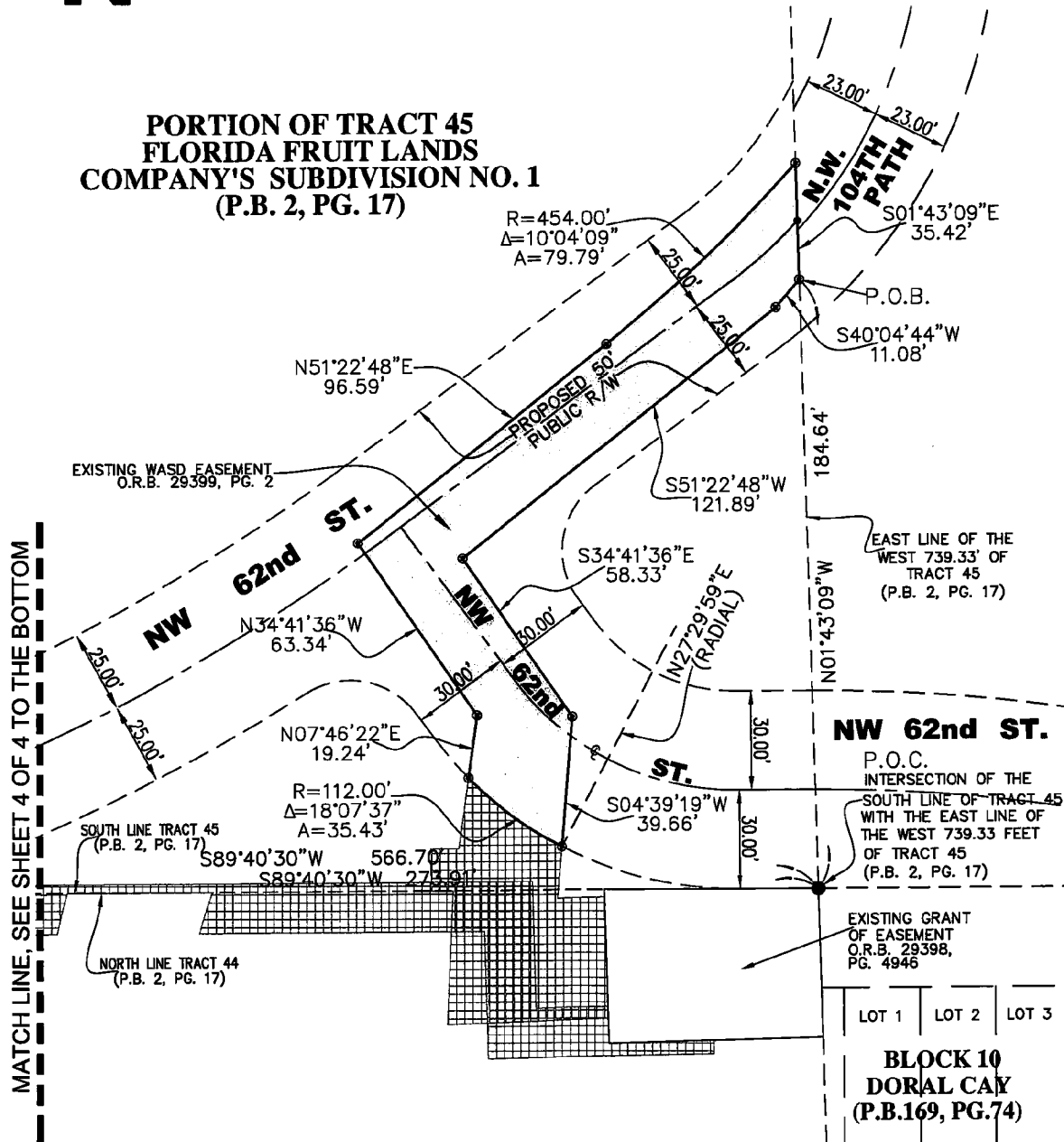
GRAPHIC SCALE



(IN FEET)
1 inch = 50 ft.



**PORTION OF TRACT 45
FLORIDA FRUIT LANDS
COMPANY'S SUBDIVISION NO. 1
(P.B. 2, PG. 17)**



**PORTION OF TRACT 44
FLORIDA FRUIT LANDS
COMPANY'S
SUBDIVISION NO. 1
(P.B. 2, PG. 17)**

LEGEND

- P.O.C.: POINT OF COMMENCE
- P.O.B. - POINT OF BEGINNING
- P.B. - PLAT BOOK
- PG. - PAGE

LANDMARK AT DORAL SOUTH - WASD SUBORDINATION TO CITY

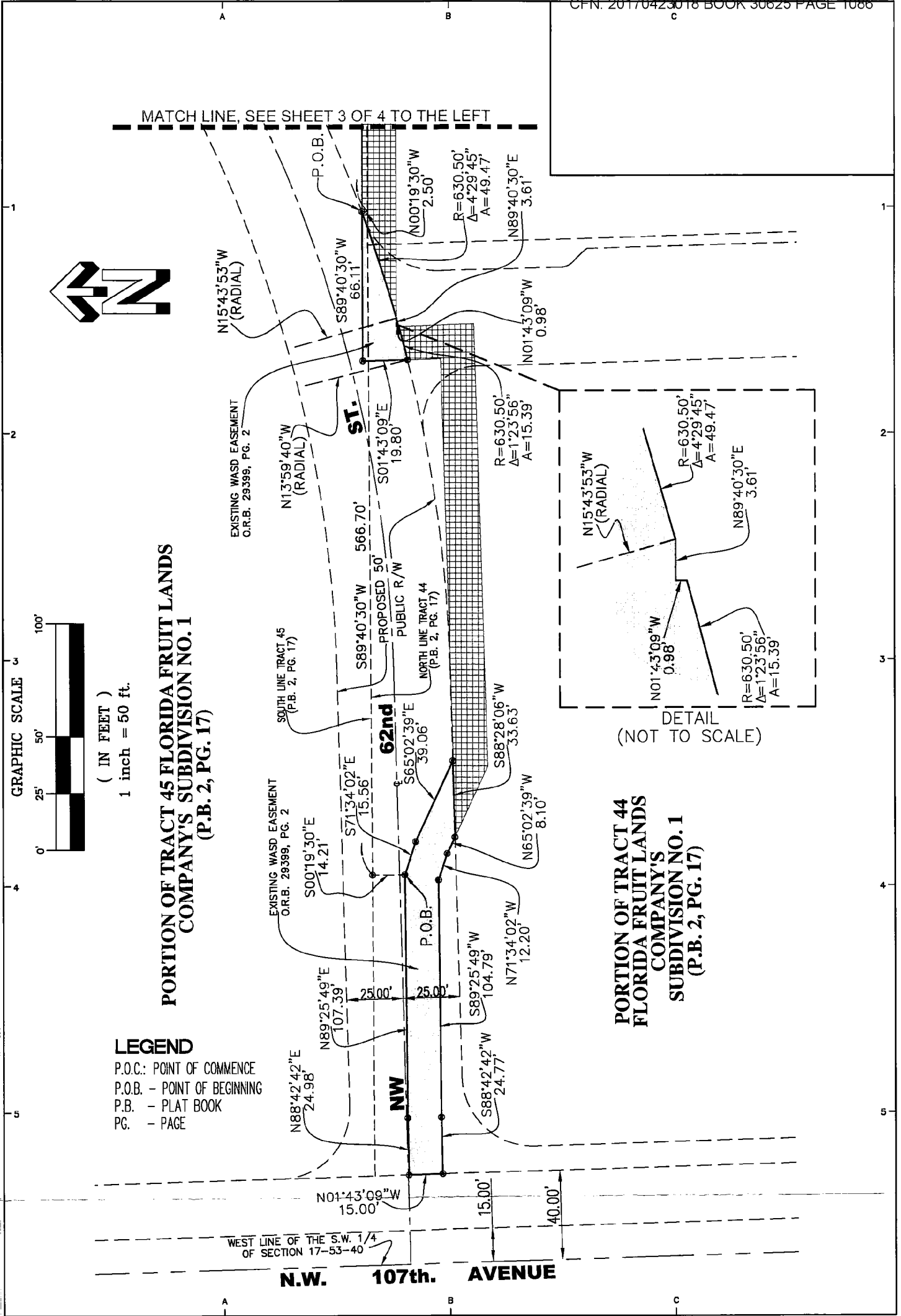


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| TYPE OF PROJECT: SKETCH AND LEGAL DESCRIPTION | |
| SHEET NAME: SKETCH TO ACCOMPANY LEGAL DESCRIPTION | |
| PREPARED FOR: LENNAR HOMES, LLC | |
| DRAWN BY: E.R. | DATE: NOV. 09, 2015 |
| CHKD BY: | SCALE: 1" = 50' |
| CHECKED BY: | PROJECT No: 02E098-1005 |

3

OF 4 SHEETS



LANDMARK AT DORAL SOUTH - WASD SUBORDINATION TO CITY



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| | | |
|---|---------------------|-----------------------------------|
| TYPE OF PROJECT: SKETCH AND LEGAL DESCRIPTION | | SHEET: 4 OF 4 SHEETS |
| SHEET NAME: SKETCH TO ACCOMPANY LEGAL DESCRIPTION | | |
| PREPARED FOR: THE CONGRESS GROUP | | |
| DRAWN BY: E.R. | DATE: NOV. 09, 2015 | |
| DWG. CHECKED BY: | SCALE: 1" = 50' | PROJECT No: 021098-1004 |
| CHECKED BY: | | |