

## House Bill No. 1039

An act relating to the City of Cape Coral, Lee County; amending chapter 70-623, Laws of Florida, as amended; extending the territorial limits of the City of Cape Coral; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 2.01 of Article 2 of chapter 70-623, Laws of Florida, as amended by chapter 72-499, Laws of Florida, and as further amended by annexations of certain territory by the City of Cape Coral, is amended to read:

## ARTICLE 2-BOUNDARIES

2.01 The territorial limits of said municipality are defined as follows:

Begin at a point where the intersection of the south line of Section 19, Township 44 South, Range 23 East intersects the shoreline of Matlacha Pass; thence run southerly along said shoreline of Matlacha Pass the following courses and distances: S 08°23'45" E 1120.24 feet, S24° 57' 31" E 1464.82 feet, S 40° 28' 14" E 1443.81 feet, S 26° 49' 45" E 1700.83 feet, S 09° 10' 34" W 2012.80 feet, S 39° 18' 26" E 1290.47 feet, S 41° 45' 47" W 963.83 feet, S 14° 29' 01" W 1804.76 feet, S 17° 49' 47" E 1562.85 feet; thence passing from Section 31, Township 44 South, Range 23 East into Section 6, Township 45 South, Range 23 East run the following courses and distances: S 02° 59' 01" W 2119.73 feet, S 28° 59' 49" W 2648.56 feet, S 07° 31' 15" E 1218.69 feet, S 42° 07' 00" W 1480.72 feet, N 78° 52' 59" W 1921.82 feet, S 36° 07' 03" W 2484.51 feet, S 27° 10' 45" E 2750.01 feet, S 02° 54' 58" E 979.82 feet, N 83° 55' 06" E 661.70 feet, S 22° 14' 05" E 1369.98 feet, S 01° 15' 36" W 1368.30 feet, S 60° 58' 35" W 699.74 feet, S 50° 41' 31" E 3105.15 feet, S 12° 51' 19" E 716.93 feet, S 66° 58' 43" E 2144.74 feet, S 06° 54' 02" E 2323.40 feet, S 74° 51' 11" E 1528.57 feet, S 07° 54' 52" E 796.41 feet, S 23° 02' 52" W 1844.72 feet to a point in Section 30, Township 45 South, Range 23 East called Sword Point at the intersection of the shore of Matlacha Pass and the Caloosahatchee River; thence run easterly along the north shore of the Caloosahatchee River N 80° 17' 49" E 1426.08 feet, N 71° 20' 55" E 1315.24 feet, N 63° 01' 29" E 838.98 feet, N 59° 35' 01" E 890.15 feet, N 74° 45' 40" E 1219.25 feet, S 75° 41' 34" E 2222.31 feet, N 69° 46' 45" E 1593.62 feet, N 33° 34' 11" E 1334.17 feet, N 82° 37' 42" E 1326.92 feet, N 79° 30' 57" E 770.53 feet, N 15° 38' 04" W 1414.35 feet to a point near the southwest corner of "Cape Coral Unit 67" as recorded in Plat Book 25 at pages 57 through 65 of the Lee County Public Records, said point also being located in Section 22, Township 45 South, Range 23 East; thence continue along the shoreline of the Caloosahatchee River the following courses and distances: S 72° 27' 53" E 1017.43 feet, N 82° 35' 46" E 776.90 feet, S 80° 14' 01" E 588.85 feet, S 00° 47' 47" W 1438.53 feet, S 48° 37' 26" E 906.70 feet, N 77° 40' 26" E 891.02 feet, N 63° 07' 57" E 886.09 feet, N 84° 05' 26" E 2917.11 feet, S 84° 04' 41" E 774.56 feet, N 55° 34' 00" E 655.08 feet, thence southeasterly a distance of 300.00 feet; thence northeasterly along a line

extending 300.00 feet water ward from the existing shoreline N 19° 00' 56" E 921.25 feet to a point at the southwesterly corner of Block 205 as shown on "Cape Coral Unit No. 3 Part One" as recorded in Plat Book 16 as pages 137 through 139 of the Public Records of Lee County, Florida; thence run along the shoreline of the Caloosahatchee River and said Unit No. 3 S 62° 23' 36" E 237.11 feet, N 32° 41' 49" E 1370.74 feet, NORTH 798.65 feet to a point known as BHL-33S, said point being at the southerly end of a Bulkhead Line approved by the Trustees of the Internal Improvement Trust Fund of the State of Florida on March 20, 1973; thence continue along said Bulkhead Line and the shore of the Caloosahatchee River the following courses and distances: N 00° 01' 23" W 666.63 feet, N 89° 58' 37" E 411.27 feet, N 72° 46' 35" E 208.61 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 150.00 feet and a chord bearing and distance N 52° 53' 26" E 93.90 feet to a point of reverse curve; thence run along the arc of a curve to the right having a radius of 400.00 feet and a chord bearing and distance N 46° 53' 26" E 151.37 feet to a point of compound curvature; thence run along the arc of a curve to the right having a radius of 1400.00 feet and a chord bearing and distance N 66° 28' 25" E 422.34 feet to a point of reverse curvature; thence run along the arc of a curve to the left having a radius of 150.00 feet and a chord bearing and distance N 69° 59' 07" E 27.00 feet; thence run N 64° 49' 18" E 191.46 feet, N 64° 45' 22" E 365.23 feet, N 69° 19' 36" E 46.37 feet to a point of curve; thence run along the arc of a curve to the right having a radius of 500.00 feet and a chord bearing and distance N 84° 22' 38" E 259.67 feet; thence run S 80° 34' 20" E 154.60 feet, S 87° 48' 23" E 102.21 feet, N 83° 45' 37" E 506.06 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 125.00 feet and a chord bearing and distance N 42° 25' 41" E 165.11 feet; thence run N 01° 05' 44" E 26.01 feet to BHL-28S; thence run N 89° 14' 41" E 215.00 feet, S 05° 05' 15" E 39.21 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 150.00 feet and a chord bearing and distance S 42° 17' 23" E 181.39 feet; thence run S 79° 29' 31" E 129.14 feet, N 83° 24' 09" E 132.62 feet, N 89° 52' 32" E 383.29 feet, S 77° 00' 53" E 499.47 feet to a point of curve; thence run along the arc of a curve to the right having a radius of 600.00 feet and a chord bearing and distance S 71° 43' 37" E 110.59 feet to a point of reverse curve; thence run along the arc of a curve to the left having a radius of 1200.00 feet and a chord bearing and distance S 74° 04' 06" E 318.62 feet to a point of reverse curve and BHL-25S; thence run along the arc of a curve to the right having a radius of 600.00 feet and a chord bearing and distance S 72° 53' 41" E 183.64 feet to a point of reverse curve; thence run along the arc of a curve to the left having a radius of 350.00 feet and a chord bearing and distance S 76° 31' 13" E 150.65 feet; thence run S 88° 56' 54" E 101.86 feet, S 82° 42' 37" E 221.76 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 150.00 feet and a chord bearing and distance N 64° 22' 17" E 163.03 feet; thence run N 31° 27' 11" E 57.72 feet, S 77° 24' 00" E 209.06 feet, S 01° 21' 52" E 72.93 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 150.00 feet and a chord bearing and distance S 35° 26' 27" E 168.09 feet; thence run S 69° 31' 03" E 424.37 feet, S 00° 22' 02" W 14.92 feet to a point of curve;

thence run along the arc of a curve to the right having a radius of 250.00 feet and a chord bearing and distance S 67° 54' 42" E 185.05 feet thence run S 46° 11' 25" E 63.99 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 150.00 feet and a chord bearing and distance S 63° 01' 50" E 86.91 feet to a point of reverse curve; thence run along the arc of a curve to the right having a radius of 400.00 feet and a chord bearing and distance S 72° 10' 42" E 107.08 feet; thence run S 64° 29' 10" E 134.00 feet, S 67° 34' 05" E 168.90 feet, S 65° 28' 10" E 245.09 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 150.00 feet and a chord bearing and distance S 78° 45' 40" E 69.32 feet to a point of reverse curve; thence run along the arc of a curve to the right having a radius of 150.00 feet and a chord bearing and distance S 78° 50' 11" E 68.94 feet; thence run S 65° 33' 01" E 221.24 feet; S 29° 29' 18" W 27.41 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 200.00 feet and a chord bearing and distance S 68° 33' 17" E 55.97 feet to a point of reverse curve; thence run along the arc of a curve to the right having a radius of 150.00 feet and a chord bearing and distance S 60° 18' 48" E 84.12 feet; thence run S 44° 01' 44" E 272.49 feet, S 58° 17' 25" E 391.83 feet, N 00° 46' 12" W 102.72 feet, S 62° 43' 39" E 757.72 feet, S 79° 29' 44" E 131.49 feet to BHL-19S at Redfish Point and a point of curve; thence run along the arc of a curve to the left having a radius of 85.00 feet and a chord bearing and distance N 59° 28' 09" E 120.21 feet to a point of compound curve; thence run along the arc of a curve to the left having a radius of 800.00 feet a chord bearing and distance N 08° 22' 56" E 169.66 feet; thence run N 02° 19' 18" E 537.56 feet, N 06° 07' 52" W 279.79 feet to a point of curve; thence run along the arc of a curve to the right having a radius of 700.00 feet and a chord bearing and distance N 00° 32' 19" E 162.60 feet; thence run N 07° 12' 30" E 203.96 feet, N 09° 57' 57" E 202.01 feet, N 08° 41' 09" E 433.30 feet, N 14° 50' 50" W 358.27 feet to a point of curve; thence run along the arc of a curve to the right having a radius of 500.00 feet and a chord bearing and distance N 08° 56' 39" E 403.41 feet to a point of reverse curve; thence run along the arc of a curve to the left having a radius of 1100.00 feet and a chord bearing and distance N 24° 31' 29" E 314.19 feet to a point of compound curve; thence run along the arc of a curve to the left having a radius of 50.00 feet and a chord bearing and distance N 36° 48' 58" W 80.00 feet; thence run N 89° 56' 46" W 83.33 feet, N 14° 59' 11" E 212.51 feet, N 88° 32' 38" E 36.78 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 65.00 feet and a chord bearing and distance N 57° 03' 34" E 67.89 feet; thence run N 25° 34' 31" E 91.24 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 1200.00 feet and a chord bearing and distance N 20° 48' 39" E 199.34 feet to a point of reverse curve; thence run along the arc of a curve to the right having a radius of 1,000.00 feet and a chord bearing and distance N 24° 31' 28" E 294.85 feet; thence run N 33° 00' 08" E 221.27 feet to a point of curve; thence run along the arc of a curve to the right having a radius of 150.00 feet and a chord bearing and distance N 43° 22' 09" E 53.98 feet to a point of reverse curve; thence run along the arc of a curve to the left having a radius of 150.00 feet and a chord bearing and distance N 35° 58' 40" E 91.50 feet to a point of reverse curve; thence run

along the arc of a curve to the right having a radius of 150.00 feet and a chord bearing and distance N 26° 25' 09" E 42.79 feet, thence run N 34° 37' 07" E 104.73 feet to BHL-12S; thence run N 23° 53' 05" E 81.52 feet to a point of curve; thence run along the arc of a curve to the right having a radius of 100.00 feet and a chord bearing and distance N 36° 22' 13" E 43.24 feet to a point to reverse curve; thence run along the arc of a curve to the left having a radius of 350.00 feet and a chord bearing and distance N 26° 56' 53" E 261.18 feet to a point of reverse curve; thence run along the arc of a curve to the right having a radius of 500.00 feet and a chord bearing and distance N 10° 49' 03" E 100.63 feet; thence run N 16° 35' 40" E 320.02 feet, N 09° 47' 33" E 135.89 feet, N 15° 01' 53" E 232.36 feet to a point of curve; thence run along the arc of a curve to the right having a radius of 500.00 feet and a chord bearing and distance N 20° 21' 39" E 92.89 feet to a point of reverse curve; thence run along the arc of a curve to the left having a radius of 400.00 feet and a chord bearing and distance N 08° 51' 03" E 231.76 feet; thence continue N 07° 59' 20" W 19.53 feet, N 64° 55' 39" W 65.65 feet, N 24° 20' 31" E 101.55 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 100.00 feet and a chord bearing and distance N 86° 47' 32" E 89.55 feet to a point of compound curve; thence run along the arc of a curve to the left having a radius of 550.00 feet and a chord bearing and distance N 44° 56' 28" E 289.34 feet to a point of reverse curve; thence run along the arc of a curve to the left having a radius of 100.00 feet and a chord bearing and distance N 14° 13' 22" W 138.71 feet; thence continue N 31° 51' 51" E 126.00 feet, S 82° 40' 40" E 89.98 feet, N 64° 42' 53" E 181.01 feet, N 63° 53' 07" E 291.00 feet, N 73° 06' 26" E 272.33 feet, N 83° 21' 49" E 358.17 feet, N 87° 59' 08" E 363.36 feet, N 79° 44' 08" E 259.43 feet and N 57° 40' 52" E 126.14 feet to BHL-5S at Harney Point; thence continue along said Bulkhead Line and the Caloosahatchee River N 76° 50' 44" E 108.94 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 60.00 feet and chord bearing and distance N 29° 15' 46" E 88.59 feet; thence run N 18° 19' 13" W 225.13 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 50.00 feet and a chord bearing and distance N 64° 16' 28" W 71.88 feet; thence run N 07° 04' 47" W 129.38 feet, N 63° 50' 31" E 14.72 feet, N 00° 56' 15" E 285.98 feet, N 11° 49' 37" E 135.75 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 50.00 feet and a chord bearing and distance N 30° 37' 07" W 67.49 feet; thence run N 00° 00' 47" W 93.63 feet to BHL-1S at the south side of the Cape Coral Bridge Causeway; thence continue along the south line of the Cape Coral Bridge Causeway and the last line of the aforesaid approved Bulkhead Line S 89° 41' 19" E 142.41 feet; thence run northerly on a line crossing said Cape Coral Bridge Causeway N 11° 22' 42" E 440.05 feet to BHL-1N; thence continue northerly along the west shore of the Caloosahatchee River and along the Bulkhead Line as approved by the Trustees of the Internal Improvement Trust Fund of the State of Florida March 20, 1973, the following courses and distances: N 30° 18' 34" E 274.81 feet to a point of curve; thence run along the arc of a curve to the left having a radius of 26.91 feet and a chord bearing and distance N 55° 30' 13" E 33.43 feet; thence run N 17° 06' 19" E 151.58 feet, N 26° 10' 55" E 72.21 feet, N 37° 38' 10" E 84.62 feet, N 37° 31' 17"

E 197.40 feet, N 36° 42' 36" E 240.50 feet, N 34° 00' 53" E 158.05 feet, N 33° 02' 00" E 82.30 feet, N 32° 44' 11" E 78.20 feet, N 33° 04' 49" E 78.95 feet, N 39° 08' 48" E 80.46 feet, N 34° 32' 13" E 84.47 feet, N 34° 47' 14" E 78.61 feet, N 34° 48' 05" E 324.82 feet, N 36° 36' 37" E 89.46 feet, N 34° 59' 47" E 95.39 feet to BHL-6N; thence continue along said Bulkhead Line along the westerly shore of the Caloosahatchee River the following courses and distances: N 34° 45' 37" E 503.25 feet, N 31° 34' 57" E 184.41 feet, N 25° 20' 04" E 134.35 feet, N 22° 38' 00" E 222.00 feet, N 17° 20' 10" E 289.94 feet, N 21° 22' 38" E 266.14 feet, N 07° 02' 08" E 209.94 feet, N 44° 24' 26" W 8.32 feet, N 13° 11' 48" W 208.13 feet, N 06° 13' 16" W 211.29 feet, N 05° 03' 42" W 277.63 feet, N 11° 35' 39" W 240.58 feet, N 17° 53' 57" W 204.16 feet, N 16° 12' 07" W 208.00 feet, N 12° 28' 09" W 136.53 feet to BHL-11N south of Plato Canal; thence continue N 05° 53' 59" W 257.98 feet, N 00° 24' 09" E 62.59 feet, N 09° 06' 23" E 70.39 feet, N 19° 56' 05" E 74.52 feet, N 28° 53' 04" E 78.11 feet, N 35° 53' 15" E 78.41 feet, N 36° 21' 05" E 79.67 feet, N 36° 01' 14" E 79.79 feet, N 35° 59' 12" E 240.68 feet, N 35° 57' 53" E 160.44 feet, N 40° 20' 33" E 78.95 feet, N 40° 58' 41" E 80.56 feet, N 40° 25' 24" E 321.82 feet, N 30° 04' 49" E 391.48 feet, N 35° 09' 47" E 69.87 feet, N 23° 19' 03" E 171.24 feet, N 19° 36' 46" E 124.13 feet, N 17° 47' 37" E 121.69 feet, N 04° 12' 03" W 80.54 feet, N 10° 52' 24" E 159.29 feet, N 11° 37' 07" E 80.00 feet, N 17° 48' 16" E 80.69 feet, N 17° 33' 57" E 82.28 feet, N 23° 08' 00" E 84.64 feet, N 30° 56' 29" E 96.09 feet, N 30° 43' 04" E 84.22 feet to BHL-16A-N located south of Palaco Grande Canal; thence continue along said Bulkhead Line N 18° 40' 49" E 284.29 feet, N 02° 53' 59" E 40.19 feet, N 07° 21' 26" W 10.28 feet, N 04° 13' 57" E 89.23 feet, N 02° 48' 27" E 198.11 feet, N 01° 52' 53" E 81.03 feet, N 05° 44' 06" W 81.43 feet, N 08° 34' 40" W 80.63 feet, N 12° 18' 22" W 122.04 feet, N 09° 33' 06" W 84.50 feet, N 03° 12' 26" W 45.08 feet, N 09° 45' 44" W 356.93 feet, N 15° 29' 32" W 83.92 feet, N 10° 54' 06" W 81.49 feet, N 29° 55' 44" W 90.61 feet, N 40° 46' 46" W 100.09 feet, N 26° 08' 42" W 184.06 feet, N 09° 46' 54" W 80.04 feet, N 12° 21' 24" W 84.05 feet, N 15° 05' 33" W 164.98 feet; N 11° 06' 16" W 40.10 feet, N 09° 36' 01" W 162.89 feet, N 11° 37' 46" W 71.85 feet, N 04° 18' 46" W 90.07 feet and N 11° 54' 46" W 52.85 feet to BHL-20N located south of Moody Canal; thence run N 13° 56' 57" E 266.46 feet, N 20° 52' 10" E 399.84 feet, N 23° 32' 00" E 164.69 feet, N 30° 57' 09" E 84.82 feet, N 41° 20' 40" E 190.97 feet, N 18° 23' 20" E 39.12 feet, N 25° 13' 11" E 205.61 feet, N 40° 45' 04" E 104.11 feet, N 30° 56' 38" E 170.47 feet, N 13° 11' 57" E 365.72 feet, N 23° 05' 46" E 115.40 feet, N 06° 08' 34" E 110.69 feet, N 11° 23' 24" E 50.16 feet, N 07° 47' 34" E 330.95 feet, N 11° 58' 48" E 229.26 feet to BHL-24N lying south of Lido Canal; thence continue N 10° 11' 04" E 377.41 feet, N 64° 24' 24" E 41.10 feet, N 56° 55' 42" E 45.23 feet, N 61° 23' 54" E 240.33 feet, N 74° 58' 34" E 85.13 feet, N 59° 10' 04" E 78.94 feet, N 73° 09' 58" E 79.84 feet, N 68° 29' 17" E 143.87 feet, N 84° 32' 22" E 105.22 feet, N 86° 53' 59" E 72.08 feet, N 88° 30' 47" E 76.21 feet, S 84° 24' 51" E 84.33 feet, S 71° 23' 46" E 91.67 feet, S 68° 43' 16" E 98.80 feet, S 80° 55' 14" E 50.85 feet, N 72° 50' 48" E 48.59 feet, N 72° 38' 14" E 97.19 feet, N 61° 39' 57" E 93.92 feet, N 69° 35' 38" E 258.50 feet, N 66° 33' 24" E 79.32 feet, N 64° 50' 28" E 268.06 feet, N 68° 45' 24" E 222.35 feet and N 59° 02' 09" E 38.98 feet to BHL-29N located west of Mackenzie Canal; thence continue

N 74° 14' 34" E 340.81 feet, N 61° 45' 34" E 115.59 feet, N 57° 40' 02" E 263.86 feet, N 59° 42' 44" E 241.55 feet, N 56° 15' 21" E 90.03 feet, N 56° 12' 54" E 274.77 feet, N 38° 14' 34" E 245.77 feet, N 37° 05' 14" E 163.87 feet, N 36° 41' 06" E 82.05 feet, N 35° 33' 28" E 104.14 feet, N 36° 39' 08" E 194.80 feet, N 28° 54' 07" E 293.15 feet, N 18° 07' 34" E 368.36 feet, N 26° 30' 54" E 21.42 feet, N 38° 46' 41" E 228.47 feet to BHL 34N north of Everest Canal; thence continue along said Bulkhead Line N 52° 55' 54" E 113.07 feet and N 34° 13' 18" E 121.85 feet to a point on the section line lying between Sections 28 and 33, Township 44 South, Range 24 East and the north end of said Bulkhead Line; thence run along said section line N 88° 35' 04" E 19.76 388.89 feet to the westerly limits of the City of Fort Myers; thence run along said City Limit Line to a point where a line lying 680 feet north of and parallel with the section line between Sections 21 and 28, Township 44 South, Range 24 East intersects said City of Fort Myers limit line; thence run along said parallel line N 89° 59' 47" W 2229.62 feet to the section line lying between Sections 20 and 21, Township 44 South, Range 24 East; thence run along said section line N 00° 35' 37" W 2010.93 feet to the easterly quarter corner of Section 20, Township 44 South, Range 24 East; thence continue along said section line N 00° 01' 17" E 2657.05 feet to the southeast corner of Section 17, Township 44 South, Range 24 East; thence run along the easterly line of Section 17 N 00° 57' 33" E 2718.39 feet to the easterly quarter corner of Section 17, Township 44 South, Range 24 East; thence continue along said section line N 00° 57' 13" E 2717.95 feet to the southeast corner of Section 8, Township 44 South, Range 24 East; thence run along the easterly line of said Section 8 N 00° 05' 45" E 2651.79 feet to the quarter corner common to Section 8 and Section 9; thence run along southerly line of the west ½ of the west ½ of the northwest ¼ ( W ½ W ½ NW ¼) of said Section 9 S 89° 23' 14" E 652.01 feet to the southeasterly corner of said fractional section; thence run along the easterly line of said fractional section N 00° 11' 15" E 2657.10 feet to the northeasterly corner of said fractional section, said corner being also a point on the centerline of Pondella Road and the southeasterly corner of the southwest ¼ of the southwest ¼ of the southwest ¼ (SW ¼ SW ¼ SW ¼) of Section 4, Township 44 South, Range 24 East; thence run along the easterly line of said fractional section N 05° 04' 12" W 678.83 feet to the northeasterly corner of said fractional section; thence run along the southerly line of the northeast ¼ of the southwest ¼ of the southwest ¼ (NE ¼ SW ¼ SW ¼) and the northwest ¼ of the southeast ¼ of the southwest ¼ (NW ¼ SE ¼ SW ¼) of said Section 4 S 89° 44' 12" E 1310.84 feet to the southeasterly corner of said fractional section; thence run along the easterly line of said fractional section N 04° 47' 21" W 679.25 feet to the northeasterly corner of said fractional section; thence run along the northerly line of said fractional section N 89° 46' 05" W 657.06 feet to the northwesterly corner of said fractional section; thence run along the easterly line of the southeast ¼ of the northwest ¼ of the southwest ¼ (SE ¼ NW ¼ SW ¼) of said Section 4 N 04° 55' 46" W 653.94 feet to a point on the southerly right-of-way line of Orchid Road (50 feet wide); thence run along said southerly right-of-way line N 89° 47' 58" W 708.85 feet to a point on the westerly right-of-way line of said Orchid Road; thence run along said westerly right-of-way line N 05° 04' 12" W 703.88

feet to a point on the east-west quarter section line of said Section 4; thence continue to run along said westerly right-of-way line N 05° 04' 02" W 559.02 feet to a point of intersection with the southerly right-of-way line of State Road 78 (Pine Island Road) thence run along said southerly right-of-way line S 62° 00' 45" W 660.26 feet to a point of intersection with the westerly line of the northwest  $\frac{1}{4}$  (NW  $\frac{1}{4}$ ) of said Section 4; thence run along the westerly line of said northwest  $\frac{1}{4}$  (NW  $\frac{1}{4}$ ) N 05° 11' 49" W 79.18 feet to a point on the northerly right-of-way line of said State Road 78; thence run along said northerly right-of-way line N 62° 00' 45" E 2149.23 feet to a point on the westerly line of the east  $\frac{1}{4}$  of the east  $\frac{1}{2}$  of the northwest  $\frac{1}{4}$  (E  $\frac{1}{2}$  E  $\frac{1}{2}$  NW  $\frac{1}{4}$ ) of said Section 4; thence run along said westerly line of said fractional section N 04° 48' 31" W 1370.99 feet to the northwesterly corner of said fractional section; thence run along the northerly line of said fractional section N 89° 48' 10" E 666.11 feet to the north quarter corner of said Section 4, thence run along the northerly line of the northeast  $\frac{1}{4}$  (NE  $\frac{1}{4}$ ) of said Section 4 S 89° 59' 43" E 3.37 feet to a point on the easterly right-of-way line of Corbett Road as maintained, said point being also a non-tangent point on a curve; thence run southerly along said easterly right-of-way line on a curve concave to the west having for its elements a central angle of 11° 50' 29" E, a radius of 1,242.00 feet and a chord bearing and distance S 10° 02' 39" E 256.23 feet and arc distance of 256.69 feet; thence continue to run along said easterly right-of-way line S 04° 07' 24" E 687.23 feet; thence continue to run along said easterly right-of-way line S 14° 08' 29" E 78.18 feet to a point of intersection with the northerly right-of-way of said State Road 78; thence run along said northerly right-of-way line N 62° 00' 40" E 1254.38 feet to a Florida Department of Transportation right-of-way marker; thence run N 27° 59' 20" W 17.00 feet to a Florida Department of Transportation right-of-way marker; thence run N 62° 00' 40" E 650.11 feet to a point on the westerly bank of Yellow Fever Creek; thence run northwesterly along said bank N 51° 33' 07" W 128.10 feet; thence run N 00° 00' 17" E 25.00 feet on a line perpendicular to the northerly line of said Section 4 to a point on said northerly line; thence run along said northerly line S 89° 59' 43" E 290.00 feet to the southeasterly corner of the southwest  $\frac{1}{4}$  of the southeast  $\frac{1}{4}$  of the southeast  $\frac{1}{4}$  (SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ ) of Section 33, Township 43 South, Range 24 East; thence run along the easterly line of said fractional section N 03° 17' 47" E 664.33 feet to the northeasterly corner of said fractional section; thence run along the northerly line of said fractional section S 89° 59' 22" W 165.47 feet to a point on the easterly line of the west  $\frac{1}{2}$  of the east  $\frac{1}{2}$  of the west  $\frac{1}{2}$  of the east  $\frac{1}{2}$  of the southeast  $\frac{1}{4}$  (W  $\frac{1}{2}$  E  $\frac{1}{2}$  W  $\frac{1}{2}$  E  $\frac{1}{2}$  SE  $\frac{1}{4}$ ) of said Section 33, thence run along said easterly line of said fractional section N 03° 15' 23" E 1064.81 feet to an intersection with a line 400.00 feet north of and parallel to the northerly line of the southeast  $\frac{1}{4}$  of the southeast  $\frac{1}{4}$  (SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ ) of said Section 33, thence run along said parallel line N 89° 58' 31" E 831.05 feet to a point of intersection with the easterly line of the southeast  $\frac{1}{4}$  (SE  $\frac{1}{4}$ ) of said Section 33; thence run along said easterly line of said fractional section N 03° 27' 20" E 928.61 feet to the east quarter (E  $\frac{1}{4}$ ) corner of said Section 33, thence run along the northerly line of said fractional section S 89° 56' 48" W 2002.29 feet to the southeasterly corner of the west  $\frac{1}{2}$  of the southwest  $\frac{1}{4}$  of the northeast  $\frac{1}{4}$  (W  $\frac{1}{2}$  SW  $\frac{1}{4}$

NE  $\frac{1}{4}$ ) of said Section 33; thence run along the easterly line of said fractional section N 02° 58' 38" E 1279.00 feet to an intersection with the south line of the north 50.00 feet of the west  $\frac{1}{2}$  of the southwest  $\frac{1}{4}$  of the northeast  $\frac{1}{4}$  (W  $\frac{1}{2}$  SW  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of said Section 33; thence run S 89° 54' 53" W 670.98 feet to a point 50.00 feet southerly of the northeasterly corner of the southeast  $\frac{1}{4}$  of the northwest  $\frac{1}{4}$  (SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ ) of said Section 33; thence run S 89° 54' 43" W 327.24 feet on a line parallel to and 50.00 feet southerly of the northerly line of said fractional section to the approximate centerline of said Yellow Fever Creek; thence run along the centerline of said Yellow Fever Creek N 68° 37' 19" W 136.63 feet to a point on the northerly line of said fractional section; thence run along the northerly line of said fractional section S 89° 54' 43" W 948.45 feet to a point of intersection with the westerly right-of-way line of Corbett Road as maintained, said point being also a non-tangent point on a curve; thence run northerly along said westerly right-of-way line on a curve concave to the west having for its elements a central angle of 02° 33' 48", a radius of 1800.75 feet and a chord bearing and distance N 00° 21' 52" E 80.56 feet an arc distance of 80.56 feet; thence continue to run along said westerly right-of-way line N 00° 55' 02" W 1171.19 feet; thence continue to run along said westerly right-of-way line N 45° 27' 29" W 70.21 feet to a point of intersection with the southerly right-of-way line of Littleton Road; thence run along said southerly right-of-way line S 89° 28' 59" W 1161.53 feet to the northeasterly corner of a parcel of land conveyed to the Lee County Electric Cooperative in Official Record Book 322, at page 678, Public Records of Lee County, Florida; thence run along the easterly line of said parcel S 00° 04' 18" E 217.00 feet to the southeasterly corner of said parcel; thence run along the southerly line of said parcel S 89° 52' 45" W 230.00 feet to the southwesterly corner of said parcel, being also a point on the westerly line of said Section 33; thence run along the westerly line of said parcel and said Section 33 N 00° 04' 18" W 250.00 feet to the corner common to Sections 28, 29, 32 and 33, Township 43 South, Range 24 East; thence run along the easterly line of said Section 29 N 00° 08' 09" W 2644.34 feet to the east quarter corner of said Section 29, being also the southeasterly corner of the east  $\frac{1}{2}$  of the southeast  $\frac{1}{4}$  of the northeast  $\frac{1}{4}$  (E  $\frac{1}{2}$  SE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of Section 29, thence run along the southerly line of said fractional section S 89° 51' 23" W 640.23 feet to the southwesterly corner of said fractional section; thence run along the westerly line of said fractional section N 01° 20' 06" E 1308.58 feet to the northwesterly corner of said fractional section; thence run along the northerly line of said fractional section N 89° 38' 23" E 607.03 feet to the northeasterly corner of said fractional section; thence run along the easterly line of the northeast  $\frac{1}{4}$  of the northeast  $\frac{1}{4}$  (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of said Section 29 N 00° 07' 09" W 1310.44 feet to the section corner common to the northeast corner of Section 29 and the northwest corner of Section 28; thence run along the section line common to Section 21 and Section 28, Township 43 South, Range 24 East N 88° 35' 52" E 2975.32 feet to the south quarter corner of said Section 21; thence continue along said south line S 89° 48' 15" E 2639.53 feet to the southeast corner of said Section 21, Township 43 South, Range 24 East; thence run along the easterly line of said Section 21 N 00° 00' 35" E 1477.92 feet; thence leaving said easterly section line run northeasterly N 74° 22' 05" E 1201.42 feet to the

westerly right-of-way line of Highway U.S. 41; thence run northwesterly along said right-of-way line N 15° 37' 55" W 200.00 feet; thence continue along said right-of-way line N 74° 22' 05" E 32.00 feet and N 15° 37' 55" W 270.00 feet; thence run southwesterly leaving said right-of-way line S 74° 22' 05" W 1101.82 feet to the easterly section line of said Section 21; thence run northerly along the easterly section line of said Section 21 N 00° 00' 35" E 684.04 feet to the easterly quarter corner of said Section 21; thence continue along the easterly line of said Section 21 N 01° 22' 31" E 2242.72 feet; thence run northeasterly through Section 22, Township 43 South, Range 24 East N 74° 21' 31" E 219.29 feet to the westerly right-of-way line of Highway U.S. 41; thence run northwesterly along the said westerly right-of-way line of Highway U.S. 41 along the arc of a curve concave to the southwest having for its elements a central angle of 03° 25' 29", a radius of 5629.58 feet and a chord bearing and distance N 24° 22' 44.5" W 336.44 feet an arc distance of 336.50 feet; thence continue along said right-of-way line N 26° 05' 29" W 37.00 feet to a point where the north line of said Section 22 intersects said westerly right-of-way line of Highway U.S. 41; thence run westerly along the north line of said Section 22 S 89° 38' 31" W 46.46 feet to the northeast corner of Section 21, Township 43 South, Range 24 East; thence run along the north line of said Section 21 N 89° 56' 18" W 2623.78 feet to the north quarter corner of said Section 21; thence continue along the north line of said Section 21 S 89° 06' 01" W 3059.07 feet to the southeast corner of Section 17, Township 43 South, Range 24 East; thence run along the east line of said Section 17 N 00° 35' 56" E 2688.17 feet to the easterly quarter corner of said Section 17; thence continue along said easterly line N 00° 25' 24" W 2667.70 feet to the northeast corner of said Section 17; thence run along the north line of said Section 17 S 88° 21' 19" W 2349.04 feet to the north quarter corner of said Section 17; thence continue along the north line of said Section 17 N 88° 40' 41" W 2644.88 feet to the northeast corner of Section 18, Township 43 South, Range 24 East; thence run along the north line of said Section 18 N 86° 02' 25" W 2719.48 feet to the north quarter corner of said Section 18; thence continue along said north line N 89° 26' 25" W 2786.80 feet to the northwest corner of said Section 18; thence run along the west line of said Section 18 S 00° 20' 44" W 2711.35 feet to the west quarter corner of said Section 18; thence continue along said westerly line of Section 18 S 00° 44' 56" W 2661.05 feet to the northwest corner of Section 19, Township 43 South, Range 24 East; thence run along the westerly line of said Section 19 S 01° 04' 45" W 2690.55 feet to the west quarter corner of said Section 19; thence continue along said west line S 00° 08' 13" E 2652.21 feet to the northeast corner of Section 25, Township 43 South, Range 23 East; thence run along the north line of said Section 25 S 89° 39' 26" W 2647.24 feet to the north quarter corner of said Section 25; thence continue along said north line S 89° 25' 38" W 2658.91 feet to the southeast corner of Section 23, Township 43 South, Range 23 East; thence run along the easterly line of said Section 23 N 00° 26' 31" E 2274.82 feet; thence run through Section 23 S 62° 46' 04" W 4939.09 feet to the north line of Section 26, Township 43 South, Range 23 East; thence run along the north line of said Section 26 N 89° 48' 30" W 940.88 feet to the northwest corner of said Section 26 and the northeast corner

of Section 27, Township 43 South, Range 23 East; thence run along the north line of said Section 27 N 89° 33' 08" W 2663.70 feet to the north quarter corner of said Section 27; thence continue along said north line N 89° 52' 16" W 2665.84 feet to the northeast corner of Section 28; thence run along the north line of said Section 28 S 89° 05' 53" W 2663.80 feet to the north quarter corner of said Section 28; thence continue along said north line S 88° 59' 35" W 2816.14 feet to the northeast corner of Section 29, Township 43 South, Range 23 East; thence run along the north line of said Section 29 N 89° 18' 13" W 5304.53 feet to the southeast corner of Section 19, Township 43 South, Range 23 East at Burnt Store Road North; thence run along the easterly line of said Section 19 N 00° 14' 07" E 5340.07 feet to the southeast corner of Section 18, Township 43 South, Range 23 East; thence run along the easterly line of said Section 18 N 00° 18' 15" E 2648.42 feet to the east quarter corner of Section 18; thence continue along said east line N 00° 18' 16" E 2648.42 feet to the southeast corner of Section 7, Township 43 South, Range 23 East; thence run along the easterly line of said Section 7 N 01° 57' 06" E 2827.30 feet to the east quarter corner of said Section 7; thence continue along said east line of Section 7 N 01° 57' 06" E 2827.30 feet to the northeast corner of Section 7; thence run along the easterly line of Section 6, Township 43 South, Range 23 East N 00° 41' 35" E 830.69 feet; thence run S 88° 22' 20" W 5302.18 feet to a point common to said Section 6, Township 43 South, Range 23 East and Section 1, Township 43 South, Range 22 East; thence run N 89° 35' 23" W 2733.91 feet more or less to the shoreline of Charlotte Harbor; thence run along the shore line of said Charlotte Harbor the following courses and distances: S 18° 00' 34" W 894.01 feet, S 13° 28' 18" W 1135.63 feet, S 05° 47' 14" W 908.22 feet, S 03° 53' 52" W 1197.51 feet, S 66° 19' 18" W 200.00 feet, S 16° 11' 40" W 1787.75 feet, S 17° 40' 32" W 4457.28 feet and S 33° 22' 03" W 1924.16 feet to a point near the north line of Section 23, Township 43 South, Range 22 East; thence continue along said shore line S 30° 50' 38" W 3276.08 feet, S 19° 52' 56" W 2623.35 feet, S 10° 10' 52" W 1577.19 feet, S 02° 08' 07" W 2698.19 feet; thence continue S 19° 40' 48" W 2124.71 feet crossing what would be the extension of the section line between Sections 26 and 35, Township 43 South, Range 22 East; thence continue along said shore line S 07° 29' 59" E 1864.60 feet, S 29° 48' 07" W 2384.34 feet; thence continue along said shore line S 12° 06' 44" W 737.70 feet crossing the extension westerly of the township line between Township 43 South, Range 22 East and Township 44 South, Range 22 East; thence continue along said shore line the following courses and distances: S 04° 05' 57" W 1525.02 feet, S 21° 32' 31" W 1337.22 feet, S 00° 24' 49" E 1740.33 feet, S 13° 12' 58" E 1353.91 feet, S 33° 07' 01" E 2424.76 feet, S 51° 56' 04" E 2427.21 feet, S 12° 24' 44" W 1036.04 feet, S 49° 20' 49" E 1750.88 feet, S 62° 25' 52" E 2536.69 feet, S 01° 55' 58" W 1221.26 feet, S 53° 32' 24" E 1650.19 feet and S 80° 00' 11" E 213.96 feet to the northwest corner of Matlacha Shores (Plat Book 10, Page 29 of the Lee County Public Records); thence run along the boundary of said Matlacha Shores and Matlacha Isles the following courses and distances: S 89° 17' 45" E 595.00 feet, S 09° 33' 45" E 662.10 feet, S 89° 17' 45" E 708.50 feet to the northwest corner of Matlacha Isles; thence continue S 89° 17' 45" E 24.76 feet, N 63° 04' 15" E 1089.98 feet to a point of curve; thence run along

the arc of a curve to the right having a radius of 1239.93 feet and a chord bearing and distance N 74° 01' 00" E 470.87 feet to a point not tangent to said curve; thence run N 00° 01' 25" W 178.21 feet, N 89° 58' 35" E 214.76 feet to the range line lying between Section 13 of Township 44 South, Range 22 East and Section 18, Township 44 South, Range 23 East; thence run through said Section 18 along the arc of a curve to the right having a radius of 148.03 feet and a chord bearing and distance S 42° 56' 17.5" E 216.83 feet to a point of reverse curve; thence run along the arc of a curve to the left having a radius of 265.56 feet and a chord bearing and distance of S 33° 51' 09" E 327.05 feet to a point of tangency; thence continue S 71° 51' 08" E 817.78 feet, N 00° 14' 24" E 1110.44 feet, S 89° 45' 36" E 1370.00 feet, S 00° 14' 24" W 105.00 feet, S 89° 45' 36" E 55.00 feet, S 00° 14' 24" W 1523.09 feet, S 79° 59' 50" E 10.14 feet and S 00° 14' 24" W 65.19 feet to the south quarter corner of Section 18, Township 44 South, Range 23 East; thence run along the southerly line of said Section 18, Township 44 South, Range 23 East S 89° 50' 18" E 2642.45 feet to the southwest corner of Section 17, Township 44 South, Range 23 East; thence run along the south line of said Section 17 S 89° 38' 02" E 5393.24 feet to the southwest corner of Section 16, Township 44 South, Range 23 East; thence run along the south line of said Section 16 N 87° 41' 52" E 2004.48 feet to the northeast corner of the west half of the northeast quarter of the northwest quarter (W ½ NE ¼ NW ¼) of Section 21, Township 44 South, Range 23 East; thence run along the easterly line of the west half of the northeast quarter of the northwest quarter (W ½ NE ¼ NW ¼) of Section 21 S 00° 29' 17" E 1339.31 feet to the southeast corner of said fractional section; thence run along the southerly line of said fractional section S 87° 41' 33" W 664.19 feet to the southwest corner of said fractional section; thence run along the westerly line of the southeast ¼ of the northwest ¼ (SE ¼ NW ¼) of said Section 21 S 00° 35' 35" E 1379.68 feet to the northeast corner of the north ½ of the north ½ of the northwest ¼ of the southwest ¼ (N ½ N ½ NW ¼ SW ¼) of said Section 21; thence run along the easterly line of said fractional section S 00° 35' 35" E 338.64 feet to the southeast corner of said fractional section; thence run along the southerly line of said fractional section S 89° 23' 58" W 693.70 feet to the southeast corner of the north ½ of the northwest ¼ of the northwest ¼ of the southwest ¼ (N ½ NW ¼ NW ¼ SW ¼) of section 21; thence run along the east line of said fractional section N 01° 24' 32" W 333.33 feet; thence run along the north line of said fractional section S 89° 22' 44" W 676.10 feet to the northwest corner of the southwest ¼ of section 21; thence run along the west line of the southwest ¼ of section 21 S 01° 47' 17" E 1330.29 feet to the northeast corner of the south ½ of the southeast ¼ (S ½ SE ¼) of Section 20, Township 44 South, Range 23 East; thence run along the northerly line of said fractional section S 89° 46' 18" W 1327.07 feet to the southeast corner of the northwest ¼ of the southeast ¼ (NW ¼ SE ¼) of said Section 20; thence run along the easterly line of said fractional section N 02° 11' 08" W 1330.06 feet to the southeast corner of the southwest ¼ of the northeast ¼ (SW ¼ NE ¼) of said Section 20; thence run along the easterly line of said fractional section N 01° 12' 00" W 1339.18 feet to a point on the southerly line of a parcel described in Ordinance No. 51-88 as "the north half (N ½) of the northeast quarter

(NE  $\frac{1}{4}$ ) less the easterly 880 feet, and less the northerly 33 feet for road right-of-way, in Section 20, Township 44 South, Range 23 East, Lee County, Florida"; thence run along the southerly line of said parcel N 89° 42' 24" E 453.87 feet to the southeast corner of said parcel; thence run along the easterly line of said parcel N 00° 34' 09" W 1306.81 feet to the northeast corner of said parcel; being also a point on the southerly right-of-way line of State Road 78 (Pine Island Road); thence run along the northerly line of said parcel and the said southerly right-of-way line S 89° 38' 02" W 1816.24 feet to the northwest corner of said parcel; thence run along the westerly line of the northeast  $\frac{1}{4}$  (NE  $\frac{1}{4}$ ) of said Section 20, being also the easterly line of Royal Tee Subdivision as recorded in Plat Book 37, at pages 1 through 19, Public Records of Lee County, Florida, S 01° 50' 00" E 2675.18 feet to the southwest corner of said fractional section; thence run along the westerly line of the north  $\frac{1}{2}$  of the northwest  $\frac{1}{4}$  of the southeast  $\frac{1}{4}$  (N  $\frac{1}{2}$  NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ ) of said Section 20, being also the easterly line of said Royal Tee Subdivision S 01° 50' 45" E 665.24 feet to the northwest corner of the south  $\frac{1}{2}$  of the northwest  $\frac{1}{4}$  of the southeast  $\frac{1}{4}$  (S  $\frac{1}{2}$  NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ ) of said Section 20; thence run along the northerly line of said fractional section N 89° 47' 10" E 30.00 feet to a point of intersection with a line 30.00 feet east of and parallel to the westerly line of said fractional section; thence run along said parallel line S 01° 50' 45" E 665.24 feet to a point of intersection with the northerly line of the south  $\frac{1}{2}$  of the southeast  $\frac{1}{4}$  (S  $\frac{1}{2}$  SE  $\frac{1}{4}$ ) of said Section 20; thence run along the northerly line of said fractional section S 89° 46' 18" W 30.00 feet to the northwest corner of said fractional section, being also a point on the easterly line of said Royal Tee Subdivision; thence run along the westerly line of said fractional section and the easterly line of said Royal Tee Subdivision S 01° 50' 45" E 1330.47 feet to the southwest corner of said fractional section; thence run westerly along the section line between the southwest  $\frac{1}{4}$  (SW  $\frac{1}{4}$ ) of said Section 20 and the northwest  $\frac{1}{4}$  (NW  $\frac{1}{4}$ ) of Section 29, Township 44 South, Range 23 East and along the section line between Sections 19 and 30, Township 44 South, Range 23 East a distance of 7,485.65 feet to the shore line of Matlacha Pass and the Point of Beginning of the herein described territorial limits. Bearings used herein are the same as the bearing system used for Record Plats of Cape Coral Subdivision.

**INCLUDING THERETO THE FOLLOWING NON-CONTIGUOUS ANNEXED PARCELS:**

N.C.T. 1.: Ordinance No. 1-88; the west  $\frac{1}{2}$  of the east  $\frac{1}{2}$  of the northeast  $\frac{1}{4}$  of the northeast  $\frac{1}{4}$  (W  $\frac{1}{2}$  E  $\frac{1}{2}$  NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of Section 19, Township 44 South, Range 23 East, Lee County, Florida, less the north thirty-three (33) feet for right-of-way of Pine Island Road.

N.C.T. 2.: Ordinance No. 72-88; Lot 18 of tract 2, of a recorded map, being the west  $\frac{1}{2}$  of the east  $\frac{1}{2}$  of the east  $\frac{1}{2}$  of the northeast  $\frac{1}{4}$  of the northeast  $\frac{1}{4}$  (W  $\frac{1}{2}$  E  $\frac{1}{2}$  E  $\frac{1}{2}$  NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) of Section 19, Township 44 South, Range 23 East, described as follows: Beginning at the point marked by concrete monument marked 18 A 49 at south line of right-of-way of State Highway No. 78 and running southerly 1294.3 feet, thence running easterly 164 feet, thence running northerly 1295 feet to south

line of right-of-way of Highway 78, thence westerly along said right-of-way line 165 feet to Point of Beginning. Said parcel contains 5 acres, more or less.

N.C.T. 3.: Ordinance No. 73-88; the east  $\frac{1}{2}$  of the east  $\frac{1}{2}$  of the west  $\frac{1}{2}$  of the northwest  $\frac{1}{4}$  of the northwest  $\frac{1}{4}$  (E  $\frac{1}{2}$  E  $\frac{1}{2}$  W  $\frac{1}{2}$  NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ ) of Section 20, Township 44 South, Range 23 East, Lee County, Florida. Less road right-of-way for Pine Island Road (State Road 78) across the north 33.00 feet thereof.

NOTE: N.C.T.: Non-contiguous tract within City limits.

EXCEPTING THEREFROM THOSE PARCELS OF LAND ELIMINATED FROM THE INTERIOR TERRITORIAL PORTION OF THE CITY OF CAPE CORAL BY VARIOUS COURT ORDERS, AS FOLLOWS:

A. A parcel of land located in Section 17, Township 44 South, Range 23 East, described as: the east half of the east half of the east half of the southeast quarter of the southeast quarter (E  $\frac{1}{2}$  E  $\frac{1}{2}$  E  $\frac{1}{2}$  SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ ) of Lot 1, T.M. Stevens unrecorded tracts according to a plat on file with the Tax Assessor of Lee County, Florida, in Section 17, Township 44 South, Range 23 East, as described in Parcel 110, Lee County Case No. 71-1137. (Assumed to be E  $\frac{1}{2}$  E  $\frac{1}{2}$  E  $\frac{1}{2}$  SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  Section 17).

B. Two contiguous parcels of land located in Section 17, Township 44 South, Range 23 East, described as: the east half of the west half of the west half of the southeast quarter of the southwest quarter (E  $\frac{1}{2}$  W  $\frac{1}{2}$  W  $\frac{1}{2}$  SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ ), and the west half of the west half of the west half of the southeast quarter of the southwest quarter (W  $\frac{1}{2}$  W  $\frac{1}{2}$  W  $\frac{1}{2}$  SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ ) of said Section 17, Township 44 South, Range 23 East, as parcels of Greater Pine Island Water Company.

C. A parcel of land located in Section 16, Township 44 South, Range 23 East, described as: the west half of the east half of the west half of the southeast quarter of the southwest quarter (W  $\frac{1}{2}$  E  $\frac{1}{2}$  W  $\frac{1}{2}$  SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ ) of said Section 16, as described in Parcel 51, Lee County Case No. 71-1137.

D. A parcel of land located in Section 15, Township 44 South, Range 23 East, described as: Beginning at intersection of centerline of Pine Island Road and East line of Section 15, Township 44 South, Range 23 East; thence north 583 <sup>365</sup>/<sub>1000</sub> (assumed to be 583.365) feet; west 330 feet; south to centerline of road; thence northeasterly to the Point of Beginning, as described in parcel 119, Lee County Case No. 71-1137.

E. Five contiguous parcels of land located in Section 10, Township 44 South, Range 23 East, described as:

1. Begin 1514.07 feet North and 143 feet West of the Southeast corner of Section 10, Township 44 South, Range 23 East; thence south 168.23 feet; thence West 100 feet; thence North 168.23 feet; thence East 100 feet to the Point of Beginning as described in Parcel 113, Lee County Case No. 71-1137.

2. From the Southeast corner of Section 10, Township 44 South, Range 23 East, run North 1514.07 feet to the Centerline Proposed Subdivision road; thence west along centerline 543 feet to Point of Beginning; thence South 168.25 feet; thence west 100 feet; thence north 168.23 feet; thence east

100 feet to the Point of Beginning; less 25 foot easement on north for road right-of-way and 20 feet on south for drainage easement as described in Parcel 114, Lee County Case No. 71-1137.

3. Begin 1514.07 foot north and 243 feet west of southeast corner of Section 10, Township 44 South, Range 23 East; thence south 168.23 feet; thence west 100 feet; thence north 168.23 feet; thence east 100 feet to the Point of Beginning as described in Parcel 115, Lee County Case No. 71-1137.

4. Begin 1514.07 feet north and 343 feet west of the southeast corner of Section 10, Township 44 South, Range 23 East; thence south 168.23 feet; thence west 100 feet; thence north 168.23 feet; thence east 100 feet to the Point of Beginning as described in Parcel 116, Lee County Case No. 71-1137.

5. Begin 1514.07 feet north and 443 feet west of southeast corner of Section 10, Township 44 South, Range 23 East; thence south 168.23 feet; thence west 100 feet; thence north 168.23 feet; thence east 100 feet to the Point of Beginning as described in Parcel 117, Lee County Case No. 71-1137.

NOTE: Above five parcels known as Whispering Pines.

F. Two contiguous parcels of land located in Section 19, Township 43 South, Range 23 East, described as:

1. The east half of the southeast quarter of the northwest quarter of the southwest quarter; and the west half of the southwest quarter of the northeast quarter of the southwest quarter of Section 19, Township 43 South, Range 23 East as described in Parcel "C", Lee County Case No. 71-251. 2. The east half of the southwest quarter of the northeast quarter of the southwest quarter; and the west half of the southeast quarter of the northeast quarter of the southwest quarter of Section 19, Township 43 South, Range 23 East as described in Parcel "D", Lee County Case No. 71-251.

G. Two contiguous parcels of land located in Section 8, Township 44 South, Range 24 East, described as:

1. A parcel of land in Lee County, in Section 8, Township 44 South, Range 24 East, more particularly described as follows: Begin 40 feet South of the North/East corner of Section 8; thence West 1380 feet along the south right of way line of Pondella Road to the point of beginning; thence continue West 240 feet; thence South 1333.4 feet; thence East 240 feet; thence North to the point of beginning as described in parcel 10, Lee County Case No. 71-1137, Less and excepting from exclusion: The south 370.52 feet of said Parcel 10, voluntarily annexed into the incorporated City of Cape Coral Territorial Limits by Ordinance 20-96, on April 22, 1996. 2. A parcel of land in Lee County, in Section 8, Township 44 South, Range 24 East, more particularly described as follows: Commence 40 feet South of the North/East corner of Section 8; thence run Westerly along the South line of Pondella Road for 1620 feet to the point of beginning; thence continue Westerly along said right-of-way line 180 feet; thence South 1333.4 feet; thence East 180 feet; thence run North to the Point of Beginning as described in parcel 11, Lee County Case No. 71-1137, Less and excepting from exclusion: The south 370.52 feet of said Parcel 11, voluntarily annexed into the incorporated City of Cape Coral Territorial Limits by Ordinance 20-96, on April 22, 1996.

H. A parcel of land located in Section 8, Township 44 South, Range 24 East, described as the east 1080 feet of the north  $\frac{1}{4}$  (N  $\frac{1}{4}$ ) of Section 8, Township 44 South, Range 24 East.

NOTE: The above described east 1080 feet of the North  $\frac{1}{4}$  (N  $\frac{1}{4}$ ) of Section 8, Township 44 South, Range 24 East includes within its limits the following individually and otherwise or elsewhere described excluded parcels:

1. Beginning 40 feet South and 690 feet West of the Northeast corner of Section 8, Township 44 South, Range 24 East; thence run west for 390 feet; thence South for 1317.5 feet; thence East for 390 feet; thence North for 1306.8 feet to the point of beginning as described in parcel "E", Lee County Case No. 71-251. 2. Forty-two lots located within Pondella Heights according to a plat recorded in Official Records Book 11, Page 52 and Official Records Book 12, Page 25, Public Records of Lee County, Florida, as described in Parcels No. 3, 13, 14, 23, 24, 25, 26, 27, 28, 29, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 53, 54, 55, 56, 57, 61, 62, 67, 68, 70, 72, 74, 75, 76, 77, 78, 87, 90, 91, 92, 99, and 128, Lee County Case No. 71-1137.

I. A parcel of land located in Section 5, Township 44 South, Range 24 East, described as: From the Southeast corner of Section 5, Township 44 South, Range 24 East; run Northerly along the East line of said Section 5 for 33.17 feet to the North line of Pondella Road; thence run West parallel to and 33 feet from the centerline of Pondella Road for 720 feet to the Point of Beginning. Thence continue West along the North side of Pondella for 180 feet; thence run North on a perpendicular to Pondella for 312 feet, thence run Westerly parallel to Pondella for 180 feet; thence run North and perpendicular to Pondella for 1005.2 feet; thence run East and perpendicular to Pondella for 360 feet; thence run South along a perpendicular to Pondella for 1317.2 to the Point of Beginning as described in Parcel "F", Lee County Case No. 71-251.

J. A parcel of land located in Section 5, Township 44 South, Range 24 East, described as: From the Southeast corner of Section 5, Township 44 South, Range 24 East, run Northerly along the East line of Section 5 for 33 feet to the North line of Pondella Road; thence run Westerly parallel to and 33 feet from the centerline of said road for 900 feet to the point of beginning of the lands herein described. From said point of beginning continue West-erly along said North side of Pondella Road for 180 feet; thence run North-erly along a perpendicular to said road for 312 feet; thence run easterly parallel to said road for 180 feet; thence run southerly along a perpendicular to said road for 312 feet to the point of beginning as described in Parcel 2, Lee County Case No. 71-1137.

K. A parcel of land in Section 5, Township 44 South, Range 24 East, described as: From the South/East corner run North along the East line of the Section for 40 feet to the North right-of-way line of Pondella Road; thence run Westerly along the North right-of-way line 1080 feet to the point of beginning; thence continue Westerly 360 feet; thence run Northerly at a right angle to the road, to the Southerly right-of-way line of State Road 78; thence run Easterly along the right-of-way line to an intersection with a line running from the point of beginning at a right angle with the Northerly

right-of-way line of Pondella Road; thence Southerly to the point of beginning as described in Parcel 18, Lee County Case No. 71-1137.

L. A parcel of land in Section 5, Township 44 South, Range 24 East, described as: Begin at the Southeast corner of Section 5, thence run West along with the centerline of Pondella Road 1440 feet; thence run North 40 feet to the North right-of-way line of said road; thence North 1310.2 feet; thence West 720 feet; thence South 1310.2 feet to the North right of way line of Pondella Road; thence East 720 feet to the Point of Beginning as described in Parcel 9, Lee County Case No. 71-1137.

M. Thirty individually described parcels of land all located in Section 5, Township 44 South, Range 24 East and within the boundary of Del Pine Manor, according to an unrecorded plat on file with the Tax Assessor of Lee County, Florida, described as:

1. Lots 1 and 2, Block A, as described in Parcel 108, Lee County Case No. 71-1137.

2. Lots 4 and 5, Block A, as described in Parcel 12, Lee County Case No. 71-1137.

3. Lot 6, Block A, as described in Parcel 19, Lee County Case No. 71-1137.

4. Lots 10 and 11, Block A, as described in Parcel 21, Lee County Case No. 71-1137.

5. Lot 14, Block A, as described in Parcel 1, Lee County Case No. 71-1137.

6. Lot 15, Block A, as described in Parcel 30, Lee County Case No. 71-1137.

7. Lot 16 and the south 37.5 feet of Lot 17, Block A, as described in Parcel 109, Lee County Case No. 71-1137.

8. The North 56 feet of the North 112.5 feet of the following described property:

From the Southeast corner of Section 5, Township 44 South, Range 24 East, run Northerly along the East line of said Section 5 for 33 feet to the North line of County Road known as Pondella Road; thence run Westerly along the North line parallel to and 33 feet from the centerline of said road for 2,160 feet; thence Northerly on a line perpendicular to the said road 1,288 feet as the point of beginning of and herein described; thence West 150 feet; thence North 150 feet; thence East 150 feet; thence South 150 feet to the point of beginning also being known as parts of Lots 17 and 18, Block "A", Del Pine Manor, Lee County, Florida, unrecorded.

9. Lot 20, Block A, as described in Parcel 79, Lee County Case No. 71-1137.

10. Lot 21, Block A, as described in Parcel 83, Lee County Case No. 71-1137.

11. Lot 22, Block A, as described in Parcel 85, Lee County Case No. 71-1137.

12. Lots 1 and 2, Block B, as described in Parcel 60, Lee County Case No. 71-1137.

13. Lot 3, Block B, as described in Parcel 71, Lee County Case No. 71-1137.
  14. Lot 4, Block B, as described in Parcel 63, Lee County Case No. 71-1137.
  15. Lot 5, Block B, as described in Parcel 8, Lee County Case No. 71-1137.
  16. Lots 8 and 9, Block B, as described in Parcel 50, Lee County Case No. 71-1137.
  17. Lot 10 and the south 12.5 feet of Lot 11, as described in Parcel 64, Lee County Case No. 71-1137.
  18. The north 25 feet of the south 37.5 feet of Lot 11, as described in Parcel 38, Lee County Case No. 71-1137.
  19. The north 37.5 feet of Lot 11, Block B, and Lots 12 and 13, Block B, as described in Parcel 37, Lee County Case No. 71-1137.
  20. Lot 20, Block B, and described in Parcel 86, Lee County Case No. 71-1137.
  21. Lot 21, Block B, as described in Parcel 84, Lee County Case No. 71-1137.
  22. Lot 22, Block B, as described in Parcel 59, Lee County Case No. 71-1137.
  23. Lot 23, Block B, as described in Parcel 58, Lee County Case No. 71-1137.
  24. Lots 24 and 25, Block B, as described in Parcel 39, Lee County Case No. 71-1137.
  25. Lot 26, Block B, as described in Parcel 97, Lee County Case No. 71-1137.
  26. Lots 27, 28 and 29, Block B, as described in Parcel 98, Lee County Case No. 71-1137.
  27. Lot 37, Block B, as described in Parcel 94, Lee County Case No. 71-1137.
  28. Lot 38, Block B, as described in Parcel 95, Lee County Case No. 71-1137.
  29. The north 47 feet of Lot 39, Block B, as described in Parcel 96, Lee County Case No. 71-1137.
  30. The south 38 feet of Lot 39, Block B and Lots 40 and 41, Block B, as described in Parcel 107, Lee County Case No. 71-1137.
- N. All of Section 29, Township 44 South, Range 23 East, as described in Exhibits "A" and "B", Lee County Case No. 71-1336.
- O. All of Section 30, Township 44 South, Range 23 East, as described in Exhibits "A" and "B", Lee County Case No. 71-1336.

The above territorial limits shall also include any and all lands which may be annexed thereto.

Section 2. This act shall take effect upon becoming a law.

Approved by the Governor May 13, 2002.

Filed in Office Secretary of State May 13, 2002.