





GREGORY S. OROPEZA | ADELE VIRGINIA STONES | SUSAN M. CARDENAS

### VIA HAND DELIVERY

November 6, 2020

Katie Halloran, Planning Director City of Key West 1300 White Street Key West, Florida 33040

#### RE: Application for Transient License and Unit Transfer to 512 Catherine Street, Key West, Florida 33040:

Dear Ms. Halloran:

Enclosed please find the Application for Transfer of Transient Unit and License on behalf of this firm's client, 512 Catherine Street, LLC, a Florida limited liability company ("Owner"), for the transfer of three (3) transient units and licenses to the real property located at 512 Catherine Street, Key West, Florida 33040 (the "Property" or "512 Catherine"). This Application proposes to transfer two (2) licenses and the associated units from The Studios of Key West (the "Studios") and one license and associated unit pursuant to Planning Board Resolution 2015-23, commonly known as a "Hyatt License."

Currently, 512 Catherine consists of a recognized two-family structure which recently was deemed unsafe and condemned by the City of Key West Chief Building Official. A copy of such notice is enclosed herein. The Owner is proposing to reconstruct two single-family homes at 512 Catherine. The Owner is proposing to construct a five (5) bedroom home for use with the Hyatt License and one Studios license and a two (2) bedroom home for use with the remaining Studios license.

The Owner is proposing to transfer the Hyatt License and unit and the Studios unit and license and relinquish the residential BPAS units associated with same to the City for use by the City for its beneficial use program. Currently, there is no prohibition under City of Key West Code on the relinquishment of units from a property, and such mechanism allows the City to use the excess units for housing needs as it deems necessary and appropriate. The transfer furthers the goals of the City by removing nonconforming transient uses and converting such use to permanent residential housing.

The alternative of the Owner keeping the excess units would not be in keeping with the current goal of the City to promote and support affordable housing. If the Owner retained the excess units, at such time as the City permitted the transfer of unassigned units, such assigned units could be used for new market rate housing. Alternatively, by retaining the excess units, the City can designate, restrict or use such units to provide affordable housing.

Katie Halloran, Planning Director November 6, 2020 Page Two

If you should have any questions, please do not hesitate to contact me.

Very truly yours,

5 × 0 ~

Gregory S. Oropeza

GSO:gg

Attachments





# Application for Transfer of Transient Unit and License

## City of Key West, Florida • Planning Department 1300 White Street • Key West, Florida 33040 • 305-809-3764 • www.cityofkeywest-fl.gov

### Application Fee: \$4,515.00

(includes \$210.00 advertising/noticing fee and \$105.00 fire review fee)

Please complete this application in its entirety accompanied by a check for \$4,515.00 made out to the City of Key West. Deliver the original and 2 signed & sealed surveys and site plans to the Planning Department located at <u>1300 White Street, Key West, FL 33040</u>. Due to the complexity and individuality of each transaction, the Planning Department may need additional information prior to processing.

This application is for a transaction involving a transfer from one location (sender site) to another (receiver site). If there is an additional site at either end of the transfer process, this requires another application.

The owner(s) of both the sender site and receiver site are the applicants and must sign the application. Corporations and partnerships must sign as legally required. If another person is acting as the agent or authorized representative of the owner, supporting documentation must be provided as indicated.

The application process for a Transient Transfer is: Development Review Committee (DRC) Planning Board

A. Fill in the following information. <i>Sender Site</i>	Receiver Site		
Address of Site	Address of Site		
529 Eaton Street	512 Catherine Street		
RE# 00004140-000000	RE#00028590-000000		
Name(s) of Owner(s):	Name(s) of Owner(s):		
The Studios of Key West, Inc.	512 Catherine Street, LLC		
and unassigned			
Name of Agent or Person to Contact:	Name of Agent or Person to Contact:		
Gregory S. Oropeza, Esq.	Gregory S. Oropeza, Esq.		
Oropeza, Stones & Cardenas, PLLC Address:	Oropeza, Stones & Cardenas, PLLC Address:		
221 Simonton Street	221 Simonton Street		
Key West, FL 33040	Key West, FL 33040		
greg@oropezastonescardenas.com , Telephone	greg@oropezastonescardenas.com Telephone		
305–294–0252 Email	305–294–0252 Email		

### For Sender Site:

Carriage Trade House, Inc. and Unassigned "Local name" of property\_\_\_\_\_Zoning district<u>HNC-1</u>

Legal description <u>See Sender Site Warranty attached hereto</u>

Currentuse: Artist housing for The Studios of Key West

Number of existing transient units: <u>Three (3)</u> unassigned

Size of site <u>4800 sq ft</u>Number of existing city transient rental licenses: <u>3</u>

What is being removed from the sender site? <u>Two (2)</u> transient units and licenses from Carriage House and one (1) unassigned What are your plans for the sender site? <u>To use as a non-transient permanent</u>

housing for artists

 For Receiver Site:

 "Local name" of property\_\_\_\_N/A
 Zoning district HRCC-3

 Legal description \_\_\_\_KW LT 8 PT LT 11 SQR 8 TR 11
 Current use \_\_\_\_Vacant land and residential structure

 Size of site: 5082 sq ft Number of existing city transient rental licenses: \_\_\_\_\_
 0

 Number of existing transient and/or residential units: \_\_One (1)
 \_\_\_\_\_\_

 Existing non-residential floor area \_\_\_\_\_\_
 0

 What will be transferred to the receiver site? Three (3) transient units & licenses

 What are your plans for the receiver site? Redevelop existing duplex into

 two (2) single-family transient home

### **<u>Receiver Site: Current Owner Information</u>**

1. NAME	2. NAME
ADDRESS	ADDRESS
TELEPHONE (1)	TELEPHONE (1)
(2)	(2)
FAX	FAX
FOR CORPORATIONS	
A.CORPORATE NAME 512 Ca	atherine Street, LLC
B. STATE/COUNTRY OF INCO	RPORATION_ <u>florida</u>
C. REGISTERED TO DO BUSIN	ESS IN THE STATE OF FLORIDA YES NO
D. NAMES OF OFFICERS AND	DESIGNATIONS
Bruce Mineroff, Manager	
FOR PARTNERSHIPS	
<i>FOR PARTNERSHIPS</i> A. NAME OF PARTNERSHIP:	
<i>FOR PARTNERSHIPS</i> A. NAME OF PARTNERSHIP: B. STATE OF REGISTRATION:	
<b>FOR PARTNERSHIPS</b> <ul> <li>A. NAME OF PARTNERSHIP:</li> <li>B. STATE OF REGISTRATION:</li> <li>C. GENERAL PARTNER WITH</li> </ul>	AUTHORITY TO BIND PARTNERSHIP:
FOR PARTNERSHIPS A. NAME OF PARTNERSHIP: B. STATE OF REGISTRATION: C. GENERAL PARTNER WITH FOR CORPORATIONS AND PA	AUTHORITY TO BIND PARTNERSHIP:
FOR PARTNERSHIPS A. NAME OF PARTNERSHIP: B. STATE OF REGISTRATION: C. GENERAL PARTNER WITH FOR CORPORATIONS AND PA NAME AND ADDRESS OF PER	AUTHORITY TO BIND PARTNERSHIP: RTNERSHIPS

### Sender Site: Current Owner Information

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FOR INDIVIDUALS				
1. NAME	2. NAME			
ADDRESS	ADDRESS			
TELEPHONE(1)	TELEPHONE(1)			
(2)	(2)			
FAX	FAX			
FOR CORPORATIONS				
A. CORPORATE NAME <u>The Stud</u>	ios of Key West, Inc.			
	ATION_Florida			
C. REGISTERED TO DO BUSINESS IN	N THE STATE OF FLORIDA YES NO			
D. NAMES OF OFFICERS AND DESIG	GNATIONS			
Stephen Kitsakos -President	<u> Paula Tishok - Secretary</u>			
Richard McChesney - VP	James Morris - T <u>reasur</u> er			
FOR PARTNERSHIPS				
A. NAME OF PARTNERSHIP:				
B. STATE OF REGISTRATION:				
C. GENERAL PARTNER WITH AUTH	ORITY TO BIND PARTNERSHIP:			
FOR CORPORATIONS AND PARTNE NAME AND ADDRESS OF PERSON "				
Gregory S. Oropeza				

TELEPHONE(S) <u>305–294–0252</u> FAX\_\_\_\_\_

\_\_\_\_\_

### <u>REOUIRED ATTACHMENTS</u>

### Sender Site

1. Current survey N/A

- 2. Current floor plans
- 3. Copies of current occupational license(s) for transient rental use OR Letter from City Licensing Official verifying number of licenses and date
- 4. Copy of last recorded deed to show ownership as listed on application
- 5. If property is mortgaged, a letter from the mortgagee consenting to the transfer of the transient licenses and the proposed disposition of the property
- 6. Proposed site plan if changed for future use N/A
- 7. Proposed floor plans if changed for future use N/A
- 8. Detailed description of how use of transient rental units will be extinguished.
- 9. Other \_\_\_\_\_

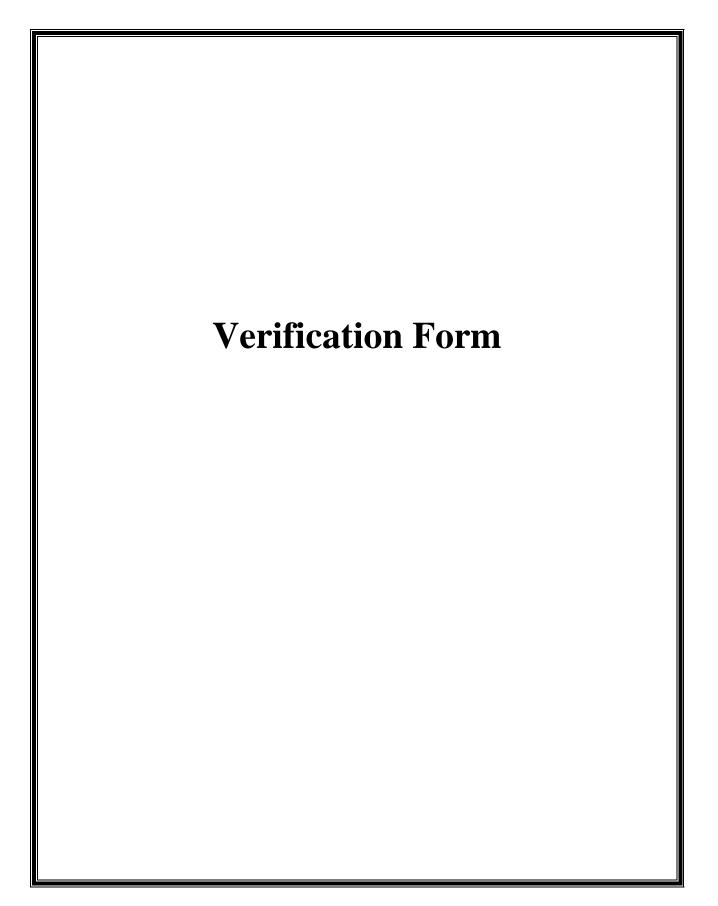
**Receiver Site** 

- 1. Current survey
- 2. Current floor plans
- 3. Copies of current occupational license(s).
- 4. Copy of last recorded deed to show ownership as listed on application

5. If there is a homeowner's or condominium association, provide proof of the association's approval of the transfer. (This approval must be by a majority vote as defined by the governing documents of the association.)

- 6. Proposed site plan if changed for future use
- 7. Proposed floor plans if changed for future use
- 8. Other \_\_\_\_

~ NOTE: The above items constitute <u>one (1) complete application</u> package. Two (2) signed & sealed surveys and site plans are required ~





# City of Key West Planning Department Verification Form

(Where Applicant is an entity)

I, Gregory S. Oropeza, in my capacity as	Manager
(print name)	(print position; president, managing member)

of <u>Oropeza, Stones & Cardenas, PLLC</u> (print name of entity)

being duly sworn, depose and say that I am the Authorized Representative of the Owner (as appears on the deed), for the following property identified as the subject matter of this application:

512 Catherine Street

Street address of subject property

I, the undersigned, declare under penalty of perjury under the laws of the State of Florida that I am the Authorized Representative of the property involved in this application; that the information on all plans, drawings and sketches attached hereto and all the statements and answers contained herein are in all respects true and correct.

In the event the City or the Planning Department relies on any representation herein which proves to be untrue or incorrect, any action or approval based on said representation shall be subject to revocation.

Signature of Applicant

Subscribed and sworn to (or affirmed) before me on this 0 + 29 + 2020 by date

Gregory S. Oropeza \_\_\_\_\_\_ Name of Applicant

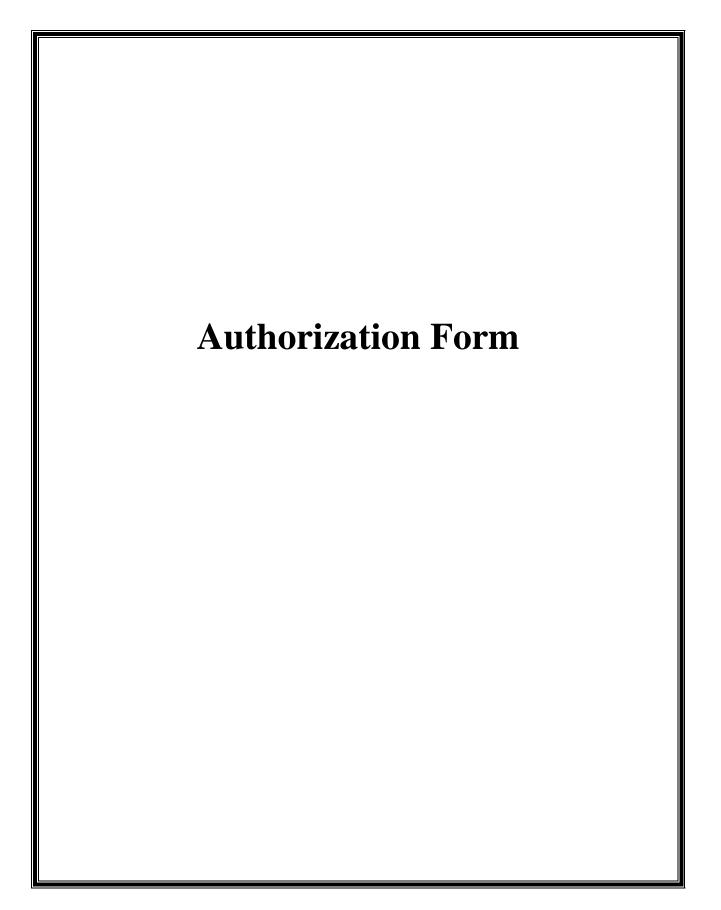
He/She is personally known to me or has presented \_\_\_\_\_as identification.

Notary's Signature and

Name of Acknowledger typed, printed or stamped



Commission Number, if any





# City of Key West Planning Department

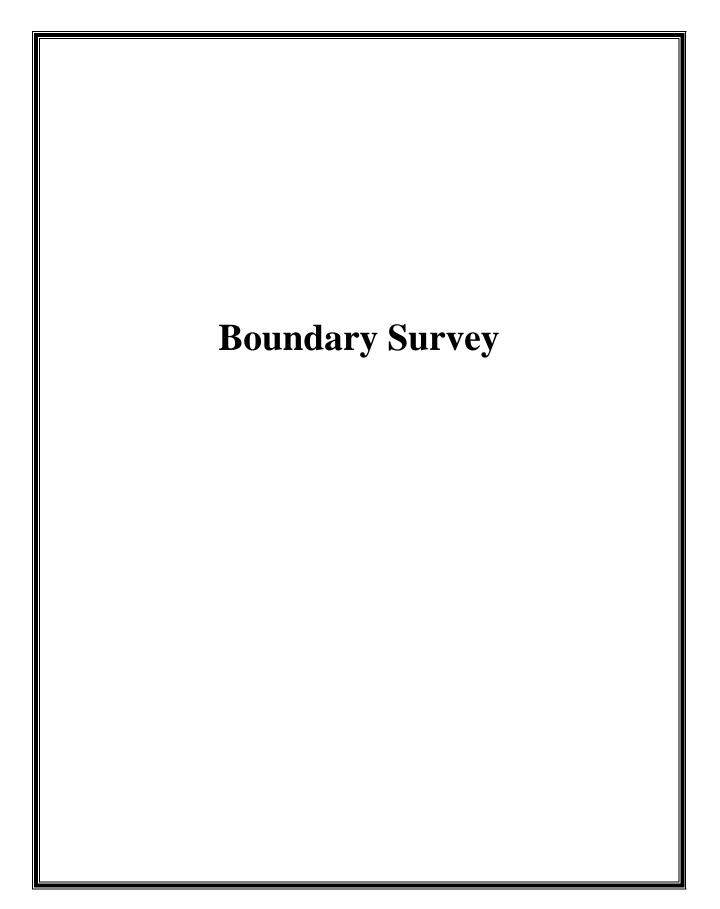
# **Authorization Form**

(Where Owner is a Business Entity)

Please complete this form if someone other than the owner is representing the property owner in this matter.

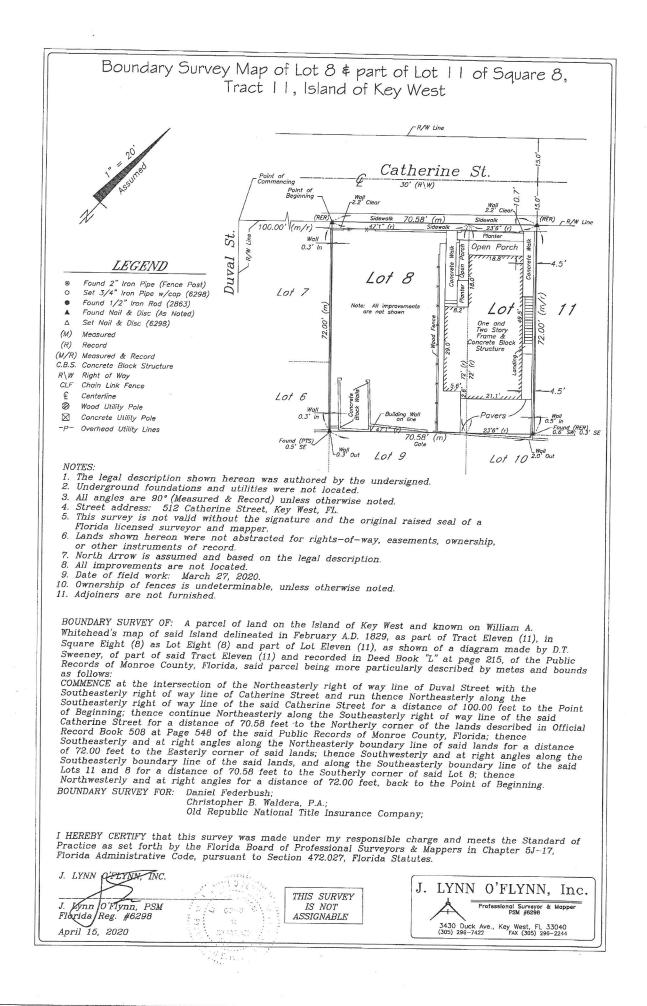
Bruce Mineroff I.
as Please Print Name of person with authority to execute documents on behalf of entity
Manager of 512 Catherine Street, LLC
Name of office (President, Managing Member) Name of owner from deed
authorize Gregory S. Oropeza/Oropeza, Stones & Cardenas, PLLC
Please Print Name of Representative
to be the representative for this application and act on my/our behalf before the City of Key West.
Signature of person with authority to execute documents on behalf of entity owner
Subscribed and sworn to (or affirmed) before me on this $11/2/2020$
Bruce Mineroff
Name of person with authority to execute documents on behalf of entity owner
He/She is personally known to me or has presented MOTOR UCHILLE (PERSTOR'S as identification.
SUN PUL
Notary's Signature and Seal RULT J KSHMAN Name of Acknowledger typed, printed or stamped Name of Acknowledger typed, printed or stamped

Commission Number, if any



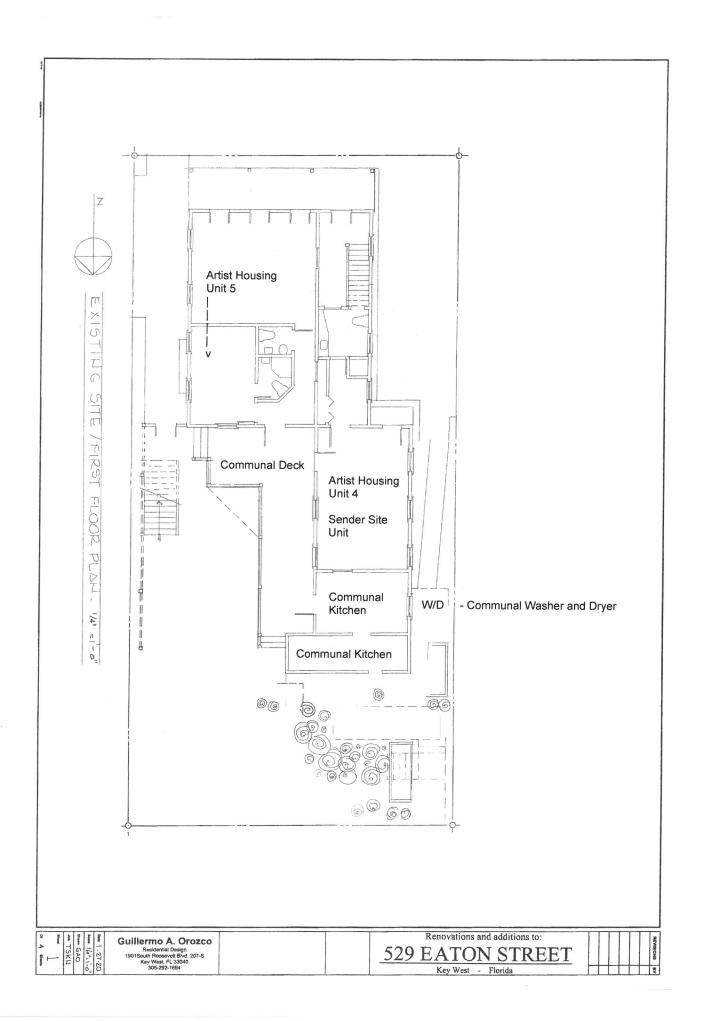
## **RECEIVER SITE**

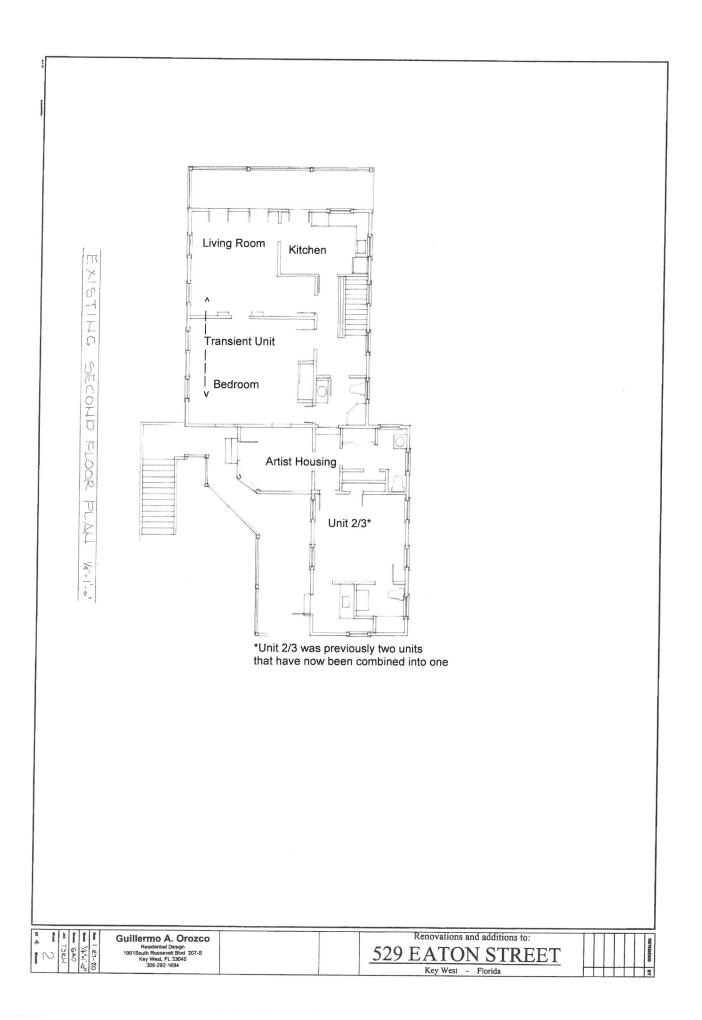
# **Current Survey**

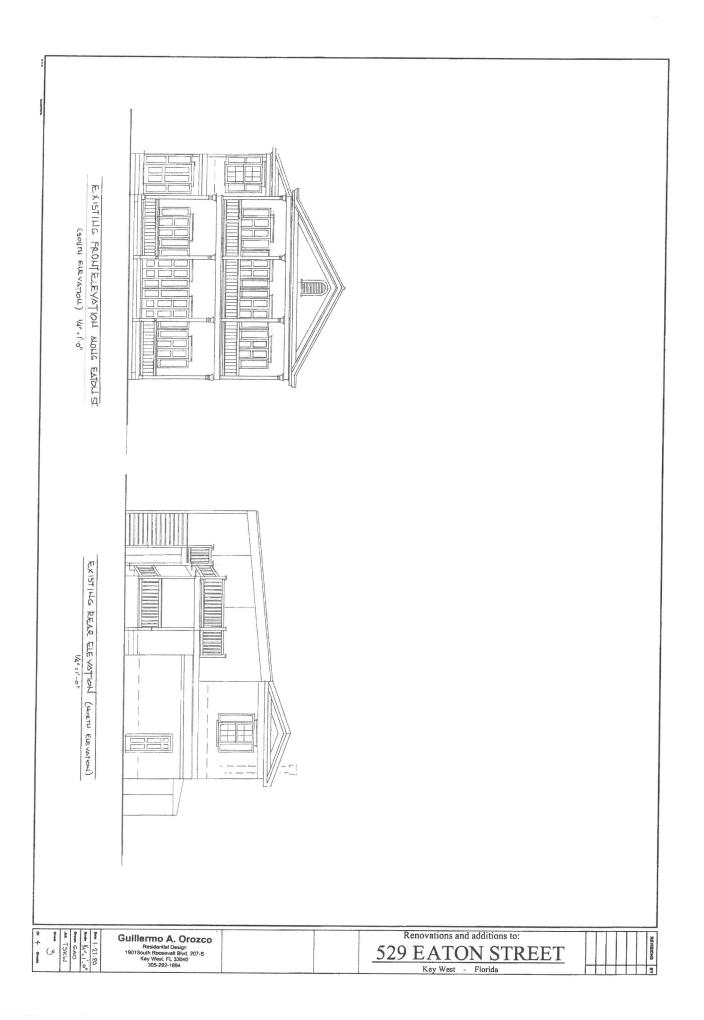


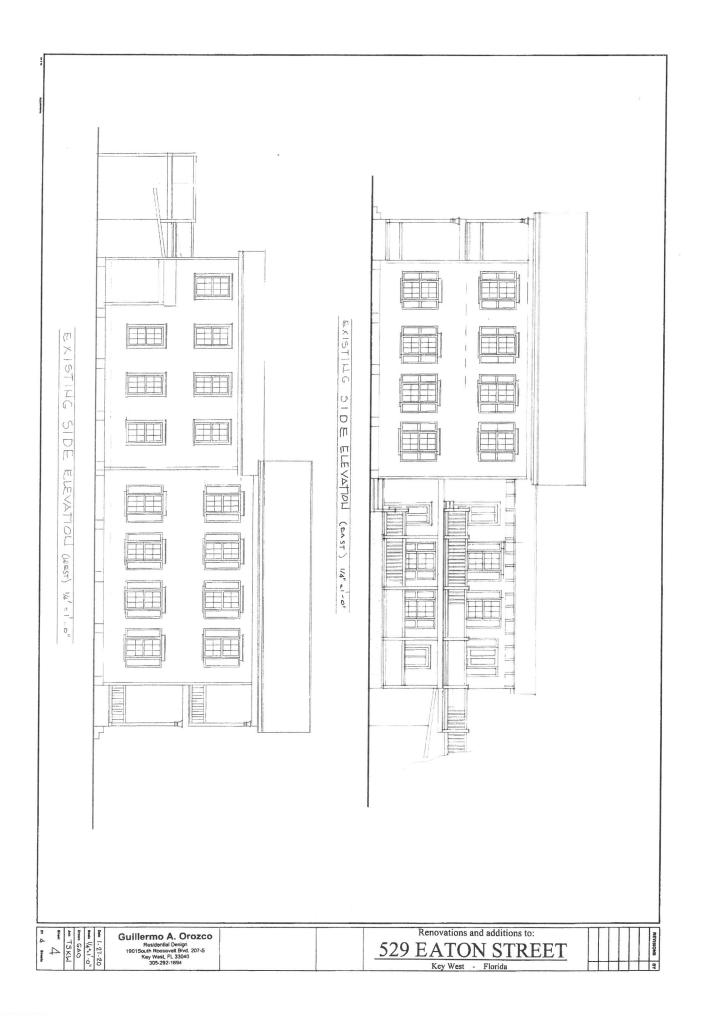
# **SENDER SITE**

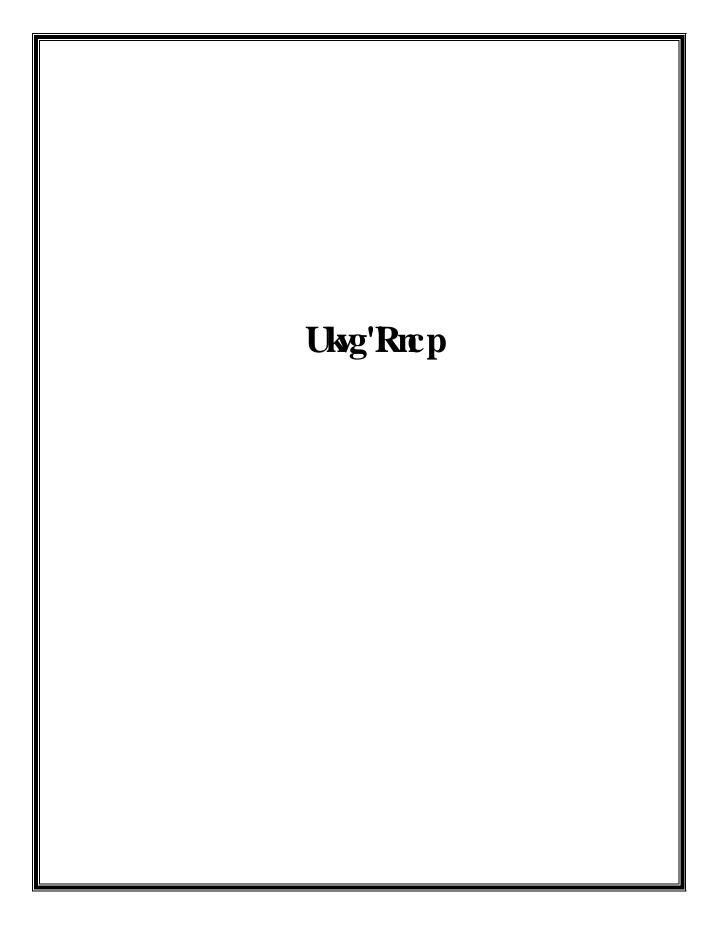
## **Current Floor Plans**











# **SENDER SITE**

# Unassigned Planning Board Resolution No. 2015-23

#### PLANNING BOARD RESOLUTION NO. 2015-23

A RESOLUTION OF THE KEY WEST PLANNING BOARD DISSOLVING PREVIOUSLY-ADOPTED RESOLUTION NO. 2005-040, WHICH APPROVED A TRANSFER OF TWO (2) FULL-SIZE TRANSIENT UNITS FROM 914 FRANCES STREET (RE # 00020900-000000; AK # 1021644) TO 3591 SOUTH ROOSEVELT BOULEVARD (RE # 00054350-000000; AK # 1054968) FOR TWO (2) NON-TRANSIENT UNITS, AND RESOLUTION NO. 2006-019, WHICH APPROVED A TRANSFER OF ONE (1) FULL-SIZE **TRANSIENT UNIT FROM 914 FRANCES STREET TO 3591** SOUTH ROOSEVELT BOULEVARD FOR ONE (1) NON-TRANSIENT UNIT, AND SUBSTITUTING IN ITS PLACE **RECOGNITION OF THREE (3) TRANSIENT UNITS WITH** LICENSES AS UNASSIGNED TO ANY SENDER SITE PURSUANT TO CHAPTER 122, ARTICLE V, DIVISION 6 OF THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF KEY WEST. FLORIDA; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Planning Board Resolution Nos. 2005-040 and 2006-019 approved the transfer of a total of three (3) full-size transient units from 914 Frances Street to 3591 South Roosevelt Boulevard to be converted into three (3) non-transient market-rate units; and

WHEREAS, the purpose for the transfer was to construct non-transient residential units

for a major development plan approved through City Commission Resolution No. 05-342; and

WHEREAS, the development approvals for that project have expired; and

WHEREAS, the applicant wishes to divest himself of the transferred transient units to a

second party; and

WHEREAS, the units shall be held as unassigned to any sender site until such time as a

transient transfer is approved pursuant to Code Chapter 122, Article V, Division 6; and

Page 1 of 3 Planning Board Resolution No. 2015-23

Wice Chair Planning Director

NOW, THEREFORE BE IT RESOLVED by the Planning Board of the City of Key West, Florida:

Section 1. That the above recitals are incorporated by reference as if fully set forth herein.

Section 2. That Planning Board Resolution Nos. 2005-040 and 2006-019 are hereby dissolved.

Section 3. That a transfer of transient units and associated business tax receipts, pursuant to Code Chapter 122, Article V, Division 6, is hereby granted as follows: Allowing a transfer of three (3) transient units and associated business tax receipts from property located at 3591 South Roosevelt Boulevard (RE # 00054350-000000; AK # 1054968) to a status of unassigned to any particular sender site with the following conditions:

1. The future development of the three (3) transient units shall not exceed three (3) bedrooms.

2. The three (3) unassigned transient units shall be subject to a transient transfer approval pursuant to Code Chapter 122, Article V, Division 6.

Section 4. This resolution shall not constitute a finding as to ownership or right to possession of real property, and assumes, without finding, the correctness of applicant's assertion of legal authority respecting any real property.

Section 5. This resolution shall go into effect immediately upon its passage and adoption and authentication by the signatures of the presiding officer and the City Clerk.

Section 6. This resolution is subject to appeal periods as provided by the City of Key West Code of Ordinances (including the Land Development Regulations). After the City appeal

Page 2 of 3 Planning Board Resolution No. 2015-23

Vice Chair Planning Director

period has expired, this development order shall be rendered to the Florida Department of Economic Opportunity. Pursuant to Chapter 73C-44, F.A.C., this development order is not effective for 45 days after it has been properly rendered to the DEO with all exhibits and applications attached to or incorporated by reference in this approval; that within the 45-day review period the DEO can appeal the development order to the Florida Land and Water Adjudicatory Commission; and that such an appeal stays the effectiveness of the development order until the appeal is resolved by agreement or order.

Read and passed on first reading at a regularly scheduled meeting held this 21st day of May, 2015.

Authenticated by the Chair of the Planning Board and the Planning Director.

Sam Holland, Vice Planning Board Chair

Attest:

Thaddeus Cohen, Planning Director

Filed with the Clerk:

Cheryl Smith, City Clerk

Page 3 of 3 Planning Board Resolution No. 2015-23

Vice Chair Planning Director

6/17/15

Date

6=23-15 Date

### TRANSFERABLE TRANSIENT ROGO EXEMPTIONS TRANSFER AGREEMENT

THIS INDENTURE is made as of this 27<sup>th</sup> day of April, 2018, by and between **HYATT & HYATT, INC.** a Florida corporation ("Grantor"), with an address of 3591 South Roosevelt Boulevard, Key West, Florida 33040 in favor of **MAXIMUS PROPERTIES, LLC.**, a Florida limited liability company (hereinafter referred to as "Grantee"), with an address of 727 Washington Street, Key West, Florida 33040 ("Grantor" and "Grantee" to include their respective heirs, successors, executors, administrators, legal representatives and assigns where the context requires or permits).

#### WITNESSETH:

Grantor, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration the receipt, adequacy, and sufficiency of which are hereby acknowledged by Grantor, does hereby grant, bargain, convey and confirm unto Grantee all of Grantor's right, title and interest in and to those certain six (6) market rate Transferable Transient ROGO Exemptions ("TREs") identified by the City of Key West Florida under license number 16-00021490 (three unassigned units) and 16-00024628 (three unassigned units) and further defind by the City of Key West Planning Boar Resolutions number 2005-040 & 2006-019 (a copy of which is an exhibit to this Agreement) together with Grantor's rights to transfer the TREs to another site, and any and all claims of Grantor with respect thereto and together with all right, title and interest of Grantor in and to any and all extensions and renewals of any of the foregoing.

TO HAVE AND TO HOLD, with all and singular the rights, members and appurtenances thereof, to the same being, belonging or in anywise appertaining to the only proper use, benefit and behoof of the said Grantee forever in FEE SIMPLE.

AND THE SAID Grantor will warrant and forever defend the right and title to the above described TREs unto the said Grantee against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has signed and sealed this Indenture as of the date first above written.

WITNESS: 2el Mis me: Vame

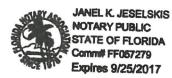
Hyatt & Hyatt, Inc., a Florida corporation

By: Name: Mark B. Hyatt Title: President

### STATE OF FLORIDA COUNTY OF MONROE

The foregoing instrument was acknowledged before me this 27<sup>4</sup> day of April, 2016 by 1444 , as 1285 den 1 of Hyatt & Hyatt, Inc., a Florida corporation, who is personally known to me or who provided a Driver's License as identification, and who did take an oath.

[seal]



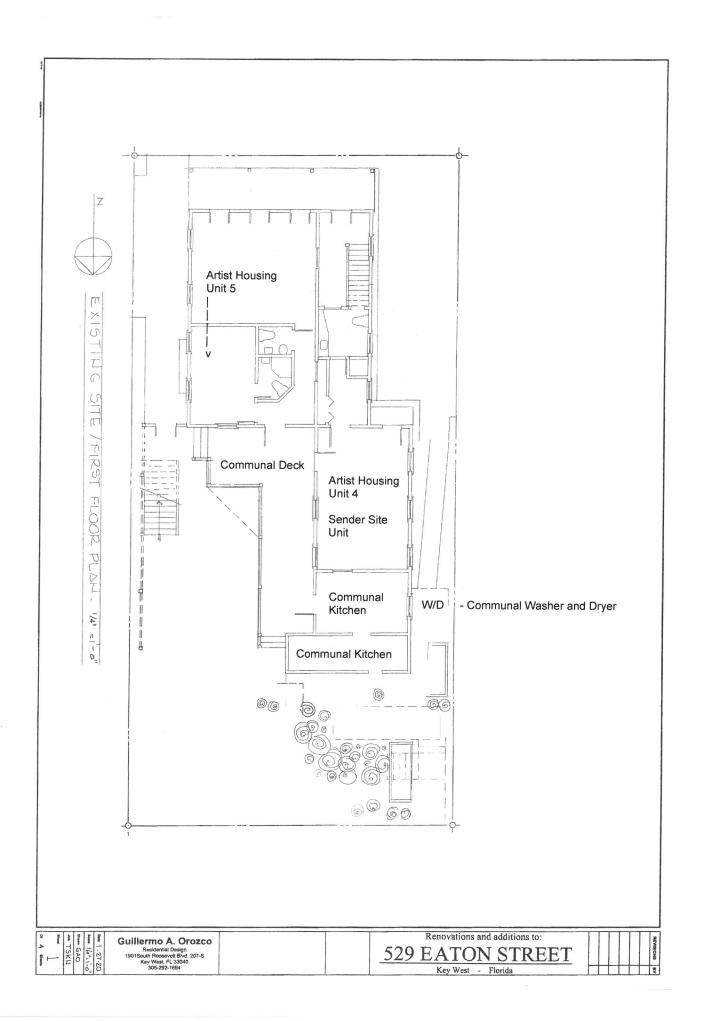
Notary Public -State of Florida Printed Name: K. Jeselskis

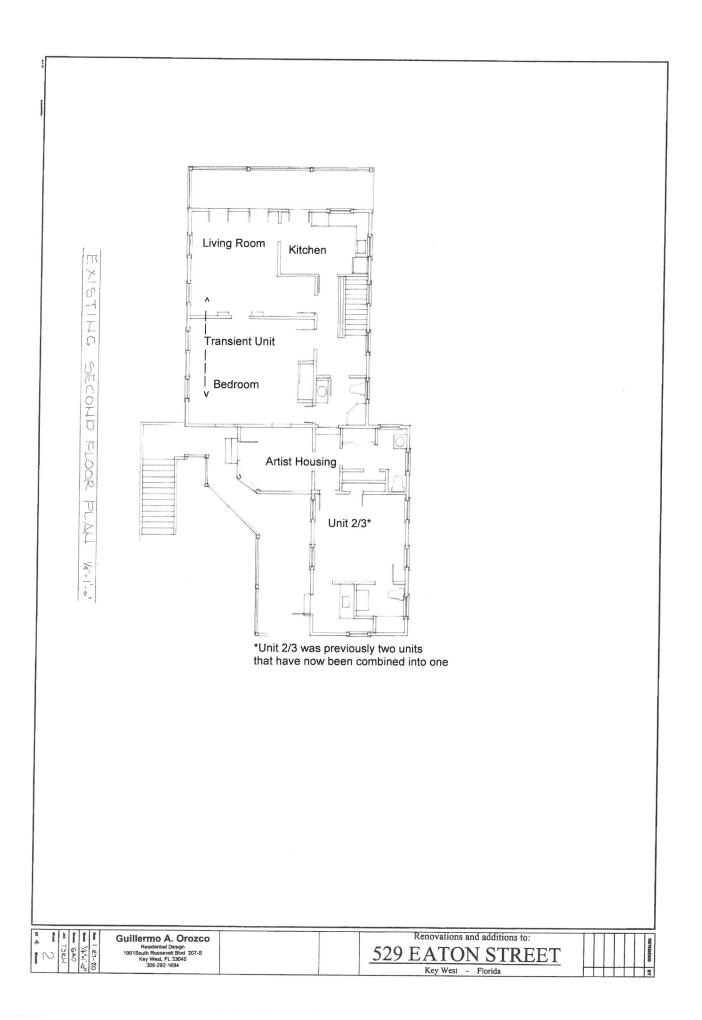


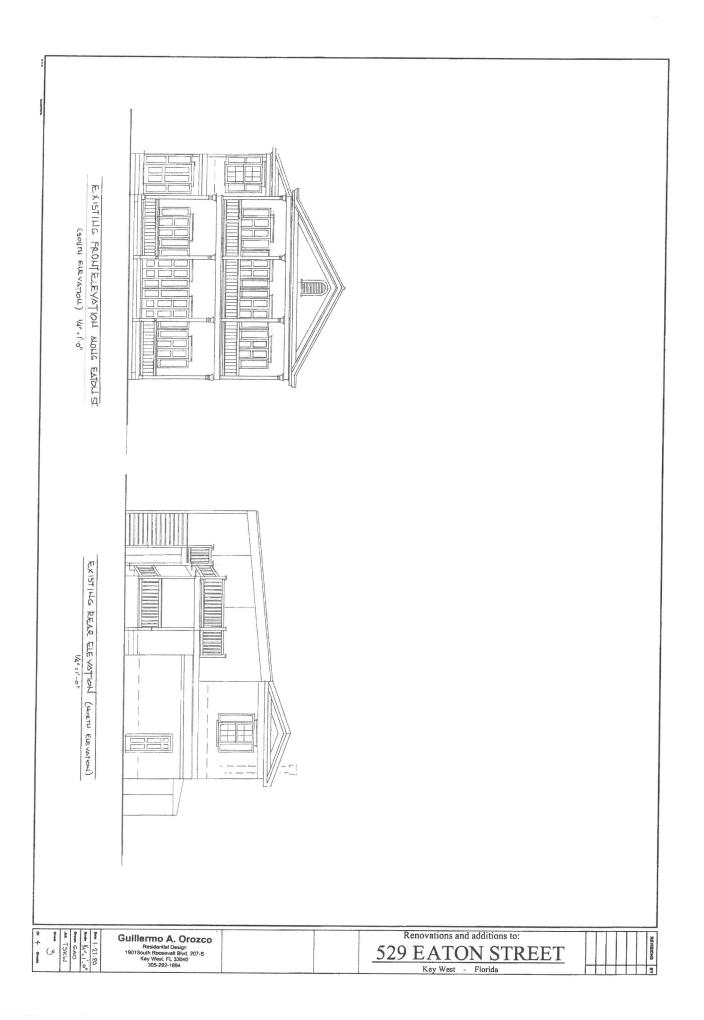
00062514 - v1

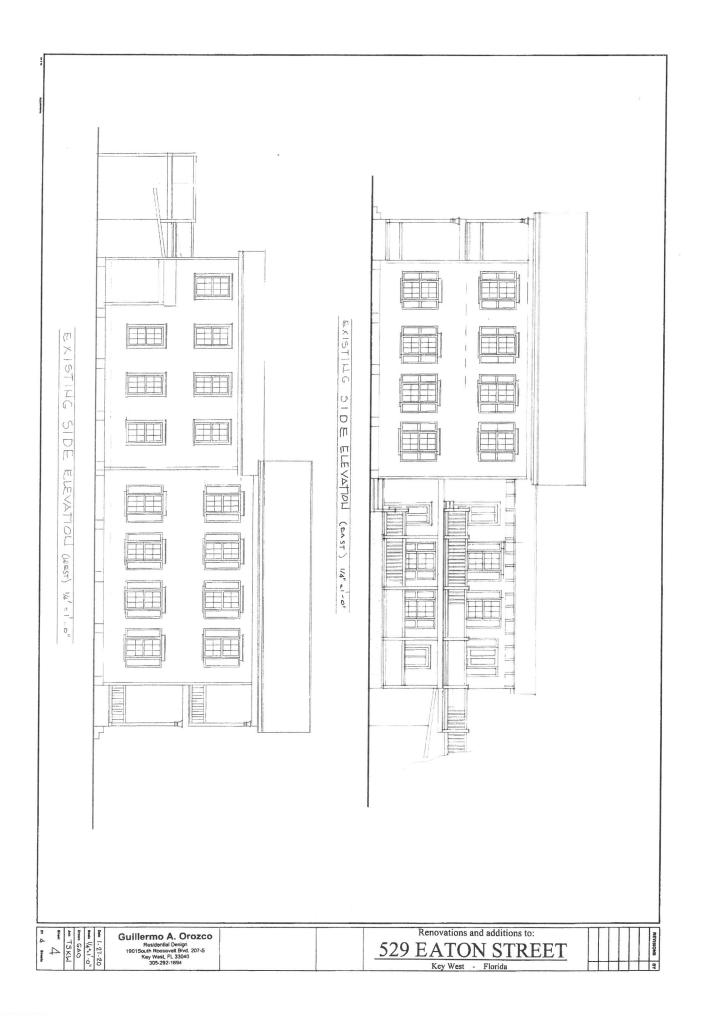
# **SENDER SITE**

## **Current Floor Plans**



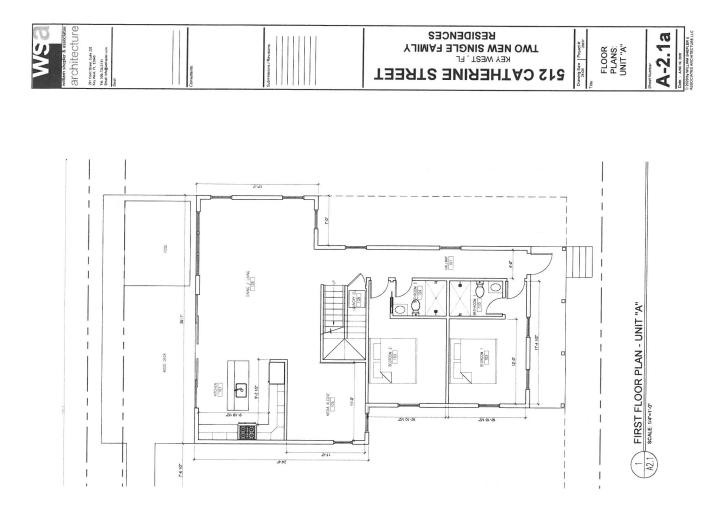


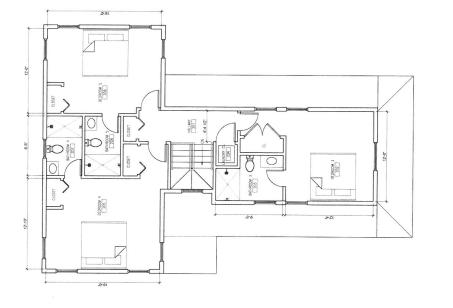




## **RECEIVER SITE**

# **Proposed Floor Plans**

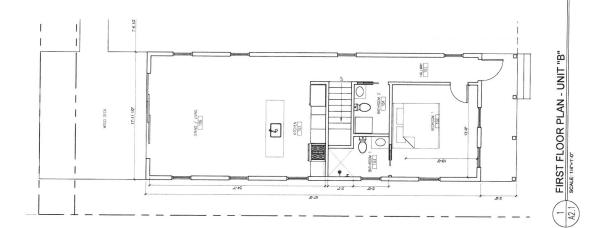


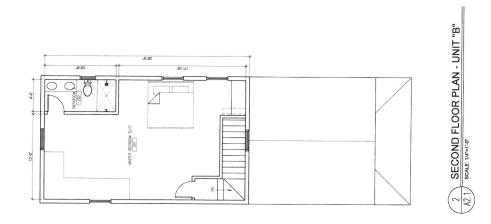


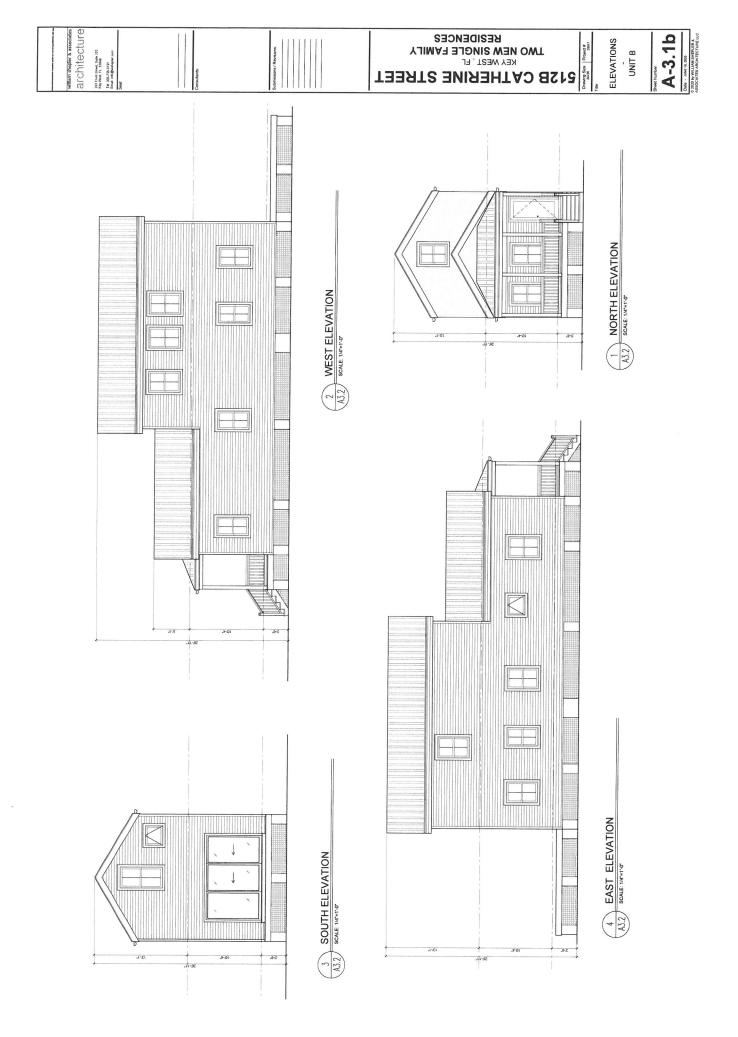








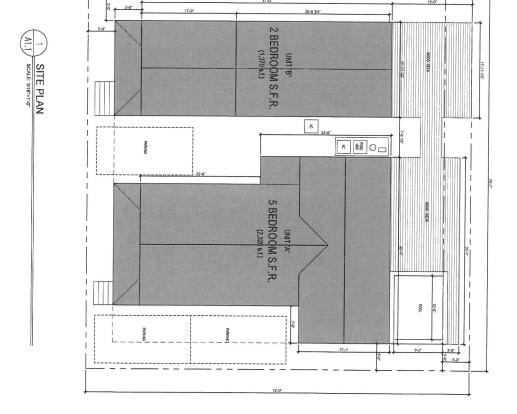


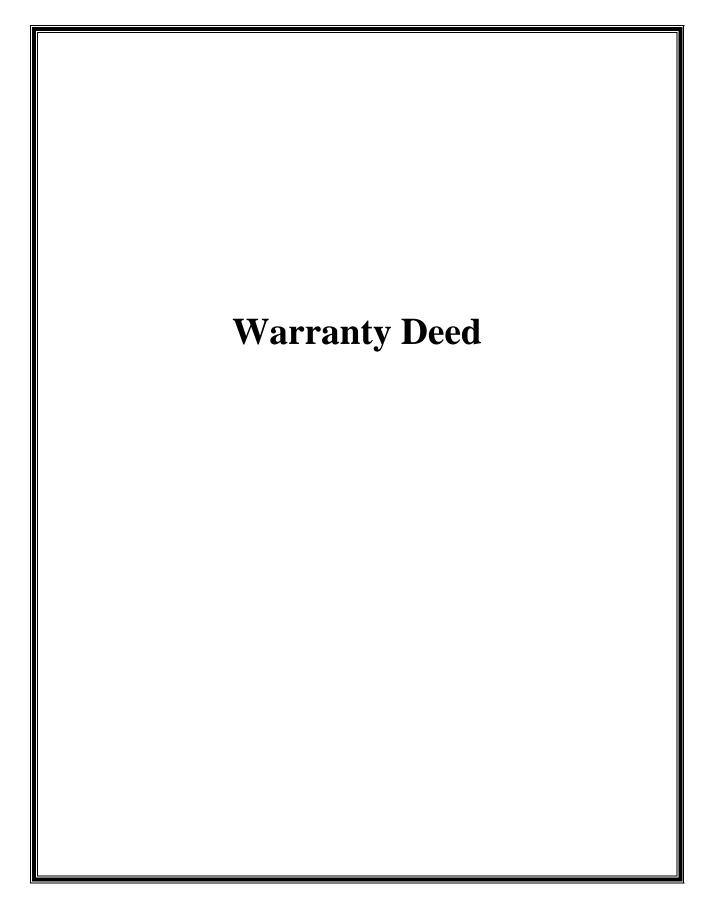


## **RECEIVER SITE**

# Proposed Site Plan

>0					
SITE PLAN	Drawing Size Project # 34136 Project # 20017 rite	512 CATHERINE STREET KEY WEST, FL TWO NEW SINGLE FAMILY RESIDENCES	Sciencesona / Revisions	Considents	wilam sheper 1 suscitutes architecture architecture architecture tar shotoanit fat shotoanit fat shotoanit fat shotoanit fat shotoanit





# **SENDER SITE**

Studios Copy of Recorded Warranty Deed

## **RECEIVER SITE**

# Copy of Recorded Quit Claim Deed

led and Recorded in Official Records of MONROE COUNTY KEVIN MADOK EC: \$18.50 Deed Doc Stamp \$0.70

> Prepared by and return to: David Van Loon, Esq. Highsmith & Van Loon, P.A. 3158 Northside Drive Key West, Florida 33040 305-296-8851

> > [Space Above This Line For Recording Data]

# **Quit Claim Deed**

\$ 10.00

This Quit Claim Deed made this <u>27</u> day of May, 2020, between DANIEL FEDERBUSH, grantor, and 512 CATHERINE STREET, LLC, a Florida limited liability company, whose post office address is 512 Catherine Street, Key West, Florida 33040 grantee:

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, does hereby remise, release, and quitclaim to the said grantee, and grantee's heirs and assigns forever, all the right, title, interest, claim and demand which grantor has in and to the following described land, situate, lying and being in Monroe County, Florida to-wit:

A parcel of land on the Island of Key West and known on William A. Whitehead's map of said Island delineated in February A.D. 1829, as part of Tract Eleven (11), in Square Eight (8) as Lot Eight (8) and part of Lot Eleven (11), as shown of a diagram made by D.T. Sweeney, of part of said Tract Eleven (11) and recorded in Deed Book "L" at page 215, of the Public Records of Monroe County, Florida, said parcel being more particularly described by metes and bounds as follows:

COMMENCE at the intersection of the Northeasterly right of way line of Duval Street with the Southeasterly right of way line of Catherine Street and run thence Northeasterly along the Southeasterly right of way line of said Catherine Street for a distance of 100.00 feet to the Point of Beginning; thence continue Northeasterly along the Southeasterly right of way line of the said Catherine Street for a distance of 70.58 feet to the Northerly corner of the lands described in Official Record Book 508 at Page 548 of the said Public Records of Monroe County, Florida; thence Southeasterly and at right angles along the Northeasterly boundary line of said lands for a distance of 72.00 feet to the Easterly corner of said lands; thence Southwesterly and at right angles along the Southeasterly boundary line of said lands, and the along the Southeasterly boundary line of said lands, and the along the Southeasterly corner of said Lots 11 and 8 for a distance of 70.58 feet to the Southerly corner of said Lot 8; thence Northwesterly and at right angles for a distance of 72.00 feet, back to the Point of Beginning.

Parcel Identification No. 00028590-000000

Subject to taxes for the year 2020 and subsequent years.

The preparer of this instrument was neither furnished with, nor requested to review, an abstract on the described property and, therefore, expresses no opinion as to condition of title. The subject property is not the homestead property of the grantor, nor grantor's spouse or contiguous to homestead property of grantor or grantor's spouse.

To Have and to Hold, the same together with all and singular the appurtenances thereto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of grantors, either in law or equity, for the use, benefit and profit of the said grantee forever.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Witnesses to both: (Seal) Witness Name: 12 DANIE DERBUSH Witness Name INT STATE OF COUNTY OF The foregoing instrument was acknowledged before me by means of [ ] physical presence or [ ] online notarization, this \_\_\_\_\_ day of May, 2020, by Daniel Federbush who is [ ] personally known or [ ] have produced a driver's license as identification. Notary Pub Lon J. (seal Kass **ALVIN D ROSS III Print Name** Notary Public State of New Jersey My Commission Expires: My Commission Expires Mar. 19, 2022 I.D.#.2418570 11 PA IN

Doc# 2215030 04/11/2019 9:13AM Filed & Recorded in Official Records of MONROE COUNTY KEVIN MADOK

04/11/2019 9:13AM DEED DOC STAMP CL: Brit \$12,600.00

Prepared by and return to: Richard J. McChesney

8 7

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Spottswood, Spottswood, Spottswood & Sterling, PLLC 500 Fleming Street Key West, FL 33040 305-294-9556 File Number: 160-19.00044 RM Will Call No.:

\$1,800.000

Doc# 2215030 Bk# 2958 Pg# 1208

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# **Warranty Deed**

This Warranty Deed made this 8th day of April, 2019 between Dr. Joseph E. O'Lear, Individually and as Successor Trustee of the The Carriage Trade Living Trust dated October 22, 2009 whose post office address is 1631 Laird Street, Key West, FL 33040, grantor, and The Studios of Key West, Inc., a Florida not for profit corporation whose post office address is 533 Eaton Street, Key West, FL 33040, grantee:

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Monroe County, Florida to-wit:

On the Island of Key West, and known as Part of Lot 1, Square 24, according to William A. Whitehead's Map, delineated in February A.D. 1829, and more particularly described as follows:

Commencing at a point on the NW'ly side of Eaton Street, distant 96 feet SW'ly from the corner of the intersection of Eaton Street and Simonton Street, and running thence along Eaton Street in a SW'ly direction 48 feet; thence at right angles in a NW'ly direction 100 feet; thence at right angles in a NE'ly direction 100 feet to the point or place of beginning on the NW'ly side of Eaton Street.

Parcel Identification Number: 00004140-000000

Subject to taxes for 2019 and subsequent years; covenants, conditions, restrictions, easements, reservations and limitations of record, if any.

Grantor warrants that at the time of this conveyance, the subject property hereby conveyed does not constitute the homestead of any Grantor or any beneficiary of the Trust within the meaning set forth in the Constitution of the State of Florida, and that neither any Grantor nor any beneficiary of the Trust resides on property which is contiguous or adjacent thereto.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to **December 31, 2018**.

6 . .

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

Witness Name: GREGORD. DAULA Name: HEIDI ne DAVILL

1 Joseph E. Ø, Lear, Successor Trustee

State of Florida County of Monroe

The foregoing instrument was acknowledged before me this  $\underline{X}$  day of April, 2019 by Joseph E. O'Lear, who [] is personally known or [X] has produced a driver's license as identification.

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[Notary Seal]



HEIDI E. DAVILA MY COMMISSION # GG 010372 EXPIRES: November 11, 2020 londed Thru Budget Notary Services

Notary Public

HEIDI Printed Name: AVILIT

Jor 11,2020 My Commission Expires:

MONROE COUNTY OFFICIAL RECORDS