

FINAL ATTORNEY'S AFFIDAVIT

**STATE OF FLORIDA
COUNTY OF COLLIER**

BEFORE ME, the undersigned authority, personally on this 2nd day of October, 2017, appeared Charles Mann (Affiant), who to me is well known and having been sworn and under oath, deposes and states:

1. My name is **CHARLES MANN**. I am over the age of twenty-one (21) years, am otherwise *sui juris*, and have personal knowledge of the facts contained herein.

2. I am a licensed attorney, Florida Bar # 0310750, authorized to practice law in Florida and am currently practicing law in the State of Florida. My business address is 1833 Hendry Street, Fort Myers, Florida 33902. My business telephone number is (239) 334-2195. My business mailing address is Pavese Law Firm, 1833 Hendry Street, Fort Myers, Florida 33902.

3. This Affidavit is given as an inducement to the Board of County Commissioners of Collier County, Florida, as the Governing Body of Collier County and as the Ex-Officio Governing Board of the Collier County Water-Sewer District, to conduct a final utility inspection of all water and sewer utility facilities or portion(s) thereof located within or upon the real property described in attached Exhibit "A" and further depicted on Exhibit "B" which is incorporated herein by reference, said land located in Collier County, Florida. All of the subject utility facilities that have been conveyed to the County are located in County Utility Easements.

4. The Affiant has examined record title information with regard to privately owned real property where these utility facilities are located and with regard to the current state of the title to the utility facilities being conveyed to the County.

5. The record owner of the utility system(s) or portion(s) thereof described herein is the Board of County Commissioners of Collier County, Florida, as the Governing Body of Collier County and as the Ex-Officio Governing Board of the Collier County Water-Sewer District (hereinafter "County"). The County acquired its interest by Utility Facilities Warranty Deed and Bill of Sale recorded at Official Records Book 5331, at Page 728, of the Public Records of Collier County, Florida.

6. Subsequent to the time that the County recorded its interests in the subject utility system(s) or portion(s) thereof as specified in Paragraph 3 above, no interest of the County in the subject utility system(s) or portion(s) thereof is encumbered of record by any security interest filed by or on behalf of the landowner or predecessor in title to the underlying real estate in the Public Records of Collier County, Florida, and/or the Office of the Secretary of State, except for the following:

a. Notice of Establishment on Certain Real Property within Collier County Owned by DY Land Associates, Ltd., of the "Fiddler's Creek #2 Community Development District", as recorded in O.R. Book 3174, Page 3473 and O.R. Book 3191, Page 1020; Final Judgment filed in Case No. 02-5293 Fiddler's Creek Community Development District 2 vs. The State of Florida, et al, for District Special Assessment Revenue Bonds, recorded February 19, 2003 in O.R. Book 3222, Page 458, of the Public Records of Collier County, Florida, all of the Public Records of Collier County, Florida.

7. Affiant further states that the information contained in this Affidavit is true, correct and current as of the date of the recordation of the recorded documents referenced herein which conveyed or granted the subject utility system(s) or portion(s) thereof and/or easement interests to the County.

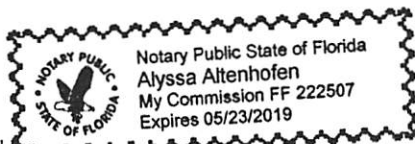
FURTHER AFFIANT SAYETH NAUGHT.

DATED this 2nd day of October 2017.



CHARLES MANN

SUBSCRIBED AND SWORN to before me this 2nd day of October, 2017, by CHARLES MANN, who is personally known to me.



Prepared by:
Charles Mann, Esq.
Pavese Law Firm
1833 Hendry Street
Fort Myers, Florida 33901



Alyssa Altenhofen
Notary Public
My Commission Expires:

EXHIBIT "A"

Tract "A", Fiddler's Creek Phase Five Aviamar Unit One as recorded in Plat Book 45 at Pages 34 through 39 inclusive, of the public records of Collier County, Florida.

