

UTILITY FACILITIES AND/OR UTILITIES EASEMENT(S) SUBORDINATION

THIS SUBORDINATION is dated this 10th day of August, 2018, by **First Florida Integrity Bank** (Hereinafter referred to as the "Secured Party"), in favor of 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, its successors and assigns, (hereinafter referred to as "County"). Secured Party as used herein includes singular or plural, as the context allows.

WHEREAS, the purpose of this Subordination is to subordinate the Secured Party's Security Interests that encumber good, marketable title to the Encumbered Utility Facilities and/or the related Utility Easement(s) being conveyed to Collier County, which Utility Facilities are located over, on and/or under the underlying real property that is encumbered by security interests in favor of the Secured Party as specified in the below-listed security instruments); and

WHEREAS, the Secured Party is the owner and holder of (a) an Agreement not to Encumber or Transfer Property recorded in O.R. Book 5291, Page 2923, Public Records of Collier County, Florida, (b) a UCC Financing Statement between ST. KATHERINE'S GREEK ORTHODOX CHURCH, INC., a Florida not for profit corporation and First Florida Integrity Bank as recorded in O.R. Book 5291, Page 2929, Public Records of Collier County, Florida, and c) a UCC Financing Statement filed with the Secretary of State on July 11, 2016 under filing number 201608127441 (collectively the "Security Instruments"); and

WHEREAS, each above-referenced Security Instrument grants to this Secured Party a security interest that encumbers good and marketable title to the Encumbered Utility Facilities being conveyed to Collier County, and/or encumbers the related Utility Easement(s), if any, also being conveyed to Collier County, which Utility Facilities have been constructed within such easement(s) and are under, on and/or over the underlying real property; and

WHEREAS, prerequisite to the conveyance of the Utility Facilities and/or related Utility Easements, if any, being conveyed to the County, Collier County requires that this Secured Party must subordinate only its Security Interests in (i) the Encumbered

Utility Facilities being conveyed to the County and (ii) each related Utility Easement(s), if any, being conveyed to the County; and the Secured Party is hereby complying with said request for these subordination(s).

NOW, THEREFORE, in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged by the Secured Party, the Secured Party hereby subordinates its security interests in the Encumbered Utility Facilities being conveyed to Collier County, and/or to each Utility Easement(s), and hereby consents to the conveyance of such Utility Facilities and to the Utility Easement, if any, being granted to the County, which encumbered Utility Facilities are located over, on and/or under the described underlying real property described on attached Exhibit A. Except as expressly subordinated herein, the Secured interests of the Secured Party remain in full force and effect.

[SIGNATURES ON THE FOLLOWING PAGE]

IN WITNESS WHEREOF, the Secured Party has caused this Subordination to be executed the date and year first above written.

WITNESSES:



Printed Name: HALLIE CALABRO

First Florida Integrity Bank

By: 

Thomas C. Robinson

Its: Vice-President



Printed Name: Angelica H. Lastra

STATE OF FLORIDA
COUNTY OF COLLIER

The foregoing instrument was acknowledged before me this 10th day of Aug, 2018, by Thomas C. Robinson as Vice-President of First Florida Integrity Bank, (☒) who is personally known to me or (☐) who produced a driver's license as identification.

[Notary Seal]

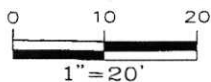

Notary Public



Prepared by: G. Helen Athan, Esq.
Coleman Yovanovich & Koester, P.A.
4001 Tamiami Trail N., Suite 300
Naples, FL 34103

Exhibit A

(Property)



POINT OF
COMMENCEMENT
NORTHWEST CORNER
SOUTHWEST 1/4
SECTION 1,
TOWNSHIP 49S, RANGE 25E.

CENTER LINE SECTION 1-49-25

S 89°46'53" E 100.12'

S 02°34'41" E 328.82'

POINT OF
BEGINNING

N 87°27'22" E
23.02'

N 02°34'41" W 66.04'

.80' L9 W .60' 00.00 S

20.03'

N 89°45'11" W

AIRPORT-PULLING ROAD
(225' PUBLIC RIGHT-OF-WAY)

LEGAL DESCRIPTION

A PARCEL OF LAND LOCATED IN SECTION 1, TOWNSHIP 49 SOUTH, RANGE 26 EAST, COLLIER COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 49 SOUTH, RANGE 26 EAST, COLLIER COUNTY, FLORIDA; THENCE RUN S89°46'53"E ALONG THE CENTER LINE OF SAID SECTION 1 FOR A DISTANCE OF 100.12 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF AIRPORT PULLING ROAD, A 225 FOOT WIDE PUBLIC RIGHT OF WAY; THENCE S02°34'41"E ALONG SAID EASTERLY RIGHT-OF-WAY LINE FOR A DISTANCE OF 328.82 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE RUN N87°27'22"E FOR A DISTANCE OF 23.02 FEET; THENCE RUN S00°00'09"W FOR A DISTANCE OF 67.08 FEET; THENCE RUN N89°45'11"W FOR A DISTANCE OF 20.03 FEET TO A POINT ON THE SAID EASTERLY RIGHT-OF-WAY LINE; THENCE RUN N02°34'41"W ALONG SAID EASTERLY RIGHT-OF-WAY LINE FOR A DISTANCE OF 66.04 FEET, TO THE POINT OF BEGINNING, CONTAINING 1431.77 SQUARE FEET, MORE OR LESS.

HOLE MONTES, INC.
CERTIFICATE OF AUTHORIZATION NUMBER LB 1772

Digitally signed by
John Hilton
DN: cn=John Hilton,
o=Hole Montes,
ou=Survey
Department,
email=johnhilton@
hmeng.com, c=US
Date: 2018.07.23
15:06:18 -04'00'

BY JOHN J. HILTON LS6278
STATE OF FLORIDA

DRAWN BY: BEN
SHEET # 1
DATE: 7/18
OF SHEET 1



950 Encore Way
Naples, FL. 34110
Phone: (239) 254-2000
Florida Certificate of
Authorization No.1772

SKETCH AND LEGAL DESCRIPTION
ST KATHERINE'S C.U.E.

DRAWING NO.
H-743
PROJECT NO.
15.035
FILE NAME
SIKath CUE.dwg

SEC-TWN-RGE:
1-49-26