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CORRECTIVE ASSIGNMENT OF DEVELOPER RIGHTS

THIS CORRECTIVE ASSIGNMENT OF DEVELOPER RIGHTS is made and entered into this 23rd day of September, 1991, by and between 441 South Ltd. II, a dissolved Florida limited partnership, through its partners, Robert W. Buck and W. Bruce Buck, and Robert W. Buck, individually, and W. Bruce Buck, individually ("Transferor"), to John E. Forester, Frederick W. Fisher and San W. Orr, Jr., as Trustees of the 1957 Margaret Woodson Fisher Trust (collectively "Transferee").

W I T N E S S E T H :

WHEREAS, Transferee was the Developer under the terms of a certain Developer Agreement and Addendum to Developer Agreement dated March 29, 1983, and recorded July 16, 1984 in Official Records Book 11858, Page 375 of the Public Records of Broward County, Florida (collectively, the "Developer Agreement"), by and between Transferee and the City of Margate, providing for utility service and a reservation of capacity therefor, for that certain real property described therein (the "Property"); and

WHEREAS, Transferee sold the Property to Transferor and in connection therewith Transferor acquired title to the Property and Transferee assigned its right, title and interest under the Developer Agreement to Transferor as an appurtenance to the Property pursuant to an Assignment of Developer Rights executed December 7, 1984 between Transferor and Transferee and recorded January 2, 1985 in Official Records Book 12236, Page 200 of the Public Records of Broward County, Florida; and

WHEREAS, as of the date hereof, Transferee has reacquired fee simple title to the portion of the Property described in Exhibit "A" attached hereto;

WHEREAS, Transferor wishes to confirm to Transferee the transfer of all of the Developer rights under the terms of the Developer Agreement, including the reserved capacity for utilities as provided for thereunder as an appurtenance to the Property; and

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CITY CLERK
CITY OF MARGATE
5790 MARGATE BLVD.
MARGATE, FL 33063

29.00
4.00 T/F

NOW, THEREFORE, in consideration of the mutual covenants herein contained and other good and valuable consideration, the parties hereto agree as follows:

1. The recitals set forth above are true and correct and incorporated herein as if fully set forth herein.

2. Transferor represents and warrants to Transferee, which representations and warranties shall survive the delivery of this Assignment from Transferor to Transferee:

A. Robert W. Buck and W. Bruce Buck are the partners, general and limited, of 441 South Ltd. II, a dissolved Florida limited partnership, and are the only persons who have, are entitled to or claim, any interest in the partnership or any of the partnership assets, including the right to equivalent residential connections of reserve water and sewer treatment plant capacity described in the Developer Agreement.

B. Transferor has full power and authority and legal right to assign the Developer's rights under the Development Agreement and to execute this Corrective Assignment. Such assignment will not conflict with, or result in a breach of, or constitute a default under any agreement to which Transferor is a party or by which Transferor or the Developer Agreement are subject.

C. The Developer's rights under the Developer Agreement have not been assigned by Transferor to any other party, such rights are free and clear of all mortgages, security interests, agreements, liens and encumbrances of any kind whatsoever, except for the mortgage dated December 12, 1984 in favor of Transferee and recorded in O.R. Book 12192, Page 62 of the Public Records of Broward County, Florida, and Transferor's rights described and acquired in the foreclosure proceedings related thereto. The purpose of this Corrective Assignment is to transfer and confirm to Transferee, valid title to all heretofore unused rights granted to, purchased or acquired by 441 South Ltd. II or its partners, successors and assigns, under the Developer Agreement and any amendments, expansions, supplements and additions thereto, free and clear of all mortgages, liens, security agreements, claims and encumbrances of every kind. Transferor hereby fully warrants title to all such rights described or arising under the Developer Agreement and prior to July 29, 1991, and will defend the same against the lawful claims of all persons whomsoever.

3. Each person named as Transferor hereby transfers, and assigns all rights, title, interest and claim in or under the Developer Agreement to Transferee and its successors and assigns,

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including its right to all unused equivalent residential connections of reserve water and sewer treatment plant capacity reserved for or as an appurtenance to the Property. It is the express intent of Transferor, by this Corrective Assignment, to correct any deficiencies or errors contained in that certain Assignment of the Developer Rights dated May 23, 1991 and to confirm in Transferee, as owner of the Property, all rights of the Developer remaining under the Development Agreement or appurtenant to the Property.

IN WITNESS WHEREOF, Transferor has executed this agreement this 23rd day of September, 1991.

441 SOUTH LTD. II, a dissolved Florida Limited Partnership, by ROBERT W. BUCK, its sole general partner, and as a limited partner

Sharon T. Fornes
Name: Sharon T. Fornes

Raymond M. Wood
Name: Raymond M. Wood

By: Robert W. Buck
ROBERT W. BUCK, its sole general partner and as a limited partner by virtue of his purchase of the limited partnership interest formerly owned by Walter M.S. Buck, deceased

Barbara Bernat
Name: Barbara Bernat

Kathleen M. Jermacans
Name: Kathleen M. Jermacans

By: W. Bruce Buck
W. BRUCE BUCK, as a limited partner by virtue of the transfer from Ann Susan Buck of Ann Susan Buck's, limited partnership interest

Sharon T. Fornes
Name: Sharon T. Fornes

Raymond M. Wood
Name: Raymond M. Wood

Robert W. Buck
ROBERT W. BUCK, individually

Barbara Bernat
Name: Barbara Bernat

Kathleen M. Jermacans
Name: Kathleen M. Jermacans

W. Bruce Buck
W. BRUCE BUCK, individually

"Transferor"

BK 16275 PG 0962

RETURN TO:
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CITY OF MARGATE
5790 MARGATE BLVD.
MARGATE, FL 33063

STATE OF FLORIDA
COUNTY OF BROWARD

I **HEREBY CERTIFY** that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared ROBERT W. BUCK, to me well known to be the person who executed the foregoing instrument individually, and as a limited partner and the sole general partner of 441 South Ltd. II, a dissolved Florida limited partnership, and he acknowledged before me that he executed the same for the purposes set forth herein.

WITNESS my hand and official seal this 23 day of September, 1991.

Sharon T. Fornes

Name: Sharon T. Fornes
Notary Public State of Florida
My Commission Expires: _____
(SEAL)

NOTARY PUBLIC, STATE OF FLORIDA
MY COMMISSION EXPIRES: APRIL 11, 1992.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

BK 19275PG0963

RETURN TO:
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CITY OF MARGATE
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MARGATE, FL 33063

STATE OF PENNSYLVANIA
COUNTY OF CHESTER

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared W. BRUCE BUCK, to me well known to be the person who executed the foregoing instrument individually and as a limited partner of 441 South Ltd. II, a dissolved Florida limited partnership, and he acknowledged before me that he executed the same for the purposes set forth herein.

WITNESS my hand and official seal this 25th day of September, 1991.

Notarial Seal
Carol Ann Porter, Notary Public
Middletown Twp., Delaware County
My Commission Expires Oct. 28, 1993
Member, Pennsylvania Association of Notaries

Carol Ann Porter
Name: CAROL ANN PORTER
Notary Public State of PA
My Commission Expires: 10/28/93
[SEAL]

Witnesses:

Donna Hoefs
Name: Donna Hoefs

Julie A. Williams
Name: Julie A. Williams

Donna Hoefs
Name: Donna Hoefs
Trustee

Julie A. Williams
Name: Julie A. Williams

Donna Hoefs
Name: Donna Hoefs

Julie A. Williams
Name: Julie A. Williams

1957 MARGARET WOODSON FISHER TRUST, through its trustees, JOHN E. FORESTER, FREDERICK W. FISHER and SAN W. ORR, JR.

By: John E. Forester
JOHN E. FORESTER, as Trustee

By: Frederick W. Fisher
FREDERICK W. FISHER, as

By: _____
SAN W. ORR, JR., as Trustee

"Transferee"

BK 19275PG0964

RETURN TO:
CITY CLERK
CITY OF MARGATE
5790 MARGATE BLVD.
MARGATE, FL 33063

STATE OF WISCONSIN
COUNTY OF MARATHON

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared JOHN E. FORESTER, as a Trustee of the 1957 Margaret Woodson Fisher Trust, to me well known to be the person who executed the foregoing instrument as trustee of the 1957 MARGARET WOODSON FISHER TRUST, and he acknowledged before me that he executed the same for the purposes set forth herein.

WITNESS my hand and official seal this 10th day of ~~September,~~ October 1991.

Ann M. DuBore
Name: Ann M. DuBore
Notary Public State of Wisconsin
My Commission expires: 12-26-93
[SEAL]

STATE OF WISCONSIN
COUNTY OF MARATHON

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared FREDERICK W. FISHER, as a Trustee of the 1957 Margaret Woodson Fisher Trust, to me well known to be the person who executed the foregoing instrument as trustee of the 1957 MARGARET WOODSON FISHER TRUST, and he acknowledged before me that he executed the same for the purposes set forth herein.

WITNESS my hand and official seal this 22nd day of September, October 1991.

Ann M. DuBore
Name: Ann M. DuBore
Notary Public State of Wisconsin
My Commission expires: 12-26-93
[SEAL]

BK 1927 PG 0965

STATE OF WISCONSIN
COUNTY OF MARATHON

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared SAN W. ORR JR., a Trustee of the 1957 Margaret Woodson Fisher Trust, to me well known to be the person who executed the foregoing instrument as trustee of the 1957 MARGARET WOODSON FISHER TRUST, and he acknowledged before me that he executed the same for the purposes set forth herein.

WITNESS my hand and official seal this 22nd day of October, 1991.

RETURN TO:
CITY CLERK
CITY OF MARGATE
5790 MARGATE BLVD.
MARGATE, FL 33063

Ann M. DuBore
Name: Ann M. DuBore
Notary Public State of Wisconsin
My Commission expires: 12-26-93
[SEAL]

CONSENT TO ASSIGNMENT OF DEVELOPER RIGHTS

The undersigned consent to the foregoing Assignment of Developer Rights by and between 441 South Ltd. II, a dissolved Florida limited partnership, through its general and limited partners, and Robert W. Buck and W. Bruce Buck, individually ("Transferor") and John E. Forester, Frederick W. Fisher and San W. Orr, Jr., as trustee of the 1957 Margaret Woodson Fisher Trust ("Transferee"), to which this consent is attached, including, but not limited to, the assignment and transfer of 109.58 equivalent residential connections of reserve water and sewer treatment capacity from Transferor to Transferee.

Witnesses:

Name: Shirley J. Baughman

Name:

Name: Debra J. Doré

Name:

CITY OF MARGATE

By:
Name: Joseph Varsallone
Title: Mayor

By:
Name: Leonard B. Golub
Title: City Manager

BK 19275 PG 0966

RECORDED IN THE OFFICIAL RECORDS BOOK
OF BROWARD COUNTY FLORIDA
COUNTY ADMINISTRATOR

RETURN TO:
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CITY OF MARGATE
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MARGATE, FL 33063