

# EXHIBIT D



Frontier Communications  
120 E. Lime Street  
Lakeland, Florida 33801

October 18, 2022

Request for Vacate: At Weiberg West.

Daniel Arnette,

- ☐ Frontier Florida LLC will require easements as indicated on the attached plat.
- ☐ Frontier Florida LLC does object to the above referenced easement or right of way vacation. This is necessary, as we have facilities in the existing easement or rights of way, which needs to be maintained
- ☒ Frontier Florida LLC has no objection to the above referenced request.
- ☐ Frontier Florida LLC has conditional approval to the above referenced vacate providing that access (easement) will be provided by the property owner and or its successors as needed for Frontier to maintain and provide service. Loss of access to our facilities will require for the relocation of our facilities to a new location at the property owners cost. This is necessary, as we have facilities which need to be maintained.

Sincerely,

Mark Brinson  
Engineer  
Frontier Communications Florida





452 East Crown Point Road  
Winter Garden, Florida 34787  
[Irma.Cuadra@duke-energy.com](mailto:Irma.Cuadra@duke-energy.com)

407 905 3310

Aug. 23, 2023

Via email: [Daniel@cassidylanddev.com](mailto:Daniel@cassidylanddev.com)

Mr. Daniel Arnette  
Cassidy Land Development, LLC  
346 East Central Avenue  
Winter Haven, Florida 33880

**RE: Vacation of Platted Right Of Ways  
Center Street, Dundee  
Polk County, Florida**

Dear Mr. Arnette:

Please be advised that Duke Energy has “**no objection**” to the vacation and abandonment of Williams Avenue, Seseen Avenue, Hillcrest Avenue and Third Street as recorded in the Lake Estates Plat, recorded in Plat 21, Page 1, Public Records of Polk County, being more particularly as shown on the accompanying Lake Estates plat, attached hereto and by this reference made a part hereof.

If I can be of further assistance, please do not hesitate to contact me.

Sincerely,

***Irma Cuadra***

Irma Cuadra  
Senior Research Specialist

Attachment



COUNTY OF POLK

Dr. J. J. J. J.

COUNTY OF POLK:

My commission expires \_\_\_\_\_

COUNTY OF POLK:

PROPERTY OF POLK:

—

OF POLK:

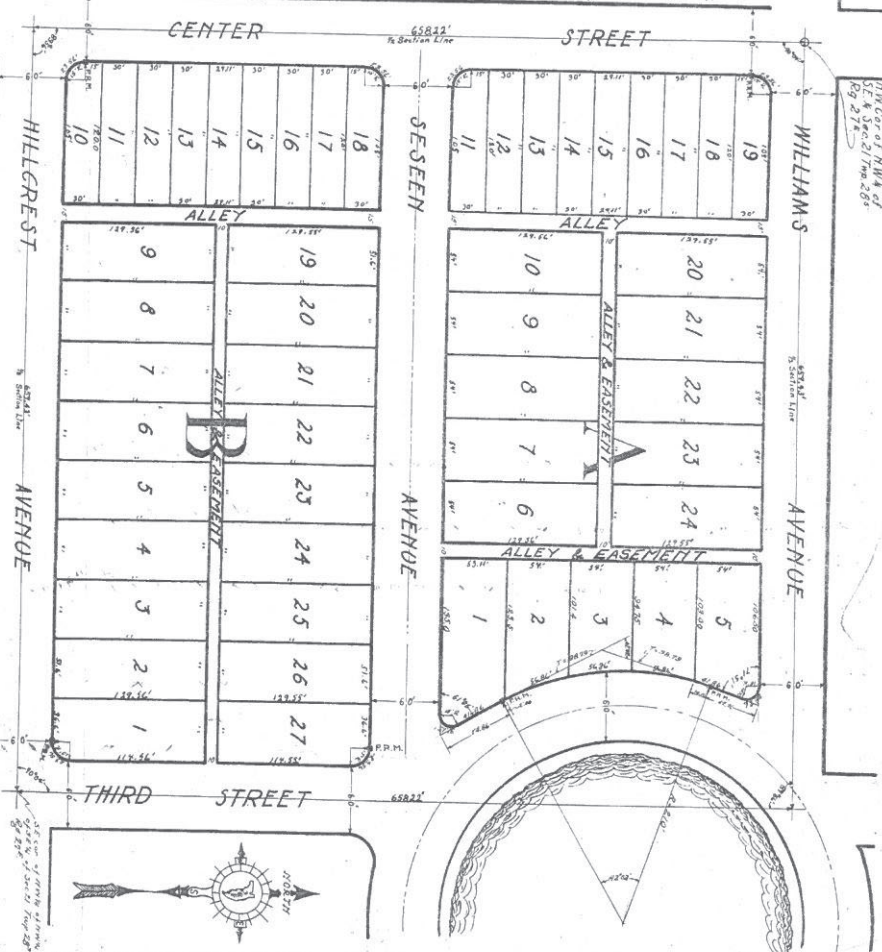
CLERK OF CIRCUIT COURT.

100

✓

100

REFINE A SUBDIVISION OF:



◆

1920 MAY 10

13 1000 10000







July 27, 2023

Daniel Arnette  
Heath Construction and Management, LLC  
346 East Central Avenue, Winter Haven, FL 33880  
m: 813-970-4860  
daniel@heathfl.com

**DELIVERY VIA EMAIL:** [daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)

**Re:** No Objection Letter  
**Project:** Vacate ROW created by Lake Estates Plat in Dundee, FL  
**County:** Polk County

Mr. Arnette,

Upon review, the following has been determined concerning your request:

Florida Public Utilities:

  X   Approves with conditions to the vacation of the right of way area shown on the attached documents. Conditions of approval noted below and / or on attached documents.

**Documents Attached / Referenced:**

Lake Estates - Overlay.pdf  
Lake Estates Plat.pdf

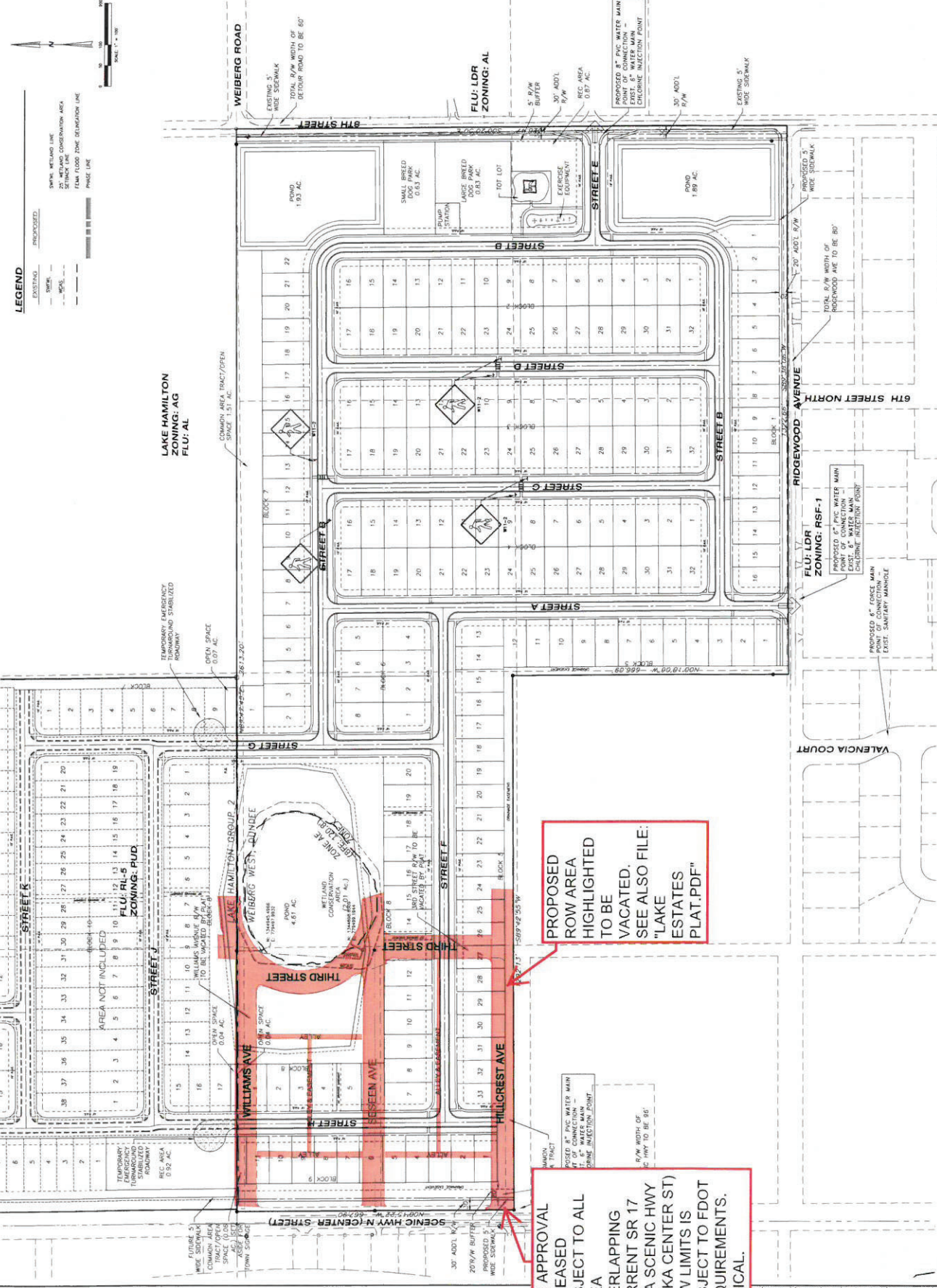
**Conditions for Approval:**

Approval is provided subject to requirement that all proposed improvements within area that overlaps current SR 17 (AKA Scenic Hwy. / FKA Center Street) is subject to FDOT requirements.

Sincerely,

Foster Chatham  
Engineering Technician  
Florida Public Utilities  
fchatham@chpk.com





PROPOSED ROW AREA HIGHLIGHTED TO BE VACATED. SEE ALSO FILE: "LAKE ESTATES PLAT.PDF"

FPU APPROVAL RELEASED SUBJECT TO ALL AREA OVERLAPPING CURRENT SR 17 (AKA SCENIC HWY N: FKA CENTER ST) ROW LIMITS IS SUBJECT TO FDOT REQUIREMENTS. TYPICAL.



BEING A SUBDIVISION OF:  
 City of SEASIDE, Inc. Sec. 21 Twp. 28° Rg. 27°

POLK COUNTY

DUNDEE FLORIDA

STATE OF FLORIDA:  
COUNTY OF POLK.

We, Walter Adams, John Adams and  
and authors, Representative of the Home Estate, Inc. Company, owner  
of the S.E. 1/4 Sec. 21, Twp. 26 S., R. 12 E.,  
NW 1/4 of the S.E. 1/4 Sec. 21, Twp. 26 S., R. 12 E.,  
in the use of the public along the parkway, directly adjacent  
to grant, to the highway shown upon this Map of said land, and we here  
by file, place, and conduct ligament, gravel as shown on Map of said  
HIGHWAY, to wit: County Road No. 1, this 6 day of Sept, 1924, at  
Singer, sealed and delivered in the presence of W. W. Adams, J. Adams  
John H. Galloway  
E. C. Galloway  
By: Walter Adams, John Adams  
Attest: John Adams  
Scri

I hereby certify that William Phelan and John Robinson, my Secretary, respectively of the County of Polk, State of Florida, known as the land shown upon this Map, and who are personally acquainted with the same, this day acknowledged that they executed and signed, by and with authority, a true and correct copy in full of my hand and seal this 10 day of Feb, 1926.

My commission expires Feb 11, 1926 P. M. 1926

**STATE OF FLORIDA:**  
**SHERIFF'S OFFICE**

I, the Engineer who made this Map do hereby certify that this Map is a true and correct representation of the land platted, and that permanent reference may be had to the same by consulting the Laws of the State of Florida, regulating the making of maps.

**WITNESS my hand at Tallahassee, Fla., this 12 day of Feb., 1926.**

*[Signature]*

CERTIFICATE

STATE OF FLORIDA:  
COUNTY OF POLK.  
I, \_\_\_\_\_, Clerk of the County, do hereby certify that the City Council, of the City of \_\_\_\_\_, has adopted the following Ordinance:  
By \_\_\_\_\_ Mayor  
Attest \_\_\_\_\_ Clerk  
Date \_\_\_\_\_ 1920.

STATE OF FLORIDA:  
COUNTY OF POLK:  
I, hereby certify that John, Clerk of Circuit Court of Polk County, Florida, in compliance with the provisions of the Law of this State and Florida, has this day filed surveys and is filing for record all maps and plats, and all other documents, and the same are hereby acknowledged and filed.  
WITNESSES my hand and official seal at Bartow, Florida, this 15th day of January, 1886.







## Seth Claytor

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**From:** Gregory, Gene A <Gene.Gregory@charter.com>  
**Sent:** Thursday, July 27, 2023 3:45 PM  
**To:** Daniel Arnette; Robinson, Eva M  
**Subject:** RE: Weiberg West - ROW Vacation  
**Attachments:** Lake Estates - Overlay.pdf

You don't often get email from gene.gregory@charter.com. [Learn why this is important](#)

Daniel, Spectrum has no objection to closing these highlighted ROW's. can you use this email until we can get you a letter

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**From:** Daniel Arnette <daniel@cassidylanddev.com>  
**Sent:** Thursday, July 27, 2023 11:45 AM  
**To:** Gregory, Gene A <Gene.Gregory@charter.com>; Robinson, Eva M <Eva.Robinson@charter.com>  
**Subject:** [EXTERNAL] RE: Weiberg West - ROW Vacation

**CAUTION:** The e-mail below is from an external source. Please exercise caution before opening attachments, clicking links, or following guidance.

Gene,

Please see attached. Please let me know if you need anything else to get this processed and completed.

**Daniel Arnette**  
Cassidy Land Development, LLC  
346 East Central Avenue, Winter Haven, FL 33880  
m: 813-970-4860  
[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)

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**From:** Gregory, Gene A <[Gene.Gregory@charter.com](mailto:Gene.Gregory@charter.com)>  
**Sent:** Tuesday, July 25, 2023 3:12 PM  
**To:** Robinson, Eva M <[Eva.Robinson@charter.com](mailto:Eva.Robinson@charter.com)>  
**Cc:** Daniel Arnette <[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)>  
**Subject:** RE: Weiberg West - ROW Vacation

You don't often get email from [gene.gregory@charter.com](mailto:gene.gregory@charter.com). [Learn why this is important](#)

Daniel can you send me the Weiberg West pre-liminary plat and the Lake Estates Plat. And I will get it processed

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**From:** Robinson, Eva M <[Eva.Robinson@charter.com](mailto:Eva.Robinson@charter.com)>  
**Sent:** Tuesday, July 25, 2023 3:09 PM  
**To:** Gregory, Gene A <[Gene.Gregory@charter.com](mailto:Gene.Gregory@charter.com)>  
**Cc:** Daniel Arnette <[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)>  
**Subject:** FW: Weiberg West - ROW Vacation  
**Importance:** High

Hi Gene, Daniel Arnette of the Cassidy Land Dev has been trying to obtain a vacate an existing ROW for a new development but has not been unsuccessful & the Email string puts this request as far bas as October of 2022. I have copied Daniel Arnette in this forwarding, and he can be contacted by calling: 813-970-4860



Thanks Gene



**Eva M. Robinson** | Sr. Account Executive, SCS | 863-288-2245 O | 863-581-3298 M  
3611 Queen Palm Drive, 2<sup>ND</sup> Floor | Tampa, FL 33619  
[Eva.robinson@Charter.com](mailto:Eva.robinson@Charter.com)  
Bulk Owner Customer Support: 877.647.7732  
Bulk Tenant Customer Support: 833.697.7328  
Bulk WIFI Customer Support: 855.895.5302

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**From:** Daniel Arnette <[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)>  
**Sent:** Friday, July 14, 2023 12:57 PM  
**To:** Robinson, Eva M <[Eva.Robinson@charter.com](mailto:Eva.Robinson@charter.com)>  
**Subject:** [EXTERNAL] Re: Weiberg West - ROW Vacation

**CAUTION:** The e-mail below is from an external source. Please exercise caution before opening attachments, clicking links, or following guidance.

Thanks Eva. More than happy to get on a call to help get a decision

Thanks,

Daniel Arnette  
Cassidy Land Development, LLC

Sent from my iPhone

On Jul 14, 2023, at 12:40 PM, Robinson, Eva M <[Eva.Robinson@charter.com](mailto:Eva.Robinson@charter.com)> wrote:

Hi Daniel, I have not gotten a response from the Engineer team, but I will reach out to them again and follow up with you

Regards

<image001.png>

**Eva M. Robinson** | Sr. Account Executive, SCS | 863-288-2245 O | 863-581-3298 M  
3611 Queen Palm Drive, 2<sup>ND</sup> Floor | Tampa, FL 33619  
[Eva.robinson@Charter.com](mailto:Eva.robinson@Charter.com)  
Bulk Owner Customer Support: 877.647.7732  
Bulk Tenant Customer Support: 833.697.7328  
Bulk WIFI Customer Support: 855.895.5302

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**From:** Daniel Arnette <[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)>  
**Sent:** Wednesday, July 12, 2023 1:33 PM

**To:** Robinson, Eva M <[Eva.Robinson@charter.com](mailto:Eva.Robinson@charter.com)>  
**Subject:** [EXTERNAL] RE: Weiberg West - ROW Vacation

**CAUTION:** The e-mail below is from an external source. Please exercise caution before opening attachments, clicking links, or following guidance.

Hi Eva,

I hope you are doing well. I wanted to follow up on the vacation request below. Can you provide an update on the request for no objection?

Daniel Arnette  
Cassidy Land Development, LLC  
346 East Central Avenue, Winter Haven, FL 33880  
m: 813-970-4860  
[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)

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**From:** Robinson, Eva M <[Eva.Robinson@charter.com](mailto:Eva.Robinson@charter.com)>  
**Sent:** Thursday, July 6, 2023 12:31 PM  
**To:** Daniel Arnette <[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)>  
**Subject:** RE: Weiberg West - ROW Vacation

Hi Daniel, let me get this to my Sr. Director for her assistance and I will follow up with you from her response

regards

<image001.png>

**Eva M. Robinson** | Sr. Account Executive, SCS | 863-288-2245 **O** | 863-581-3298 **M**  
3611 Queen Palm Drive, 2<sup>ND</sup> Floor | Tampa, FL 33619  
[Eva.robinson@Charter.com](mailto:Eva.robinson@Charter.com)  
Bulk Owner Customer Support: 877.647.7732  
Bulk Tenant Customer Support: 833.697.7328  
Bulk WIFI Customer Support: 855.895.5302

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**From:** Daniel Arnette <[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)>  
**Sent:** Thursday, July 6, 2023 12:24 PM  
**To:** Robinson, Eva M <[Eva.Robinson@charter.com](mailto:Eva.Robinson@charter.com)>  
**Subject:** [EXTERNAL] FW: Weiberg West - ROW Vacation  
**Importance:** High

**CAUTION:** The e-mail below is from an external source. Please exercise caution before opening attachments, clicking links, or following guidance.

Hi Eva, I was hoping you could help me out with this. I am trying to vacate an existing ROW for a new development and am having a hard time getting a response from Spectrum. I need a letter of no objection from spectrum for this. Is this something that you could help facilitate?

Daniel Arnette  
Cassidy Land Development, LLC  
346 East Central Avenue, Winter Haven, FL 33880  
m: 813-970-4860  
[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)

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**From:** Daniel Arnette  
**Sent:** Wednesday, July 5, 2023 5:10 PM  
**To:** 'Alldredge, Jimmy' <[Jimmy.Alldredge@charter.com](mailto:Jimmy.Alldredge@charter.com)>  
**Subject:** RE: Weiberg West - ROW Vacation  
**Importance:** High

Jimmy,

I wanted to follow up on this. Is there someone else that I need to contact to get this resolved?

Daniel Arnette  
Cassidy Land Development, LLC  
346 East Central Avenue, Winter Haven, FL 33880  
m: 813-970-4860  
[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)

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**From:** Daniel Arnette  
**Sent:** Monday, June 12, 2023 4:26 PM  
**To:** Alldredge, Jimmy <[Jimmy.Alldredge@charter.com](mailto:Jimmy.Alldredge@charter.com)>; Daniels, Darin R <[Darin.Daniels@charter.com](mailto:Darin.Daniels@charter.com)>  
**Subject:** RE: Weiberg West - ROW Vacation

Hi Jimmy,

I wanted to follow up on this ROW Vacation request. Please give me a call if you have any question.

Daniel Arnette  
Cassidy Land Development, LLC  
346 East Central Avenue, Winter Haven, FL 33880  
m: 813-970-4860  
[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)

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**From:** Daniel Arnette <[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)>  
**Sent:** Wednesday, May 31, 2023 6:38 PM  
**To:** Alldredge, Jimmy <[Jimmy.Alldredge@charter.com](mailto:Jimmy.Alldredge@charter.com)>; Daniels, Darin R <[Darin.Daniels@charter.com](mailto:Darin.Daniels@charter.com)>  
**Subject:** Re: Weiberg West - ROW Vacation

Hi Jimmy,

I wanted to follow up on the email I sent last week. Do you have any questions on comments on this?  
Would you be able to provide the letter of no objection to the vacation?

Daniel Arnette  
Cassidy Land Development, LLC  
(813)970-4860

Get [Outlook for iOS](#)

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**From:** Daniel Arnette  
**Sent:** Thursday, May 25, 2023 2:16:12 PM  
**To:** Alldredge, Jimmy <[Jimmy.Alldredge@charter.com](mailto:Jimmy.Alldredge@charter.com)>; Daniels, Darin R <[Darin.Daniels@charter.com](mailto:Darin.Daniels@charter.com)>  
**Subject:** RE: Weiberg West - ROW Vacation



Jimmy, thanks for providing this information.

We are working on resubmitting our vacation request to Dundee and are required to get a letter of no objection from the existing utilities in the area. I have overlaid the plan with the existing plat showing where the platted streets and alley are located in relation to our design. We believe that since this has never been developed and has been in cultivated for citrus, there was never any utilities installed. Can you please review and provide a letter of no objection that would allow us to vacate the existing ROW and alleys?

If you need any additional information, please give me a call.

Cell: 813-970-4860

---

**From:** Alldredge, Jimmy <[Jimmy.Alldredge@charter.com](mailto:Jimmy.Alldredge@charter.com)>

**Sent:** Friday, May 19, 2023 1:17 PM

**To:** Daniels, Darin R <[Darin.Daniels@charter.com](mailto:Darin.Daniels@charter.com)>

**Cc:** Daniel Arnette <[daniel@cassidylanddev.com](mailto:daniel@cassidylanddev.com)>

**Subject:** RE: Weiberg West - ROW Vacation

See attached for spectrum utilities. Please call sunshine 1 call to prevent any conflict.

Thank you,

<image002.png>

Jimmy Alldredge | Construction Coordinator II  
1004 U.S Highway 92 West Auburndale FL 33823  
Cell: 727-482-5469  
Office: 863-288-2249  
Email: [Jimmy.Alldredge@charter.com](mailto:Jimmy.Alldredge@charter.com)

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**From:** Daniels, Darin R <[Darin.Daniels@charter.com](mailto:Darin.Daniels@charter.com)>

**Sent:** Thursday, May 18, 2023 1:34 PM

**To:** Alldredge, Jimmy <[Jimmy.Alldredge@charter.com](mailto:Jimmy.Alldredge@charter.com)>

**Subject:** FW: Weiberg West - ROW Vacation

**Importance:** High

<image003.png>

**Darin R Daniels** | Construction Coordinator III | Office 863-333-4764  
Cell 863-559-6699  
1004 US Hwy 92 W, Auburndale, FL 33823.

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**From:** Daniels, Darin R

**Sent:** Tuesday, October 18, 2022 2:12 PM

**To:** Alldredge, Jimmy <[Jimmy.Alldredge@charter.com](mailto:Jimmy.Alldredge@charter.com)>

**Cc:** Stine, Brian J <[Brian.Stine@charter.com](mailto:Brian.Stine@charter.com)>

**Subject:** FW: Weiberg West - ROW Vacation

**Importance:** High

Please see if we have anything in the area indicated and respond back to Daniel.

<image004.png>

**Darin R Daniels** | Construction Coordinator III | Office 863-333-4764

Cell 863-559-6699

1004 US Hwy 92 W, Auburndale, FL 33823.

---

**From:** Daniel Arnette <[Daniel@heathfl.com](mailto:Daniel@heathfl.com)>

**Sent:** Tuesday, October 18, 2022 11:28 AM

**To:** Daniels, Darin R <[Darin.Daniels@charter.com](mailto:Darin.Daniels@charter.com)>

**Subject:** [EXTERNAL] RE: Weiberg West - ROW Vacation

**Importance:** High

**CAUTION:** The e-mail below is from an external source. Please exercise caution before opening attachments, clicking links, or following guidance.

Darin,

I wanted to follow up on this to see if you had any questions or comments regarding this request of ROW Vacation in Dundee.

Thanks,

**Daniel Arnette**

**Heath Construction and Management, LLC**

346 East Central Avenue, Winter Haven, FL 33880

m: 813-970-4860

[daniel@heathfl.com](mailto:daniel@heathfl.com)

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**From:** Daniel Arnette

**Sent:** Friday, October 7, 2022 1:33 PM

**To:** 'darin.daniels@charter.com' <[darin.daniels@charter.com](mailto:darin.daniels@charter.com)>

**Subject:** Weiberg West - ROW Vacation

Darin,

In preparation for our development of Weiberg west, we must vacate the existing ROWs that were established via the Lake Estates Plat. To vacate, we need to get a letter of no objection from the public utilities in the area. I have attached a copy of the Weiberg West pre-liminary plat and the Lake Estates Plat. To go along with the documents, I have also included a picture of the existing conditions of the ROW. Currently it is Orange Groves and has never been developed, which leads us to believe that there never has been any utilities installed in these locations.

As you can see in our design, the ROW will be replated with Lots. Please let me know if you have any questions.

<image005.png>

Thanks,

Daniel Arnette  
Heath Construction and Management, LLC  
346 East Central Avenue, Winter Haven, FL 33880  
m: 813-970-4860  
[daniel@heathfl.com](mailto:daniel@heathfl.com)

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AFFIDAVIT OF PUBLICATION

Winter Haven Sun

Published Weekly

Winter Haven, Polk County, Florida

Case No. ROW Weilberg Road

STATE OF FLORIDA  
COUNTY OF POLK

Before the undersigned authority personally appeared Anita Swain, who on oath says that she is the Legal Clerk of Winter Haven Sun, a newspaper published at Winter Haven in Polk County, Florida, and that the attached copy of advertisement, being a Public Notice, was published in a newspaper by print in the issues of Polk Sun on:

May 28, 2025

Affiant further says that the newspaper complies with the legal requirements for publication in Chapter 50, Florida Statutes.

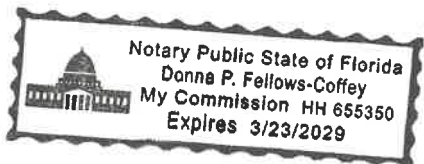
Sworn to and subscribed before me this 28th day of May 2025 by Anita Swain, who is personally known to me or who has produced as identification

  
Donna P. Fellows-Coffey, Clerk, Notary Number:  
#HH655350

Notary expires: March 23, 2029

00036780 00185527

Erica Anderson  
TOWN OF DUNDEE  
PO Box 1000  
DUNDEE, FL 33838



**PUBLIC HEARING NOTICE  
TOWN OF DUNDEE  
TOWN COMMISSION**

Please take notice that the Town of Dundee Town Commission will hold a public hearing Tuesday June 10, 2025, at 6:30 p.m. or soon after, at a regularly scheduled meeting in the Town of Dundee Commission Chambers at 202 East Main Street, Dundee, Florida to hear the following items:

**REQUEST FOR RIGHT-OF-WAY VACATION -**

A request to vacate portions of Block "A" Alleys, Block "B" Alleys, Seseen Ave., Unnamed Platted ROW, Williams Ave., Third Street as depicted in plat book 21, page 1 of the public records of Polk County, Florida, all lying in Section 21, Township 28 South, Range 27 East, Polk County Florida.



**LOCATION MAP**

AND

Any person who might wish to appeal any decision made by the Town of Dundee Planning and Zoning Board, Polk County, Florida, in public hearing or meeting is hereby advised that he/she will need a record of the proceedings, and for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made which will include the testimony and evidence upon which such appeal is to be based. Any person with disabilities requiring accommodation to participate should contact the Town Clerk prior to the meeting.