

**From:** Kelly Barr <kelly@davidpearsoncommunities.com>  
**Sent:** Tuesday, August 06, 2019 10:04 AM  
**To:** dat@theriaquelaw.com  
**Cc:** jenrachel@co.walton.fl.us; whitaker30a@gmail.com  
**Subject:** Re: Standing objection to removal of existing and legal access for Parcel 36-3S-18-16100-000-1733 Inlet Beach, Florida

Re: Standing objection to removal of existing and legal access for Parcel 36-3S-18-16100-000-1733 – Inlet Beach, Florida

Dear Mr. Theriaque,

Please accept this writing as a formal response to your letter dated July 26<sup>th</sup>, 2019 and as a continuance of our standing objection to the abandonment of the existing access to which we are legally entitled.

We are puzzled that you attempt to create confusion and complication out of a very simple set of facts. Our company took title to the aforementioned property subject to a warranty deed which expressly grants access to that property through an existing right of way otherwise known as the Pompano Street extension (which your clients are now trying to abandon). Similarly, your clients took title to their parcels of land subject to a deed and title policy which expressed the same right of way as both an “encroachment” and “exception to title” upon their properties. Since it is clear that your clients and our company completed our purchases subject to the easement/right of way in question, why do you attempt to force the abandonment of the existing right of way upon us?

It is equally challenging to logic your “offer” to have us pay for curb cuts to a proposed access from US 98, that does not exist, which we have not asked for and....do not want.

The present and existing access, to which we are constitutionally entitled, is the access which provides the greatest value to our property and which we both deserve and intend to continue to use. Please refrain from continuing the multiple written threats you have made to our company simply due to our previous attempts to use the existing access. Meanwhile, please accept the existing access and its associated obligations and entitlements.

Cc: Walton County Planning Commission

Attachment

Yours Truly,  
Inlet Beach Capital Investments, LLC  
2000 First Dr. Suite 400  
Marietta, Ga 30062