

TRUSTEES OF THE INTERNAL IMPROVEMENT FUND
OF THE STATE OF FLORIDA

E A S E M E N T

NO. 23177

WHEREAS, pursuant to application made by ALACHUA COUNTY RECREATION AND WATER CONSERVATION AND CONTROL AUTHORITY, for an easement in and to certain lands held by the Trustees of the Internal Improvement Fund of the State of Florida, being lands required for the construction, operation and maintenance of a water control structure, and pursuant to approval of said application by the said Trustees at a meeting held on August 21, 1962; NOW, THEREFORE,

THIS INDENTURE, made this 28th day of August, A. D. 1962, between the STATE OF FLORIDA, acting by and through the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA, as the grantors, and ALACHUA COUNTY RECREATION AND WATER CONSERVATION AND CONTROL AUTHORITY, as grantee.

WITNESSETH: That the Trustees of the Internal Improvement Fund of the State of Florida, for and in consideration of the sum of One Dollar and other valuable considerations paid, receipt of which is hereby acknowledged, do hereby remise, release and grant unto ALACHUA COUNTY RECREATION AND WATER CONSERVATION AND CONTROL AUTHORITY, an easement, subject to the conditions hereinafter set forth, in and to the following described land in ALACHUA COUNTY, Florida, to-wit:

Commence at the NE corner of Section 16, Township 12 South, Range 22 East; thence run South 0° 00' 20" West, 721.40 feet; thence run South 86° 14' 20" West, 1044.10 feet; thence run South 7° 08' 40" East, 2497.28 feet; thence run South 3° 43' 20" West, 904.50 feet; thence run South 7° 01' 20" West, 781.30 feet; thence run South 82° 58' 40" East, 60 feet to the East R/W Line of U. S. Highway No. 301 and the P.O.B.; thence run North 7° 01' 20" East along said R/W 250 feet; thence run South 82° 58' 40" East 200 feet; thence run South 7° 01' 20" West, 600 feet; thence run North 82° 58' 40" West, 200 feet to the East R/W of U. S. Highway 301; thence run North 7° 01' 20" East along said R/W 350 feet to the P. O. B. All being and lying in Orange Lake in Section 16, Township 12 South, Range 22 East, Alachua County, Florida;

for construction, operation and maintenance of a water control structure to control water level in said portion of Orange Lake at 58 feet mean sea level, said structure to conform to revised plan dated July 28, 1962 prepared by David Smith; said structure to have fixed opening invert elevation 55.5 designed to permit passage of 7 cubic feet per second when upstream level is 57 and downstream level is 56 and to pass 20 cubic feet per second when upstream level is 58 and downstream level is 57.

This easement is granted subject to the following provisions, viz:

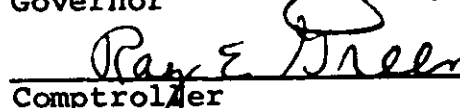
1. That Alachua County Recreation and Water Conservation and Control Authority will save the State of Florida harmless of and from all damages and claims arising out of any use of the within described lands for the purpose mentioned above and out of the construction, operation and maintenance of any water control or other structure placed thereon by said Authority.

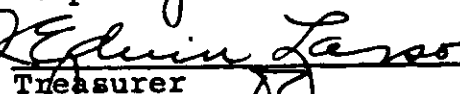
2. This easement and privilege herein conferred shall in no wise prejudice the rights of any private owners affected by the grant of this easement by use of the land herein described for the purpose hereinabove mentioned, by any construction, operation or maintenance of any water control structure upon the hereinabove described land by grantee named herein.

IN WITNESS WHEREOF the said Trustees have hereunto subscribed their names and affixed their seals and have caused the seal of the DEPARTMENT OF AGRICULTURE OF THE STATE OF FLORIDA to be hereunto affixed at the Capitol, in the City of Tallahassee, on the date first above written.

STATE OF FLORIDA, acting by and through the Trustees of the Internal Improvement Fund of the State of Florida:

 (SEAL)
Governor

 (SEAL)
Comptroller

 (SEAL)
Treasurer

 (SEAL)
Attorney General

 (SEAL)
Commissioner of Agriculture

As and constituting the Trustees of the Internal Improvement Fund of the State of Florida.

