

Prepared by and Return to:  
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6 East Bay Street, Suite 500  
Jacksonville, Florida 32202

RE ID Nos. 10859-010-001; 10859-010-002; 10859-010-003; 10859-010-004,  
10859-010-006; 10859-010-007

### **RELEASE**

THIS RELEASE (this "Release") is made effective as of the \_\_\_\_ day of \_\_\_\_\_, 2007, by the CITY OF GAINESVILLE, Florida, a municipal corporation of the State of Florida, whose mailing address is P.O. Box 490, Gainesville, Florida 32602 ("City"), and WAL-MART STORES EAST LP, a Delaware limited partnership, whose address is Wal-Mart Property Tax Dept. PO Box 8050, Attn: MS 0555 Bentonville, Arkansas 72716-8050 ("Wal-Mart").

### **RECITALS:**

A. City reserved an undivided three-fourths interest in all the phosphate, minerals, and metals, in addition to an undivided one-half interest in all the petroleum, that may be in, on, or under those certain lands described in that certain Quit-Claim Deed recorded in Official Records Book 2215, Page 2566 and that certain Quit-Claim Deed recorded in Book 2215, Page 2568, public records of Alachua County, Florida.

B. The aforementioned mineral reservations affect certain lands located in the City of Gainesville upon which Wal-Mart intends to develop a Wal-Mart Supercenter store (the "Project").

C. City has agreed to execute this Release to release all of City's interest in the subject lands by virtue of the above referenced deeds, in order to accommodate the Project, as more specifically set forth below.

NOW, THEREFORE, for and in consideration of the benefits flowing to the City from the improvement and development of the subject lands with the Project, the parties agree as follows:

1. The foregoing recitals are true and correct and are incorporated herein by this reference.

2. City hereby releases and quit claims that certain undivided three-fourths interest in, and title in and to an undivided three-fourths interest in, all the phosphate, minerals, and metals that are or may be in, on, or under the subject land and that certain undivided one-half interest in all the petroleum that is or may be in, on, or under said land with the privilege to mine

and develop the same, which the City may have by virtue of those certain Quit-Claim Deeds recorded in Book 2215, Page 2566, and Book 2215, Page 2568, public records of Alachua County, Florida.

IN WITNESS WHEREOF, City has caused these presents to be executed in its name and affixed its seal the day and year first above written.

Signed, Sealed, and delivered  
In the Presence of:

CITY OF GAINESVILLE, FLORIDA  
a Florida municipal corporation

\_\_\_\_\_  
Witness  
Print Name \_\_\_\_\_

\_\_\_\_\_  
Pegeen Hanrahan, Mayor

\_\_\_\_\_  
Witness  
Print Name \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Kurt M. Lannon, Clerk of the Commission

**STATE OF FLORIDA  
COUNTY OF ALACHUA**

The foregoing instrument was acknowledged before me this \_\_\_ day of \_\_\_\_\_, 2007, by Pegeen Hanrahan, Mayor, and Kurt M. Lannon, Clerk of the Commission, for the City of Gainesville, Florida, a municipal corporation, on behalf of the City. They are personally known to me or have produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
Notary Public, State of Florida  
My Commission Expires: