CONDITIONAL OPTION TO PURCHASE

THIS OPTION TO PURCHASE (the "Option) executed this	day of	, 2005,
between Department of Agriculture and Consumer Services	, GRANTOR	and the City of
Gainesville, GRANTEE.		

WITNESSETH that said GRANTOR, for and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, hereby grants to GRANTEE the option to purchase that certain real property (the "Property") more particularly described on Exhibit "A" attached hereto on the following terms and conditions:

- 1. The Option is contingent upon the Property (or a portion thereof) being declared surplus by the GRANTOR and title thereto be conveyed in fee simple by the Board of Trustees of the Internal Improvement Trust Fund to the GRANTOR. Otherwise, this Option shall be of no force or effect. If only a portion of the Property is declared surplus and title thereto vests as aforesaid, this Option shall only apply to said portion.
- 2. Prior to offering the Property or portion thereof for sale to the general public, the GRANTOR shall notify the GRANTEE in writing of its intention to sell and offering the GRANTEE the option to purchase the Property or portion thereof for the current fair market value as established by an independent, appraisal by a state certified appraiser obtained by the GRANTOR.
- 3. GRANTOR shall transmit said offer to GRANTEE by U.S. Mail, Return Receipt Requested, showing the date of delivery, to the following address or such other address of which GRANTEE may notify GRANTOR:

To GRANTEE:	Name:	City of Gainesville	
	Address:	P.O. Box 490	
		Gainesville, FL 32602-0490	
		ATTENTION: City Manager	

4. GRANTEE shall have thirty (30) days from receipt of said offer to notify GRANTOR in writing of GRANTEE'S intent to purchase the PROPERTY for the current fair market value, as established by an independent fee appraisal. The written notification by GRANTEE to GRANTOR shall be by U.S. Mail, Return Receipt Requested, showing the date of delivery, or by hand delivery indicating, the date of delivery, to the following address:

To GRANTOR:	Name:	Division of Forestry
		Forest Management Bureau
	Address:	3125 Conner Blvd, Suite "I"
	City, St Zip:	Tallahassee, FL 32399-1650
	•	ATTENTION: Bureau Chief

- 5. GRANTEE shall have sixty (60) days from receipt of said offer to deliver to GRANTOR an agreement to purchase said PROPERTY.
- 6. If GRANTEE fails to notify GRANTOR of its intent to purchase the property as set forth herein, GRANTOR may sell the property to another qualified governmental entity or a member of the general public and be relieved of the obligations stated in this Option. In such an event and upon request of GRANTOR, GRANTEE shall prepare and deliver to GRANTOR a release of this Option in recordable form. Upon the consummation of said sale, this Option shall be extinguished as to that portion of the Property conveyed; however, if such sale is not consummated, this Option shall remain in effect.
 - 7. This Option may be recorded in the Public Records by GRANTEE.
- 8. This Option shall not survive the conveyance of the PROPERTY, or any portion thereof to a third party in the event the GRANTEE elects not to purchase after having been given notice in accordance with the terms contained herein.
- 9. This Option shall inure to the benefit of and obligate the respective parties hereto and their successors and assigns.

IN WITNESS WHEREOF the parties have executed this Option the day and year set forth above.

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GRANTOR BY: MIKE GRESHAM, DIRECTOR Witness DIVISION OF ADMINISTRATION Witness APPROVED AS TO FORM AND LEGALITY Stephen Donelan, Senior Attorney Department of Agriculture and **Consumer Services** STATE OF FLORIDA **COUNTY OF LEON** The foregoing instrument was acknowledged before me this ____ day of ___ 2005, by Mike Gresham, as Director, Division of Administration, Department of Agriculture and Consumer Services, who is personally known to me and who did take an oath.

Notary Public

My Commission Expires:

GRANTEE

CITY OF GAINESVILLE, FL.

Witness	By: Russell Blackburn, City Manager
Witness	APPROVED AS TO FORM AND LEGALITY
	Marion Radson, City Attorney
STATE OF FLORIDA COUNTY OF ALACHUA	
The foregoing instrument was ack 2005, by Russell Blackburn, City I to me and who did take an oath.	nowledged before me this day of, Manager <u>, City of Gainesville,</u> who is personally known
	Notary Public My Commission Expires: