

This Instrument Prepared By:
Ann M. Mullins, Land Rights Coordinator
Real Estate Division
Gainesville Regional Utilities
P.O. Box 147117, Sta. A130
Gainesville, FL 32614-7117

A portion of GRU Transmission Right-of-Way located
East of Tax Parcel No. 4193-005-000
Section 24, Township 9 South, Range 18 East

Page 1 of 4

EASEMENT

THIS EASEMENT is made this ____ day of _____, 2005, between the CITY OF GAINESVILLE, Florida, a municipal corporation, (the "Grantor"), whose post office address is P.O. Box 490, Gainesville, Florida 32602 and VICTOR GALEONE AS BISHOP OF THE ROMAN CATHOLIC DIOCESE OF ST. AUGUSTINE, a corporation sole, and his successors in office, (the "Grantee"), whose mailing address is P.O. Box 24000, Jacksonville, Florida 32241.

WITNESSETH:

The Grantor, for an in consideration of the sum of one (\$1.00) Dollar to it in hand paid by Grantee, receipt of which is hereby acknowledged, has given and granted, and by these presents does give and grant unto the Grantee, his successors and assigns, a perpetual easement for the purpose of discharging storm water from retention ponds on Grantee's property in, over, upon, and across the following described property in Alachua County, Florida, to wit:

As described in Exhibit "A" attached hereto and made a part hereof.

This easement is subject to the following conditions:

1. This easement does not preclude the Grantor from using the parcel described by Exhibit "A" in any way which is compatible with the rights granted by this easement.
2. To the extent permitted under Florida law, the GRANTEE, its successors and assigns, by acceptance of this easement, hereby agrees to indemnify and hold harmless the City of Gainesville, its elected and appointed officers, employees or agents from all claims and suits for damage to property and injuries to persons, including death, and all judgments, court costs, attorneys' fees and other expenses arising out of or relating to the exercise of the rights granted herein.
3. Grantee agrees that in the event the surface of the Grantor's land, as described in Exhibit "A", is disturbed or damaged during any storm water discharge from retention ponds on Grantee's property, Grantee shall restore the surface of the land as near as possible to the same condition that existed before the surface was disturbed.

Grantor hereby warrants and covenants that Grantor has full right and lawful authority to grant and convey this easement.

TO HAVE AND TO HOLD the same unto the said Grantee, his successors and assigns, forever.

IN WITNESS WHEREOF, the said Grantor has caused these presents to be executed under seal on the day and year aforesaid.

Signed, sealed and delivered
in the presence of:

CITY OF GAINESVILLE, FLORIDA

Print name: _____

By: _____
Pegeen Hanrahan
Mayor

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 _____, 2005, by Pegeen Hanrahan and Kurt M. Lannon, the Mayor and Clerk of the Commission, respectively, of the City of Gainesville, Florida, a municipal corporation, who are personally known to me and duly sworn, acknowledged that as such officers, and pursuant to authority from said corporation, they executed the foregoing instrument and affixed the corporate seal all for and on behalf of said corporation, as its act and deed, and for the uses and purposes set forth and contained in said instrument.

Notary Public, State of Florida
My Commission Expires:

Approved as to form and legality:

By: Raymond O. Manasco, Jr.
Raymond O. Manasco, Jr.
Utilities Attorney
City of Gainesville, Florida

EXHIBIT "A"

DESCRIPTION: (BY THIS SURVEYOR)

A WATER FLOW EASEMENT OVER AND ACROSS A PARCEL OF LAND SITUATED IN THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 9 SOUTH, RANGE 18 EAST, ALACHUA COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

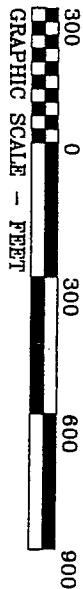
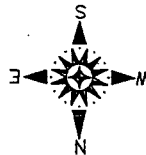
COMMENCE AT A RAILROAD SPIKE AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 9 SOUTH, RANGE 18 EAST, ALACHUA COUNTY, FLORIDA; THENCE RUN AN ASSUMED BEARING OF NORTH 00°31'54" EAST ALONG THE EAST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 50.07 FEET TO A 4" x 4" CONCRETE MONUMENT STAMPED R.L.S. 509 ON THE NORTHERLY RIGHT-OF-WAY LINE OF NORTHWEST 39TH AVENUE (ALSO KNOWN AS COUNTY ROAD 222); THENCE RUN NORTH 00°27'12" EAST ALONG SAID EAST LINE, A DISTANCE OF 776.37 FEET TO THE POINT OF BEGINNING; THENCE DEPARTING SAID EAST LINE RUN NORTH 89°31'04" WEST, A DISTANCE OF 150.94 FEET; THENCE RUN NORTH 00°28'56" EAST, A DISTANCE OF 400.00 FEET; THENCE RUN SOUTH 89°31'04" EAST, A DISTANCE OF 150.74 FEET TO A POINT ON THE EAST LINE OF SAID SOUTHWEST QUARTER; THENCE RUN SOUTH 00°27'12" WEST ALONG SAID EAST LINE, A DISTANCE OF 400.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 1.39 ACRES MORE OR LESS.

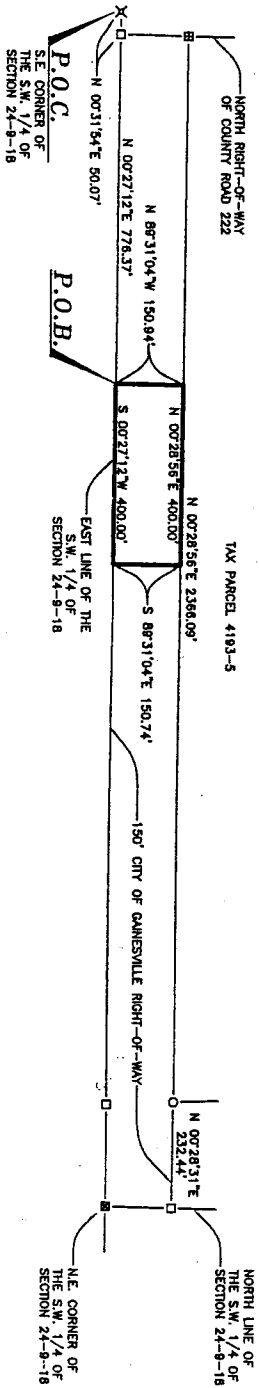
EXHIBIT "A" CONTINUED

DESCRIPTION: (BY THIS SURVEYOR)
 A WATER FLOW EASEMENT OVER AND ACROSS A PARCEL OF LAND SITUATED IN THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 9 SOUTH, RANGE 18 EAST, ALACHUA COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 COMMENCE AT A RAILROAD SPIKE AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 9 SOUTH, RANGE 18 EAST, ALACHUA COUNTY, FLORIDA; THENCE RUN AN ASSUMED BEARING OF NORTH 00°31'54" EAST ALONG THE EAST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 90.07 FEET TO A 4" x 4" CONCRETE MONUMENT STAMPED R.L.S. 508 ON THE NORTHERLY RIGHT-OF-WAY LINE OF NORTHWEST 39TH AVENUE (ALSO KNOWN AS COUNTY ROAD 222); THENCE RUN NORTH 00°27'12" EAST ALONG SAID EAST LINE, A DISTANCE OF 776.37 FEET TO THE POINT OF BEGINNING; THENCE DEPARTING SAID EAST LINE RUN NORTH 89°31'04" WEST, A DISTANCE OF 180.94 FEET; THENCE RUN NORTH 00°28'58" EAST, A DISTANCE OF 400.00 FEET; THENCE RUN SOUTH 89°31'04" WEST, A DISTANCE OF 150.74 FEET TO POINT OF BEGINNING; THENCE RUN SOUTH 00°27'12" WEST ALONG SAID EAST LINE, A DISTANCE OF 400.00 FEET TO THE POINT OF BEGINNING.
 CONTAINING 1.39 ACRES MORE OR LESS.

SKETCH OF DESCRIPTION
 IN SECTION 24, TOWNSHIP 9 SOUTH, RANGE 18 EAST, ALACHUA COUNTY, FLORIDA



N.W. 39th AVENUE
 COUNTY ROAD 222
 100' RIGHT-OF-WAY



- LEGEND:**
- O - SET 5/8" REBAR & CAP
 - P.S.M. 5592
 - R.L.S. 508
 - - FOUND 4" x 4" CONC. MON.
 - - FOUND 4" x 4" CONC. MON
 - - FOUND 4" x 4" CONC. MON
 - - FOUND 4" x 4" CONC. MON
 - - FOUND 4" x 4" CONC. MON
 - - FOUND 4" x 4" CONC. MON
 - X - FOUND RAILROAD SPIKE

BRINKMAN SURVEYING & MAPPING INC.
 4807 N.W. 6th STREET SUITE C, GAINESVILLE, FL 32609
 PHONE: (352) 374-2767 FAX: (352) 374-8757
 DATE: 12/22/09
 SCALE: 1" = 300'
 243-ESMT-02

THIS IS NOT A BOUNDARY SURVEY