

This Instrument Prepared By:
Ann M. Mullins
Gainesville Regional Utilities
P.O. Box 147117, Sta. A130
Gainesville, FL 32614-7117

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

Page 1 of 4

DRAINAGE EASEMENT

THIS EASEMENT, made this _____ day of _____, 2005, by CITY OF GAINESVILLE, Florida, a municipal corporation, whose post office address is P.O. Box 490, Gainesville, Florida 32602, GRANTOR, and ALACHUA COUNTY, a political subdivision of the State of Florida, whose post office address is P.O. Box 1188, Gainesville, Florida 32602, GRANTEE

WITNESSETH:

That the said GRANTOR, for and in consideration of the sum of One (\$1.00) Dollar and other good and valuable consideration 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, its successors and assigns, a perpetual easement for the purpose of constructing, operating and maintaining drainage facilities and related appurtenances over, under, upon and through 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. Grantee by execution, acceptance and recording of this easement hereby agrees that the utilization of this easement area for the purpose of constructing, operating and maintaining drainage facilities shall not be inconsistent with the safe and efficient operation and maintenance of the City of Gainesville's existing public utility facilities located thereon, or any future public utility facilities that may be situated thereon and further that no payment of fees (including but not limited to permit inspection fees) or charges will be required of Grantor.
2. Grantee shall, subject to the limits and provisions of Section 768.28, Florida Statutes, protect, defend, hold harmless and indemnify the City of Gainesville, its elected and appointed officers, employees, officials or agents from all claims and suits for damage to property and injury to persons, including death, and all judgments, court costs, attorney's fees and other expenses arising in any manner out of or relating to the exercise of the easement rights hereby granted for the operation and maintenance by the County of a public easement for drainage purposes.

Subject to any and all permits, easements and restrictions of record, if any.

TO HAVE AND TO HOLD the same unto the said GRANTEE, its successors and assigns, forever.

IN WITNESS WHEREOF, the said GRANTOR and GRANTEE have caused these presents to be executed on the day and year first above-written.

*Signed, sealed and delivered
in the presence of:*

CITY OF GAINESVILLE, FLORIDA,
a municipal corporation

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
Commission No. and Expiration:

Approved as to Form and Legality
By: Raymond O. Manasco, Jr.
Raymond O. Manasco, Jr.
Utilities Attorney
City of Gainesville, Florida

THE GRANTEE HEREBY ACCEPTS THE TERMS AND CONDITIONS SET FORTH AND CONTAINED HEREIN AND HAS CAUSED THESE PRESENTS TO BE EXECUTED IN ITS NAME BY ITS BOARD OF COUNTY COMMISSIONERS ACTION BY THE CHAIRMAN OF SAID BOARD, ON THE DAY AND YEAR FIRST ABOVE-WRITTEN.

*Signed, sealed and delivered
in the presence of:*

ALACHUA COUNTY, FLORIDA

(SEAL)

By: _____
Cynthia Moore Chestnut, Chair
Board of County Commissioners

ATTEST:

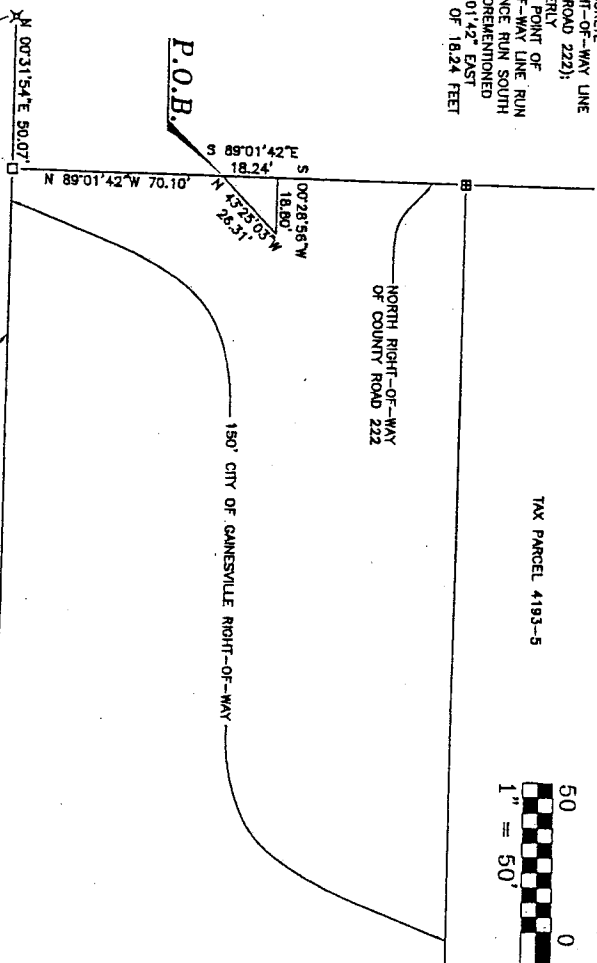
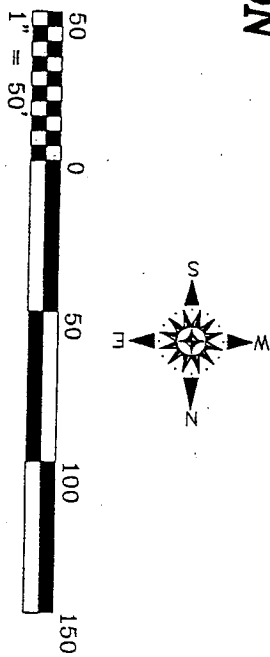
J. K. "Buddy" Irby
Clerk of the Circuit Court

APPROVED AS TO FORM

County Attorney

DESCRIPTION: (BY THIS SURVEYOR)
 A DRAINAGE EASEMENT OVER AND ACROSS A PARCEL OF LAND LYING 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 AS ASSUMED BEARINGS OF NORTH 07°31'54" EAST ALONG THE EAST LINE OF SAID SOUTHWEST QUARTER; A DISTANCE OF 80.07 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 89°01'42" WEST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE; A DISTANCE OF 70.10 FEET TO THE POINT OF BEGINNING; THENCE DEPARTING SAID NORTHERLY RIGHT-OF-WAY LINE RUN NORTH 43°25'03" WEST; A DISTANCE OF 263.31 FEET; THENCE RUN SOUTH 07°28'56" WEST; A DISTANCE OF 18.80 FEET TO THE AFORESAID NORTHERLY RIGHT-OF-WAY LINE; THENCE RUN SOUTH 89°01'42" EAST TO THE POINT OF BEGINNING.
 CONTAINING 171.70 SQUARE FEET MORE OR LESS.

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



- LEGEND:**
- O = SET 5/8" REBAR & CAP
 - P.S.M. 5582
 - D = FOUND 4" X 4" CONC. MON.
 - R.L.S. 509
 - B = FOUND 4" X 4" CONC. MON
 - CITY OF GAINESVILLE R/W
 - B = FOUND 4" X 4" CONC. MON
 - NO IDENTIFICATION
 - X = FOUND RAILROAD SPIKE

P.O.C.
 S.E. CORNER OF THE S.W. 1/4 OF SECTION 24-9-18

P.O.B.
 N. 39th AVENUE
 COUNTY ROAD 222
 100' RIGHT-OF-WAY

EAST LINE OF THE S.W. 1/4 OF SECTION 24-9-18

NORTH RIGHT-OF-WAY OF COUNTY ROAD 222

TAX PARCEL 4193-5

150' CITY OF GAINESVILLE RIGHT-OF-WAY

THIS IS NOT A BOUNDARY SURVEY

BRINKMAN SURVEYING & MAPPING INC.

1807 N.W. 6th STREET, SUITE C, GAINESVILLE, FL 32609
 PHONE: (352) 374-5707
 FAX: (352) 374-8757

BY: *[Signature]*
 JAMES E. BRINKMAN, P.S.M. - P.A. CERT # 5582
 DATE: 12/18/05

SCALE: 1" = 50'
 243-ESMT-4-02

his 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 east of
Tax Parcel No. 4193-005-000
Section 24, Township 9 South, Range 18 East

Page 1 of 5

PERPETUAL TRANSPORTATION EASEMENT

THIS EASEMENT, made this _____ day of _____, 2005, by CITY OF GAINESVILLE, Florida, a municipal corporation, whose post office address is P.O. Box 490, Gainesville, Florida 32602, GRANTOR, to ALACHUA COUNTY, a political subdivision of the State of Florida, whose post office address is P.O. Box 1188, Gainesville, Florida 32602, GRANTEE,

WITNESSETH:

That the said GRANTOR, for and in consideration of the sum of One (\$1.00) Dollar and other good and valuable consideration 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, its successors and assigns, a perpetual easement for transportation purposes over, under, upon and through 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 terms and conditions:

1. Grantee by execution, acceptance and recording of this easement hereby agrees that the utilization of this easement area for transportation purposes shall not be inconsistent with the safe and efficient operation and maintenance of the State of Florida Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways.
2. Grantee shall, subject to the limits and provisions of Section 768.28, Florida Statutes, protect, defend, hold harmless and indemnify the City of Gainesville, its elected and appointed officers, employees, officials or agents from all claims and suits for damage to property and injury to persons, including death, and all judgments, court costs, attorney's fees and other expenses arising in any manner out of or relating to the exercise of the easement rights hereby granted for the operation and maintenance by the County of a public easement for transportation purposes.
3. Grantor reserves the right to locate utility facilities over, under, and along said easement area with the right to maintain, enlarge, and extend the same without the payment of any fees (including, but not limited to permit inspection fees) or charges to Grantee.

4. GRANTEE shall not construct or install any buildings, structures or obstacles within the easement area other than the roadway and public utilities. Any associated lighting will require the express prior consent of GRANTOR.
5. GRANTEE shall not plant any trees within the easement area and shall be solely responsible for perpetual maintenance of access roadway and any other landscaping, facilities, appurtenances granted under this easement. Vegetation shall not exceed eight (8) feet in height.
6. Subject to any and all permits, easements and restrictions of record, if any.

TO HAVE AND TO HOLD the same unto the said GRANTEE, its successors and assigns, forever.

IN WITNESS WHEREOF, the GRANTOR and GRANTEE have caused this instrument to be executed on the day and year first above written.

*Signed, sealed and delivered
in the presence of:*

Print Name: _____

Print Name: _____

CITY OF GAINESVILLE, FLORIDA,
a municipal corporation

BY: _____
Pegeen Hanrahan
Mayor

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 and acknowledged that as such officers, and pursuant to authority from said corporation, they executed this foregoing instrument and affixed the corporate seal all for and on behalf of said corporation, as its agent, and for the uses and purposes set forth and contained in said instrument.

Not Public, State of Florida
Commission No. and Expiration:

Approved as to Form and Legality
By: Raymond O. Manasco, Jr.
Raymond O. Manasco, Jr.
Utilities Attorney
City of Gainesville, Florida

THE GRANTEE HEREBY ACCEPTS THE TERMS AND CONDITIONS SET FORTH AND CONTAINED HEREIN AND HAS CAUSED THESE PRESENTS TO BE EXECUTED IN ITS NAME BY ITS BOARD OF COUNTY COMMISSIONERS ACTION BY THE CHAIRMAN OF SAID BOARD, ON THE DAY AND YEAR FIRST ABOVE-WRITTEN.

*Signed, sealed and delivered
in the presence of:*

ALACHUA COUNTY, FLORIDA

(SEAL)

By: _____
Cynthia Moore Chestnut, Chair
Board of County Commissioners

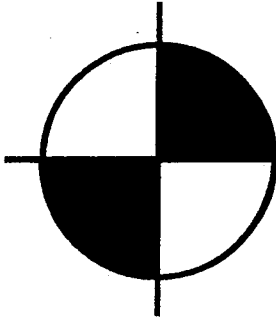
ATTEST:

J. K. "Buddy" Irby
Clerk of the Circuit Court

APPROVED AS TO FORM

County Attorney

EXHIBIT "A"



BRINKMAN SURVEYING & MAPPING, INC.

4607 NW 6th Street • Suite C
Gainesville, FL 32609

Phone: (352) 374-7707
Fax: (352) 374-8757

DESCRIPTION: (BY THIS SURVEYOR)

A TRANSPORTATION EASEMENT OVER AND ACROSS THE WEST 63 FEET OF THE EAST 150 FEET OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 9 SOUTH, RANGE 18 EAST, ALACHUA COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

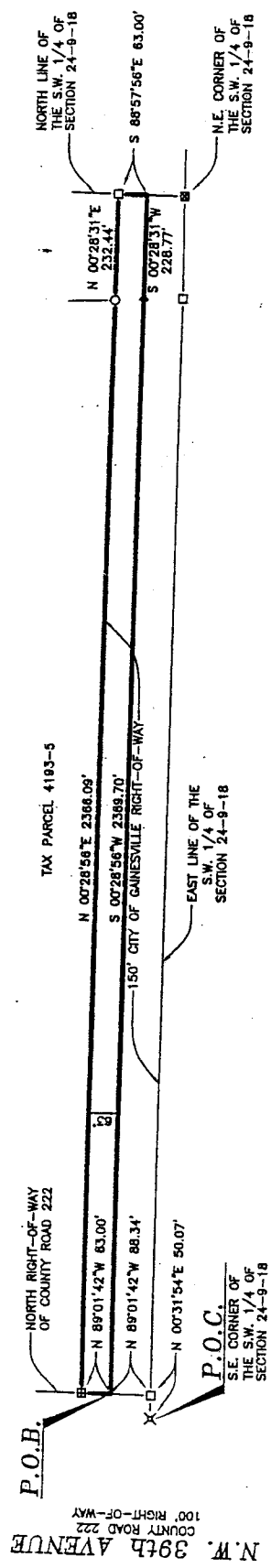
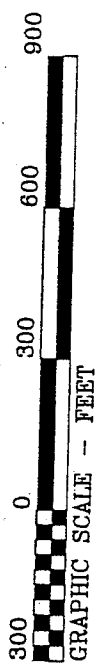
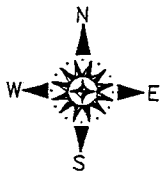
COMMENCE AT A RAILROAD SPIKE AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 9 SOUTH, RANGE 18 EAST, ALACHUA COUNTY, FLORIDA; THENCE RUN AN ASSUMED BEARING OF NORTH 00°31'54" EAST ALONG THE EAST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 50.07 FEET TO A 4" x 4" CONCRETE MONUMENT 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 89°01'42" WEST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 88.34 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 89°01'42" WEST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 63.00 FEET TO A 4" x 4" CONCRETE MONUMENT STAMPED C OF G R/W; THENCE RUN NORTH 00°28'56" EAST, A DISTANCE OF 2366.09 FEET TO A 5/8" REBAR & CAP STAMPED P.S.M. 5582; THENCE RUN NORTH 00°28'31" EAST, A DISTANCE OF 232.44 FEET TO A 4" x 4" CONCRETE MONUMENT STAMPED R.L.S. 509 ON THE NORTH LINE OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 9 SOUTH, RANGE 18 EAST, ALACHUA COUNTY, FLORIDA; THENCE RUN SOUTH 88°57'56" EAST ALONG SAID NORTH LINE, A DISTANCE OF 63.00 FEET; THENCE RUN SOUTH 00°28' 31" WEST, A DISTANCE OF 228.77; THENCE RUN SOUTH 00°28'56" WEST, A DISTANCE OF 2369.70 FEET TO THE POINT OF BEGINNING.

CONTAINING 3.76 ACRES MORE OR LESS.

EXHIBIT "A" CONTINUED

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

DESCRIPTION: (BY THIS SURVEYOR)
A TRANSPORTATION EASEMENT OVER AND ACROSS THE WEST 83 FEET OF THE EAST 150 FEET OF 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" 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 89°01'42" WEST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 88.34 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 89°01'42" WEST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 63.00 FEET TO A 4" x 4" CONCRETE MONUMENT STAMPED C OF G 5/8"; THENCE RUN NORTH 00°28'56" EAST, A DISTANCE OF 2388.09 FEET TO A 5/8" REBAR & CAP STAMPED P.S.M. 5582; THENCE RUN NORTH 00°28'31" EAST, A DISTANCE OF 232.44 FEET TO A 4" x 4" CONCRETE MONUMENT STAMPED R.L.S. 509 ON THE NORTH LINE OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 9 SOUTH, RANGE 18 EAST, ALACHUA COUNTY, FLORIDA; THENCE RUN SOUTH 88°57'56" EAST ALONG SAID NORTH LINE, A DISTANCE OF 63.00 FEET; THENCE RUN SOUTH 00°28'31" WEST, A DISTANCE OF 228.77; THENCE RUN SOUTH 00°28'56" WEST, A DISTANCE OF 2389.70 FEET TO THE POINT OF BEGINNING.
CONTAINING 3.78 ACRES MORE OR LESS.



- LEGEND:**
- = SET 5/8" REBAR & CAP P.S.M. 5582
 - = FOUND 4" x 4" CONC. MON.
 - ⊕ = FOUND 4" x 4" CONC MON CITY OF GAINESVILLE R/W
 - ⊙ = FOUND 4" x 4" CONC MON NO IDENTIFICATION
 - ⊖ = FOUND RAILROAD SPIKE

THIS IS NOT A BOUNDARY SURVEY

BRINKMAN SURVEYING & MAPPING INC.
4602 N.W. 8th STREET SUITE C, GAINESVILLE, FL 32609
PHONE: (352) 374-2907 FAX: (352) 374-8757

BY: JAMES E. BRINKMAN, PSM 5 FLA. CERT# 5582
DATE: 5/13/2004

SCALE: 1" = 300'
099-ESMT-03