

LEGISLATIVE ID

#120213A

This Instrument Prepared By:
Sam Bridges, Land Rights Coordinator
Public Works Department – MS#58
City of Gainesville
PO Box 490
Gainesville, FL 32627

Tax Parcel 16107-501-000
Section 10, Township 10 South, Range 20 East

TEMPORARY CONSTRUCTION EASEMENT

THIS EASEMENT, made this _____ day of _____, 2012, by, **CITY OF GAINESVILLE**, a Florida municipal corporation, whose permanent address is P.O. Box 490, Gainesville, Florida, 32627, **GRANTOR**, and **ALACHUA COUNTY**, a political subdivision of the State of Florida, whose mailing address is Post Office Box 1188, Gainesville, Florida, 32602-1188, **GRANTEE**,

WITNESSETH:

That the said **GRANTOR**, for and in consideration of the sum of ONE 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**, its successors and assigns, a temporary construction easement for ingress/egress, grading, erosion control and/or drainage improvements associated with the reconstruction of the adjacent sidewalk on Southeast 15th Street, contained in the following described property in Alachua County, Florida, to wit:

Legal Description

See Exhibit "A" attached hereto and made part thereof.

Said easement contains approximately 240 square feet ±.

GRANTEE agrees that if the surface of the land is disturbed by **GRANTEE** during the Project, **GRANTEE** shall restore the surface of the land as near as possible to the same condition that existed before the surface was disturbed within a reasonable time period after such construction. In addition, the **GRANTEE** shall be solely responsible for the neglect or wrongful acts of its employees and agents. Nothing contained herein shall constitute a waiver by either party of the sovereign immunity or the provision of Section 768.28, Florida Statutes.

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TO HAVE AND TO HOLD the same unto the said **GRANTEE**, its successors and assigns, until completion of the Project or one year from the date of execution of the Easement, which ever first occurs.

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

Witness Signature
Print Name: _____

Craig Lowe, Mayor

Witness Signature
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 _____, 2012, by Craig Lowe 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 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