Instrument Prepared By and Return to: Right of Way Department/Amy Powell Florida Gas Transmission Company, LLC 2301 Lucien Way, Suite 200 Maitland, FL 32751

Project No.: 25-364 (Amend 1 – 24-314)

Tract No.: FLMEA-INDI-009, FLMEB-INDI-009, FLMEA-INDI-011, FLMEB-INDI-012

## AMENDMENT OF ENCROACHMENT AGREEMENT

WHEREAS, by that certain Encroachment Agreement dated February 14, 2025, and recorded in Instrument # 3120250010885 in Official Records, Indian River County, Florida, ("Agreement") Florida Gas Transmission Company, LLC, ("FGT") agreed to allow Indian River County, a Political subdivision of the State of Florida ("Owner") to install a four-inch (4") force main and an eight-inch (8") water main under the pipeline via directional bore at two (2) different crossings, as well as an asphalt roadway with curbing and a concrete sidewalk above the pipeline at two (2) different crossings, all crossing and within the FGT natural gas pipeline easement described in the Agreement;

**WHEREAS,** FGT and OWNER desire to amend the Agreement to install a six-foot (6') black vinyl clad chain link fence with two (2), six-foot (6') wide swing gates. In addition, this amendment will add to the drawings shown on pages 9-15 of Exhibit C with additional revised plan drawings attached hereto and made a part hereof as Exhibit C-1.

## NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

**THAT** FGT, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration paid by Owner, does hereby agree and consent, subject to the terms and provisions of the Agreement and this Amendment of the Encroachment Agreement ("Amendment"), to the following:

a. Addition and/or Replacement of Exhibit C Drawings with the drawings attached to this Amendment as Exhibit C-1.

FGT and Owner stipulate and agree that the statements and information contained in the introductory paragraphs of the Agreement as changed by this Amendment are true and correct and are incorporated herein by this reference. FGT and Owner do hereby **ADOPT**, **RATIFY** and **CONFIRM** the Agreement, as amended and modified by this Amendment and agree to be bound thereby.

This Amendment and the benefits and obligations herein contained shall insure to the benefit of and be binding and obligatory upon FGT, Owner and their respective successors and assigns. Project No.: 25-364 (Amend 1 – 24-314)
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EXECUTED THIS	_ day of	, 2025.
WITNESSES:		"FGT" FLORIDA GAS TRANSMISSION COMPANY, LLC
	Way, Ste 200 Maitland, FL	DAY/ID OUTEL LUGUIGE
Name: <u>Amy Powell</u> Address: <u>2301 Lucien V</u>	Vay, Ste 200 Maitland, FL	
	ACKNOWLED	<u>GEMENTS</u>
STATE OF FLORIDA COUNTY OF ORANGE	Ξ	
presence or □ online no DAVID SHELLHOUSE COMPANY, LLC, a De	otarization, this <b>i, VICE PRESIDENT</b> elaware limited liability vn to me or has p	ed before me by means of   physical  and part of   physical  2025, by  OF FLORIDA GAS TRANSMISSION  by company, on behalf of the company.  Toduced (type of
		tary Public

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WITNESSES:	"OWNER" INDIAN RIVER COUNTY
Name:	Ву:
Address:	Name:
	Title:
Name:	
Address:	_
STATE OF FLORIDA COUNTY OF	
The foregoing instrument was acknowled	lged before me by means of □ physical
presence or $\square$ online notarization, this $\_$	day of , 2025, by of <b>INDIAN RIVER</b>
, as	of INDIAN RIVER
<b>COUNTY</b> , on behalf of the corporation, o bersonally known to me or has produced of identification) as identification.	n behalf of the company. He/she is (type
,	
j	Notary Public
	Printed Name:

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Tract No.: FLMEA-INDI-009, FLMEB-INDI-009, FLMEA-INDI-011, FLMEB-INDI-012

## **EXHIBIT C-1**

To that certain
Amendment of Encroachment Agreement
Dated \_\_\_\_\_\_, 2025
By and between
FLORIDA GAS TRANSMISSION COMPANY, LLC, and INDIAN RIVER COUNTY

## **DESCRIPTION OF THE ENCROACHMENT**

(See attached 1 Page)

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