

EASEMENT

THIS GRANT OF EASEMENT, made and executed this ____ day of October, 2018, by **INDIAN RIVER LAND TRUST, INC., a Florida not for profit corporation**, whose mailing address is 80 Royal Palm Pointe, Suite 301, Vero Beach, FL 32960 hereinafter called GRANTOR, to **INDIAN RIVER COUNTY, a political subdivision of the State of Florida**, having a mailing address of 1801 27th Street, Vero Beach, Florida 32960, hereinafter called GRANTEE.

WITNESSETH:

That GRANTOR for and in consideration of the sum of TEN DOLLARS (\$10.00) and other valuable consideration, receipt of which is hereby acknowledged by these presents does grant, convey, and confirm unto the GRANTEE, a perpetual easement for access, ingress, egress, use, maintenance and construction of all Oyster Bar Marsh Trail facilities over, across, and beneath the following described land, so the public can access and use such Oyster Bar Marsh Trail facilities, situate in Indian River County, Florida, to-wit:

See Exhibit "A" attached hereto.

And GRANTOR hereby covenants with said GRANTEE that the GRANTOR is lawfully seized of said servient land in fee simple, and that the GRANTOR has good right and lawful authority to convey the easement established hereby and will defend the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the GRANTOR has hereunto set GRANTOR'S hand and seal the day and year first above written.

Signed, sealed and delivered in
the presence of:

**INDIAN RIVER LAND TRUST, INC., a
Florida not for profit corporation**

signature: _____
printed name: _____

By: Charles W. Cramb, Its Chairman

signature: _____
printed name: _____

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY**

BY 
**DYLAN REINGOLD
COUNTY ATTORNEY**

STATE OF FLORIDA
COUNTY OF INDIAN RIVER

The foregoing instrument was acknowledged before me this ____ day of October, 2018, by **Charles W. Cramb, the Chairman of Indian River Land Trust, Inc., a Florida not for profit corporation**, who executed on behalf of and with the authority of said corporation, and who is personally known to me or has produced _____ (passport or driver's license) as identification.

NOTARY PUBLIC

(SEAL):

printed name:
Commission No.:
Commission Expiration:

EXHIBIT "A"

A PORTION OF THOSE CERTAIN PARCELS OF LANDS DESCRIBED IN THE CORRECTIVE WARRANTY DEED ACCORDING TO OFFICIAL RECORDS BOOK 1827, PAGE 1396 THROUGH 1400 OF THE PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA, SAID PORTION OF LANDS BEING WITHIN THE EXISTING SALT WATER MARSH AND MOSQUITO IMPOUNDMENT AREA, WEST OF STATE ROAD A-1-A AND IDENTIFIED BY THE INDIAN RIVER COUNTY PROPERTY APPRAISER'S TAX ROLE AS PARCEL IDENTIFICATION NUMBERS 33403400001000000005.1; 33403400001000000007.2 AND 33403400001000000008.2;

BEING MORE PARTICULARLY DESCRIBED AS PORTIONS OF LOTS 5, 6, 7, 8 AND THE NORTH 30.20 FEET OF LOT 9 OF KANSAS CITY COLONY SUBDIVISION (AS SHOWN ON THE SKETCH OF SURVEY ATTACHED HERETO AND MADE A PART HEREOF) AS RECORDED IN PLAT BOOK 4, PAGE 23 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, SAID LANDS LYING AND BEING IN PART OF GOVERNMENT LOT 2, SECTION 33, TOWNSHIP 33 SOUTH, RANGE 40 EAST AND PART OF GOVERNMENT LOT 2, SECTION 34, TOWNSHIP 33 SOUTH, RANGE 40 EAST, ALL WEST OF THE MEAN HIGH WATER ELEVATION OF THE WEST SHORE OF ROUND ISLAND CREEK AND EAST OF THE MEAN HIGH WATER ELEVATION OF THE EAST SHORE OF THE INDIAN RIVER LAGOON.

THE ABOVE DESCRIBED PARCEL OF LAND LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA.

CONTAINING 25.8 ACRES MORE OR LESS.

TOGETHER WITH:

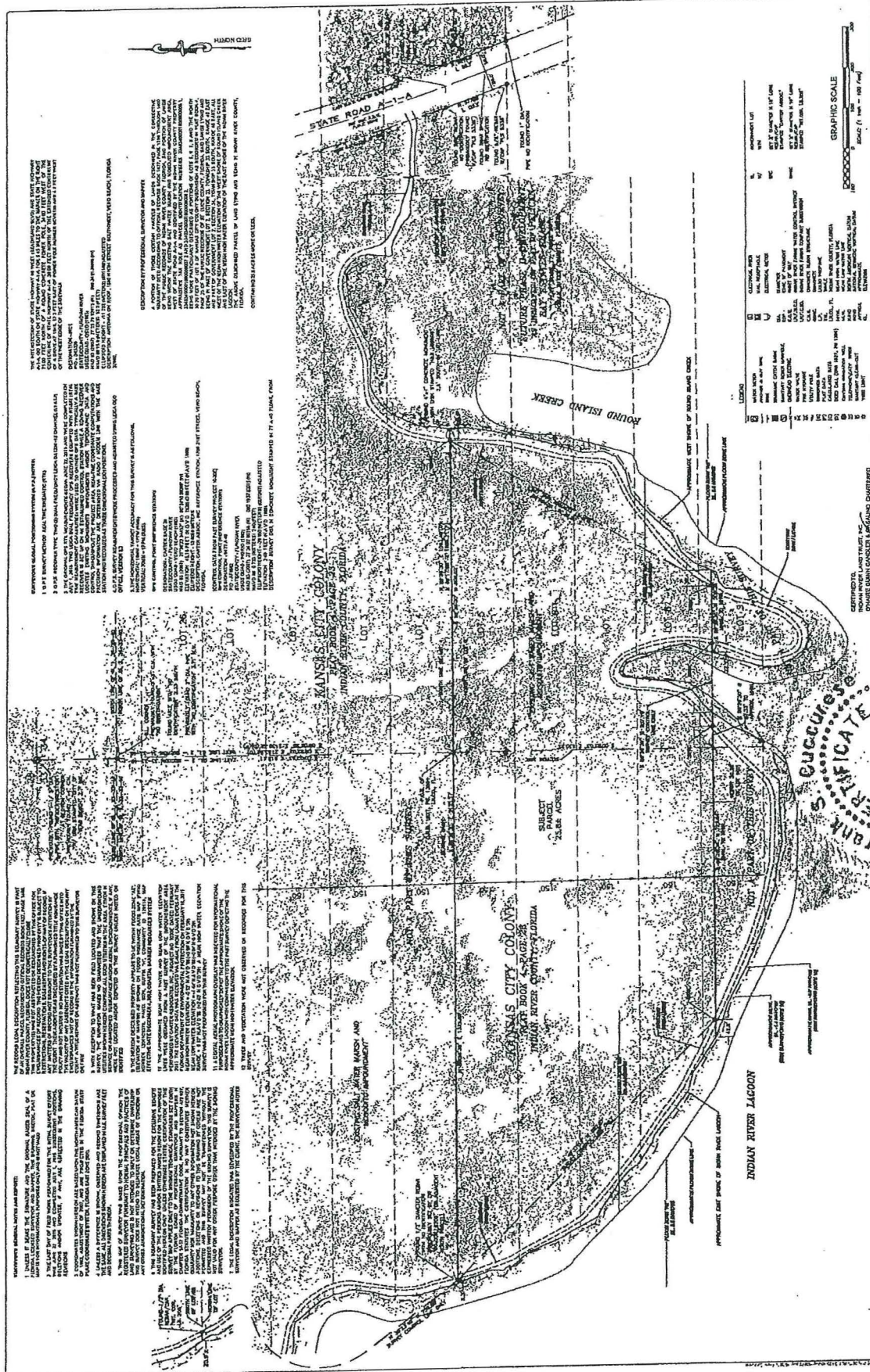
"PARCEL B":

A PORTION OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN THE GENERAL WARRANTY DEED ACCORDING TO OFFICIAL RECORDS BOOK 1510, PAGE 863 THROUGH 866 OF THE PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA, SAID PORTION OF LANDS BEING WITHIN THE EXISTING SALT WATER MARSH AND MOSQUITO IMPOUNDMENT AREA, WEST OF STATE ROAD A-1-A, BEING A PORTION OF LANDS IDENTIFIED BY THE INDIAN RIVER COUNTY PROPERTY APPRAISER'S TAX ROLE AS PARCEL IDENTIFICATION NUMBER 33403400001000000009.2;

BEING MORE PARTICULARLY DESCRIBED AS LOT 9, LESS THE NORTH 30.20 FEET, KANSAS CITY COLONY SUBDIVISION, LYING WEST OF STATE ROAD A-1-A AS RECORDED IN PLAT BOOK 4, PAGE 23, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, SAID DESCRIBED LANDS LYING AND BEING IN PART OF GOVERNMENT LOT 2, SECTION 33, TOWNSHIP 33 SOUTH, RANGE 40 EAST AND PART OF GOVERNMENT LOT 2, SECTION 34, TOWNSHIP 33 SOUTH, RANGE 40 EAST, ALL WEST OF THE MEAN HIGH WATER ELEVATION OF THE WEST SHORE OF ROUND ISLAND CREEK AND EAST OF THE MEAN HIGH WATER ELEVATION OF THE EAST SHORE OF THE INDIAN RIVER LAGOON; LESS ALL SOVEREIGN LAND LYING WITHIN THE ABOVE DESCRIBED SAID PORTION OF LOT 9.

THE ABOVE DESCRIBED LANDS LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA.

CONTAINING 2.21 ACRES MORE OR LESS.



THE PROFESSIONAL SURVEYOR HAS REVIEWED THE RECORDS OF THE COUNTY OF INDIAN RIVER, FLORIDA, AND HAS FOUND THAT THE SAME DO NOT CONTAIN ANY RECORDS OF THE BOUNDARY SURVEY DESCRIBED HEREIN. THE SURVEYOR HAS THEREFORE CONDUCTED THIS SURVEY IN ACCORDANCE WITH THE REQUIREMENTS OF THE FLORIDA SURVEYING AND MAPPING ACT, CHAPTER 461, F.S., AND HAS FOUND THAT THE SAME COMPLY WITH THE REQUIREMENTS OF SAID ACT.

THE PROFESSIONAL SURVEYOR HAS REVIEWED THE RECORDS OF THE COUNTY OF INDIAN RIVER, FLORIDA, AND HAS FOUND THAT THE SAME DO NOT CONTAIN ANY RECORDS OF THE BOUNDARY SURVEY DESCRIBED HEREIN. THE SURVEYOR HAS THEREFORE CONDUCTED THIS SURVEY IN ACCORDANCE WITH THE REQUIREMENTS OF THE FLORIDA SURVEYING AND MAPPING ACT, CHAPTER 461, F.S., AND HAS FOUND THAT THE SAME COMPLY WITH THE REQUIREMENTS OF SAID ACT.

THE PROFESSIONAL SURVEYOR HAS REVIEWED THE RECORDS OF THE COUNTY OF INDIAN RIVER, FLORIDA, AND HAS FOUND THAT THE SAME DO NOT CONTAIN ANY RECORDS OF THE BOUNDARY SURVEY DESCRIBED HEREIN. THE SURVEYOR HAS THEREFORE CONDUCTED THIS SURVEY IN ACCORDANCE WITH THE REQUIREMENTS OF THE FLORIDA SURVEYING AND MAPPING ACT, CHAPTER 461, F.S., AND HAS FOUND THAT THE SAME COMPLY WITH THE REQUIREMENTS OF SAID ACT.

A PORTION OF THE RECORDS OF THE COUNTY OF INDIAN RIVER, FLORIDA, HAS BEEN REVIEWED BY THE SURVEYOR AND IT IS DETERMINED THAT THE SAME DO NOT CONTAIN ANY RECORDS OF THE BOUNDARY SURVEY DESCRIBED HEREIN. THE SURVEYOR HAS THEREFORE CONDUCTED THIS SURVEY IN ACCORDANCE WITH THE REQUIREMENTS OF THE FLORIDA SURVEYING AND MAPPING ACT, CHAPTER 461, F.S., AND HAS FOUND THAT THE SAME COMPLY WITH THE REQUIREMENTS OF SAID ACT.

A PORTION OF THE RECORDS OF THE COUNTY OF INDIAN RIVER, FLORIDA, HAS BEEN REVIEWED BY THE SURVEYOR AND IT IS DETERMINED THAT THE SAME DO NOT CONTAIN ANY RECORDS OF THE BOUNDARY SURVEY DESCRIBED HEREIN. THE SURVEYOR HAS THEREFORE CONDUCTED THIS SURVEY IN ACCORDANCE WITH THE REQUIREMENTS OF THE FLORIDA SURVEYING AND MAPPING ACT, CHAPTER 461, F.S., AND HAS FOUND THAT THE SAME COMPLY WITH THE REQUIREMENTS OF SAID ACT.

A PORTION OF THE RECORDS OF THE COUNTY OF INDIAN RIVER, FLORIDA, HAS BEEN REVIEWED BY THE SURVEYOR AND IT IS DETERMINED THAT THE SAME DO NOT CONTAIN ANY RECORDS OF THE BOUNDARY SURVEY DESCRIBED HEREIN. THE SURVEYOR HAS THEREFORE CONDUCTED THIS SURVEY IN ACCORDANCE WITH THE REQUIREMENTS OF THE FLORIDA SURVEYING AND MAPPING ACT, CHAPTER 461, F.S., AND HAS FOUND THAT THE SAME COMPLY WITH THE REQUIREMENTS OF SAID ACT.

NO.	DESCRIPTION	DATE
1	ORIGINAL SURVEY	10/1/2010
2	REVISION	10/1/2010
3	REVISION	10/1/2010
4	REVISION	10/1/2010
5	REVISION	10/1/2010
6	REVISION	10/1/2010
7	REVISION	10/1/2010
8	REVISION	10/1/2010
9	REVISION	10/1/2010
10	REVISION	10/1/2010

GRAPHIC SCALE
1" = 100'

SHEET 10F1
Date: 10/1/2010

BOUNDARY SURVEY
PART OF LOTS 5, 6, 7, 8 AND 9 OF
KANSAS CITY COLONY SUBDIVISION
PART OF GL 2, SECTION 33-36-40 AND GL 2, SECTION 34-32-40
INDIAN RIVER COUNTY, FLORIDA

INDIAN RIVER LAND TRUST
80 ROYAL PALM POINTE, SUITE 301
VERO BEACH, FLORIDA 32909

CARLESS ASSOCIATES, INC.
CONSULTING ENGINEERS, LAND AND SURVEYORS
1701 1/2 1st STREET, VERO BEACH, FL 32909
TEL: (772) 388-1010 FAX: (772) 388-1010

Professional Surveyors

REVISION: _____ BY: _____ DATE: _____