

Perpetual Beach Management and Sand By-Passing Easement

Grantor: INDIAN RIVER COUNTY, a political subdivision of the State of Florida

Grantee: Sebastian Inlet Tax District, Florida, an Independent Special District of the State of Florida, 114 Sixth Avenue, Indialantic, Florida 32903

Re: site address: Highway A1A
VERO BEACH, FLORIDA 32963
Part of Parcel No. 30-39-33-00002-0000-00000.1

Date: _____, 2020

In consideration of the sum of ten dollars (\$10.00) and other valuable consideration, receipt of which is hereby acknowledged, Grantor grants to Grantee, its agents and successors and assigns, an assignable perpetual easement and right-of-way in, on, over and across the land described in Schedule A for use by Grantee, its representatives, agents, contractors and assigns, to construct, maintain, repair, rehabilitate and replace a public beach and dune system and other erosion control and storm damage reduction management, together with appurtenances thereto. This includes the right to deposit sand, alter sand and contours on said land to construct berms and dunes, to nourish and re-nourish periodically, to move and temporarily store equipment and supplies, to erect and remove temporary structures including pumps and pipes and other equipment, and to perform any other work necessary and incidental to the construction, periodic re-nourishment, maintenance, implementation, management and monitoring of the Sebastian Inlet Tax District Management Plan, as may be amended from time to time, together with the right of the public to use and access for recreational purposes the sandy beach area of the property for beach swimming, sun bathing and other traditional beach recreational activities, to protect and monitor nesting sea turtles and hatchlings from the adverse effects of anthropogenic activity as required by state, local or government authorities as required by any permits to conduct the activity permitted by the Management Plan and this Easement, to plant vegetation on said dunes and berms, to facilitate preservation of the dunes and vegetation provided, however, the Grantor shall retain the right to construct a crossover across the Easement provided all applicable state, federal and local permits and approvals are obtained and to do all other necessary and incidental work to place sand on the beach to protect the beach and dune systems. None of the rights granted hereunder are intended to provide the Grantee the right to prohibit or restrict the Grantor or its successors and assigns from using and enjoying the sandy portion of the beach within the lands described in Schedule A.

IN WITNESS WHEREOF, Grantor has herein set its hand and seal the day and year written above.

INDIAN RIVER COUNTY, a political subdivision
of the State of Florida GRANTOR

By: _____
Susan Adams, Chairman
Board of County Commissioners

BCC authorized: _____

ATTEST: Jeffrey R. Smith, Clerk of Circuit Court
and Comptroller

By: _____
Deputy Clerk

STATE OF FLORIDA
COUNTY OF INDIAN RIVER

THE FOREGOING INSTRUMENT was acknowledged before me by means of physical presence or online notarization, this _____ day of August, 2020, by Susan Adams, as Chairman of the Board of County Commissioners of Indian River County, Florida, a political subdivision of the State of Florida, who is personally known to me, or produced _____ as identification.

[AFFIX NOTARY SEAL]

Notary Public Signature
Print Notary Name: _____
Commission No.: _____
My commission expires: _____