

EASEMENT

THIS GRANT OF EASEMENT, made and executed this ____ day of October, 2018, by **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 GRANTOR, to **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 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.

INDIAN RIVER COUNTY, FLORIDA

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

By: _____
Deputy Clerk

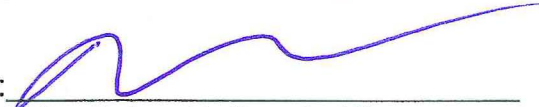
By: _____
Peter D. O'Bryan, Chairman
Board of County Commissioners

BCC approved: _____

Approved:

By: _____
Jason E. Brown, County Administrator

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 **Peter D. O'Bryan, the 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.

NOTARY PUBLIC

printed name:
Commission No.:
Commission Expiration:

(SEAL):

EXHIBIT "A"

Portions of KANSAS CITY COLONY SUBDIVISION, Lots 1, 2, 3 and 4, lying West of State Road A-1-A, according to the Plat thereof, recorded in Plat Book 4, Page 23, of the Public Records of St. Lucie County, Florida. Said lands now lying and being in Indian River County, Florida; less State Road A-1-A right-of-way.

Parcel Identification No.: 33403400001000000001.1

TOGETHER WITH:

All of Government Lot 1, Section 33, Township 33 South, Range 40 East, and the South 2/3 of part of Government Lot 1, Section 34, Township 33 South, Range 40 East, lying South of the North 986.96 feet of said Government Lot 1, and lying West of State Road A1A, said property being more particularly described as follows: from the Northwest corner of said Government Lot 1, run South along the West line of said Government Lot 1, a distance of 1099.16 feet to the point of beginning; thence continue South along said West line a distance of 224.25 feet to the Southwest corner of said Government Lot 1; thence with an interior angle of 89°28'37", run East along the South line of said Government Lot 1 a distance of 1677.21 feet to the West right of way of State Road A1A; thence with an interior angle of 75°20'00", run Northwesterly along the West right of way of State Road A1A a distance of 233.89 feet; thence with an interior angle of 104°43'44" run West a distance of 1615.94 feet to the point of beginning on the West line of said Government Lot 1.

LESS AND EXCEPT the North 400 feet of the South 624.25 feet of the East 272.25 feet of Government Lot 1, Section 33, Township 33 South, Range 40 East, said land lying and being in Indian River County, Florida.

Parcel Identification Nos.: 33403300000001000001.0, 33403300000001000002.0, 33403400000001000005.0, 33403400000001000006.0

TOGETHER WITH:

The North 60 feet of Government Lot 2, Section 33, Township 33 South, Range 40 East, and the North 60 feet of Government Lot 2, Section 34, Township 33 South, Range 40 East, lying Westerly of State Road A-1-A. Said lands lying and being in Indian River County, Florida.

Parcel Identification No.: 33403300000002000001.0

TOGETHER WITH:

That certain Conservation Easement depicted as Tract B, excluding the Tract B buffer, as shown on the Plat of Ocean Oaks West Subdivision, as recorded in Plat Book 18, Page 21, of the Public Records of Indian River County, Florida.

Parcel Identification No.:33403400007000000000.3