

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.: 25-386 (Amend 2 – 24-314)

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

SECOND AMENDMENT OF ENCROACHMENT AGREEMENT

WHEREAS, by that certain Encroachment Agreement dated February 14, 2026, and recorded in Instrument # 3120260010885; and that first Amendment of Encroachment Agreement dated October 21, 2025, and recorded in Book 3817, at Page 213, all 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, a concrete sidewalk, and fencing with gate access 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 two-inch (2") SDR Fiber conduit under the pipeline via directional bore. In addition, this amendment will add to the drawings shown on pages 9-16 of Exhibit C and C-1 with additional revised plan drawings attached hereto and made a part hereof as Exhibit C-2.

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 and C-1 Drawings with the drawings attached to this second Amendment as Exhibit C-2.

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.

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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.

EXECUTED THIS _____ day of _____, 2026.

WITNESSES:

Name: Kristin Duke

Address: 2301 Lucien Way, Ste 200 Maitland, FL

“FGT”

**FLORIDA GAS TRANSMISSION
COMPANY, LLC**

By

**DAVID SHELLHOUSE
VP of SOUTHEAST DIVISION**

Name: Amy Powell

Address: 2301 Lucien Way, Ste 200 Maitland, FL

ACKNOWLEDGEMENTS

STATE OF FLORIDA
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this _____ day of _____, 2026, by **DAVID SHELLHOUSE, VICE PRESIDENT OF FLORIDA GAS TRANSMISSION COMPANY, LLC**, a Delaware limited liability company, on behalf of the company. He is personally known to me or has produced _____ (type of identification) as identification.

Notary Public

Printed Name: _____

WITNESSES:

Name: _____

Address: _____

Name: _____

Address: _____

**“OWNER”
INDIAN RIVER COUNTY**

By: _____

Name: _____

Title: _____

STATE OF FLORIDA
COUNTY OF _____

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this _____ day of _____, 2026, by _____, as _____ of **INDIAN RIVER COUNTY**, on behalf of the corporation, on behalf of the company. He/she is personally known to me or has produced _____ (type of identification) as identification.

Notary Public
Printed Name: _____

EXHIBIT C-2

To that certain
Amendment of Encroachment Agreement
Dated _____, 2026
By and between
FLORIDA GAS TRANSMISSION COMPANY, LLC, and
INDIAN RIVER COUNTY

DESCRIPTION OF THE ENCROACHMENT

(See attached 3 Pages)





