

Prepared by:

(Space above this line reserved for recording office use only)

PARTIAL ABANDONMENT & TERMINATION OF FLOWAGE EASEMENT

This PARTIAL ABANDONMENT & TERMINATION OF FLOWAGE EASEMENT (“Agreement”) is made by the **CITY OF PORT ST. LUCIE**, a Florida municipal corporation, whose mailing address is 121 S.W. Port St. Lucie Boulevard, Port St. Lucie, Florida 34984 (“City”).

WHEREAS, Horizons Acquisitions St. Lucie, LLC, a Florida limited liability company (“HA5”) conveyed that certain Flowage Easement to the City as depicted on the easement recorded in O.R. Book 2902, Page 1177, Public Records of St. Lucie County, Florida (“Flowage Easement”); and

WHEREAS, the City wishes to abandon and terminate the portion of Flowage Easement situated on the property more particularly described on **Exhibit “A”**, attached hereto (“Abandoned Easement Area”).

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is acknowledged, the parties hereto agree as follows:

1. Any and all rights and obligations with regard to the Abandoned Easement Area existing pursuant to the Flowage Easement are hereby terminated and declared to be of no further legal force or effect. The Abandoned Easement Area is hereby deleted from the Flowage Easement.
2. Except as provided above, the Flowage Easement will continue in full legal force and effect.

IN WITNESS WHEREOF, the City has caused this Partial Abandonment & Termination of Flowage Easement to be executed by its authorized representative.

IN WITNESS WHEREOF, the Grantor has signed and sealed these presents the day and year first above-written.

Signed, sealed and delivered in the presence of:

CITY OF PORT ST. LUCIE, FLORIDA, a Florida municipal corporation

Witness 1 Signature

By: _____
Gregory J. Oravec, Mayor

Witness 1 Print Name

Witness 2 Signature

ATTEST: _____
Karen A. Phillips, City Clerk

Witness 2 Print Name

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: _____
James D. Stokes, City Attorney

STATE OF FLORIDA)
COUNTY OF ST. LUCIE)

I HEREBY CERTIFY that the foregoing instrument was acknowledged before me by means of physical presence or online notarization on this _____ day of _____, 2020, by Gregory J. Oravec, as Mayor, authorized to act on behalf of the CITY OF PORT ST. LUCIE, FLORIDA, a Florida municipal corporation. He is personally known to me or has produced _____ as identification.

Notary Public

Typed, printed or stamped name of Notary Public

My Commission Expires:

Abandoned Easement Area
EXHIBIT "A"

Parcel 1 and Parcel 2 of Southern Grove Plat No. 31, recorded in Plat Book 90, Page 9 of the Public Records of St. Lucie County