

This instrument was prepared under the direction of:  
City of Port St. Lucie, City Attorney's Office

Prepared by:  
CITY OF PORT ST. LUCIE  
City Attorney's Office  
121 S.W. Port St. Lucie Boulevard  
Port St. Lucie, FL 34984

(Space above this line reserved for recording office 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.

Signed, sealed and delivered in the presence of:

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

\_\_\_\_\_  
Witness 1 Signature

By: \_\_\_\_\_  
Russell Blackburn, City Manager

\_\_\_\_\_  
Witness 1 Print Name

\_\_\_\_\_  
Witness 2 Signature

\_\_\_\_\_  
Witness 2 Print Name

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, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, by Russell Blackburn, as City Manager, authorized to act on behalf of the CITY OF PORT ST. LUCIE, FLORIDA, a Florida municipal corporation. He is personally known to me or who has produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Typed, printed or stamped name of Notary Public

My Commission Expires:

**Abandoned Easement Area**

**EXHIBIT "A"**

Parcel 1:

Water Management Tract - 2 (W.M.T. - 2), SOUTHERN GROVE PLAT NO. 9, according to the map or plat thereof, as recorded in Plat Book 68, Page(s) 16 through 19, of the Public Records of St. Lucie County, Florida.

Parcel 2:

Open Space Tract - 2 (O.S.T. - 2), SOUTHERN GROVE PLAT NO. 9, according to the map or plat thereof, as recorded in Plat Book 68, Page(s) 16 through 19, of the Public Records of St. Lucie County, Florida.