Return recorded original to: Office of General Counsel St. Johns River Water Management District 4049 Reid Street Palatka, FL 32177

Note to Recording Clerk: Please cross reference with OR Book 4830 Page 2473

AMENDMENT TO REGULATORY CONSERVATION EASEMENT IN EXCHANGE FOR SUBSTITUTE MITIGATION

THIS AMENDMENT TO REGULATORY CONSERVATION EASEMENT IN EXCHANGE FOR SUBSTITUTE MITIGATION (this "Amendment") is entered into as of the last date signed below, by ORANGE COUNTY, a charter county and political subdivision of the State of Florida, whose address is 201 S. Rosalind Ave., Orlando, Florida 32802 ("Grantor"), and St. Johns River Water Management District, a public body existing under Chapter 373, Florida Statutes, whose address is 4049 Reid Street, Palatka, Florida 32177 ("District").

RECITALS:

WHEREAS, Grantor executed and granted a Conservation Easement dated December 6, 1994, and recorded on December 9, 1994, in Official Records Book 4830, at Page 2473, of the official records of Orange County, Florida ("Conservation Easement") over certain property situated, lying and being in Orange County, Florida, in favor of the District in accordance with the District Permit No. 40-095-20902-1 ("Permit"); and

WHEREAS, Grantor has requested that the District amend the Conservation Easement to allow the construction of a drainage pipe within the area as shown in Exhibit "B," to provide access to the man-made canal as shown in Exhibit "C," and to allow maintenance activities within the areas shown in Exhibits "B" and "C" attached hereto; and

WHEREAS, the parties intend to ratify the remainder of the Conservation Easement.

NOW THEREFORE, in consideration of the above and the mutual covenants, terms, conditions and restrictions contained herein, and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

- 1. Paragraph 3 of the Conservation Easement, Reserved Rights, shall be replaced in its entirety with the following:
 - 3. Reserved Rights. Grantor reserves unto itself, and its successors and assigns, all rights accruing from its ownership of the Property, including the right to engage in or permit or invite others to engage in all uses of the Property that are not expressly prohibited herein and are not inconsistent with the purpose of this Conservation Easement. Subject to all applicable permitting requirements of the District, and subject also to obtaining all necessary federal, state, and local permits and/or authorizations, if any such permits and/or authorizations shall be required, Grantor further reserves unto itself, its successors, licensees, and assigns, the right to:
 - a) Construct a drainage pipe in the portion of the Conservation Easement shown as **Exhibit "B"** attached hereto and incorporated herein ("Drainage Area"). The construction of the Drainage Area shall not exceed one (1) year from the date construction begins (the "Temporary Period"). Prior to the expiration of the Temporary Period, the Drainage Area shall be restored as described in paragraph (b).

- b) The Drainage Area shall be planted with containerized and/or bare-root herbaceous vegetation, on three-foot (3') centers, in locations appropriate for their inundation tolerance. There must be a minimum of two different planted species within the Drainage Area.
- c) The Drainage Area as shown in Exhibit "B" is part of the subdivision infrastructure and may be subject to regular maintenance activities as already contemplated.
- d) Grantor agrees to conduct maintenance of the drainage canal area shown as Exhibit "C" attached hereto and incorporated herein ("Maintenance Area") in perpetuity, which includes the clearing of debris or any type of obstruction in the flow way that could cause potential flooding or prevent proper flow to the County's primary canal system from the Maintenance Area. In so doing, Grantor agrees that best efforts will be taken to minimize impacts to adjacent soils, vegetation, and wetlands. For small blockages occurring in the canal, Grantor agrees to conduct "by hand" removal only and place debris or vegetation on the banks of the canal. If Grantor requires heavy equipment to enter the Conservation Easement to conduct maintenance within the Maintenance Area, Grantor shall first notify the District in writing, and if necessary, obtain a modification to District Permit No. 40-095-20902-1, prior to beginning maintenance activities. Grantor agrees to conduct inspections as needed to identify blockages within the Maintenance Area and the remainder of the Conservation Easement.
- e) Grantor hereby agrees to maintain, operate, and repair, as needed, the drainage pipe and associated stormwater features within the Drainage

Area to facilitate the management of stormwater and storage of surface waters in accordance with District Permit No. IND-095-185705-1. Grantor agrees that following the expiration of the Temporary Period, Grantor agrees to accept operation and maintenance responsibility for the portion of District Permit No. IND-095-185705-1 located within the Drainage Area, agrees to accept a partial (or "split") transfer of District Permit No. IND-095-185705-1 over the Drainage Area only, and that the District has the right to enforce District Permit No. IND-095-185705-1 against the Grantor, only with regard to the stormwater features located within the Drainage Area owned by the Grantor.

- 2. Exhibit "B" attached hereto is hereby incorporated, referenced, and attached to the Conservation Easement as Exhibit "B".
- 3. Exhibit "C" attached hereto is hereby incorporated, referenced, and attached to the Conservation Easement as Exhibit "C".
- 4. Reaffirmation. Except as specifically set forth herein, all provisions of the Conservation Easement shall remain unchanged and in full force and effect.

(The remainder of this page is intentionally blank)

IN WITNESS WHEREOF, the parties have executed this Amendment effective as of the last date signed below.

	GRANTOR:
	"COUNTY" ORANGE COUNTY, FLORIDA By: Board of County Commissioners
	By: Jerry L. Demings Orange County Mayor
	Date:
ATTEST: Phil Diamond, CPA, County Comptroller As Clerk of the Board of County Commissioners	
Ву:	
Deputy Clerk	
Printed Name	

	DISTRICT:
Attest:	ST. JOHNS RIVER WATER MANAGEMENT DISTRICT
Erin H. Preston General Counsel St. Johns River Water Management District 4049 Reid Street Palatka, FL 32177-2529	Michael A. Register, P.E. Executive Director St. Johns River Water Management District 4049 Reid Street Palatka, FL 32177-2529
STATE OF FLORIDA COUNTY OF PUTNAM	
☐ online notarization this this day of the Executive Director of the St. Johns R	knowledged before by means of □ physical presence of the proof of the
	Notary Public, State of Florida
	My Commission Expires:

PROJECT NAME: OASIS RESERVE ACCESS AND LICENSE AGREEMENT

PERMIT NO.: 22-S-097

SKETCH OF DESCRIPTION

NOT A SURVEY

LICENSE AREA 25.00' LICENSE AREA

LEGAL DESCRIPTION:

A STRIP OF LAND LYING IN SECTION 7, TOWNSHIP 23 SOUTH, RANGE 31 EAST, ORANGE COUNTY FLORIDA. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 7; THENCE RUN SOUTH 00'04'54" WEST ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 7 FOR A DISTANCE OF 749.72 FEET TO THE POINT OF BEGINNING; THENCE DEPARTING SAID WEST LINE RUN SOUTH 89°55'06" EAST FOR A DISTANCE OF 393.54 FEET; THENCE RUN SOUTH 00°04'54" WEST FOR A DISTANCE OF 25.00 FEET: THENCE RUN NORTH 89°55'06" WEST FOR A DISTANCE OF 393.54 FEET TO A POINT ON AFORESAID WEST LINE; THENCE RUN NORTH 00'04'54" EAST ALONG SAID WEST LINE FOR A DISTANCE OF 25.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 9,838 SQUARE FEET OR 0.226 ACRES, MORE OR LESS.



SHEET 1 OF 2

SEE SHEET 2 FOR SKETCH OF DESCRIPTION

ALLEN	
COMPANY	
Fight 1	

GEOSPATIAL SERVICES www.allen-company.com 16 EAST PLANT STREET WINTER GARDEN, FLORIDA 34787 (407) 654-5355 LB#6723

SU	ıК١	٧Ł	Υ(JK	5	N	\cup	E5	:

- THIS SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA ICENSED SURVEYOR AND MAPPER OR AN ELECTRONIC SIGNATURE THAT IS IN COMPLIANCE WITH FLORIDA ADMINISTRATIVE CODE 34-174-002(3).

 BEARINGS SHOWN HEREON ARE BASED ON THE WEST LINE OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF THE DESCRIPTION WAS PREPARED WITHOUT THE BENEFIT OF TITLE.

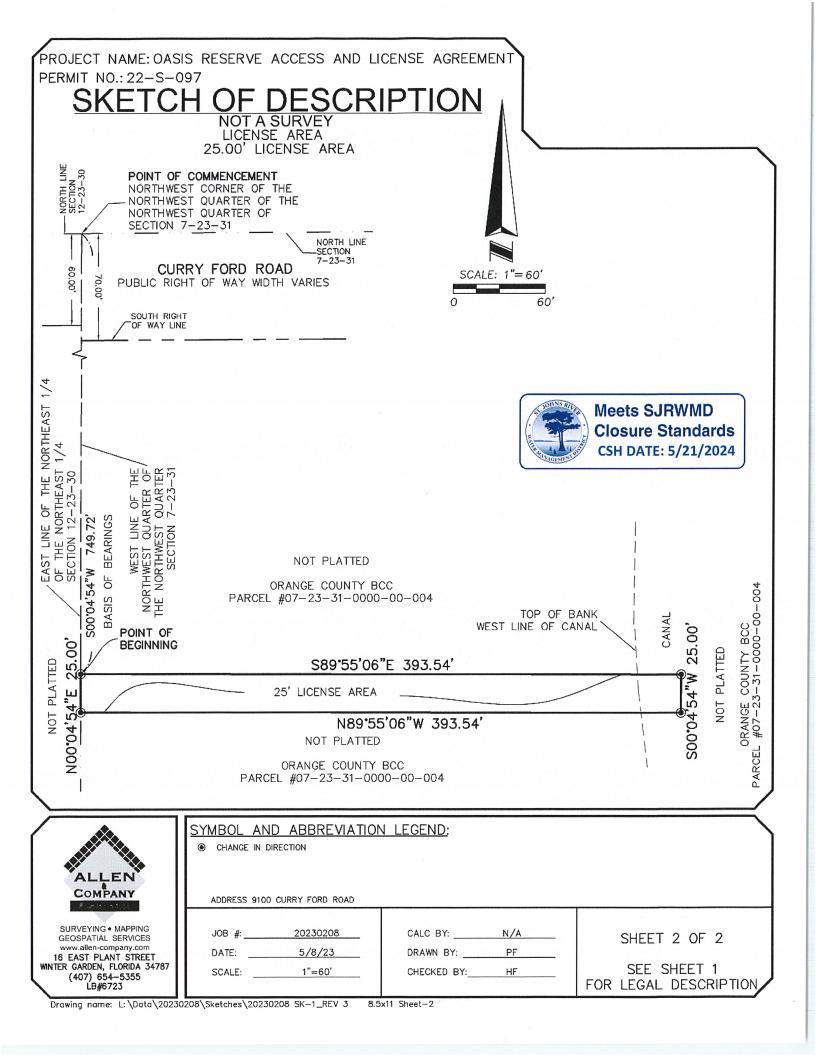
 DELINEATION OF THE LANDS SHOWN HEREON ARE AS PER THE CLEAN'S MICROSCOPIC

#8723 BY:

CRMAN, P.S.M. #5633 Carren 10

JOB #:	20230208	CALC BY:	N/A	FOR THE LIC
DATE:	5/8/23	DRAWN BY:	PF	34,31
SCALE:	N/A	CHECKED BY:	HF	
		REVISED: 2-	27-24	JAMES L.

Drawing name: L:\Data\20230208\Sketches\20230208 SK-1_REV 3 8.5x11 Sheet-1



SKETCH OF DESCRIPTION PROJECT: ORANGE COUNTY EASTERN WATER **FACILITY**

SPACE ABOVE RESERVED FOR RECORDING INFORMATION

SURVEYORS NOTES:

- THIS DESCRIPTION WAS PREPARED WITHOUT THE BENEFIT OF A TITLE COMMITMENT, AND IS SUBJECT TO ANY RIGHT-OF-WAY, EASEMENTS, OR OTHER MATTERS THAT A TITLE SEARCH MIGHT DISCLOSE.
- PUBLIC RECORDS INDICATED HEREON ARE OF ORANGE COUNTY, UNLESS OTHERWISE NOTED.
- NOT A BOUNDARY SURVEY.
- PARCEL IDENTIFICATION NUMBER 07-23-31-0000-00-004.
- THE PURPOSE OF THIS SKETCH AND DESCRIPTION IS A DRAINAGE AND MAINTENANCE EASEMENT.
- BEARINGS ARE BASED ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SECTION 7, TOWNSHIP 23 SOUTH, RANGE 31 EAST, BEARING BEING N89°45'44"E (ASSUMED).

LEGEND:

CB = Chord Bearing

CH= Chord Distance

CCR #= Certified Corner Record

DE = Drainage Easement

L = Arc Distance

ORB = Official Record Book

PC = Point of Curvature

PT = Point of Tangency

POC =Point of Commencement

POB =Point of Beginning

PB = Plat Book

PG(S) = Page/Pages

R = Radius

R/W = Right of Way

RGE = Range

TWP = Township

(NR) = Non Radial

NT = Non-Tangent

SEC = Section

△ = Delta Angle

= Change of Direction (no point set)



DANIEL L. WHITTAKER. --REGISTERED LAND SURVEYOR AND MAPPER STATE OF FLORIDA LICENSE NO. 5648;

I HEREBY AFFIRM THAT, THIS SKETCH REPRESENTED HEREON IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. THIS SURVEY HAS BEEN THIS SURVEY HAS BEEN PREPARED IN ACCORDANCE WITH THE STANDARDS SET FORTH IN CHAPTER 5J-17, F.A.C., PURSUANT TO CHAPTER 472 OF THE FLORIDA STATUTES. NOT VALID UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

NOT VALID WITHOUT SHEETS 2 THROUGH 4 OF 4

FIELD DATE: 05/25/2023 DATE:

DRAWN BY: C.WHITE CHECKED BY: D.WHITTAKER APPROVED BY: D.WHITTAKER

07/24/2023

REVISIONS: 11/07/2023; 07/10/2024

TOWNSHIP: 23S RANGE: 31E SHEET 1 OF 4

7

SECTION:

PUBLIC WORKS ENGINEERING DIVISION SURVEY SECTION SOUTH JOHN YOUNG PARKWAY

(407) 838-7951

DATE: 07/10/2024 %



ORANGE COUNTY DEVELOPMENT ENGINEERING DRAWING SCALE:

PREPARED FOR:

COUNTY PROJECT NUMBER 9089

SKETCH OF DESCRIPTION PROJECT: ORANGE COUNTY EASTERN WATER **FACILITY**

SPACE ABOVE RESERVED FOR RECORDING INFORMATION

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING WITHIN THE NORTHWEST 1/4 SECTION 7, TOWNSHIP 23 SOUTH, RANGE 31 EAST. ORANGE COUNTY FLORIDA;

COMMENCE AT THE NORTHWEST CORNER OF SAID NORTHWEST 1/4 SECTION 7; THENCE RUN S00°04'15"W ALONG THE WEST LINE OF SAID NORTHWEST 1/4, FOR A DISTANCE OF 70.00 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF CURRY FORD ROAD, ACCORDING TO THE ORANGE COUNTY RIGHT OF WAY MAP FOR CURRY FORD ROAD, COUNTY PROJECT NUMBER Y2-810. PREPARED BY LOCHRANE ENGINEERING AND OFFICIAL RECORD BOOK 6091 PAGE 878, RECORDED IN THE PUBLIC RECORDS OF ORANGE COUNTY FLORIDA: THENCE DEPARTING SAID WEST LINE RUN ALONG SAID SOUTH RIGHT OF WAY LINE THE FOLLOWING THREE (3) COURSES AND DISTANCES: N89°45'44"E 403.01 FEET: THENCE S00°15'10"E 20.00 FEET; THENCE N89°45'44"E 28.62 FEET FOR A POINT OF BEGINNING; THENCE CONTINUING ALONG SAID SOUTH RIGHT-OF-WAY LINE RUN THE FOLLOWING FIVE (5) COURSES AND DISTANCES: N89°45'44"E A DISTANCE OF 28.03 FEET; THENCE S38°36'22"E A DISTANCE OF 19.13 FEET; THENCE N89°45'44"E A DISTANCE OF 45.97 FEET; THENCE N00°14'16"W A DISTANCE OF 32.00 FEET; THENCE N89°45'44"E A DISTANCE OF 26.01 FEET: THENCE DEPARTING SAID SOUTH RIGHT OF WAY LINE RUN S00°06'43"E A DISTANCE OF 164.34 FEET; THENCE RUN \$20°59'40"W A DISTANCE OF 299.85 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 500.00 FEET; THENCE FROM A CHORD BEARING OF S07°41'46"W AND A CHORD DISTANCE OF 230.02 FEET, RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 26°35'47", FOR AN ARC DISTANCE OF 232.10 FEET TO A POINT OF NON TANGENCY; THENCE RUN S05°40'54"E A DISTANCE OF 61.81 FEET TO A POINT ON A NON-TANGENT CURVE CONCAVE NORTHEASTERLY HAVING A RADIUS OF 279.00 FEET: THENCE FROM A CHORD BEARING OF \$22°19'40"E AND A CHORD DISTANCE OF 159.93 FEET, RUN SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 33°18'39", FOR AN ARC DISTANCE OF 162.21 FEET TO THE POINT OF TANGENCY: THENCE RUN S38°58'59"E

LEGAL DESCRIPTION CONTINUED:

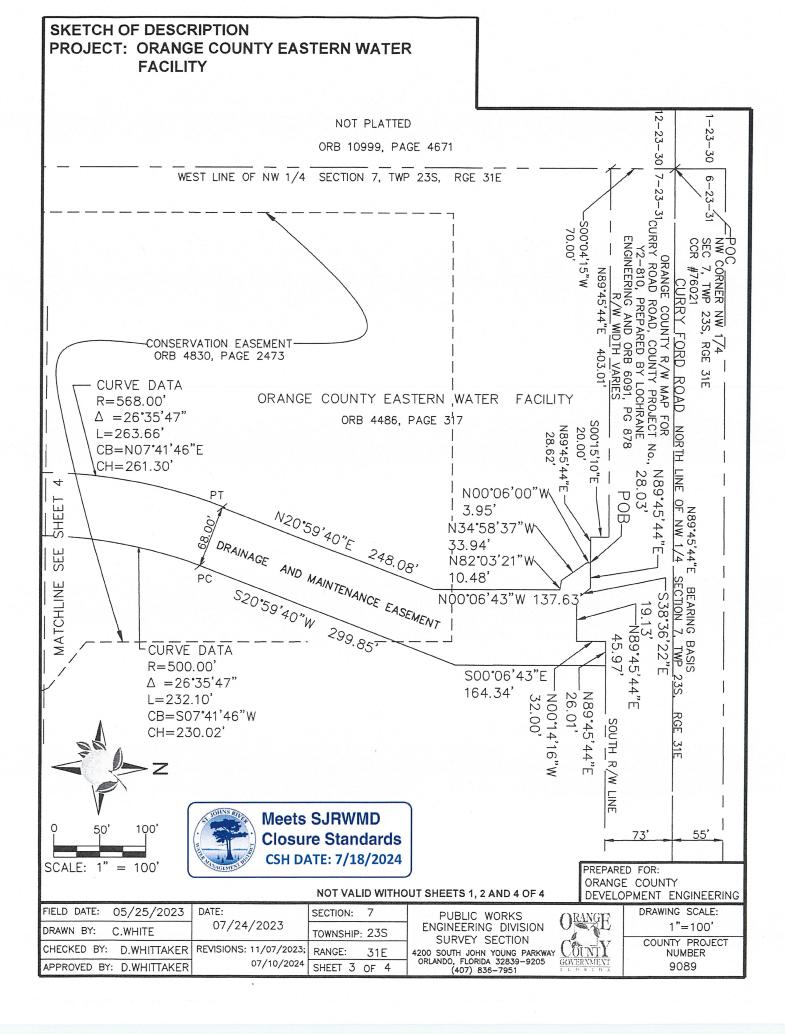
A DISTANCE OF 73.78 FEET; THENCE RUN S50°21'47"E A DISTANCE OF 183.24 FEET; THENCE RUN S88°12'17"E A DISTANCE OF 53.96 FEET; THENCE RUN S00°12'24"W A DISTANCE OF 85.54 FEET; THENCE RUN S89°43'20"W A DISTANCE OF 15.24 FEET; THENCE RUN N68°26'37"W A DISTANCE OF 81.36 FEET; THENCE RUN N50°21'47"W A DISTANCE OF 215.57 FEET; THENCE RUN N73°28'25"W A DISTANCE OF 15.28 FEET; THENCE RUN S85°41'11"W A DISTANCE OF 44.97 FEET; THENCE RUN N15°42'57"W A DISTANCE OF 35.85 FEET; THENCE RUN N63°40'55"E A DISTANCE OF 35.83 FEET TO A POINT ON A NON-TANGENT CURVE CONCAVE NORTHEASTERLY HAVING A RADIUS OF 347.00 FEET; THENCE FROM A CHORD BEARING OF N22°19'40"W AND A CHORD DISTANCE OF 198.91 FEET, RUN NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 33°18'39", FOR AN ARC DISTANCE OF 201.74 FEET TO A POINT OF NON TANGENCY; THENCE RUN N05°40'54"W A DISTANCE OF 61.89 FEET TO A NON-TANGENT CURVE CONCAVE NORTHEASTERLY HAVING A RADIUS OF 568.00 FEET; THENCE FROM A CHORD BEARING OF N07°41'46"E AND A CHORD DISTANCE OF 261.30 FEET, RUN NORTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 26°35'47", FOR AN ARC DISTANCE OF 263.66 FEET TO THE POINT OF TANGENCY: THENCE RUN N20°59'40"E A DISTANCE OF 248.08 FEET; THENCE RUN N00°06'43"W A DISTANCE OF 137.63 FEET; THENCE RUN N82°03'21"W A DISTANCE OF 10.48 FEET; THENCE RUN N34°58'37"W A DISTANCE OF 33.94 FEET: THENCE RUN N00°06'00"W A DISTANCE OF 3.95 FEET TO THE POINT OF BEGINNING;

CONTAINING 2.102 ACRES (91,546 SQUARE FEET) MORE



PREPARED FOR: ORANGE COUNTY NOT VALID WITHOUT SHEETS 1, 3 AND 4 OF 4 DEVELOPMENT ENGINEERING

FIELD DATE: 05/25/2023	DATE:	SECTION: 7	PUBLIC WORKS ORANGE	DRAWING SCALE:
DRAWN BY: C.WHITE	07/24/2023	TOWNSHIP: 23S	PUBLIC WORKS ORANGE ENGINEERING DIVISION	N/A
CHECKED BY: D.WHITTAKER	REVISIONS: 11/07/2023;	RANGE: 31E	SURVEY SECTION 4200 SOUTH JOHN YOUNG PARKWAY COUNTY	COUNTY PROJECT NUMBER
APPROVED BY: D.WHITTAKER	07/10/2024	SHEET 2 OF 4	ORLANDO, FLORIDA 32839-9205 GOVERNMENT (407) 836-7951	9089



FACILITY NOT PLATTED CHICKASAW WOODS FIRST ADDITION ORB 10999, PAGE 4671 PB 6, PAGE 17 WEST LINE OF NW 1/4 SECTION 7, TWP 23S, RGE 31E 100' 3 SHEET 100' SCALE: CONSERVATION EASEMENT ORB 4830, PAGE 2473 SEE CURVE DATA ORANGE COUNTY EASTERN WATER FACILITY R = 568.00'CURVE DATA ORB 4486, PAGE 317 LINE $\Delta = 26^{\circ}35'47'$ R = 347.00'L=263.66' $\Delta = 33^{\circ}18'39"$ MATCHL CB=N07°41'46"E L=201.74CH=261.30' N63°40'55"E 35.83" (NR)-CB=N22°19'40"W N05°40'54"W CH=198.91' NT, 61.89' N15'42'57"W 35.85 DRAINANGE AND UKAINANUE ANU MAINTENANCE EASEMENT S85°41'11"W 44.9 'S05°40'54"E N73°28'25"W 15.28 61.81 CURVE DATA R = 500.00'18.58°59°. **Meets SJRWMD** △=26°35'47" L=232.10'Closure Standards CURVE DATA CB=S07'41'46"W CSH DATE: 7/18/2024 R = 279.00'CH = 230.02' $\Delta = 33^{\circ}18'39"$ L=162.21'CB=S22°19'40"E CH=159.93 N68°26'37"W 81.36' S89°43'20"W 15.24 N S88°12 53. S00°12'24"W-85.54 PREPARED FOR: ORANGE COUNTY DEVELOPMENT ENGINEERING NOT VALID WITHOUT SHEETS 1 THROUGH 3 OF 4 FIELD DATE: 05/25/2023 DATE: SECTION: DRAWING SCALE: 7 PUBLIC WORKS ORANGE 07/24/2023 ENGINEERING DIVISION 1"=100' DRAWN BY: C.WHITE TOWNSHIP: 23S SURVEY SECTION COUNTY PROJECT CHECKED BY: COINTY D.WHITTAKER REVISIONS: 11/07/2023; 4200 SOUTH JOHN YOUNG PARKWAY ORLANDO, FLORIDA 32839-9205 (407) 836-7951 RANGE: 31E NUMBER 07/10/2024 APPROVED BY: D.WHITTAKER SHEET 4 OF 4 9089

SKETCH OF DESCRIPTION

PROJECT: ORANGE COUNTY EASTERN WATER