

This instrument prepared by:
Charles Brecken, P.S.M.
Public Works Department
5620 NW 120 Lane
Gainesville, FL 32653

Portion of Tax Parcel
No.: 19071-002-000
ALACHUA COUNTY, FLORIDA

DRAINAGE EASEMENT

THIS DRAINAGE EASEMENT, made this 1 day of October, 2019, by **WILLIAM D. BECKHAM** and **JOANN M. BECKHAM**, husband and wife, whose mailing address is P.O. Box 1441, Hawthorne, Florida 32640, as Grantor, and **ALACHUA COUNTY**, a political subdivision of the State of Florida, whose mailing address is c/o Alachua County Public Works Department, 5620 NW 120th Lane, Gainesville, Florida 32653, as Grantee.

WITNESSETH:

Grantor, for and in consideration of the sum of ONE DOLLAR and other valuable considerations as outlined below, receipt of which is hereby acknowledged, and by these presents does hereby give and grant unto the Grantee, its licensees, agents, successors and assigns, a perpetual, non-exclusive **drainage easement** in, over, under, upon and across the following described property (the "**Property**") in Alachua County, Florida, to wit:

A parcel of land being more particularly described in **Exhibit "A"**, as attached hereto and by this reference made a part hereof, together with the ingress and egress easement included in the Property description.

A sketch of the Property is included on the map attached hereto as **Exhibit "B"** and by this reference made a part hereof.

Subject to all previously recorded easements, restrictions, encroachments and rights of way.

TO HAVE AND TO HOLD the same unto the Grantee, its successors and assigns forever.

This grant of easement is solely for the purpose of allowing drainage over, across, and through the Property and does not preclude the Grantor, its successors or assigns, from using the Property in any way which is compatible with the rights granted to the Grantee by this easement. The Grantee however will not be responsible for any damages, injury, or interference to or with the Grantor's use of the Property resulting from the exercise of the Grantee's rights under this easement. The following additional terms are set forth:

1. The Grantor shall be responsible to maintain the easement.
2. This grant of easement to Grantee includes the right and access to build, construct, install, store, maintain, repair, remove, and replace drainage facilities on the Property.
3. The Grantor covenants not to interfere with the Grantee's activities within the Property, and further covenants to indemnify and hold Grantee harmless from any and all damages and injuries, whether to person or property, resulting from interference with Grantee's activities within said Property by the Grantor or the Grantor's agent or employees.
4. The Grantor or the Grantor's successors or assigns shall have the right, at any time, to convey the fee simple title to their property, subject to this easement and any other easements heretofore and hereinafter granted.
5. Grantee, as a political subdivision of the State of Florida, agrees to be responsible, within the limits of and in accordance with §768.28, Florida Statutes, for its negligent acts or omissions, which arise out of the Grantee's use of this easement. This easement shall not be construed as a waiver of the Grantee's sovereign immunity, the limits of liability, or other provisions of §768.28, Florida Statutes, and Grantee's liability hereunder shall be interpreted as limited to only such traditional liabilities for which the Grantee could be liable under the common law interpreting the limited waiver of sovereign immunity. Any claims against the Grantee must comply with the procedures found in §786.28, Florida Statutes.

[Signature page follows.]

IN WITNESS WHEREOF, the said Grantor has hereunto set their hand and seal on the day and year first above-written.

Signed, sealed and delivered
in the presence of:

Michele Talley

Witness Signature

Print: Michele Talley

Michele Talley

Witness Signature

Print: Michele Talley

William D. Beckham

William D. Beckham

Joann M. Beckham

Joann M. Beckham

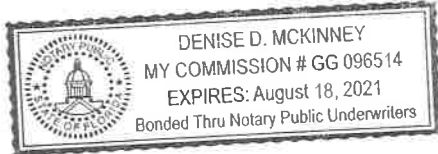
Denise D. McKinney

Witness as to all signatures

Print: Denise D. McKinney

STATE OF FLORIDA
COUNTY OF ALACHUA

The foregoing instrument was acknowledged before me this 1 day of October, 2019, by William D. Beckham and Joann M. Beckham, who are ☐ personally known to me, or who have ☒ produced Florida Drivers licenses as identification.



(Notary Seal)

Denise D. McKinney

Notary Public

Print: Denise D. McKinney

Commission No. _____

At a meeting on the _____ day of _____, 2019, the Board of County Commissioners authorized the acceptance of this instrument of conveyance and authorized the Chair to execute this acceptance.

CHARLES S. CHESTNUT, IV, CHAIR
ALACHUA COUNTY BOARD OF COUNTY COMMISSIONERS

Executed on this _____ day of _____, 2019

ATTEST:

J. K. "JESS" IRBY, ESQ., CLERK

Exhibit A

PROPERTY LEGAL DESCRIPTION

THOSE CERTAIN LANDS LYING IN SECTION 2, TOWNSHIP 10 SOUTH, RANGE 22 EAST, ALACHUA COUNTY, FLORIDA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 1474 (80' RIGHT-OF-WAY) AT THE NORTHWEST CORNER OF THOSE LANDS AS DESCRIBED IN OFFICIAL RECORDS BOOK 3185, PAGE 399 OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA; THENCE SOUTH $01^{\circ}07'58''$ EAST, ALONG THE WEST LINE OF SAID LANDS AND ALONG THE EAST LINE OF SAID SECTION 2, A DISTANCE OF 643.12 FEET TO THE NORTHEAST CORNER OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 2221, PAGE 1715 OF SAID PUBLIC RECORDS AND THE POINT OF BEGINNING; THENCE CONTINUE SOUTH $01^{\circ}07'58''$ EAST ALONG SAID SECTION LINE, A DISTANCE OF 296.95 FEET; THENCE NORTH $32^{\circ}34'25''$ WEST, A DISTANCE OF 199.63 FEET; THENCE NORTH $01^{\circ}07'58''$ WEST, A DISTANCE OF 124.43 FEET TO A POINT ON THE NORTH LINE OF SAID OFFICIAL RECORDS BOOK 2221, PAGE 1715; THENCE NORTH $87^{\circ}39'43''$ EAST ALONG SAID NORTH LINE, A DISTANCE OF 104.16 FEET TO THE POINT OF BEGINNING. CONTAINING 21,940 SQUARE FEET MORE OR LESS.

TOGETHER WITH THAT CERTAIN EASEMENT FOR INGRESS AND EGRESS AS CONTAINED IN WARRANTY DEEDS RECORDED IN O.R. BOOK 1203, PAGE 808 AND O.R. BOOK 1789, PAGE 403, PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA.

A handwritten mark consisting of a horizontal line followed by a stylized letter 'M'.

SKETCH OF PROPERTY

