



CHAPTER

2006-358

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HB 1509, Engrossed 1

2006

House Bill No. 1509

A bill to be entitled

An act relating to Flagler Estates Road and Water Control District, St. Johns County; amending chapter 98-529, Laws of Florida; providing additional powers of the district to construct, operate, maintain, repair, and replace works and improvements necessary to execute the district's water control plan; specifying applicability of certain general law; providing for an interlocal agreement; revising district boundaries; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Sections 1 and 3 of section 4 of chapter 98-529, Laws of Florida, are amended to read:

Section 1. Powers and authority.--

(1) The drainage district originally was empowered to accept and maintain drainage improvements already in existence and to operate pursuant to the general drainage laws of chapter 298, Florida Statutes. In addition to the powers provided for in chapter 298, Florida Statutes, in 1981 the district was granted the power to maintain roadways and roads necessary and convenient for the exercise of the powers or duties ~~or any of the powers or duties~~ of said district; and in furtherance of the purposes and intent of chapter 298, Florida Statutes, to maintain streets, roadways, and roads necessary and convenient to provide access to and efficient development of areas made suitable and available for cultivation and settlement, urban and



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28 suburban, and other beneficial use and development as a result  
29 of the drainage, irrigation, and reclamation operations of the  
30 district for the lands ~~only~~ within the boundaries of the  
31 district situated in St. Johns ~~John's~~ County. ~~This road~~  
32 ~~authority geographically was expanded in 1982 to include the~~  
33 ~~lands within the boundaries of the district situated in Flagler~~  
34 ~~County as well as a component of the district's road maintenance~~  
35 ~~authority within the district boundaries.~~ This authority was ~~is~~  
36 hereby specified to include, but not be limited to, street  
37 lighting, road striping, reconstruction, and any other safety  
38 features or improvements customary to a modern road system.

39 (2) Pursuant to chapter 298, Florida Statutes, and this  
40 act, the district shall have full power and authority to  
41 construct, operate, maintain, repair, and replace any and all  
42 works and improvements necessary to execute the district's water  
43 control plan. The works of the district include, without  
44 limitation, all waterways, water control structures, equipment,  
45 facilities, real property interests, roads, streets, lighting,  
46 and appurtenant facilities owned, operated, or maintained by the  
47 district or included in the district water control plan. The  
48 district recognizes that it is subject to the provisions of  
49 chapter 2005-345, Laws of Florida, insofar as that chapter  
50 relates to the Flagler Estates Road and Water Control District  
51 formerly known as Sixteen Mile Creek Water Control District.

52 (3) Pursuant to this section, the Hastings Drainage  
53 District and the Flagler Estates Road and Water Control District  
54 shall, with the assistance and advice of the St. Johns River



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55 Water Management District, enter into an interlocal agreement by  
56 December 31, 2006, incorporating provisions for cooperative  
57 operation of interconnected water control facilities.

58 (4) Surplus real property owned by the district can be  
59 made available to the public for passive use and the district is  
60 authorized to enter into lease or interlocal agreements with  
61 other governmental entities for the operation and/or maintenance  
62 of such passive use areas within the district boundaries.

63 Section 3. Boundaries.--The district boundaries originally  
64 were established in the Final Judgment Incorporating the  
65 Drainage District by the Seventh Judicial Circuit Court, St.  
66 Johns County, Florida, on June 4, 1971, as recorded in O.R. 194,  
67 page 344, Public Records of St. Johns County, Florida, in Case  
68 #2154 and as subsequently extended by Order of the Seventh  
69 Judicial Circuit Court, St. Johns County, Florida, on August 16,  
70 1972, as recorded in O.R. 194, page 344, and O.R. 224, page 26,  
71 Public Records of St. Johns County, Florida, in Case # 2154.  
72 Several Special Acts further adjusted the district boundaries.  
73 Section 2 of chapter 81-481, Laws of Florida, extended district  
74 boundaries into St. Johns County; section 3 of chapter 81-481,  
75 Laws of Florida, removed lands from Hastings Drainage District;  
76 section 2 of chapter 82-294, Laws of Florida, extended district  
77 boundaries in Flagler County; and chapter 89-505, Laws of  
78 Florida, reduced the size of the district in St. Johns County,  
79 and chapter 2000-479, Laws of Florida, removed Flagler County  
80 from the jurisdiction of the district. The consolidated legal  
81 description of the boundaries of the district is:



82 THAT PORTION OF TOWNSHIP 10 SOUTH, RANGE 28 EAST, LYING AND  
 83 BEING IN ST. JOHNS COUNTY ~~AND FLAGLER COUNTIES~~, FLORIDA,  
 84 DESCRIBED AS FOLLOWS:  
 85 BEGIN AT THE NORTHEAST CORNER OF SAID TOWNSHIP 10 SOUTH,  
 86 RANGE 28 EAST; THENCE RUN SOUTHERLY ALONG THE EAST LINE OF  
 87 SAID TOWNSHIP 10 SOUTH, RANGE 28 EAST TO THE SOUTHERN  
 88 BOUNDARY OF ST JOHNS COUNTY; THENCE RUN WESTERLY ALONG THE  
 89 SAID SOUTHERN BOUNDARY OF ST JOHNS COUNTY ~~SOUTHEAST CORNER~~  
 90 ~~OF SECTION 24; THENCE RUN WESTERLY ALONG THE SOUTH LINE OF~~  
 91 ~~SAID SECTION 24 TO THE NORTHEAST CORNER OF SECTION 26;~~  
 92 ~~THENCE RUN SOUTHERLY ALONG THE EAST LINE OF SAID SECTION 26~~  
 93 ~~TO THE NORTHERLY RIGHT OF WAY LINE OF THE FLORIDA EAST~~  
 94 ~~COAST RAILROAD; THENCE RUN NORTHWESTERLY ALONG SAID~~  
 95 ~~NORTHERLY RIGHT OF WAY LINE OF THE FLORIDA EAST COAST~~  
 96 ~~RAILROAD TO THE SOUTH LINE OF SECTION 22; THENCE RUN~~  
 97 ~~WESTERLY ALONG THE SAID SOUTH LINE OF SECTION 22 TO THE~~  
 98 ~~SOUTHWEST CORNER THEREOF; THENCE RUN NORTHERLY ALONG THE~~  
 99 ~~WEST LINE OF SAID SECTION 22 TO THE SAID NORTHERLY RIGHT OF~~  
 100 ~~WAY LINE OF THE FLORIDA EAST COAST RAILROAD; THENCE RUN~~  
 101 ~~NORTHWESTERLY ALONG THE SAID NORTHERLY RIGHT OF WAY LINE OF~~  
 102 ~~THE FLORIDA EAST COAST RAILROAD TO THE WEST LINE OF THE~~  
 103 ~~EAST 1/2 OF THE NORTHWEST 1/4 OF SECTION 21; THENCE RUN~~  
 104 ~~NORTHERLY ALONG THE SAID WEST LINE OF THE EAST 1/2 OF THE~~  
 105 ~~NORTHWEST 1/4 TO THE SOUTH LINE OF SECTION 16; THENCE RUN~~  
 106 ~~WESTERLY ALONG THE SAID SOUTH LINE OF SECTION 16 TO THE~~  
 107 ~~SOUTHEAST CORNER OF SECTION 17~~ OF SAID TOWNSHIP 10 SOUTH,  
 108 RANGE 28 EAST; THENCE RUN WESTERLY ALONG THE SOUTH LINE OF



109 SAID SECTION 17 TO THE SOUTHWEST CORNER OF THE EAST 1/4 OF  
110 SAID SECTION 17; THENCE RUN NORTHERLY ALONG THE WEST LINE  
111 OF THE EAST 1/4 OF SAID SECTION 17 AND ALONG THE WEST LINE  
112 OF THE EAST 1/4 OF SECTION 8 TO THE NORTH LINE OF SAID  
113 SECTION 8; THENCE RUN EASTERLY ALONG THE NORTH LINE OF SAID  
114 SECTION 8 AND ALONG THE NORTH LINE OF SECTION 9 TO THE  
115 SOUTHWEST CORNER OF SECTION 3; THENCE RUN NORTHERLY ALONG  
116 THE WEST LINE OF SAID SECTION 3 TO THE NORTHWEST CORNER OF  
117 U.S. GOVERNMENT LOT 3 OF SAID SECTION 3; THENCE RUN  
118 EASTERLY ALONG THE NORTH LINES OF U.S. GOVERNMENT LOTS 3  
119 AND 4 OF SAID SECTION 3 TO THE NORTHEAST CORNER OF SAID LOT  
120 4; THENCE RUN S 0°12'38" E FOR A DISTANCE OF 12.54 FEET;  
121 THENCE RUN S 88°27'38" E FOR A DISTANCE OF 363.00 FEET;  
122 THENCE RUN N 5°12'38" W FOR A DISTANCE OF 458 FEET, MORE OR  
123 LESS, TO THE SOUTHERLY LINE OF THE GEO. I.F. CLARKE GRANT,  
124 SECTION 37; THENCE RUN EASTERLY ALONG SAID SOUTHERLY LINE  
125 OF THE GEO. I.F. CLARKE GRANT FOR A DISTANCE OF 824.99 FEET  
126 TO THE RUN OF SIXTEENMILE DEEP CREEK; THENCE RUN N  
127 18°58'00" E FOR A DISTANCE OF 188.11 FEET TO THE POINT OF  
128 CURVATURE OF A CIRCULAR CURVE LEADING TO THE LEFT, HAVING  
129 FOR ITS ELEMENTS A CENTRAL ANGLE OF 16°46'00" AND A RADIUS  
130 OF 300.00 FEET; THENCE RUN NORTHERLY ALONG THE ARC OF SAID  
131 CURVE FOR A DISTANCE OF 87.79 FEET TO THE POINT OF  
132 TANGENCY; THENCE RUN N 2°12'00" E FOR A DISTANCE OF 302.93  
133 FEET TO A POINT OF CURVATURE OF A CIRCULAR CURVE LEADING TO  
134 THE LEFT, HAVING FOR ITS ELEMENTS A CENTRAL ANGLE OF  
135 82°00'00" AND A RADIUS OF 200.00 FEET; THENCE RUN NORTHERLY



136 ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 286.23 FEET  
137 TO THE POINT OF TANGENCY; THENCE RUN N 79°48'00" W FOR A  
138 DISTANCE OF 245.34 FEET TO A POINT; THENCE RUN S 50°11'17"  
139 W FOR A DISTANCE OF 343.96 FEET TO A POINT; THENCE RUN N  
140 45°05'48" W FOR A DISTANCE OF 82.01 FEET TO A POINT; THENCE  
141 RUN S 44°19'22" W FOR A DISTANCE OF 40.37 FEET TO A POINT;  
142 THENCE RUN N 41°15'00" W FOR A DISTANCE OF 733.53 FEET TO A  
143 POINT OF CURVATURE OF A CIRCULAR CURVE LEADING TO THE LEFT,  
144 HAVING FOR ITS ELEMENTS A CENTRAL ANGLE OF 27°16'00" AND A  
145 RADIUS OF 100.00 FEET; THENCE RUN NORTHERLY ALONG THE ARC  
146 OF SAID CURVE FOR A DISTANCE OF 47.59 FEET TO THE POINT OF  
147 TANGENCY; THENCE RUN N 68°31'00" W FOR A DISTANCE OF 377.79  
148 FEET TO A POINT OF CURVATURE OF A CIRCULAR CURVE LEADING TO  
49 THE RIGHT, HAVING FOR ITS ELEMENTS A CENTRAL ANGLE OF  
150 59°20'00" AND A RADIUS OF 100.00 FEET; THENCE RUN NORTHERLY  
151 ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 103.56 FEET  
152 TO THE POINT OF TANGENCY; THENCE RUN N 9°11'00" W FOR A  
153 DISTANCE OF 569.04 FEET TO A POINT; THENCE RUN N 3°34'00" W  
154 FOR A DISTANCE OF 2177.00 FEET TO A POINT OF CURVATURE OF A  
155 CIRCULAR CURVE LEADING TO THE RIGHT, HAVING FOR ITS  
156 ELEMENTS A CENTRAL ANGLE OF 97°13'00" AND A RADIUS OF 48.48  
157 FEET; THENCE RUN NORTHERLY ALONG THE ARC OF SAID CURVE FOR  
158 A DISTANCE OF 82.86 FEET TO THE POINT OF TANGENCY; THENCE  
159 RUN S 86°21'00" E FOR A DISTANCE OF 55.00 FEET TO A POINT;  
160 THENCE RUN N 7°54'00" E FOR A DISTANCE OF 1123.57 FEET TO A  
161 POINT ON THE SOUTH RIGHT OF WAY LINE OF COUNTY ROAD 13;  
162 THENCE RUN ALONG THE SOUTH RIGHT OF WAY LINE OF SAID COUNTY



163 ROAD 13 FOR A DISTANCE OF 578.44 FEET TO A POINT; THENCE  
164 RUN S 41°27'41" E FOR A DISTANCE OF 133.83 FEET TO A POINT  
165 OF CURVATURE OF A CIRCULAR CURVE LEADING TO THE RIGHT,  
166 HAVING FOR ITS ELEMENTS A CENTRAL ANGLE OF 33°52'41" AND A  
167 RADIUS OF 100.00 FEET; THENCE RUN SOUTHERLY ALONG THE ARC  
168 OF SAID CURVE FOR A DISTANCE OF 39.13 FEET TO THE POINT OF  
169 TANGENCY; THENCE RUN S 7°35'00" E FOR A DISTANCE OF 2058.07  
170 FEET TO A POINT OF CURVATURE OF A CIRCULAR CURVE LEADING TO  
171 THE RIGHT, HAVING FOR ITS ELEMENTS A CENTRAL ANGLE OF  
172 26°48'00" AND A RADIUS OF 420.00 FEET; THENCE RUN SOUTHERLY  
173 ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 196.45 FEET  
174 TO THE POINT OF TANGENCY; THENCE RUN S 19°13'00" W FOR A  
175 DISTANCE OF 502.38 FEET TO A POINT OF CURVATURE OF A  
76 CIRCULAR CURVE LEADING TO THE LEFT, HAVING FOR ITS ELEMENTS  
177 A CENTRAL ANGLE OF 64°29'00" AND A RADIUS OF 80.00 FEET;  
178 THENCE RUN SOUTHERLY ALONG THE ARC OF SAID CURVE FOR A  
179 DISTANCE OF 80.04 FEET TO THE POINT OF TANGENCY; THENCE RUN  
180 S 45°16'00" E FOR A DISTANCE OF 577.38 FEET TO A POINT OF  
181 CURVATURE OF A CIRCULAR CURVE LEADING TO THE RIGHT, HAVING  
182 FOR ITS ELEMENTS A CENTRAL ANGLE OF 12°37'59" AND A RADIUS  
183 OF 720.00 FEET; THENCE RUN SOUTHERLY ALONG THE ARC OF SAID  
184 CURVE FOR A DISTANCE OF 158.75 FEET TO THE POINT OF  
185 TANGENCY; THENCE RUN S 32°38'01" E FOR A DISTANCE OF 850.29  
186 FEET TO A POINT ON THE NORTHERLY LINE OF SAID TOWNSHIP 10  
187 SOUTH, RANGE 28 EAST; ~~THENCE RUN NORTHERLY DOWN THE RUN OF~~  
188 ~~SAID DEEP CREEK TO THE NORTH LINE OF TOWNSHIP 10 SOUTH,~~  
189 ~~RANGE 28 EAST;~~ THENCE RUN EASTERLY ALONG THE SAID NORTH



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190 LINE OF TOWNSHIP 10 SOUTH, RANGE 28 EAST TO THE POINT OF  
191 BEGINNING.

192 ALSO THE CANAL 5A, DESCRIBED AS FOLLOWS:

193 A STRIP OF LAND 60 FEET IN WIDTH BEING A PORTION OF THE  
194 GEO. I.F. CLARKE GRANT, LYING AND BEING IN SECTION 38,  
195 TOWNSHIP 9 SOUTH, RANGE 28 EAST, ST. JOHNS COUNTY, FLORIDA,  
196 SAID STRIP LYING 30.00 FEET ON EACH SIDE OF AND CONTIGUOUS  
197 WITH THE FOLLOWING DESCRIBED CENTERLINE:

198 COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 38; THENCE  
199 RUN S 81°12'24" ~~87°12'24"~~ E, ALONG THE SOUTH LINE OF SAID  
200 SECTION 38, FOR 30.01 FEET TO THE POINT OF BEGINNING OF THE  
201 FOLLOWING DESCRIBED CENTERLINE; THENCE RUN N 04°18'32" E,  
202 ALONG A LINE PARALLEL WITH AND 30.00 FEET EASTERLY OF THE  
203 WEST LINE OF SAID SECTION 38, FOR 2261.05 FEET; THENCE RUN  
204 N 54°03'48" E FOR 1118.15 FEET; THENCE RUN N 00°38'15" E  
205 FOR 395.40 FEET; THENCE RUN N 69°33'35" E FOR 236.03 FEET  
206 TO A POINT OF TERMINATION BEING ON THE WESTERLY LINE OF THE  
207 SIXTEEN MILE CREEK CANAL FOREBAY, AS DESCRIBED IN OFFICIAL  
208 RECORDS BOOK 224 AT PAGES 31 AND 32 OF THE PUBLIC RECORDS  
209 OF ST. JOHNS COUNTY, FLORIDA.

210 CONTAINING 5.624 ~~5.524~~ ACRES, MORE OR LESS.

211 AND ALSO A 50 FOOT ROAD RIGHT OF WAY, DESCRIBED AS FOLLOWS:  
212 BEING PORTIONS OF SECTION 37, TOWNSHIP 10 SOUTH, RANGE 28  
213 EAST, AND SECTION 38, TOWNSHIP 9 SOUTH, RANGE 28 EAST, ST.  
214 JOHNS COUNTY, FLORIDA, AND BEING MORE FULLY DESCRIBED AS  
215 FOLLOWS:





216 COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 37; THENCE  
 217 S 85°45'20" E ALONG THE SOUTHERLY LINE OF SAID SECTION 37  
 218 FOR 569.19 FEET TO THE SW CORNER OF PARCEL ONE, ACCORDING  
 219 TO DEED BOOK 136, PAGE 63 OF THE PUBLIC RECORDS OF ST.  
 220 JOHNS COUNTY, FLORIDA; THENCE S 84°01'14" E ALONG THE  
 221 SOUTHERLY LINE OF SAID PARCEL ONE AND THE EASTERLY  
 222 PROLONGATION THEREOF FOR 1615.34 ~~1675.34~~ FEET TO THE  
 223 NORTHEAST CORNER OF PARCEL 4, ACCORDING TO DEED BOOK 136,  
 224 PAGE 64 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA;  
 225 THENCE S 85°12'38" E ALONG THE SOUTHERLY LINE OF SAID  
 226 SECTION 37 FOR 300.00 FEET TO THE POINT OF BEGINNING OF THE  
 227 HEREINAFTER DESCRIBED 50.00 FOOT ROAD RIGHT OF WAY; THE  
 228 FOLLOWING EIGHT (8) COURSES BEING ALONG THE CENTERLINE OF  
 29 THE 50.00 FOOT ROAD RIGHT OF WAY; (1) THENCE N 02°30'00" E  
 230 FOR 180.00 FEET TO A POINT OF CURVATURE; (2) THENCE  
 231 NORTHWESTERLY ALONG A 100.00 FOOT RADIUS CURVE LEADING TO  
 232 THE LEFT THROUGH A CENTRAL ANGLE OF 87°30'00" FOR AN ARC OF  
 233 152.72 FEET TO A POINT OF TANGENCY; (3) THENCE N 85°00'00"  
 234 W FOR 700.00 FEET; (4) THENCE N 89°45'00" W, FOR 290.00  
 235 FEET TO A POINT OF CURVATURE; (5) THENCE NORTHERLY ALONG A  
 236 100.00 FOOT RADIUS CURVE LEADING TO THE RIGHT THROUGH A  
 237 CENTRAL ANGLE OF 79°15'00" FOR AN ARC OF 138.32 FEET TO A  
 238 POINT OF TANGENCY; (6) THENCE N 10°30'00" W FOR 515.00 FEET  
 239 TO A POINT OF CURVATURE; (7) THENCE NORTHWESTERLY ALONG A  
 240 100.00 FOOT RADIUS CURVE LEADING TO THE LEFT THROUGH A  
 241 CENTRAL ANGLE OF 37°00'00" FOR AN ARC OF 64.58 FEET TO A  
 242 POINT OF TANGENCY; (8) THENCE N 47°30'00" W FOR 120 FEET



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243 MORE OR LESS TO A POINT ON THE CENTERLINE OF AN EXISTING  
 244 COUNTY ROAD, SAID POINT BEING ALSO THE POINT OF TERMINATION  
 245 OF SAID 50 FOOT ROAD RIGHT OF WAY. THE SIDE LINES OF THE  
 246 ABOVE DESCRIBED 50.00 FOOT WIDE ROAD RIGHT OF WAY ARE TO BE  
 247 LENGTHENED OR SHORTENED AS MAY BE NECESSARY TO MAINTAIN A  
 248 50.00 FOOT RIGHT OF WAY ALONG THE DESCRIBED CENTERLINE.  
 249 ALL LYING AND BEING IN ST. JOHNS COUNTY, FLORIDA, AND  
 250 CONTAINING 2.5 ACRES.

251 Section 2. This act shall take effect upon becoming a law.

Approved by the Governor JUN 23 2006  
 Filed in Office Secretary of State JUN 23 2006

# STATE OF FLORIDA DEPARTMENT OF STATE

## Division of Library and Information Services

I, Sue M. Cobb, Secretary of State of the State of Florida, do hereby certify that the above and foregoing is a true and correct copy of Chapter 2006-358, Laws of Florida, Acts of 2006, as shown by the records of this office.

Given under my hand and the  
Great Seal of the State of Florida  
at Tallahassee, the Capitol, this the  
8th day of September, A.D., 2006.



*Sue M. Cobb*

Secretary of State

DSDE 99 (3/03)

(b) The corporation is listed on any one or more of the recognized national stock exchanges in the United States and conforms with the periodic reporting requirements under the Securities Exchange Act of 1934.

The board shall not invest more than 10 percent of the equity assets of its funds in the common stock, preferred stock, and interest-bearing obligations having an option to convert into common stock, of any one issuing corporation; and the board shall not invest more than 3 percent of the equity assets of any funds in such securities of any one issuing corporation except to the extent a higher percentage of the same issue is included in a nationally recognized market index, based on market values at least as broad as the Standard and Poor's Composite Index of 500 Companies, or except upon a specific finding by the board that such higher percentage is in the best interest of the board. The board may only sell listed options to reduce investment risks, to improve cash flow, or to provide alternative means for the purchase and sale of underlying investment securities. Reversing transactions may be made to close out existing option positions

(4) With no more than 80 percent of its funds, in interest-bearing obligations with a fixed maturity of any corporation or commercial entity within the United States.

For the purpose of determining the above investment limitations, the value of bonds shall be the par value thereof, and the value of evidences of ownership and interest-bearing obligations having an option to convert to ownership shall be the cost thereof. Investments in any securities authorized by this section may be under repurchase agreements or reverse repurchase agreements. Investments made by the hospital board administration may be designated to maximize the financial return to the fund consistent with the risks incumbent in each investment and shall be designed to preserve an appropriate diversification of the portfolio. The board is authorized to buy and sell futures and options, provided the instruments for such purpose are traded on a securities exchange or board of trade regulated by the Securities and Exchange Commission or the Commodity Futures Trading Commission, unless the board by rule authorizes a different market. The board is authorized to invest in domestic or foreign national principal contracts.

Section 2. This act shall take effect upon becoming a law.

Became a law without the Governor's approval May 24, 1998.

Filed in Office Secretary of State May 22, 1998.

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CHAPTER 98-529

House Bill No. 4691

An act relating to Flagler Estates Road and Water Control District, St. Johns and Flagler Counties, an independent special district, created

under chapter 298, Florida Statutes; reenacting by codified charter all special acts for the district relating to the creation, organization, authority, landowners' meeting quorum, notification of landowners' meeting, and boundaries of the road and water control district; providing for the subsequent repeal of all individual special acts pertaining to the district including chapters 81-481, 82-294, 83-509, 87-502, and 89-505, Laws of Florida, and in furtherance of the purposes and intent of chapter 298, Florida Statutes, to include substantive changes to clarify the powers and duties of the district by defining the road authority; authorizing the district to make its surplus real property available to the public for passive use; permitting the district to enter into lease or interlocal agreements with other governmental entities for the operation and/or maintenance of such passive use areas within the district boundaries; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. This is the Codified Charter for Flagler Estates Road and Water Control District, an independent special district, that consolidates the Final Judgment Incorporating the district, and a subsequent Circuit Court Order extending boundaries, with all special acts of the district, and further clarifies the powers and duties of the district.

Section 2. Flagler Estates Road and Water Control District originally was named "Sixteen Mile Creek Water Control District" when it was created as a public corporation by Final Judgment of the Seventh Judicial Circuit Court, St. Johns County, Florida, on June 4, 1971, as recorded in O.R. 194, page 344, Public Records of St. Johns County, Florida, in Case # 2154.

Section 3. Chapters 81-481, 82-294, 83-509, 87-502, and 89-505, Laws of Florida are codified, reenacted, amended, and repealed as herein provided.

Section 4. The Flagler Estates Road and Water Control District is recreated and reenacted to read:

Section 1. Powers and authority.—The drainage district originally was empowered to accept and maintain drainage improvements already in existence and to operate pursuant to the general drainage laws of chapter 298, Florida Statutes. In addition to the powers provided for in chapter 298, Florida Statutes, in 1981 the district was granted the power to maintain roadways and roads necessary and convenient for the exercise of the powers or duties or any of the powers or duties of said district; and in furtherance of the purposes and intent of chapter 298, Florida Statutes, to maintain streets, roadways, and roads necessary and convenient to provide access to and efficient development of areas made suitable and available for cultivation and settlement, urban and suburban, and other beneficial use and development as a result of the drainage, irrigation, and reclamation operations of the district for the lands only within the boundaries of the district situated in St. Johns County. This road authority geographically was expanded in 1982 to include the lands within the boundaries of the district situated in Flagler County as well as a component of the district's road maintenance authority within the district boundaries. This authority is

hereby specified to include, but not be limited to, street lighting, road striping, reconstruction, and any other safety features or improvements customary to a modern road system. Surplus real property owned by the district can be made available to the public for passive use and the district is authorized to enter into lease or interlocal agreements with other governmental entities for the operation and/or maintenance of such passive use areas within the district boundaries.

Section 2. Landowners' meeting; quorum and notification of landowners' meeting.—A quorum for the landowners' meeting is the owners of land in the district present in person or voting by proxy for the purpose of holding elections and voting on any matters that may come properly before the meetings. Landowners must be notified by first class mail of a landowners' meeting.

Section 3. Boundaries.—The district boundaries originally were established in the Final Judgment Incorporating the Drainage District by the Seventh Judicial Circuit Court, St. Johns County, Florida, on June 4, 1971, as recorded in O.R. 194, page 344, Public Records of St. Johns County, Florida, in Case # 2154 and as subsequently extended by Order of the Seventh Judicial Circuit Court, St. Johns County, Florida, on August 16, 1972, as recorded in O.R. 194, page 344, and O.R. 224, page 26, Public Records of St. Johns County, Florida, in Case # 2154. Several Special Acts further adjusted the district boundaries. Section 2 of chapter 81-481, Laws of Florida, extended district boundaries into St. Johns County; section 3 of chapter 81-481, Laws of Florida, removed lands from Hastings Drainage District; section 2 of chapter 82-294, Laws of Florida, extended district boundaries in Flagler County; and chapter 89-505, Laws of Florida, reduced the size of the district in St. Johns County. The consolidated legal description of the boundaries of the district is:

THAT PORTION OF TOWNSHIP 10 SOUTH, RANGE 28 EAST, LYING AND BEING IN ST. JOHNS AND FLAGLER COUNTIES, FLORIDA, DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHEAST CORNER OF SAID TOWNSHIP 10 SOUTH, RANGE 28 EAST; THENCE RUN SOUTHERLY ALONG THE EAST LINE OF SAID TOWNSHIP 10 SOUTH, RANGE 28 EAST TO THE SOUTHEAST CORNER OF SECTION 24; THENCE RUN WESTERLY ALONG THE SOUTH LINE OF SAID SECTION 24 TO THE NORTHEAST CORNER OF SECTION 26; THENCE RUN SOUTHERLY ALONG THE EAST LINE OF SAID SECTION 26 TO THE NORTHERLY RIGHT OF WAY LINE OF THE FLORIDA EAST COAST RAILROAD; THENCE RUN NORTHWESTERLY ALONG SAID NORTHERLY RIGHT OF WAY LINE OF THE FLORIDA EAST COAST RAILROAD TO THE SOUTH LINE OF SECTION 22; THENCE RUN WESTERLY ALONG THE SAID SOUTH LINE OF SECTION 22 TO THE SOUTHWEST CORNER THEREOF; THENCE RUN NORTHERLY ALONG THE WEST LINE OF SAID SECTION 22 TO THE SAID NORTHERLY RIGHT OF WAY LINE OF THE FLORIDA EAST COAST RAILROAD; THENCE RUN NORTHWESTERLY ALONG THE SAID NORTHERLY RIGHT OF WAY LINE OF THE FLORIDA EAST COAST

RAILROAD TO THE WEST LINE OF THE EAST ½ OF THE NORTHWEST ¼ OF SECTION 21; THENCE RUN NORTHERLY ALONG THE SAID WEST LINE OF THE EAST ½ OF THE NORTHWEST ¼ TO THE SOUTH LINE OF SECTION 16; THENCE RUN WESTERLY ALONG THE SAID SOUTH LINE OF SECTION 16 TO THE SOUTHEAST CORNER OF SECTION 17; THENCE RUN WESTERLY ALONG THE SOUTH LINE OF SAID SECTION 17 TO THE SOUTHWEST CORNER OF THE EAST ¼ OF SAID SECTION 17; THENCE RUN NORTHERLY ALONG THE WEST LINE OF THE EAST ¼ OF SAID SECTION 17 AND ALONG THE WEST LINE OF THE EAST ¼ OF SECTION 8 TO THE NORTH LINE OF SAID SECTION 8; THENCE RUN EASTERLY ALONG THE NORTH LINE OF SAID SECTION 8 AND ALONG THE NORTH LINE OF SECTION 9 TO THE SOUTHWEST CORNER OF SECTION 3; THENCE RUN NORTHERLY ALONG THE WEST LINE OF SAID SECTION 3 TO THE NORTHWEST CORNER OF U.S. GOVERNMENT LOT 3 OF SAID SECTION 3; THENCE RUN EASTERLY ALONG THE NORTH LINES OF U.S. GOVERNMENT LOTS 3 AND 4 OF SAID SECTION 3 TO THE NORTHEAST CORNER OF SAID LOT 4; THENCE RUN S 0°12'38" E FOR A DISTANCE OF 12.54 FEET; THENCE RUN 88°27'38" E FOR A DISTANCE OF 363.00 FEET; THENCE RUN N 5°12'38" W FOR A DISTANCE OF 458 FEET MORE OR LESS, TO THE SOUTHERLY LINE OF THE GEO. I.F. CLARKE GRANT, SECTION 37; THENCE RUN EASTERLY ALONG SAID SOUTHERLY LINE OF THE GEO. I.F. CLARKE GRANT TO THE RUN OF DEEP CREEK; THENCE RUN NORTHERLY DOWN THE RUN OF SAID DEEP CREEK TO THE NORTH LINE OF TOWNSHIP 10 SOUTH, RANGE 28 EAST; THENCE RUN EASTERLY ALONG THE SAID NORTH LINE OF TOWNSHIP 10 SOUTH, RANGE 28 EAST TO THE POINT OF BEGINNING.

ALSO THE CANAL 5A, DESCRIBED AS FOLLOWS:

A STRIP OF LAND 60 FEET IN WIDTH BEING A PORTION OF THE GEO. I.F. CLARKE GRANT, LYING AND BEING IN SECTION 38, TOWNSHIP 9 SOUTH, RANGE 28 EAST, ST. JOHNS COUNTY, FLORIDA, SAID STRIP LYING 30.00 FEET ON EACH SIDE OF AND CONTIGUOUS WITH THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 38; THENCE RUN S 87°12'24" E, ALONG THE SOUTH LINE OF SAID SECTION 38, FOR 30.01 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED CENTERLINE; THENCE RUN N 04°18'32" E, ALONG A LINE PARALLEL WITH AND 30.00 FEET EASTERLY OF THE WEST LINE OF SAID SECTION 38, FOR 2261.05 FEET; THENCE RUN N 54°03'48" E FOR 1118.15 FEET; THENCE RUN N 00°38'15" E FOR 395.40 FEET; THENCE RUN N 69°33'35" E FOR 236.03 FEET TO A POINT OF TERMINATION BEING ON THE WESTERLY LINE OF THE SIXTEEN MILE CREEK CANAL FOREBAY, AS DESCRIBED IN OFFICIAL RECORDS BOOK 224 AT PAGES 31 AND 32 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA.

CONTAINING 5.524 ACRES, MORE OR LESS.

AND ALSO A 50 FOOT ROAD RIGHT OF WAY, DESCRIBED AS FOLLOWS:

BEING PORTIONS OF SECTION 37, TOWNSHIP 10 SOUTH, RANGE 28 EAST, AND SECTION 38, TOWNSHIP 9 SOUTH, RANGE 28 EAST, ST. JOHNS COUNTY, FLORIDA, AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 37; THENCE S 85°45'20" E ALONG THE SOUTHERLY LINE OF SAID SECTION 37 FOR 569.19 FEET TO THE SW CORNER OF PARCEL ONE, ACCORDING TO DEED BOOK 136, PAGE 63 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA; THENCE S 84°01'14" E ALONG THE SOUTHERLY LINE OF SAID PARCEL ONE AND THE EASTERLY PROLONGATION THEREOF FOR 1675.34 FEET TO THE NORTHEAST CORNER OF PARCEL 4, ACCORDING TO DEED BOOK 136, PAGE 64 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA; THENCE S 85°12'38" E ALONG THE SOUTHERLY LINE OF SAID SECTION 37 FOR 300.00 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED 50.00 FOOT ROAD RIGHT OF WAY; THE FOLLOWING EIGHT (8) COURSES BEING ALONG THE CENTERLINE OF THE 50.00 FOOT ROAD RIGHT OF WAY; (1) THENCE N 02°30'00" E FOR 180.00 FEET TO A POINT OF CURVATURE; (2) THENCE NORTHWESTERLY ALONG A 100.00 FOOT RADIUS CURVE LEADING TO THE LEFT THROUGH A CENTRAL ANGLE OF 87°30'00" FOR AN ARC OF 152.72 FEET TO A POINT OF TANGENCY; (3) THENCE N 85°00'00" W FOR 700.00 FEET; (4) THENCE N 89°45'00" W, FOR 290.00 FEET TO A POINT OF CURVATURE; (5) THENCE NORTHERLY ALONG A 100.00 FOOT RADIUS CURVE LEADING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 79°15'00" FOR AN ARC OF 138.32 FEET TO A POINT OF TANGENCY; (6) THENCE N 10°30'00" W FOR 515.00 FEET TO A POINT OF CURVATURE; (7) THENCE NORTHWESTERLY ALONG A 100.00 FOOT RADIUS CURVE LEADING TO THE LEFT THROUGH A CENTRAL ANGLE OF 37°00'00" FOR AN ARC OF 64.58 FEET TO A POINT OF TANGENCY; (8) THENCE N 47°30'00" W FOR 120 FEET MORE OR LESS TO A POINT ON THE CENTERLINE OF AN EXISTING COUNTY ROAD, SAID POINT BEING ALSO THE POINT OF TERMINATION OF SAID 50 FOOT ROAD RIGHT OF WAY. THE SIDE LINES OF THE ABOVE DESCRIBED 50.00 FOOT WIDE ROAD RIGHT OF WAY ARE TO BE LENGTHENED OR SHORTENED AS MAY BE NECESSARY TO MAINTAIN A 50.00 FOOT RIGHT OF WAY ALONG THE DESCRIBED CENTERLINE.

ALL LYING AND BEING IN ST. JOHNS COUNTY, FLORIDA, AND CONTAINING 2.5 ACRES.

Section 5. Chapters 81-481, 82-294, 83-509, 87-502, and 89-505, Laws of Florida, are hereby repealed.

Section 6. This act shall take effect upon becoming a law.



Became a law without the Governor's approval May 28, 1998.

Filed in Office Secretary of State May 27, 1998.

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CHAPTER 98-530

House Bill No. 4743

An act relating to Pinellas County and municipalities in Pinellas County; authorizing the Board of County Commissioners of Pinellas County for unincorporated areas and for the boards of the municipalities within Pinellas County to provide by ordinance for liens in favor of all operators of hospitals in Pinellas County and in favor of Pinellas County when it pays for medical care, treatment, or maintenance of qualifying residents of the county and hospitals within such municipalities, respectively, upon all causes of action, suits, claims, counterclaims, and demands accruing to persons to whom care, treatment, or maintenance is furnished by such hospital or is paid for by Pinellas County on behalf of a qualifying resident of the county or accruing to legal representatives of such persons, and upon all judgments, settlements, and settlement agreements entered into by virtue thereof on account of illness, injury, deformity, infirmity, abnormality, disease, or pregnancy giving rise to such causes of action, suits, claims, counterclaims, demands, judgments, settlements, or settlement agreements, and which necessitates such care, treatment, or maintenance; authorizing the Board of County Commissioners of Pinellas County and the board of the Pinellas County municipalities to provide by ordinance for the attachment, perfection, priority, and enforcement of such liens and for such procedural and other matters as may be necessary or appropriate to carry out the purpose of such ordinances; providing a limit on the amount of liens against patients who have certain insurance coverage; providing guidelines for pro rata distribution of settlements and judgments; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. The Board of County Commissioners of Pinellas County for unincorporated areas of the county and the boards of the municipalities of the cities within Pinellas County are authorized to provide by ordinance for liens in favor of all operators of hospitals in Pinellas County and in favor of Pinellas County when it pays for medical care, treatment, or maintenance of qualifying residents of the county and in such municipalities within Pinellas County upon all causes of action, suits, claims, counterclaims, and demands accruing to persons to whom care, treatment, or maintenance is furnished by such hospital or is paid by Pinellas County on behalf of qualifying residents of the county, or accruing to the legal representative of such persons, and upon all judgments, settlements, and settlement agreements

**STATE OF FLORIDA  
DEPARTMENT OF STATE**

**DIVISION OF ELECTIONS**

I, KATHERINE HARRIS, Secretary of State of the State of Florida, do hereby certify that the above and foregoing is a true and correct copy of Chapter 98-529, Laws of Florida, Acts of 1998, as shown by the records of this office.

Given under my hand and the  
Great Seal of the State of Florida  
at Tallahassee, the Capitol, this the  
27th. day of May, A.D., 1999.



*Katherine Harris*

Secretary of State

DSDE 99 (1-99)