

IN THE CIRCUIT COURT OF THE
NINTH JUDICIAL CIRCUIT IN AND
FOR INDIAN RIVER COUNTY, FLORIDA

IN RE: ST. JOHNS DRAINAGE DISTRICT.

DECREE INCORPORATING DRAINAGE DISTRICT

This cause coming on this day to be heard upon the Petition of FRED R. TUERK and others, praying that a contiguous body of wet and overflowed lands and lands subject to overflow, situated in the County of Indian River, State of Florida, with boundaries as described in said Petition, and which boundaries are hereinafter fully set forth, be declared and incorporated as a Drainage District under the provisions of Chapter 298, Florida Statutes, 1961, said Drainage District to be known by the name of "ST. JOHNS DRAINAGE DISTRICT", and to continue for ninety-nine years; and the Court finding that said Petition is in due and regular form and was filed in the office of the Clerk of the Circuit Court of Indian River County, Florida, on March 7, 1962; and the Court further finding from the sworn evidence submitted to the Court that the persons signing said Petition are the holders and owners of a majority in acreage of the lands embraced in said Drainage District; and the Court further finding from the sworn evidence submitted to the Court that the lands embraced within said Drainage District constitute a contiguous body of wet and overflowed lands and lands subject to overflow, and that it is necessary and proper that said body of land should be formed into a Drainage District for the purpose of having such lands reclaimed and protected from the effects of water, for agricultural purposes, by drainage; and the Court further finding from the Certificate of the Clerk of the Circuit Court of Indian River County, Florida, and from the sworn

STATE OF FLORIDA
INDIAN RIVER COUNTY

I hereby certify that the foregoing
is a true and correct copy of the
same as filed
in the public records in this Office.

Witness my hand and seal of office
this 15th day of May, 1962.

Neufuss
Clerk
By *Enclinger* D.S.

affidavit of J. J. Schumann that due and regular notice in accordance with law was given by the Clerk of the Circuit Court of Indian River County, Florida, to all persons interested in the lands embraced within said drainage district to appear on the 30th day of April, 1962, to show cause, if any there be, why said Drainage District as set forth in said Petition shall not be organized as a public corporation of the State of Florida; and the Court further finding from the Certificate of said Clerk and from said Affidavits that said Notice in the form provided by law, was published in the Vero Beach Press Journal, a newspaper of general circulation published and circulated in Indian River County, Florida, for four consecutive weeks, and that said notice was published in said Vero Beach Press Journal on March 8, 15, 22 and 29, 1962; and the Court further finding that no objections have been filed either with the Clerk of the Circuit Court of Indian River County, Florida, or with the Judge of this Circuit Court, by any owner of the lands in said proposed District or by any person whomsoever resisting the organization and incorporation of said District or stating any reason why his lands or any part thereof should not be included within said Drainage District; or denying any of the statements in said Petition; and the Court being of the opinion that the establishment of said Drainage District and the improvements to be made therein will be to the advantage of the owners of the real property therein and that the same will be in the interest of the public health, convenience and welfare, and the Court finding it has jurisdiction of this cause and of the subject matter thereof and of the parties thereto and further finding that all the proceedings and steps preliminary to the making of this Decree, have been duly and regularly performed in accordance with the laws of the State of Florida, and the Court being fully advised in the premises,

IT IS THEREFORE ORDERED, ADJUDGED, DECREED AND DECLARED, that the body of lands situated within the County of Indian River and State of Florida, and embraced within the following boundary lines, to-wit:

From the center of Section 5, Township 33 South, Range 38 East, run West along the centerline of Highway 60 through Sections 5 and 6, and in Township 33 South, Range 37 East continue West along the centerline of State Highway 60 through Sections 1, 2, 3, 4, 5 and 6 to the West boundary of Section 6; thence South along the West boundary of Sections 6, 7, 18 and 19 to the Southwest corner of Section 19; thence East along the South boundary of Section 19 to the Southeast corner of said Section 19; thence South along the West boundary of Sections 29 and 32 to the Southwest corner of Section 32; thence Easterly along the South boundary of Sections 32, 33, 34, 35 and 36 to the Southeast corner of Section 36, all lying in Township 33 South, Range 37 East; thence in Township 33 South, Range 38 East, run Easterly along the South boundary of Sections 31, 32 and 33 to the Southeast corner of the West one-half (W 1/2) of the West one-half (W 1/2) of Section 34; thence run North to the Northeast corner of the West one-half (W 1/2) of the West one-half (W 1/2) of Section 34, Township 33 South, Range 38 East; thence run Westerly to the Southwest corner of Section 27, Township 33 South, Range 38 East; thence Northerly along the East boundaries of Section 28 and 21 and 16 to the Northeast corner of the Southeast one-quarter (SE 1/4) of Section 16, Township 33 South, Range 38 East; thence Westerly to the center of Section 16; thence Northerly to the Northeast corner of the Northwest one-quarter (NW 1/4) of Section 16; thence Westerly to the Southeast corner of Section 8; thence North to the Northeast corner of Section 8; thence Westerly to the Southeast corner of the Southwest one-quarter (SW 1/4) of Section 5; thence North to the center of Section 5 and the point of beginning; LESS HOWEVER, all rights-of-way and road easements of record.

Be and the same are hereby constituted, organized and incorporated into a public corporation of the State of Florida, under the provisions of Chapter 298, Florida Statutes of 1961, and all amendments thereto, and said corporation shall be known by the name of "ST. JOHNS DRAINAGE DISTRICT" and said Drainage District shall continue as such public corporation for a period of ninety-nine years from and after the date of this Decree.

DONE AND ORDERED at Chambers at Vero Beach, Indian River County, Florida, this 14th day of May, 1962.

/s/ D. C. SMITH
D. C. Smith, Circuit Judge