

**SURPLUS LANDS EXECUTIVE SUMMARY**

**PROJECT:** Deer Fence Canal  
**COUNTY:** Hendry  
**SIZE:** 3.04 +/- acres (Release Parcel); 4.07 +/- acres (Easement Parcel)  
**PURPOSE:** Exchange of Right of Way interests  
**APPLICANTS:** H&H Farms, LLC, James P. Howell and Karen E. Howell

**CONSIDERATIONS:** In August 2010, the District received a Quitclaim Deed conveying all easement interests held by the Deer Fence Drainage Canal Trusteeship (the "Trust") for the Deer Fence Canal Right of Way. The applicant is requesting that the District release the interests received from the Trust within their fee title ownership and enter into a new easement to clarify the District's use of the right of way and access thereto.

The District will not receive an easement back over the dirt road located on the South side of the right of way, thereby reducing liability and maintenance costs to the District. This road parcel contains approximately 0.30 +/- acres and is not needed for operation of the canal.

**FISCAL IMPACT:** The District acquired the release parcel at no cost in August 2010. This is an even exchange and the District's only costs will be county recording fees.

**AUTHORIZATION:** The Governing Board, pursuant to Section 373.089(4), Florida Statutes, may exchange land or interests in land under terms and conditions determined by the Board.

**RECOMMENDATION:** A Resolution of the Governing Board of the South Florida Water Management District to approve declaring surplus land interests containing 3.04 acres, more or less, in easement, in exchange for a Perpetual Drainage, Canal Right of Way and Access Easement, containing 4.07 acres, more or less, all in Section 3, Township 47 South, Range 32 East, Hendry County, Deer Fence Canal Project; providing an effective date.

**Prepared by:** \_\_\_\_\_  
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**Approved by:** \_\_\_\_\_  
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