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PASSED and **ADOPTED** this ____ day of _____, 2010.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD

By: _____
Chair

ATTEST:

District Clerk

Approved as to form:

BY: _____
Office of Counsel

**INTERAGENCY AGREEMENT BETWEEN
THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT AND
THE SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT FOR
DESIGNATION OF REGULATORY RESPONSIBILITY FOR S.Y. HARTT RANCH
ENVIRONMENTAL RESTORATION PROJECT**

THIS INTERAGENCY AGREEMENT is made and entered into by and between the SOUTH FLORIDA WATER MANAGEMENT DISTRICT (hereinafter "SFWMD") and the SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT (hereinafter "SWFWMD").

WITNESSETH:

WHEREAS, S.Y. Hartt & Son, Inc. is preparing design plans for environmental restoration and water quality improvement activities in conjunction with the Florida Department of Agriculture and Consumer Services on the above mentioned 7,760-acre property located in all or parts of Sections 11 – 14, 23 – 26, Township 34 South, Range 29 East; and Sections 7, 16 – 22, 28 – 30, 32 and 33, Township 34 South, Range 30 East, Highlands County, Florida and as shown on the maps attached hereto as Exhibits "1", "2", and "3" (the PROJECT);

WHEREAS, the S.Y. Hartt & Son, Inc. property and the requested improvements subject to regulatory review are partially located within the jurisdictional boundaries of both the SFWMD and SWFWMD; and

WHEREAS, the project is within Northern Everglades and Estuaries program boundaries;

WHEREAS, the owner proposes to implement Best Management Practices consisting of water control structures placed throughout the property in accordance with the Northern Everglades and Estuaries Protection Program;

WHEREAS, the entire property discharges to Arbuckle Creek within the Lake Okeechobee Watershed, which is within the jurisdictional boundaries of SFWMD; and

WHEREAS, the SFWMD has previously issued permits 28-00403-P and 28-00429-P for portions of the property within the jurisdictional boundaries of SFWMD; and

WHEREAS, if one agency is responsible for the permitting, it will greatly reduce the application review time and ensure consistency throughout the Lake Okeechobee Basin; and

WHEREAS, Section 373.046(6), Florida Statutes ("Fla. Stat."), authorizes a water management district to designate, through an interagency agreement, regulatory responsibility to another water management district over a project which crosses the jurisdictional boundaries of both districts; and

WHEREAS, the SFWMD and the SWFWMD desire to designate the SFWMD as the water management district with the regulatory responsibility for the construction and operation a surface water management system for environmental restoration and water quality improvements for the Project; and

WHEREAS, any Consumptive Use Permitting under Part II of Chapter 373, Fla. Stat., for the S.Y. Hartt Ranch project that falls within the jurisdictional boundaries of the SWFWMD, will be conducted by SWFWMD; and

WHEREAS, any Consumptive Use Permitting under Part II of Chapter 373, Fla. Stat., for the S.Y. Hartt Ranch project that falls within the jurisdictional boundaries of the SFWMD, will be conducted by the SFWMD.

NOW, THEREFORE, SWFWMD and SFWMD, under the authority of Section 373.046(6), Fla. Stat., hereby agree as follows:

1. SWFWMD hereby designates to SFWMD regulatory responsibilities under Part IV of Chapter 373, Fla. Stat., for those activities by S.Y. Hartt & Son, Inc., its agents and assigns, which are associated with the construction and operation of a surface water management system and water quality for the PROJECT.
2. The modifications of any permits issued for the PROJECT pursuant to Part IV of Chapter 373, Fla. Stat., shall also be processed by the SFWMD,
3. This Agreement will commence upon execution by all parties and will remain in effect until all parties mutually agree in writing to terminate this Agreement.

IN WITNESS WHEREOF, each party, or its lawful representative, has executed this Agreement on the date set forth next to its signature below.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Attest: _____

By: _____

Eric Buermann
Chairman

Approved as to Legal Form and
Content

Attorney

Date: _____

SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

Attest: _____

By: _____

Secretary

Ronald E. Oakley
Chairman

Approved as to Legal Form and
Content

Attorney

Date: _____

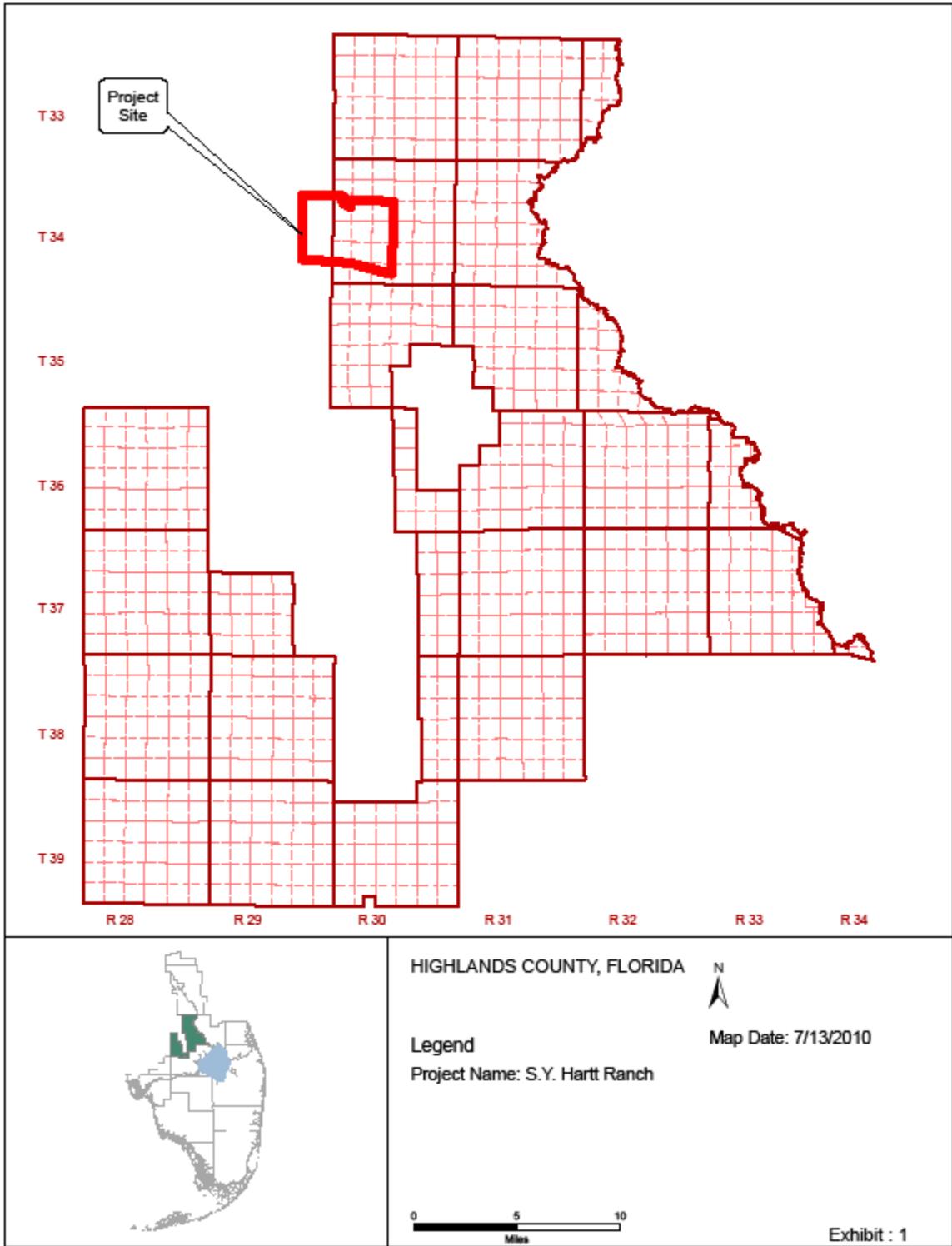


Exhibit 1

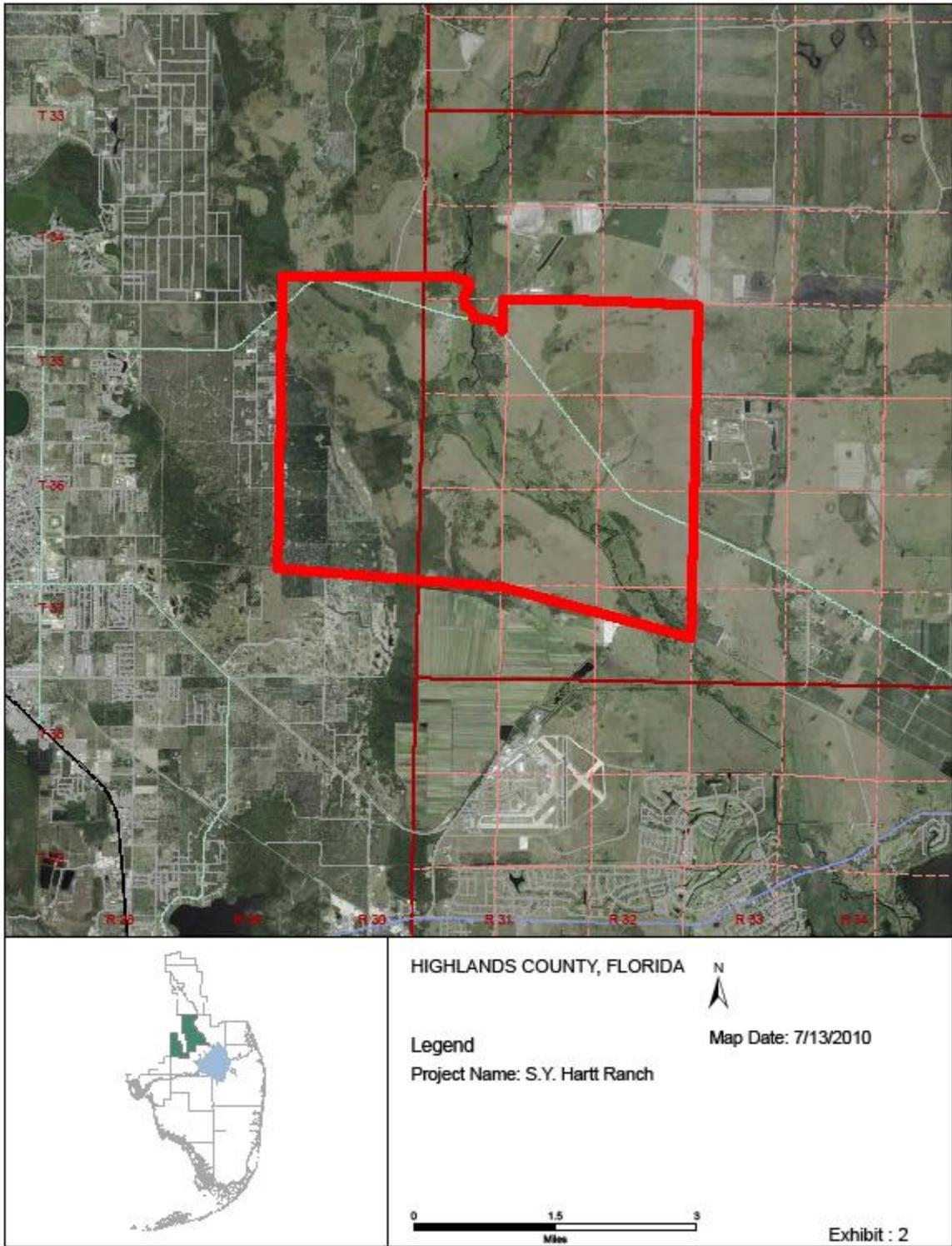
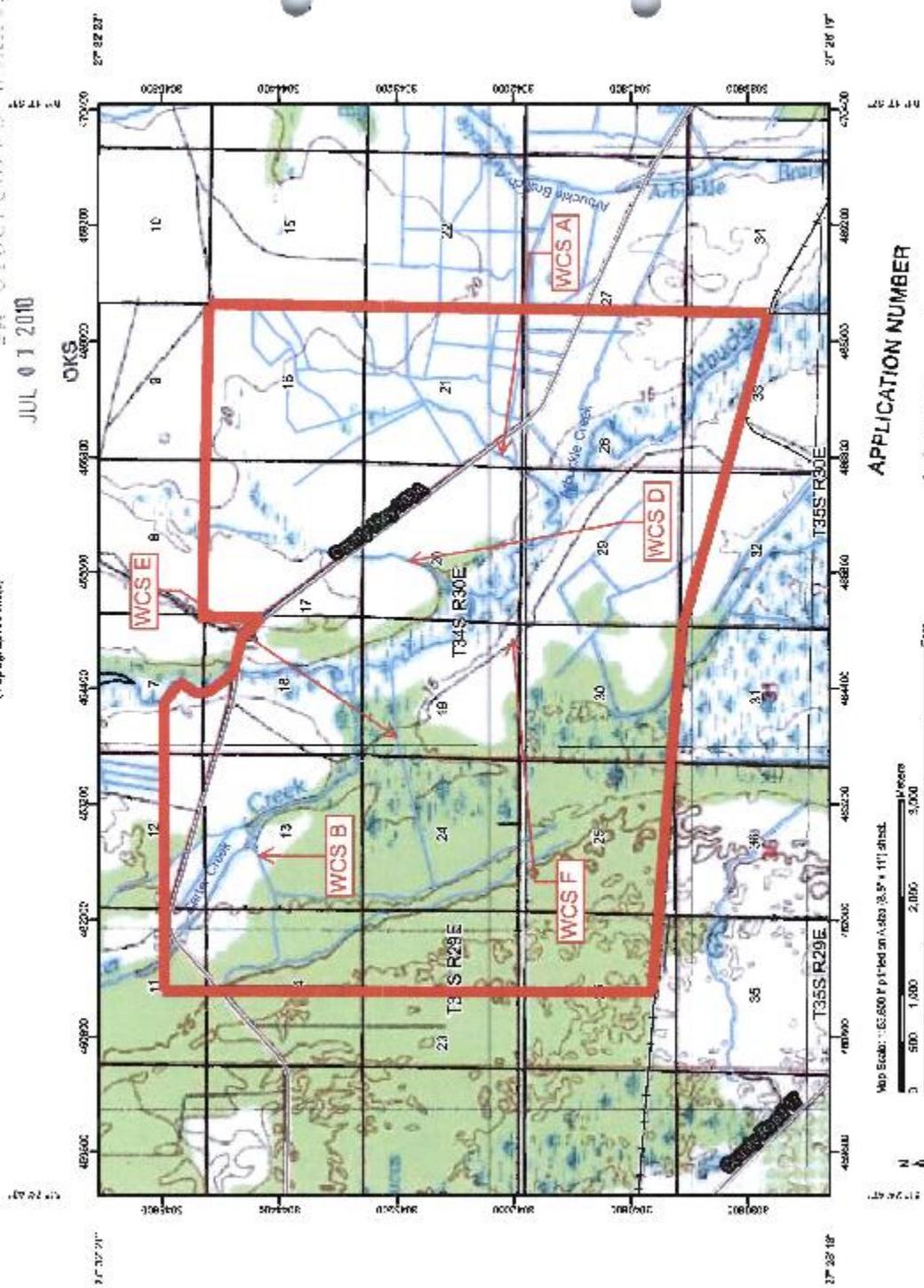


Exhibit 2

ORIGINAL SUBMITTAL
 JUL 01 2010
 OKS

Soil Map—Highlands County, Florida
 (Topographic Map)



APPLICATION NUMBER
 100701-4

CS102010
 Page 1 of 3

Web Soil Survey
 National Cooperative Soil Survey

USDA
 Natural Resources
 Conservation Service

OKS

Exhibit 3