



# SOUTH FLORIDA WATER MANAGEMENT DISTRICT

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## LAND ACQUISITION EXECUTIVE SUMMARY

**PROJECT:** Lemkin Creek Project  
**COUNTY:** Okeechobee  
**SIZE:** 5.1 Acres  
**EXCHANGE VALUE:** \$45,000  
**SELLER:** Gagbee, Inc. (George Goodbread)

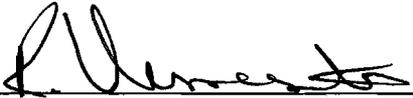
**REQUEST:** Approve addition of approximately 5.1 acres to previously approved approximately 49.37 acres as potential surplus and exchange property which, if Seller elects to acquire, would result in a \$589,000 credit in favor of the District against the previously approved acquisition price of \$8,100,000.

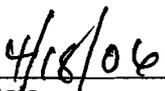
**BACKGROUND:** Lemkin Creek is located on the Northwest corner of Lake Okeechobee and accepts drainage from primarily urban areas in the City of Okeechobee and adjacent unincorporated Okeechobee County. The project will be integrated and operated in concert with the Lake Okeechobee and Estuary Recovery (LOER) S-133 Basin stormwater re-route project. The intent of the project is to capture urban stormwater drainage from the North. This project is not designed as an STA but water quality improvement is anticipated. The project is a necessary precursor to ensure the success of the CERP Lake Okeechobee Watershed Project.

**CONSIDERATIONS:** Pursuant to the March 8, 2006 Resolution No. 2006-326, the Governing Board, approved entering into an Agreement for Sale and Purchase and Grant of Option (the "Agreement") with the Seller for the purchase price of \$8,100,000 with respect to the lands depicted on attached Exhibit "A". The Agreement included the surplus and exchange, at Seller's option, of District lands located in Highlands County (the "Option Property") whereby if Seller exercised the option to acquire the Option Property, the District would receive a credit of \$544,000 against the purchase price. Adjacent to the Option Property, is an additional approximately 5.10 acres (the "Additional Option Lands"), all as depicted on attached Exhibit "B". Subject to the District's reservation of a flowage easement over approximately 2.22 acres, the Additional Option Lands are valued at \$45,000. If Seller elects to proceed with the exchange including the Additional Option Lands under the same terms and conditions regarding the Option Property, the District will receive an additional credit of \$45,000 for a total of \$589,000 against the purchase price under the Agreement.

**FISCAL IMPACT:** Acquisition will be funded utilizing Save Our Everglades Trust Fund and/or District funds.

**RECOMMENDATION:** That the Governing Board of the South Florida Water Management District approves entering into an amendment to the Agreement approved by Resolution No. 2006-326 authorizing the surplus and exchange, at the Seller's option, of an additional approximately 5.10 acres located in Highlands County, subject to the District's reservation of a flowage easement encumbering approximately 2.22 acres, without reservation of phosphate, mineral, metal and petroleum interests under Section 270.11, Florida Statutes.

Prepared by:   
Ruth P. Clements, Director  
Land Acquisition Department

  
Date

Approved by:   
Kenneth G. Ammon, P.E.  
Deputy Executive Director  
CERP

  
Date

### GOVERNING BOARD

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