

1 respect to that then required portion of the Premises. The earliest
2 date that such termination of this LEASE by LESSOR, as provided in
3 the previous sentence, may be effective is June 1, 2007.
4

5 **WHEREAS**, the Governing Board of the South Florida Water Management District
6 desires to terminate the Lease, effective June 1, 2007, with respect to the entire Premises,
7 because the entire Premises is required in connection with the implementation of the
8 Project, which is a Restudy related purpose, based on the construction schedule attached
9 hereto and made a part hereof as Exhibit "A" ("Construction Schedule");

10 **WHEREAS**, the District will utilize portions of the Premises in connection with
11 exchanges for other lands to be used in connection with implementation of the Project,
12 which is a Restudy related purpose;

13 **WHEREAS**, the District will exercise all legal remedies to ensure that the project is
14 implemented on schedule; **now therefore**

15
16 **BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA**
17 **WATER MANAGEMENT DISTRICT:**
18

19 **Section 1.** The Governing Board of the South Florida Water Management District
20 hereby determines that the entire Premises is required for the implementation of the
21 Project, which is a Restudy related purposed.

22 **Section 2.** The Governing Board of the South Florida Water Management District
23 hereby approves the Construction Schedule in connection with the implementation of the
24 Project.

25 **Section 3.** The Governing Board of the South Florida Water Management District
26 hereby determines that it is necessary to utilize portions of the Premises in connection with
27 exchanges for other lands for implementation of the Project, which is a Restudy related
28 purpose.

29 **Section 4.** The Governing Board of the South Florida Water Management District
30 hereby approves termination of the Lease with respect to the entire Premises, effective
31 June 1, 2007, and authorizes District staff to send the necessary termination notices in
32 accordance with the provisions of the Lease.

1 **Section 5.** The Governing of the South Florida Water Management District hereby
2 authorizes staff to pursue all legal remedies to ensure that the project is implemented on
3 schedule.

4 **Section 6.** This resolution shall take effect immediately upon adoption.
5
6

7 **PASSED** and **ADOPTED** this ___ day of _____, 2006.
8

9 **SOUTH FLORIDA WATER MANAGEMENT**
10 **DISTRICT, BY ITS GOVERNING BOARD**

11
12 By: _____

13 Chair

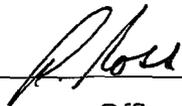
14
15 ATTEST:

16
17 _____

18 District Clerk

19
20 (District Seal)

Approved as to form:

21 BY:  _____

22 Office of Counsel
23

Exhibit A

C-43 Acceler8 – Construction Schedule

<u>Description</u>	<u>Start Date</u>
Land Preparation – Construction staging	6/1/07
Commence Construction	10/1/07