

1 SOUTH FLORIDA WATER MANAGEMENT DISTRICT

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3 RESOLUTION NO. 2007 - \_\_\_\_  
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6 A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA  
7 WATER MANAGEMENT DISTRICT APPROVING THE PURCHASE OF LAND  
8 INTERESTS CONTAINING 3.49 ACRES, MORE OR LESS, FOR THE  
9 SOUTHERN CORKSCREW REGIONAL ECOSYSTEM WATERSHED  
10 PROJECT ("CRITICAL CREW PROJECT"), IN LEE COUNTY, IN THE  
11 AMOUNT OF \$224,000, TOGETHER WITH STATUTORY COSTS AND  
12 ATTORNEY'S FEES IN THE TOTAL AMOUNT OF \$72,580.25, AND  
13 ASSOCIATED COSTS; FOR WHICH DEDICATED FUNDS (FLORIDA  
14 FOREVER) ARE BUDGETED; APPROVE A BUDGET TRANSFER OF  
15 FLORIDA FOREVER TRUST FUNDS FROM KISSIMMEE RIVER PROJECT  
16 TO SOUTHERN CREW PROJECT AND A TRANSFER OF CERP AD  
17 VALOREM FUNDS FROM LAKE OKEECHOBEE WATERSHED CERP TO  
18 SOUTHERN CREW CERP; APPROVE DECLARING SURPLUS, DISPOSAL  
19 OF, AND REMOVAL FROM THE ASSET RECORDS, ANY SUCH  
20 STRUCTURES AND IMPROVEMENTS DEEMED UNNECESSARY FROM THE  
21 STATED PURPOSE OF THE ORIGINAL LAND ACQUISITION; PROVIDING  
22 AN EFFECTIVE DATE.  
23

24 WHEREAS, the South Florida Water Management District is currently acquiring land in  
25 connection with implementation of the Southern Corkscrew Regional Ecosystem Watershed  
26 Project ("CRITICAL CREW Project");

27 WHEREAS, the South Florida Water Management District is authorized to acquire land, or  
28 interests or rights in land, pursuant to Section 373.139, Florida Statutes;

29 WHEREAS, the South Florida Water Management District desires to purchase land  
30 interests containing 5 acres, more or less, in Lee County, CRITICAL CREW Project, in the amount  
31 of \$224,000; and as more particularly described on Exhibit "A", and as shown on a location map  
32 Exhibit "AA", both of which are attached hereto and made a part hereof, in the amount of \$224,000.  
33 and approve declaring surplus, disposal of, and removal from the asset records, any such  
34 structures and improvements deemed unnecessary for the stated purpose of the original land  
35 acquisition;

36 WHEREAS, pursuant to Chapter 73, Florida Statutes, if a settlement is reached between a  
37 condemning authority and a property owner prior to a condemnation lawsuit being filed, the  
38 property owner who settles in lieu of condemnation shall be entitled to recover statutory costs and  
39 attorney's fees;

40 WHEREAS, the District will pay Seventy Two Thousand Five Hundred and Eighty Dollars and  
41 25/100 (\$72,580.25) for the owner's statutory costs and attorney's fees;

42 **NOW THEREFORE, BE IT RESOLVED** by the Governing Board of the South Florida Water  
 43 Management District:

44 **Section 1.** The Governing Board of the South Florida Water Management District hereby  
 45 approves the purchase of land interests containing 3.49 acres, more or less, in Lee County,  
 46 CRITICAL CREW Project, in the amount of \$224,000, together with statutory costs and attorney's  
 47 fees in the total amount of \$72,580.25, and associated costs, as follows:

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Owner	Interest	Tract No.	Acres	Appraised Value	Purchase Price
Alexander W. Flynt	Fee	09-005-280	3.49	\$224,000	\$224,000

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**BUDGETED**

DOLLARS	FUND	FUNDS CENTER	FUNDED PROGRAM	COMMITMENT ITEM / GL ACCT #
\$138,315.00	404000	3411143000	PB04	580020
\$ 55,020.00	404000	3411143000	PB04	580020

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**FROM**

DOLLARS	FUND	FUNDS CENTER	FUNDED PROGRAM	COMMITMENT ITEM / GL ACCT #
\$30,665.00	404000	3510144000	FA00	580020
\$72,580.25	410000	3510144000	P101	580014

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**TO**

DOLLARS	FUND	FUNDS CENTER	FUNDED PROGRAM	COMMITMENT ITEM / GL ACCT #
\$30,665.00	404000	3510144000	PB04	580020
\$72,580.25	410000	3510144000	PB04	580022

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65 **Section 2.** The Governing Board of the South Florida Water Management District hereby further  
66 approves declaring surplus, disposal of, and removal from the asset records, any such structures and  
67 improvements deemed unnecessary for the stated purpose of the original land acquisition.

68 **Section 3.** The Governing Board of the South Florida Water Management District hereby  
69 authorizes the Chairman to execute the Agreement for Sale and Purchase.

70 **Section 4.** This Resolution shall take effect immediately upon adoption.

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72 **PASSED** and **ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

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74 **SOUTH FLORIDA WATER MANAGEMENT**  
75 **DISTRICT, BY ITS GOVERNING BOARD**

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77 (Corporate Seal)

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By: \_\_\_\_\_  
Chairman

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83 **ATTEST:**

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\_\_\_\_\_  
District Clerk/Secretary

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92 **Legal form approved:**

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By: \_\_\_\_\_

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Office of Counsel

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