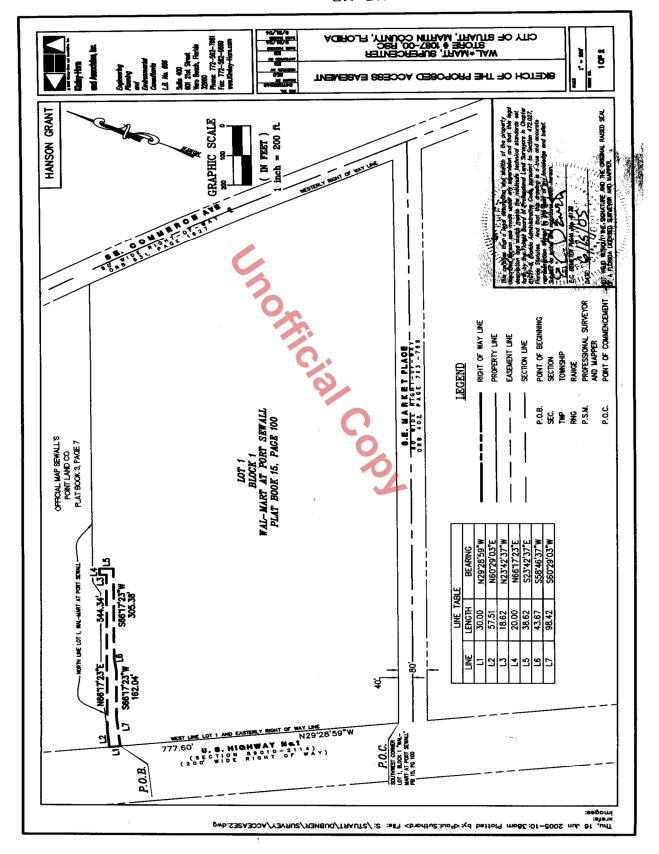
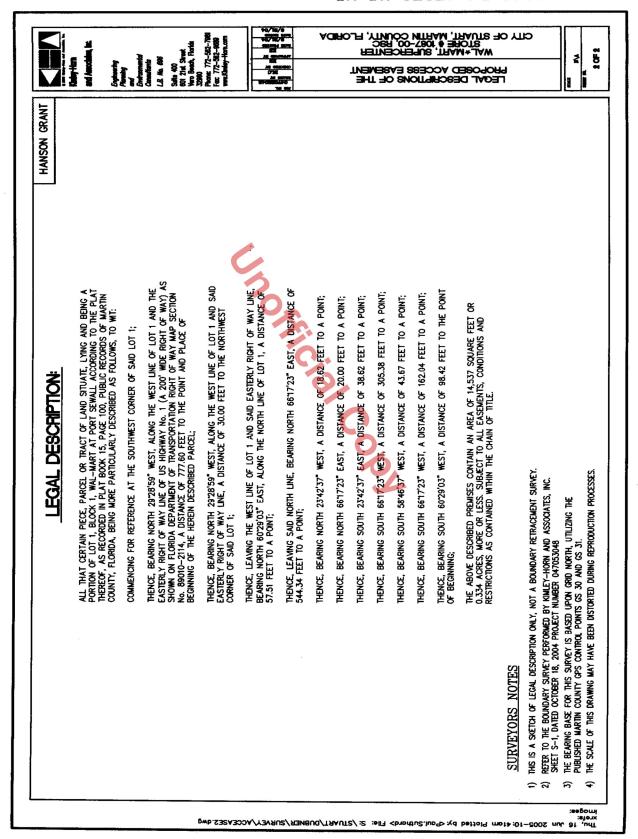
INSTR # 1849308
OR BK 02027 PG 1747
RECORDED 06/21/2005 03:35:58 PM
MARSHA EWING
CLERK OF MARTIN COUNTY FLORIDA
SEED DOC TAY 0.70

This instrument prepared by:	DEED DOC TAX 0.70 RECORDED BY S Phoenix
Project Name:Parcel No;PCN:	
SPACE ABOVE THIS LINE FOR PROCESSING DATA	SPACE ABOVE THIS LINE FOR RECORDING DATA
Wal-Mart Stores East, LP, a corp SE 10 th St.; Bentonville, AR 72 Florida, whose address is 2401 Sl (Wherever used herein the representatives, and assignst admits or requires.) WITNESSETH, that the valuable consideration paid by the Grantee forever, a permanent	ed and executed this day of, 2005, by coration existing under the laws of the State of <u>Delaware</u> , whose address is 2001 1716, Grantor, to MARTIN COUNTY, a political subdivision of the State of E Monterey Road, Stuart, Florida 34996, Grantee. The terms "Grantor" and "Grantee" shall include singular and plural, heirs, legal of individuals, and the successors and assigns of corporations, wherever the context so the Grantee, the receipt whereof is hereby acknowledged, does hereby grant unto the ton-exclusive Easement on certain lands located in Martin County, Florida as whibit "A" attached hereto and made a part hereof (the "Easement Premises") for the state of willing related equipment.
	replacement, operation, maintenance, and repair of utility related equipment, stations, pumps, pipelines, fences, structures, and powerline hookups, if required, under, over, across, and through the Easement Premises as may be reasonably sees of this Easement.
The Grantor hereby cover	nants with said Grantee that the Grantor is lawfully seized of the Easement Premises good right and lawful authority to grant and convey this Easement, and that Grantor ement Premises, and will defend the same against the lawful claims of all persons
IN WITNESS WHEREOF, the officer and caused its corporate	Grantor has caused these presents to be executed in its name by its duly authorized seal to be affixed the day and year first above written.
Signed, sealed and delivered in the presence of:	Never accepted by the BOCC
Telephone Number: (479) 273-	4000

OR BK 02027 PG 1748

ATTEST	WAL-MART STORES EAST, LP a Delaware limited partnership
Tts Assistant Secretary	By: WSE Management, LLC, a Delaware limited liability company, its General Partner By:
STATE OF ARkunsus, COUNTY OF BENTON,	Federal TSTOA 2019 SFAL 2015 SEAL 2015 SE
The foregoing instrument was ach 2005, by Robert M. Bedued 2005, by Robert M. Bedued 2005, by Robert M. Bedued ASST. Secretary, of Wal-Mart Stockers ARKUMSAS, on behalf of the known to me or has produced Joan Mudacky	The outstoom existing under the laws of the State of
	NOTARY PUBLIC Dony Correct Signature
	(Print or Type Name) Commission No:
	"NOTARY SEAL " Tonya Coffeth, Notary Public Benton County, State of Arkansas My Commission Expires 12/1/2009
	Approved as to legal terms only by V WAL'-MART LEGAL DEPT. Date: \[\lambda - \lambda - \lambda - \lambda \]





INSTR # 2004477
OR BK 02236 PG 2448
Pas 2448 - 2451; (4pas)
RECORDED 04/05/2007 03:46:19 PM

MARSHA ENING CLERK OF MARTIN COUNTY FLORIDA RECORDED BY C Burkey

This instrument prepared by: Martin County Property Management Division 2401 SE Monterey Road Stuart, Florida 34996

Project Name: Utility Essement at Walmart
Corrects OR 2027, Pg1747
Parcel No:

SPACE ABOVE THIS LINE FOR PROCESSING DATA

PCN: 38-38-41-020-001-00010-0

SPACE ABOVE THIS LINE FOR RECORDING DATA

CORRECTIVE UTILITY EASEMENT

THIS EASEMENT granted and executed this ______ day of ______, 200___, by WAL-MART STORES EAST, LP., a Delaware limited liability company, whose address is 2001 SE 10th St., Bentonville, AR 72716, Grantor, to MARTIN COUNTY, a political subdivision of the State of Florida, whose address is 2401 SE Monterey Road, Stuart, Florida 34996, Grantee.

(Wherever used herein the terms "Grantor" and "Grantee" shall include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

WITNESSETH, that the Grantor, for and in consideration of the sum of \$1.00 and other good and valuable consideration paid by the Grantee, the receipt whereof is hereby acknowledged, does hereby grant unto the Grantee forever, a permanent non-exclusive Easement on certain lands located in Martin County, Florida as more particularly described in Exhibit "A" attached hereto and made a part hereof (the "Easement Premises") for the construction, reconstruction, replacement, operation, maintenance, and repair of utility related equipment, including, but not limited to lift stations, pumps, pipelines, fences, structures, and powerline hookups, if required, and for ingress and egress in, under, over, across, and through the Easement Premises as may be reasonably necessary, to carry out the purposes of this Easement.

The Grantor hereby covenants with said Grantee that the Grantor is lawfully seized of the Easement Premises in fee simple and that Grantor has good right and lawful authority to grant and convey this Easement, and that Grantor fully warrants the title to the Easement Premises, and will defend the same against the lawful claims of all persons whomsoever.

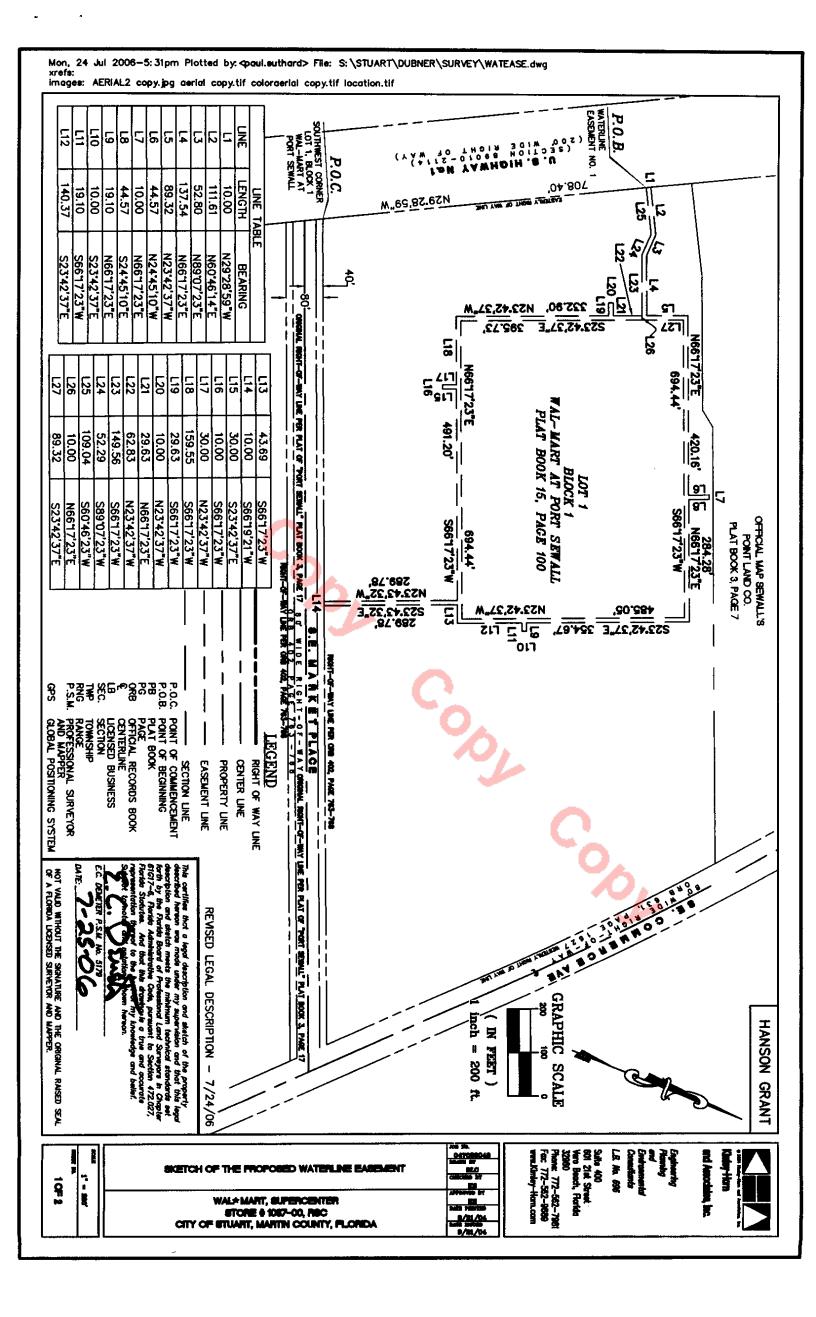
That certain "Utility Easement" recorded on 6/21/2005 in OR Book 2027, Page 1747, public records of Martin County, Florida, purporting to grant a utility easement to Martin County is erroneous due to scrivener's errors in the legal description thereof, and is ineffective because it was never accepted and approved by resolution of the Martin County Board of County Commissioners in

Accepted Pursuant to Resolution No 0.7 - 3.6 on 3 - 13 - 2007

accordance with Sec. 139.31 and 139.32, General Ordinances, Martin County Code.

IN WITNESS WHEREOF, the Grantor has caused these presents to be executed in its name by its duly authorized officer and caused its corporate seal to be affixed the day and year first above written.

Signed, sealed and delivered	
in the presence of:	WAT MADE COOPER BACKS AND
	WAL-MART STORES EAST, LP., a Delaware limited liability company.
ATTEST:	Delaware minited hability company.
-1	\mathcal{C} . A set
By Stances Colon	By Dan Julettel
Title: 1) 14 eto/ Harty Maragement	Title Beauty Realty Manager
FRANCES CHELLY	Roxxx Tila of Va
Type or Print Name	Type or Print Name
	Aype of Fine Name
	Federal Tax No.
(Corporate Seal)	70).
	Annequed to to took towns only
STATE OF _Qrkansas_)	Approved as to legal terms only
) 88.	WAL-MART LEGAL, DEPT.
COUNTY OF Sentor)	Date: 1/3/2007
PINS	
The foregoing instrument was acl	mowledged before me this 310 day of many
and , 2007, by Pari	, as Allo on the Harty May
EAST., a Delaware limited liability	company, on behalf of the company.
is (X) personally	known to me or () has produced
as identificati	on is ().
personally known to me or () has pridentification.	oduced as
	NOTARY PUBLIC
•	Charlotte Les Konst
	Signature
SEAL/STAMP	ChANATIE SUF KERST
	(Print or Type Name)
	Commission No:
•	My Commission Expire SUE KERST "NOTARY PUBLIC"
	State of Arkansas, Benton County
	Z My Commission Evoires 10/1/2014 Z



DESCRIPTION:

WATERLINE EASEMENT

HANSON GRANT

ALL THAT CERTAIN PIECE, PARCEL OR TRACT OF LAND SITUATE, LYING AND BEING A PORTION OF LOT 1, BLOCK 1, WAL-MART AT PORT SEWALL ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 15, PAGE 100, PUBLIC RECORDS OF MARTIN COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO ಠ

COMMENCING FOR REFERENCE AT THE SOUTHWEST CORNER OF SAID LOT 1;

OF US HIGHWAY No. 1 (A 200' WIDE RIGHT OF WAY) AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAP SECTION No. 89010-2114, A DISTANCE OF 708.40 FEET TO THE POINT AND PLACE OF BEGINNING OF THE HEREIN THENCE, BEARING NORTH 29"28"59" WEST, ALONG THE EASTERLY RIGHT OF WAY LINE

THENCE, BEARING NORTH 29"28"59" WEST, ALONG SAID EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 10.00 FEET TO A POINT;

THENCE, LEAVING SAID EASTERLY RIGHT OF WAY LINE, EAST, A DISTANCE OF 111.61 FEET TO A POINT; BEARING NORTH 60'46'14"

THEN CE, THENCE, THENCE, HENCE, THENCE, HENCE HENCE, ENCE, HENCE, BEARING NORTH BEARING SOUTH 24"45"10" EAST, A DISTANCE OF 44.57 FEET TO A POINT; BEARING NORTH 23'42'37" WEST, A DISTANCE OF 89.32 FEET TO A POINT, BEARING NORTH 24'45'10" WEST, A DISTANCE OF 44.57 FEET TO A POINT; BEARING NORTH 66"17"23" EAST, A DISTANCE OF 420.16 FEET TO A POINT, BEARING NORTH 6617'23" EAST, A DISTANCE OF 137.54 FEET TO A POINT BEARING NORTH 89'07'23" EAST, A DISTANCE OF 52.80 FEET TO A POINT, NORTH 6617'23" EAST, A DISTANCE OF 10.00 FEET TO A POINT; NOR I 6617'23" EAST, A DISTANCE OF 19.10 FEET TO A POINT; 23'42'37" EAST, A DISTANCE OF 354.67 FEET TO A POINT 6677'23" EAST, A DISTANCE OF 284.28 FEET TO A POINT,

SURVEYORS NOTES

BEARING SOUTH 23'42'37" EAST, A DISTANCE OF 10.00 FEET TO A POINT,

20 00

بع

REFER TO THE BOUNDARY SURVEY PERFORMED BY KIMLEY-HORN AND ASSOCIATES, INC. SHEET S-1, DATED DECEMBER 10, 2003 PROJECT NUMBER 047053048 THIS IS A SKETCH OF LEGAL DESCRIPTION ONLY, NOT A BOUNDARY RETRACEMENT SURVEY.

THE SCALE OF THIS DRAWING MAY HAVE BEEN DISTORTED DURING REPRODUCTION PROCESSES PUBLISHED MARTIN COUNTY GPS CONTROL POINTS GS 30 AND GS 31. THE BEARING BASE FOR THIS SURVEY IS BASED UPON GRID NORTH, UTILIZING THE

> THENCE, BEARING SOUTH 60°46'23" WEST, A DISTANCE OF 109.04 FEET TO THE POINT THENCE, BEARING THENCE, THENCE, THENCE, HENCE, HENCE, THENCE, TEN CE HENCE, THENCE, BEARING SOUTH 66"17"23" WEST, A DISTANCE OF 159.55 FEET TO A POINT THENCE, THENCE, THENCE, BEARING SOUTH 23'43'32" EAST, A DIS<mark>TA</mark>NCE OF 289.78 FEET TO A POINT, THENCE, BEARING SOUTH 66'17'23" WEST, A DISTANCE OF 19.10 FEET TO A POINT HENCE, TENCE, THENCE, BEARING SOUTH 23"42"37" EAST, A DISTANCE OF 140.37 FEET TO A POINT HENCE, BEARING SOUTH 66'17'23" WEST, A DISTANCE OF 43.69 FEET TO A POINT, BEARING NORTH 23'42'37" WEST, A DISTANCE OF 10.00 FEET TO A POINT; BEARING SOUTH 66'17'23" WEST, A DISTANCE OF 694.44 FEET BEARING NORTH 23'42'37" WEST, A DISTANCE OF 485.05 FEET TO A POINT BEARING SOUTH 23'42'37" EAST, A DISTANCE OF 395.73 FEET BEARING NORTH 23'42'37" BEARING NORTH 66"17'23" EAST, A DISTANCE OF 29.63 FEET TO A POINT; BEARING SOUTH 66'17'23" WEST, A DISTANCE OF 29.63 FEET TO A POINT, BEARING NORTH 23'42'37" WEST, A DISTANCE OF 332.90 FEET TO A POINT; BEARING NORTH 23"42"37" WEST, A DISTANCE OF 30.00 FEET TO A POINT; BEARING SOUTH 23'42'37" EAST, A DISTANCE OF 30.00 FEET TO A POINT, BEARING SOUTH 66"7"23" WEST, A DISTANCE OF 491.20 FEET TO A POINT BEARING NORTH 23'43'32" WEST, A DISTANCE OF 289.78 FEET TO A POINT BEARING BEARING SOUTH 23'42'37" EAST, A DISTANCE OF 89.32 FEET TO A POINT; BEARING NORTH 6617'23" EAST, A DISTANCE OF 694.44 FEET BEARING NORTH 66"17"23" EAST, A DISTANCE OF 10.00 FEET TO A POINT; BEARING SOUTH 66'17'23" WEST, A DISTANCE OF 10.00 FEET TO A POINT; BEARING SOUTH 66"9"21" WEST, A DISTANCE OF 10.00 FEET TO A POINT; SOUTH 89'07'23" WEST, A DISTANCE OF 52.29 FEET TO A POINT; E SOLTH 6677'23" WEST, A DISTANCE OF 149.56 FEET TO A POINT WEST, A DISTANCE OF 62.83 FEET TO A POINT; TO A POINT TO A POINT TO A POINT

THE ABOVE DESCRIBED PREMISES CONTAIN AN AREA OF 31,135 SQUARE FEET 0.715 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS, CONDITIONS AND RESTRICTIONS AS CONTAINED WITHIN THE CHAIN OF TITLE. 욹

> ATA OHTEN WAL-MART, SUPERCENTER STORE # 1087-00, RBC CITY OF STUART, MARTIN COUNTY, PLORIDA 1/11/1

501 21st Street Vero Beach, Floride Emetromental Consultants Fast 772-562-9689 www.Kimley-Horn.com LA MA GO Trans. 772-562-7981



2 0 2

REVISED LEGAL DESCRIPTION - 7/24/06

COUNTY Burkes

BEFORE THE BOARD OF COUNTY COMMISSIONERS MARTIN COUNTY, FLORIDA

RESOLUTION NO. 07-3.6

WHEREAS, the Martin County Utilities and Solid Waste Department needs three Utility Easements across portions of the property owned by Wal-Mart Stores East, LP., a Delaware limited liability company for the installation and maintenance of certain utility facilities, and

WHEREAS, by three Corrective Utility Easements, each dated January 3, 2007, Wal-Mart Stores East, LP. granted the needed utility easements to Martin County, and

WHEREAS, Sec. 139.31 and 139.32, General Ordinances, Martin County Code require that any conveyance of land for any public purpose shall be accepted and approved by resolution by the Board of County Commissioners of Martin County.

NOW, THEREFORE, BE IT RESOLVED BY THE MARTIN COUNTY **BOARD OF COUNTY COMMISSIONERS, THAT:**

The Martin County Board of County Commissioners hereby accepts the foregoing described three Corrective Utility Easements conveyed to Martin County by Wal-Mart Stores East, LP.

DULY PASSED AND ADOPTED THIS 13th DAY OF MARCH 2007.

ATTEST:

MARSHAÆWING, CLERK

MARTIN COUNTY BOARD OF COUNTY COMMISSIONERS

DITERLIZZI, CHAIRMAN

APPROVED AS TO FORM AND CORRECTNESS

STEPHEN FRY, COUNTY ATTORNEY