

CONTRACT, LEASE, AGREEMENT CONTROL FORM

Date: 10/11/2021

Contract/Lease Control #: L22-0499-PW

Procurement#: NA

Contract/Lease Type: CONTRACT

Award To/Lessee: STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

Owner/Lessor: OKALOOSA COUNTY

Effective Date: 10/04/1977

Expiration Date: INDEFINITE

Description of: WAYSIDE/SHOAL RIVER PARK

Department: PW

Department Monitor: AUTREY

Monitor's Telephone #: 850-689-5772

Monitor's FAX # or E-mail: JAUTREY@MYOKALOOSA.COM

Closed:

Cc: BCC RECORDS

CONTRACT: L22-0499-PW
STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
WAYSIDE/SOAL RIVER PARK
EXPIRES: INFEINITE

BOOK 939 PAGE 919
OFFICIAL RECORDS

LEASE AGREEMENT

THIS AGREEMENT, made this 4th day of October, 19 77,
by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, an agency of the State of
Florida, hereinafter called the "Lessor", and OKALOOSA COUNTY, FLORIDA, hereinafter
called the "Lessee";

WITNESSETH:

WHEREAS, Lessee is prepared to use the lands owned by Lessor as described herein
as a wayside park, thereby furthering the interests of both parties in establishing such parks.
NOW, THEREFORE, in consideration of the premises and the covenants contained herein
the parties agree as follows:

1. Lessor does hereby lease unto Lessee the property described in Exhibit "A",
attached hereto and made a part hereof, for a period of 99 years beginning with the date of
execution hereof.
2. Lessor shall use said lands only for public wayside park purposes, and shall
maintain the lands and any improvements located thereon. If the property should cease to be
used for public wayside park purposes, Lessor shall notify Lessee to restore the premises to
such use, otherwise this Lease shall terminate 30 days from the date of said notice.
3. All improvements constructed by Lessee on the demised lands shall be removed by
Lessee within 90 days of notice of termination of this Lease, except for such improvements as
the parties agree shall remain, such remaining improvements to thereupon become the property
of Lessor. Upon removal of any improvement, Lessee shall restore the land to its original
condition.
4. If Lessor at any time shall have need for any part of the leased property for
road right of way, Lessor may terminate this Lease as to such part on 60 days notice to Lessee.
Upon notice of termination, Lessor shall immediately remove at Lessee's expense any improvements
placed by Lessee within the area needed for road right of way and shall restore the land to
its original condition.
5. Lessee assumes full responsibility for the condition of the premises during the
term of the Lease, including any latent conditions which may constitute a hazard to any person
or property, and agrees to indemnify, defend, save, and hold harmless Lessor from any loss,
liabilities, claims, demands, and suits of any nature which may arise out of or because of any
accident, happening, or occurrence in or about the demised premises or the improvements thereon.
6. Lessee shall make no assignment of this Lease or any sublease without
the written consent of Lessor.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed, the
day and year first above written.

WITNESSES:

[Handwritten signature]
By: _____
As to the Lessee



STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
BY: *[Signature]*
ATTEST: *[Signature]*
OKALOOSA COUNTY, FLORIDA
BY: _____
TITLE: Chairman, Board of County Commissioners
ATTEST: *[Signature]* (SEAL)
TITLE: Clerk of Circuit Court

BRO No.
SEC. No. 5707
ROAD No. 88
COUNTY OKALOOSA

SECTION 5 TOWNSHIP 2-N RANGE 23-W

BOOK 339 PAGE 320

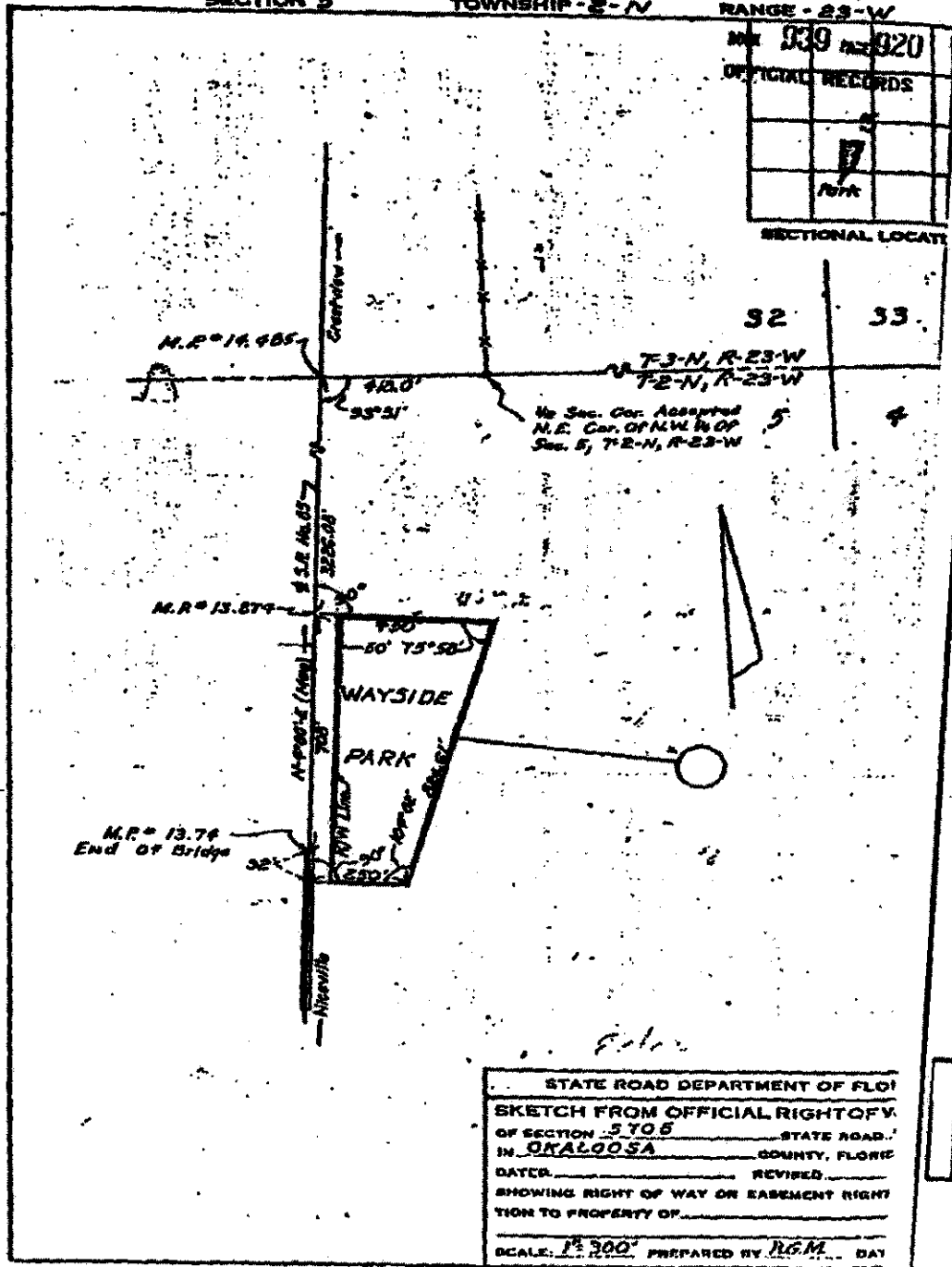
OFFICIAL RECORDS

7
1978

SECTIONAL LOCATIONS

32 33

No Sec. Cor. Accepted
N.E. Cor. OF N.W. 1/4 OF
Sec. 5, T-2-N, R-23-W



STATE ROAD DEPARTMENT OF FLOI
 SKETCH FROM OFFICIAL RIGHT OF V.
 OF SECTION 5 TO 6 STATE ROAD 88
 IN OKALOOSA COUNTY, FLORIDA
 DATED _____ REVISED _____
 SHOWING RIGHT OF WAY OR EASEMENT RIGHT
 TION TO PROPERTY OF _____
 SCALE: 1" = 300' PREPARED BY R.G.M. DAY

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EXHIBIT "A"

SECTION 5705(819)
STATE ROAD 85
COUNTY Okaloosa

DESCRIPTION OF PROPERTY TO BE LEASED BY THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION TO OKALOOSA COUNTY FLORIDA FOR A PERIOD OF 99 YEARS (BEING A PART OF S.R.D. NO. 4, SECTION 5705 (PROJECT 819))

A parcel of land described as commencing on the North boundary of Section 5, Township 2 North, Range 23 West at a point 418 feet West from the Northeast corner of Northwest one quarter of said Section 5, said point being on centerline of the existing State Road 85 (formerly State Road 54); thence South 4° West along said road centerline 3226.08 feet; thence run South 86° East 50 feet to the Easterly right of way line of said State Road 85 for PORT OF BIRMINGHAM; thence continue South 86° East 400.0 feet; thence South 15° 02' West 824.61 feet; thence North 66° West 200.0 feet to the Easterly right of way line of State Road 85; thence North 4° East 703 feet along said right of way line to point of beginning; the land herein described being part of Northeast one quarter of Southeast one quarter and part of North one half of Southeast one quarter of Southeast one quarter of said Section 5 and containing 4.88 acres, more or less. All bearings in foregoing description are magnetic bearings.

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION
SECTION 5705(819)
\$ 00.30

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION
SECTION 5705(819)
\$ 00.30

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY
ACQUISITION APPROVED

81 11 11 82 10 11

REGISTERED
IN THE PUBLIC RECORDS
OF OKALOOSA COUNTY
FLORIDA

508134

