

## CHAPTER 2017-203

### Committee Substitute for House Bill No. 921

An act relating to Fellsmere Drainage District, Indian River County; codifying the district's charter pursuant to s. 189.019, Florida Statutes; providing legislative intent; amending, codifying, reenacting, and repealing special acts relating to the district; repealing chs. 8877 (1921), 11555 (1925), 12023 (1927), 14719 (1931), 16998 (1935), 28418 (1953), 61-1414, and 69-1161, Laws of Florida, relating to the Fellsmere Drainage District; changing the name of the district to the Fellsmere Water Control District; removing the 99-year term limitation of the district originally provided by court decree; amending the boundaries of the district; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Pursuant to s. 189.019, Florida Statutes, this act constitutes the codification of all special acts and court decrees relating to the Fellsmere Drainage District. This act shall also serve to formally change the name of the district to the Fellsmere Water Control District pursuant to s. 298.001, Florida Statutes; remove the 99-year term limitation of the district originally provided by court decree in the case In re: Fellsmere Drainage District issued on April 8, 1919, by the Circuit Court of the Fifteenth Judicial Circuit, in and for St. Lucie County, so that the Fellsmere Water Control District shall continue in existence and authority as provided in this act; and amend the boundaries of the district to reflect lands that are no longer located within the district. It is the intent of the Legislature in enacting this act to provide a single, comprehensive special act charter for the district, including all current legislative authority granted to the district by its several legislative enactments and any additional authority granted by this act. It is the further intent of the Legislature that this act preserve all district authority in addition to any authority contained in chapter 298, Florida Statutes.

Section 2. Chapters 8877 (1921), 11555 (1925), 12023 (1927), 14719 (1931), 16998 (1935), 28418 (1953), 61-1414, and 69-1161, Laws of Florida, are amended, codified, reenacted, and repealed as herein provided.

Section 3. The Fellsmere Water Control District, formerly known as the Fellsmere Drainage District, is re-created, and the charter for such district is re-created and reenacted to read:

Section 1. Status and boundaries of Fellsmere Water Control District. The Fellsmere Water Control District is declared to be an independent water control district and a public corporation of the state pursuant to chapters 189 and 298, Florida Statutes, and the lands lying within the area described as follows in Indian River County shall constitute the Fellsmere Water Control District:

ALL LANDS SITUATED AND BEING IN PART OF THE UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST; UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST; UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST; AND UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 37 EAST; INDIAN RIVER COUNTY, FLORIDA, EMBRACED WITHIN THE FOLLOWING BOUNDARY LINES:

BEGINNING AT A POINT ON THE EAST BOUNDARY LINE OF TRACT 1122 OF THE "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA" AS RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA, SAID LINE ALSO BEING THE WEST RIGHT OF WAY LINE OF LATERAL "S" CANAL (225' WIDE RIGHT OF WAY), SAID POINT BEING DISTANT 200 FEET SOUTHERLY FROM THE NORTHEAST CORNER OF SAID TRACT 1122;

THENCE RUN WESTERLY ALONG THE LINE BEING 200 FEET SOUTH OF, NORMAL TO, AND PARALLEL WITH THE NORTH BOUNDARY LINE OF SAID TRACT 1122, APPROXIMATELY 0.13 MILES TO THE INTERSECTION WITH A LINE BEING 680 FEET WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF SAID TRACT 1122, AND TRACT 1022 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST";

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE , APPROXIMATELY 0.12 MILES, ACROSS SAID TRACTS 1122, "DITCH AND ROAD 34", TRACT 1022 TO THE INTERSECTION WITH THE NORTH LINE OF THE SOUTH 400 FEET OF SAID TRACT 1022, SAID NORTH LINE BEING A PORTION OF THOSE CERTAIN PARCELS OF LAND OF THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT "QUIT CLAIM DEED" RECORDED IN OFFICIAL RECORDS BOOK 2042, PAGE 2262, PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA, AS MENTIONED IN "SPECIAL WARRANTY DEED", OFFICIAL RECORDS BOOK 722, PAGE 1151, PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA;

THENCE RUN WESTERLY ALONG SAID NORTH LINE APPROXIMATELY 0.13 MILES TO THE WEST BOUNDARY LINE OF SAID TRACT 1022;

THENCE RUN SOUTHERLY ALONG SAID WEST BOUNDARY LINE OF TRACT 1022, ALSO BEING THE EAST BOUNDARY LINE OF TRACT 1021 OF SAID PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST, APPROXIMATELY 0.02 MILES TO THE INTERSECTION WITH THE NORTH LINE OF THE SOUTH 310 FEET OF SAID

TRACT 1021, AND TRACTS 1020, 1019, 1018, 1017, 1016 AND 1015 OF SAID PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST, APPROXIMATELY 1.73 MILES, ACROSS SAID TRACTS 1021, 1020, 1019, "50 FEET ROAD RIGHT OF WAY", 1018, 1017, 1016 AND 1015 TO THE INTERSECTION WITH A LINE BEING 430 FEET EAST OF, NORMAL TO, AND PARALLEL WITH THE WEST BOUNDARY LINE OF SAID TRACT 1015;

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.04 MILES, ACROSS SAID TRACT 1015 TO THE INTERSECTION WITH A LINE BEING THE SOUTH LINE OF THE NORTH 770 FEET OF SAID TRACT 1015;

THENCE RUN WESTERLY ALONG SAID SOUTH LINE TO THE INTERSECTION WITH A LINE BEING 230 FEET EAST OF, NORMAL TO, AND PARALLEL WITH THE WEST BOUNDARY LINE OF SAID TRACT 1015;

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, AND EAST LINE OF THAT CERTAIN PARCEL OF LAND DESCRIBED AS "L-75 LEVEE", OFFICIAL RECORDS BOOK 1472, PAGE 547, PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA, APPROXIMATELY 0.42 MILES ACROSS SAID TRACT 1015, AND "DITCH AND ROAD 33", TRACT 915, "DITCH AND ROAD 32", AND TRACT 815 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO A POINT OF CUSP;

THENCE RUN SOUTHEASTERLY ALONG THE CURVE CONCAVE TO THE NORTH OF THAT CERTAIN SOUTHERLY BOUNDARY PORTION OF PARCEL OF THE ST. JOHNS RIVER WATER MANAGEMENT "LA 2001-58 B", HAVING A PARCEL ID NO. OF 31360000001141800001.0 BY THE INDIAN RIVER COUNTY PROPERTY APPRAISER'S, A RADIUS OF 4,044.41 FEET AND AN ARC LENGTH OF APPROXIMATELY 1.06 MILES ACROSS SAID "DITCH AND ROAD 32", TRACT 915, 916, 917, 918 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO A POINT OF REVERSE CURVATURE;

THENCE CONTINUE AND RUN NORTHEASTERLY ALONG THE CURVE CONCAVE TO THE SOUTH AND SAID CERTAIN SOUTHERLY BOUNDARY PORTION OF PARCEL OF THE ST. JOHNS RIVER WATER MANAGEMENT "LA 2001-58 B", HAVING A RADIUS OF 170.01 FEET AND AN ARC LENGTH OF APPROXIMATELY 0.02 MILES, ACROSS SAID TRACT 918 AND "50 FEET ROAD RIGHT OF WAY" OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE POINT OF TANGENCY;

THENCE RUN EASTERLY ALONG THE LINE BEING APPROXIMATELY 883 FEET NORTH OF, NORMAL TO AND PARALLEL WITH THE SOUTH BOUNDARY LINE OF TRACTS 919, 920, 921 AND 922 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE INTERSECTION WITH A LINE BEING 680 FEET WEST OF THE EAST BOUNDARY LINE OF SAID TRACT 922;

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.71 MILES, ACROSS SAID TRACT 922, 822, 722, 622, "DITCH AND ROAD 32", "DITCH AND ROAD 31", AND "DITCH AND ROAD 30" OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE INTERSECTION WITH A LINE BEING 640 FEET SOUTH OF, NORMAL TO, AND PARALLEL WITH THE NORTH BOUNDARY LINE OF SAID TRACT 622;

THENCE RUN WESTERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.58 MILES, ACROSS TRACTS 622, 621 AND 620 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE INTERSECTION WITH A LINE BEING 1,021 FEET WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF SAID TRACT 620;

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.25 MILES, ACROSS SAID TRACT 620, TRACT 520 AND "DITCH AND ROAD 29" OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE INTERSECTION WITH A LINE BEING 640 FEET SOUTH OF, NORMAL TO, AND PARALLEL WITH THE NORTH BOUNDARY LINE OF SAID TRACT 520;

THENCE RUN WESTERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.46 MILES, ACROSS SAID TRACT 520, TRACT 519, 50 FEET WIDE ROAD RIGHT OF WAY AND TRACT 518 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE INTERSECTION WITH A LINE BEING 680 FEET WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF SAID TRACT 518;

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.38 MILES, ACROSS SAID TRACT 518, TRACT 418, "DITCH AND ROAD 28" AND "DITCH AND ROAD NO 27 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE NORTH RIGHT OF WAY LINE OF SAID "DITCH AND ROAD NO. 27", SAID NORTH RIGHT OF WAY LINE ALSO BEING THE SOUTH BOUNDARY LINE OF TRACT 318 OF SAID "PLAT OF

FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST";

TENCE RUN WESTERLY ALONG SAID SOUTH BOUNDARY LINE OF TRACT 318, APPROXIMATELY 0.06 MILES TO THE INTERSECTION WITH A LINE BEING 1,021 FEET WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF SAID TRACT 318;

TENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.25 MILES, ACROSS SAID TRACT 318 AND "DITCH AND ROAD 26" TO THE NORTH RIGHT OF WAY LINE OF SAID "DITCH AND ROAD 26", SAID NORTH RIGHT OF WAY LINE ALSO BEING THE SOUTH BOUNDARY LINE OF TRACT 218 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST";

TENCE RUN WESTERLY ALONG SAID SOUTH BOUNDARY LINE OF TRACT 218 AND TRACT 217 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST", APPROXIMATELY 0.19 MILES TO THE INTERSECTION WITH A LINE BEING 680 FEET WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF SAID TRACT 217;

TENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.25 MILES, ACROSS SAID TRACT 217 AND "DITCH AND ROAD 25" TO THE NORTH RIGHT OF WAY LINE OF SAID "DITCH AND ROAD 25", SAID NORTH RIGHT OF WAY LINE ALSO BEING THE SOUTH BOUNDARY LINE OF TRACT 117 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST";

TENCE RUN WESTERLY ALONG SAID SOUTH BOUNDARY LINE OF TRACT 117, APPROXIMATELY 0.06 MILES TO THE INTERSECTION WITH A LINE BEING 1,021 FEET WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF SAID TRACT 117;

TENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.25 MILES, ACROSS SAID TRACT 117 AND THE SOUTH ONE-HALF RIGHT OF WAY OF "DITCH AND ROAD 24" (60' WIDE R.O.W.) TO THE NORTH BOUNDARY LIMITS OF THE "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA" AS RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA, SAID NORTH BOUNDARY LIMITS ALSO BEING THE SOUTH BOUNDARY LIMITS OF THE "PLAT OF FELLSMERE FARMS COMPANY'S

SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA” AS RECORDED IN PLAT BOOK 2, PAGE 9 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA;

THENCE CONTINUE NORTHERLY ALONG THE PARALLEL LINE BEING 1,021 FEET WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINES OF TRACTS 2417, 2317, 2217, 2117, 2017 OF SAID “PLAT OF FELLSMERE FARMS COMPANY’S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA”, APPROXIMATELY 1.08 MILES, ACROSS SAID TRACTS 2417, 2317, 2217, 2117, 2017, THE NORTH ONE-HALF RIGHT OF WAY OF “DITCH AND ROAD 24” (60’ WIDE R.O.W.), “DITCH AND ROAD 23”, “DITCH AND ROAD 22”, “DITCH AND ROAD 21” AND “DITCH AND ROAD 20” TO A LINE BEING APPROXIMATELY 573 FEET NORTH OF, NORMAL TO, AND PARALLEL WITH THE SOUTH BOUNDARY LINE OF SAID TRACT 2017;

THENCE RUN WESTERLY ALONG SAID PARALLEL LINE AND THE NORTH LINE OF THAT CERTAIN SOUTHERLY BOUNDARY PORTION OF PARCEL OF THE ST. JOHNS RIVER WATER MANAGEMENT “LA 2001-58 B”, HAVING A PARCEL ID NO. OF 31360000001141800001.0 BY THE INDIAN RIVER COUNTY PROPERTY APPRAISER’S, ACROSS SAID TRACT 2017 AND TRACT 2016, OF SAID PLAT OF FELLSMERE FARMS COMPANY’S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA, APPROXIMATELY 0.13 MILES TO A POINT OF CURVATURE;

THENCE RUN SOUTHWESTERLY ALONG THE CURVE CONCAVE TO THE SOUTHEAST OF SAID NORTH LINE OF THAT CERTAIN SOUTHERLY BOUNDARY PORTION OF PARCEL OF THE ST. JOHNS RIVER WATER MANAGEMENT “LA 2001-58 B”, A RADIUS OF 2,125.25 FEET AND AN ARC LENGTH OF APPROXIMATELY 0.63 MILES ACROSS SAID TRACT 2016, 2015, 2115, 2215, “DITCH AND ROAD 20” AND “DITCH AND ROAD 21” OF SAID “PLAT OF FELLSMERE FARMS COMPANY’S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST” TO A POINT OF CUSP ON THE AFORESAID EAST LINE OF THAT CERTAIN PARCEL OF LAND DESCRIBED AS “L-75 LEVEE”, OFFICIAL RECORDS BOOK 1472, PAGE 547, PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA;

THENCE RUN NORTHERLY ALONG SAID EAST LINE OF CERTAIN PARCEL OF LAND DESCRIBED AS “L-75 LEVEE”, BEING 230 FEET EAST OF, NORMAL TO, AND PARALLEL WITH THE WEST BOUNDARY LINE OF SAID TRACTS 2215 AND 2115, APPROXIMATELY 0.28 MILES ACROSS SAID TRACTS 2215, 2115, AND “DITCH AND ROAD 21”, OF SAID “PLAT OF FELLSMERE FARMS

COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST" TO A LINE BEING 10 FEET NORTH OF, NORMAL TO, AND PARALLEL WITH THE NORTH LINE OF SAID TRACT 2115, ALSO BEING THE SOUTH LINE OF SAID "DITCH AND ROAD 20";

THENCE RUN EASTERLY ALONG SAID PARALLEL LINE APPROXIMATELY 0.02 MILES ACROSS "DITCH AND ROAD 20" TO A LINE BEING 380 FEET EAST OF, NORMAL TO, AND PARALLEL WITH THE WEST BOUNDARY LINE OF SAID TRACT 2015 AND TRACT 1915 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST";

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE APPROXIMATELY 0.35 MILES ACROSS SAID TRACT 2015, 1915, "DITCH AND ROAD 20" AND "DITCH AND ROAD 19" TO A LINE BEING APPROXIMATELY 450 FEET NORTH OF, NORMAL TO, AND PARALLEL WITH THE SOUTH BOUNDARY LINE OF SAID TRACT 1915;

THENCE RUN WESTERLY ALONG SAID PARALLEL LINE APPROXIMATELY 0.04 MILES ACROSS SAID TRACT 1915 TO A LINE BEING 150 FEET EAST OF SAID WEST BOUNDARY LINE OF TRACT 1915, SAID LINE ALSO BEING THE EAST LINE OF AFORESAID CERTAIN PARCEL OF LAND DESCRIBED AS "L-75 LEVEE";

THENCE RUN NORTHERLY ALONG SAID EAST LINE OF CERTAIN PARCEL OF LAND DESCRIBED AS "L-75 LEVEE" APPROXIMATELY 0.22 MILES ACROSS SAID TRACT 1915, TRACT 1815 AND "DITCH AND ROAD 18" TO A POINT OF CUSP;

THENCE RUN SOUTHEASTERLY ALONG THE CURVE CONCAVE TO THE NORTHEAST OF THE SOUTH LINE OF THAT CERTAIN NORTHERLY BOUNDARY PORTION OF PARCEL OF THE ST. JOHNS RIVER WATER MANAGEMENT "LA 2001-58 B", A RADIUS OF 2,125.25 FEET AND AN ARC LENGTH OF APPROXIMATELY 0.63 MILES ACROSS SAID TRACT 1915, 2015, 2016, "DITCH AND ROAD 18" AND "DITCH AND ROAD 19" OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST" TO A POINT OF CURVATURE;

THENCE RUN EASTERLY ALONG A LINE BEING 457 FEET SOUTH OF THE NORTH BOUNDARY LINE OF TRACT 2016 AND 2017 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST" APPROXIMATELY 0.15 MILES TO A LINE BEING 1021 FEET WEST OF THE EAST BOUNDARY LINE OF SAID TRACT 2017;

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE APPROXIMATELY 0.09 MILES ACROSS SAID TRACT 2017 TO THE NORTH BOUNDARY LINE OF SAID TRACT 2017, SAID LINE ALSO BEING THE SOUTH RIGHT OF WAY LINE OF "DITCH AND ROAD 19", ALL OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST";

THENCE RUN EASTERLY ALONG SAID NORTH BOUNDARY LINE OF TRACT 2017 AND TRACT 2018 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST", APPROXIMATELY 0.32 MILES TO THE INTERSECTION WITH A LINE BEING 680 FEET WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF SAID TRACT 2018;

THENCE RUN NORTHERLY ALONG THE LINE BEING 680 FEET WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINES OF TRACTS 1918, 1818, 1718 AND 1618, APPROXIMATELY 0.89 MILES, ACROSS SAID TRACTS 1918, 1818, 1718, 1618, "DITCH AND ROAD 19", "DITCH AND ROAD 18", "DITCH AND ROAD 17", AND "DITCH AND ROAD 16" OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST" TO THE INTERSECTION WITH A LINE BEING 640 FEET NORTH OF, NORMAL TO AND PARALLEL WITH THE SOUTH BOUNDARY LINE OF SAID TRACT 1618, TRACTS 1619, 1620, 1621 AND 1622;

THENCE RUN EASTERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 1.17 MILES, ACROSS SAID TRACT 1618, A 50 FEET WIDE ROAD RIGHT OF WAY, SAID TRACT 1619, 1620, 1621 AND 1622 TO THE WEST RIGHT OF WAY LINE OF LATERAL "S" CANAL (225' WIDE RIGHT OF WAY) OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST";

THENCE RUN NORTHERLY ALONG SAID WEST RIGHT OF WAY LINE OF LATERAL "S" CANAL, APPROXIMATELY 0.02 MILES TO THE INTERSECTION WITH THE WESTERLY PROJECTION OF THE NORTH BOUNDARY LINES OF TRACTS 1692, 1691, 1690, 1689, 1688 AND 1687 OF THE "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA" AS RECORDED IN PLAT BOOK 2, PAGES 1 AND 2 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA;

THENCE RUN EASTERLY ALONG SAID WESTERLY PROJECTION AND NORTH BOUNDARY LINES, APPROXIMATELY 0.83 MILES, ACROSS SAID LATERAL "S" CANAL (225' WIDE RIGHT OF WAY),



TRACT 1600 AND ALONG SAID NORTH BOUNDARY LINES OF TRACT 1692, 1691, 1690, 1689, 1688 AND 1687 TO THE INTERSECTION WITH A LINE BEING 170 FEET WEST OF, NORMAL TO AND PARALLEL WITH THE EAST BOUNDARY LINES OF TRACTS 1606, 1587, 1506, 1487, 1406, 1387, 1306, 1287, 1206, 1187, 1106, 1087, 1006, 987, 906, 887, 806, 787, 706, 687, 606, 587, 506, 487 AND 406 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST";

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 3.13 MILES, ACROSS SAID TRACTS 1606, 1587, 1506, 1487, 1406, 1387, 1306, 1287, 1206, 1187, 1106, 1087, 1006, 987, 906, 887, 806, 787, 706, 687, 606, 587, 506, 487, 406, "DITCH AND ROAD 15", "DITCH AND ROAD 14", NORTH AND SOUTH "DITCH AND ROAD 13", FELLSMERE RAILROAD (100' WIDE RIGHT OF WAY), "DITCH AND ROAD 12", "DITCH AND ROAD 11", "DITCH AND ROAD 10", "DITCH AND ROAD 9", "DITCH AND ROAD 8", "DITCH AND ROAD 7", "DITCH AND ROAD 6", "DITCH AND ROAD 5", "DITCH AND ROAD 4" AND "DITCH AND ROAD 3" TO THE NORTH RIGHT OF WAY LINE OF SAID "DITCH AND ROAD 3", SAID NORTH RIGHT OF WAY LINE ALSO BEING THE SOUTH BOUNDARY LINE OF TRACT 384 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST";

THENCE RUN WESTERLY ALONG SAID SOUTH BOUNDARY LINE, APPROXIMATELY 0.06 MILES TO A LINE BEING 510 FEET WEST OF, NORMAL TO AND PARALLEL WITH THE EAST BOUNDARY LINE OF SAID TRACT 384;

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.12 MILES TO THE NORTH BOUNDARY LINE OF SAID TRACT 384;

THENCE RUN WESTERLY ALONG SAID NORTH BOUNDARY LINE, APPROXIMATELY 0.03 MILES TO THE NORTHWEST CORNER OF SAID TRACT 384, ALSO BEING THE SOUTHWEST CORNER OF TRACT 306 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST";

THENCE RUN NORTHERLY ON THE WEST BOUNDARY LINE OF SAID TRACT 306, APPROXIMATELY 0.03 MILES TO THE INTERSECTION WITH A LINE BEING 480 FEET SOUTH OF, NORMAL TO AND PARALLEL WITH THE NORTH BOUNDARY LINES OF TRACTS 305, 304, 303, 302 AND 301 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST";

THENCE RUN WESTERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.71 MILES, ACROSS SAID TRACTS 305, 304, 303, 302, 301, 300 AND A PORTION OF THE LATERAL "S" CANAL (225' WIDE RIGHT OF WAY) TO THE WEST BOUNDARY LIMITS OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST";

THENCE CONTINUE WESTERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.09 MILES, ACROSS REMAINING SAID LATERAL "S" CANAL (225' WIDE RIGHT OF WAY) AND TO THE INTERSECTION WITH A LINE BEING 340 FEET WEST OF, NORMAL TO AND PARALLEL WITH THE EAST BOUNDARY LINE OF TRACTS 322, AND 222 OF THE "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA" AS RECORDED IN PLAT BOOK 2, PAGE 9 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA;

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.39 MILES, ACROSS SAID TRACTS 322, 222, "DITCH AND ROAD 2", "DITCH AND ROAD 1" TO THE NORTH RIGHT OF WAY LINE OF SAID "DITCH AND ROAD 1", SAID RIGHT OF WAY LINE ALSO BEING THE SOUTH BOUNDARY LINE OF TRACT 122 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST";

THENCE RUN WESTERLY ALONG SAID SOUTH BOUNDARY LINE OF TRACT 122, APPROXIMATELY 0.06 MILES TO THE INTERSECTION WITH A LINE BEING 680 FEET WEST OF, NORMAL TO AND PARALLEL WITH THE EAST BOUNDARY LINE OF SAID TRACT 122;

THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.16 MILES, ACROSS SAID TRACT 122 AND THE "MAIN CANAL" RIGHT OF WAY TO THE NORTH LIMITS OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST", SAID LIMITS ALSO BEING THE COMMON TOWNSHIP LINE OF TOWNSHIP 30 AND 31 SOUTH AND THE NORTH LIMITS OF INDIAN RIVER COUNTY, FLORIDA;

THENCE RUN EASTERLY ALONG SAID COMMON TOWNSHIP LINE AND NORTH COUNTY LINE, APPROXIMATELY 5.29 MILES TO THE INTERSECTION WITH THE SOUTHWESTERLY LINE OF FLEMING GRANT;

THENCE RUN SOUTHEASTERLY ALONG SAID SOUTHWESTERLY LINE OF FLEMING GRANT, APPROXIMATELY 1.21

MILES TO THE INTERSECTION WITH THE EAST LINE OF TOWNSHIP 31 SOUTH, RANGE 37 EAST, ALSO BEING THE COMMON RANGE LINE OF RANGE 37 AND 38 EAST;

THENCE RUN SOUTHERLY ALONG SAID EAST LINE OF TOWNSHIP 31 SOUTH, RANGE 37 EAST AND THE EAST LINE OF TOWNSHIP 32 SOUTH, RANGE 37 EAST, APPROXIMATELY 7.71 MILES TO THE INTERSECTION WITH A LINE BEING 200 FEET SOUTH OF, NORMAL TO AND PARALLEL WITH THE NORTH BOUNDARY LINE OF SAID TRACT 1123 OF THE "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA" AS RECORDED IN PLAT BOOK 2, PAGE 8 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA;

THENCE RUN WESTERLY ALONG SAID PARALLEL LINE APPROXIMATELY 6.00 MILES, ACROSS SAID TRACT 1123, TRACTS 1122, 1121, 1120, A 30 FEET WIDE ROAD RIGHT OF WAY, TRACTS 1119, 1118, 1117, 1116, A 60 FEET WIDE ROAD RIGHT OF WAY; TRACT 1115, PARK LATERAL CANAL (92.25' WIDE RIGHT OF WAY), TRACTS 1114, 1113, 1112, A 30 FEET WIDE ROAD RIGHT OF WAY, TRACTS 1111, 1110, 1109, 1108, LATERAL "U" CANAL (156' WIDE RIGHT OF WAY), TRACTS 1107, 1106, 1105, 1104, A 30 FEET WIDE ROAD RIGHT OF WAY, TRACTS 1103, 1102, 1101, 1100 AND A PORTION OF LATERAL "S" CANAL (225' WIDE RIGHT OF WAY) OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 37 EAST" TO THE WEST LIMITS OF SAID PLAT;

THENCE CONTINUE WESTERLY ALONG SAID PARALLEL LINE, APPROXIMATELY 0.02 MILES, ACROSS REMAINING SAID LATERAL "S" CANAL (225' WIDE RIGHT OF WAY) TO THE INTERSECTION WITH THE WEST RIGHT OF WAY LINE OF SAID LATERAL "S" CANAL, ALSO BEING THE EAST LINE OF AFORESAID TRACT 1122 OF THE "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA" AS RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA, AND POINT OF BEGINNING.

SAID DESCRIBED DISTRICT LIMITS CONTAINING 34,441 ACRES MORE OR LESS.

Section 2. Minimum charter requirements.—In accordance with s. 189.031(3), Florida Statutes, the following are the minimum requirements for the charter of the Fellsmere Water Control District:

(1) The district is organized and exists for all purposes set forth in this act and chapter 298, Florida Statutes, as may be amended from time to time.

(2) The district's charter may be amended only by special act of the Legislature.

(3) In accordance with chapter 189, Florida Statutes, this act, and ss. 298.11 and 298.12, Florida Statutes, as may be amended from time to time, the governing board of the district shall be designated the "Board of Supervisors of the Fellsmere Water Control District" and shall be composed of three persons, who shall be qualified to hold such office if they are landowners within the district, residents of the state, and citizens of the United States, elected on a 1-acre, one-vote basis by the landowners in the district; however, landowners owning less than 1 acre in the aggregate shall be entitled to one vote. Landowners with more than 1 acre shall be entitled to one additional vote for any fraction of an acre greater than 1/2 acre owned when a landowner's acreage has been aggregated for purposes of voting. The membership and organization of the governing board shall be as set forth in this charter and chapter 298, Florida Statutes, as may be amended from time to time, provided this charter controls with respect to any inconsistency.

(4) The compensation of the governing board members shall be governed by this act and chapter 298, Florida Statutes, as may be amended from time to time.

(5) The administrative duties of the governing board shall be as set forth in this act and chapters 189 and 298, Florida Statutes, as may be amended from time to time.

(6) Requirements for financial disclosure, meeting notices, reporting, public records maintenance, and per diem expenses for district officers and employees shall be as set forth in chapters 112, 189, 190, 286, and 298, Florida Statutes, and all other applicable general laws of the state, as may be amended from time to time.

(7) The procedures and requirements governing the issuance of bonds, notes, and other evidence of indebtedness by the district shall be as set forth in chapters 189 and 298, Florida Statutes, and applicable general laws, as may be amended from time to time.

(8) The procedures for conducting district elections or referenda and for qualification of electors shall be pursuant to chapters 189 and 298, Florida Statutes, as may be amended from time to time; however, a quorum for purposes of holding the annual meeting or any special meetings shall consist of those landowners present in person or represented by proxy at said meeting.

(9) The district may be financed by any method established in this act, chapter 298, Florida Statutes, and other applicable general laws of the state, as may be amended from time to time.

(10) The methods for collecting non-ad valorem assessments, fees, or service charges shall be as set forth in chapters 197 and 298, Florida Statutes, and other applicable general laws of the state, as may be amended from time to time.

(11) The district’s planning requirements shall be as set forth in chapters 189 and 298, Florida Statutes, as may be amended from time to time.

(12) The district’s geographic boundary shall be as set forth in this act.

Section 3. Provisions of chapter 298, Florida Statutes, made applicable. The Fellsmere Water Control District is an independent water control district and a public corporation of this state. The provisions of state law applicable to water control districts or subdistricts which are embodied in chapter 298, Florida Statutes, as may be amended from time to time, so far as not inconsistent with this act, are declared to be applicable to the Fellsmere Water Control District. The Fellsmere Water Control District shall have all of the powers and authority conferred in this act and chapter 298, Florida Statutes, as may be amended from time to time.

Section 4. Severability.—If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared severable.

Section 5. Construction.—This act shall be construed as a remedial act and shall be liberally construed to promote the purpose for which it is intended.

Section 4. Chapters 8877 (1921), 11555 (1925), 12023 (1927), 14719 (1931), 16998 (1935), 28418 (1953), 61-1414, and 69-1161, Laws of Florida, are repealed.

Section 5. This act shall take effect upon becoming a law.

Approved by the Governor June 6, 2017.

Filed in Office Secretary of State June 6, 2017.