

1 A bill to be entitled
 2 An act relating to Fellsmere Drainage District, Indian
 3 River County; codifying the district's charter
 4 pursuant to s. 189.019, Florida Statutes; providing
 5 legislative intent; amending, codifying, reenacting,
 6 and repealing special acts relating to the district;
 7 repealing chs. 8877 (1921), 11555 (1925), 12023
 8 (1927), 14719 (1931), 16998 (1935), 28418 (1953), 61-
 9 1414, and 69-1161, Laws of Florida, relating to the
 10 Fellsmere Drainage District; changing the name of the
 11 district to the Fellsmere Water Control District;
 12 removing the 99-year term limitation of the district
 13 originally provided by court decree; amending the
 14 boundaries of the district; providing an effective
 15 date.

16
 17 Be It Enacted by the Legislature of the State of Florida:

18
 19 Section 1. Pursuant to s. 189.019, Florida Statutes, this
 20 act constitutes the codification of all special acts and court
 21 decrees relating to the Fellsmere Drainage District. This act
 22 shall also serve to formally change the name of the district to
 23 the Fellsmere Water Control District pursuant to s. 298.001,
 24 Florida Statutes; remove the 99-year term limitation of the
 25 district originally provided by court decree in the case In re:

26 Fellsmere Drainage District issued on April 8, 1919, by the
27 Circuit Court of the Fifteenth Judicial Circuit, in and for St.
28 Lucie County, so that the Fellsmere Water Control District shall
29 continue in existence and authority as provided in this act; and
30 amend the boundaries of the district to reflect lands that are
31 no longer located within the district. It is the intent of the
32 Legislature in enacting this act to provide a single,
33 comprehensive special act charter for the district, including
34 all current legislative authority granted to the district by its
35 several legislative enactments and any additional authority
36 granted by this act. It is the further intent of the Legislature
37 that this act preserve all district authority in addition to any
38 authority contained in chapter 298, Florida Statutes.

39 Section 2. Chapters 8877 (1921), 11555 (1925), 12023
40 (1927), 14719 (1931), 16998 (1935), 28418 (1953), 61-1414, and
41 69-1161, Laws of Florida, are amended, codified, reenacted, and
42 repealed as herein provided.

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

46 Section 1. Status and boundaries of Fellsmere Water
47 Control District.—The Fellsmere Water Control District is
48 declared to be an independent water control district and a
49 public corporation of the state pursuant to chapters 189 and
50 298, Florida Statutes, and the lands lying within the area

51 described as follows in Indian River County shall constitute the
 52 Fellsmere Water Control District:

53
 54 ALL LANDS SITUATED AND BEING IN PART OF THE UNSURVEYED
 55 TOWNSHIP 31 SOUTH, RANGE 36 EAST; UNSURVEYED TOWNSHIP
 56 32 SOUTH, RANGE 36 EAST; UNSURVEYED TOWNSHIP 31 SOUTH,
 57 RANGE 37 EAST; AND UNSURVEYED TOWNSHIP 32 SOUTH, RANGE
 58 37 EAST; INDIAN RIVER COUNTY, FLORIDA, EMBRACED WITHIN
 59 THE FOLLOWING BOUNDARY LINES:

60 BEGINNING AT A POINT ON THE EAST BOUNDARY LINE OF
 61 TRACT 1122 OF THE "PLAT OF FELLSMERE FARMS COMPANY'S
 62 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36
 63 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA" AS
 64 RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC RECORDS
 65 OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA,
 66 SAID LINE ALSO BEING THE WEST RIGHT OF WAY LINE OF
 67 LATERAL "S" CANAL (225' WIDE RIGHT OF WAY), SAID POINT
 68 BEING DISTANT 200 FEET SOUTHERLY FROM THE NORTHEAST
 69 CORNER OF SAID TRACT 1122;
 70 THENCE RUN WESTERLY ALONG THE LINE BEING 200 FEET
 71 SOUTH OF, NORMAL TO, AND PARALLEL WITH THE NORTH
 72 BOUNDARY LINE OF SAID TRACT 1122, APPROXIMATELY 0.13
 73 MILES TO THE INTERSECTION WITH A LINE BEING 680 FEET
 74 WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST
 75 BOUNDARY LINE OF SAID TRACT 1122, AND TRACT 1022 OF

76 SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
 77 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST";
 78 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE ,
 79 APPROXIMATELY 0.12 MILES, ACROSS SAID TRACTS 1122,
 80 "DITCH AND ROAD 34", TRACT 1022 TO THE INTERSECTION
 81 WITH THE NORTH LINE OF THE SOUTH 400 FEET OF SAID
 82 TRACT 1022, SAID NORTH LINE BEING A PORTION OF THOSE
 83 CERTAIN PARCELS OF LAND OF THE ST. JOHNS RIVER WATER
 84 MANAGEMENT DISTRICT "QUIT CLAIM DEED" RECORDED IN
 85 OFFICIAL RECORDS BOOK 2042, PAGE 2262, PUBLIC RECORDS
 86 OF INDIAN RIVER COUNTY, FLORIDA, AS MENTIONED IN
 87 "SPECIAL WARRANTY DEED", OFFICIAL RECORDS BOOK 722,
 88 PAGE 1151, PUBLIC RECORDS OF INDIAN RIVER COUNTY,
 89 FLORIDA;
 90 THENCE RUN WESTERLY ALONG SAID NORTH LINE
 91 APPROXIMATELY 0.13 MILES TO THE WEST BOUNDARY LINE OF
 92 SAID TRACT 1022;
 93 THENCE RUN SOUTHERLY ALONG SAID WEST BOUNDARY LINE OF
 94 TRACT 1022, ALSO BEING THE EAST BOUNDARY LINE OF TRACT
 95 1021 OF SAID PLAT OF FELLSMERE FARMS COMPANY'S
 96 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36
 97 EAST, APPROXIMATELY 0.02 MILES TO THE INTERSECTION
 98 WITH THE NORTH LINE OF THE SOUTH 310 FEET OF SAID
 99 TRACT 1021, AND TRACTS 1020, 1019, 1018, 1017, 1016
 100 AND 1015 OF SAID PLAT OF FELLSMERE FARMS COMPANY'S

101 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36
 102 EAST, APPROXIMATELY 1.73 MILES, ACROSS SAID TRACTS
 103 1021, 1020, 1019, "50 FEET ROAD RIGHT OF WAY", 1018,
 104 1017, 1016 AND 1015 TO THE INTERSECTION WITH A LINE
 105 BEING 430 FEET EAST OF, NORMAL TO, AND PARALLEL WITH
 106 THE WEST BOUNDARY LINE OF SAID TRACT 1015;
 107 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
 108 APPROXIMATELY 0.04 MILES, ACROSS SAID TRACT 1015 TO
 109 THE INTERSECTION WITH A LINE BEING THE SOUTH LINE OF
 110 THE NORTH 770 FEET OF SAID TRACT 1015;
 111 THENCE RUN WESTERLY ALONG SAID SOUTH LINE TO THE
 112 INTERSECTION WITH A LINE BEING 230 FEET EAST OF,
 113 NORMAL TO, AND PARALLEL WITH THE WEST BOUNDARY LINE OF
 114 SAID TRACT 1015;
 115 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE, AND
 116 EAST LINE OF THAT CERTAIN PARCEL OF LAND DESCRIBED AS
 117 "L-75 LEVEE", OFFICIAL RECORDS BOOK 1472, PAGE 547,
 118 PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA,
 119 APPROXIMATELY 0.42 MILES ACROSS SAID TRACT 1015, AND
 120 "DITCH AND ROAD 33", TRACT 915, "DITCH AND ROAD 32",
 121 AND TRACT 815 OF SAID "PLAT OF FELLSMERE FARMS
 122 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH,
 123 RANGE 36 EAST" TO A POINT OF CUSP;
 124 THENCE RUN SOUTHEASTERLY ALONG THE CURVE CONCAVE TO
 125 THE NORTH OF THAT CERTAIN SOUTHERLY BOUNDARY PORTION

126 OF PARCEL OF THE ST. JOHNS RIVER WATER MANAGEMENT "LA
 127 2001-58 B", HAVING A PARCEL ID NO. OF
 128 31360000001141800001.0 BY THE INDIAN RIVER COUNTY
 129 PROPERTY APPRAISER'S, A RADIUS OF 4,044.41 FEET AND AN
 130 ARC LENGTH OF APPROXIMATELY 1.06 MILES ACROSS SAID
 131 "DITCH AND ROAD 32", TRACT 915, 916, 917, 918 OF SAID
 132 "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
 133 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO A
 134 POINT OF REVERSE CURVATURE;
 135 THENCE CONTINUE AND RUN NORTHEASTERLY ALONG THE CURVE
 136 CONCAVE TO THE SOUTH AND SAID CERTAIN SOUTHERLY
 137 BOUNDARY PORTION OF PARCEL OF THE ST. JOHNS RIVER
 138 WATER MANAGEMENT "LA 2001-58 B", HAVING A RADIUS OF
 139 170.01 FEET AND AN ARC LENGTH OF APPROXIMATELY 0.02
 140 MILES, ACROSS SAID TRACT 918 AND "50 FEET ROAD RIGHT
 141 OF WAY" OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S
 142 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36
 143 EAST" TO THE POINT OF TANGENCY;
 144 THENCE RUN EASTERLY ALONG THE LINE BEING APPROXIMATELY
 145 883 FEET NORTH OF, NORMAL TO AND PARALLEL WITH THE
 146 SOUTH BOUNDARY LINE OF TRACTS 919, 920, 921 AND 922 OF
 147 SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
 148 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE
 149 INTERSECTION WITH A LINE BEING 680 FEET WEST OF THE
 150 EAST BOUNDARY LINE OF SAID TRACT 922;

151 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
 152 APPROXIMATELY 0.71 MILES, ACROSS SAID TRACT 922, 822,
 153 722, 622, "DITCH AND ROAD 32", "DITCH AND ROAD 31",
 154 AND "DITCH AND ROAD 30" OF SAID "PLAT OF FELLSMERE
 155 FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32
 156 SOUTH, RANGE 36 EAST" TO THE INTERSECTION WITH A LINE
 157 BEING 640 FEET SOUTH OF, NORMAL TO, AND PARALLEL WITH
 158 THE NORTH BOUNDARY LINE OF SAID TRACT 622;
 159 THENCE RUN WESTERLY ALONG SAID PARALLEL LINE,
 160 APPROXIMATELY 0.58 MILES, ACROSS TRACTS 622, 621 AND
 161 620 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S
 162 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36
 163 EAST" TO THE INTERSECTION WITH A LINE BEING 1,021 FEET
 164 WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST
 165 BOUNDARY LINE OF SAID TRACT 620;
 166 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
 167 APPROXIMATELY 0.25 MILES, ACROSS SAID TRACT 620, TRACT
 168 520 AND "DITCH AND ROAD 29" OF SAID "PLAT OF FELLSMERE
 169 FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32
 170 SOUTH, RANGE 36 EAST" TO THE INTERSECTION WITH A LINE
 171 BEING 640 FEET SOUTH OF, NORMAL TO, AND PARALLEL WITH
 172 THE NORTH BOUNDARY LINE OF SAID TRACT 520;
 173 THENCE RUN WESTERLY ALONG SAID PARALLEL LINE,
 174 APPROXIMATELY 0.46 MILES, ACROSS SAID TRACT 520, TRACT
 175 519, 50 FEET WIDE ROAD RIGHT OF WAY AND TRACT 518 OF

176 SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
 177 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE
 178 INTERSECTION WITH A LINE BEING 680 FEET WEST OF,
 179 NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF
 180 SAID TRACT 518;
 181 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
 182 APPROXIMATELY 0.38 MILES, ACROSS SAID TRACT 518, TRACT
 183 418, "DITCH AND ROAD 28" AND "DITCH AND ROAD NO 27 OF
 184 SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
 185 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE
 186 NORTH RIGHT OF WAY LINE OF SAID "DITCH AND ROAD NO.
 187 27", SAID NORTH RIGHT OF WAY LINE ALSO BEING THE SOUTH
 188 BOUNDARY LINE OF TRACT 318 OF SAID "PLAT OF FELLSMERE
 189 FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32
 190 SOUTH, RANGE 36 EAST";
 191 THENCE RUN WESTERLY ALONG SAID SOUTH BOUNDARY LINE OF
 192 TRACT 318, APPROXIMATELY 0.06 MILES TO THE
 193 INTERSECTION WITH A LINE BEING 1,021 FEET WEST OF,
 194 NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF
 195 SAID TRACT 318;
 196 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
 197 APPROXIMATELY 0.25 MILES, ACROSS SAID TRACT 318 AND
 198 "DITCH AND ROAD 26" TO THE NORTH RIGHT OF WAY LINE OF
 199 SAID "DITCH AND ROAD 26", SAID NORTH RIGHT OF WAY LINE
 200 ALSO BEING THE SOUTH BOUNDARY LINE OF TRACT 218 OF

201 SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
 202 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST";
 203 THENCE RUN WESTERLY ALONG SAID SOUTH BOUNDARY LINE OF
 204 TRACT 218 AND TRACT 217 OF SAID "PLAT OF FELLSMERE
 205 FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32
 206 SOUTH, RANGE 36 EAST", APPROXIMATELY 0.19 MILES TO THE
 207 INTERSECTION WITH A LINE BEING 680 FEET WEST OF,
 208 NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF
 209 SAID TRACT 217;
 210 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
 211 APPROXIMATELY 0.25 MILES, ACROSS SAID TRACT 217 AND
 212 "DITCH AND ROAD 25" TO THE NORTH RIGHT OF WAY LINE OF
 213 SAID "DITCH AND ROAD 25", SAID NORTH RIGHT OF WAY LINE
 214 ALSO BEING THE SOUTH BOUNDARY LINE OF TRACT 117 OF
 215 SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
 216 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST";
 217 THENCE RUN WESTERLY ALONG SAID SOUTH BOUNDARY LINE OF
 218 TRACT 117, APPROXIMATELY 0.06 MILES TO THE
 219 INTERSECTION WITH A LINE BEING 1,021 FEET WEST OF,
 220 NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF
 221 SAID TRACT 117;
 222 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
 223 APPROXIMATELY 0.25 MILES, ACROSS SAID TRACT 117 AND
 224 THE SOUTH ONE-HALF RIGHT OF WAY OF "DITCH AND ROAD 24"
 225 (60' WIDE R.O.W.) TO THE NORTH BOUNDARY LIMITS OF THE

226 "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
 227 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST, IN ST.
 228 LUCIE COUNTY, STATE OF FLORIDA" AS RECORDED IN PLAT
 229 BOOK 2, PAGE 18 OF THE PUBLIC RECORDS OF ST. LUCIE
 230 COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA, SAID NORTH
 231 BOUNDARY LIMITS ALSO BEING THE SOUTH BOUNDARY LIMITS
 232 OF THE "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION
 233 OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST, IN ST.
 234 LUCIE COUNTY, STATE OF FLORIDA" AS RECORDED IN PLAT
 235 BOOK 2, PAGE 9 OF THE PUBLIC RECORDS OF ST. LUCIE
 236 COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA;
 237 THENCE CONTINUE NORTHERLY ALONG THE PARALLEL LINE
 238 BEING 1,021 FEET WEST OF, NORMAL TO, AND PARALLEL WITH
 239 THE EAST BOUNDARY LINES OF TRACTS 2417, 2317, 2217,
 240 2117, 2017 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S
 241 SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36
 242 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA",
 243 APPROXIMATELY 1.08 MILES, ACROSS SAID TRACTS 2417,
 244 2317, 2217, 2117, 2017, THE NORTH ONE-HALF RIGHT OF
 245 WAY OF "DITCH AND ROAD 24" (60' WIDE R.O.W.), "DITCH
 246 AND ROAD 23", "DITCH AND ROAD 22", "DITCH AND ROAD 21"
 247 AND "DITCH AND ROAD 20" TO A LINE BEING APPROXIMATELY
 248 573 FEET NORTH OF, NORMAL TO, AND PARALLEL WITH THE
 249 SOUTH BOUNDARY LINE OF SAID TRACT 2017;

250 THENCE RUN WESTERLY ALONG SAID PARALLEL LINE AND THE
 251 NORTH LINE OF THAT CERTAIN SOUTHERLY BOUNDARY PORTION
 252 OF PARCEL OF THE ST. JOHNS RIVER WATER MANAGEMENT "LA
 253 2001-58 B", HAVING A PARCEL ID NO. OF
 254 31360000001141800001.0 BY THE INDIAN RIVER COUNTY
 255 PROPERTY APPRAISER'S, ACROSS SAID TRACT 2017 AND TRACT
 256 2016, OF SAID PLAT OF FELLSMERE FARMS COMPANY'S
 257 SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36
 258 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA,
 259 APPROXIMATELY 0.13 MILES TO A POINT OF CURVATURE;
 260 THENCE RUN SOUTHWESTERLY ALONG THE CURVE CONCAVE TO
 261 THE SOUTHEAST OF SAID NORTH LINE OF THAT CERTAIN
 262 SOUTHERLY BOUNDARY PORTION OF PARCEL OF THE ST. JOHNS
 263 RIVER WATER MANAGEMENT "LA 2001-58 B", A RADIUS OF
 264 2,125.25 FEET AND AN ARC LENGTH OF APPROXIMATELY 0.63
 265 MILES ACROSS SAID TRACT 2016, 2015, 2115, 2215, "DITCH
 266 AND ROAD 20" AND "DITCH AND ROAD 21" OF SAID "PLAT OF
 267 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED
 268 TOWNSHIP 31 SOUTH, RANGE 36 EAST" TO A POINT OF CUSP
 269 ON THE AFORESAID EAST LINE OF THAT CERTAIN PARCEL OF
 270 LAND DESCRIBED AS "L-75 LEVEE", OFFICIAL RECORDS BOOK
 271 1472, PAGE 547, PUBLIC RECORDS OF INDIAN RIVER COUNTY,
 272 FLORIDA;
 273 THENCE RUN NORTHERLY ALONG SAID EAST LINE OF CERTAIN
 274 PARCEL OF LAND DESCRIBED AS "L-75 LEVEE", BEING 230

275 FEET EAST OF, NORMAL TO, AND PARALLEL WITH THE WEST
 276 BOUNDARY LINE OF SAID TRACTS 2215 AND 2115,
 277 APPROXIMATELY 0.28 MILES ACROSS SAID TRACTS 2215,
 278 2115, AND "DITCH AND ROAD 21", OF SAID "PLAT OF
 279 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED
 280 TOWNSHIP 31 SOUTH, RANGE 36 EAST" TO A LINE BEING 10
 281 FEET NORTH OF, NORMAL TO, AND PARALLEL WITH THE NORTH
 282 LINE OF SAID TRACT 2115, ALSO BEING THE SOUTH LINE OF
 283 SAID "DITCH AND ROAD 20";
 284 THENCE RUN EASTERLY ALONG SAID PARALLEL LINE
 285 APPROXIMATELY 0.02 MILES ACROSS "DITCH AND ROAD 20" TO
 286 A LINE BEING 380 FEET EAST OF, NORMAL TO, AND PARALLEL
 287 WITH THE WEST BOUNDARY LINE OF SAID TRACT 2015 AND
 288 TRACT 1915 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S
 289 SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36
 290 EAST";
 291 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE
 292 APPROXIMATELY 0.35 MILES ACROSS SAID TRACT 2015, 1915,
 293 "DITCH AND ROAD 20" AND "DITCH AND ROAD 19" TO A LINE
 294 BEING APPROXIMATELY 450 FEET NORTH OF, NORMAL TO, AND
 295 PARALLEL WITH THE SOUTH BOUNDARY LINE OF SAID TRACT
 296 1915;
 297 THENCE RUN WESTERLY ALONG SAID PARALLEL LINE
 298 APPROXIMATELY 0.04 MILES ACROSS SAID TRACT 1915 TO A
 299 LINE BEING 150 FEET EAST OF SAID WEST BOUNDARY LINE OF

300 TRACT 1915, SAID LINE ALSO BEING THE EAST LINE OF
 301 AFORESAID CERTAIN PARCEL OF LAND DESCRIBED AS "L-75
 302 LEVEE";
 303 THENCE RUN NORTHERLY ALONG SAID EAST LINE OF CERTAIN
 304 PARCEL OF LAND DESCRIBED AS "L-75 LEVEE" APPROXIMATELY
 305 0.22 MILES ACROSS SAID TRACT 1915, TRACT 1815 AND
 306 "DITCH AND ROAD 18" TO A POINT OF CUSP;
 307 THENCE RUN SOUTHEASTERLY ALONG THE CURVE CONCAVE TO
 308 THE NORTHEAST OF THE SOUTH LINE OF THAT CERTAIN
 309 NORTHERLY BOUNDARY PORTION OF PARCEL OF THE ST. JOHNS
 310 RIVER WATER MANAGEMENT "LA 2001-58 B", A RADIUS OF
 311 2,125.25 FEET AND AN ARC LENGTH OF APPROXIMATELY 0.63
 312 MILES ACROSS SAID TRACT 1915, 2015, 2016, "DITCH AND
 313 ROAD 18" AND "DITCH AND ROAD 19" OF SAID "PLAT OF
 314 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED
 315 TOWNSHIP 31 SOUTH, RANGE 36 EAST" TO A POINT OF
 316 CURVATURE;
 317 THENCE RUN EASTERLY ALONG A LINE BEING 457 FEET SOUTH
 318 OF THE NORTH BOUNDARY LINE OF TRACT 2016 AND 2017 OF
 319 SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
 320 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST"
 321 APPROXIMATELY 0.15 MILES TO A LINE BEING 1021 FEET
 322 WEST OF THE EAST BOUNDARY LINE OF SAID TRACT 2017;
 323 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE
 324 APPROXIMATELY 0.09 MILES ACROSS SAID TRACT 2017 TO THE

325 NORTH BOUNDARY LINE OF SAID TRACT 2017, SAID LINE ALSO
 326 BEING THE SOUTH RIGHT OF WAY LINE OF "DITCH AND ROAD
 327 19", ALL OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S
 328 SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36
 329 EAST";
 330 THENCE RUN EASTERLY ALONG SAID NORTH BOUNDARY LINE OF
 331 TRACT 2017 AND TRACT 2018 OF SAID "PLAT OF FELLSMERE
 332 FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31
 333 SOUTH, RANGE 36 EAST", APPROXIMATELY 0.32 MILES TO THE
 334 INTERSECTION WITH A LINE BEING 680 FEET WEST OF,
 335 NORMAL TO, AND PARALLEL WITH THE EAST BOUNDARY LINE OF
 336 SAID TRACT 2018;
 337 THENCE RUN NORTHERLY ALONG THE LINE BEING 680 FEET
 338 WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST
 339 BOUNDARY LINES OF TRACTS 1918, 1818, 1718 AND 1618,
 340 APPROXIMATELY 0.89 MILES, ACROSS SAID TRACTS 1918,
 341 1818, 1718, 1618, "DITCH AND ROAD 19", "DITCH AND ROAD
 342 18", "DITCH AND ROAD 17", AND "DITCH AND ROAD 16" OF
 343 SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
 344 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST" TO THE
 345 INTERSECTION WITH A LINE BEING 640 FEET NORTH OF,
 346 NORMAL TO AND PARALLEL WITH THE SOUTH BOUNDARY LINE OF
 347 SAID TRACT 1618, TRACTS 1619, 1620, 1621 AND 1622;
 348 THENCE RUN EASTERLY ALONG SAID PARALLEL LINE,
 349 APPROXIMATELY 1.17 MILES, ACROSS SAID TRACT 1618, A 50

350 FEET WIDE ROAD RIGHT OF WAY, SAID TRACT 1619, 1620,
 351 1621 AND 1622 TO THE WEST RIGHT OF WAY LINE OF LATERAL
 352 "S" CANAL (225' WIDE RIGHT OF WAY) OF SAID "PLAT OF
 353 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED
 354 TOWNSHIP 31 SOUTH, RANGE 36 EAST";
 355 THENCE RUN NORTHERLY ALONG SAID WEST RIGHT OF WAY LINE
 356 OF LATERAL "S" CANAL, APPROXIMATELY 0.02 MILES TO THE
 357 INTERSECTION WITH THE WESTERLY PROJECTION OF THE NORTH
 358 BOUNDARY LINES OF TRACTS 1692, 1691, 1690, 1689, 1688
 359 AND 1687 OF THE "PLAT OF FELLSMERE FARMS COMPANY'S
 360 SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37
 361 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA" AS
 362 RECORDED IN PLAT BOOK 2, PAGES 1 AND 2 OF THE PUBLIC
 363 RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY,
 364 FLORIDA;
 365 THENCE RUN EASTERLY ALONG SAID WESTERLY PROJECTION AND
 366 NORTH BOUNDARY LINES, APPROXIMATELY 0.83 MILES,
 367 ACROSS SAID LATERAL "S" CANAL (225' WIDE RIGHT OF
 368 WAY), TRACT 1600 AND ALONG SAID NORTH BOUNDARY LINES
 369 OF TRACT 1692, 1691, 1690, 1689, 1688 AND 1687 TO THE
 370 INTERSECTION WITH A LINE BEING 170 FEET WEST OF,
 371 NORMAL TO AND PARALLEL WITH THE EAST BOUNDARY LINES OF
 372 TRACTS 1606, 1587, 1506, 1487, 1406, 1387, 1306, 1287,
 373 1206, 1187, 1106, 1087, 1006, 987, 906, 887, 806, 787,
 374 706, 687, 606, 587, 506, 487 AND 406 OF SAID "PLAT OF

375 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED
 376 TOWNSHIP 31 SOUTH, RANGE 37 EAST";
 377 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
 378 APPROXIMATELY 3.13 MILES, ACROSS SAID TRACTS 1606,
 379 1587, 1506, 1487, 1406, 1387, 1306, 1287, 1206, 1187,
 380 1106, 1087, 1006, 987, 906, 887, 806, 787, 706, 687,
 381 606, 587, 506, 487, 406, "DITCH AND ROAD 15", "DITCH
 382 AND ROAD 14", NORTH AND SOUTH "DITCH AND ROAD 13",
 383 FELLSMERE RAILROAD (100' WIDE RIGHT OF WAY), "DITCH
 384 AND ROAD 12", "DITCH AND ROAD 11", "DITCH AND ROAD
 385 10", "DITCH AND ROAD 9", "DITCH AND ROAD 8", "DITCH
 386 AND ROAD 7", "DITCH AND ROAD 6", "DITCH AND ROAD 5",
 387 "DITCH AND ROAD 4" AND "DITCH AND ROAD 3" TO THE NORTH
 388 RIGHT OF WAY LINE OF SAID "DITCH AND ROAD 3", SAID
 389 NORTH RIGHT OF WAY LINE ALSO BEING THE SOUTH BOUNDARY
 390 LINE OF TRACT 384 OF SAID "PLAT OF FELLSMERE FARMS
 391 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH,
 392 RANGE 37 EAST";
 393 THENCE RUN WESTERLY ALONG SAID SOUTH BOUNDARY LINE,
 394 APPROXIMATELY 0.06 MILES TO A LINE BEING 510 FEET WEST
 395 OF, NORMAL TO AND PARALLEL WITH THE EAST BOUNDARY LINE
 396 OF SAID TRACT 384;
 397 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
 398 APPROXIMATELY 0.12 MILES TO THE NORTH BOUNDARY LINE OF
 399 SAID TRACT 384;

400 THENCE RUN WESTERLY ALONG SAID NORTH BOUNDARY LINE,
 401 APPROXIMATELY 0.03 MILES TO THE NORTHWEST CORNER OF
 402 SAID TRACT 384, ALSO BEING THE SOUTHWEST CORNER OF
 403 TRACT 306 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S
 404 SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37
 405 EAST";
 406 THENCE RUN NORTHERLY ON THE WEST BOUNDARY LINE OF SAID
 407 TRACT 306, APPROXIMATELY 0.03 MILES TO THE
 408 INTERSECTION WITH A LINE BEING 480 FEET SOUTH OF,
 409 NORMAL TO AND PARALLEL WITH THE NORTH BOUNDARY LINES
 410 OF TRACTS 305, 304, 303, 302 AND 301 OF SAID "PLAT OF
 411 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED
 412 TOWNSHIP 31 SOUTH, RANGE 37 EAST";
 413 THENCE RUN WESTERLY ALONG SAID PARALLEL LINE,
 414 APPROXIMATELY 0.71 MILES, ACROSS SAID TRACTS 305, 304,
 415 303, 302, 301, 300 AND A PORTION OF THE LATERAL "S"
 416 CANAL (225' WIDE RIGHT OF WAY) TO THE WEST BOUNDARY
 417 LIMITS OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S
 418 SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37
 419 EAST";
 420 THENCE CONTINUE WESTERLY ALONG SAID PARALLEL LINE,
 421 APPROXIMATELY 0.09 MILES, ACROSS REMAINING SAID
 422 LATERAL "S" CANAL (225' WIDE RIGHT OF WAY) AND TO THE
 423 INTERSECTION WITH A LINE BEING 340 FEET WEST OF,
 424 NORMAL TO AND PARALLEL WITH THE EAST BOUNDARY LINE OF

425 TRACTS 322, AND 222 OF THE "PLAT OF FELLSMERE FARMS
426 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH,
427 RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA"
428 AS RECORDED IN PLAT BOOK 2, PAGE 9 OF THE PUBLIC
429 RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY,
430 FLORIDA;
431 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
432 APPROXIMATELY 0.39 MILES, ACROSS SAID TRACTS 322, 222,
433 "DITCH AND ROAD 2", "DITCH AND ROAD 1" TO THE NORTH
434 RIGHT OF WAY LINE OF SAID "DITCH AND ROAD 1", SAID
435 RIGHT OF WAY LINE ALSO BEING THE SOUTH BOUNDARY LINE
436 OF TRACT 122 OF SAID "PLAT OF FELLSMERE FARMS
437 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH,
438 RANGE 36 EAST";
439 THENCE RUN WESTERLY ALONG SAID SOUTH BOUNDARY LINE OF
440 TRACT 122, APPROXIMATELY 0.06 MILES TO THE
441 INTERSECTION WITH A LINE BEING 680 FEET WEST OF,
442 NORMAL TO AND PARALLEL WITH THE EAST BOUNDARY LINE OF
443 SAID TRACT 122;
444 THENCE RUN NORTHERLY ALONG SAID PARALLEL LINE,
445 APPROXIMATELY 0.16 MILES, ACROSS SAID TRACT 122 AND
446 THE "MAIN CANAL" RIGHT OF WAY TO THE NORTH LIMITS OF
447 SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF
448 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST", SAID
449 LIMITS ALSO BEING THE COMMON TOWNSHIP LINE OF TOWNSHIP

450 30 AND 31 SOUTH AND THE NORTH LIMITS OF INDIAN RIVER
 451 COUNTY, FLORIDA;
 452 THENCE RUN EASTERLY ALONG SAID COMMON TOWNSHIP LINE
 453 AND NORTH COUNTY LINE, APPROXIMATELY 5.29 MILES TO THE
 454 INTERSECTION WITH THE SOUTHWESTERLY LINE OF FLEMING
 455 GRANT;
 456 THENCE RUN SOUTHEASTERLY ALONG SAID SOUTHWESTERLY LINE
 457 OF FLEMING GRANT, APPROXIMATELY 1.21 MILES TO THE
 458 INTERSECTION WITH THE EAST LINE OF TOWNSHIP 31 SOUTH,
 459 RANGE 37 EAST, ALSO BEING THE COMMON RANGE LINE OF
 460 RANGE 37 AND 38 EAST;
 461 THENCE RUN SOUTHERLY ALONG SAID EAST LINE OF TOWNSHIP
 462 31 SOUTH, RANGE 37 EAST AND THE EAST LINE OF TOWNSHIP
 463 32 SOUTH, RANGE 37 EAST, APPROXIMATELY 7.71 MILES TO
 464 THE INTERSECTION WITH A LINE BEING 200 FEET SOUTH OF,
 465 NORMAL TO AND PARALLEL WITH THE NORTH BOUNDARY LINE OF
 466 SAID TRACT 1123 OF THE "PLAT OF FELLSMERE FARMS
 467 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH,
 468 RANGE 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA"
 469 AS RECORDED IN PLAT BOOK 2, PAGE 8 OF THE PUBLIC
 470 RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY,
 471 FLORIDA;
 472 THENCE RUN WESTERLY ALONG SAID PARALLEL LINE
 473 APPROXIMATELY 6.00 MILES, ACROSS SAID TRACT 1123,
 474 TRACTS 1122, 1121, 1120, A 30 FEET WIDE ROAD RIGHT OF

475 WAY, TRACTS 1119, 1118, 1117, 1116, A 60 FEET WIDE
476 ROAD RIGHT OF WAY; TRACT 1115, PARK LATERAL CANAL
477 (92.25' WIDE RIGHT OF WAY), TRACTS 1114, 1113, 1112, A
478 30 FEET WIDE ROAD RIGHT OF WAY, TRACTS 1111, 1110,
479 1109, 1108, LATERAL "U" CANAL (156' WIDE RIGHT OF
480 WAY), TRACTS 1107, 1106, 1105, 1104, A 30 FEET WIDE
481 ROAD RIGHT OF WAY, TRACTS 1103, 1102, 1101, 1100 AND A
482 PORTION OF LATERAL "S" CANAL (225' WIDE RIGHT OF WAY)
483 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION
484 OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 37 EAST" TO THE
485 WEST LIMITS OF SAID PLAT;
486 THENCE CONTINUE WESTERLY ALONG SAID PARALLEL LINE,
487 APPROXIMATELY 0.02 MILES, ACROSS REMAINING SAID
488 LATERAL "S" CANAL (225' WIDE RIGHT OF WAY) TO THE
489 INTERSECTION WITH THE WEST RIGHT OF WAY LINE OF SAID
490 LATERAL "S" CANAL, ALSO BEING THE EAST LINE OF
491 AFORESAID TRACT 1122 OF THE "PLAT OF FELLSMERE FARMS
492 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH,
493 RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA"
494 AS RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC
495 RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY,
496 FLORIDA, AND POINT OF BEGINNING.
497 SAID DESCRIBED DISTRICT LIMITS CONTAINING 34,441 ACRES
498 MORE OR LESS.
499

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

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

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

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

525 | time, provided this charter controls with respect to any
526 | inconsistency.

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

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

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

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

544 | (8) The procedures for conducting district elections or
545 | referenda and for qualification of electors shall be pursuant to
546 | chapters 189 and 298, Florida Statutes, as may be amended from
547 | time to time; however, a quorum for purposes of holding the
548 | annual meeting or any special meetings shall consist of those

549 landowners present in person or represented by proxy at said
550 meeting.

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

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

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

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

563 Section 3. Provisions of chapter 298, Florida Statutes,
564 made applicable.—The Fellsmere Water Control District is an
565 independent water control district and a public corporation of
566 this state. The provisions of state law applicable to water
567 control districts or subdistricts which are embodied in chapter
568 298, Florida Statutes, as may be amended from time to time, so
569 far as not inconsistent with this act, are declared to be
570 applicable to the Fellsmere Water Control District. The
571 Fellsmere Water Control District shall have all of the powers
572 and authority conferred in this act and chapter 298, Florida
573 Statutes, as may be amended from time to time.

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

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

583 Section 4. Chapters 8877 (1921), 11555 (1925), 12023
584 (1927), 14719 (1931), 16998 (1935), 28418 (1953), 61-1414, and
585 69-1161, Laws of Florida, are repealed.

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