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CS/CS/HB 4095

2026 Legislature

1  
 2 An act relating to the Headwaters Water Control  
 3 District, Indian River County; creating the Headwaters  
 4 Water Control District as a public corporation;  
 5 providing the district's charter; providing status and  
 6 boundaries; providing minimum charter requirements;  
 7 providing for maintenance and use of certain canals;  
 8 providing requirements for charter amendments;  
 9 providing applicability of specified laws to the  
 10 district; providing severability; providing a  
 11 contingent effective date.

12  
 13 Be It Enacted by the Legislature of the State of Florida:

14  
 15 Section 1. Status and boundaries of Headwaters Water  
 16 Control District.—The Headwaters Water Control District is  
 17 hereby declared to be an independent water control district and  
 18 a public corporation of the state pursuant to chapters 189 and  
 19 298, Florida Statutes, and the lands lying within the area  
 20 described as follows in Indian River County shall hereby  
 21 constitute the Headwaters Water Control District:

22  
 23 ALL THAT PART OF THE LANDS SITUATED AND BEING IN PART  
 24 OF THE UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST;  
 25 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST;

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26 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST; AND  
 27 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 37 EAST; INDIAN  
 28 RIVER COUNTY, FLORIDA, EMBRACED WITHIN THE FOLLOWING  
 29 BOUNDARY LINES:  
 30 BEGIN AT THE NORTHEAST CORNER OF TRACT 123 OF THE  
 31 "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF  
 32 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 37 EAST, IN ST.  
 33 LUCIE COUNTY, STATE OF FLORIDA" AS RECORDED IN PLAT  
 34 BOOK 2, PAGE 8 OF THE PUBLIC RECORDS OF ST. LUCIE  
 35 COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA; SAID CORNER  
 36 ALSO BEING ON THE SOUTH RIGHT OF WAY LINE OF DITCH AND  
 37 ROAD 24 AS SHOWN ON SAID "PLAT OF FELLSMERE FARMS  
 38 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH,  
 39 RANGE 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA"  
 40 AND ON THE "PLAT OF FELLSMERE FARMS COMPANY'S  
 41 SUBDIVISION OF ALL UNSURVEYED TOWNSHIP 31 SOUTH, RANGE  
 42 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA" AS  
 43 RECORDED IN PLAT BOOK 2, PAGES 1 AND 2 OF THE PUBLIC  
 44 RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY,  
 45 FLORIDA;  
 46 THENCE RUN SOUTHERLY ALONG SAID EAST LINE OF  
 47 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 37 EAST,  
 48 APPROXIMATELY 2.56 MILES TO THE INTERSECTION WITH A  
 49 LINE BEING 200 FEET SOUTH OF, NORMAL TO AND PARALLEL  
 50 WITH THE NORTH LINE OF TRACT 1123 OF SAID "PLAT OF

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51 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED  
 52 TOWNSHIP 32 SOUTH, RANGE 37 EAST, IN ST. LUCIE COUNTY,  
 53 STATE OF FLORIDA" AS RECORDED IN PLAT BOOK 2, PAGE 8  
 54 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, NOW INDIAN  
 55 RIVER COUNTY, FLORIDA;  
 56 THENCE RUN WESTERLY ALONG SAID 200 FOOT PARALLEL LINE  
 57 APPROXIMATELY 0.26 MILES, ACROSS SAID TRACT 1123, TO  
 58 THE EAST LINE OF TRACT 1122 OF SAID "PLAT OF FELLSMERE  
 59 FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32  
 60 SOUTH, RANGE 37 EAST, IN ST. LUCIE COUNTY, STATE OF  
 61 FLORIDA";  
 62 THENCE RUN SOUTHERLY ALONG SAID EAST LINE OF SAID  
 63 TRACT 1122 APPROXIMATELY 0.20 MILES TO THE SOUTH LINE  
 64 OF SAID TRACT 1122 OF "PLAT OF FELLSMERE FARMS  
 65 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH,  
 66 RANGE 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA";  
 67 THENCE RUN WESTERLY APPROXIMATELY 2.06 MILES, ALONG  
 68 THE SOUTH LINES OF TRACTS 1122, 1121, 1120, ACROSS A  
 69 30 FEET WIDE ROAD RIGHT OF WAY, AND ALONG THE SOUTH  
 70 LINES OF TRACTS 1119, 1118, 1117, 1116, AND ACROSS A  
 71 60 FEET WIDE ROAD RIGHT OF WAY, AND ALONG THE SOUTH  
 72 LINE OF TRACT 1115 OF SAID "PLAT OF FELLSMERE FARMS  
 73 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH,  
 74 RANGE 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA"  
 75 TO THE WEST LINE OF SAID TRACT 1115;

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76 THENCE RUN NORTHERLY, ALONG SAID WEST LINE OF TRACT  
 77 1115, APPROXIMATELY 0.20 MILES TO THE INTERSECTION  
 78 WITH A LINE BEING 200 FEET SOUTH OF, NORMAL TO AND  
 79 PARALLEL WITH THE NORTH LINES OF TRACTS 1114, 1113,  
 80 1112, 1111, 1110, 1109, 1108, 1107, 1106, 1105, 1104,  
 81 1103, 1102, 1101, 1100 OF SAID "PLAT OF FELLSMERE  
 82 FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32  
 83 SOUTH, RANGE 37 EAST";  
 84 THENCE RUN WESTERLY, ALONG SAID 200 FOOT PARALLEL  
 85 LINE, APPROXIMATELY 3.68 MILES, ACROSS PARK LATERAL  
 86 CANAL (92.25 FOOT WIDE RIGHT OF WAY), TRACTS 1114,  
 87 1113, 1112, A 30 FEET WIDE ROAD RIGHT OF WAY, TRACTS  
 88 1111, 1110, 1109, 1108, LATERAL "U" CANAL (156 FOOT  
 89 WIDE RIGHT OF WAY), TRACTS 1107, 1106, 1105, 1104, A  
 90 30 FEET WIDE ROAD RIGHT OF WAY, TRACTS 1103, 1102,  
 91 1101, 1100 AND A PORTION OF LATERAL "S" CANAL (225  
 92 FOOT WIDE RIGHT OF WAY) OF SAID "PLAT OF FELLSMERE  
 93 FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32  
 94 SOUTH, RANGE 37 EAST", TO THE WESTERLY LIMITS OF SAID  
 95 PLAT;  
 96 THENCE CONTINUE WESTERLY ALONG A LINE BEING 200 FEET  
 97 SOUTH OF, NORMAL TO AND PARALLEL WITH THE NORTH LINE  
 98 OF TRACT 1122 OF THE "PLAT OF FELLSMERE FARMS  
 99 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH,  
 100 RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA"

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101 AS RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC  
 102 RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY,  
 103 FLORIDA, APPROXIMATELY 0.06 MILES, ACROSS REMAINING  
 104 SAID LATERAL "S" CANAL (225 FOOT WIDE RIGHT OF WAY)  
 105 AND ACROSS SAID TRACT 1122 ,TO THE INTERSECTION WITH A  
 106 LINE BEING 210 FEET WEST OF, NORMAL TO, AND PARALLEL  
 107 WITH THE EAST LINE OF SAID TRACT 1122, AND TRACTS  
 108 1022, AND 922 OF SAID "PLAT OF FELLSMERE FARMS  
 109 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH,  
 110 RANGE 36 EAST";  
 111 THENCE RUN NORTHERLY ALONG SAID 210 FOOT PARALLEL  
 112 LINE, APPROXIMATELY 0.55 MILES, ACROSS TRACT 1122,  
 113 "DITCH AND ROAD 34", TRACT 1022, "DITCH AND ROAD 33",  
 114 TRACT 922, AND "DITCH AND ROAD 32" OF SAID "PLAT OF  
 115 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED  
 116 TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE NORTH RIGHT  
 117 OF WAY LINE OF SAID "DITCH AND ROAD 32";  
 118 THENCE RUN WESTERLY ALONG SAID NORTH RIGHT OF WAY LINE  
 119 OF SAID "DITCH AND ROAD 32", APPROXIMATELY 0.04 MILES,  
 120 TO THE INTERSECTION WITH A LINE BEING 430 FEET WEST  
 121 OF, NORMAL TO, AND PARALLEL WITH THE EAST LINE OF  
 122 TRACTS 822, AND 722 OF SAID "PLAT OF FELLSMERE FARMS  
 123 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH,  
 124 RANGE 36 EAST";

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125 THENCE RUN NORTHERLY ALONG SAID 430 FOOT PARALLEL  
 126 LINE, APPROXIMATELY 0.50 MILES, ACROSS SAID TRACT 822,  
 127 "DITCH AND ROAD 31", SAID TRACT 722, AND "DITCH AND  
 128 ROAD 30" OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 129 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36  
 130 EAST" TO THE NORTH RIGHT OF WAY LINE OF SAID "DITCH  
 131 AND ROAD 30";  
 132 THENCE RUN WESTERLY ALONG SAID NORTH RIGHT OF WAY LINE  
 133 OF SAID "DITCH AND ROAD 30", APPROXIMATELY 0.12 MILES,  
 134 TO THE INTERSECTION WITH A LINE BEING 1040 FEET WEST  
 135 OF, NORMAL TO, AND PARALLEL WITH THE EAST LINE OF  
 136 TRACT 622 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 137 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36  
 138 EAST";  
 139 THENCE RUN NORTHERLY ALONG SAID 1040 FOOT PARALLEL  
 140 LINE, APPROXIMATELY 0.21 MILES, ACROSS SAID TRACT 622  
 141 TO THE INTERSECTION WITH A LINE BEING 150 FEET SOUTH  
 142 OF, NORMAL TO, AND PARALLEL WITH THE NORTH LINE OF  
 143 SAID TRACT 622 AND THE NORTH LINE OF TRACTS 621 AND  
 144 620 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 145 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36  
 146 EAST";  
 147 THENCE RUN WESTERLY ALONG SAID 150 FOOT PARALLEL LINE,  
 148 APPROXIMATELY 0.44 MILES, ACROSS SAID TRACTS 622, 621  
 149 AND 620 TO THE INTERSECTION WITH A LINE BEING 640 FEET

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150 WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST LINE OF  
 151 SAID TRACT 620 AND THE EAST LINE OF TRACT 520 OF SAID  
 152 "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF  
 153 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST";  
 154 THENCE RUN NORTHERLY ALONG SAID 640 FOOT PARALLEL  
 155 LINE, APPROXIMATELY 0.25 MILES, ACROSS SAID TRACT 620,  
 156 "DITCH AND ROAD 29", AND TRACT 520 OF SAID "PLAT OF  
 157 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED  
 158 TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE INTERSECTION  
 159 WITH A LINE BEING 135 FEET SOUTH OF, NORMAL TO, AND  
 160 PARALLEL WITH THE NORTH LINE OF SAID TRACT 520 AND  
 161 TRACT 519 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 162 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36  
 163 EAST";  
 164 THENCE RUN WESTERLY ALONG SAID 135 FOOT PARALLEL LINE,  
 165 APPROXIMATELY 0.40 MILES, ACROSS SAID TRACT 520 AND  
 166 TRACT 519 AND ALSO ACROSS A 50 FEET WIDE ROAD RIGHT OF  
 167 WAY OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 168 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36  
 169 EAST" TO THE WEST LINE OF SAID 50 FEET WIDE ROAD RIGHT  
 170 OF WAY;  
 171 THENCE RUN NORTHERLY ALONG SAID WEST LINE OF A 50 FEET  
 172 WIDE ROAD RIGHT OF WAY, APPROXIMATELY 0.04 MILES TO  
 173 THE NORTH LINE OF "DITCH AND ROAD 28" OF SAID "PLAT OF

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174 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED  
 175 TOWNSHIP 32 SOUTH, RANGE 36 EAST";  
 176 THENCE RUN WESTERLY ALONG SAID NORTH LINE OF "DITCH  
 177 AND ROAD 28", APPROXIMATELY 0.12 MILES, TO THE  
 178 INTERSECTION WITH A LINE BEING 635 FEET WEST OF,  
 179 NORMAL TO, AND PARALLEL WITH THE EAST LINE OF TRACTS  
 180 418 AND 318 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 181 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36  
 182 EAST";  
 183 THENCE RUN NORTHERLY ALONG SAID 635 FOOT PARALLEL  
 184 LINE, APPROXIMATELY 0.49 MILES, ACROSS SAID TRACT 418,  
 185 AND ALSO ACROSS "DITCH AND ROAD 27" AND TRACT 318 OF  
 186 SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF  
 187 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST" TO THE  
 188 SOUTH RIGHT OF WAY LINE OF "DITCH AND ROAD 26" OF SAID  
 189 "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF  
 190 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36 EAST";  
 191 THENCE RUN WESTERLY ALONG SAID SOUTH LINE OF "DITCH  
 192 AND ROAD 26", APPROXIMATELY 0.22 MILES TO THE  
 193 INTERSECTION WITH A LINE BEING 435 FEET WEST OF,  
 194 NORMAL TO, AND PARALLEL WITH THE EAST LINE OF TRACT  
 195 217 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 196 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36  
 197 EAST";

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198 THENCE RUN NORTHERLY ALONG SAID 435 FOOT PARALLEL  
 199 LINE, APPROXIMATELY 0.25 MILES, ACROSS SAID "DITCH AND  
 200 ROAD 26" AND TRACT 217 TO THE SOUTH RIGHT OF WAY LINE  
 201 OF "DITCH AND ROAD 25" OF SAID "PLAT OF FELLSMERE  
 202 FARMS COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32  
 203 SOUTH, RANGE 36 EAST";  
 204 THENCE RUN WESTERLY ALONG SAID SOUTH LINE OF "DITCH  
 205 AND ROAD 25", APPROXIMATELY 0.05 MILES TO THE  
 206 INTERSECTION WITH A LINE BEING 695 FEET WEST OF,  
 207 NORMAL TO, AND PARALLEL WITH THE EAST LINE OF TRACT  
 208 117 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 209 SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 36  
 210 EAST";  
 211 THENCE RUN NORTHERLY ALONG SAID 695 FOOT PARALLEL  
 212 LINE, APPROXIMATELY 0.26 MILES, ACROSS SAID TRACT 117  
 213 AND ALSO ACROSS THE SOUTH ONE-HALF OF THE RIGHT OF WAY  
 214 OF "DITCH AND ROAD 24" (60 FOOT WIDE RIGHT OF WAY) TO  
 215 THE NORTHERLY LIMITS OF THE "PLAT OF FELLSMERE FARMS  
 216 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 32 SOUTH,  
 217 RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA"  
 218 AS RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC  
 219 RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY,  
 220 FLORIDA, SAID NORTHERLY LIMITS ALSO BEING THE  
 221 SOUTHERLY LIMITS OF THE "PLAT OF FELLSMERE FARMS  
 222 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH,

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223 RANGE 36 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA"  
 224 AS RECORDED IN PLAT BOOK 2, PAGE 9 OF THE PUBLIC  
 225 RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY,  
 226 FLORIDA;  
 227 THENCE CONTINUE NORTHERLY ALONG SAID 695 FOOT PARALLEL  
 228 LINE; SAID 695 FOOT PARALLEL LINE ALSO BEING 695 FEET  
 229 WEST OF, NORMAL TO, AND PARALLEL WITH THE EAST LINES  
 230 OF TRACTS 2417, 2317, 2217, 2117, AND 2017 OF SAID  
 231 "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF  
 232 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST, IN ST.  
 233 LUCIE COUNTY, STATE OF FLORIDA", APPROXIMATELY 1.16  
 234 MILES, ACROSS THE NORTH ONE-HALF RIGHT OF WAY OF  
 235 "DITCH AND ROAD 24" (60 FOOT WIDE RIGHT OF WAY), TRACT  
 236 2417, "DITCH AND ROAD 23", TRACT 2317, "DITCH AND ROAD  
 237 22", TRACT 2217, "DITCH AND ROAD 21", TRACT 2117,  
 238 "DITCH AND ROAD 20", AND TRACT 2017 OF SAID "PLAT OF  
 239 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED  
 240 TOWNSHIP 31 SOUTH, RANGE 36 EAST, IN ST. LUCIE COUNTY,  
 241 STATE OF FLORIDA" TO THE INTERSECTION WITH A LINE  
 242 BEING 1,000 FEET NORTH OF, NORMAL TO, AND PARALLEL  
 243 WITH THE SOUTH LINE OF SAID TRACT 2017 AND TRACT 2018  
 244 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION  
 245 OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST";  
 246 THENCE RUN EASTERLY ALONG SAID 1,000 FOOT PARALLEL  
 247 LINE, APPROXIMATELY 0.29 MILES, ACROSS SAID TRACTS

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248 2017 AND 2018 TO THE INTERSECTION WITH A LINE BEING  
 249 530 FEET WEST OF, NORMAL TO, AND PARALLEL WITH THE  
 250 EAST LINE OF SAID TRACT 2018;  
 251 THENCE RUN NORTHERLY ALONG SAID 530 FOOT PARALLEL  
 252 LINE, APPROXIMATELY 0.05 MILES, ACROSS SAID TRACT 2018  
 253 TO THE SOUTH RIGHT OF WAY LINE OF "DITCH AND ROAD 19"  
 254 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION  
 255 OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST, IN ST.  
 256 LUCIE COUNTY, STATE OF FLORIDA";  
 257 THENCE RUN EASTERLY ALONG SAID SOUTH RIGHT OF WAY LINE  
 258 OF "DITCH AND ROAD 19", APPROXIMATELY 0.02 MILES TO  
 259 THE INTERSECTION WITH A LINE BEING 425 FEET WEST OF,  
 260 NORMAL TO, AND PARALLEL WITH THE EAST LINE OF SAID  
 261 TRACT 2018 AND ALSO TRACTS 1918, 1818, 1718, AND 1618  
 262 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION  
 263 OF UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 36 EAST, IN ST.  
 264 LUCIE COUNTY, STATE OF FLORIDA";  
 265 THENCE RUN NORTHERLY ALONG SAID 425 FOOT PARALLEL  
 266 LINE, APPROXIMATELY 0.83 MILES, ACROSS "DITCH AND ROAD  
 267 19", TRACT 1918, "DITCH AND ROAD 18", TRACT 1818,  
 268 "DITCH AND ROAD 17", TRACT 1718, "DITCH AND ROAD 16",  
 269 AND TRACT 1618, OF SAID "PLAT OF FELLSMERE FARMS  
 270 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH,  
 271 RANGE 36 EAST" TO THE INTERSECTION WITH A LINE BEING  
 272 315 FEET NORTH OF, NORMAL TO AND PARALLEL WITH THE

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273 SOUTH LINE OF SAID TRACT 1618 AND TRACTS 1619, 1620,  
 274 1621 AND 1622 OF SAID "PLAT OF FELLSMERE FARMS  
 275 COMPANY'S SUBDIVISION OF UNSURVEYED TOWNSHIP 31 SOUTH,  
 276 RANGE 36 EAST", SAID LINE ALSO BEING 215 FEET NORTH  
 277 OF, NORMAL TO AND PARALLEL WITH THE SOUTH LINE OF  
 278 TRACTS 1600, 1692, 1691, 1690, 1689, 1688 AND 1687 OF  
 279 THE "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF  
 280 ALL UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN  
 281 ST. LUCIE COUNTY, STATE OF FLORIDA" AS RECORDED IN  
 282 PLAT BOOK 2, PAGES 1 AND 2 OF THE PUBLIC RECORDS OF  
 283 ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY, FLORIDA;  
 284 THENCE RUN EASTERLY ALONG SAID 315 AND 215 FOOT  
 285 PARALLEL LINE, APPROXIMATELY 1.96 MILES, ACROSS SAID  
 286 TRACT 1618, A 50 FEET WIDE ROAD RIGHT OF WAY, SAID  
 287 TRACT 1619, 1620, 1621, 1622, AND LATERAL "S" CANAL  
 288 (225 FOOT WIDE RIGHT OF WAY) OF SAID "PLAT OF  
 289 FELLSMERE FARMS COMPANY'S SUBDIVISION OF UNSURVEYED  
 290 TOWNSHIP 31 SOUTH, RANGE 36 EAST" AND ALSO ACROSS  
 291 TRACTS 1600, 1692, 1691, 1690, 1689, 1688 AND 1687 OF  
 292 THE "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF  
 293 ALL UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN  
 294 ST. LUCIE COUNTY, STATE OF FLORIDA" TO THE  
 295 INTERSECTION WITH A LINE BEING 105 FEET WEST OF,  
 296 NORMAL TO, AND PARALLEL WITH THE EAST LINE OF SAID  
 297 TRACT 1687;

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298 THENCE RUN NORTHERLY ALONG SAID 105 FOOT PARALLEL  
 299 LINE, APPROXIMATELY 0.08 MILES, ACROSS SAID TRACT 1687  
 300 TO THE NORTH LINE OF SAID TRACT 1687;  
 301 THENCE RUN EASTERLY ALONG SAID NORTH LINE OF TRACT  
 302 1687 AND THE NORTH LINE OF TRACT 1686 OF SAID "PLAT OF  
 303 FELLSMERE FARMS COMPANY'S SUBDIVISION OF ALL  
 304 UNSURVEYED TOWNSHIP 31 SOUTH", RANGE 37 EAST, IN ST.  
 305 LUCIE COUNTY, STATE OF FLORIDA", APPROXIMATELY 0.04  
 306 MILES, TO THE INTERSECTION WITH A LINE BEING 550 FEET  
 307 WEST OF, NORMAL TO AND PARALLEL WITH THE EAST LINES OF  
 308 TRACTS 1607, 1586, 1507, 1486, 1407, 1386, 1307, 1286,  
 309 1207, 1186, 1107, 1086, 1007, 986, 907, 886, 807, 786,  
 310 707, 686, 607, 586, 507, 486 AND 407 OF SAID "PLAT OF  
 311 FELLSMERE FARMS COMPANY'S SUBDIVISION OF ALL  
 312 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN ST.  
 313 LUCIE COUNTY, STATE OF FLORIDA";  
 314 THENCE RUN NORTHERLY ALONG SAID 550 FOOT PARALLEL  
 315 LINE, APPROXIMATELY 3.12 MILES, ACROSS TRACT 1607,  
 316 "DITCH AND ROAD 15", TRACTS 1586 AND 1507, "DITCH AND  
 317 ROAD 14", TRACTS 1486 AND 1407, SOUTH "DITCH AND ROAD  
 318 13", FELLSMERE RAILROAD (100 FOOT WIDE RIGHT OF WAY),  
 319 NORTH "DITCH AND ROAD 13", TRACTS 1386 AND 1307,  
 320 "DITCH AND ROAD 12", TRACTS 1286 AND 1207, "DITCH AND  
 321 ROAD 11", TRACTS 1186 AND 1107, "DITCH AND ROAD 10",  
 322 TRACTS 1086 AND 1007, "DITCH AND ROAD 9", TRACTS 986

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323 AND 907, "DITCH AND ROAD 8", TRACTS 886 AND 807,  
 324 "DITCH AND ROAD 7", TRACTS 786 AND 707, "DITCH AND  
 325 ROAD 6", TRACTS 686 AND 607, "DITCH AND ROAD 5",  
 326 TRACTS 586 AND 507, "DITCH AND ROAD 4", TRACTS 486 AND  
 327 407 TO THE SOUTH RIGHT OF WAY LINE OF "DITCH AND ROAD  
 328 3" OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 329 SUBDIVISION OF ALL UNSURVEYED TOWNSHIP 31 SOUTH",  
 330 RANGE 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA";  
 331 THENCE RUN WESTERLY ALONG SAID SOUTH RIGHT OF WAY LINE  
 332 OF "DITCH AND ROAD 3", APPROXIMATELY 0.06 MILES TO THE  
 333 INTERSECTION WITH A LINE BEING 165 FEET WEST OF,  
 334 NORMAL TO AND PARALLEL WITH THE EAST LINE OF TRACT 384  
 335 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION  
 336 OF ALL UNSURVEYED TOWNSHIP 31 SOUTH", RANGE 37 EAST,  
 337 IN ST. LUCIE COUNTY, STATE OF FLORIDA";  
 338 THENCE RUN NORTHERLY ALONG SAID 165 FOOT PARALLEL  
 339 LINE, APPROXIMATELY 0.13 MILES TO THE NORTH LINE OF  
 340 SAID TRACT 384;  
 341 THENCE RUN WESTERLY ALONG SAID NORTH LINE OF TRACT  
 342 384, APPROXIMATELY 0.10 MILES TO THE NORTHWEST CORNER  
 343 OF SAID TRACT 384, ALSO BEING THE SOUTHWEST CORNER OF  
 344 TRACT 306 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 345 SUBDIVISION OF ALL UNSURVEYED TOWNSHIP 31 SOUTH, RANGE  
 346 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA";

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347 THENCE RUN NORTHERLY ALONG THE WEST LINE OF SAID TRACT  
 348 306, APPROXIMATELY 0.07 MILES TO THE INTERSECTION WITH  
 349 A LINE BEING 270 FEET SOUTH OF, NORMAL TO AND PARALLEL  
 350 WITH THE NORTH LINE OF TRACT 305 OF SAID "PLAT OF  
 351 FELLSMERE FARMS COMPANY'S SUBDIVISION OF ALL  
 352 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN ST.  
 353 LUCIE COUNTY, STATE OF FLORIDA"  
 354 THENCE RUN WESTERLY ALONG SAID 270 FOOT PARALLEL LINE,  
 355 APPROXIMATELY 0.13 MILES TO THE WEST LINE OF SAID  
 356 TRACT 305;  
 357 THENCE RUN NORTHERLY ALONG THE WEST LINE OF SAID TRACT  
 358 305, APPROXIMATELY 0.02 MILES TO THE INTERSECTION WITH  
 359 A LINE BEING 190 FEET SOUTH OF, NORMAL TO AND PARALLEL  
 360 WITH THE NORTH LINES OF TRACTS 304, 303, 302, 301, AND  
 361 300 OF SAID "PLAT OF FELLSMERE FARMS COMPANY'S  
 362 SUBDIVISION OF ALL UNSURVEYED TOWNSHIP 31 SOUTH, RANGE  
 363 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA";  
 364 THENCE RUN WESTERLY ALONG SAID 190 FOOT PARALLEL LINE  
 365 AND THE WESTERLY EXTENSION THEREOF, APPROXIMATELY 0.58  
 366 MILES, ACROSS SAID TRACTS 304, 303, 302, 301, 300 AND  
 367 A PORTION OF THE LATERAL "S" CANAL (225 FOOT WIDE  
 368 RIGHT OF WAY) TO THE WESTERLY LIMITS OF SAID "PLAT OF  
 369 FELLSMERE FARMS COMPANY'S SUBDIVISION OF ALL  
 370 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN ST.  
 371 LUCIE COUNTY, STATE OF FLORIDA";

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372 THENCE RUN NORTHERLY ALONG SAID WESTERLY LIMITS OF  
 373 "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF ALL  
 374 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN ST.  
 375 LUCIE COUNTY, STATE OF FLORIDA", APPROXIMATELY 0.50  
 376 MILES TO THE NORTHERLY LIMITS OF SAID "PLAT OF  
 377 FELLSMERE FARMS COMPANY'S SUBDIVISION OF ALL  
 378 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN ST.  
 379 LUCIE COUNTY, STATE OF FLORIDA", SAID NORTHERLY LIMITS  
 380 ALSO BEING THE COMMON TOWNSHIP LINE OF TOWNSHIP 30 AND  
 381 31 SOUTH AND THE NORTH LIMITS OF INDIAN RIVER COUNTY,  
 382 FLORIDA;  
 383 THENCE RUN EASTERLY ALONG SAID COMMON TOWNSHIP LINE OF  
 384 TOWNSHIP 30 AND 31 SOUTH AND NORTH COUNTY LINE,  
 385 APPROXIMATELY 2.00 MILES, TO THE INTERSECTION WITH THE  
 386 NORTHERLY EXTENSION OF THE CENTERLINE OF LATERAL "U"  
 387 CANAL AS LAID OUT AND IN USE; SAID CANAL CENTERLINE  
 388 ALSO BEING THE APPROXIMATE CENTERLINE OF THE LATERAL  
 389 "U" RIGHT OF WAY OF SAID "PLAT OF FELLSMERE FARMS  
 390 COMPANY'S SUBDIVISION OF ALL UNSURVEYED TOWNSHIP 31  
 391 SOUTH, RANGE 37 EAST, IN ST. LUCIE COUNTY, STATE OF  
 392 FLORIDA";  
 393 THENCE RUN SOUTHERLY ALONG SAID CENTERLINE OF LATERAL  
 394 "U", APPROXIMATELY 4.98 MILES TO THE SOUTH RIGHT OF  
 395 WAY LINE OF DITCH AND ROAD 20 OF SAID "PLAT OF  
 396 FELLSMERE FARMS COMPANY'S SUBDIVISION OF ALL

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397 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN ST.  
 398 LUCIE COUNTY, STATE OF FLORIDA";  
 399 THENCE RUN EASTERLY ALONG SAID SOUTH RIGHT OF WAY LINE  
 400 OF DITCH AND ROAD 20, APPROXIMATELY 1.16 MILES, TO THE  
 401 NORTHWEST CORNER OF TRACT 2125 OF SAID "PLAT OF  
 402 FELLSMERE FARMS COMPANY'S SUBDIVISION OF ALL  
 403 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN ST.  
 404 LUCIE COUNTY, STATE OF FLORIDA";  
 405 THENCE RUN SOUTHERLY ALONG THE WEST LINE OF SAID TRACT  
 406 2125, APPROXIMATELY 0.12 MILES, TO THE SOUTH LINE OF  
 407 SAID TRACT 2125 OF "PLAT OF FELLSMERE FARMS COMPANY'S  
 408 SUBDIVISION OF ALL UNSURVEYED TOWNSHIP 31 SOUTH, RANGE  
 409 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA";  
 410 THENCE RUN EASTERLY ALONG THE SOUTH LINE OF SAID TRACT  
 411 2125, AND ALSO TRACTS 2126, 2127, AND 2128 OF SAID  
 412 "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF ALL  
 413 UNSURVEYED TOWNSHIP 31 SOUTH, RANGE 37 EAST, IN ST.  
 414 LUCIE COUNTY, STATE OF FLORIDA", APPROXIMATELY 0.46  
 415 MILES, TO THE EAST LINE OF THE WEST 405.5 FEET OF SAID  
 416 TRACT 2128;  
 417 THENCE RUN NORTHERLY ALONG SAID EAST LINE OF THE WEST  
 418 405.5 FEET OF TRACT 2128, APPROXIMATELY 0.12 MILES, TO  
 419 THE NORTH LINE OF SAID TRACT 2128, ALSO BEING SAID  
 420 SOUTH RIGHT OF WAY LINE OF "DITCH AND ROAD 20" AS  
 421 SHOWN ON "PLAT OF FELLSMERE FARMS COMPANY'S

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422 SUBDIVISION OF ALL UNSURVEYED TOWNSHIP 31 SOUTH, RANGE  
 423 37 EAST, IN ST. LUCIE COUNTY, STATE OF FLORIDA";  
 424 THENCE RUN EASTERLY ALONG SAID NORTH LINE OF TRACT  
 425 2128, APPROXIMATELY 0.03 MILES, TO THE WEST RIGHT OF  
 426 WAY LINE OF PARK LATERAL CANAL, A 125-FOOT-WIDE RIGHT  
 427 OF WAY AS RECORDED IN DEED BOOK 10, PAGE 15, INDIAN  
 428 RIVER COUNTY, FLORIDA PUBLIC RECORDS;  
 429 THENCE RUN SOUTHERLY ALONG SAID WEST RIGHT OF WAY LINE  
 430 OF PARK LATERAL CANAL, APPROXIMATELY 0.99 MILES, TO  
 431 THE NORTH RIGHT OF WAY LINE OF "DITCH AND ROAD 24" OF  
 432 THE "PLAT OF FELLSMERE FARMS COMPANY'S SUBDIVISION OF  
 433 UNSURVEYED TOWNSHIP 32 SOUTH, RANGE 37 EAST, IN ST.  
 434 LUCIE COUNTY, STATE OF FLORIDA";  
 435 THENCE RUN EASTERLY ALONG SAID NORTH RIGHT OF WAY LINE  
 436 OF DITCH AND ROAD 24, APPROXIMATELY 0.02 MILES TO THE  
 437 EAST RIGHT OF WAY LINE OF SAID PARK LATERAL CANAL;  
 438 THENCE RUN SOUTHERLY, ALONG SAID EAST RIGHT OF WAY  
 439 LINE OF PARK LATERAL CANAL, APPROXIMATELY 0.01 MILES  
 440 TO THE SOUTH RIGHT OF WAY LINE OF SAID DITCH AND ROAD  
 441 24;  
 442 THENCE RUN EASTERLY ALONG SAID SOUTH RIGHT OF WAY LINE  
 443 OF DITCH AND ROAD 24, APPROXIMATELY 2.32 MILES TO THE  
 444 POINT OF BEGINNING.  
 445 SAID DESCRIBED DISTRICT LIMITS CONTAINING 19,691 ACRES  
 446 MORE OR LESS.

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447 THE SURVEYOR NOTES THAT THE DITCH AND ROAD NUMBERS  
 448 UTILIZED ABOVE ARE DEPICTED ON THE FELLSMERE DRAINAGE  
 449 DISTRICT PLAN OF RECLAMATION DATED JANUARY 28TH, 1920  
 450 AND ON AN UNNAMED PAGE RECORDED TOGETHER WITH "ESPY'S  
 451 SUBDIVISION" IN PLAT BOOK 2, PAGE 36, OF THE PUBLIC  
 452 RECORDS OF ST. LUCIE COUNTY, NOW INDIAN RIVER COUNTY,  
 453 FLORIDA, BUT ARE NOT DEPICTED ON AFORESAID PLATS  
 454 RECITED IN THE DESCRIPTION.

455  
 456  
 457 Section 2. Minimum charter requirements.—In accordance  
 458 with s. 189.031(3), Florida Statutes, the following are the  
 459 minimum requirements for the charter of the Headwaters Water  
 460 Control District:

461 (1) The district is organized and exists for all purposes  
 462 set forth in this act and chapter 298, Florida Statutes.

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

465 (3) In accordance with chapter 189, Florida Statutes, this  
 466 act, and ss. 298.11 and 298.12, Florida Statutes, the governing  
 467 board of the district shall be designated the "Board of  
 468 Supervisors of the Headwaters Water Control District" and shall  
 469 be composed of five persons, who shall be qualified to hold such  
 470 office if they are officers of landowners or landowners within  
 471 the district, residents of the state, and citizens of the United

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472 States, elected on a 1-acre, one-vote basis by the landowners in  
 473 the district; however, landowners owning less than 1 acre in the  
 474 aggregate shall be entitled to one vote. Landowners with more  
 475 than 1 acre shall be entitled to one additional vote for any  
 476 fraction of an acre greater than 1/2 acre owned when a  
 477 landowner's acreage has been aggregated for purposes of voting.  
 478 The membership and organization of the governing board shall be  
 479 as set forth in this charter and chapter 298, Florida Statutes,  
 480 provided this charter controls with respect to any  
 481 inconsistency.

482 (4) The compensation of the governing board members shall  
 483 be governed by this act and chapter 298, Florida Statutes.

484 (5) The administrative duties of the governing board shall  
 485 be as set forth in this act and chapters 189 and 298, Florida  
 486 Statutes.

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

492 (7) The procedures and requirements governing the issuance  
 493 of bonds, notes, and other evidence of indebtedness by the  
 494 district shall be as set forth in chapters 189 and 298, Florida  
 495 Statutes, and applicable general laws.

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

502       (9) The district may be financed by any method established  
 503 in this act, chapter 298, Florida Statutes, and other applicable  
 504 general laws of the state.

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

509       (11) The district's planning requirements shall be as set  
 510 forth in chapters 189 and 298, Florida Statutes.

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

513       (13) All properties within the district remain subject to,  
 514 and must comply with, the relevant comprehensive plan and land  
 515 development regulations of the City of Fellsmere and Indian  
 516 River County, as required by the Community Planning Act in  
 517 chapter 163, Florida Statutes, and the Annexation Agreement  
 518 between the City of Fellsmere, Indian River County, and  
 519 Fellsmere East, LLC, Bernard A. Egan Groves, Inc., and Fellsmere  
 520 Joint Venture, LLP, recorded on July 5, 2007, in Official

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521 Records Book 2181, Page 989 of Public Records of Indian River  
 522 County, Florida, as such may be amended in the future.

523 Section 3. Maintenance and use of the Lateral "U" Canal,  
 524 Park Lateral Canal, and Main Canal.—

525 (1) Lateral "U" Canal.—The Headwaters Water Control  
 526 District shall assume full responsibility for all maintenance,  
 527 including dredging and aquatic vegetation management, of the  
 528 entire Lateral "U" Canal. The canal shall be maintained to the  
 529 designed level of service as described in the 2017 Fellsmere  
 530 Water Control District Water Control Plan, as may be amended  
 531 from time to time.

532  
 533 Notwithstanding the foregoing, the Fellsmere Water Control  
 534 District shall retain the right to use the full extent of the  
 535 Lateral "U" Canal located within the Fellsmere Water Control  
 536 District Boundary for all purposes permitted under applicable  
 537 water control laws and regulations.

538 (2) Main Canal.—

539 (a) The Headwaters Water Control District shall assume  
 540 full responsibility for all maintenance, including dredging and  
 541 aquatic vegetation management, of the Main Canal located within  
 542 the Fellsmere Water Control District, from the centerline of the  
 543 Lateral "U" Canal eastward for one mile. The Fellsmere Water  
 544 Control District shall bear no further responsibility or  
 545 liability for such maintenance activities. The canal shall be

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546 maintained to the designed level of service as described in the  
547 2017 Fellsmere Water Control District Water Control Plan, as may  
548 be amended from time to time. The Headwaters Water Control  
549 District shall have the right to use the full length of the Main  
550 Canal for all purposes permitted under applicable water control  
551 laws and regulations.

552 (b) The Fellsmere Water Control District shall retain full  
553 responsibility for all maintenance, including dredging and  
554 aquatic vegetation management, of the remaining portion of the  
555 Main Canal. The Headwaters Water Control District shall bear no  
556 further responsibility or liability for such maintenance  
557 activities. The canal shall be maintained to the designed level  
558 of service as described in the 2017 Fellsmere Water Control  
559 District Water Control Plan, as may be amended from time to  
560 time.

561 (3) Park Lateral Canal.--The Fellsmere Water Control  
562 District shall retain full responsibility for all maintenance,  
563 including dredging and aquatic vegetation management, of the  
564 Park Lateral Canal located within the Fellsmere Water Control  
565 District Boundary. The Headwaters Water Control District shall  
566 bear no further responsibility or liability for such maintenance  
567 activities. The Headwaters Water Control District shall retain  
568 the historic drainage rights through the Park Lateral Canal to  
569 the Main Canal. The districts shall collaborate on a water  
570 management plan to define usage of the canals during emergency

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571 situations and other situations consistent with the original,  
572 permitted design of the system. The plan shall be adopted no  
573 later than October 1, 2027. If either district opposes any part  
574 of a proposed Water Control Plan amendment by the other  
575 district, the disputed language will be submitted to the  
576 Division of Administrative Hearings Alternative Dispute  
577 Resolution program. Should the districts fail to reach agreement  
578 through this process, either district may request a formal  
579 hearing before the Division of Administrative Hearings. The  
580 districts will share equally all costs charged by the Division  
581 of Administrative Hearings, while each district will pay its own  
582 legal fees and expenses regardless of the outcome.

583  
584 Each district shall have the right to access, travel over, and  
585 cross the other district's property at the point of intersection  
586 at the Lateral "U" Canal and the Park Lateral Canal as may be  
587 reasonably necessary to fulfill the maintenance and management  
588 duties outlined in this section, as well as any emergency  
589 repairs.

590  
591 Future amendments to the 2017 Fellsmere Water Control Plan  
592 relating to the Lateral "U" Canal, Main Canal, or Park Lateral  
593 Canal, shall be made in collaboration with the Headwaters Water  
594 Control District.

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596 Unless otherwise noted, all facilities lying within each  
597 district boundary are the responsibility of that particular  
598 district. Each District shall be responsible for any  
599 obstruction, interference, or other activity by each District or  
600 its landowners that adversely impacts the flow and drainage of  
601 water in the Lateral Canals or the Main Canal. To the extent  
602 either district fails to maintain the Lateral Canals or the Main  
603 Canal as set forth herein, the other district shall have the  
604 right but not the obligation to perform such necessary  
605 corrective action to bring a canal up to its design level of  
606 service and seek reimbursement of costs, including attorneys  
607 fees, from the non-complying district. In the event that one  
608 district intends to undertake repairs or corrective actions due  
609 to another district's non-compliance, the initiating district  
610 shall provide the non-complying district with no less than 30  
611 days' written notice of its intent to perform such corrective  
612 action. The non-complying district shall have the opportunity to  
613 cure the non-compliance within this notice period. If the non-  
614 complying district commences and diligently pursues the  
615 necessary corrective actions within the 30-day period, it shall  
616 not be held liable under this section. The non-complying  
617 district shall be granted necessary and reasonable extensions of  
618 time to take corrective action except in an emergency situation  
619 requiring immediate action. In the event of an emergency, the

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620 other district shall give the non-complying district notice via  
621 telephone and email before commencing corrective action.

622 Section 4. Charter amendments.—If the district intends to  
623 seek future legislation to add additional powers to this  
624 charter, it shall provide written notice to Indian River County  
625 and the City of Fellsmere at least 60 days prior to any meeting  
626 of the Indian River Legislative Delegation at which the matter  
627 will be considered.

628 Section 5. Provisions of chapter 298, Florida Statutes,  
629 made applicable.—The Headwaters Water Control District hereby  
630 created shall be an independent water control district and a  
631 public corporation of this state. The provisions of state law  
632 applicable to water control districts or subdistricts which are  
633 embodied in chapter 298, Florida Statutes, so far as not  
634 inconsistent with this act, are hereby declared to be applicable  
635 to the Headwaters Water Control District. The Headwaters Water  
636 Control District shall have all of the powers and authorities  
637 conferred in this act and chapter 298, Florida Statutes.

638 Section 6. Severability.—If any provision of this act or  
639 the application thereof to any person or circumstance is held  
640 invalid, the invalidity shall not affect other provisions or  
641 applications of the act which can be given effect without the  
642 invalid provision or application, and to this end the provisions  
643 of this act are declared severable.

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644           Section 7. This act shall take effect on the same date  
645 that HB 4093 or similar legislation takes effect, if such  
646 legislation is adopted in the same legislative session or an  
647 extension thereof and becomes a law.