

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT, IN AND FOR PALM BEACH COUNTY, FLORIDA. IN CHANCERY

NO. 39,465 C

IN RE: NORTH PALM BEACH)
HEIGHTS WATER CONTROL DISTRICT)

DECREE CREATING AND INCORPORATING DRAINAGE DISTRICT

This cause coming on to be heard on the Petition for Creation of Drainage District, filed herein September 17, 1958, by Palm Beach Heights, Inc., pursuant to the provisions of Chapter 298, Florida Statutes 1957, commonly known as the General Drainage Law; and

It appearing to the Court and the Court finding that said Petition is in due and proper form and has been executed by the owner of a majority of the acreage of the lands contained in the proposed Drainage District, as described in said Petition, and that Notice of Application to form said Drainage District, as required by Section 298.02, Florida Statutes 1957, has been duly given by publication once a week for four consecutive weeks in a newspaper published in Palm Beach County in the State of Florida, and requiring all persons affected by the formation of said Drainage District and rendered liable to taxation for the purpose of paying the expenses of organization and making and maintaining the improvements that may be necessary to effect the reclamation of the lands included in such District to appear at the Office of the Clerk of the Circuit Court of Palm Beach County, Florida, on November 3, 1958, being not less than twenty (20) days after the final notice was published for four consecutive weeks, and show cause, if any there be, why said Drainage District as set forth in

said Petition shall not be organized as a public corporation of the State of Florida; and

It further appearing that no owner or holder of lands in said Drainage District, or any other person whomsoever, has filed any answer or objection in writing or otherwise to said Petition, opposing the organization and incorporation of said District, and no objections having been made by anyone in any manner to the granting of the prayers of said Petition; and

It further appearing to the Court, and the Court finding that all of said lands embraced in the Petition herein lie in a contiguous body and are wet and overflowed and subject to overflow, and in their present state and condition are unsuited for agricultural or residential purposes or other public utility or benefit, and that by a proper system of drainage and reclamation said lands can be made well suited for agricultural, residential and other public benefits and utilities; and

It further appearing to the Court and the Court finding that the establishment of said Drainage District and the improvements to be made thereunder will be for the advantage of the owners of the real property therein; and to protect said lands from the effects of water for sanitary or agricultural purposes and to render said lands conducive to the public health, convenience or welfare, or of public utility or benefit; and it further appearing, and the Court finding that all of the allegations, statements and representations in said Petition contained are true and that the prayers thereof should be granted, and the Court being fully advised in the premises, it is thereupon,

ORDERED, ADJUDGED AND DECREED as follows:

1. That the prayers of said Petition be, and the same are hereby, granted, and that all those certain pieces, parcels and tracts of land in Palm Beach County, Florida, described in said Petition and included within the following described boundary line, to-wit:

Beginning at the S. E. corner of Section 22, Township 41 South, Range 42 East; thence running in a westerly direction along the southerly boundary of the said Section 22 to its intersection with the easterly boundary of the right-of-way of the Sunshine State Parkway; thence along said easterly boundary through Sections 22 and 15 to its intersection with the quarter-section line of said Section 15; thence easterly along said quarter-section line to a point one hundred (100) feet west of the easterly boundary of said Section 15; thence northerly along a line parallel to and one hundred (100) feet, measured at right angles, westerly from the easterly boundary of said Sections 15, 10 and 3 to the intersection with the south right-of-way line of State Road No. 708 (Indian Town Road); thence easterly along said southerly right-of-way line a distance of one hundred (100) feet, more or less, to the intersection with the easterly boundary of said Section 3; thence in a southerly direction along the easterly boundary of said Sections 3, 10, 15 and 22 to the point of beginning;

be, and the same are hereby, created and established into a Drainage District and said Drainage District is declared and decreed to be a public corporation of the State of Florida, pursuant to the provisions of Chapter 298, Florida Statutes 1957.

2. That said Drainage District shall be known and designated as and shall use the corporate name of "NORTH PALM BEACH HEIGHTS WATER CONTROL DISTRICT" and shall have a corporate existence of ninety-nine (99) years next after the date of this decree.

DONE AND ORDERED at West Palm Beach, Florida, this 5th day of November, A. D. 1958.

Filed this 5th day of November, 1958 at 2:10 P.M.
 and recorded in CHANCERY OR DEEDS
 BOOK, No. 252, Page 322, Record verified
 J. ALEX ARNETTE, Clerk
 By Thaddeus P. Plant, D. C.

James R. Knott
 Circuit Judge