

HOLD HARMLESS COVENANT

This **Hold Harmless Covenant** is hereby granted this ____ day of _____, 202__, by **Jacksonville Electric Authority**, whose address is **225 N Pearl Street, Jacksonville, Florida 32202** ("Grantor") in favor of the **CITY OF JACKSONVILLE**, a consolidated political subdivision and municipal corporation existing under the laws of the State of Florida, whose mailing address is 117 West Duval Street, Jacksonville, Florida 32202 ("City").

IN CONSIDERATION for the closure and/or abandonment of City right-of-way or easement areas pursuant to **CITY ORDINANCE 2024-____**, a copy of which is attached hereto and incorporated by reference (the "Ordinance"), located near **RE# 115633-0000** in **Council District 7** and established in **Talleyrand Heights Plat Book 3, Page 5**, and **Thompson's Addition to East Springfield Plat Book 6 Page 48** of the Current Public Records of Duval County, Florida.

Grantor, its successors and assigns, holds harmless, indemnifies, and will defend **CITY OF JACKSONVILLE**, its members, officials, officers, employees, and agents against any claim, action, loss, damage, injury, liability, cost and expense of whatever kind or nature (including, but not by way of limitation, attorney fees and court costs) arising out of injury (whether mental or corporeal) to persons, including death, or damage to property, arising out of or incidental to the use of the abandoned right-of-way or easement areas, more particularly described in **Exhibit "A"**, attached hereto and incorporated herein by reference (the "Property"); including, but not limited to such injuries or damages resulting from flooding or erosion. This **Hold Harmless Covenant** shall run with the real property described in **Exhibit "A"**. The adjacent property owner(s) who acquire the Property as a result of the abandonment shall be responsible for maintaining the Property.

Furthermore, the Property shall remain totally unobstructed by any permanent improvements that may impede the use by the City or JEA of their reserved easement rights, if any, under the provisions of the reserved easement and/or the Ordinance. In the event that such easement rights are reserved by City or JEA: (a) the construction of driveways and the installation of fences, hedges, and landscaping is permissible but subject to removal or damage by the City or JEA at the expense of the Grantor, its successors and assigns, for any repairs to or replacement of the improvements; and (b) Grantor, its successors and assigns, shall indemnify, defend, and hold City and JEA harmless from, any and all loss, damage, action, claim, suit, judgment, cost, or expense for injury to persons (including death) or damage to property and improvements (including destruction), in any manner resulting from or arising out of the installation, replacement, maintenance or failure to maintain, or removal of any improvements placed within the easement area by Grantor, its successors or assigns, and the City's or JEA's exercise of their rights in the reserved easement.

**Signed and Sealed
in Our Presence:**

GRANTOR:

(Sign) _____

By: _____

(Print) _____

Name:

Title:

(Sign) _____

(Print) _____

**STATE OF FLORIDA
COUNTY OF DUVAL**

The foregoing instrument was acknowledged before me by means of ☐ physical presence or ☐ online notarization, this ____ day of _____, 202__, by _____.

{NOTARY SEAL}

[Signature of Notary Public-State of Florida]

[Name of Notary Typed, Printed, or Stamped]

Personally Known _____ OR Produced Identification _____

Type of Identification Produced _____



May 02, 2024

Work Order No. 24-097.00

File No. 130C-05.00 A

16th Street West – Road Closure

A portion of Section 6 and a portion of Section 8, the D.I. Barton Donation, all in Township 2 South, Range 27 East, Duval County, Florida, being more particularly described as follows:

All of that portion of 14th Street (now commonly known as 16th Street), as shown on the Plat of Talleyrand Heights, recorded in Plat Book 3, Page 5, of the Current Public Records of said Duval County, together with all of that portion of "Street", lying south of, and adjacent to Blocks 24, 25, and 32, as shown on the Plat of Thompson's Addition to East Springfield, as recorded in Plat Book 6, Page 48, of said Current Public Records, together with that portion of 16th Street, as shown on the Topographical Map of the Engineer Department of Jacksonville, Florida, File Number H-2886, together with that portion of 16th Street, as shown on the Highway Department Office of the City Engineer of Jacksonville, Florida, File Number 5000/382, together with that portion of a 60-foot wide Right-of-Way lying East of Buckman Street, South of City of Jacksonville Ordinance BB-128, and North of SUB-DIV. PART LOT-1-SEC-6-T-2-S-R-27E. as shown on the Office of the City Engineer of Jacksonville, Florida, File Number 5000/433, all shown on the Topographical Map of the Engineer Department of Jacksonville, Florida, File Number H-3022, together with that portion of 16th Street, as shown on the Office of the City Engineer of Jacksonville, Florida, File Number 5000/442.

This legal description is intended to explicitly and solely describe only that portion of what is currently and commonly known as 16th Street East, which lies east of Buckman Street and west of Talleyrand Avenue, in the City of Jacksonville, Duval County, Florida, for the purposes of a City of Jacksonville Road Closure.

