

HOLD HARMLESS COVENANT

This **Hold Harmless Covenant** is hereby granted this _____ day of _____, 2019, by **KB HOME JACKSONVILLE, LLC**, a Delaware limited liability company whose address is 10475 Fortune Parkway, #100, Jacksonville, FL 32256 (Grantor) in favor of the **CITY OF JACKSONVILLE**, a Municipal Corporation, whose mailing address is 117 Duval Street West, Jacksonville, FL 32202 (City).

IN CONSIDERATION for the closure and/or abandonment, by **CITY ORDINANCE** _____, a copy of which is attached hereto and incorporated by reference, located at Hidden Oaks Lane in Council District 12 and established in the Official Public Records of Duval County, Florida at Plat Book 5, Page 93.

KB HOME JACKSONVILLE, LLC, the Applicant and 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 rights-of-way areas, more particularly described in **Exhibit "A,"** attached hereto, 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.

**Signed and Sealed
in Our Presence:**

**GRANTOR:
KB HOME JACKSONVILLE, LLC**

(Sign) _____

(Sign) _____

(Print) _____

(Print) _____

Its Managing Member

(Sign) _____

(Print) _____

**STATE OF FLORIDA
COUNTY OF DUVAL**

The foregoing was acknowledged before me this _____ day of _____, 2019 by _____, Managing Member, on behalf of **KB HOME JACKSONVILLE, LLC**. Such person is personally known to me or produced _____ as identification.

**NOTARY PUBLIC
State of Florida**

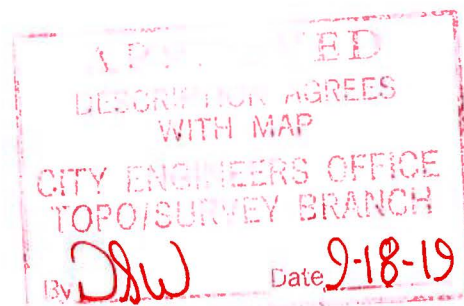
EXHIBIT A

NORMANDY CARTER R/W CLOSURES

LEGAL DESCRIPTIONS OF JACKSONVILLE HEIGHTS RIGHTS-OF WAYS TO BE CLOSED AND ABANDONED:

- That portion of 100' wide Old Gainesville Road R/W running through Tracts 3, 13 & 14, Block 1, Section 32, Township 2 South, Range 25 East
- 15' wide R/W along the East boundaries of Tracts 15 & 16, Block 1, Section 32, Township 2 South, Range 25 East
- 15' wide R/W along the South boundary of Tract 13, Block 1, Section 32, Township 2 South, Range 25 East
- 30' wide R/W along the South boundaries of Tracts 14 & 16, Block 1 and the Northern lines of Tracts 1 & 3, Block 4, all being within Section 32, Township 2 South, Range 25 East
- 15' wide R/W along the East lines of Tracts of 1 & 2, Block 4, Sections 32, Township 2 South, Range 25 East and North of Normandy Boulevard
- 15' wide R/W along the West lines of Tracts 7 & 8, Block 3, Section 33, Township 2 South, Range 25 East and North of Normandy Boulevard
- 15' wide R/W along the Westerly 400' of the North line of Tract 7, Block 3, Section 33, Township 2 South, Range 25 East

AS SHOWN ON THE PLAT OF JACKSONVILLE HEIGHTS AS RECORDED IN PLAT BOOK 5, PAGE 93,
OF THE CURRENT PUBLIC RECORDS IN DUVAL COUNTY, FLORIDA



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EXHIBIT A
NORMANDY CARTER R/W CLOSURES

