

HOLD HARMLESS COVENANT

This **Hold Harmless Covenant** is hereby granted this ____ day of _____, 2023, by Holly King, whose address is **436 Jefferson Road**, Jacksonville, Florida 32225 (“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 2023-_____**, a copy of which is attached hereto and incorporated by reference (the “Ordinance”), located near **RE# 163143-0000** in Council District 2 and as established in the Plat of Atlantic Boulevard Estates, as recorded in Plat Book 18, Page 46.

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:

(Sign) _____

Title:

(Print) _____

**STATE OF FLORIDA
COUNTY OF DUVAL**

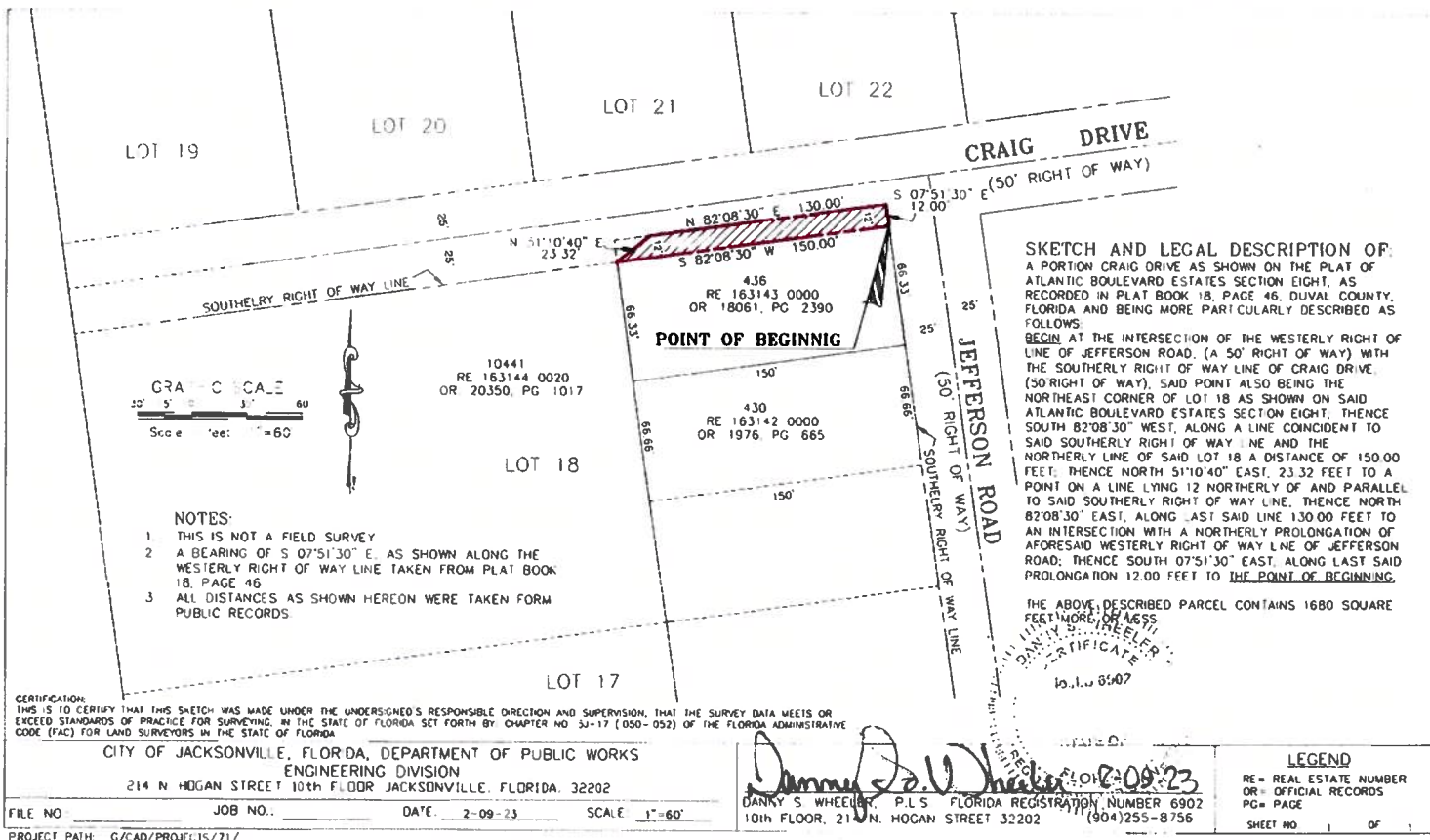
The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this ____ day of _____ 2023, by _____.

{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 _____

EXHIBIT "A"



SKETCH AND LEGAL DESCRIPTION OF:
 A PORTION CRAIG DRIVE AS SHOWN ON THE PLAT OF ATLANTIC BOULEVARD ESTATES SECTION EIGHT, AS RECORDED IN PLAT BOOK 18, PAGE 46, DUVAL COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 BEGIN AT THE INTERSECTION OF THE WESTERLY RIGHT OF LINE OF JEFFERSON ROAD. (A 50' RIGHT OF WAY) WITH THE SOUTHERLY RIGHT OF WAY LINE OF CRAIG DRIVE. (50' RIGHT OF WAY). SAID POINT ALSO BEING THE NORTHEAST CORNER OF LOT 18 AS SHOWN ON SAID ATLANTIC BOULEVARD ESTATES SECTION EIGHT, THENCE SOUTH 82°08'30" WEST, ALONG A LINE COINCIDENT TO SAID SOUTHERLY RIGHT OF WAY LINE AND THE NORTHERLY LINE OF SAID LOT 18 A DISTANCE OF 150.00 FEET, THENCE NORTH 51°10'40" EAST, 23.32 FEET TO A POINT ON A LINE LYING 12' NORTHERLY OF AND PARALLEL TO SAID SOUTHERLY RIGHT OF WAY LINE, THENCE NORTH 82°08'30" EAST, ALONG LAST SAID LINE 130.00 FEET TO AN INTERSECTION WITH A NORTHERLY PROLONGATION OF AFORESAID WESTERLY RIGHT OF WAY LINE OF JEFFERSON ROAD; THENCE SOUTH 07°51'30" EAST, ALONG LAST SAID PROLONGATION 12.00 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 1680 SQUARE FEET MORE OR LESS.
 DANNY S. WHEELER
 SURVEYOR
 10,110 8507

CERTIFICATION:
 THIS IS TO CERTIFY THAT THIS SKETCH WAS MADE UNDER THE UNDERSIGNED'S RESPONSIBLE DIRECTION AND SUPERVISION, THAT THE SURVEY DATA MEETS OR EXCEEDS STANDARDS OF PRACTICE FOR SURVEYING, IN THE STATE OF FLORIDA SET FORTH BY CHAPTER NO. 30-17 (050-052) OF THE FLORIDA ADMINISTRATIVE CODE (FAC) FOR LAND SURVEYORS IN THE STATE OF FLORIDA.

CITY OF JACKSONVILLE, FLORIDA, DEPARTMENT OF PUBLIC WORKS
 ENGINEERING DIVISION
 214 N HOGAN STREET 10th FLOOR JACKSONVILLE, FLORIDA 32202

Danny S. Wheeler
 DANNY S. WHEELER, P.L.S. FLORIDA REGISTRATION NUMBER 6902
 1011 FLOOR, 214 N. HOGAN STREET 32202 (904)255-8756

LEGEND
 RE = REAL ESTATE NUMBER
 OR = OFFICIAL RECORDS
 PG = PAGE
 SHEET NO. 1 OF 1

FILE NO. _____ JOB NO. _____ DATE: 2-09-23 SCALE 1"=60'

PROJECT PATH: G/CAD/PROJECTS/71/