

## **DONATION AGREEMENT**

This DONATION AGREEMENT (hereinafter "Agreement") is entered into by the CITY OF ALACHUA, a Florida municipality, (hereinafter "the City") and MEGAHEE ENTERPRISES, LTD., LLLP, a Florida limited liability limited partnership, (hereinafter "Megahee"), who may be jointly referred to as the "Parties" and who covenant and agree as follows:

1. Megahee is the owner of tax parcel number 03067-001-001. The City desires to construct a Waste Water Lift Station designed to support the waste water facilities of the City of Alachua (the "Lift Station") on the property described on Exhibit "A" attached hereto, which is a portion of said tax parcel number (hereinafter the "Subject Property").
2. Megahee agrees to donate and convey the Subject Property to the City at no cost to the City.
3. The Parties agree to promptly record the Warranty Deed with Reverter language, the form of which is attached hereto as Exhibit "B". In the event the Reverter provision is exercised, then the City shall cause any and all liens and encumbrances placed by the City or its agents, and affecting the Subject Property, to be removed and/or satisfied by an appropriate instrument recorded on the Public Records of Alachua County, Florida.
4. The City shall pay for the recording of the Warranty Deed and documentary stamp taxes on the Deed, if any. Megahee shall provide an owner's title insurance in the amount of \$5,000.00 for the Subject Property, and the City shall be responsible for paying for this title insurance.

5. Construction of the Lift Station shall commence on or before March 1, 2019 and shall be substantially complete on or before March 1, 2020.

6. In the event of a dispute between the Parties, the remedy of specific performance shall be the sole remedy available to the Parties. Venue for any dispute arising out of this Agreement shall be in the Circuit Court in and for Alachua County, Florida.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

Witnesses:

CITY OF ALACHUA "City"

\_\_\_\_\_  
Print Name: \_\_\_\_\_


By: \_\_\_\_\_


Its \_\_\_\_\_

\_\_\_\_\_  
Print Name: \_\_\_\_\_

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

Witnesses:

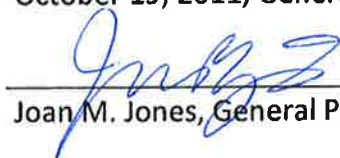
  
Print Name: Teresa Davis

  
Print Name: Joan M. Jones

MEGAHEE ENTERPRISES, LTD., LLLP, "Donor"

By: 

Richard L. Jones, as Trustee of the  
Megahee Enterprises Trust u/t/a dated  
October 19, 2011, General Partner

  
Joan M. Jones, General Partner