

**AGENDA**  
**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**GOVERNING BOARD MEETING AND PUBLIC HEARING**

**OPEN TO THE PUBLIC**

May 14, 2015  
9:00 a.m.

Putnam Lodge  
Cross City, Florida

1. Call to Order
2. Roll Call
3. Announcement of any Amendments to the Agenda by the Chair  
**Amendments Recommended by Staff:**
4. Public Comment
5. Consideration of the following Items Collectively by Consent:
  - Agenda Item 6 - Approval of Minutes – April 14, 2015, Governing Board Meeting and Workshop Minutes
  - Agenda Item 9 – Approval of March 2015 Financial Report
  - Agenda Item 10 - Approval of Fiscal Year 2014 Financial Audit from Powell and Jones
  - Agenda Item 11 - Approval of the Inspector General Audit Report for Cash Receipts and Cash Disbursements from Law, Redd, Crona & Munroe, P.A., Inspector General
  - Agenda Item 22 - Approval of a Modification of Water Use Permit 2-065-220044-4 with a 0.3209 mgd Decrease in Allocation and a Consolidation of Three Permits Authorizing the Use of 1.2707 mgd of Groundwater for Agricultural Use at the Jeffco Dairy, LLC Project, Jefferson County
  - Agenda Item 23 - Approval of a Modification of Water Use Permit 2-041-221210-2 with a 0.0207 mgd Increase in Allocation and a Nine-Year Permit Extension Authorizing the Use of 0.0707 mgd of groundwater for Agricultural Use at the Landers 80 Project, Gilchrist County
  - Agenda Item 24 - Approval of a Modification of Water Use Permit 2-041-216438-3 with a 0.0067 mgd Increase in Allocation and a Nine-Year Permit Extension Authorizing the Use of 0.0504 mgd of Groundwater for Agricultural Use at the Pretty House Project, Gilchrist County
  - Agenda Item 25 - Approval of a Modification of Water Use Permit 2-075-221238-2 with a 0.2477 mgd Increase in Allocation and a Five-Year Permit Extension Authorizing the Use of 0.2492 mgd of Groundwater for Agricultural Use at the Simpson Jr Farms, LLC Project, Levy County
  - Agenda Item 26 - Approval of a Modification of Water Use Permit 2-041-221225-2 with a 0.0586 mgd Decrease in Allocation and a Nine-Year Permit Extension Authorizing the Use of 0.0164 mgd of Groundwater for Agricultural Use at the R S Farms Project, Gilchrist County

- Agenda Item 27 - Approval of a Modification of Water Use Permit 2-079-221676-3 with a 0.6912 mgd Decrease in Allocation and a Consolidation of Three Permits Authorizing the Use of 2.2577 mgd of Groundwater for Agricultural Use at the Hazelton Project, Madison County
- Agenda Item 32 - Request for Authorization to Publish Notice of Rule Development to Amend Chapter 40B-3, Florida Administrative Code (F.A.C.) and File Rule and any Changes with the Department of State if no Objections are Received
- Agenda Item 35 - Approval of Updated Employment Policy
- Agenda Item 36 - Approval of Updated Vehicle Use Policy

Page 8

6. Approval of Minutes – April 14, 2015, Governing Board Meeting and Workshop Minutes - **Recommend Consent**
7. Items of General Interest for Information/Cooperating Agencies and Organizations
  - A. Presentation of Hydrologic Conditions by Tom Mirti, Bureau Chief, Water Resource Division
  - B. Cooperating Agencies and Organizations

**GOVERNING BOARD LEGAL COUNSEL**

**Tom Reeves**

8. Update of Legal Activities

**DIVISION OF ADMINISTRATION AND OPERATIONS**

**Dave Dickens, Director**

AO Page 1

9. Approval of March 2015 Financial Report - **Recommend Consent**

AO Page 12

10. Approval of Fiscal Year 2014 Financial Audit from Powell and Jones - **Recommend Consent**

AO Page 85

11. Approval of the Inspector General Audit Report for Cash Receipts and Cash Disbursements from Law, Redd, Crona & Munroe, P.A., Inspector General - **Recommend Consent**

AO Page 100

12. Ace Ranch Conservation Easement Recommendation Following Mediation

AO Page 124

13. Strickland Field, LLC Conservation Easement Recommendation for Cattle Grazing

AO Page 130

14. Amendment to Plum Creek Timberlands L.P. Conservation Easements in Levy County

AO Page 164

15. Land and Facilities Operations Activity Summary

**DIVISION OF WATER SUPPLY**

**Carlos Herd, P.G., Director**

WS Page 1

16. Authorization to Enter into a Contract for Recharge Well and Monitor Well Construction Services for the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project

- WS Page 3      17. Authorization to Enter into a Contract with Atkins, Inc., for Recharge Well and Monitor Well Construction Management Services for the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project
- WS Page 9      18. Approval to Enter into Contracts for the May 2015 Florida Department of Environmental Protection Springs Agricultural Cost-Share Program
- WS Page 11     19. Authorization to Extend Contract Number 10/11-021 for Suwannee River Partnership (SRP) Cooperative Conservation Technician Services with Florida Department of Agriculture and Consumer Services (FDACS)
- WS Page 12     20. Agricultural Water Use Monitoring Update

**DIVISION OF WATER RESOURCES**

**Erich Marzolf, Ph.D., Director**

- WR Page 1      21. Authorization to Amend Fiscal Year 2014/2015 Budget with Amendment No. 12 for Unanticipated and Unbudgeted Expenses to Receive a Grant from the National Fish and Wildlife Foundation for Restoration Planning Related to the Deep Water Horizon Oil Spill and Updating the District's Surface Water and Improvement and Management (SWIM) Plans

**DIVISION OF RESOURCE MANAGEMENT**

**Tim Sagul, P.E., Director**

- RM Page 1      22. Approval of a Modification of Water Use Permit 2-065-220044-4 with a 0.3209 mgd Decrease in Allocation and a Consolidation of Three Permits Authorizing the Use of 1.2707 mgd of Groundwater for Agricultural Use at the Jeffco Dairy, LLC Project, Jefferson County - **Recommend Consent**
- RM Page 12     23. Approval of a Modification of Water Use Permit 2-041-221210-2 with a 0.0207 mgd Increase in Allocation and a Nine-Year Permit Extension Authorizing the Use of 0.0707 mgd of groundwater for Agricultural Use at the Landers 80 Project, Gilchrist County - **Recommend Consent**
- RM Page 21     24. Approval of a Modification of Water Use Permit 2-041-216438-3 with a 0.0067 mgd Increase in Allocation and a Nine-Year Permit Extension Authorizing the Use of 0.0504 mgd of Groundwater for Agricultural Use at the Pretty House Project, Gilchrist County - **Recommend Consent**
- RM Page 30     25. Approval of a Modification of Water Use Permit 2-075-221238-2 with a 0.2477 mgd Increase in Allocation and a Five-Year Permit Extension Authorizing the Use of 0.2492 mgd of Groundwater for Agricultural Use at the Simpson Jr Farms, LLC Project, Levy County - **Recommend Consent**
- RM Page 38     26. Approval of a Modification of Water Use Permit 2-041-221225-2 with a 0.0586 mgd Decrease in Allocation and a Nine-Year Permit Extension Authorizing the Use of 0.0164 mgd of Groundwater for Agricultural Use at the R S Farms Project, Gilchrist County - **Recommend Consent**

- RM Page 47      27. Approval of a Modification of Water Use Permit 2-079-221676-3 with a 0.6912 mgd Decrease in Allocation and a Consolidation of Three Permits Authorizing the Use of 2.2577 mgd of Groundwater for Agricultural Use at the Hazelton Project, Madison County - **Recommend Consent**
- RM Page 57      28. Approval of a Modification of Water Use Permit 2-079-221866-3 with a 0.1144 mgd Increase in Allocation and a Consolidation of Three Existing Permits Authorizing the Use of 2.1929 mgd of Groundwater for Agricultural Use at the Woodlands Cumberland Project, Madison County
- RM Page 68      29. Approval of a Renewal of Water Use Permit 2-029-216823-4, with a 0.5022 mgd Increase in Allocation, Authorizing the Use of 1.2200 mgd of Groundwater for Public Supply and Institutional Use at the Town of Cross City Project, Dixie County
- RM Page 78      30. Approval of Permit Transfer and Modification of Water Use Permit 2-075-220952-5, with a 6.2738 mgd Decrease in Allocation and a Ten-Year Permit Extension, Authorizing the Use of 2.6802 mgd of Groundwater for Agricultural Use at the Sleepy Creek Lands, LLC Chiefland Project, Levy County
- RM Page 89      31. Approval of a Modification of Water Use Permit 2-047-221736-2 with a 0.9448 mgd Increase in Allocation Authorizing the Use of 2.7108 mgd of Groundwater for Agricultural Use at the Coggins Farm Supply Project, Hamilton County
- RM Page 101     32. Request for Authorization to Publish Notice of Rule Development to Amend Chapter 40B-3, Florida Administrative Code (F.A.C.) and File Rule and any Changes with the Department of State if no Objections are Received - **Recommend Consent**
- RM Page 105     33. Permitting Summary Report
- RM Page 108     34. Enforcement Status Report

**EXECUTIVE OFFICE**

**Ann B. Shortelle, Ph.D., Executive Director**

- EO Page 1      35. Approval of Updated Employment Policy - **Recommend Consent**
- EO Page 11     36. Approval of Updated Vehicle Use Policy - **Recommend Consent**
- EO Page 15     37. **Public Hearing** and Consideration of Resolution Number 2015-12 Authorizing the Purchase of the Alligator Creek / Steffen Property, 14+/- Acres in Bradford County
- EO Page 37     38. Interagency Agreement Between Suwannee River Water Management District and Southwest Florida Water Management District Providing for Implementation of Year-Round Water Conservation Measures and Water Shortage Plan for Levy County
- EO Page 43     39. Proclamation for Water Re-Use Week

- EO Page 45      40. Approval of Resolution Number 2015-09, Appreciation and Commendation for the Service of Donald "Ray" Curtis III, to the Citizens of the Suwannee River Water Management District
- EO Page 47      41. Approval of Resolution Number 2015-10, Appreciation and Commendation for the Service of Dr. George Cole to the Citizens of the Suwannee River Water Management District
- EO Page 49      42. North Florida Regional Water Supply Partnership Stakeholder Committee Update
- EO Page 50      43. Land Acquisition and Disposition Activity Report
- EO Page 52      44. District's Weekly Activity Reports
45. Announcements

Unless otherwise noted, all meetings are at District Headquarters in Live Oak, Florida

June 9, 2015	9:00 a.m.	Board Meeting District Headquarters Workshop
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**\*\*Board Workshops immediately follow Board Meetings unless otherwise noted.**

46. Adjournment

Any member of the public, who wishes to address the Board on any agenda item, or any other topic, must sign up (including the completion of the required speaker forms) with the Executive Director or her designee before the time designated for Public Comment. During Public Comment, the Chair shall recognize those persons signed up to speak on agenda items first. To the extent time permits, the Chair shall thereafter recognize those persons signed up to speak on non-agenda items. Unless leave is given by the Chair, (1) all speakers will be limited to three minutes per topic, (2) any identifiable group of three persons or more shall be required to choose a representative, who shall be limited to five minutes per topic. When recognized by the Chair during Public Comment, a speaker may request to be allowed to make his or her comments at the time the Board considers a particular agenda item. The Chair may grant or deny such request in the Chair's sole discretion.

Definitions:

•"Lobbies" is defined as seeking to influence a district policy or procurement decision or an attempt to obtain the goodwill of a district official or employee. (112.3261(1)(b), Florida Statutes [F.S.]

•"Lobbyist" is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity. (112.3215(1)(h), F.S.)

The Board may act upon (including reconsideration) any agenda item at any time during the meeting. The agenda may be changed only for good cause as determined by the Chair and stated in the record. If, after the regular time for Public Comment, the agenda is amended to add an item for consideration, the Chair shall allow public comment on the added agenda item prior to the Board taking action thereon.

All decisions of the Chair concerning parliamentary procedures, decorum, and rules of order will be

final, unless they are overcome by a majority of the members of the Board in attendance.

If any person decides to appeal any decision with respect to any action considered at the above referenced meeting and hearing, such person may need to ensure a verbatim record of the proceeding is made to include testimony and evidence upon which the appeal is made.

AGENDA  
SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
GOVERNING BOARD WORKSHOP

OPEN TO THE PUBLIC

May 15, 2015  
Following Board Meeting

Putnam Lodge  
Cross City, FL

- Legislative Summary
- Water Conservation Update
- Projects Update

SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
MINUTES OF  
GOVERNING BOARD MEETING AND PUBLIC HEARING

Note: A digital recording system has been used to record these proceedings and is on file in the permanent files of the District. A copy of the Governing Board materials and handouts are a part of the record as if set out in full herein, and are filed in the permanent files of the District.

9:00 a.m., Tuesday  
April 14, 2015

District Headquarters  
Live Oak, Florida

Governing Board:

<b>Seat</b>	<b>Name</b>	<b>Office</b>	<b>Present</b>	<b>Not Present</b>
Aucilla Basin	Bradley Williams		X	
Coastal River Basin	Richard Schwab		X	
Lower Suwannee Basin	Don Quincey, Jr.	Chair	X	
Santa Fe & Wacc. Basins	Kevin W. Brown		X	
Upper Suwannee Basin	Alphonas Alexander	Vice Chair	X	
At Large	Virginia H. Johns	Sec./Treas.*	X	
At Large	Virginia Sanchez		X	
At Large	Guy N. Williams		X	
At Large	Gary Jones		X	

\*Elected during this Board Meeting

Governing Board General Counsel

<b>Name</b>	<b>Firm</b>	<b>Present</b>	<b>Not Present</b>
George T. Reeves	Davis, Schnitker, Reeves & Browning, P.A.	X	

Staff:

<b>Position</b>	<b>Name</b>	<b>Present</b>	<b>Not Present</b>
Executive Director	Ann B. Shortelle, Ph.D.	X	
Assistant Executive Director	Jon Dinges	X	
Gov. Affairs / Communications Director	Steve Minnis		X
Administration & Operations Division Director	Dave Dickens	X	
Water Supply Division Director	Carlos Herd	X	
Water Resources Division Director	Erich Marzolf	X	
Resource Mgmt. Division Director	Tim Sagul		X
GB & HR Coordinator	Lisa Cheshire	X	

Guests:

Merrilee Malwitz-Jipson, Our Santa Fe River	Jeff Hill
Jon Arthur, FDEP – FGS	Steve Gladdin
Gary Hardacre, City of Alachua	Ray Hodge, Southeast Milk
Doug Manson, Manson, Bolves & Donaldson, P.A.	Jamie Bell, SRWMD
Jennifer Sagan, AMEC	Jessy Preston, SRWMD
Dale Williams, Columbia County	Tom Mirti, SRWMD
Linda Clemens, FDEP	Bill McKinstry, SRWMD
Carolee Howe, Shenandoah Dairy	Abby Johnson, SRWMD
Georgia Schmitz	Sarah Luther, SRWMD
Steven Hollingsworth, H2O Mobile Lab	Robin Lamm, SRWMD
Cathy Street	Hugh Thomas, FDACS
Cory Mikell, H2O Mobile Lab	Tammy Girard, SRWMD
Megan Wetherington, SRWMD	Warren Zwanka, SRWMD
Stephanie Leavitt, SRWMD	

The meeting was called to order at 9:02 a.m.

Chair Quincey announced the Governor's appointments of Board members Richard Schwab and Bradley Williams and reappointment of Kevin Brown

Tom Reeves: Swearing in of Board Members Richard Schwab, Bradley Williams and Kevin Brown:

BOARD MEMBERS RICHARD SCHWAB, BRADLEY WILLIAMS AND KEVIN BROWN ACCEPTED THE OATH OF OFFICE FOR THE SUWANNEE RIVER WATER MANAGEMENT DISTRICT GOVERNING BOARD REPRESENTATION.

Chair Quincey requested nominations for Secretary/Treasurer of the Governing Board.

MRS. SANCHEZ NOMINATED MRS. JOHNS TO THE POSITION OF SECRETARY/TREASURER. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS, G. WILLIAMS AND QUINCEY.)

Agenda Item No. 3 - Announcement of any Amendments to the Agenda by the Chair.

**Amendments Recommended by Staff:**

Updated

- Division of Water Resources – Agenda Item 14 – Authorization to Enter into an Interagency Joint Funding Agreement with the United States Geological Survey, Tallahassee District, for Streamgaging Services

Chair Quincey announced he would chair the Lands Committee for the next couple of months until a replacement is appointed.

Agenda Item No. 4 – Public Comment.

- Merrilee Malwitz-Jipson, Our Santa Fe River - Moratorium on Water Use Permits over 100,000 gallons or more.
- Dale Williams, Columbia County Manager – Concerns regarding the Interagency Agreement with St. Johns River Water Management District
- Ron Williams, Columbia County Board of Commissioners - Concerns regarding the Interagency Agreement with St. Johns River Water Management District and the JEA Consumptive Use Permit
- Chair Quincey read an email from Representative Elizabeth Porter in support of the Interagency Agreement with St. Johns River Water Management District.

Agenda Item No. 5 - Consideration of the Following Items Collectively by Consent:

- Agenda Item 6 - Approval of Minutes - March 10, 2015 Governing Board Meeting and Workshop
- Agenda Item 9 - Approval of February 2015 Financial Report
- Agenda Item 15 - Approval of a Modification of Water Use Permit 2-023-215812-2 with a 1.1140 mgd Decrease in Allocation and a Ten-Year Permit Extension, Authorizing the Use of 0.2290 mgd of Groundwater for Agricultural Use at the Glenn Farm Project, Columbia County
- Agenda Item 17 – Approval of a Modification of Water Use Permit 2-079-218785-3, with a 0.0668 mgd Decrease in Allocation and a Ten-Year Permit Extension, Authorizing the Use of 0.6991 mgd of Groundwater for Agricultural Use at the Willie P. Agner Farms Project, Madison County

- Agenda Item 19 – Approval of a Modification of Water Use Permit 2-079-221571-4, with a 0.3310 mgd Decrease in Allocation and a Ten-Year Permit Extension, Authorizing the Use of 0.6157 mgd of Groundwater for Agricultural Use at the Bo Agner Farm Project, Madison County

MR. ALEXANDER MADE A MOTION TO APPROVE THE CONSENT ITEMS COLLECTIVELY. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS, G. WILLIAMS AND QUINCEY.)

Agenda Item No. 6 – Approval of Minutes.

- March 10, 2015 Governing Board Meeting
- March 10, 2015 Governing Board Workshop

THE MARCH 10, 2015 GOVERNING BOARD MEETING AND WORKSHOP MINUTES WERE APPROVED WITH THE CONSENT ITEMS.

Agenda Item No. 7 - Items of General Interest for Information/Cooperating Agencies and Organizations

- Tom Mirti gave a presentation of hydrologic conditions of the District.
- Cooperating Agencies and Organizations

**Governing Board Legal Counsel**

Agenda Item No. 8 – Update of Legal Activities – No updated provided.

**DIVISION OF ADMINISTRATION AND OPERATIONS**

Agenda Item No. 9 – Approval of February 2015 Financial Report. Approved on Consent.

Agenda Item No. 10 – Declaration as Surplus and Disposition of Capital Assets. Dave Dickens, Director, Division of Administration and Operations, presented staff recommendation to the Governing Board to declare the list of property items shown in the Board materials as surplus and authorize staff to dispose of these property items in the most cost-effective means as determined by the District and authorized by Chapter 274.05, Florida Statutes.

MR. JONES MADE A MOTION TO DECLARE THE LIST OF PROPERTY ITEMS SHOWN IN THE BOARD MATERIALS AS SURPLUS AND AUTHORIZE STAFF TO DISPOSE OF THESE PROPERTY ITEMS IN THE MOST COST-EFFECTIVE MEANS AS DETERMINED BY THE DISTRICT AND AUTHORIZED BY CHAPTER 274.05, FLORIDA STATUTES. THE MOTION WAS SECONDED BY MR. BROWN. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS, G. WILLIAMS AND QUINCEY.)

Agenda Item No. 11 – Land and Facilities Operations Activity Summary. The Land and Facilities Operations Activity Summary was provided as an informational item in the Board materials.

## **DIVISION OF WATER SUPPLY**

Agenda Item No. 12 – Third Amendment to Interagency Agreement between Suwannee River Water Management District, St. Johns River Water Management District, and Florida Department of Environmental Protection. Carlos Herd, Director, Division of Water Supply, presented staff recommendation to the Governing Board to authorize the Executive Director to execute the third amendment to the Interagency Agreement between Suwannee River Water Management District, St. Johns River Water Management District, and the Florida Department of Environmental Protection.

Ron Williams and Dale Williams, Columbia County, provided comments to the Board.

MRS. JOHNS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE THE THIRD AMENDMENT TO THE INTERAGENCY AGREEMENT BETWEEN SUWANNEE RIVER WATER MANAGEMENT DISTRICT, ST. JOHNS RIVER WATER MANAGEMENT DISTRICT, AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION. THE MOTION WAS SECONDED BY MRS. SANCHEZ. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS AND QUINCEY.) G. WILLIAMS VOTED AGAINST.

Agenda Item No. 13 – Agricultural Water Use Monitoring Update. The Agricultural Water Use Monitoring Update was provided as an informational item in the Board materials.

Board Member Guy Williams left after Agenda Item No. 13.

## **DIVISION OF WATER RESOURCES**

Agenda Item No. 14 – Authorization to Enter into an Interagency Joint Funding Agreement with the United States Geological Survey (USGS), Tallahassee District, for Streamgaging Services. **Updated** Erich Marzolf, Director, Division of Water Resources, presented staff recommendation to the Governing Board to authorize the Executive Director to enter into an Interagency Joint Funding Agreement with the United States Geological Survey in the amount of \$306,000 for continuous water quality and streamgaging services at four first magnitude springs of which \$203,000 will be provided by the District.

MRS. JOHNS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO AN INTERAGENCY JOINT FUNDING AGREEMENT WITH THE UNITED STATES GEOLOGICAL SURVEY IN THE AMOUNT OF \$306,000 FOR CONTINUOUS WATER QUALITY AND STREAM-GAGING SERVICES AT FOUR FIRST MAGNITUDE SPRINGS OF WHICH \$203,000 WILL BE PROVIDED BY THE DISTRICT. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS AND QUINCEY.)

## **DIVISION OF RESOURCE MANAGEMENT**

Agenda Item No. 15 – Approval of a Modification of Water Use Permit 2-023-215812-2 with a 1.1140 mgd Decrease in Allocation and a Ten-Year Permit Extension, Authorizing the Use of 0.2290 mgd of Groundwater for Agricultural Use to Glenn Farm, LLC, at the Glenn Farm Project, Columbia County, with Seventeen Standard Conditions and Seven Special Limiting Conditions. – Approved on Consent.

Agenda Item No. 16 – Approval of a Modification of Water Use Permit 2-047-216241-5 with a 0.4078 mgd Increase in Allocation, Authorizing the Use of 2.3365 mgd of Groundwater for Agricultural Use to Partridge Pea Farms, LLC, at the Big Woods Project, Hamilton County, with Seventeen Standard Conditions and Four Special Limiting Conditions. Warren Zwanka, Senior Hydrologist, Division of Resource Management, presented staff recommendation to the Governing Board for approval of a modification of Water Use Permit 2-047-216241-5 with a 0.4078 mgd Increase in Allocation, authorizing the use of 2.3365 mgd of groundwater for agricultural use to Partridge Pea Farms, LLC, at the Big Woods Project, Hamilton County, with Seventeen Standard Conditions and Four Special Limiting Conditions.

MR. BROWN MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO APPROVE THE MODIFICATION OF WATER USE PERMIT 2-047-216241-5 WITH A 0.4078 MGD INCREASE IN ALLOCATION, AUTHORIZING THE USE OF 2.3365 MGD OF GROUNDWATER FOR AGRICULTURAL USE TO PARTRIDGE PEA FARMS, LLC, AT THE BIG WOODS PROJECT, HAMILTON COUNTY, WITH SEVENTEEN STANDARD CONDITIONS AND FOUR SPECIAL LIMITING CONDITIONS. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS AND QUINCEY.)

Agenda Item No. 17 – Approval of a Modification of Water Use Permit 2-079-218785-3, with a 0.0668 mgd Decrease in Allocation and a Ten-Year Permit Extension, Authorizing the Use of 0.6991 mgd of Groundwater for Agricultural Use to Willie P. Agner, Sr., at the Willie P. Agner Farms Project, Madison County, with Seventeen Standard Conditions and Five Special Limiting Conditions. – Approved on Consent.

Agenda Item No. 18 – Approval of a Modification of Water Use Permit 2-121-221374-4 with a 1.1899 mgd Decrease in Allocation and a Combination of Three Permits Authorizing the Use of 7.1716 mgd of Groundwater for Agricultural Use to Lakeland Sands, LLC, at the Seldom Rest Project, Suwannee County, with Seventeen Standard Conditions and Eight Special Limiting Conditions. – Mr. Zwanka presented staff recommendation to the Governing Board for approval of a modification of Water Use Permit 2-121-221374-4 with a 1.1899 mgd Decrease in Allocation and a combination of three permits authorizing the use of 7.1716 mgd of groundwater for agricultural use to Lakeland Sands, LLC, at the Seldom Rest Project, Suwannee County, with Seventeen Standard Conditions and Eight Special Limiting Conditions.

Steve Gladdin provided comments to the Board

MRS. SANCHEZ MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO APPROVE THE MODIFICATION OF WATER USE PERMIT 2-121-221374-4 WITH A 1.1899 MGD DECREASE IN ALLOCATION AND A COMBINATION OF THREE PERMITS AUTHORIZING THE USE OF 7.1716 MGD OF GROUNDWATER FOR AGRICULTURAL USE TO LAKELAND SANDS, LLC, AT THE SELDOM REST PROJECT, SUWANNEE COUNTY, WITH SEVENTEEN STANDARD CONDITIONS AND EIGHT SPECIAL LIMITING CONDITIONS. THE MOTION WAS SECONDED BY MR. SCHWAB. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS AND QUINCEY.)

Agenda Item No. 19 – Approval of a Modification of Water Use Permit 2-079-221571-4, with a 0.3310 mgd Decrease in Allocation and a Ten-Year Permit Extension, Authorizing the Use of 0.6157 mgd of Groundwater for Agricultural Use to AFJR Farm and Land, LLC, at the Bo Agner Farm Project, Madison County, with Seventeen Standard Conditions and Six Special Limiting Conditions. – Approved on Consent.

Agenda Item No. 20 – Approval of a Modification of Water Use Permit 2-079-221718-2 with a 0.6226 mgd Increase in Allocation Authorizing the Use of 2.1541 mgd of Groundwater for Agricultural Use to Lakeland Sands, LLC, at the Valmont Project, Madison County, with Seventeen Standard Conditions and Seven Special Limiting Conditions. Mr. Zwanka presented staff recommendation to the Governing Board for approval of a modification of Water Use Permit 2-079-221718-2 with a 0.6226 mgd Increase in Allocation Authorizing the Use of 2.1541 mgd of Groundwater for Agricultural Use to Lakeland Sands, LLC, at the Valmont Project, Madison County, with Seventeen Standard Conditions and Seven Special Limiting Conditions.

MRS. SANCHEZ MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO APPROVE THE MODIFICATION OF WATER USE PERMIT 2-079-221718-2 WITH A 0.6226 MGD INCREASE IN ALLOCATION AUTHORIZING THE USE OF 2.1541 MGD OF GROUNDWATER FOR AGRICULTURAL USE TO LAKELAND SANDS, LLC, AT THE VALMONT PROJECT, MADISON COUNTY, WITH SEVENTEEN STANDARD CONDITIONS AND SEVEN SPECIAL LIMITING CONDITIONS. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS AND QUINCEY.)

Agenda Item No. 21 – Permitting Summary Report. The Permitting Summary Report was provided as an informational item in the Board materials.

Agenda Item No. 22 – Enforcement Status Report. The Enforcement Status Report was provided as an informational item in the Board materials.

## **EXECUTIVE OFFICE**

Agenda Item No. 23 – **Public Hearing** and Consideration of Resolution 2015-08 Authorizing the Exchange of Real Property Interests in Hamilton County with Christopher J. and Deanna Mericle. Jon Dinges, Assistant Executive Director, presented a recommendation to the Governing Board for authorization to approve and execute Resolution 2015-08, subject to public comment that may be received, authorizing the exchange of real property interests in Hamilton County with Christopher J. and Deanna Mericle.

Chair Quincey opened the public hearing regarding Agenda Item No. 23 to receive public comment.

No public comments were received.

Chair Quincey closed the public hearing.

MR. ALEXANDER MADE A MOTION TO APPROVE AND EXECUTE RESOLUTION 2015-08, AUTHORIZING THE EXCHANGE OF REAL PROPERTY INTERESTS IN HAMILTON COUNTY WITH CHRISTOPHER J. AND DEANNA MERICLE. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS AND QUINCEY.)

Agenda Item No. 24 – Authorization to Conduct a Detailed Assessment and Commence Negotiations with Tatum Timber and Land, Ltd., on a Fee Simple Purchase of 152.19 Acres +/- in Bradford County. Mr. Dinges presented a recommendation to the Governing Board to authorize staff to conduct a detailed assessment and commence negotiations with Tatum Timber and Land, Ltd., on a Fee Simple Purchase of 152.19 Acres +/- in Bradford County.

MRS. SANCHEZ MADE A MOTION TO AUTHORIZE STAFF TO CONDUCT A DETAILED ASSESSMENT AND COMMENCE NEGOTIATIONS WITH TATUM TIMBER AND LAND, LTD., ON A FEE SIMPLE PURCHASE OF 152.19 ACRES +/- IN BRADFORD COUNTY. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS AND QUINCEY.)

Agenda Item No. 25 – Approval of Governing Board Directive Number 15-0001, Water Resource Guidelines for Acquisition and Surplus of Lands and Procedures for Determination and Disposal of Surplus Lands. Mr. Dinges presented a recommendation to the Governing Board from the Lands Committee to approve Directive Number 15-0001 providing water resource guidelines for acquisition and surplus of lands and procedures for determination and disposal of surplus lands.

MR. JONES MADE A MOTION TO APPROVE THE LANDS COMMITTEE RECOMMENDATION TO APPROVE DIRECTIVE NUMBER 15-0001 PROVIDING WATER RESOURCE GUIDELINES FOR ACQUISITION AND SURPLUS OF LANDS AND PROCEDURES FOR DETERMINATION AND DISPOSAL OF SURPLUS LANDS. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS AND QUINCEY.)

Agenda Item No. 26 – Springs Protection Awareness Month Proclamation. Abby Johnson, Governmental Affairs & Communications Coordinator, presented a recommendation to the Governing Board to proclaim April 2015 as Springs Protection Awareness Month.

MRS. SANCHEZ MADE A MOTION TO PROCLAIM APRIL 2015 AS SPRINGS PROTECTION AWARENESS MONTH. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, JOHNS, JONES, SANCHEZ, SCHWAB, B. WILLIAMS AND QUINCEY.)

Agenda Item No. 27 – North Florida Regional Water Supply Partnership Stakeholder Advisory Committee Update. A North Florida Regional Water Supply Partnership Stakeholder Advisory Committee update was provided as an informational item in the Board materials.

Agenda Item No. 28 – Land Acquisition and Disposition Activity Report. The Land Acquisition and Disposition Activity Report was provided as an informational item in the Board materials.

Agenda Item No. 29 - District's Weekly Activity Reports. The District's Weekly Activity Reports were provided as an informational item in the Board materials.

Meeting adjourned at 11:43 a.m.

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Chair

ATTEST:

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SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
 MINUTES OF  
 GOVERNING BOARD WORKSHOP

Note: A digital recording system has been used to record these proceedings and is on file in the permanent files of the District. A copy of the Governing Board materials and handouts are a part of the record as if set out in full herein, and are filed in the permanent files of the District.

Following the Governing Board Meeting  
 April 14, 2015

District Headquarters  
 Live Oak, FL

Governing Board:

<b>Seat</b>	<b>Name</b>	<b>Office</b>	<b>Present</b>	<b>Not Present</b>
Aucilla Basin	Bradley Williams		X	
Coastal River Basin	Richard Schwab		X	
Lower Suwannee River Basin	Don Quincey, Jr.	Chair	X	
Santa Fe/Wacc. Basins	Kevin W. Brown			X
Upper Suwannee River Basin	Alphonas Alexander	Vice Chair	X	
At Large	Virginia H. Johns		X	
At Large	Virginia Sanchez		X	
At Large	Guy N. Williams			X
At Large	Gary Jones			X

Governing Board General Counsel

<b>Name</b>	<b>Firm</b>	<b>Present</b>	<b>Not Present</b>
George T. Reeves	Davis, Schnitker, Reeves & Browning, P.A.	X	

Staff:

<b>Position</b>	<b>Name</b>	<b>Present</b>	<b>Not Present</b>
Executive Director	Ann B. Shortelle, Ph.D.	X	
Assistant Executive Director	Jon Dinges	X	
Governmental Affairs/Comm. Director	Steve Minnis		X
Administration & Operations Division Director	Dave Dickens	X	
Water Supply Division Director	Carlos Herd	X	
Water Resources Division Director	Erich Marzolf	X	
Resource Mgmt. Division Director	Tim Sagul		X
GB and HR Coordinator	Lisa Cheshire	X	

Guests:

Jonathan D. Arthur, FGS	Merrilee Malwitz-Jipson, Our Santa Fe River
Tom Greenhalgh, P.G., FGS	Warren Zwanka, SRWMD
Katherine M. White, FGS	Pat Webster, SRWMD
Karlee Kuersteiner, FGS	Abby Johnson, SRWMD
Georgia Schmitz	Tom Mirti, SRWMD
	Darlene Saindon, SRWMD

Florida Geological Survey, Florida Department of Environmental Protection – Dye Trace Discussion:

Presenters:

- Jonathan D. Arthur, Ph.D., P.G.
- Tom Greenhalgh, P.G., Applied Geoscience Services
- Katherine M. White, GIS Technician 1
- Karlee Kuersteiner, Environmental Specialist II

FGS presented an update on their work delineating springsheds within the Middle Suwannee, including Falmouth, Ellaville, Suwanacoochee, Lime, Lafayette Blue, Troy, Mearson and Little River springs. The presentation discussed results and hydrologic connections determined by two dye trace studies and flow meter installations in conduits of several springs along the Middle Suwannee. This is part of an ongoing interagency project.

Update on District Drainage Well Construction

Warren Zwanka provided an overview of the construction of the District drainage well and the geology as determined from the well construction.

The workshop ended at 1:31 p.m.

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Chair

ATTEST:

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MEMORANDUM

TO: Governing Board

FROM: Dave Dickens, Division Director, Administration & Operations

DATE: April 27, 2015

RE: Approval of March 2015 Financial Report

RECOMMENDATION

**Staff recommends the Governing Board approve the March 2015 Financial Report and confirm the expenditures of the District.**

BACKGROUND

Chapter 373.553(1), F.S., authorizes the delegation of authority by the Governing Board to the Executive Director to disburse District funds, providing certification is made to the Board at the next regular meeting that such disbursement is proper, in order, and within budgetary limits. In compliance with the statutory provisions in Chapter 373, the Governing Board of the Suwannee River Water Management District has directed staff to prepare a Financial Report as attached.

If you have any questions about this recommendation or if you would like any further information regarding the District's financial transactions, please contact me.

DD/bmp  
Enclosures

**Suwannee River Water Management District  
Cash Report  
March 2015**

<b>ACCOUNT</b>	<b>Monthly Interest</b>	<b>Interest Rate %</b>	<b>Closing Balance</b>
Bank of America Permit Fee	-	-	\$163,389.69
First Federal Permit Fee	\$4.70	0.30%	\$17,855.16
First Federal Depository	\$295.09	0.37%	\$802,992.04
SPIA	\$64,620.30	1.58%	\$47,715,409.17
SBA Fund A	\$17.23	0.18%	\$17.23
<b>TOTAL</b>	<b>\$64,937.32</b>		<b>\$48,699,663.29</b>

**Suwannee River Water Management District  
Statement of Sources and Uses of Funds  
For the Month ending March 31, 2015  
(Unaudited)**

	<b>Current Budget</b>	<b>Actuals Through 3/31/2015</b>	<b>Variance (Under)/Over Budget</b>	<b>Actuals As A % of Budget</b>
<b>Sources</b>				
Ad Valorem Property Taxes	\$5,584,081	\$ 4,673,840	\$ (910,241)	84%
Intergovernmental Revenues	\$22,554,312	2,506,130	(20,048,182)	11%
Interest on Invested Funds	\$354,000	353,578	(422)	100%
License and Permit Fees	\$75,000	66,853	(8,147)	89%
Other	\$410,000	304,587	(105,413)	74%
Fund Balance	\$8,395,690	972,972	(7,422,718)	12%
<b>Total Sources</b>	<b>\$37,373,083</b>	<b>\$ 8,877,959</b>	<b>\$ (28,495,124)</b>	<b>24%</b>

	<b>Current Budget</b>	<b>Expenditures</b>	<b>Encumbrances <sup>1</sup></b>	<b>Available Budget</b>	<b>%Expended</b>	<b>%Obligated <sup>2</sup></b>
<b>Uses</b>						
Water Resources Planning and Monitoring	\$9,199,683	\$ 2,696,657	\$ 189,558	\$ 6,313,468	29%	31%
Acquisition, Restoration and Public Works	\$22,371,485	1,934,709	27,803	20,408,973	9%	9%
Operation and Maintenance of Lands and Works	\$2,700,630	966,504	14,167	1,719,959	36%	36%
Regulation	\$1,278,445	557,680	15,535	705,230	44%	45%
Outreach	\$250,484	101,910	-	148,574	41%	41%
Management and Administration	\$1,572,356	700,963	3,517	867,876	45%	45%
<b>Total Uses</b>	<b>\$37,373,083</b>	<b>\$ 6,958,422</b>	<b>\$ 250,580</b>	<b>\$ 30,164,080</b>	<b>19%</b>	<b>19%</b>

<sup>1</sup> Encumbrances represent unexpended balances of open purchase orders and contracts.

<sup>2</sup> Represents the sum of expenditures and encumbrances as a percentage of the available budget.

This financial statement is prepared as of March 31, 2015 and covers the interim period since the most recent audited financial statements.

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL**

**March 31, 2015**

Recap of All Funds	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	7,935,243.52	0.00	37,373,083.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	2,538,881.44	0.00	6,226,399.00
TOTAL OTHER PERSONAL SERVICES	2,110,566.47	25,987.89	21,723,368.00
TOTAL EXPENSES	620,541.79	44,647.32	2,113,138.00
TOTAL CAPITAL OUTLAY	238,067.27	169,769.95	653,459.00
TOTAL FIXED CAPITAL OUTLAY	779,574.85	0.00	1,610,115.00
TOTAL INTERAGENCY	670,790.59	10,174.95	5,046,604.00
TOTAL EXPENDITURES	<u>6,958,422.41</u>	<u>250,580.11</u>	<u>37,373,083.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>976,821.11</u>	<u>(250,580.11)</u>	<u>0.00</u>
NET CHANGE IN FUND BALANCE	✓ 972,971.78		

Fund 01: General Fund	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	5,482,247.97	0.00	15,756,647.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	1,480,004.38	0.00	3,541,103.00
TOTAL OTHER PERSONAL SERVICES	108,593.24	3,517.47	2,316,234.00
TOTAL EXPENSES	533,209.78	30,480.31	1,616,796.00
TOTAL CAPITAL OUTLAY	162,680.12	169,769.95	553,700.00
TOTAL FIXED CAPITAL OUTLAY	191,560.00	0.00	446,500.00
TOTAL INTERAGENCY	53,512.54	0.00	676,641.00
TOTAL EXPENDITURES	<u>2,529,560.06</u>	<u>203,767.73</u>	<u>9,150,974.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>2,952,687.91</u>	<u>(203,767.73)</u>	<u>6,605,673.00</u>

Fund 03: Lobbyist Registration	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	640.00	0.00	0.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	2,163.34	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	0.00
TOTAL EXPENSES	164.64	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	0.00	0.00	0.00
TOTAL EXPENDITURES	<u>2,327.98</u>	<u>0.00</u>	<u>0.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	✓ <u>(1,687.98)</u>	<u>0.00</u>	<u>0.00</u>

\*Excess to be covered by Reserves

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL**

**March 31, 2015**

Fund 04: Ichetucknee Springs	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
<b>TOTAL REVENUES</b>	0.00	0.00	4,250,000.00
<b>EXPENDITURES</b>			
<b>TOTAL SALARIES AND BENEFITS</b>	0.00	0.00	0.00
<b>TOTAL OTHER PERSONAL SERVICES</b>	124,855.70	0.00	4,250,000.00
<b>TOTAL EXPENSES</b>	0.00	0.00	2,750.00
<b>TOTAL CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL FIXED CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL INTERAGENCY</b>	0.00	0.00	0.00
<b>TOTAL EXPENDITURES</b>	<u>124,855.70</u>	<u>0.00</u>	<u>4,252,750.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u>(124,855.70)</u>	<u>0.00</u>	<u>(2,750.00)</u>
*Excess to be covered by DEP Reimbursement Grant			

Fund 05: Middle Suwannee	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
<b>TOTAL REVENUES</b>	0.00	0.00	1,430,000.00
<b>EXPENDITURES</b>			
<b>TOTAL SALARIES AND BENEFITS</b>	0.00	0.00	0.00
<b>TOTAL OTHER PERSONAL SERVICES</b>	61,640.10	6,935.60	1,430,000.00
<b>TOTAL EXPENSES</b>	0.00	0.00	0.00
<b>TOTAL CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL FIXED CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL INTERAGENCY</b>	0.00	0.00	0.00
<b>TOTAL EXPENDITURES</b>	<u>61,640.10</u>	<u>6,935.60</u>	<u>1,430,000.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u>(61,640.10)</u>	<u>(6,935.60)</u>	<u>0.00</u>
*Excess to be covered by DEP Reimbursement Grant			

Fund 06: Springs Restoration	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
<b>TOTAL REVENUES</b>	0.00	0.00	8,123,660.00
<b>EXPENDITURES</b>			
<b>TOTAL SALARIES AND BENEFITS</b>	3,227.34	0.00	441,800.00
<b>TOTAL OTHER PERSONAL SERVICES</b>	0.00	0.00	8,215,000.00
<b>TOTAL EXPENSES</b>	0.00	0.00	0.00
<b>TOTAL CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL FIXED CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL INTERAGENCY</b>	<u>40,700.00</u>	<u>0.00</u>	<u>1,265,100.00</u>
<b>TOTAL EXPENDITURES</b>	<u>43,927.34</u>	<u>0.00</u>	<u>9,921,900.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u>(43,927.34)</u>	<u>0.00</u>	<u>(1,798,240.00)</u>
*Excess to be covered by DEP Reimbursement Grant			

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL**

**March 31, 2015**

Fund 07: Local Revenue	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	105,600.00	0.00	84,000.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	0.00
TOTAL EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	70,000.00	0.00	84,000.00
TOTAL EXPENDITURES	<u>70,000.00</u>	<u>0.00</u>	<u>84,000.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>35,600.00</u>	<u>0.00</u>	<u>0.00</u>

Fund 08: WMLTF / Springs	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	463,728.47	0.00	2,213,161.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	317,131.51	0.00	732,724.00
OTHER PERSONAL SERVICES			
TOTAL OTHER PERSONAL SERVICES	655,327.86	0.00	2,331,991.00
TOTAL EXPENSES	2,411.76	0.00	25,750.00
TOTAL CAPITAL OUTLAY	44,225.59	0.00	49,009.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	117,392.24	10,174.95	312,181.00
TOTAL EXPENDITURES	<u>1,136,488.96</u>	<u>10,174.95</u>	<u>3,451,655.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>(672,760.49)</u>	<u>(10,174.95)</u>	<u>(1,238,494.00)</u>

\*Excess to be covered by DEP Reimbursement Grant

Fund 10: Florida Forever & P-2000	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	0.00	0.00	939,700.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	13,313.87	0.00	47,385.00
TOTAL OTHER PERSONAL SERVICES	44,688.25	0.00	923,000.00
TOTAL EXPENSES	1,070.51	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	1,100.00	0.00	576,700.00
TOTAL INTERAGENCY	0.00	0.00	0.00
TOTAL EXPENDITURES	<u>60,172.63</u>	<u>0.00</u>	<u>1,547,085.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>(60,172.63)</u>	<u>0.00</u>	<u>(607,385.00)</u>

\*Excess to be covered by Carryover from FY 2014

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL**

**March 31, 2015**

Fund 11: FEMA FY 2009	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
<b>TOTAL REVENUES</b>	7,339.25	0.00	14,000.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	7,339.25	0.00	14,000.00
TOTAL EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	0.00	0.00	0.00
<b>TOTAL EXPENDITURES</b>	<u>7,339.25</u>	<u>0.00</u>	<u>14,000.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

Fund 12: DOT ETDM	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
<b>TOTAL REVENUES</b>	0.00	0.00	0.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	30.44	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	0.00
TOTAL EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	0.00	0.00	0.00
<b>TOTAL EXPENDITURES</b>	<u>30.44</u>	<u>0.00</u>	<u>0.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u>(30.44)</u>	<u>0.00</u>	<u>0.00</u>

\*Excess to be covered by Carryover from FY 2014 / Fund Balance

Fund 13: WMLTF / Operations	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
<b>TOTAL REVENUES</b>	892,360.52	0.00	2,918,915.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	308,963.68	0.00	613,197.00
TOTAL OTHER PERSONAL SERVICES	351,729.09	0.00	932,900.00
TOTAL EXPENSES	69,755.58	14,167.01	407,208.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	586,914.85	0.00	586,915.00
TOTAL INTERAGENCY	0.00	0.00	178,500.00
<b>TOTAL EXPENDITURES</b>	<u>1,317,363.20</u>	<u>14,167.01</u>	<u>2,718,720.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u>(425,002.68)</u>	<u>(14,167.01)</u>	<u>200,195.00</u>

\*Excess to be covered by DEP Reimbursement Grant

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL**

**March 31, 2015**

Fund 15: ERP & Wetlands	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
<b>TOTAL REVENUES</b>	256,030.00	0.00	453,000.00
<b>EXPENDITURES</b>			
<b>TOTAL SALARIES AND BENEFITS</b>	267,462.15	0.00	588,021.00
<b>TOTAL OTHER PERSONAL SERVICES</b>	29,017.56	15,534.82	58,000.00
<b>TOTAL EXPENSES</b>	7,342.87	0.00	46,000.00
<b>TOTAL CAPITAL OUTLAY</b>	31,161.56	0.00	50,750.00
<b>TOTAL FIXED CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL INTERAGENCY</b>	18,720.00	0.00	15,000.00
<b>TOTAL EXPENDITURES</b>	<u>353,704.14</u>	<u>15,534.82</u>	<u>757,771.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u>(97,674.14)</u>	<u>(15,534.82)</u>	<u>(304,771.00)</u>
*Excess to be covered by DEP Reimbursement Grant			

Fund 16: Delineated Areas	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
<b>TOTAL REVENUES</b>	0.00	0.00	0.00
<b>EXPENDITURES</b>			
<b>TOTAL SALARIES AND BENEFITS</b>	23,163.86	0.00	37,814.00
<b>TOTAL OTHER PERSONAL SERVICES</b>	0.00	0.00	1,711.00
<b>TOTAL EXPENSES</b>	599.65	0.00	4,500.00
<b>TOTAL CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL FIXED CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL INTERAGENCY</b>	0.00	0.00	0.00
<b>TOTAL EXPENDITURES</b>	<u>23,763.51</u>	<u>0.00</u>	<u>44,025.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	✓ <u>(23,763.51)</u>	<u>0.00</u>	<u>(44,025.00)</u>
*Excess to be covered by Reserves			

Fund 17: License & Permit Fees	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
<b>TOTAL REVENUES</b>	37,323.40	0.00	75,000.00
<b>EXPENDITURES</b>			
<b>TOTAL SALARIES AND BENEFITS</b>	123,061.38	0.00	224,355.00
<b>TOTAL OTHER PERSONAL SERVICES</b>	0.00	0.00	1,548.00
<b>TOTAL EXPENSES</b>	0.00	0.00	0.00
<b>TOTAL CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL FIXED CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL INTERAGENCY</b>	0.00	0.00	0.00
<b>TOTAL EXPENDITURES</b>	<u>123,061.38</u>	<u>0.00</u>	<u>225,903.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	✓ <u>(85,737.98)</u>	<u>0.00</u>	<u>(150,903.00)</u>
*Excess to be covered by Reserves			

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL**

**March 31, 2015**

Fund 19: DOT Mitigation	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	0.00	0.00	0.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	359.49	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	0.00
TOTAL EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	0.00	0.00	0.00
TOTAL EXPENDITURES	359.49	0.00	0.00
EXCESS REVENUES OVER (UNDER) EXPENDITURES	(359.49)	0.00	0.00
*Excess to be covered by Reserves			

Fund 29: SRP	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	175,539.64	0.00	0.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	0.00
TOTAL EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	175,539.64	0.00	227,000.00
TOTAL EXPENDITURES	175,539.64	0.00	227,000.00
EXCESS REVENUES OVER (UNDER) EXPENDITURES	0.00	0.00	(227,000.00)

Fund 44: Surface Water Improvement	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	41,212.02	0.00	0.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	3,984.00
TOTAL EXPENSES	4,837.02	0.00	10,134.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	36,375.00	0.00	44,815.00
TOTAL EXPENDITURES	41,212.02	0.00	58,933.00
EXCESS REVENUES OVER (UNDER) EXPENDITURES	0.00	0.00	(58,933.00)

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL**

**March 31, 2015**

Fund 45: FEMA FY 2010	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	8,962.50	0.00	339,000.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	8,962.50	0.00	339,000.00
TOTAL EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	0.00	0.00	0.00
TOTAL EXPENDITURES	<u>8,962.50</u>	<u>0.00</u>	<u>339,000.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

Fund 48: FEMA FY 2011	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	303,502.50	0.00	285,000.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	303,502.50	0.00	285,000.00
TOTAL EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	0.00	0.00	0.00
TOTAL EXPENDITURES	<u>303,502.50</u>	<u>0.00</u>	<u>285,000.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

Fund 51: District Ag Cost Share	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	0.00	0.00	0.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	129,456.92	0.00	0.00
TOTAL EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	0.00	0.00	40,000.00
TOTAL EXPENDITURES	<u>129,456.92</u>	<u>0.00</u>	<u>40,000.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>✓ (129,456.92)</u>	<u>0.00</u>	<u>(40,000.00)</u>

\*Excess to be covered by Reserves

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL**

**March 31, 2015**

Fund 53: District River Cost Share	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	0.00	0.00	0.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	124,696.25	0.00	130,000.00
TOTAL EXPENSES	1,149.98	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	158,551.17	0.00	2,203,367.00
TOTAL EXPENDITURES	<u>284,397.40</u>	<u>0.00</u>	<u>2,333,367.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	✓ <u>(284,397.40)</u>	<u>0.00</u>	<u>(2,333,367.00)</u>

\*Excess to be covered by Reserves

Fund 54: FEMA FY 2012	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	103,629.75	0.00	362,000.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	103,629.75	0.00	362,000.00
TOTAL EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	0.00	0.00	0.00
TOTAL EXPENDITURES	<u>103,629.75</u>	<u>0.00</u>	<u>362,000.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

Fund 55: FEMA FY 2013	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	57,127.50	0.00	129,000.00
<b>EXPENDITURES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	57,127.50	0.00	129,000.00
TOTAL EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY	0.00	0.00	0.00
TOTAL EXPENDITURES	<u>57,127.50</u>	<u>0.00</u>	<u>129,000.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

MEMORANDUM

TO: Governing Board

FROM: Dave Dickens, Division Director, Administration & Operations

DATE: April 27, 2015

RE: Approval of Fiscal Year 2014 Financial Audit from Powell and Jones

RECOMMENDATION

**Staff recommends the Governing Board accept the Fiscal Year 2014 Financial Audit Report from Powell and Jones.**

BACKGROUND

Powell and Jones has prepared the Fiscal Year 2014 Financial Audit Report. Staff has provided support to Powell and Jones during the preparation of the report. This report:

1. Contains the District's financial statements and accompanying notes and schedules;
2. Reflects the financial activities for Fiscal Year 2014; and,
3. Contains the Auditor's opinion regarding the fairness of the financial statements.

DD/bmp  
Enclosure

**DRAFT**  
4-28-15

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**FINANCIAL STATEMENTS**  
**SEPTEMBER 30, 2014**

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
TABLE OF CONTENTS  
SEPTEMBER 30, 2014**

	Page
List of Principal Officials	3
Independent Auditor's Report	4 - 6
Management's Discussion and Analysis	7 - 12
Statement of Net Position	13
Statement of Activities	14
Balance Sheet - Governmental Funds	15
Statement of Revenues, Expenditures and Changes in Fund Balances - Governmental Funds	16
Reconciliation of the Statement of Revenues, Expenditures and Changes In Fund Balances of Governmental Funds to the Statement of Activities	17
Notes to the Financial Statements	18 - 37
<b>REQUIRED SUPPLEMENTARY INFORMATION</b>	
Schedule of Revenues, Expenditures and Changes in Fund Balances - General Fund	39
Schedule of Revenues, Expenditures and Changes in Fund Balance - Water Management and Land Trust Fund	40
Schedule of Revenues, Expenditures and Changes in Fund Balance - Land Acquisition Fund	41
Note to Schedule of Revenues, Expenditures and Changes in Fund Balances - Budget and Actual - Major Governmental Funds	42
Other Post-Employment Benefits Retirement Healthcare Plan Schedule of Funding Progress	43
Schedule of Expenditures of Federal Awards and State Financial Assistance	44 - 45
Note to Schedule of Expenditures of Federal Awards and State Financial Assistance	46
<b>OTHER SUPPLEMENTAL INFORMATION</b>	
Combining Balance Sheet - Nonmajor Governmental Funds	48 - 52
Combining Statement of Revenues, Expenditures and Changes in Fund Balance - Nonmajor Governmental Funds	53 - 56
Independent Auditor's Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with <i>Governmental Auditing Standards</i>	57 - 58
Independent Auditor's Report on Compliance for Each Major Program and on Internal Control over Compliance required by OMB Circular A-133 and Chapter 10.550, Rules of the State of Florida, Office of the Auditor General	59 - 60
Independent Auditor's Report on Compliance with Requirements That Could Have a Direct and Material Effect on Each Major State Project and on Internal Control Over Compliance in Accordance with Chapter 10.550, <i>Rules of the Auditor General</i> . Office of the Auditor General	61 - 62
Schedule of Findings and Questioned Costs	63 - 64
Summary Schedule of Prior Audit Findings	65
Management Letter	66 - 69
Independent Auditor's Report	70
Communication with Those Charged with Governance	71 - 72

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT OFFICIALS**

**LIST OF PRINCIPAL OFFICIALS**

**SEPTEMBER 30, 2014**

<b>Chairman</b>	<b>Donald J. Quincey, Jr.</b>
<b>Vice Chairman</b>	<b>Alphonas Alexander</b>
<b>Secretary-Treasurer</b>	<b>Donald R. "Ray" Curtis, III</b>
<b>Board Members</b>	<b>Kevin W. Brown Dr. George M. Cole Virginia H. Johns Gary F. Jones Virginia Sanchez Guy N. Williams</b>
<b>Executive Director</b>	<b>Dr. Ann B. Shortelle</b>

## **INDEPENDENT AUDITOR'S REPORT**

To the Honorable Board of Governors;  
Suwannee River Water Management District

### **Report on the Financial Statements**

We have audited the accompanying financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of the Suwannee River Water Management District (the District) as of and for the year ended September 30, 2014, and the related notes to the financial statements, which collectively comprise the District's basic financial statements as listed in the table of contents.

### ***Management's Responsibility for the Financial Statements***

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

### ***Auditor's Responsibility***

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

**Opinion**

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, each major fund, and the aggregate remaining fund information of the Suwannee River Water Management District, as of September 30, 2014, and the respective changes in financial position for the year then ended in accordance with accounting principles generally accepted in the United States of America.

**Other Matters**

***Required Supplementary Information***

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and budgetary comparison information be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

***Other Information***

Our audit was conducted for the purpose of forming an opinion on the financial statements that collectively comprise the Suwannee River Water Management District's basic financial statements. The combining nonmajor fund financial statements are presented for purposes of additional analysis and are not a required part of the basic financial statements. The schedule of expenditures of federal awards and state financial assistance is presented for purposes of additional analysis as required by U.S. Office of Management and Budget Circular A-133 *Compliance Supplement*, and the requirements described in the *Department of Financial Services' State Projects Compliance Supplement*, are also not a required part of the basic financial statements.

The combining nonmajor fund financial statements and the schedule of expenditures of federal awards and state financial assistance are the responsibility of management and were derived from and relate directly to the underlying accounting and other records used to prepare the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the combining nonmajor fund financial statements and the schedule of expenditures of federal awards are fairly stated in all material respects in relation to the basic financial statements as a whole.

**Other Reporting Required by *Government Auditing Standards***

In accordance with *Government Auditing Standards*, we have also issued our report dated March 10, 2015, on our consideration of the Suwannee River Water Management District's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the Suwannee River Water Management District's internal control over financial reporting and compliance.

**POWELL & JONES**  
Certified Public Accountants  
Lake City, Florida  
March 10, 2015

## Management's Discussion and Analysis

As management of the Suwannee River Water Management District, we offer readers of the Suwannee River Water Management District's financial statements this narrative overview and analysis of the financial activities of the Suwannee River Water Management District for the fiscal year ended September 30, 2014.

### Financial Highlights

The assets of the Suwannee River Water Management District exceeded its liabilities at the close of the most recent fiscal year by \$248,744,413 (net position).

The District's total net position increased by \$619,561, including a decrease of \$750,185, due to a restatement of prior year ending net assets which included a \$719,808 writedown of the value of land held by Suwannee River Water Management District.

As of the close of the 2013-2014 fiscal year, the District's governmental funds reported combined ending fund balances of \$41,373,360, an increase of \$1,678,401 in comparison with the prior year. This, in part, can be attributed to an adjustment of investment funds to their net present value resulting in a gain.

At the end of the 2013-2014 fiscal year the unassigned balance for the general fund was \$3,406,820.

### Overview of the Financial Statements

This discussion and analysis is intended to serve as an introduction to the Suwannee River Water Management District's basic financial statements. The Suwannee River Water Management District's basic financial statements comprise three components: 1) government-wide financial statements, 2) fund financial statements, and 3) notes to the financial statements. This report also contains other supplementary information in addition to the basic financial statements themselves.

**Government-wide financial statements.** The government-wide financial statements are designed to provide readers with a broad overview of the Suwannee River Water Management District's finances, in a manner similar to a private-sector business.

The statement of net position presents information on all of the Suwannee River Water Management District's assets and liabilities, with the difference between the two reported as net position. Over time, increases or decreases in net position may serve as a useful indicator of whether the financial position of the Suwannee River Water Management District is improving or deteriorating.

The statement of activities presents information showing how the government's net position changed during the most recent fiscal year. All changes in net position are reported as soon as the underlying event giving rise to the change occurs, regardless of the timing of related cash flows. Thus, revenues and expenditures are reported in this statement for some items that will only result in cash flows in future fiscal periods (e.g., earned but unused vacation leave).

The government-wide financial statements report functions of the Suwannee River Water Management District that are principally supported by taxes and intergovernmental revenues (governmental activities). The governmental activities of the Suwannee River Water Management District include water supply and resource management, land acquisition and management, operation, maintenance of lands and works, regulation, outreach, and administration.

The government-wide financial statements include only the Suwannee River Water Management District, a component unit of the State of Florida.

**Fund financial statements.** A fund is a grouping of related accounts that is used to maintain control over resources that have been segregated for specific activities or objectives. The Suwannee River Water Management District, like other state and local governments, uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements. All of the funds of the Suwannee River Water Management District are in one category: governmental funds.

**Governmental funds.** Governmental funds are used to account for essentially the same functions reported as governmental activities in the government-wide financial statements. However, unlike the government-wide financial statements, governmental fund financial statements focus on near-term inflows and outflows of spendable resources, as well as on balances of spendable resources available at the end of the fiscal year. Such information may be useful in evaluating a government's near-term financing requirements.

Because the focus of governmental funds is narrower than that of the government-wide financial statements, it is useful to compare the information presented for governmental funds with similar information presented for governmental activities in the government-wide financial statements. By doing so, readers may better understand the long-term impact of the government's near-term financing decisions. Both the governmental fund balance sheet and the governmental fund statement of revenues, expenditures, and changes in fund balances provide a reconciliation to facilitate this comparison between governmental funds and governmental activities.

The Suwannee River Water Management District maintains twenty-five individual governmental funds. Information is presented separately in the governmental fund balance sheet and in the governmental fund statement of revenues, expenditures, and changes in fund balances for the General Fund, Water Management and Land Trust Fund, and Land Acquisition and Management Fund, each of which are considered to be major funds. Data from the other twenty-two governmental funds are combined into a single, aggregated presentation.

**Notes to the financial statements.** The notes provide additional information that is essential to a full understanding of the data provided in the government-wide and fund financial statements.

**Other information.** In addition to the basic financial statements and accompanying notes, this report also presents required supplementary information concerning the Suwannee River Water Management District's budgetary comparison for its major funds and the schedule of funding progress for the Other Post Employment Benefit Plan. The Suwannee River Water Management District adopts an annual appropriated budget for all funds. A budgetary comparison schedule has been provided for the general fund and each major fund to demonstrate compliance with this budget.

## Government-wide Financial Analysis

As noted earlier, net position may serve over time as a useful indicator of a government's financial position. In the case of the Suwannee River Water Management District, assets exceeded liabilities by \$248,744,413 at the close of the most recent fiscal year.

By far the largest portion of the Suwannee River Water Management District's net position (84 percent) reflects its investment in capital assets (e.g., land, buildings, machinery, and equipment). The Suwannee River Water Management District uses these capital assets to protect the water resources of the District; consequently, these assets are not available for future spending.

### SUWANNEE RIVER WATER MANAGEMENT DISTRICT'S NET POSITION

	2014	2013
Current and other assets	\$ 48,669,996	\$ 42,346,936
Capital assets:		
Land and other improvements	203,302,223	204,408,080
Other capital assets, net of deprecations	4,781,235	4,718,764
Total assets	<u>\$256,753,454</u>	<u>\$251,473,780</u>
Long-term liabilities outstanding	\$ 712,405	\$ 727,328
Other liabilities:	7,296,636	2,621,000
Total liabilities	<u>8,009,041</u>	<u>3,348,328</u>
Net position		
Invested in capital assets, net of related debt	208,083,458	209,126,844
Restricted for land acquisition and management	19,124,736	8,818,777
Restricted for water supply and resource management	18,865,826	26,177,366
Unrestricted	2,670,393	4,001,865
Total net position	<u>\$248,744,413</u>	<u>\$248,124,852</u>

An additional portion of the Suwannee River Water Management District's net position (17 percent) represents resources that are subject to external restrictions on how they may be used.

**Governmental activities.** Governmental activities increased Suwannee River Water Management District's net assets by \$619,561. The key elements of this increase can be attributed to a netting effect of depreciation expense, an adjustment of investment funds to their net present value resulting in a loss, and an overall increase in revenues.

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
CHANGE IN NET POSITION**

	<u>2014</u>	<u>2013</u>
Revenues:		
Program revenues:		
Charges for services	\$ 145,301	\$ 278,161
Operating grants and contributions	7,952,789	4,916,960
Capital grants and contributions	1,163,821	-
General revenues:		
Property taxes	5,273,786	5,240,160
Sale of timber and other	415,489	1,194,711
Unrestricted investment earnings	362,613	891,591
(Loss) on disposal of assets	(1,198,271)	-
Gain (loss) on investments	249,838	(1,035,586)
Total revenues	<u>14,365,366</u>	<u>11,485,997</u>
Expenses:		
Water resource planning and monitoring	5,547,176	5,859,909
Acquisition, restoration and public works	2,474,912	978,188
Operation, maintenance of lands and works	2,017,874	2,239,375
Regulation	1,139,262	1,222,678
Outreach	186,794	171,702
Administration	1,629,602	2,211,751
Total expenses	<u>12,995,620</u>	<u>12,683,603</u>
Increase (decrease) in net position	1,369,746	(1,197,606)
Net position, beginning of year as restated	247,374,667	249,322,458
Net position, end of year	<u>\$248,744,413</u>	<u>\$248,124,852</u>

**Financial Analysis of the Government's Funds**

As noted earlier, the Suwannee River Water Management District uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements.

**Governmental funds.** The focus of the Suwannee River Water Management District's governmental funds is to provide information on near-term inflows, outflows, and balances of spendable resources. Such information is useful in assessing the Suwannee River Water Management District's financing requirements. In particular, unassigned fund balance may serve as a useful measure of a government's net resources available for spending at the end of the fiscal year.

As of the end of the current fiscal year, the Suwannee River Water Management District's governmental funds reported combined ending fund balances of \$41,373,360, an increase of \$1,678,401 in comparison with the prior year. Less than 9% of the total combined ending fund balance constitutes unassigned fund balance which is available for spending at the government's discretion. The remainder of fund balance is restricted to indicate that it is not available for general spending.

The general fund is the chief operating fund of the Suwannee River Water Management District. At the end of the current fiscal year, unassigned fund balance of the general fund was \$3,406,820, while total fund balance reached \$26,446,086. Unassigned fund balance represents 6% of total general fund expenditures including transfers.

During the current fiscal year, the fund balance of the Suwannee River Water Management District's general fund increased by \$14,232,224. The key factor in this increase was a gain on investments resulting from the net present value adjustment, and transfer of funds in.

The Land Acquisition and Management Fund had a total Fund Balance of \$4,231,265. The majority of the \$21,787,512 decrease in this fund in the current year was attributable to the transfer of funds to the general fund.

The Water Management and Land Trust Fund had a total fund balance of \$31,629. This is a new fund in the current year to facilitate funds appropriated by the State of Florida Legislature for the purpose of land management, maintenance, capital improvements of land titled to the District, and payments in lieu of taxes.

### **General Fund Budgetary Highlights**

During the year salaries and benefits were \$898,170 less than amounts budgeted, and professional services was \$476,622 less than budgeted, while operating expenditures were \$71,217 less than budget.

### **Land Acquisition and Management Fund Budgetary Highlights**

During the year there was a total of \$265,682 less in expenditures overall than what was budgeted.

### **Water Management and Land Trust Fund Budgetary Highlights**

During the year there was a total of \$133,877 less in expenditures overall than was budgeted.

### **Capital Asset Administration**

**Capital assets.** The Suwannee River Water Management District's investment in capital assets for its governmental activities as of September 30, 2014, amounts to \$208,083,458 (net of accumulated depreciation). This investment in capital assets includes land, land improvements, buildings, vehicles, office equipment, field equipment and computer equipment.

There was a net prior period downward adjustment of \$719,808 to capital assets. This was a result of adjusting the land to reflect an actual physical inventory assessment.

### **Economic Factors and Next Year's Budgets and Rates**

Changing economic conditions has required the District to adopt new budgeting strategies. The District must accomplish statutory priorities with less discretionary revenue available. The District's overall budget is up over 144% from the previous year as a direct result of the State of Florida's new focus on water conservation and restoration of the State's aquifer.

Factors that influence the District's fiscal year 2014-2015 budget include:

- Re-aligning District programs to fit core-mission areas of responsibility; and

- Developing an operational budget that fits the anticipated level of expenditures needed to accomplish District priorities.

## **Requests for Information**

This financial report is designed to provide a general overview of the Suwannee River Water Management District's finances for all those with an interest in the government's finances. Questions concerning any of the information provided in this report or requests for additional financial information should be addressed to Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060.

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**STATEMENT OF NET POSITION**  
September 30, 2014

	Governmental Activities
<b>Assets</b>	
Cash and cash equivalents	\$ 272,007
Investments	46,398,293
Intergovernmental receivables	1,999,696
Capital assets not being depreciated	
Land	203,302,223
Capital assets, net of accumulated depreciation	
Buildings	4,333,486
Equipment	447,749
<b>Total assets</b>	<b>\$ 256,753,454</b>
<b>Liabilities</b>	
Accounts payable	\$ 762,248
Accrued liabilities	123,548
Interest payable	17,791
Deferred revenues	6,212,025
Performance bonds	181,024
Compensated absences	330,166
OPEB liability	382,239
<b>Total liabilities</b>	<b>8,009,041</b>
<b>Net Position</b>	
Net investment in capital assets	208,083,458
Restricted for:	
Land conservation	9,193,354
DOT permit streamlining projects	42,270
Environmental resource permitting	119,971
DOT mitigation projects	251,406
Suwannee River Partnership projects	973,967
PCS mitigation projects	107,434
Water management	31,629
Land acquisition	4,231,265
Water resource and supply	5,924,197
Land management operations	5,700,117
Research, data collection, analysis and monitoring	2,339,913
Local government cost share	4,502,370
Agricultural projects	4,572,669
Unrestricted, general fund operations	2,670,393
<b>Total net position</b>	<b>\$ 248,744,413</b>



**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**GOVERNMENTAL FUNDS**  
**BALANCE SHEET**  
**September 30, 2014**

	General Fund	Special Revenue Funds			Total Governmental Funds
		Water Management and Land Trust Fund	Land Acquisition and Management Fund	Other Governmental Funds	
<b>Assets</b>					
Cash and cash equivalents	\$ 272,007	\$ -	\$ -	\$ -	\$ 272,007
Investments	46,398,293	-	-	-	46,398,293
Intergovernmental receivables	-	1,254,145	597,353	148,198	1,999,696
Due from other funds	1,246,538	-	3,633,912	16,909,013	21,789,463
<b>Total assets</b>	<b>\$ 47,916,838</b>	<b>\$ 1,254,145</b>	<b>\$ 4,231,265</b>	<b>\$ 17,057,211</b>	<b>\$ 70,459,459</b>
<b>Liabilities</b>					
Accounts payable	\$ 614,050	\$ -	\$ -	\$ 148,198	\$ 762,248
Accrued liabilities	123,548	-	-	-	123,548
Interest payable	17,791	-	-	-	17,791
Deferred revenues	-	-	-	6,212,025	6,212,025
Due to other funds	20,534,339	1,222,516	-	32,608	21,789,463
Performance bonds	181,024	-	-	-	181,024
<b>Total liabilities</b>	<b>21,470,752</b>	<b>1,222,516</b>	<b>-</b>	<b>6,392,831</b>	<b>29,086,099</b>
<b>Fund balances</b>					
<b>Restricted for:</b>					
Lobbyist registration	-	-	-	(20)	(20)
Land conservation	-	-	-	9,193,354	9,193,354
DOT permit streamlining projects	-	-	-	42,270	42,270
Environmental resource permitting	-	-	-	119,971	119,971
Delimited areas	-	-	-	(2,096)	(2,096)
Licensing and permitting	-	-	-	(15,446)	(15,446)
DOT mitigation projects	-	-	-	251,406	251,406
Suwannee River Partnership projects	-	-	-	973,967	973,967
PCS mitigation projects	-	-	-	107,434	107,434
Santa Fe River nutrient reduction	-	-	-	(6,460)	(6,460)
Water management	-	31,629	-	-	31,629
Land acquisition	-	-	4,231,265	-	4,231,265
<b>Committed for:</b>					
Water resource and supply	5,924,197	-	-	-	5,924,197
Land management operations	5,700,117	-	-	-	5,700,117
Research, data collection, analysis and monitoring	2,339,913	-	-	-	2,339,913
Local government cost share	4,502,370	-	-	-	4,502,370
Agricultural projects	4,572,669	-	-	-	4,572,669
Unassigned, general fund operations	3,406,820	-	-	-	3,406,820
<b>Total fund balances</b>	<b>26,446,086</b>	<b>31,629</b>	<b>4,231,265</b>	<b>10,664,380</b>	<b>41,373,360</b>
<b>Total liabilities and fund balance</b>	<b>\$ 47,916,838</b>	<b>\$ 1,254,145</b>	<b>\$ 4,231,265</b>	<b>\$ 17,057,211</b>	

Amounts reported for governmental activities in the statement of net position are different because:

Capital assets used in governmental activities are not financial resources and, therefore, are not reported in the funds.

208,083,458

Long-term liabilities are not due and payable in the current period and, therefore, are not reported in the funds.

(712,405)

Net position of governmental activities

\$ 248,744,413

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES**  
**GOVERNMENTAL FUNDS**

For the Fiscal Year Ended September 30, 2014

	Special Revenue Funds				Total Governmental Funds
	General Fund	Water Management and Land Trust Fund	Land Acquisition and Management Fund	Other Governmental Funds	
<b>Revenues</b>					
Ad valorem taxes	\$ 5,273,786	\$ -	\$ -	\$ -	\$ 5,273,786
Intergovernmental revenue	505,373	2,369,061	2,386,538	3,074,817	8,335,789
License and permit fees	-	-	-	142,431	142,431
Interest income	34,506	-	310,477	17,630	362,613
Other revenues	323,809	-	500	94,050	418,359
<b>Total revenues</b>	<b>6,137,474</b>	<b>2,369,061</b>	<b>2,697,515</b>	<b>3,328,928</b>	<b>14,532,978</b>
<b>Expenditures</b>					
<b>General Government</b>					
Water resource planning and monitoring	2,027,243	2,023,682	-	1,444,622	5,495,547
Acquisition, restoration and public works	517,913	260,247	263,521	1,377,387	2,419,068
Operation, maintenance of lands and works	299,883	-	1,699,866	-	1,999,749
Regulation	116,127	-	-	1,014,786	1,130,913
Outreach	186,015	-	-	-	186,015
Administration	1,536,594	-	-	2,020	1,538,614
Capital outlay	149,592	53,503	402,566	95,107	700,768
<b>Total general government expenditures</b>	<b>4,833,367</b>	<b>2,337,432</b>	<b>2,365,953</b>	<b>3,933,922</b>	<b>13,470,674</b>
<b>Excess (deficiency) of revenues over (under) expenditures</b>	<b>1,304,107</b>	<b>31,629</b>	<b>331,562</b>	<b>(604,994)</b>	<b>1,062,304</b>
<b>Other financing sources (uses)</b>					
Transfers in	13,291,056	-	-	9,807,054	23,098,110
Transfers out	(613,700)	-	(22,484,410)	-	(23,098,110)
Gain on disposal of assets	923	-	365,336	-	366,259
Gain on investments	249,838	-	-	-	249,838
<b>Total other financing sources (uses)</b>	<b>12,928,117</b>	<b>-</b>	<b>(22,119,074)</b>	<b>9,807,054</b>	<b>616,097</b>
<b>Net change in fund balance</b>	<b>14,232,224</b>	<b>31,629</b>	<b>(21,787,512)</b>	<b>9,202,060</b>	<b>1,678,401</b>
<b>Fund balances at beginning of year</b>	<b>12,244,239</b>	<b>-</b>	<b>26,018,777</b>	<b>1,462,320</b>	<b>39,725,336</b>
Prior period adjustment	(30,377)	-	-	-	(30,377)
<b>Fund balances at end of the year</b>	<b>\$ 26,446,086</b>	<b>\$ 31,629</b>	<b>\$ 4,231,265</b>	<b>\$ 10,664,380</b>	<b>\$ 41,373,360</b>

See notes to financials statements.

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

**RECONCILIATION OF THE STATEMENT OF REVENUES EXPENDITURES, AND CHANGES IN FUND  
BALANCE OF GOVERNMENTAL FUNDS TO THE STATEMENT OF ACTIVITIES**

- For the Fiscal Year Ended September 30, 2014

Net change in fund balances - total governmental funds		\$ 1,678,401
Amounts reported for governmental activities in the statement of activities are different because:		
Governmental funds report capital outlay as expenditures. However, in the statement of activities, the cost of those assets is allocated over their estimated useful lives as depreciation expense.		
Expenditures for capital assets	\$ 700,768	
Less current year depreciation	<u>(240,637)</u>	460,131
 The net effect of various miscellaneous transactions involving assets (ie., contributions, sales, conveyance, and disposals) is to decrease net assets		
Capital contributions	780,821	
Loss on disposal of fixed assets	<u>(1,564,530)</u>	(783,709)
 Some expenditures reported in the statement of activities do not require the use of current financial resources, therefore, are not reported as expenditures in governmental funds.		
Net decrease in compensated absences	22,046	
Increase in OPEB liability	<u>(7,123)</u>	<u>14,923</u>
 Change in net position of governmental activities		<u><u>\$ 1,369,746</u></u>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
NOTES TO FINANCIAL STATEMENTS  
SEPTEMBER 30, 2014**

**I. Summary of Significant Accounting Policies:**

The Suwannee River Water Management District (the District) was established by the Florida Water Resources Act of 1972, Chapter 72-299, Laws of Florida, and operates under Chapter 373, Florida Statutes. It was the State of Florida Legislature's stated intent in establishing the District, and other Districts, to provide for the management of water and related land resources, promote the conservation, development, and proper utilization of surface and ground water, develop and regulate dams, impoundments, reservoirs, and other works and to provide water storage for beneficial purposes; prevent damage from floods, soil erosion, and excessive drainage, preserve natural resources, fish and wildlife; promote recreational development, protect public lands and assist in maintaining the navigability of rivers and harbors and otherwise promote the health, safety, and the general welfare of the people of the state.

The District encompasses all or part of fifteen counties in the northeastern part of Florida. There are eight members of the District Governing Board. Each member resides within the District and is appointed by the Governor and confirmed by the Senate. Board members are appointed for a four-year term.

The District's financial statements are prepared in accordance with accounting principles generally accepted in the United States of America. The Governmental Accounting Standards Board (GASB) is responsible for establishing accounting principles generally accepted in the United States of America for state and local governments through its pronouncements (Statements and Interpretations). The more significant accounting policies established in accounting principles generally accepted in the United States of America and used by the District are discussed below.

**A. Financial Reporting Entity**

As required by accounting principles generally accepted in the United States of America, these financial statements present the District as a component unit of the State of Florida. Based on the criteria listed below, the State of Florida is considered a primary government.

A primary government is financially accountable for an organization if (1) it appoints a voting majority of the organization's governing board, (2) it is able to impose its will on the organization or (3) there is a potential for the organization to provide specific financial benefits to or impose specific financial burdens on the primary government. Based upon these criteria, the District is considered to be a component unit of the State of Florida, and is disclosed as such in the State of Florida financial statements.

**B. Financial Reporting Structure**

The basic financial statements include both government-wide (based on the District as a whole) and fund financial statements.

**Government-wide Financial Statements**

The government-wide financial statements (i.e. the statement of net assets and the statement of activities) report information on all of the non-fiduciary activities of the District. For the most part, the effect of interfund activity has been removed from these statements. The focus of the government-wide statements is on the sustainability of the District as an entity and the change in aggregate financial position resulting from the activities of the fiscal period. Governmental activities, which normally are supported by taxes and intergovernmental revenues, are reported.

The governmental-wide statement of activities demonstrates the degree to which the direct expenses of a given function or segment are offset by program revenues. Direct expenses are those that are clearly identifiable with a specific function or segment. Administrative overhead, including centralized expenses, are directly allocated to specific functions and are included in direct expenses. Program revenues include 1) charges to customers or applicants who purchase, use, or directly benefit from goods, services, or privileges provided by a given function or segment and 2) grants and contributions that are restricted to meeting the operational or capital requirements of a function or segment. Taxes and other items not properly included among program revenues are reported instead as general revenues. Program revenues are netted within program expenses in the statement of activities to present the net cost of each program.

**Fund Financial Statements**

The emphasis of fund financial statements is on the District's major funds, each presented in a separate column. All remaining governmental funds are aggregated and reported as non-major funds.

The District's transactions are recorded in the following fund types:

The General Fund is the principal operating fund used to account for most of the District's general activities.

Special Revenue Funds account for proceeds of specific revenue sources that are legally restricted to expenditures for specific purposes.

The District reports the following major governmental funds:

The General Fund is the District's primary operating fund. It accounts for all financial resources of the District except those required to be accounted for in another fund.

The Land Acquisition and Management Fund accounts for expenditures made to purchase sensitive water resource lands within the District and the management and restoration of such lands.

The Water Management and Land Trust Fund accounts for funds appropriated by the State of Florida legislature for the purpose of land management, maintenance, capital improvements of land titled to the District, and payments in lieu of taxes.

**C. Measurement Focus, Basis of Accounting, and Financial Statement Presentation**

The government-wide financial statements are reported using the economic resources measurement focus and the accrual basis of accounting. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of when the related cash flows take place. Non-exchange transactions, in which the District gives (or receives) value without directly receiving (or giving) equal value in exchange include property taxes, entitlements, and donations. Property taxes are recognized as revenues in the year for which they are levied. Grants and similar items are recognized as revenues as soon as all eligibility requirements imposed by the provider have been met.

Governmental fund financial statements are reported using the current financial resources measurement focus and the modified accrual basis of accounting. Revenues are recognized as soon as they are both measurable and available. Revenues are considered to be available when they are collectible within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the government considers revenues to be available if they are collected within 60 days of the end of the current fiscal period. Expenditures generally are recorded when a liability is incurred, as under accrual accounting. However, debt service expenditures, as well as expenditures related to compensated absences and claims and judgments, are recorded only when payment is due. General capital asset acquisitions are reported as expenditures in governmental funds.

Property taxes, intergovernmental revenues, licenses, and interest associated with the current fiscal period are all considered to be susceptible to accrual and so have been recognized as revenues of the current fiscal period. All other revenue items are considered to be measurable and available only when cash is received by the government.

When both restricted and unrestricted resources are available for use, it is the District's policy to use restricted resources first, then unrestricted resources as they are needed.

**D. Assets, Liabilities, and Net Position or Equity**

**1. Deposits and Investments**

The District's cash and cash equivalents are considered to be cash on hand, demand deposits and short-term investments with original maturities of three months or less from the date of acquisition.

State statutes authorize the District to invest in direct obligations of the U.S. Treasury, Local Government Surplus Funds Trust Funds, or any intergovernmental investment pool authorized pursuant to the Florida Interlocal Cooperation Act of 1968, SEC registered money market funds with the highest credit quality rating and savings and interest-bearing time deposits or savings accounts in qualified public depositories.

Investments for the District are reported at fair value. The Local Government Surplus Fund Investment Pool ("Florida PRIME"), and the State of Florida Department of Financial Services Special Purpose Investment Account (SPIA) operate in accordance with appropriate state laws and regulations. As a Florida PRIME, and SPIA participant, the District invests in pools of investments whereby the District owns a share of the respective pool, not the underlying securities.

## **2. Receivables and Payables**

Activity between funds that are representative of lending/borrowing arrangements outstanding at the end of the fiscal year are referred to as either "due to/from other funds" (i.e., the current portion of interfund loans) or "advances to/from other funds" (i.e., the non-current portion of interfund loans). All other outstanding balances between funds are reported as "due to/from other funds."

Advances between funds, as reported in the fund financial statements, are offset by a fund balance reserve account in applicable governmental funds to indicate that they are not available for appropriation and are not expendable available resources.

All receivables are shown net of an allowance for uncollectible receivables.

## **3. Property Taxes**

The District is authorized by Section 373.503, *Florida Statutes*, to levy ad valorem taxes on all real and personal property located within the District not to exceed .75 mills. The rate for the 2013-2014 fiscal year was 0.4143 mills. The property assessment and tax collection functions are performed by appropriate officials of county government in each of the fifteen counties comprising the District. Commissions are paid to the counties for these appraisal and collection services.

Taxes are billed and collected for the District by the County Tax Collectors according to *Florida Statute* under the following calendar:

Lien Date:	January 1
Levy Date:	October 1
Due Date:	November 1
Delinquency Date:	April 1

## **4. Prepaid Items**

Certain payments to vendors reflect costs applicable to future accounting periods and are recorded as prepaid items in both government-wide and fund financial statements.

**5. Capital Assets**

Capital assets, which include property, plant, and equipment are reported in the governmental activities columns in the government-wide financial statements. Capital assets are defined by the District as assets with an initial, individual cost of more than \$1,000 (amount not rounded) and an estimated useful life in excess of one year. Such assets are recorded at historical cost or estimated historical cost if purchased or constructed. Donated capital assets are recorded at estimated fair market value at the date of donation.

Additions, improvements, and other capital outlay that significantly extend the useful life of an asset are capitalized. The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend assets' lives are not capitalized.

Major outlays for capital assets and improvements are capitalized as projects are constructed.

Property, plant, and equipment of the District is depreciated using the straight line method over the following estimated useful lives:

<u>Assets</u>	<u>Years</u>
Buildings	40
Office equipment	10
Mobile equipment	7
Field equipment	7
Computer equipment	5

The District does not own any infrastructure assets.

**6. Compensated Absences**

It is the District's policy to permit employees to accumulate earned but unused vacation and sick pay benefits. Vacation and sick pay benefits are accrued when incurred in the government-wide financial statements. A liability for these amounts is reported in governmental funds only if it has matured, for example, as a result of employee resignations and retirements.

**7. Long-term Obligations**

In the government-wide financial statements, long-term debt and other long-term obligations are reported as liabilities in the applicable governmental activities.

**8. Fund Balances**

**A. Governmental Funds**

As of September 30, 2014, fund balances of the governmental funds are classified as follows:

Non-spendable – amounts that cannot be spent either because they are in non-spendable form or because they are legally or contractually required to be maintained intact.

Restricted – amounts that can be spent only for specific purposes because of constitutional provisions, charter requirements or enabling legislation or because of constraints that are externally imposed by creditors, grantors, contributors, or the laws or regulations of other governments.

Committed – amounts that can be used only for specific purposes determined by a formal action of the District. The Board is the highest level of decision making authority for the Board. Commitments may be established, modified, or rescinded only through ordinances or resolutions approved by the Board.

Assigned – amounts that do not meet the criteria to be classified as restricted or committed but that are intended to be used for specific purposes. Under the District's adopted policy, only the Board may assign amounts for specific purposes.  
 Unassigned – all other spendable amounts.

As of September 30, 2014, fund balances are composed of the following:

	<u>Governmental Funds</u>
Restricted, special revenue projects	\$ 1,471,026
Restricted, land acquisition and water management	13,456,248
Committed, water resource and supply	5,924,197
Committed, land management operations	5,700,117
Committed, research, data collection, analysis, and monitoring	2,339,913
Committed, agricultural projects	4,572,669
Committed, local government cost share	4,502,370
Unassigned, general fund operations	3,406,820
	<u>\$ 41,373,360</u>

When an expenditure is incurred for purposes for which both restricted and unrestricted fund balance is available, the District considers restricted funds to have been spent first. When an expenditure is incurred for which committed, assigned, or unassigned fund balances are available, the District considers amounts to have been spent first out of committed funds, then assigned funds, and finally unassigned funds, as needed, unless the Board has provided otherwise in its commitment or assignment actions.

#### 9. Use of Estimates

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make

estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

**II. Reconciliation of Government-Wide and Fund Financial Statements:**

**A. Explanation of certain differences between the governmental fund balance sheet and the government-wide statement of net position**

The governmental fund balance sheet includes a reconciliation between fund balances and governmental activities as reported in the government-wide statement of net position. One element of that reconciliation explains that "long-term liabilities" are not due and payable in the current period and therefore are not reported in the fund." The details of this difference are as follows:

**Capitalized Assets**

Capital assets	\$211,495,584
Accumulated depreciation	(3,412,126)
Capital assets, net	<u>\$208,083,458</u>

**Long-term Debt Transactions**

Accrued compensated absences	\$ 330,166
Other post-employment benefit payable	382,239
	<u>\$ 712,405</u>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

**NOTE 2. RECONCILIATION OF GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS**

**A. Explanation of Differences Between Governmental Fund Balance Sheet and the Government-wide Statement of Net Position**

	Total Governmental Funds	Capital Related Items	Long-term Debt Transactions	Eliminations	Statement of Net Position
<b>Assets</b>					
Cash and cash equivalents	\$ 272,007	\$ -	\$ -	\$ -	\$ 272,007
Investments	46,398,293	-	-	-	46,398,293
Intergovernmental receivables	1,999,696	-	-	-	1,999,696
Due from other funds	21,789,463	-	-	(21,789,463)	-
Capital assets - net	-	208,083,458	-	-	208,083,458
<b>Total assets</b>	<b>\$ 70,459,459</b>	<b>\$ 208,083,458</b>	<b>\$ -</b>	<b>\$ (21,789,463)</b>	<b>\$ 256,753,454</b>
<b>Liabilities and fund balance</b>					
Accounts payable	\$ 762,248	\$ -	\$ -	\$ -	\$ 762,248
Accrued liabilities	123,548	-	-	-	123,548
Interest payable	17,791	-	-	-	17,791
Deferred revenues	6,212,025	-	-	-	6,212,025
Due to other funds	21,789,463	-	-	-	-
Performance bonds	181,024	-	-	(21,789,463)	-
Compensated absences	-	-	330,166	-	181,024
OPEB liability	-	-	382,239	-	330,166
<b>Total liabilities</b>	<b>29,086,099</b>	<b>-</b>	<b>712,405</b>	<b>(21,789,463)</b>	<b>8,009,041</b>
<b>Fund balance/net position</b>	<b>41,373,360</b>	<b>208,083,458</b>	<b>(712,405)</b>	<b>-</b>	<b>248,744,413</b>
<b>Total liabilities and fund balances/net position</b>	<b>\$ 70,459,459</b>	<b>\$ 208,083,458</b>	<b>\$ -</b>	<b>\$ (21,789,463)</b>	<b>\$ 256,753,454</b>

**B. Explanation of certain differences between the governmental fund statement of revenues, expenditures, and changes in fund balances and the government-wide statement of activities**

The governmental fund statement of revenues, expenditures, and changes in fund balances includes a reconciliation between net changes in fund balances- total governmental funds and changes in net position of governmental activities as reported in the government-wide statement of activities. One element of that reconciliation states that "some expenses reported in the statement of activities do not require the use of current financial resources and therefore are not reported as expenditures in governmental funds." The detail of this difference is as follows:

**Capital related items**

Capital outlays	\$ 700,768
Depreciation expense	(240,637)
Capital contributions	780,821
Loss on disposal of assets	(1,564,530)
	<u>\$ (323,578)</u>

**Long-term debt transactions**

Compensated absences	\$ (7,122)
Other post-employment benefits	22,045
Net adjustment to increase net changes in fund balance	<u>\$ 14,923</u>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

**NOTE 2. RECONCILIATION OF GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS**

**B. Explanation of Difference Between Government Fund Operating Statements and the Statement of Activities**

	Total Governmental Funds	Capital Related Items	Long-term Debt Transactions/ Eliminations	Statement of Activities
<b>Revenues</b>				
Ad valorem taxes	\$ 5,273,786	\$ -	\$ -	\$ 5,273,786
Intergovernmental revenue	8,335,789	-	-	8,335,789
License and permit fees	142,431	-	-	142,431
Interest income	362,613	-	-	362,613
Other income	418,359	-	-	418,359
<b>Total revenues</b>	<b>14,532,978</b>	<b>-</b>	<b>-</b>	<b>14,532,978</b>
<b>Expenditures</b>				
<b>General Government</b>				
Water resource planning and monitoring	5,495,547	57,449	(5,820)	5,547,176
Acquisition, restoration and public works	2,419,068	57,784	(1,940)	2,474,912
Operation, maintenance of lands and works	1,999,749	19,618	(1,493)	2,017,874
Regulation	1,130,913	11,035	(2,686)	1,139,262
Outreach	186,015	1,226	(447)	186,794
Administration	1,538,614	93,525	(2,537)	1,629,602
Capital outlay	700,768	(700,768)	-	-
<b>Total general government expenditures</b>	<b>13,470,674</b>	<b>(460,131)</b>	<b>(14,923)</b>	<b>12,995,620</b>
<b>Excess of revenues over expenditures</b>	<b>1,062,304</b>	<b>460,131</b>	<b>14,923</b>	<b>1,537,358</b>
<b>Other financing sources (uses)</b>				
Transfers in	23,098,110	-	(23,098,110)	-
Transfers out	(23,098,110)	-	23,098,110	-
Capital contributions	-	780,821	-	780,821
Gain (loss) on disposal of assets	366,259	(1,564,530)	-	(1,198,271)
Loss on investments	249,838	-	-	249,838
<b>Total other financing sources (uses)</b>	<b>616,097</b>	<b>(783,709)</b>	<b>-</b>	<b>(167,612)</b>
<b>Net change in fund balance</b>	<b>1,678,401</b>	<b>(323,578)</b>	<b>14,923</b>	<b>1,369,746</b>
<b>Fund balance at beginning of year</b>	<b>39,725,336</b>	<b>209,126,844</b>	<b>(727,328)</b>	<b>248,124,852</b>
Prior period adjustment	(30,377)	(719,808)	-	(750,185)
<b>Fund balance at end of the year</b>	<b>\$ 41,373,360</b>	<b>\$ 208,083,458</b>	<b>\$ (712,405)</b>	<b>\$ 248,744,413</b>

III. Detailed Notes on All Funds:

A. **Deposits and Investments**

*Deposits.* At year end, the carrying amount of the District's deposits was \$272,007 and the bank balance was \$822,268. Of the bank balance, \$822,268 was covered by Federal depository insurance or by collateral held by the District's custodial bank which is pledged to a state trust fund that provides security in accordance with the Florida Security for Deposits Act, Chapter 280, for amounts held in excess of FDIC coverage.

The Florida Security for Public Deposits Act established guidelines for qualification and participation by banks and savings associations, procedures for the administration of the collateral requirements and characteristics of eligible collateral.

*Investments.* The foremost objective of the District's investment policy is the safety of capital and liquidity of funds. Achieving an optimal rate of return is of secondary importance as compared to the safety and liquidity of funds. The District's investment policy limits investments to those relatively low risk securities authorized in anticipation of earning a fair return relative to the risk being assumed. How the District manages credit risk, interest rate risk, and custodial credit risk is as follows:

Credit Risk: The District minimizes credit risk, the risk of loss due to failure of the security, by limiting investments to authorized investments. Investments in the Florida State Board of Administration Pool consists of one fund, Florida PRIME. Florida PRIME is rated by Standards and Poor's. The current rating is AAAM. The Investment Manager of Florida PRIME manages credit risk by purchasing only high quality securities, performing a credit analysis to develop a database of issuers and securities that meet the investment manager's minimum standard and by regularly reviewing the portfolio's securities financial data, issuer news and developments, and ratings of the nationally recognized statistical rating organizations.

The District is a participant in the State of Florida Department of Financial Services Special Purpose Investment Account ("SPIA"). As a SPIA participant, the District invests in the Florida Treasury Investment Pool. The Florida Treasury Investment Pool is a pool of investments whereby the District owns a share of the pool, not the underlying securities. The Florida Treasury Investment Pool is rated by Standard and Poor's. The current rating is A+f. The unaudited fair value factor for September 30, 2014 of this pool was 1.0046. This fair value factor is also posted to the Florida State Treasury website at [www.fltreasury.org](http://www.fltreasury.org).

Interest Rate Risk: The District manages its exposure to declines in fair values of investments by investing operating funds primarily in shorter-term securities, State of Florida Department of Financial Services Special Purpose Investment Account, Florida State Board of Administration Florida PRIME and Fund B. The weighted average days to maturity of the Florida PRIME at September 30, 2014 was 39 days. Next interest rate reset dates for floating rate securities are used in the calculation of the weighted average days to maturity.

Custodial Credit Risk: Investments are subject to custodial credit risk if the securities are uninsured, not registered in the District's name, and are held by the party that either sells to or buys for the District. No investments held at year end were subject to custodial credit risk. The District owns shares of the Florida Treasury Investment Pool and the Florida State

Board of Administration Florida PRIME, and not the underlying investments. Neither the District nor Florida Prime has participated in a securities lending program in the fiscal year ending September 30, 2014.

As of September 30, 2014, the District had the following investments reported fair values:

	Fair Value
Florida PRIME	\$ 341,415
Florida Treasury Investment Pool	46,056,878
	<u>\$ 46,398,293</u>

Investments in the Local Government Surplus Funds Trust ("PRIME Fund") are held with the Florida State Board of Administration. This fund is structured as a "2a-7 like" fund, which is carried at amortized cost. Amortized cost includes accrued income and is a method of calculating an investment's value by adjusting its acquisition cost for amortization of discount or premium over the period from purchase to maturity. Thus, the balance in the fund is its fair value. A "2a-7 like" fund is not registered with the SEC as an investment company, but has a policy that it will, and does, operate in a manner consistent with the SEC's Rule 2a-7 of the Investment Company Act of 1940, which comprises the rules governing money market funds.

#### B. Unearned Revenue

Governmental funds report unearned revenue in connection with receivables for revenues that are not considered to be available to liquidate liabilities of the current period. Governmental funds also defer revenue recognition in connection with resources that have been received, but not yet earned. At the end of the current fiscal year, the various components of unearned revenue reported in the governmental funds was as follows:

	Unavailable	Unearned
Grant drawdowns prior to meeting all eligibility requirements	<u>\$ -</u>	<u>\$ 6,212,025</u>

#### C. Receivables

Receivables as of year-end for the government's individual major funds and nonmajor funds in the aggregate, including the applicable allowances for uncollectible accounts, are as follows:

	Water Management and Land Trust Fund	Land Acquisition and Management Fund	Other Governmental Funds	Total
Receivables:				
Intergovernmental	\$ 1,254,145	\$ 597,353	\$ 148,198	\$ 1,999,696
Gross total receivables	<u>\$ 1,254,145</u>	<u>\$ 597,353</u>	<u>\$ 148,198</u>	<u>\$ 1,999,696</u>

**D. Capital Assets**

Capital asset activity for the year ended September 30, 2014, was as follows:

Governmental activities:	Balance 10/01/13	Additions	Deletions	Prior Period Adjustment	Balance 09/30/14
Capital assets, not being depreciated:					
Land-headquarters	\$ 37,685	\$ -	\$ -	\$ -	\$ 37,685
Land-water resource management	145,402,033	378,447	(1,191,917)	(719,808)	143,868,755
Capital easements - water resource management	58,968,362	792,821	(365,400)	-	59,395,783
<b>Total capital assets, not being depreciated</b>	<b>204,408,080</b>	<b>1,171,268</b>	<b>(1,557,317)</b>	<b>(719,808)</b>	<b>203,302,223</b>
Capital assets, being depreciated:					
Buildings and Improvements	6,219,491	-	-	-	6,219,491
Office, lab and field equipment	470,786	197,003	(76,963)	-	590,826
Computer equipment	826,499	67,465	(103,015)	-	790,949
Mobile equipment	577,142	45,853	(30,900)	-	592,095
<b>Total capital assets, being depreciated</b>	<b>8,093,918</b>	<b>310,321</b>	<b>(210,878)</b>	<b>-</b>	<b>8,193,361</b>
Less accumulated depreciation for:					
Buildings	(1,763,393)	(122,612)	-	-	(1,886,005)
Office, lab and field equipment	(420,593)	(21,246)	72,942	-	(368,897)
Computer equipment	(647,122)	(71,457)	102,492	-	(616,087)
Mobile equipment	(544,046)	(25,322)	28,231	-	(541,137)
<b>Total accumulated depreciation</b>	<b>(3,375,154)</b>	<b>(240,637)</b>	<b>203,665</b>	<b>-</b>	<b>(3,412,126)</b>
<b>Total capital assets being depreciated, net</b>	<b>4,718,764</b>	<b>69,684</b>	<b>(7,213)</b>	<b>-</b>	<b>4,781,235</b>
	<b>\$ 209,126,844</b>	<b>\$ 1,240,952</b>	<b>\$ (1,564,530)</b>	<b>\$ (719,808)</b>	<b>\$ 208,083,458</b>

Depreciation expense was charged to functions of the District as follows:

<b>Governmental Activities</b>	
Water, resource, planning and monitoring	\$ 57,449
Acquisition, restoration and public works	57,784
Administration	93,525
Operation, maintenance of lands and works	19,618
Regulation	11,035
Outreach	1,226
<b>Total depreciation expense</b>	<b>\$ 240,637</b>

**E. Interfund Balances and Activity**

	Due to	Due From
General Fund	\$ 20,534,339	\$ 1,246,538
Water Management and Land Trust Fund	1,222,516	-
Land Acquisition and Management Fund	-	3,633,912
Other Governmental Funds	32,608	16,909,013
	<b>\$ 21,789,463</b>	<b>\$ 21,789,463</b>

**Transfers To/From Other Funds**

Transfers to/from other funds at September 30, 2014 consist of the following:

From the General Fund to the Other Governmental Funds for expenditures related to project activities \$ 613,700

From land acquisition and Management Fund for expenditures related to project activities, land conservation, and unrestricted funds 22,484,410  
\$ 23,098,110

**F. Leases**

Operating Leases. The District leases equipment under noncancellable operating leases. Lease expenditures for the year ended September 30, 2014, amounted to \$5,744. The future minimum lease payments for leases are as follows:

<u>Year ending</u> <u>September 30,</u>	<u>Amount</u>
2015	\$ 6,758
2016	5,607
2017	4,347
2018	<u>3,622</u>
	<u>\$ 20,334</u>

**G. Long-term Liabilities**

Changes in Long-term Liabilities: Long-term liability activity for the year ended September 30, 2014, was as follows:

	<u>Balance</u> <u>10/01/13</u>	<u>Additions</u>	<u>Reductions</u>	<u>Balance</u> <u>09/30/14</u>	<u>Due Within</u> <u>One Year</u>
Governmental activities:					
Compensated absences	\$ 352,211	\$ 447,891	\$ (469,936)	\$ 330,166	\$ 330,166
Other post-employment benefits	<u>375,117</u>	<u>7,122</u>	<u>-</u>	<u>382,239</u>	<u>-</u>
	<u>\$ 727,328</u>	<u>\$ 455,013</u>	<u>\$ (469,936)</u>	<u>\$ 712,405</u>	<u>\$ 330,166</u>

The compensated absences liability and other post-employment benefits liability will be liquidated primarily by the General Fund.

#### **H. Prior Period Adjustment - Restatement of Beginning of the Year Net Position**

Subsequent to the issuance of the District's September 30, 2013 financial statements, management became aware of certain errors in the prior year assets, liabilities, and expenses. The correction of these items in the September 30, 2014 financial statements had the effect of decreasing beginning net position by \$30,377, in the General Fund to correct the above balances.

The District performed a physical assessment of the land they own and found errors resulting in overstatements for parcels previously disposed of. This resulted in a downward adjustment in capital fixed assets of \$719,808 to correct these errors.

#### **IV. Other Information:**

##### **A. Risk Management**

District is exposed to various risks of loss related to torts; theft of, damage to and destruction of assets; errors and omissions; and natural disasters for which the District carries commercial insurance. Settlements have not exceeded insurance coverage for any of the past three fiscal years.

##### **B. Contingent Liabilities**

Amounts received or receivable from grant agencies are subject to audit and adjustment by grantor agencies, principally Federal and State governments. Any disallowed claims, including amounts already collected, may constitute a liability of the applicable funds. The amount, if any, of expenditures which may be disallowed by the grantor cannot be determined at this time although the District expects such amounts, if any, to be immaterial.

The District is a defendant in various lawsuits. Although the outcome of these lawsuits is not presently determinable, it is the opinion of the District's counsel that resolution of these matters will not have a material adverse effect on the financial condition of the District.

##### **C. Deferred Compensation Plan**

The District offers its employees a deferred compensation plan created in accordance with Internal Revenue Code Section 457. The plan, available to all full-time District employees, permits the participants to defer a portion of their salary until future years. The deferred compensation is not available to employees until termination, retirement, death or unforeseen financial emergency. The District does not contribute to the 457 plan. Participation under the plan is solely at the discretion of the employee.

The District has no liability for losses under the 457 plan but does have the duty of due care that would be required of an ordinary prudent investor. The District does not have a fiduciary relationship with the plan. Therefore, the assets and liabilities related to the plan are not recorded in the District's financial statements.

#### **D. Pension Plan**

**Plan Description:** The District participates in the State of Florida Retirement System, a cost sharing, multiple-employer public employee retirement system administrated by the State of Florida Department of Management Services. Division of Retirement to provide retirement and survivor benefits to participating public employees. Chapter 121, F.S. establishes the authority for participant eligibility, contribution requirements vesting, eligibility, and benefit provisions.

The Pension Plan issues a publicly available financial report that includes financial statements, ten-year historical trend information, and other required supplementary information. That report may be obtained by writing to the:

State of Florida, Department of Management Services  
Division of Retirement  
4050 Esplanade Way  
Tallahassee, Florida 32399-0950

The Pension Plan provides vesting of benefits after six years of creditable service for those enrolled prior to July 1, 2011; for those enrolled on or after July 1, 2011 eight years of creditable service are required for vesting. Regular members are eligible for normal retirement after six years of service and attaining age 62 or 30 years of service regardless of age for those enrolled prior to July 1, 2011 and age 65 or 33 years of service for those enrolled on or after July 1, 2011. Early retirement may be taken at any time after completing the required years of service for vesting; however, there is a 5% benefit reduction for each year prior to normal retirement.

The Deferred Retirement Option Program (DROP), implemented on July 1, 1998, is a program that allows the employee to retire without terminating employment for up to five years while retirement benefits accumulate and earn interest compounded monthly at an effective annual rate of 6.5%. This was reduced to 1.3% per year for any member whose DROP participation date is effective on or after July 1, 2011. This program is available to eligible members of the Florida Retirement System who are in the FRS Pension Plan. Employee participation in DROP does not change the employee's condition of employment. When the DROP period ends, the employee must terminate employment.

At that time, the employee will receive the accumulated DROP benefits and begin receiving monthly retirement benefits. Eligible members may participate in DROP when they are vested and have reached the normal retirement age or years of service. If an employee completes 30 years of service before the age of 57, the employee may elect to defer the DROP election until age 57.

As of June 1 2003, the FRS offered members the option of participating in the Florida Retirement Investment Plan (Investment Plan), a defined contribution plan qualified under Section 401(a) of the Internal Revenue Code. The investment Plan is administered by the State of Florida Department of Management Services, Division of Retirement to provide retirement and survivor benefits to participating public employees. Chapter 121, F.S. establishes the authority for participant eligibility, contribution requirements, vesting eligibility, and benefit provisions. The Investment Plan provides vesting of benefits after one year of creditable service. Employees were eligible to make an election to participate in the Investment Plan instead of the Pension Plan. Existing employees were

able to make the election beginning December 1, 2003. New employees could make the election within five months of their month of hire. Participants in the Investment Plan also have a one-time opportunity to switch back to the Pension Plan at any time by "buying back" into the Pension Plan. The rates for the Investment Plan are the same as the Pension Plan.

**Funding Policy:** Effective July 1, 2011, District employees are required to make a 3% contribution toward their retirement account. Effective July 1, 2014, the District was required to contribute 7.37% for regular annual covered employee's salary, 21.14% for senior management annual covered employee's salary, and 12.28% for employees participating in the Deferred Retirement Option Program (DROP). The contribution requirements of the District may be changed by the Florida Retirement System. For each of the three years ended September 30, 2014, 2013 and 2012, the District contributed 100% of the required contribution to the Florida Retirement System. The District's contributions to the Florida Retirement System for the years ended September 30, 2014, 2013, and 2012 were \$348,662, \$226,687, and \$218,838, respectively.

**E. Other Post-Employment Benefits (OPEB) Retiree Healthcare Plan:**

The cost of post-employment healthcare benefits generally should be associated with the periods in which the cost occurs, rather than in the future year when it will be paid. The District recognizes the cost of post-employment healthcare benefits in the year when the employee services are received, reports the accumulated liability from prior years and provides information useful in assessing potential demands on the District's future cash flows.

**(a) Plan Description**

The District contributes, along with its employees and retirees, to the Blue Cross and Blue Shield of Florida Health Care Plan (Plan) to provide certain healthcare benefits to active and retired employees and their dependents. The Plan is a single-employer plan administered by Blue Cross and Blue Shield of Florida and the District. The benefits benefit levels, employee contributions and employer contributions are governed by the Plan.

**(b) Benefits Provided**

The District provides post-employment health care benefits to its retired employees and their dependents. To be eligible for benefits, an employee must have completed at least six years of service and started receiving pension benefits at termination. All health care benefits are provided through the District's Blue Cross and Blue Shield employee health care plan. The benefit levels are the same as those afforded to active employees. Benefits include general inpatient and outpatient medical services, mental and substance abuse care, dental care, and prescriptions. Upon retirees reaching 65 years of age, Medicare becomes the primary insurer and the District's plan will not pay benefits already paid by Medicare.

**(c) Membership:**

At September 30, 2014, membership consisted of:

Active employees	62
Inactive employees	10

**(d) Funding Policy:**

The District contributes none of the premium for retired employees between the ages of 62 and 65 and the State of Florida's Division of Retirement contributes each month \$5 for each year of service, up to \$150 per month. The District's Blue Cross and Blue Shield contract establishes the individual premium to be paid by the retired employees. The State of Florida prohibits the District from separately rating retired employees and active employees. As a result, the District's premium charges to retired employees can be no more than the premium cost applicable to active employees.

**(e) Annual OPEB Costs, Net OPEB Obligation:**

The District has elected to calculate the annual required contribution of the employer (ARC) and related information using the Alternative Measurement Method permitted by GASB Statement No. 45 for employers in plans with fewer than one hundred total plan members. The Employer's annual other postemployment benefits (OPEB) cost (expense) is calculated based on the ARC. The ARC represents a level of funding that, if paid on an ongoing basis, is projected to cover nominal cost each year and to amortize any unfunded actuarial liabilities (or funding excess) over a period not to exceed 25 years.

The following table shows the calculation of Annual Required Contribution and Net OPEB Obligation for the fiscal year ended September 30, 2014:

Annual Required Contribution (ARC)	\$ 13,440
Net OPEB Obligation (NOO) at beginning of year	375,117
Interest on Net OPEB Obligation	15,005
Adjustment to Annual Required Contribution (ARC)	(17,187)
Annual OPEB Cost (Expense)	11,257
Employer Contributions Made	4,135
Increase in Net OPEB Obligation	7,122
Net OPEB Obligation (NOO) at the end of the year	<u><u>\$382,239</u></u>

The District's annual OPEB cost, the percentage of annual OPEB cost contributed to the plan, and the net OPEB obligation were as follows:

Fiscal Year Ended	Annual OPEB Cost	Amount Contributed	Percentage of	
			Annual OPEB Cost Contributed	Obligation
9/30/2012	\$ 44,976	\$ 23,908	53%	\$ 66,302
9/30/2013	\$ 10,920	\$ 3,864	35%	\$ 375,117
9/30/2014	\$ 13,440	\$ 4,135	31%	\$ 382,239

**(f) Funded Status and Funding Progress:**

As of September 30, 2014, the plan assets were \$0, the actuarial accrued liability for benefits is \$144,577. The total unfunded actuarial liability is \$144,577 and the actuarial value of assets as a percentage of the actuarial accrued liability (funded ratio) is 0%. The covered payroll (annual payroll of active employees covered by the plan) was \$3,140,300, and the ratio of the unfunded actuarial accrued liability to the covered payroll was 4%.

The projection of future benefit payments for an ongoing plan involves estimates of the value of reported amounts and assumptions about the probability of occurrence of events far into the future. Examples include assumptions about future employment, mortality, and the healthcare cost trend. Amounts determined regarding the funded status of the plan and the annual required contributions of the employer are subject to continual revision as actual results are compared with past expectations and new estimates are made about the future. The schedule of funding progress, presented as required supplementary information following the notes to the financial statements, presents multiyear trend information about whether the actuarial value of plan assets is increasing or decreasing over time relative to the actuarial accrued liabilities for benefits.

**(g) Methods and Assumptions:**

Projections of benefits for financial reporting purposes are based on the substantive plan (the plan as understood by the employer and plan members) and includes the types of benefits provided at the time of each valuation and the historical pattern of sharing of benefit costs between the employer and plan members to that point. The methods and assumptions used include techniques that are designed to reduce the effects of short-term volatility in actuarial accrued liabilities and the actuarial value of assets, consistent with the long-term perspective of the calculations.

A discount rate of 4% was used. A general price inflation of 2.8% was assumed. In addition, the Entry Age Normal Cost actuarial cost method was used. The unfunded actuarial accrued liability is being amortized as a level percentage of projected payrolls on a closed basis. The remaining amortization period at September 30, 2014 was 24 years. As authorized by GASB Statement No. 45, the Alternative Measurement Method with its simplifications of certain assumptions was employed in measuring actuarial accrued liabilities and the ARC.

**F. Related Party Balances and Transactions**

One board member provides services to Suwannee River Water Management District. A description of the services provided as well as the amount paid and payable for the services is as follows:

<u>Description of Service</u>	<u>Expenses</u>
Contracted Services	<u>\$ 92,819</u>

Two board members were approved to participate in the District Agriculture Cost Share Program receiving \$28,719. The program assists farmers in upgrading irrigations systems to more eco-friendly systems.

Three board members hold various environmental resource and water use permits.

**REQUIRED SUPPLEMENTARY INFORMATION**

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**GENERAL FUND**  
**SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE**  
For the Fiscal Year Ended September 30, 2014

	Budgeted Amounts		Actual Amounts	Variance With Final Budget
	Original	Final		Positive (Negative)
<b>Revenues</b>				
Ad valorem taxes	\$ 5,384,693	\$ 5,384,693	\$ 5,273,786	\$ (110,907)
Intergovernmental revenue	-	184,875	505,373	320,498
Interest income	300,000	300,000	34,506	(265,494)
Other income	250,112	250,112	323,809	73,697
<b>Total revenues</b>	<b>5,934,805</b>	<b>6,119,680</b>	<b>6,137,474</b>	<b>17,794</b>
<b>Expenditures</b>				
<b>General Government</b>				
Salaries and benefits	3,686,509	3,686,509	2,788,339	898,170
Professional services	1,204,498	1,204,498	727,876	476,622
Operating expenditures	1,056,698	1,056,698	985,481	71,217
Capital outlay	127,600	374,100	149,592	224,508
Interagency expenditures	274,500	274,500	182,079	92,421
<b>Total general government expenditures</b>	<b>6,349,805</b>	<b>6,596,305</b>	<b>4,833,367</b>	<b>1,762,938</b>
<b>Excess (deficiency) of revenues over (under) expenditures</b>	<b>(415,000)</b>	<b>(476,625)</b>	<b>1,304,107</b>	<b>1,780,732</b>
<b>Other financing sources (uses)</b>				
Transfers in	-	-	13,291,056	13,291,056
Transfers out	-	-	(613,700)	(613,700)
Gain (loss) on disposal of assets	-	-	923	923
Gain on investments	-	-	249,838	249,838
<b>Total other financing sources (uses)</b>	<b>-</b>	<b>-</b>	<b>12,928,117</b>	<b>12,928,117</b>
<b>Net change in fund balance</b>	<b>(415,000)</b>	<b>(476,625)</b>	<b>14,232,224</b>	<b>14,708,849</b>
<b>Fund balance at beginning of year</b>	<b>12,244,239</b>	<b>12,244,239</b>	<b>12,244,239</b>	<b>-</b>
<b>Prior period adjustment</b>	<b>-</b>	<b>-</b>	<b>(30,377)</b>	<b>30,377</b>
<b>Fund balance at end of the year</b>	<b>\$ 11,829,239</b>	<b>\$ 11,767,614</b>	<b>\$ 26,446,086</b>	<b>\$ 14,739,226</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**WATER MANAGEMENT AND LAND TRUST FUND**  
**SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE**  
For Fiscal Year Ended September 30, 2014

	Budgeted Amounts		Actual Amounts	Variance With Final Budget Positive (Negative)
	Original	Final		
<b>Revenues</b>				
Intergovernmental revenue	\$ 5,441,670	\$ 5,441,670	\$ 2,369,061	\$ (3,072,609)
<b>Total revenues</b>	<b>5,441,670</b>	<b>5,441,670</b>	<b>2,369,061</b>	<b>(3,072,609)</b>
<b>Expenditures</b>				
General Government				
Salaries and benefits	636,743	636,743	789,284	(152,541)
Professional services	1,622,116	1,622,116	1,344,791	277,325
Operating expenditures	97,450	97,450	14,354	83,096
Capital outlay	15,000	15,000	53,503	(38,503)
Interagency expenditures	100,000	100,000	135,500	(35,500)
<b>Total general government expenditures</b>	<b>2,471,309</b>	<b>2,471,309</b>	<b>2,337,432</b>	<b>133,877</b>
<b>Excess (deficiency) of revenues over (under) expenditures</b>	<b>2,970,361</b>	<b>2,970,361</b>	<b>31,629</b>	<b>(2,938,732)</b>
<b>Fund balance at beginning of year</b>	-	-	-	-
<b>Fund balance at end of the year</b>	<b>\$ 2,970,361</b>	<b>\$ 2,970,361</b>	<b>\$ 31,629</b>	<b>\$ (2,938,732)</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**LAND ACQUISITION FUND**  
**SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE**  
**For Fiscal Year Ended September 30, 2014**

	Budgeted Amounts		Actual Amounts	Variance With Final Budget Positive (Negative)
	Original	Final		
<b>Revenues</b>				
Intergovernmental revenue	\$ 2,165,494	\$ 2,554,480	\$ 2,386,538	\$ (167,942)
Interest income	-	-	310,477	310,477
Other income	-	-	500	500
<b>Total revenues</b>	<b>2,165,494</b>	<b>2,554,480</b>	<b>2,697,515</b>	<b>143,035</b>
<b>Expenditures</b>				
<b>General Government</b>				
Salaries and benefits	920,377	697,331	635,779	61,552
Professional services	1,622,116	885,800	755,185	130,615
Operating expenditures	170,400	442,504	387,643	54,861
Capital outlay	-	383,000	402,566	(19,566)
Interagency expenditures	223,000	223,000	184,780	38,220
<b>Total general government expenditures</b>	<b>2,935,893</b>	<b>2,631,635</b>	<b>2,365,953</b>	<b>265,682</b>
<b>Excess (deficiency) of revenues over (under) expenditures</b>	<b>(770,399)</b>	<b>(77,155)</b>	<b>331,562</b>	<b>408,717</b>
<b>Other financing sources (uses)</b>				
Transfers out	-	-	(22,484,410)	(22,484,410)
Gain on disposal of assets	-	-	365,336	365,336
<b>Total other financing sources (uses)</b>	<b>-</b>	<b>-</b>	<b>(22,119,074)</b>	<b>(22,119,074)</b>
<b>Net change in fund balance</b>	<b>(770,399)</b>	<b>(77,155)</b>	<b>(21,787,512)</b>	<b>(21,710,357)</b>
<b>Fund balance at beginning of year</b>	<b>26,018,777</b>	<b>26,018,777</b>	<b>26,018,777</b>	<b>-</b>
<b>Fund balance at end of the year</b>	<b>\$ 25,248,378</b>	<b>\$ 25,941,622</b>	<b>\$ 4,231,265</b>	<b>\$ (21,710,357)</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
NOTE TO SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES- BUDGET  
AND ACTUAL- MAJOR GOVERNMENTAL FUNDS  
For the Fiscal Year Ended September 30, 2014**

**I. Stewardship, Compliance and Accountability:**

**A. Budgetary Information**

Annual budgets are adopted on a basis consistent with accounting principles generally accepted in the United States of America for all governmental funds. All annual appropriations lapse at fiscal year end.

The Board generally follows these procedures in establishing the budgetary data reflected in the financial statements:

1. In accordance with Florida Statutes, prior to July 15, the budget officer shall submit to the Board a proposed operating budget for the fiscal year commencing the following October 1. The operating budget includes proposed expenditures and the means of financing them.
2. Public hearings are conducted following preliminary examination and revision of the proposed operating budget by the Board.
3. After public hearings and necessary revisions have been completed, the budget is legally enacted through passage of an ordinance.
4. Revisions that alter the total expenditures of any fund must be approved by the Board. The Executive Director is authorized to approve line item budget transfers within a fund without approval of the Governing Board. The legal level of budgetary control is the fund level.
5. Formal budgetary integration is employed as a management control device during the year for all governmental fund types.

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
OTHER POST-EMPLOYMENT BENEFITS (OPEB) RETIREMENT HEALTHCARE PLAN  
SEPTEMBER 30, 2014**

**SCHEDULE OF FUNDING PROGRESS**

Actuarial Valuation Date	Actuarial Value of Assets (a)	Actuarial Accrued Liability (AAL) - Entry Age Normal Cost (b)	Unfunded AAL (UAAL) (b-a)	Funded Ratio (a/b)	Covered Payroll (c)	UAAL:as a % of Covered Payroll ((b-a)/c)
9/30/2010	\$ -	\$ 368,061	\$ 368,061	0.00%	\$ 3,923,652	9.00%
9/20/2013	-	144,577	144,577	0.00%	3,440,300	4.00%

**SCHEDULE OF EMPLOYER CONTRIBUTIONS**

Year Ended September 30	Annual OPEB COST	Employer Contribution Toward the OPEB Cost	Percentage of Annual OPEB Cost Contributed	Net OPEB Obligation
2013	\$ 10,920	\$ 3,864	35%	\$ 375,117
2014	13,440	4,135	31%	382,239
2015	13,829	6,677	48%	387,168

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS AND STATE FINANCIAL ASSISTANCE**  
**For the Fiscal Year Ended September 30, 2014**

Program Titles & Grant Numbers	CFDA/CFSA	Award Number	Award/Contract Amount	Revenue/Loan Proceeds Recognized in Prior Years	Revenue/Loan Proceeds Recognized in Current Year	Program Expenditures
<b>Federal Awards</b>						
<b>Major Programs</b>						
<i>U.S. Department of Homeland Security</i>						
Cooperating Technical Partners	97.045		\$ 1,220,790	\$ -	\$ 122,055	\$ 122,055
Cooperating Technical Partners	97.045		465,000	-	40,848	40,848
Cooperating Technical Partners	97.045		886,000	805,200	39,096	39,096
Cooperating Technical Partners	97.045		1,412,500	1,217,786	157,158	157,158
Cooperating Technical Partners	97.045		1,845,000	444,858	642,924	642,924
<b>Total Federal Awards</b>			<b>\$ 5,829,290</b>	<b>\$ 2,467,844</b>	<b>\$ 1,002,081</b>	<b>\$ 1,002,081</b>
<b>State Financial Assistance</b>						
<b>Major Programs</b>						
<i>Department of Environmental Protection</i>						
Land Management Trust	N/A		\$ 4,877,972	-	\$ 4,877,972	\$ 4,774,776
Florida Springs Initiative Grant Program	37.052	S0675	5,448,000	-	359,935	359,935
Suwannee River and Santa Fe River Basin Fertilization and Irrigation Retrofit Program	37.039	S0616	1,334,750	362,381	483,505	483,505
Statewide Surface Water Restoration and Wastewater Projects	37.039	SRW93	2,350,000	1,925,126	365,941	365,941
Statewide Surface Water Restoration and Wastewater Projects	37.039	N/A	3,625,000	2,811,039	74,101	74,101
Suwannee River Water Management District Environmental Resource Permitting	37.029	N/A	7,309,750	5,098,546	923,547	923,547
<b>Total major funds</b>			<b>18,088,722</b>	<b>5,098,546</b>	<b>453,000</b>	<b>6,511,258</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS AND STATE FINANCIAL ASSISTANCE**  
**For the Fiscal Year Ended September 30, 2014**

Program Titles & Grant Numbers	CFDA/CFSA	Award Number	Award/Contract Amount	Revenue/Loan Proceeds Recognized in Prior Years	Revenue/Loan Proceeds Recognized in Current Year	Program Expenditures
<b>State Financial Assistance (continued)</b>						
<b>Non-major Programs</b>						
<i>Department of Environmental Protection</i>						
Water Management District Wetlands Protection	37.037	N/A	247,000	-	247,000	247,000
<b>Delineated Area Well Subsidy Reimbursement</b>						
	37.061	N/A	40,000	-	40,000	40,000
<b>Department of Agriculture and Consumer Services</b>						
Water Use Monitoring	N/A	020033	500,000	432,281	49,254	49,254
Total non-major funds			787,000	432,281	336,254	336,254
Total State Financial Assistance			18,875,722	5,530,827	6,950,708	6,847,512
Total Federal and State Financial Assistance			<u>\$ 24,705,012</u>	<u>\$ 7,998,671</u>	<u>\$ 7,952,789</u>	<u>\$ 7,849,593</u>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**NOTE TO SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS AND STATE FINANCIAL ASSISTANCE**  
**For the Fiscal Year Ended September 30, 2014**

**I. Basis of Presentation**

The accompanying Schedule of Expenditures of Federal Awards and State Financial Assistance includes the federal and state award activity of Suwannee River Water Management District, and is presented on the accrual basis of accounting. The information in this schedule is presented in accordance with the requirements of OMB Circular A-133, Audits of State, Local Governments and Non-Profit Organizations and Chapter 10.550, Rules of the State of Florida, Office of the Auditor General. Therefore, some amounts presented in this schedule may differ from amounts presented in, or used in the preparation of, the financial statements.

**OTHER SUPPLEMENTAL INFORMATION**

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**COMBINING BALANCE SHEET - NONMAJOR GOVERNMENTAL FUNDS**  
 September 30, 2014

	Lobbyist Registration Fund	Middle Suwannee Fund	Ichetucknee Springs Fund	Local Revenue Fund	Land Conservation Fund
<b>Assets</b>					
Intergovernmental receivables	\$ -	\$ -	\$ -	\$ -	\$ -
Due from other funds	-	1,318,220	4,078,431	-	9,193,354
<b>Total assets</b>	<b>\$ -</b>	<b>\$ 1,318,220</b>	<b>\$ 4,078,431</b>	<b>\$ -</b>	<b>\$ 9,193,354</b>
<b>Liabilities</b>					
Accounts payable	\$ -	\$ -	\$ -	\$ -	\$ -
Deferred revenues	-	1,309,634	4,078,431	-	-
Due to other funds	20	8,586	-	-	-
<b>Total liabilities</b>	<b>20</b>	<b>1,318,220</b>	<b>4,078,431</b>	<b>-</b>	<b>-</b>
<b>Fund balances</b>					
Restricted	(20)	-	-	-	9,193,354
<b>Total liabilities and fund balance</b>	<b>\$ -</b>	<b>\$ 1,318,220</b>	<b>\$ 4,078,431</b>	<b>\$ -</b>	<b>\$ 9,193,354</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**COMBINING BALANCE SHEET - NONMAJOR GOVERNMENTAL FUNDS**  
 September 30, 2014

	FEMA Mapping Fund	FDOT ETDM Fund	Environmental Resources Permit Fund	Delineated Areas Fund	Licenses and Permits Fund
<b>Assets</b>					
Intergovernmental receivables	\$ 3,000	\$ -	\$ -	\$ -	\$ -
Due from other funds	-	42,270	119,971	-	-
<b>Total assets</b>	<b>\$ 3,000</b>	<b>\$ 42,270</b>	<b>\$ 119,971</b>	<b>\$ -</b>	<b>\$ -</b>
<b>Liabilities</b>					
Accounts payable	\$ 3,000	\$ -	\$ -	\$ -	\$ -
Deferred revenues	-	-	-	-	-
Due to other funds	-	-	-	2,096	15,446
<b>Total liabilities</b>	<b>3,000</b>	<b>-</b>	<b>-</b>	<b>2,096</b>	<b>15,446</b>
<b>Fund balances</b>					
Restricted	-	42,270	119,971	(2,096)	(15,446)
<b>Total liabilities and fund balance</b>	<b>\$ 3,000</b>	<b>\$ 42,270</b>	<b>\$ 119,971</b>	<b>\$ -</b>	<b>\$ -</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**COMBINING BALANCE SHEET - NONMAJOR GOVERNMENTAL FUNDS**  
 September 30, 2014

	DOT Mitigation Fund	SRP Water Use Fund	PCS Mitigation Fund	Surface Water Improvement Fund	FEMA Mapping Fund
<b>Assets</b>					
Intergovernmental receivables	\$ -	\$ -	\$ -	\$ -	\$ 920
Due from other funds	276,572	1,713,828	107,434	58,933	-
<b>Total assets</b>	<b>\$ 276,572</b>	<b>\$ 1,713,828</b>	<b>\$ 107,434</b>	<b>\$ 58,933</b>	<b>\$ 920</b>
<b>Liabilities</b>					
Accounts payable	\$ -	\$ -	\$ -	\$ -	\$ 920
Deferred revenues	25,166	739,861	-	58,933	-
Due to other funds	-	-	-	-	-
<b>Total liabilities</b>	<b>25,166</b>	<b>739,861</b>	<b>-</b>	<b>58,933</b>	<b>920</b>
<b>Fund balances</b>					
Restricted	251,406	973,967	107,434	-	-
<b>Total liabilities and fund balance</b>	<b>\$ 276,572</b>	<b>\$ 1,713,828</b>	<b>\$ 107,434</b>	<b>\$ 58,933</b>	<b>\$ 920</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**COMBINING BALANCE SHEET - NONMAJOR GOVERNMENTAL FUNDS**  
 September 30, 2014

	Santa Fe		District		DACS Water Use Monitoring Fund	District River Cost Share Fund
	FEMA Risk Mapping Fund	Nutrient Reduction Fund	Agriculture Cost Share Fund			
<b>Assets</b>						
Intergovernmental receivables	\$ 79,013	\$ -	\$ -	\$ -	-	-
Due from other funds	-	-	-	-	-	-
<b>Total assets</b>	<b>\$ 79,013</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>-</b>	<b>-</b>
<b>Liabilities</b>						
Accounts payable	\$ 79,013	\$ -	\$ -	\$ -	-	-
Deferred revenues	-	-	-	-	-	-
Due to other funds	-	6,460	-	-	-	-
<b>Total liabilities</b>	<b>79,013</b>	<b>6,460</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Fund balances</b>						
Restricted	-	(6,460)	-	-	-	-
<b>Total liabilities and fund balance</b>	<b>\$ 79,013</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>-</b>	<b>-</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**COMBINING BALANCE SHEET - NONMAJOR GOVERNMENTAL FUNDS**  
 September 30, 2014

	FEMA Risk Mapping Waccasassa Watershed Fund	FEMA Risk Mapping Suwannee County MAS 06 Fund	Total Nonmajor Governmental Funds
<b>Assets</b>			
Intergovernmental receivables	\$ 24,417	\$ 40,848	\$ 148,198
Due from other funds	-	-	16,909,013
<b>Total assets</b>	<b>\$ 24,417</b>	<b>\$ 40,848</b>	<b>\$ 17,057,211</b>
<b>Liabilities</b>			
Accounts payable	\$ 24,417	\$ 40,848	\$ 148,198
Deferred revenues	-	-	6,212,025
Due to other funds	-	-	32,608
<b>Total liabilities</b>	<b>24,417</b>	<b>40,848</b>	<b>6,392,831</b>
<b>Fund balances</b>			
Restricted	-	-	10,664,380
<b>Total liabilities and fund balance</b>	<b>\$ 24,417</b>	<b>\$ 40,848</b>	<b>\$ 17,057,211</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE - NONMAJOR GOVERNMENTAL FUNDS**  
For the Fiscal Year Ended September 30, 2014

	Lobbyist Registration Fund	Middle Suwannee Fund	Ichetucknee Springs Fund	Local Revenue Fund	Land Conservation Fund
<b>Revenues</b>					
Intergovernmental revenue	\$ -	\$ 238,366	\$ 121,569	\$ -	\$ -
License and permit fees	-	-	-	-	-
Interest income	-	-	-	-	-
Other income	2,000	-	-	91,600	-
<b>Total revenues</b>	<b>2,000</b>	<b>238,366</b>	<b>121,569</b>	<b>91,600</b>	<b>-</b>
<b>Expenditures</b>					
General Government					
Water resource planning and monitoring	-	-	-	91,600	-
Acquisition, restoration and public works	-	229,780	121,569	-	-
Regulation	-	-	-	-	-
Administration	2,020	-	-	-	-
Capital outlay	-	-	-	-	-
<b>Total general government expenditures</b>	<b>2,020</b>	<b>229,780</b>	<b>121,569</b>	<b>91,600</b>	<b>-</b>
<b>Excess (deficiency) of revenues over (under) expenditures</b>	<b>(20)</b>	<b>8,586</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Other financing sources (uses)</b>					
Transfers in	-	-	-	-	9,193,354
<b>Total other financing sources (uses)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>9,193,354</b>
<b>Fund balance at beginning of year</b>	<b>-</b>	<b>(8,586)</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Fund balance at end of the year</b>	<b>\$ (20)</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 9,193,354</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE - NONMAJOR GOVERNMENTAL FUNDS**  
For the Fiscal Year Ended September 30, 2014

	FEMA Mapping Fund	FDOT ETDM Fund	Environmental Resources Permit Fund	Delinquent Areas Fund	Licenses and Permits Fund	DOT Mitigation Fund
<b>Revenues</b>						
Intergovernmental revenue	\$ 39,096	\$ -	\$ 700,000	\$ 40,000	\$ -	\$ -
License and permit fees	-	-	63,540	-	78,891	-
Interest income	-	499	1,276	-	-	2,965
Other income	-	-	450	-	-	-
<b>Total revenues</b>	<b>39,096</b>	<b>499</b>	<b>765,266</b>	<b>40,000</b>	<b>78,891</b>	<b>2,965</b>
<b>Expenditures</b>						
General Government						
Water resource planning and monitoring	39,096	-	-	-	-	-
Acquisition, restoration and public works	-	48	-	-	-	-
Regulation	-	-	706,414	42,096	266,276	-
Administration	-	-	-	-	-	-
Capital outlay	-	-	45,853	-	-	-
<b>Total general government expenditures</b>	<b>39,096</b>	<b>48</b>	<b>752,267</b>	<b>42,096</b>	<b>266,276</b>	<b>-</b>
<b>Excess (deficiency) of revenues over (under) expenditures</b>	<b>-</b>	<b>451</b>	<b>12,999</b>	<b>(2,096)</b>	<b>(187,385)</b>	<b>2,965</b>
<b>Other financing sources (uses)</b>						
Transfers In	-	-	-	-	171,939	-
<b>Total other financing sources (uses)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>171,939</b>	<b>-</b>
<b>Fund balance at beginning of year</b>	<b>-</b>	<b>41,819</b>	<b>106,972</b>	<b>-</b>	<b>-</b>	<b>248,441</b>
<b>Fund balance at end of year</b>	<b>\$ -</b>	<b>\$ 42,270</b>	<b>\$ 119,971</b>	<b>\$ (2,096)</b>	<b>\$ (15,446)</b>	<b>\$ 251,406</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE - NONMAJOR GOVERNMENTAL FUNDS**  
For the Fiscal Year Ended September 30, 2014

	SRP Water Use Fund	PCS Mitigation Fund	Surface Water Improvement Fund	FEMA Mapping Fund	FEMA Risk Mapping Fund	Santa Fe Nutrient Reduction Fund
<b>Revenues</b>						
Intergovernmental revenue	\$ 74,101	\$ -	\$ 365,941	\$ 157,158	\$ 642,924	\$ 483,505
License and permit fees	-	-	-	-	-	-
Interest income	11,623	1,267	-	-	-	-
Other income	-	-	-	-	-	-
<b>Total revenues</b>	<b>85,724</b>	<b>1,267</b>	<b>365,941</b>	<b>157,158</b>	<b>642,924</b>	<b>483,505</b>
<b>Expenditures</b>						
General Government						
Water resource planning and monitoring	-	-	350,941	157,158	642,924	-
Acquisition, restoration and public works	85,724	-	15,000	-	-	483,505
Regulation	-	-	-	-	-	-
Administration	-	-	-	-	-	-
Capital outlay	-	-	-	-	-	-
<b>Total general government expenditures</b>	<b>85,724</b>	<b>-</b>	<b>365,941</b>	<b>157,158</b>	<b>642,924</b>	<b>483,505</b>
<b>Excess (deficiency) of revenues over (under) expenditures</b>	<b>-</b>	<b>1,267</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Other financing sources (uses)</b>						
Transfers In	-	-	-	-	-	-
<b>Total other financing sources (uses)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Fund balance at beginning of year</b>	<b>973,967</b>	<b>106,167</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>(6,460)</b>
<b>Fund balance at end of the year</b>	<b>\$ 973,967</b>	<b>\$ 107,434</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ (6,460)</b>

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**  
**COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE - NONMAJOR GOVERNMENTAL FUNDS**  
 For the Fiscal Year Ended September 30, 2014

	District Agriculture Cost Share Fund	DACS Water Use Monitoring Fund	District River Cost Share Fund	FEMA Risk Mapping Waccassassa Watershed Fund	FEMA Risk Mapping Suwannee County MAS 06 Fund	Total Nonmajor Governmental Funds
<b>Revenues</b>						
Intergovernmental revenue	\$ -	\$ 49,254	\$ -	\$ 122,055	\$ 40,848	\$ 3,074,817
License and permit fees	-	-	-	-	-	142,431
Interest income	-	-	-	-	-	17,630
Other income	-	-	-	-	-	94,050
<b>Total revenues</b>	-	<b>49,254</b>	-	<b>122,055</b>	<b>40,848</b>	<b>3,328,928</b>
<b>Expenditures</b>						
General Government						
Water resource planning and monitoring	-	-	-	122,055	40,848	1,444,622
Acquisition, restoration and public works	295,664	-	146,097	-	-	1,377,387
Regulation	-	-	-	-	-	1,014,786
Administration	-	-	-	-	-	2,020
Capital outlay	-	49,254	-	-	-	95,107
<b>Total general government expenditures</b>	<b>295,664</b>	<b>49,254</b>	<b>146,097</b>	<b>122,055</b>	<b>40,848</b>	<b>3,933,922</b>
<b>Excess (deficiency) of revenues over (under) expenditures</b>	<b>(295,664)</b>	<b>-</b>	<b>(146,097)</b>	<b>-</b>	<b>-</b>	<b>(604,994)</b>
<b>Other financing sources (uses)</b>						
Transfers In	295,664	-	146,097	-	-	9,807,054
<b>Total other financing sources (uses)</b>	<b>295,664</b>	<b>-</b>	<b>146,097</b>	<b>-</b>	<b>-</b>	<b>9,807,054</b>
<b>Fund balance at beginning of year</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>1,462,320</b>
<b>Fund balance at end of the year</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>\$ 10,664,380</b>

**INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS**

To the Honorable Board of Governors  
of the Suwannee River Water Management District:

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the governmental activities of Suwannee River Water Management District, as of and for the year ended September 30, 2014, and the related notes to the financial statements, which collectively comprise Suwannee River Water Management District's basic financial statements, and have issued our report thereon dated March 10, 2015.

**Internal Control Over Financial Reporting**

In planning and performing our audit of the financial statements, we considered Suwannee River Water Management District's internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of Suwannee River Water Management District's internal control. Accordingly, we do not express an opinion on the effectiveness of Suwannee River Water Management District's internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or, significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

**Compliance and Other Matters**

As part of obtaining reasonable assurance about whether Suwannee River Water Management District's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests

disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

**Purpose of this Report**

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

**POWELL & JONES**  
Certified Public Accountants  
Lake City, Florida  
March 10, 2015

**INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE WITH REQUIREMENTS THAT COULD HAVE A DIRECT AND MATERIAL EFFECT ON EACH MAJOR PROGRAM AND ON INTERNAL CONTROL OVER COMPLIANCE REQUIRED BY OMB CIRCULAR A-133**

To the Honorable Board of Governors;  
Suwannee River Water Management District

**Report on Compliance for Each Major Federal Program**

We have audited the Suwannee River Water Management District's compliance with the types of compliance requirements described in the *OMB Circular A-133 Compliance Supplement* that could have a direct and material effect on each of the Suwannee River Water Management District's major federal programs for the year ended September 30, 2014. Suwannee River Water Management District's major federal programs are identified in the summary of auditor's results section of the accompanying schedule of findings.

***Management's Responsibility***

Management is responsible for compliance with the requirements of laws, regulations, contracts, and grants applicable to its federal and state programs.

***Auditor's Responsibility***

Our responsibility is to express an opinion on compliance for each of the Suwannee River Water Management District's major federal and state programs based on our audit of the types of compliance requirements referred to above. We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and OMB Circular A-133, *Audits of States, Local Governments, and Non-Profit Organizations*. Those standards, and OMB Circular A-133 require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the types of compliance requirements referred to above that could have a direct and material effect on a major federal program occurred. An audit includes examining, on a test basis, evidence about the Suwannee River Water Management District's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances.

We believe that our audit provides a reasonable basis for our opinion on compliance for each major federal program. However, our audit does not provide a legal determination of the Suwannee River Water Management District's compliance.

***Opinion on Each Major Federal Program***

In our opinion, Suwannee River Water Management District, complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on each of its major federal programs for the year ended September 30, 2014.

## **Report on Internal Control Over Compliance**

Management of the Suwannee River Water Management District, is responsible for establishing and maintaining effective internal control over compliance with the types of compliance requirements referred to above. In planning and performing our audit of compliance, we considered the Suwannee River Water Management District's internal control over compliance with the types of requirements that could have a direct and material effect on each major federal program to determine the auditing procedures that are appropriate in the circumstances for the purpose of expressing an opinion on compliance for each major federal program and to test and report on internal control over compliance in accordance with OMB Circular A-133, but not for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, we do not express an opinion on the effectiveness of the Suwannee River Water Management District's internal control over compliance.

*A deficiency in internal control over compliance* exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. *A material weakness in internal control over compliance* is a deficiency, or combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis. *A significant deficiency in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a federal program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies. We did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of OMB Circular A-133. Accordingly, this report is not suitable for any other purpose.

**POWELL & JONES**  
Certified Public Accountants  
Lake City, Florida  
March 10, 2015

**INDEPENDENT AUDITORS' REPORT ON COMPLIANCE WITH REQUIREMENTS THAT COULD HAVE A DIRECT AND MATERIAL EFFECT ON EACH MAJOR STATE PROJECT AND ON INTERNAL CONTROL OVER COMPLIANCE IN ACCORDANCE WITH CHAPTER 10.550, RULES OF THE AUDITOR GENERAL, OFFICE OF THE AUDITOR GENERAL**

To the Honorable Board of Governors  
Of the Suwannee River Water Management District

**Report on Compliance for Each Major State Project**

We have audited the compliance of Suwannee River Water Management District with the types of compliance requirements described in the State of Florida, Department of Financial Services State Projects Compliance and Supplement, that could have a direct and material effect on its major State project for the year ended September 30, 2014. Suwannee River Water Management District's major State project is identified in the summary of auditors' results section of the accompanying Schedule of Findings.

**Management's Responsibility**

Suwannee River Water Management District's management is responsible for compliance with the requirements of laws, regulations, contracts and grants applicable to its major State projects.

**Auditor's Responsibility**

Our responsibility is to express an opinion on Suwannee River Water Management District's compliance for each major State Project based on our audit of the types of compliance requirements referred to above. We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States and Chapter 10.550, Rules of the State of Florida, Office of the Auditor General. Those standards and Chapter 10.550, Rules of the State of Florida, Office of the Auditor General, require that we plan and perform the audit to obtain reasonable assurance about whether non-compliance with the types of compliance requirements referred to above that could have a direct and material effect on a major State project occurred. An audit includes examining, on a test basis, evidence about Suwannee River Water Management District's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances.

We believe that our audit provides a reasonable basis for our opinion on compliance for each major State Project. However, our audit does not provide a legal determination of Suwannee River Water Management District's compliance.

**Opinion on Each Major State Project**

In our opinion, Suwannee River Water Management District complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on its major State project for the fiscal year ended September 30, 2014.

## **Other Matters**

The results of our auditing procedures disclosed no instances of noncompliance, which are required to be reported in accordance with Chapter 10.550, Rules of the State of Florida, Office of the Auditor General.

## **Internal Control Over Compliance**

Management of Suwannee River Water Management District is responsible for establishing and maintaining effective internal control over the types of compliance requirements referred to above. In planning and performing our audit of compliance, we considered Suwannee River Water Management District's internal control over compliance with the types of requirements that could have a direct and material effect on a major State project to determine the auditing procedures that are appropriate in the circumstances for the purpose of expressing an opinion on compliance for each major State Project and to test and report on internal control over compliance in accordance with Chapter 10.550, Rules of the State of Florida, Office of the Auditor General, but not for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, we do not express an opinion on the effectiveness of Suwannee River Water Management District's internal control over compliance.

*A deficiency in internal control over compliance* exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a State project on a timely basis. *A material weakness in internal control over compliance* is a deficiency, or combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a State project will not be prevented, or detected and corrected, on a timely basis. *A significant deficiency in internal control over compliance* is a deficiency or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a State Project that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control over compliance that might be deficiencies, significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

Pursuant to Chapter 119, *Florida Statutes*, this report is a public record and its distribution is not limited. Auditing standards generally accepted in the United States of America require us to indicate that this report is intended solely for the information and use of Suwannee River Water Management District's management, State awarding agencies and pass-through entities and is not intended to be and should not be used by anyone other than these specified parties.

**POWELL & JONES**  
**Certified Public Accountants**  
**Lake City, Florida**  
**March 10, 2015**

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
SCHEDULE OF FINDINGS  
For the Fiscal Year Ended September 30, 2014**

**Summary of Auditor's Results**

Financial Statements

Type of auditor's report issued	Unqualified
Internal control over financial reporting	
• Material weakness identified?	No
• Reportable condition identified not considered to be material weaknesses?	None reported
Noncompliance material to financial statements	No

**Federal Awards**

Internal control over major programs:

• Material weaknesses identified?	No
• Reportable condition identified not considered to be material weaknesses?	None reported

Type of auditor's report issued on compliance for major programs	Unqualified
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Any audit findings disclosed that are required to be reported in accordance with Circular A-133, Section 510(a)?	No
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Identification of major programs:

<u>CFDA Number</u>	<u>Name of Federal Programs</u>
97.045	Cooperating Technical Partners

Dollar threshold used to distinguish between type A and type B programs:	\$300,000
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Auditee qualified as low-risk auditee?	No
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**Financial Statement Findings**

None

**Federal Award Findings and Questioned Costs**

None

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
SCHEDULE OF FINDINGS  
For the Fiscal Year Ended September 30, 2014**

**State Financial Assistance**

Internal control over major projects:

- Material weakness identified? No
- Reportable condition identified not considered to be material weaknesses? None reported

Type of auditor's report issued on compliance for major projects: Unqualified

Any audit findings disclosed that are required to be reported in accordance with Rule 10.656, *Rules of the Auditor General*? No

<u>CSFA Number</u>	<u>Name of State Programs</u>
N/A	Land Management Trust
37.039	Water Protection and Sustainability Program Statewide Surface Water Restoration and Wastewater Projects
37.052	Florida Springs Initiative Grant Program
37.029	SRWMD Environmental Resource Permitting

Dollar threshold used to distinguish between Type A and Type B programs: \$300,000

**Financial Statement Findings**

None

**State Financial Assistance Findings and Questioned Costs**

None

## SUMMARY SCHEDULE OF PRIOR AUDIT FINDINGS

### **Finding 2011-01 Significant Adjustments (third preceding year)**

In the prior years, the auditor noted that material adjustments were required to prepare accurate financial statements and recommended that a more thorough year end closing process be implemented to ensure that all balances are reasonable and accurate.

Current Status - Except for material adjustments required relating to certain current year findings contained in the Management Letter on pages 66 - 69, this finding was substantially corrected during the current year.

## MANAGEMENT LETTER

To the Honorable Board of Governors;  
Suwannee River Water Management District

In planning and performing our audit of the financial statements of the Suwannee River Water Management District (the District), for the year ended September 30, 2014, we considered the District's internal control structure to determine our auditing procedures for the purpose of expressing an opinion on the financial statements and not to provide assurance on the internal control structure.

However, during our audit we became aware of matters that are opportunities for strengthening internal controls and operating efficiencies. In addition to furnishing information required by Chapter 10.550, *Rules of the Auditor General*, and other compliance matters, the remaining sections of this report letter discuss these findings.

### PRIOR YEAR FINDINGS

#### 2013-1

**Bank Reconciliations** - In our previous audit we found that the person who performs the bank reconciliations also is responsible for issuing vendor payments. Bank reconciliations were also being prepared on the cash basis without reconciling balances to the general ledger. **This finding was substantially corrected in the current year.**

#### 2013-2

**Payroll Liability Accounts** - In our previous audit we found that the District was not periodically reconciling the balances in the various payroll liability accounts such as employee withheld amounts. **This finding was substantially corrected in the current year.**

#### 2013-3

**Cash Receipts** - The District maintains an online permitting system whereby individuals may apply and pay for permits utilizing credit cards. In our previous review of this system we found that revenue was recorded in the general ledger only based on bank deposits and there was no regular reconciliation between permits applied for and issued and related revenue received. To increase internal control over this system, we recommended that a monthly reconciliation of permits applied for and revenues received be performed as a part of the bank account reconciliation process. **This finding was substantially corrected in the current year.**

#### 2013-4

**Payroll Transactions.** District employees are paid through an electronic funds transfer (EFT) process. The payroll is prepared and processed through the EFT system by the Payroll Clerk. While there is a subsequent review of the biweekly payroll ledger by the Finance Director, there was no prior approval of the computed payroll prior to disbursement by a supervisory person. **This finding was substantially corrected in the current year.**

## **AUDITOR GENERAL OPERATIONAL AUDIT**

Encompassing the prior fiscal year, the Auditor General of Florida completed an operational audit of the District for the period October, 2011 through February, 2013, and issued Auditor General Report 2014-129, dated March 2014. This report contained sixteen findings and recommendations.

The following is the current status on the implementation of the corrective actions for these findings:

### **ORGANIZATION AND GENERAL MANAGEMENT CONTROLS**

**Finding No. 3:** The District needed to enhance its procedures for ensuring that expenditures are limited to budgeted amounts. **This finding was not corrected during the current year.**

#### **Recommendation**

***The District should adopt separate budgets for each special revenue fund as required by law. The District should also ensure that budgets presented in the financial statements are those approved by the Board.***

### **SRWMD RESPONSE**

***The District presents the budget to actual expenditures by fund to the Governing Board monthly for their review. The fiscal year 2015-16 budget will be presented to the Governing Board by fund. The District will continue to refine budgeting methods.***

### **CASH CONTROLS AND ADMINISTRATION**

**Finding No. 4:** The District had not implemented adequate separation of duties for the cash collections and revenues, accounts payable, and payroll and personnel functions. **This finding was substantially corrected in the current year.**

**Finding No. 5:** The District's banking agreements did not properly assign authority to adequately protect public funds nor were they updated timely for personnel changes. **This finding was substantially corrected in the current year.**

**Finding No. 6:** The District needed to enhance its controls over electronic funds transfers. **This finding was substantially corrected in the current year.**

**Finding No. 7:** Interest earnings on pooled accounts were not properly allocated to the fund that produced the earnings. **This finding was substantially corrected in the current year.**

### **PROCUREMENT OF GOODS AND SERVICES**

**Finding No. 9:** Policies and procedures for purchasing cards needed to be enhanced to ensure that purchases were in accordance with District policies and procedures and served an authorized public purpose. **This finding was substantially corrected in the current year, except that a**

procedure should be developed to ensure that credit card purchases made by supervisory personnel are properly reviewed and approved.

**SRWMD RESPONSE**

*Credit card statements are reviewed by the Chairman and Secretary/Treasurer of the Governing Board monthly.*

**PAYROLL AND PERSONNEL**

**Finding No. 11:** The District made payments for accumulated unused annual leave to terminated employees that were not in compliance with *Florida Statutes*. This finding was substantially corrected in the current year.

**Finding No. 12:** The District provided enhanced separation benefits totaling \$53,260 to several former employees that appeared to be contrary to Section 215.425, *Florida Statutes*. This finding was substantially corrected in the current year.

**CAPITAL ASSETS**

**Finding No. 13:** The District did not maintain subsidiary records for land, land improvements, and easements totaling \$203,302,223. From our audit procedures of land parcels owned by the District, we found approximately six parcels totaling \$719,808 that were disposed of in the prior year that had not been deleted from the database or the general ledger control accounts.

**Recommendation**

*The District should establish and maintain complete subsidiary records for all capital asset classes, regularly reconcile subsidiary records to general ledger control accounts, and demonstrate that capital asset disposals are properly recorded and recognized in the District's records.*

**SRWMD RESPONSE**

*Implementing the revised Finance and Accounting Policy in August 2013, monthly and quarterly reconciliation of fixed assets to the General Ledger occurs. It was during the reconciliation process that land disposals were discovered and needed to be corrected during the FY 2013-14 Audit. District staff will continue to be diligent with ensuring the capital accounts accurately reflect the balances in the General Ledger.*

**Finding No. 14:** The District needed to enhance its controls over tangible personal property. This finding was substantially corrected in the current year.

**CURRENT YEAR FINDINGS**

There were no additional reportable findings in the current year.

## **AUDITOR GENERAL COMPLIANCE MATTERS**

Annual Local Government Financial Report - The Financial Report filed with the Department of Financial Services pursuant to Section 218.32(1)(a), *Florida Statutes*, is in agreement with the accompanying financial statements of the Suwannee River Water Management District, for the fiscal year ended September 30, 2014.

Financial Condition Assessment - As required by the *Rules of the Auditor General* (Sections 10.554(7)(c). and 10.556(7)), we applied financial condition assessment procedures. It is management's responsibility to monitor the entity's financial condition, and our financial condition assessment was based in part in representations made by management and the review of financial information they provided.

Financial Emergency Status - We determined that the District had not met any of the conditions described in Section 218.503(1), *Florida Statutes*, that might result in a financial emergency.

Requirements of Sections 215.985(11) and 373.536(4)(e) Florida Statutes - For the fiscal year ended September 30, 2014, the Suwannee River Water Management District complied with the following:

- a. We have determined that the District provided monthly financial statements to its governing board and posted the monthly financial statements on its website.
- b. We determined that the District provided a link on its website to the Florida Department of Financial Services' website to allow viewing of the District's annual financial report.
- c. We determined that the District posted its tentative and final budgets on its website.

Our audit did not disclose any further items that would be required to be reported under the *Rules of the Auditor General*, Chapter 10.554(1)(f).

## **CONCLUSION**

Again, we very much enjoyed the challenges and experiences associated with this year's audit of the District. We look forward to working with you to ensure continued fiscal progress of the District's operations.

**POWELL & JONES**  
Certified Public Accountants  
March 10, 2015

## INDEPENDENT ACCOUNTANT'S REPORT

To the Honorable Board of Governors;  
Suwannee River Water Management District

We have examined Suwannee River Water Management District's compliance with Section 218.415, *Florida Statutes*, regarding the investment of public funds during the year ended September 30, 2014. Management is responsible for the District's compliance with those requirements. Our responsibility is to express an opinion on the District's compliance based on our examination.

Our examination was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants and, accordingly, included examining, on a test basis, evidence about the District's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances. We believe that our examination provides a reasonable basis for our opinion. Our examination does not provide a legal determination on the District's compliance with specified requirements.

In our opinion, the District complied, in all material respects, with the aforementioned requirements for the year ended September 30, 2014.

This report is intended solely for the information and use of the District and the Auditor General, State of Florida, and is not intended to be and should not be used by anyone other than these specified parties.

**POWELL & JONES**  
Certified Public Accountants  
March 10, 2015

## Communication with Those Charged with Governance

To the Honorable Board of Governors;  
Suwannee River Water Management District

We have audited the financial statements of Suwannee River Water Management District for the year ended September 30, 2014. Professional standards require that we provide you with information about our responsibilities under generally accepted auditing standards and *Government Auditing Standards*, as well as certain information related to the planned scope and timing of our audit. Professional standards also require that we communicate to you the following information related to our audit.

### Significant Audit Findings

#### *Qualitative Aspects of Accounting Practices*

Management is responsible for the selection and use of appropriate accounting policies. The significant accounting policies used by Suwannee River Water Management District are described Note 1 to the financial statements. No new accounting policies were adopted and the application of existing policies was not changed during 2014. We noted no transactions entered into by the governmental unit during the year for which there is a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statements in the proper period.

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ significantly from those expected. There are no sensitive estimates affecting Suwannee River Water Management District's financial statements.

Certain financial statement disclosures are particularly sensitive because of their significance to financial statement users. There are no sensitive disclosures affecting the financial statements.

#### *Difficulties Encountered in Performing the Audit*

We encountered no significant difficulties in dealing with management in performing and completing our audit.

#### *Corrected and Uncorrected Misstatements*

Professional standards require us to accumulate all known and likely misstatements identified during the audit, other than those that are trivial, and communicate them to the appropriate level of management. There were no such misstatements identified during our audit.

#### *Disagreements with Management*

For purposes of this letter, professional standards define a disagreement with management as a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditor's report. We are pleased to report that no such disagreements arose during the course of our audit.

### *Management Representations*

We have requested certain representations from management that are included in the management representation letter dated March 10, 2015.

### *Management Consultations with Other Independent Accountants*

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If a consultation involves application of an accounting principle to the governmental unit's financial statements or a determination of the type of auditor's opinion that may be expressed on those statements, our professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

### *Other Audit Findings or Issues*

We generally discuss a variety of matters, including the application of accounting principles and auditing standards, with management each year prior to retention as the governmental unit's auditors. However, these discussions occurred in the normal course of our professional relationship and our responses were not a condition to our retention.

### Other Information in Documents Containing Audited Financial Statements

With respect to the supplementary information accompanying the financial statements, we made certain inquiries of management and evaluated the form, content, and methods of preparing the information to determine that the information complies with accounting principles generally accepted in the United States of America, the method of preparing it has not changed from the prior period, and the information is appropriate and complete in relation to our audit of the financial statements. We compared and reconciled the supplementary information to the underlying accounting records used to prepare the financial statements or to the financial statements themselves.

This information is intended solely for the use of the Board of Governors and management of Suwannee River Water Management District, and is not intended to be and should not be used by anyone other than these specified parties.

Very truly yours,

**POWELL & JONES**  
Certified Public Accountants  
March 10, 2015

MEMORANDUM

TO: Governing Board

FROM: Dave Dickens, Division Director, Administration & Operations

DATE: April 27, 2015

RE: Approval of the Inspector General Audit Report for Cash Receipts and Cash Disbursements from Law, Redd, Crona & Munroe, P.A., Inspector General

RECOMMENDATION

**Staff recommends the Governing Board accept the Inspector General Audit Report for Cash Receipts and Cash Disbursements from Law, Redd, Crona & Munroe, Inspector General.**

BACKGROUND

Law, Redd, Crona & Munroe, P.A. has prepared the Inspector General Audit Report for Cash Receipts and Cash Disbursements per the 2015 Internal Audit Work Plan. Staff has provided support to Law, Redd, Crona & Munroe during the preparation of the report. This report contains a review of District Regulatory Permitting Fee Collection and Cash Disbursements Processes.

/bmp  
Enclosure

**SUWANNEE RIVER WATER  
MANAGEMENT DISTRICT**

**REPORT ON INTERNAL AUDIT OF  
REGULATORY PERMITTING FEE  
COLLECTION AND CASH DISBURSEMENTS PROCESSES**

**REPORT #15-01**

**APRIL XX, 2015**

DRAFT as of 4/15/15

## TABLE OF CONTENTS

Internal Auditors' Report	1
<b>Permitting Fee Collection Process</b>	
Background	2
Objectives, Scope and Methodology	4
Observations and Recommendations	7
<b>Cash Disbursements Process</b>	
Background	10
Objectives, Scope and Methodology	10
Observations and Recommendations	12
Conclusion	13

DRAFT as of 4/15/15

# ***PERMITTING FEE COLLECTION PROCESS – 2015***

April XX, 2015

## **BACKGROUND**

The purpose of the Suwannee River Water Management District (District) is to manage the water and water-related resources within its boundaries. The District's mission is maintaining the balance between the water needs of current and future users as well as protecting and maintaining natural systems.

A Governing Board of nine members sets policy and direction for the District. As set forth in Section 373.073, Florida Statutes, the Board members are appointed by the Governor, must be confirmed by the Florida Senate, and serve staggered four-year terms.

The Board's duties include directing a wide-range of programs, initiatives, and actions, to carry out the District's duties and responsibilities under Chapter 373, Florida Statutes, and several delegated portions of Chapter 403, Florida Statutes. These programs include, but are not limited to: nonstructural flood control; regulatory programs; water conservation; water resource and supply development; associated data collection and analysis efforts; land acquisition; and education. The Governing Board employs an Executive Director who is charged with overseeing the day-to-day activities of the District.

### **Permitting Fee Collection Process**

Section 373.109, Florida Statutes, authorizes the governing boards of water management districts to establish a schedule of fees for filing applications for permits that are required as part of the District's regulatory programs. Regulatory permitting fees are further governed by Department of Environmental Protection Rule 40B-1.006, Florida Administrative Code.

Accordingly, several permitting programs are operated by the District's Resource Management Division. The permit types administered include Environmental Resource Permits, Water Use, Water Wells, and Works of the District. However, the District follows uniform policies and procedures for permitting fee collection across the programs.

The District receives permitting applications and the related fees either through the mail, electronically through the District web page, or directly from the applicant in person.

No permits are issued until the related permitting application and fee are received and processed by the District. The E-Reg Permitting System, used by the District to manage regulatory permits, allows permits to be issued prior to receipt of the associated fee; however, there are error messages that are received at the various points of review and at

## Permitting Fee Collection Process

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issuance of the permit, alerting permitting staff if there is no fee information in the system for the permit.

### Monies Received through the Mail

All mail delivered to Headquarters, including express mail services such as UPS, Federal Express, etc., is delivered to the reception desk. Upon determining the mail contains money, all cash receipts shall be listed on an approved Daily Cash Transmittal Form which shall include, at a minimum, the transmittal date, pre-printed receipt number if applicable, a detail of who the money is remitted by, check number if applicable, total number of receipts, total dollar amount of receipts, date, and signatures of transmitting and receiving employees. All checks shall be restrictively endorsed with the District stamp at the point of mail opening. The Daily Cash Transmittal Form and monies shall be verified by two employees other than the Receptionist and forwarded daily to the Finance Team, which includes the Finance Officer, Accounts Payable (AP)/Payroll & Benefits Coordinator, and the Business Process Analyst.

### Permitting Fees Received Directly from the Applicant

If a permitting applicant gives money to an employee of the District they must direct the applicant to the Receptionist. The Receptionist will immediately prepare a pre-numbered receipt and give the original copy to the remitter. The copy remains in the receipt book. These funds will also be documented on the Daily Cash Transmittal Form for each day.

### Monies Received through Online Payment

Some permit types receive payment online by debit and credit card. The District uses Bank of America (BOA) for the acceptance and processing of payment card transactions and does not capture or store cardholder account information. When an applicant clicks on a button on a District web page to submit a payment, he or she is redirected to a BOA web page that is formatted to look like a District web page. The District receives from BOA the payer name, transaction ID, and payment amount in a file that updates the Permitting System. District accounting staff can also access BOA's Payment System to view additional information on the District's electronic payments. At the end of each month the Business Process Analyst in the Administration & Operations Division retrieves a monthly summary from the BOA web page. A member of the permitting department identifies each type of permit fee received and then the payments are classified and posted to the appropriate general ledger account.

### Monies Received by Other than Mail

Monies received in any manner not previously described shall immediately be hand carried to the Receptionist for processing.

### Bank Deposits

## **Permitting Fee Collection Process**

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The District deposits checks electronically from the office utilizing a check scanner. The Business Process Analyst in the Administration & Operations Division is responsible for making those deposits. The check scanner is maintained in her office. The following steps are followed when making a deposit.

- 1) Verifies that all checks were restrictively endorsed at the time of receipt;
- 2) Sums all checks and compares the total one last time with the Cash Transmittal Forms;
- 3) Logs on to the Remote Deposit web page;
- 4) Enters the total amount to be deposited;
- 5) Scans the checks using the check scanner;
- 6) Reviews the scan for any discrepancy;
- 7) If there are any discrepancies, they are reviewed and corrected;
- 8) Once the scan is verified for accuracy the deposit is submitted.

Images of the scanned checks are maintained in a network folder that has restricted access. Only the Business Process Analyst and Finance Officer have access to that particular folder. Once the images are saved, the deposited checks are shredded.

### **OBJECTIVES, SCOPE AND METHODOLOGY**

#### **Permitting Fee Collection Process**

The overall objectives of our audit of the permitting fee collection process were to review and obtain an understanding of the District's formal policies and procedures related to the collection, receipt and processing of permitting fees, and to test the District's compliance with written policies and procedures relating to those permitting fees.

The scope of this audit included a review of permitting fees and the related procedures for collecting and processing those fees in order to issue the permits, from October 1, 2014 through February 28, 2015. To address the stated audit objectives, we obtained a listing of all permitting fees that were collected during that time period. The various types included:

- 1) Water Use Program
- 2) Water Wells

***Permitting Fee Collection Process***

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- 3) Works of the District
- 4) Environmental Resource Permits

**Permitting Fees Receipts**

Sample Selected from Cash Receipts Population

We tested permitting fees collected by the District from October 1, 2014 through February 28, 2015. As of February 28, 2015, 69 permitting fee receipts, of which 5 were batch totals for fees received via online credit card payment with each batch varying in number of receipts, totaling \$59,971.41 had been received. From that total, we selected a judgmental sample of 14 receipts in order to gain coverage of the total collected. One credit card batch was also selected and the process for recording those batch totals was tested. The receipts selected for testing were as follows:

<b>Receipt Number</b>	<b>General Ledger Account Number</b>	<b>Rule Type</b>	<b>Receipt Amount Tested</b>
2966	15-0404-0-0000-00-00	ERP Individual - Modification - < 10 acres, no wetlands	\$ 245.00
2978	17-0423-0-0000-00-00	WUP Individual < 2,000,000 GPD - New	\$ 230.00
3007	17-0423-0-0000-00-00	Water Well Construction - new Domestic (2 permits)	\$ 80.00
3039	15-0404-0-0000-00-00	ERP - Formal Wetland Determination - < 10 acres	\$ 860.00
3045	15-0404-0-0000-00-00	ERP Individual - Modification - < 10 acres, no wetlands - Modified from General	\$ 122.50
3071	17-0423-0-0000-00-00	WUP Individual < 2,000,000 GPD - New	\$ 230.00
3102	15-0404-0-0000-00-00	ERP General	\$ 250.00
3151	15-0404-0-0000-00-00	WOD Modification	\$ 245.00
3188	01-0281-0-0000-00-00	Bond payment	\$ 3,000.00
3237	15-0404-0-0000-00-00	ERP Exemption Determination	\$ 100.00
3245	17-0423-0-0000-00-00	WUP Individual < 2,000,000 GPD - Renewal	\$ 115.00
3255	15-0404-0-0000-00-00	ERP Individual - New - 40 - 100 acres, no wetlands	\$ 5,610.00
3268	15-0404-0-0000-00-00	ERP Individual - New - 10 - 40 acres with < 3 acres of wetlands	\$ 2,110.00
3092	15-0404-0-0000-00-00	WOD Modification	\$ 245.00
3182	Various	Various	\$ 7,598.83

Test criteria applied to these sampled items included the following internal control or procedure attributes:

***Permitting Fee Collection Process***

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- 1) Collection is substantiated by a unique receipt number;
- 2) Receipt agrees with supporting documentation;
- 3) Check, cash or EFT receipted was properly listed on the Daily Cash Transmittal Form;
- 4) Daily Cash Transmittal Form was signed by the transmitter;
- 5) Daily Cash Transmittal Form was signed by two receivers signifying their review and approval of the information provided;
- 6) Check was deposited within 7 calendar days from the end of the week in which it was received;
- 7) Receipt was properly recorded in the General Ledger;
- 8) If applicable, the check was restrictively endorsed;
- 9) Traced deposit total to the bank statement;
- 10) Traced cash receipt to posting in E-Reg Permitting System;
- 11) Fee assessed and collected were accurate when compared with the permit descriptions and the fee schedules in place at the District.

**Sample Selected from Permit Application Population**

We selected an additional judgmental sample of permit applications to ensure sufficient coverage of all permit types and rule types surrounding the permit fees receipting process. As of February 28, 2015, a total of 693 permit applications were received and processed by the District. From a Permitting System-generated listing of permit applications received, we selected a judgmental sample of 10 additional permits for testing, as follows:

<b>Permit Number</b>	<b>Rule Type</b>	<b>Fee Assessed</b>
2-007-222584-1	WUP Individual < 2,000,000 GPD - New	\$ 230.00
2-121-218076-2	WUP Individual < 2,000,000 GPD - Renewal	\$ 115.00
2-079-216067-5	WUP Individual >= 2,000,000 GPD - Combination and Modification	\$ 265.00
3-001-222274-1	Water Well Construction - new Domestic	\$ 40.00
3-001-222661-1	Water Well Construction - new Domestic	\$ 40.00
3-125-222757-1	Water Well Construction - new Domestic	\$ 40.00
ERP-029-222223-1	ERP Exemption Determination	\$ 100.00
ERP-023-208139-5	ERP Individual - Modification - < 10 acres, no wetlands	\$ 245.00
ERP-065-222295-1	ERP - Governmental Entity	\$ 0
ERP-075-206948-3	ERP - Governmental Entity	\$ 0

Test criteria applied to these sampled items included the following internal control or policy and procedure attributes:

## Permitting Fee Collection Process

- 1) Traced cash receipt to deposit in the bank account;
- 2) Check, cash or EFT received was properly listed on the Daily Cash Transmittal Form;
- 3) Daily Cash Transmittal Form was signed by the transmitter;
- 4) Daily Cash Transmittal Form was signed by two receivers signifying their review and approval of the information provided;
- 5) Receipt was properly recorded in the General Ledger;
- 6) Fee assessed and collected were accurate when compared with the permit descriptions and the fee schedules in place at the District.

### **OBSERVATIONS AND RECOMMENDATIONS**

Based upon our test of sampled items described above, we noted the following recommendations to strengthen controls related to the cash receipt and permitting process.

#### **1) Deposit Lag**

- Three of fifteen deposits tested were deposited later than 7 calendar days after the end of the week the cash was received. District policy requires that cash receipts be deposited no later than 7 calendar days from the end of the week in which the monies were received.

#### **Recommendation:**

District management should periodically review deposit dates to verify deposits were made in a timely manner.

#### **Management Response:**

*The District was preparing its annual budget around the time of the deposits identified above. District management has cross trained employees and will make an effort to ensure that deposits are made in a timelier manner.*

#### **2) Transmittal Signatures**

- The twenty-five cash receipts tested were recorded on twenty-one Daily Cash Transmittal Forms. Five of twenty-five cash receipts tested were included on Daily Cash Transmittal Forms that had only been signed by one reviewer. District policy

requires that two people review and sign the forms to document that they have verified the accuracy and completeness of the attached.

**Recommendation:**

The District should make efforts to ensure that two people review and sign each Daily Cash Transmittal Form to document their verification of the attached receipts. For example, the District could enhance the verification process for electronic deposits to include a review of the Daily Cash Transmittal Form for two signatures. If only one signature is found to be present, a second signature should be acquired to demonstrate compliance with District policy.

**Management Response:**

*There are always two individuals that review the Daily Cash Transmittal Form, however, occasionally one reviewer may overlook the signature process upon approval. During the electronic deposit, each cash receipt is summed and compared to the Daily Cash Transmittal Form to ensure the deposit is complete.*

**3) Receipts Recorded in E-Reg Permitting System**

- One of twenty-five permitting fees tested was entered more than once in the Permitting System. In this instance, one check was written in the amount of \$80 for two water well permits. However, the payments for the two permits were recorded in the System with one entry for \$80 and another entry for \$40 entry, rather than two \$40 entries.
- One of twenty-five permitting fees tested had not been recorded in the Permitting System as collected, although received and deposited by the District. The fee was received by the District on February 4, 2015, deposited on February 11, 2015, but as of February 28, 2015, was not recorded in the Permitting System.

**Recommendation:**

We suggest that the District periodically review the Permitting System for outstanding permit fees and timely follow up on any outstanding fees detected to ensure that the Permitting System has the most current and up to date information available for the permitting department. We further suggest that, as a part of the periodic review, District management verify the accuracy and completeness of fees that have been entered into the Permitting System.

**Management Response:**

*Management agreed and will correct the errors.*

**4) Reconciliation of Permitting Fee Receipts**

- The District does not perform any reconciliation between the fees collected and deposited, the amounts recorded in the general ledger and the permits issued.

**Recommendation:**

We suggest the District develop a procedure to reconcile the permitting fees collected, deposited and recorded in the general ledger with the permits issued. This will help to identify any errors in the recording process and also help to provide assurance that the permit fees collected correspond with the types of permits issued.

**Management Response:**

*The District is in the process of developing a reconciliation process. With the assistance of the St. Johns River Water Management District, reports are being developed within the Permitting System that would provide the information necessary to complete such a reconciliation.*

DRAFT as of 4/15/15

# CASH DISBURSEMENT PROCESS – 2015

April XX, 2015

## BACKGROUND

To comply with Florida Statutes, the District has established various policies and procedures to govern the expenditure of funds. Examples include policies for invoice processing, accounts payable, check processing, contractual services, property, purchasing cards, and travel in accordance with Section 112.061, Florida Statutes.

## OBJECTIVES, SCOPE AND METHODOLOGY

The overall objectives of our audit of the District's cash disbursement process were to review and obtain an understanding of the District's formal policies and procedures related to cash disbursements, and to test the District's compliance with written policies and procedures relating to cash disbursements.

The scope of this audit included a review of cash disbursements and the related procedures for review, approval and processing of cash disbursements, from October 1, 2014 through February 28, 2015.

### Sample Selected from Cash Disbursements Population

As of February 28, 2015, 695 cash disbursements had been reviewed, approved and processed. From that total, a sample of 25 disbursements was randomly selected for testing. The cash disbursements selected for testing were as follows:

Check Number	Payee	Description	Amount
22802	City of Madison	improvements to city wells	\$ 7,275.00
22998	Verizon Wireless	cell phones and mifi for District employees	\$ 1,935.81
23011	Blue Rok Inc.	soft rock - limestone	\$ 6,197.20
23018	D&S Signs	3 signs - "Camping Area Closed"	\$ 60.00
23022	Duncan Tire & Auto	remove and install - wheel bearing hub assembly drivers front	\$ 222.53
23045	Max Davis Assc Inc	Copier Lease	\$ 169.05
23060	Suwannee Valley Electric Coop	monthly data transmission fee	\$ 50.00
23075	FL Dept of Agriculture and Consumer Svcs	Suwannee River partnership technical positions - shared with FDACS for the time period 7/1/13 - 6/30/14	\$124,439.64
23088	Office Depot	office chair	\$ 283.99
23102	Ashley O'Steen	December 2014 Board Meeting	\$ 400.00
23132	Land & Sea Surveying Concepts, Inc.	Transect lines and gauges/wells installed related to Minimum Flows and Levels	\$18,721.00

***Cash Disbursement Process***

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23140	Ann Shortelle	travel reimbursement to Executive Director for meals while attending conferences in November and December 2014	\$ 216.00
23144	Suwannee Valley Electric Coop.	monthly data transmission fee	\$ 50.00
23158	Bank of America	P-Card transaction - travel, hotels, supplies, conference fees, etc	\$14,640.49
23177	ACF Standby System	gas generator, automatic transfer switch and uninterruptable power supply - added to the District office	\$112,716.00
23178	AFLAC	employee insurance	\$ 818.80
23187	Dell Marketing	six desktop computers	\$10,289.73
23194	Karst Environmental Services Inc.	contractual services - Booker Springs Tract Sink Connectivity Study/Dye Tracing Services	\$22,531.00
23211	Securestore	storage units - film storage	\$ 38.25
23221	United Way of Suwannee Valley	United Way contributions from payroll deductions	\$ 137.32
23228	Bank of America	P-Card transaction - travel, hotels, supplies, conference fees, etc	\$ 5,846.54
23244	George Cole	Board member mileage reimbursement to board meeting	\$ 15.13
23301	Advanced Bore Hole Service	Geophysical Well Logging Service	\$ 1,380.00
23485	United Way of Suwannee Valley	United Way contributions from payroll deductions	\$ 137.32
23488	YSI Inc	field equipment	\$107,940.00

Test criteria applied to these sampled items included the following internal control or policy and procedure attributes:

- 1) Traced to Accounts Payable Check Log, noting the date of the check, that the check range included the check and that the log included the signatures of two employees;
- 2) Agreed information on the face of the check (payee and amount) with supporting documentation;
- 3) Examined invoice noting if:
  - a. Invoice was stamped with the date received;
  - b. Transaction was approved for payment, by appropriate Division Director, indicated by their initials and the date of approval;

## *Cash Disbursement Process*

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- 4) Invoice or other supporting documentation was stamped "posted" with the initials of the Business Resource Specialist who posted the invoice in the general ledger and the date posted;
- 5) Expense was classified and posted to the proper general ledger account;
- 6) Disbursement was processed within 30 days after receipt of invoices, receipt of goods/services and inspection and approval of goods;
- 7) If applicable, reviewed each Purchasing Card Summary Form and attached supporting documentation, noting that all transactions were appropriately reviewed and approved in accordance with the District's policies and procedures;
- 8) If applicable, reviewed receiving reports for selected items purchased.

### **OBSERVATIONS AND RECOMMENDATIONS**

#### **1) Travel Reimbursements**

- The Executive Director's travel forms and reimbursements are not reviewed and approved.

#### **Recommendation:**

We suggest the Executive Director's travel forms and reimbursements be reviewed and approved by a member of the Board of Directors.

#### **Management Response:**

*The Executive Director's travel forms and reimbursements will be emailed to the Chairman and Treasurer of the Board of Directors on a monthly basis for their review and approval.*

## CONCLUSION

Internal controls and procedures related to the District's regulatory permitting fee collection process and cash disbursements process are well documented and conform to the specific needs of the District.

We have noted areas where improvements can be made to the permitting fee collection and cash disbursement processes and certain controls used in these processes. We recommend that management review each issue in this report, determine the cost benefit of the recommendation and take appropriate action.

We wish to take this opportunity to thank the staff for their helpfulness and cooperation in this endeavor. If there are any questions regarding our findings or recommendations, please feel free to call Richard Law or Delia Fernandez.

**LAW, REDD, CRONA & MUNROE, P.A.**

## MEMORANDUM

TO: Governing Board

FROM: Dave Dickens, Division Director, Administration & Operations

DATE: May 1, 2015

RE: Ace Ranch Conservation Easement Recommendation Following Mediation

### RECOMMENDATION

**Staff recommends the Governing Board approve the Mediation Agreement between Suwannee River Water Management District and Barrett 50, LLC following the April 16, 2015, mediation proceedings.**

### BACKGROUND

Staff was made aware of activities at Ace Ranch that conflicted with the Conservation Easement during the beginning of 2014, and a Cease and Desist Notice was issued by staff on March 12, 2014. The District had various meetings with representatives to determine a solution, and the subject was brought to the Lands Committee on September 23, 2014. The Lands Committee requested District legal counsel review easement terms with input from Barrett 50, LLC legal counsel and to present findings at the October 22, 2014, Lands Committee meeting.

During the October 22, 2014, meeting, staff provided the Lands Committee with requested background information and a potential solution. The Committee did not agree to the proposed solution and requested that staff provide the Governing Board an alternative recommendation, which was approved by the Governing Board during the November 11, 2014, meeting.

A letter dated November 18, 2014, was sent to Barrett 50, LLC indicating a 90-day notice to complete the Board decision. Another letter dated February 20, 2014, was sent to Barrett 50, LLC indicating possible enforcement if activities were not completed. During the same period of time, Barrett 50, LLC sent a letter dated February 13, 2015, disputing the Board decision and requesting the District attend mediation. Mediation was later scheduled for April 16, 2015.

The District was made aware of another potential solution which was presented to the Lands Committee during the March 25, 2015, meeting. This solution was also rejected and the Committee requested staff and legal counsel attend the April 16, 2015, mediation proceedings.

A recommendation was made at the April 30, 2015, Lands Committee meeting to take the results of the mediation to the full Governing Board. The results of the mediation are attached herein.

DD/bmp  
Attachments  
020-00041

## MEDIATION AGREEMENT

THIS MEDIATION AGREEMENT is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2015, by and between, BARRETT 50, LLC, A Florida limited liability company, having a mailing address of P.O. Box 1299, Crystal Springs, Florida 33524, (hereafter referred to as the “Grantor”) and SUWANNEE RIVER WATER MANAGEMENT DISTRICT, a Florida Statutes Chapter 373 Water Management District, having a mailing address of 9225 CR 49, Live Oak, FL 32060 (hereinafter referred to as the “Grantee”).

WITNESSETH:

WHEREAS, SUWANNEE RIVER DEVELOPMENT, LLC, a Florida limited liability company, granted to the Grantee that certain Conservation Easement (hereinafter the “FIRST CONSERVATION EASEMENT”) dated September 16, 2010, which was recorded in the public records of Lafayette County, Florida on September 16, 2010 at O.R. Book 297, Page 381; and,

WHEREAS, the FIRST CONSERVATION EASEMENT encumbered certain real property (hereinafter the “CONSERVATION PROPERTY”) located in Lafayette County, Florida; and,

WHEREAS, since the granting of the FIRST CONSERVATION EASEMENT, the SUWANNEE RIVER DEVELOPMENT, LLC, a Florida limited liability company, has conveyed all of its right, title and interest in the CONSERVATION PROPERTY, subject to the FIRST CONSERVATION EASEMENT, to the Grantor by virtue of that certain deed from the SUWANNEE RIVER DEVELOPMENT, LLC, a Florida limited liability company to the Grantor dated November 14, 2013 and recorded in the public records of Lafayette County, Florida on December 2, 2013 at O.R. Book, 331, Page 434; and,

WHEREAS, Grantor warrants that it presently holds all of the rights in the CONSERVATION PROPERTY which were retained by the SUWANNEE RIVER DEVELOPMENT, LLC, a Florida limited liability company, at the time the FIRST CONSERVATION EASEMENT was executed; and,

WHEREAS, since the Grantor acquired its interest in the CONSERVATION PROPERTY, the parties have had a dispute concerning the requirements of the FIRST CONSERVATION EASEMENT and what is allowed thereunder; and,

WHEREAS, in an effort to resolve such dispute, the Grantor and Grantee have engaged in mediation of such dispute on April 16, 2016, in at the Resolution Center, in Gainesville Florida before mediator Frederick D. Smith, Esq. (hereinafter the “MEDIATION”); and,

WHEREAS, as a result of the MEDIATION, the parties have reached an agreement as to how to resolve their differences and wish to create and execute this MEDIATION

AGREEMENT to accomplish the same; and,

WHEREAS, the Grantor and Grantee have complied with all legal requirements for them to execute and record this MEDIATION AGREEMENT.

**NOW, THEREFORE**, for and in consideration of the sum of Ten and no/100 Dollars (\$10.00) and other valuable consideration, the sufficiency and receipt of which are hereby acknowledged, the Grantor and the Grantee do hereby agree as follows:

1. RECITALS. The above recitals are incorporated herein by reference.
2. PAYMENT OF FUNDS TO THE GRANTEE. The Grantor shall pay to the Grantee the sum of \$419,000.00, plus the Grantor's costs and expenses as set out herein (hereinafter the "FUNDS"). The FUNDS shall be paid to the Grantee by no later than 365 days after the effective date of this MEDIATION AGREEMENT.
3. EXECUTION AND RECORDING OF THE AMENDMENT TO CONSERVATION EASEMENT. Upon timely payment of the FUNDS to the Grantee, the parties shall execute and record an amendment to the FIRST CONSERVATION EASEMENT (the "AMENDMENT TO CONSERVATION EASEMENT") on the terms and in substantially the form attached hereto as Attachment "A".
4. FAILURE TO TIMELY PAY THE FUNDS. Should the Grantor fail to make timely payment of the FUNDS to the Grantee, the Grantor shall immediately and at the Grantor's sole expense:
  - 4.1 Remove from the CONSERVATION PROPERTY all overhead irrigation systems and thereafter refrain from ever placing overhead irrigation systems on the CONSERVATION PROPERTY.
  - 4.2 Restore all portions of the CONSERVATION PROPERTY to the uses as shown on Exhibit "B" to the FIRST CONSERVATION EASEMENT.
5. WATER USE PERMITS. Concerning water use permits on the CONSERVATION PROPERTY:
  - 5.1 All applications submitted by the Grantor or his agent for a water use permit on the CONSERVATION PROPERTY which are pending on the effective date of this MEDIATION AGREEMENT, if any, are hereby withdrawn.
  - 5.2 After the effective date of this MEDIATION AGREEMENT but prior to the timely payment of the FUNDS to the Grantee and execution and recording of the AMENDMENT TO CONSERVATION EASEMENT, the Grantor shall not

submit any applications for water use permits except that the Grantor may apply for and be granted water use permits for the water wells allowed in the AMENDMENT TO CONSERVATION EASEMENT. However, no such water wells will be drilled, constructed or used until and unless the FUNDS are timely paid to the Grantee and the AMENDMENT TO CONSERVATION EASEMENT is executed and recorded.

5.3 Should the Grantor fail to timely pay the FUNDS to the Grantee:

5.3.1 The Grantor shall voluntarily withdraw all applications for water use permits which are pending at that time, if any, and voluntarily relinquish and cancel all water use permits which are in effect at that time, if any.

5.3.2 Thereafter, the Grantor may apply for a water use permit or permits for the CONSERVATION PROPERTY provided that the total allocation for all water use permits on the CONSERVATION PROPERTY shall never exceed the allocation which was permitted for the water use permits on the CONSERVATION PROPERTY at the time the FIRST CONSERVATION EASEMENT was executed.

6. PAYMENT OF FUNDS MAY BE PART OF A CLOSING. The parties understand that the payment of the FUNDS may be as part of a closing in which the Grantor is selling its interest in the CONSERVATION PROPERTY. The Grantor will allow the executed AMENDMENT TO CONSERVATION EASEMENT to be held by a closing agent and recorded upon Grantor's receipt of the FUNDS.

7. COSTS AND EXPENSES. The parties shall equally divide and pay all recording costs and documentary stamp taxes due for the recording of the AMENDED CONSERVATION EASEMENT.

8. TAXES AND ASSESSMENTS. All ad valorem taxes and assessments due on the CONSERVATION PROPERTY, for tax years 2014 and earlier, shall be paid by the Grantor, prior to the recording of the AMENDED CONSERVATION EASEMENT. The Grantor shall pay all ad valorem taxes and assessments due on the CONSERVATION PROPERTY, for all later years as they come due.

9. ALL ACTIVITY ON THE CONSERVATION PROPERTY SHALL CEASE. Effective immediately, all agricultural and silvacultural activity on the CONSERVATION PROPERTY shall immediately cease until the following:

9.1 After the timely payment of the FUNDS to the Grantee and the execution and recording of the AMENDMENT TO CONSERVATION EASEMENT, the Grantor may use the CONSERVATION PROPERTY as provided in the amended

FIRST CONSERVATION EASEMENT.

- 9.2 Should time for payment of the FUNDS run without timely payment to the Grantee and the AMENDMENT TO CONSERVATION EASEMENT not be executed and recorded, the Grantor may thereafter use the CONSERVATION PROPERTY as provided in the FIRST CONSERVATION EASEMENT and herein.

(The remainder of this page was intentionally left blank.)

IN WITNESS WHEREOF, BARRETT 50, LLC, A Florida limited liability company, (the "Grantor") has herunto set his or her hands and seal the date first hereinabove written.

Signed, Sealed and Delivered  
in the Presence of:

BARRETT 50, LLC

\_\_\_\_\_

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

Witness (print name under signature)

As its \_\_\_\_\_ and authorized  
representative

\_\_\_\_\_

Witness (print name under signature)

STATE OF FLORIDA  
COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of  
\_\_\_\_\_, 2015, by \_\_\_\_\_, in his capacity as the  
\_\_\_\_\_ of BARRETT 50, LLC, who is personally known to me, or who  
produced \_\_\_\_\_ as identification.

\_\_\_\_\_

Notary Public (print name under signature)  
Commission #

My Commission Expires:

(The remainder of this page was intentionally left blank.)

IN WITNESS WHEREOF the DISTRICT has caused these presents to be executed in its name by its Governing Board acting by the Chair or Vice Chair of said board, the day and year aforesaid.

GOVERNING BOARD OF THE SUWANNEE  
RIVER WATER MANAGEMENT DISTRICT

By: \_\_\_\_\_  
Don Quincey, Jr  
Chair

(OFFICIAL SEAL)

ATTEST: \_\_\_\_\_  
Virginia H. Johns  
Secretary / Treasurer

(The remainder of this page was intentionally left blank.)

# ATTACHMENT “A”

**AMENDMENT TO CONSERVATION EASEMENT**

THIS AMENDED CONSERVATION EASEMENT is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2015, by and between, BARRETT 50, LLC, A Florida limited liability company, having a mailing address of P.O. Box 1299, Crystal Springs, Florida 33524, (hereafter referred to as Grantor) and SUWANNEE RIVER WATER MANAGEMENT DISTRICT, a Florida Statutes Chapter 373 Water Management District, having a mailing address of 9225 CR 49, Live Oak, FL 32060 (hereinafter referred to as Grantee).

WITNESSETH:

WHEREAS, SUWANNEE RIVER DEVELOPMENT, LLC, a Florida limited liability company, granted to the Grantee that certain Conservation Easement (hereinafter the "FIRST CONSERVATION EASEMENT") dated September 16, 2010, which was recorded in the public records of Lafayette County, Florida on September 16, 2010 at O.R. Book 297, Page 381; and,

WHEREAS, the FIRST CONSERVATION EASEMENT encumbered certain real property (hereinafter the "CONSERVATION PROPERTY") located in Lafayette County, Florida; and,

WHEREAS, since the granting of the FIRST CONSERVATION EASEMENT, the SUWANNEE RIVER DEVELOPMENT, LLC, a Florida limited liability company, has conveyed all of its right, title and interest in the CONSERVATION PROPERTY, subject to the FIRST CONSERVATION EASEMENT, to the Grantor by virtue of that certain deed from the SUWANNEE RIVER DEVELOPMENT, LLC, a Florida limited liability company to the Grantor dated November 14, 2013 and recorded in the public records of Lafayette County, Florida on December 2, 2013 at O.R. Book, 331, Page 434; and,

WHEREAS, Grantor warrants that it presently holds all of the rights in the CONSERVATION PROPERTY which were retained by the SUWANNEE RIVER DEVELOPMENT, LLC, a Florida limited liability company, at the time the FIRST CONSERVATION EASEMENT was executed; and,

WHEREAS, the Grantor and the Grantee wish to amend the FIRST CONSERVATION EASEMENT and permanently change some of its terms and conditions; and,

WHEREAS, the Grantor and Grantee have reached an agreement as to how to amend the FIRST CONSERVATION EASEMENT and wish to execute and record this AMENDMENT TO CONSERVATION EASEMENT to accomplish the same, of record; and,

WHEREAS, the Grantor and Grantee have complied with all legal requirements for them to execute and record this AMENDMENT TO CONSERVATION EASEMENT.

**NOW, THEREFORE**, for and in consideration of the sum of Ten and no/100 Dollars (\$10.00) and other valuable consideration, the sufficiency and receipt of which are hereby acknowledged, the Grantor and the Grantee do hereby agree as follows:

1. RECITALS. The above recitals are incorporated herein by reference.
2. AMENDMENT. The FIRST CONSERVATION EASEMENT is hereby amended, altered and changed as follows:
  - 2.1 The “DEFINITIONS ONLY” section beginning and ending on page 1 shall hereafter read as provided on Exhibit “A”, attached hereto.
  - 2.2 Section 1 beginning on page 2 and ending on page 5 shall hereafter read as provided on Exhibit “B”, attached hereto.
  - 2.3 Section 2 beginning on page 5 and ending on page 9 shall hereafter read as provided on Exhibit “C”, attached hereto.
  - 2.4 Section 6 beginning and ending on page 9 shall hereafter read as provided on Exhibit “D”, attached hereto.
  - 2.5 Exhibit “B” to the FIRST CONSERVATION EASEMENT shall hereafter be as provided on Exhibit “E”, attached hereto.
3. ALL OTHER TERMS TO REMAIN UNCHANGED. Except as expressly provided herein, the terms of the FIRST CONSERVATION EASEMENT shall remain unchanged.
4. RATIFICATION OF REMAINDER OF FIRST CONSERVATION EASEMENT. The FIRST CONSERVATION EASEMENT, as amended, altered and changed herein, is hereby ratified by the parties and declared to be in full force and effect.

(The remainder of this page was intentionally left blank.)

IN WITNESS WHEREOF, BARRETT 50, LLC, A Florida limited liability company, (the "Grantor") has herunto set his or her hands and seal the date first hereinabove written.

Signed, Sealed and Delivered  
in the Presence of:

BARRETT 50, LLC

\_\_\_\_\_

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

Witness (print name under signature)

As its \_\_\_\_\_ and authorized  
representative

\_\_\_\_\_

Witness (print name under signature)

STATE OF FLORIDA  
COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of  
\_\_\_\_\_, 2015, by \_\_\_\_\_, in his capacity as the  
\_\_\_\_\_ of BARRETT 50, LLC, who is personally known to me, or who  
produced \_\_\_\_\_ as identification.

\_\_\_\_\_

Notary Public (print name under signature)  
Commission #

My Commission Expires:

(The remainder of this page was intentionally left blank.)

IN WITNESS WHEREOF the DISTRICT has caused these presents to be executed in its name by its Governing Board acting by the Chair or Vice Chair of said board, the day and year aforesaid.

GOVERNING BOARD OF THE SUWANNEE  
RIVER WATER MANAGEMENT DISTRICT

By: \_\_\_\_\_  
Don Quincey, Jr  
Chair

(OFFICIAL SEAL)

ATTEST: \_\_\_\_\_  
Virginia H. Johns  
Secretary / Treasurer

(The remainder of this page was intentionally left blank.)

AMENDMENT TO CONSERVATION EASEMENT  
EXHIBIT "A"

**DEFINITIONS ONLY:**

- A. **BMP** shall mean the Best Management Practices issued by the Florida Department of Agriculture. Where "BMP" is used in a provision requiring an activity to be in compliance with "BMPs" this shall be interpreted as requiring compliance with the then current Best Management Practices issued by the Florida Department of Agriculture and applicable to the particular activity.
- B. **Conservation Easement** shall mean this document and the easement granted hereunder.
- C. **Conservation Property** shall mean the entire property included in and governed by this Conservation Easement, which is described in Exhibit "A".
- D. **Exotic Plants** shall mean those plants as listed by the Florida Exotic Pest Plant Council (Florida EPPC) as category I (invading and disrupting native plant communities of Florida) and category II (shown to have a potential to disrupt native plant communities) invasive species in the current list published by the Florida EPPC, as it may be amended from time to time. If the Florida EPPC ceases to function or publish and maintain such a list, the parties shall thereafter use the last published list as it may be amended by written agreement of the parties from time to time.
- E. **Farm Management Plan** shall mean a written plan which describes and directs the agricultural and silvacultural activities on the Farm Operation Area.
- F. **Farm Operations Area** shall mean those areas of the Conservation Property designated as such on Exhibit "B". The Farm Operations Area shall be all of the Conservation Property except for the Protected Area.
- G. **Grantor** shall mean the person or entity executing this Conservation Easement as "Grantor" and all persons or entities in the future who acquire any interest in the Conservation Property from or through the person or entity executing this Conservation Easement as "Grantor". Where "Grantor" is used in a provision indicating a restriction placed on the "Grantor", or a right retained by the "Grantor", "Grantor" shall also include the Grantor's officers, agents, servants, employees, attorneys and those persons or entities in active concert or participation with Grantor.
- H. **Hazardous Materials** shall mean those substances defined as hazardous materials, wastes or substances, toxic wastes or substances, pollutants or contaminants, by the Resource Conservation and Recovery Act, 42 U.S.C. Section 6901-6991 or the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C.

Section 9601-9674, as amended by the Superfund Amendments and Reauthorization Act of 1986, or any other Federal, Florida, or local governmental law, ordinance, regulation or restriction. This term shall include all fertilizers, pesticides, herbicides, fungicides and similar agricultural chemicals.

- I. **Minerals** shall include, without limitation, metallic ores, jewels, hydrocarbons such as natural gas, coal, asphaltum and petroleum, useful rocks such as shale, granite, limestone and marble, and other miscellaneous materials such as feldspar, fluorspar, gypsum, silica rock, borax, sulphur, alum, carbonate and nitrate of soda, and salt.
- J. **Protected Area** shall mean those areas of the Conservation Property designated as such on Exhibit "B". The Protected Area shall be all of the Conservation Property except for the Farm Operations Area.
- K. **Regulatory Permit** shall mean all permits required by all applicable Federal, State and/or local laws, ordinances, rules and regulations, for the development or use of real property, including, without limitation, all water use permits, environmental resource permits, wastewater, air quality and all other permits allowing emissions into the air or water, permits to relocate endangered or threatened species, burn permits, mining, extraction and severance permits, building permits, zoning permits, subdivision approvals, rezonings, certifications, special exceptions, variances, comprehensive plan amendments and all similar permits and all renewals and modifications of the same. This term shall not include hunting and fishing licenses issued to individuals.
- L. **Soil** shall include, without limitation, loam, topsoil, muck, peat, humus, sand, and common clay.
- M. **Structure** shall include, without limitation, all buildings, mobile homes, campers, barns, sheds, outhouses, signs, billboards or other advertising, utilities, dirt roads, improved roads, bridges, asphalt or concrete pavement, antennas, towers, lights, power poles, fences, gates, posts, above-ground and below-ground storage tanks, above-ground and below-ground septic tanks, ponds (man-made), ditches, dams, dikes, wells (other than water wells) and firebreaks.
- N. **Subdivide** shall mean to sell, convey or transfer ownership interest in property in such a way that it results in more than one owner of the property. This includes dividing, subdividing and defacto dividing through the use of, without limitation, long term leases, mortgages, agreements and easements.
- O. **Water Well** shall mean a well used to withdraw water from below the surface of the Earth. This term shall include both permitted and un-permitted water wells.

(The remainder of this page was intentionally left blank.)

AMENDMENT TO CONSERVATION EASEMENT  
EXHIBIT "B"

1. **PROHIBITIONS WITH EXCEPTIONS.** The following is a list of the uses and activities that are generally prohibited to the Grantor on the Conservation Property. To the extent that there are relevant exceptions to a prohibition, the exception will immediately follow.
  - A. **Regulatory Permits.** The Grantor shall not engage in any activity, nor allow anyone else to engage in any activity, on the Conservation Property which may not be lawfully engaged in without a Regulatory Permit, except that the Grantor may engage in such activity or use with the prior written consent of the Grantee. Provided that:
    - (1) For any activity which is expressly allowed under the terms of this Conservation Easement, the Grantee's written consent shall be given in a timely manner upon the Grantee's receipt of written request for the same from the Grantor.
    - (2) For any activity which is not expressly allowed under the terms of this Conservation Easement, the Grantor's request for the Grantee's written consent will be considered by the Grantee and determined by the Grantee in the Grantee's sole discretion.
  - B. **Agricultural and Silvicultural Activities.** The Grantor shall not engage in nor permit anyone else to engage in any agricultural and silvicultural activities on the Conservation Property except as follows:
    - (1) Agricultural and silvicultural activities may be conducted on the Farm Operations Area, only. (This shall not be deemed to prohibit the planting and thinning of trees in the Protected Area as provided in sub-section 1.D.(2).)
    - (2) The agricultural and silvicultural activities shall not be allowed to adversely impact the Protected Area.
    - (3) All agricultural and/or silvicultural activities shall be conducted in compliance with BMPs.
    - (4) No agricultural and/or silvicultural activities which require any Regulatory Permit (other than a water use permit) shall be allowed.

- (5) All agricultural and silvacultural activities shall be conducted in accordance with an approved Farm Management Plan.
- C. **Fish and Wildlife.** The Grantor shall not engage in or permit anyone else to engage in any activity on the Conservation Property which has the effect of injuring or damaging fish, wildlife or their habitats, except that the Grantor may:
- (1) Observe, photograph, harvest and remove fish and wildlife on the Conservation Property so long as such activities are in compliance with the Federal, Florida and local governmental agencies, statutes, laws, ordinances, regulations, and restrictions. Grantor shall have the right to build and maintain Deer Stands, also known as shooting houses, on the Conservation Property, which Deer Stands shall be primitive in nature and each may not exceed 100 square feet. Provided that on the Protected Area there shall be no more than 5 such Deer Stands constructed and maintained and such Deer Stands shall not be affixed or attached to any trees in any manner which causes any damage to the trees.
  - (2) Lease the Grantor's rights in the Conservation Property, or portions thereof, to others for hunting, provided such leases are for a term of not more than 5 years.
- D. **Timber.** The Grantor shall not plant, thin, cut, harvest or remove or allow anyone else to cut or remove existing or future timber from the Conservation Property, except that the Grantor may:
- (1) Engage in silvaculture on the Farm Operations Area in accordance with an approved Farm Management Plan.
  - (2) While the Grantor may not engage in silvaculture on the Protected Area, the Grantor may plant and thin "Long Leaf" pine trees in the Protected Area provided that the Grantor shall not allow the basal area density, for the planted and existing "Long Leaf" pine trees, on the Protected Area to become more than 100 or less than 40.
- E. **Burning.** The Grantor shall not engage in or permit anyone else to conduct any burning, controlled or otherwise, on the Conservation Area, except that the Grantor may engage in controlled burning of the Farm Operations Area in accordance with an approved Farm Management Plan.
- F. **Overhead Irrigation Systems.** The Grantor shall not place, use or allow to remain, any overhead irrigation system on the Conservation Property except as follows:

- (1) Overhead irrigation systems may be constructed, used, maintained, replaced, restored, improved and/or moved in the Farm Operations Area only and shall service uses on the Farm Operations Area Only.
- (2) At no time shall more than a total of 3 overhead irrigation systems be used or present on the Farm Operations Area.
- (3) Overhead irrigation systems shall not be allowed to adversely impact the Protected Area.
- (4) Overhead irrigation systems shall be used in compliance with BMPs.
- (5) Overhead irrigation systems shall not be used in any way which requires any Regulatory Permit (other than a water use permit).
- (6) All overhead irrigation systems on the Farm Operations Area shall be used in accordance with an approved Farm Management Plan.

G. **Water Wells.** The Grantor shall not construct, maintain or use any water well on the Conservation Property except as follows:

- (1) Water wells may be constructed, used, maintained, replaced, restored, improved and/or moved in the Farm Operations Area only, and shall service uses on the Farm Operations Area only.
- (2) At no time shall more than a total of 3 water wells be open and in use on the Farm Operations Area only.
- (3) No water wells shall be allowed to remain open on the Farm Operations Area for longer than is reasonably required to close them.
- (4) Water wells shall not be allowed to adversely impact the Protected Area.
- (5) Water wells shall be used in compliance with BMPs.
- (6) Water wells shall not be used in any way which requires any Regulatory Permit (other than a water use permit).
- (7) All water wells on the Farm Operations Area shall be used in accordance with an approved Farm Management Plan.
- (8) Nothing herein will relieve the Grantor from the duty to apply for and obtain all necessary water use permits, from the Grantee or otherwise, nor

guarantee that the Grantor is entitled to any particular permit at any particular allocation.

H. **Construction.** The Grantor shall not construct, reconstruct, place or maintain any Structure on the Conservation Property, nor suffer nor allow anyone else to construct, reconstruct, place or maintain any Structure on the Conservation Property, except that the Grantor may:

- (1) Construct, reconstruct and maintain no more than two (2) separate, single family dwellings and two (2) appurtenant outbuildings (1 for each dwelling) for storage including all necessary utilities, septic tanks, landscaping and driveways. Provided that:
  - a. The combined total square footage of all of the dwellings and outbuildings may not exceed 15,000 square feet.
  - b. No additional water well may be constructed to provide water for the dwellings or outbuildings. However, the dwellings and/or outbuildings may connect to the water wells otherwise provided for in the Farm Management Plan.
  - c. No part of the dwellings or outbuildings or their associated utilities, water pipes, septic tanks, drain fields, landscaping or driveways shall be in the Protected Area or within 300 feet of the Protected Area.
- (2) Place road signs and regulating signs that prohibit hunting and/or trespassing on the Conservation Property.
- (3) Construct, reconstruct, maintain, repair roads on the Farm Operation Area as may be provided in an approved Farm Management Plan.
- (4) Maintain, repair and reconstruct all roads in the Protected Area which are shown on Exhibit "B".
- (5) Place fences, gates and posts on the Farm Operations Area as provided for in an approved Farm Operations Plan.

I. **Use of Motorized Vehicles.** The Grantor may not use or operate any form of motorized vehicle on the Conservation Property except that:

- (1) The Grantor may use all forms of motorized vehicles on the Farm Operation Area.

- (2) The Grantor may use only ATV or similar off road type motorized vehicles on the Protected Area, and may utilize motorized vehicles on the roads in the Protected Areas which are shown on Exhibit "B" attached hereto.

**J. Sale and Subdivision of the Grantor's Interest in the Conservation Property.**

The Grantor may not convey, lease or subdivide Grantor's interest in the Conservation Property, except that the Grantor may:

- (1) Except for a subdivision as provided in subsection J.(2) below, transfer or re-transfer Grantor's interest in the Conservation Property without limitation to a single legal entity. For the purposes of this subparagraph (1) only, a husband and his wife shall be considered as one individual.
- (2) Subdivide the Grantor's interest in the Conservation Property into two (2) parcels or tracts of land. (This subparagraph shall be interpreted to only allow for a single subdivision of the Conservation Property into 2 parcels or tracts during the term of this Conservation Easement and each subdivision may be transferred to a separate legal entity or individual.)
- (3) Lease the Grantor's interest in the Conservation Property or portions thereof to third parties for terms not to exceed five (5) years.

Provided that:

- (1) Grantor and all subsequent owners or Lessees of the Conservation Property shall furnish Grantee their name, current street address and telephone number within thirty (30) days of the transfer or Lease.
- (2) In the event, by operation of law or by court order, the Conservation Property is transferred or Leased to more than one individual, corporation, charitable organization, or other legal entity, the holders of these interests or Leases must select one person to receive all notices from Grantee concerning the Conservation Property and that individual must be the party authorized to act on behalf of the other owners or Lessees and to accept service of process in any legal action or administrative proceeding filed by the Grantee. Should the then owners or Lessees fail or refuse to name the one individual to comply with the terms hereof, then the Grantee may, by petitioning the Circuit Court in and for Suwannee County, Florida, request the Court to appoint an individual to be the one person who, on behalf of the other owners or Lessees, accepts notice, acts for the other persons and accepts service of process.

- (3) The terms hereof shall be binding on all subsequent owners or Lessees of the Conservation Property and by accepting any Lease, transfer or conveyance from the Grantor, any subsequent Lessee, owner or transferee must agree to abide by the terms of this Conservation Easement, and without limitation, the terms of this paragraph.
- (4) Other than the transfer or Lease of the Conservation Property set forth in this Conservation Easement, Grantor's rights herein may not be transferred, assigned, leased, encumbered or in any way alienated without the prior written consent of Grantee. Grantor may mortgage its interest in the Conservation Property so long as the mortgage is to a regularly established lending institution and in the event that the land is foreclosed, the subsequent owner, including the lending institution and its assignees, if any, shall be bound by the terms of this Conservation Easement.
- K. **Earthmoving.** The Grantor shall not engage in any earthmoving, excavation, filling or other similar activities on the Conservation Property, nor suffer nor allow anyone else to do the same, except that the Grantor may engage in normal plowing, planting and similar agricultural and silvacultural activities on the Farm Operation Area in accordance with an approved Farm Management Plan.
- L. **Hazardous Materials.** The Grantor shall not dump or place any soil, trash, solid or liquid waste (including sludge), or Hazardous Materials on the Conservation Property, except that the Grantor may use fertilizers, pesticides, herbicides, fungicides and similar agricultural and silvacultural chemicals on the Farm Operation Area in accordance with an approved Farm Management Plan.
- M. **Exotic Plants.** The Grantor shall not introduce, plant or grow Exotic Plants on the Conservation Property. Either party may take measures to eradicate, manage or control Exotic Plants on the Conservation Property after notice to the other party. In the event either party desires to spend any funds to accomplish such eradication, management or control, the other party shall only be liable when that party consents, in writing, to the expenditure prior to the expenditure.
- N. **Endangered Species.** The Grantor shall not engage in nor permit any act or use of the Conservation Property, which will adversely impact known endemic threatened or endangered species as listed by any applicable Federal, State or local governmental agency, except as allowed by law.
- O. **Archaeological Site.** Intentionally destroy or damage any sites of archaeological, cultural or historical significance, when any such sites have been specifically identified as such to Grantor by any Federal, Florida or local governmental agency, except as allowed by law.

- P. **Minerals and Soil Removal.** The Grantor shall not explore for, extract, mine, excavate, dredge, or remove Minerals or Soil from the Conservation Property. This restriction shall apply regardless of whether the such activity is intended to be for a “profit making” purpose.
- Q. **Retention Areas.** The Grantor shall not engage in or permit any act or use detrimental to natural and manmade land or water retention areas as exist on Conservation Property.
- R. **Drainage.** The Grantor shall not engage in or permit any act or use detrimental to water or soil conservation, or activities which would be more detrimental than the U.S. Department of Agriculture Natural Resources Conservation Service would allow as permitted activities, for drainage, natural water retention, flood control, water conservation, erosion control, soil conservation or fish and wildlife habitat preservation or which alter existing drainage patterns, flood plains or wetlands, or which results in erosion, removal of trees, except as herein permitted, or other forms of water pollution. Grantor shall neither increase, reduce, nor impede the natural movement of water across any site through any management practices including but not limited to bedding, ditching, dams, or road construction.
- S. **Industrial, Commercial and Residential Activities.** The Grantor shall not engage in or permit anyone else to engage in any industrial, commercial (except agricultural, silvacultural and hunting activities as otherwise expressly allowed herein) or residential activities (except as otherwise expressly allowed herein) on the Conservation Property.
- T. **Compliance With All Applicable Laws.** The Grantor shall not engage in or permit any act on or use of the Conservation Property which is contrary to any applicable Federal, State and/or local law, ordinance, rule or regulation.

(The remainder of this page was intentionally left blank.)

AMENDMENT TO CONSERVATION EASEMENT  
EXHIBIT "C"

2. **Farm Management Plan.**

- (1) The Farm Management Plan shall provide that:
  - a. All agricultural and/or silvacultural activities shall be conducted in compliance with BMPs.
  - b. No agricultural activities except for the raising of crops and/or livestock outdoors and other activities necessary and incidental thereto, shall be conducted on the Farm Operations Area.
  - c. Should any portion of the Farm Operations Area be used as pasture or to otherwise keep livestock, then such portion shall be adequately fenced to keep such livestock from the Protected Area. Livestock shall not be allowed in the Protected Area.
  - d. The number of horses on the Farm Operations Area shall not exceed (i) 20 horses, (ii) 1 horse per 10 acres of improved pasture or (iii) the number of horses allowable under BMPs, whichever is less.
  - e. The amount of cattle on the Farm Operations Area shall not exceed (i) 200 head, (ii) 1 cow/calf unit per 2 acres of improved pasture or (iii) the number of head allowable under BMPs, whichever is less.
  - f. Pesticides, herbicides and fertilizers shall only be applied and used in compliance with the then current and applicable BMPs issued by the Florida Department of Agriculture and shall not be stored in great quantity.
  - g. Overhead irrigation systems may constructed, used, maintained, replaced, restored, improved and/or moved in the Farm Operations Area only, in compliance with the terms of this Conservation Easement.
  - h. Water wells may be constructed, used and maintained in the Farm Operations Area only, in compliance with the terms of this Conservation Easement.
- (2) An "approved" Farm Management Plan, is a Farm Management Plan which both meets the requirements of this Conservation Easement and has been approved by

both the Grantor and Grantee, in writing, which approval shall not be unreasonably withheld. An approved Farm Management Plan shall stay in effect until a new Farm Management Plan has been approved by both the Grantor and Grantee, in writing. Once a new Farm Management Plan has been approved, the previous approved Farm Management Plan shall no longer be an approved Farm Management Plan, so that at any one time there shall only be one approved Farm Management Plan. The Grantee's Executive Director or his/her designee may "approve" a Farm Management Plan on behalf of the Grantee.

- (3) Notwithstanding anything else herein to the contrary, a Farm Management Plan, approved or otherwise, cannot supercede, amend, delete or abandon any term of this Conservation Easement. To the extent a Farm Management Plan, approved or otherwise, conflicts with the terms of this Conservation Easement, the terms of this Conservation Easement shall control.

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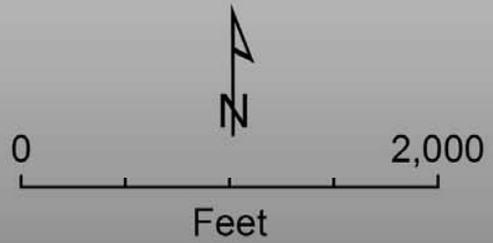


-  Conservation Property - 682 AC +/-
-  Farm Operations Area - 419 AC +/-
-  Protected Area - 263 AC +/-
-  Existing Roads

**Amendment to  
Conservation Easement  
Exhibit E**

Lafayette County

April 2015



AO 138



MEMORANDUM

TO: Governing Board  
FROM: Dave Dickens, Division Director, Administration & Operations  
DATE: May 1, 2015  
RE: Strickland Field, LLC Conservation Easement Recommendation for Cattle Grazing

RECOMMENDATION

**Staff recommends the Governing Board approve the amended conservation easement terms to allow cattle grazing activities for the Strickland Field, LLC Conservation Easement.**

BACKGROUND

During the September 9, 2014, Lands Committee meeting, District staff presented a request from Strickland Field, LLC, owner of the approximately 3,800-acre Strickland Field, LLC Conservation Easement, requesting an amendment allowing cattle grazing activities. The Lands Committee voted to have staff work with Strickland Field, LLC, to draft amended conservation easement terms.

The terms were amended with the referenced recommendation, and reviewed and approved by the Lands Committee on April 30, 2015. The proposed amendment is attached herein.

DD/bmp  
Attachment  
020-00010

## FIRST AMENDMENT TO PERPETUAL CONSERVATION EASEMENT

THIS FIRST AMENDMENT TO PERPETUAL CONSERVATION EASEMENT (this "Amendment") is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2015, by and between **ANDERSON COLUMBIA CO., INC.**, a Florida corporation, having a mailing address of Post Office Box 38, Old Town, FL 32680, and **STRICKLAND FIELD LIMITED PARTNERSHIP**, a Delaware Limited Partnership (collectively the "Grantor"), having a mailing address of Post Office Box 38, Old Town, FL 32680, and **SUWANNEE RIVER WATER MANAGEMENT DISTRICT**, a water management district created and existing under provisions of Chapter 373, Florida Statutes (the "Grantee"), whose address is 9225 County Road 49, Live Oak, Florida 32060.

### RECITALS

- A. The Grantor previously granted to the Grantee a conservation easement over certain real property located in Dixie County, Florida by virtue of that certain Perpetual Conservation Easement (the "Conservation Easement") dated July 6, 2000 and recorded in public records of Dixie County, Florida on June 7, 2000, at O.R. Book 249, Page 21.
- B. Prior to this Amendment, the parties have not amended the Conservation Easement.
- C. The parties hereto desire to amend the Conservation Easement as more particularly set forth in this Amendment.

NOW, THEREFORE, in consideration of the mutual covenants and promises herein contained and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, Grantor and Grantee hereby agree as follows:

- 1. Recitals and Definitions. The above Recitals are true and correct and incorporated by reference herein. All capitalized terms used herein shall have the meaning ascribed to them in the Conservation Easement unless the context clearly indicates otherwise.
- 2. Warranty of Ownership. The Grantor hereby warrants that, except for the rights granted to the Grantee in the Conservation Easement, Grantor holds unencumbered, fee simple title to the Protected Property.
- 3. Amendment of Section 2 of the Conservation Easement.
  - 3.1 Paragraph D, Section 2 of the Conservation Easement is hereby amended, altered and changed to read as follows:

D. **Silviculture.** The silviculture management and operations shall only be conducted on the plantable areas as shown on Exhibit "B" and designated as land cover codes 4410 and 4430 (the "Silviculture Plantable Areas"). The Grantor may not convert the pine plantation acreage to a more intensive agricultural use.

3.2 Paragraph F, Section 2 of the Conservation Easement is hereby amended, altered and changed to read as follows:

F. **Wildlife Food Plot.** A maximum of 100 acres of the Silviculture Plantable Areas may be used for pasture land, cultivated field, or food plots for wildlife plantings.

3.3 Paragraph G, Section 2 is hereby created and added to the Conservation Easement to read as follows:

G. **Cattle.** The Grantor may pasture and graze cattle on the Silviculture Plantable Areas provided:

(1) Cattle grazing shall be at a maximum stocking rate of one cow/calf unit per 20 acres.

(2) Grantor may not introduce or cause the introduction any new forage into the Silviculture Plantable Areas but may mow, burn or otherwise manage the native ground cover in order to provide forage for cattle.

(3) The Silviculture Plantable Areas shall not be mechanically irrigated, except as needed to water the allowed cattle.

(4) The Grantor may construct and maintain perimeter and cross fencing for the Silviculture Plantable Areas.

4. All Other Terms of the Conservation Easement to Remain Unchanged. Except as expressly provided in this Amendment, the terms of the Conservation Easement shall remain unchanged.

5. Ratification of Remainder of the Conservation Easement. The Conservation Easement, as amended, altered and changed in this Amendment, is hereby ratified by the parties and declared to be in full force and effect.

(The remainder of this page was intentionally left blank.)

IN WITNESS WHEREOF, the parties have executed this Amendment as of the date first written above.

Signed, seal and delivered  
in the presence of

“Grantor”

**STRICKLAND FIELD LIMITED  
PARTNERSHIP**, a Delaware Limited  
Partnership

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

By: Anderson Family Company Inc., its General  
Partner

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

By: \_\_\_\_\_  
Name: Joe H. Anderson, Jr.  
Title: President

State of Florida  
County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_ day of \_\_\_\_\_, 2015 by, Joe H. Anderson, Jr., as President of Anderson Family Co. Inc., as General Partner of Strickland Field Limited Partnership, a Delaware limited partnership, on behalf of the limited partnership, who is personally known to me or who has produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
NOTARY PUBLIC, State of \_\_\_\_\_  
Commission #: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

(The remainder of this page was intentionally left blank.)

Signed, seal and delivered  
in the presence of

“Grantor”

Anderson Columbia Co. Inc., a Florida  
corporation

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

By: \_\_\_\_\_  
Name: Joe H. Anderson, Jr.  
Title: President

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

State of Florida  
County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2015 by, Joe H. Anderson, Jr., as President of Anderson Columbia Co. Inc., on behalf of said corporation and who is personally known to me or who furnished \_\_\_\_\_ as identification.

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
NOTARY PUBLIC, State of \_\_\_\_\_  
Commission #: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

(The remainder of this page was intentionally left blank.)

Signed, seal and delivered  
in the presence of

“Grantee”

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**, a water management district created and existing under the provisions of Chapter 373, Florida Statutes

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

By: \_\_\_\_\_  
Name: Donald J. Quincey, Jr.  
Its: Chair of its Governing Board

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

Attest: \_\_\_\_\_  
Name: Virginia H. Johns  
Title: Its Secretary/Treasurer

(SEAL)

State of Florida  
County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2015 by, Donald J. Quincey, the Chair of the Governing Board of SUWANNEE RIVER WATER MANAGEMENT DISTRICT, a water management district created and existing under the provisions of Chapter 373, Florida Statutes, on behalf of the District who is known to me or who has produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
NOTARY PUBLIC, State of \_\_\_\_\_  
Commission #: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

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## MEMORANDUM

TO: Governing Board

FROM: Dave Dickens, Division Director, Administration and Operations

DATE: May 1, 2015

RE: Amendments to Plum Creek Timberlands L.P. Conservation Easements in Levy County

### RECOMMENDATION

## **Staff recommends the Governing Board approve and execute the amendments to the Plum Creek Timberlands L.P. Conservation Easements in Levy County.**

### BACKGROUND

On December 15, 2000 (Levy Phase 1 - Waccasassa) and March 28, 2002 (Levy Phase 2 - Suwannee Swamp and Oak Hammock), the District purchased Conservation Easements now owned by Plum Creek Timberlands L.P. These lands now total approximately 38,062 acres in Levy County. The operations on the property are in substantial compliance with the terms of the easement based upon recent inspections. The most recent full inspection was completed in June 2014, and the required management plan was updated in December 2014.

As part of the inspections and management plan updates, it was noted that some items in the easement were outdated, needed to be revised due to better mapping or revised for clarity of intent. In addition, Mr. Bailey made a request related to limerock mines. The summary of the changes are as follows:

- The limerock mines area was defined, documented and the terms about restoration have been changed to when the pit has reached maximum size rather than 2 years. Restoration language is now “may” rather than “to the extent practicable”.
- Revised map Exhibits B, C, and D to reflect best current mapping of the property.
- Removed references to water sampling in wells at the hunt camps, and required notice in hunt camp leases that water from wells is to be used “at user’s own risk”.
- Revised description of Permanent Structures allowed on the Property to clearly state that current structures are temporary and new structures built after June 1, 2015, that require a building permit are to be considered and count against the 30,000 square-foot maximum as defined in the easement.
- Other changes were made regarding Notice, date of Forestry Plan delivery and exhibit references.
- An issue with Plum Creek harvesting District-owned timber in error was resolved by Plum Creek transferring more acres of its’ land to District timber ownership as shown on Exhibit B of the Levy Phase 2 easement.

Staff anticipates that these changes will serve to assist with future compliance of the terms of the easement through clarification and better updated mapping. The changes to the maps,

which are based on the recently updated management plan, help the owner stay in compliance with operations planning.

Plum Creek has agreed to split costs of recording with the District since the changes update and clarify the easement with no additional rights being granted.

This item was reviewed and approved by the Lands Committee on April 30, 2015. The proposed amendments, which have been approved by Board Counsel, are attached.

DD/bmp  
Attachments  
020-00013  
020-00021

**THIS INSTRUMENT PREPARED BY  
AND SHOULD BE RETURNED TO:**

Elizabeth U. Fee, Director - Law  
Plum Creek Timberlands, L.P.  
Five Concourse Parkway, Suite 1650  
Atlanta, Georgia 30328

**SECOND AMENDMENT  
TO CONSERVATION EASEMENT**

THIS SECOND AMENDMENT TO A CONSERVATION EASEMENT (the "Amendment"), made as of this \_\_\_\_ day of May, 2015, by and between **PLUM CREEK TIMBERLANDS, L.P.**, a Delaware limited partnership, whose mailing address is 601 Union Avenue, Suite 3100, Seattle, Washington 98101 (herein the "Grantor") and **SUWANNEE RIVER WATER MANAGEMENT DISTRICT**, a public body existing under Chapter 373 of the Florida Statutes, whose mailing address is 9225 CR 49, Live Oak, Florida 32060 (herein the "Grantee").

WHEREAS, North American Timber Corp. and Grantee entered into that certain Conservation Easement dated as of December 15, 2000, last recorded on February 23, 2001, in O.R. Book 736, page 887, Public Records of Levy County, Florida, as amended by Amendment to Conservation Easement dated August 28, 2013, recorded on September 17, 2013, in the aforesaid office in O.R. Book 1303, page 103 (hereinafter the "Conservation Easement");

WHEREAS, the property encumbered by the Conservation Easement is now owned by Grantor; and Grantor and Grantee desire to further modify and amend the Conservation Easement as hereinafter described.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by Grantor and Grantee, and in consideration of the mutual covenants, terms, conditions, and restrictions contained herein, and pursuant to Florida Statutes Section 704.06, Grantor and Grantee agree as follows.

A. Capitalized Terms. All capitalized terms used in this Amendment and not otherwise defined herein shall have the meaning given such terms in the Conservation Easement.

B. Recitals. The above recitals are incorporated into this Amendment and made a part hereof.

C. Description of Property. Exhibit "A" to the Conservation Easement describing and identifying the Property subject to the Conservation Easement is hereby replaced with Exhibit "A" attached to this Amendment, which by this reference is incorporated herein.

D. Exhibit “B” Land. Exhibit “B” to the Conservation Easement identifying the hardwood stands purchased by Grantee is hereby replaced with Exhibit “B” attached to this Amendment, which by this reference is incorporated herein.

E. Reserved Rights. Certain Reserved Rights of Grantor defined and described in Section III of the Conservation Easement are hereby modified and amended as follows:

1. Exhibit “C”. Exhibit “C” to the Conservation Easement identifying existing rock pits and hunting camps is hereby replaced with Exhibit “C ” attached to this Amendment, which by this reference is incorporated herein.

2. Mining. Paragraph III.A.2. is hereby deleted in its entirety and the following is substituted therefor:

“2. Mining. Grantor shall have the right to mine rock from those areas currently existing as mines as described in Exhibit "C". Expansion of existing mining areas, defined as the surface area of open water, shall not exceed 200% of the current size of the pit as defined in Exhibit “C”. Replacement mines shall be constructed with prior written consent from the Grantee, which shall not be unreasonably withheld. Replacement mines may not be located on the Exhibit "B" Lands. Materials extracted from the mines are to be used exclusively on the Property and Grantor's adjoining lands lying South of State Road 24 and West of US Highway 19, Levy County, Florida and are not to be sold commercially. Grantor may reshape and regrade the margin of any pit which has reached its maximum size. Said reshaping or regrading shall create a littoral zone or otherwise improve the value of the pit as habitat for native fish and wildlife.”

3. Hunting Camps. Paragraph III.A.3. is hereby deleted in its entirety and the following is substituted therefor:

“3. Hunting Camps. Grantor shall have the right to continue to provide hunting camp privileges in those currently existing areas described in Exhibit "C".

- a. Existing hunting camps shall be maintained in a safe and sanitary manner in compliance with all applicable Federal, state and local laws, ordinances, rules and regulations. Additionally, all waste generated from the hunting camps shall be disposed of as provided in the then current and approved Forestry Plan, and shall not be allowed to adversely impact the Property. All hunting camp leases entered into by the Grantor on or after June 1, 2015 shall contain the following statement, “THE LEASED PROPERTY IS NOT SERVED BY A MUNICIPAL OR PUBLIC WATER SYSTEM AND ANY USER OF THE WELL WATER ON THE LEASED PREMISES DOES SO

AT THE USER'S OWN RISK. THE USER MAY WISH TO HAVE THE WELL WATER TESTED PRIOR TO SUCH USE.”

- b. Relocation of existing hunting camp areas may occur only with prior approval from the Grantee and in no case shall the combined acreage of all hunting camps increase greater than the size shown on Exhibit "C". No hunting camps shall be relocated on the Exhibit "B" Lands.
- c. Grantor may replace the temporary structures and improvements located within the camp areas with permanent structures, such as hunting lodges, provided that: (i) The permanent structures shall also be located within the camp areas; (ii) The total number of permanent structures on the Property shall not exceed five. Incidental outbuildings such as garages, cook shacks, etc., shall not be counted against this number of permanent structures limit; (iii) The sum total of the square footage of all of the permanent structures on the Property shall not exceed 30,000 square feet. The square footage of incidental outbuildings such as garages, cook shacks, etc., under roof, shall be counted against this total square-footage limit; (iv) The Grantee has approved such replacement, in advance and in writing, such approval not to be unreasonably withheld or delayed; and, (v) The construction of such permanent structures complies with all applicable Federal, state and local laws, ordinances, rules and regulations. Only those structures constructed after June 1, 2015 and for which building permits are required under the Florida Building Code, shall be deemed permanent structures. All structures, other than the permanent structures, shall be deemed temporary structures.”

4. Silviculture. Paragraph III.A.4.b. of the Conservation Easement is hereby deleted in its entirety and the following is substituted therefor:

**“General Conditions.** In no event shall more than fifteen percent (15%) of the aggregate acres of the Property be clear cut on the Property within any calendar year. In the event the Property is subdivided in accordance with Paragraph II.A.6. herein, no more than fifteen percent (15%) of the aggregate acres, within each subdivided parcel of the Property, shall be clear cut within any calendar year. Within the Property as a whole or if the Property is subdivided in accordance with Paragraph II.A.6. the difference in age between the oldest and youngest stands of planted trees must be separated by at least ten (10) years. All commercial forestry operations on the Property (including parcels of the Property under lease to third parties) shall be

detailed by a Forestry Management Plan (the “Forestry Plan”) prepared by Grantor. The Forestry Plan shall be in accordance with the most recent edition of the BMP Manual. The Forestry Plan shall be delivered to Grantee within six (6) months subsequent to date of this Easement and thereafter prior to December 15<sup>th</sup> of each year. The Forestry Plan is to contain a general discussion and summary of the land management activities for the upcoming year including those areas designated as mines and hunting camps. Prior to April 1<sup>st</sup> of each year, Grantor shall provide a Report of Activities for the previous calendar year. Grantee shall have forty-five (45) days to review the Forestry Plan and Report of Activities, and notify Grantor if said plan and report summarized therein are not in compliance with terms and conditions of this Easement. If no notice is provided by the Grantee, then the Forestry Plan or Report of Activities will be considered approved and in compliance with the Easement. Nothing contained herein shall be construed to exempt Grantor from requirements of any federal or Florida environmental laws, ordinances, rules or regulations.”

F. Uplands. Exhibit “D” to the Conservation Easement showing the Uplands areas of the Property is hereby replaced with Exhibit “D” attached to this Amendment, which by this reference is incorporated herein.

G. Notices. Paragraph IV.O. is hereby amended to provide that notices to the parties shall be addressed as follows:

To the Grantor: Plum Creek Timberlands, L.P.  
601 Union Street, Suite 3100  
Seattle, Washington 98101  
Attn: General Counsel  
Telephone: 206/467-3604  
Facsimile: 206/467-3799

With copies to: Plum Creek Timberlands, L.P.  
Five Concourse Parkway, Suite 1650  
Atlanta, Georgia 30328  
Attn: Law Department  
Telephone: 770/829-6321  
Facsimile: 770/ 671-0211

To the Grantee: Suwannee River Water Management District  
9225 County Road 49  
Live Oak, Florida 32060  
Attn: Executive Office  
Telephone: 386/362-1001  
Facsimile: 386/362-1056

H. Effective Date. This Amendment shall be effective as of the day and year first above written.

I. Reaffirmation. Except as expressly modified or amended herein, all terms and conditions of the Conservation Easement shall remain in full force and effect and are hereby ratified and reaffirmed by the parties.

**IN WITNESS WHEREOF**, this Amendment to Conservation Easement has been duly executed by the parties hereto as of the day and year first above written.

**“GRANTOR”**

Signed, sealed, and delivered  
in the presence of:

**PLUM CREEK TIMBERLANDS, L.P.**  
By: PLUM CREEK TIMBER I, L.L.C.,  
its general partner

\_\_\_\_\_  
Witness

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

By: \_\_\_\_\_  
James A. Kilberg  
Senior Vice President – Real Estate,  
Energy & Natural Resources

\_\_\_\_\_  
Witness

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

**STATE OF GEORGIA  
COUNTY OF FULTON**

The foregoing instrument was acknowledged before me this \_\_\_ day of May, 2015, by James A. Kilberg, Senior Vice President – Real Estate, Energy & Natural Resources of Plum Creek Timber I, L.L.C., the general partner of PLUM CREEK TIMBERLANDS, L.P., on behalf of the limited partnership. He is personally known to me or has produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Notary Public  
Print Name: \_\_\_\_\_  
My Commission Expires:

**“GRANTEE”**

**SUWANNEE RIVER WATER  
MANAGEMENT DISTRICT**

Signed, sealed and delivered  
in the presence of:

\_\_\_\_\_  
Witness

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

\_\_\_\_\_  
Witness

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

By: \_\_\_\_\_  
Don Quincey, Jr.  
Chair

Attest: \_\_\_\_\_  
Virginia H. Johns  
Secretary/Treasurer

**STATE OF FLORIDA  
COUNTY OF SUWANNEE**

The foregoing instrument was acknowledged before me this \_\_\_\_ day of May, 2015, by Don Quincey, Jr. and Virginia H. Johns, personally known to me and known to be the Chair and Secretary/Treasurer, respectively, of the governing board of Suwannee River Water Management District and who executed same on behalf of the District.

\_\_\_\_\_  
Notary Public  
Print Name: \_\_\_\_\_  
My Commission Expires:

**EXHIBIT “A”**

**PROPERTY**

Township 14 South, Range 14 East

- Section 28: All lying South of Beckwell Road and East of New Hodge Road
- Section 32: South ½
- Section 33: South ½; that part of North ½ lying East of New Hodge Road, West of Beckwell Road and South of Hodges Road
- Section 34: All South of Hodges Road and South of Main Line Road
- Section 35: All South of Main Line Road
- Section 36: All South of Main Line Road

Township 14 South, Range 15 East

- Section 31: All South of Main Line Road, less and except Southeast ¼ of Southeast ¼ of Southwest ¼
- Section 32: All South of Main Line Road

Township 14 South, Range 16 East

- Section 34: That portion lying West of U.S. Highway 19/98

Township 15 South, Range 13½ East

- Section 6: Government Lots 1 and 2, less and except the West 1101.64 feet of Government Lot 2

Township 15 South, Range 14 East

- Section 1: All
- Section 2: All
- Section 3: All

- Section 4: All
- Section 5: All
- Section 6: All
- Section 7: North ¼
- Section 8: North ¼
- Section 9: North ¼
- Section 10: North ¼
- Section 11: North ¼
- Section 12: North ¼

Township 15 South, Range 15 East

- Section 1: All, less and except Northwest ¼ of Northeast ¼,
- Section 2: All lying East of the Waccasassa River; less and except the Northwest ¼ of Southwest ¼ and Southwest ¼ of Northwest 1/4
- Section 3: Southeast ¼ of Southeast ¼ lying West of Otter Creek and East of Waccasassa River; West ½ of Southeast ¼ and that part of North ½ lying South of Main Line Road and West of Otter Creek
- Section 4: All lying South of Main Line Road
- Section 5: All lying South of Main Line Road
- Section 6: All lying South of Main Line Road
- Section 7: North ¼
- Section 8: North ¼
- Section 11: All
- Section 12: All
- Section 13: That portion of East ½ lying North of Robinson Road

Township 15 South, Range 16 East

- Section 1: All, less and except the right-of-way of County Road 317 (Old Lebanon Grade)
- Section 2: All, less and except that portion lying North of Barber Road and West of the West right-of-way line of a Florida Power Corporation electric transmission line easement
- Section 3: All lying South of Barber Road
- Section 4: All, less and except the right-of-way of U.S. Highway 19/98, the Florida Power Corporation Corridor (formerly the right-of-way of the Seaboard Coastline Railroad) and that portion lying North of Paul and Barber Roads
- Section 5: East ½ of Northeast ¼ ; Southeast ¼; Southwest ¼ of Southwest ¼; and South ½ of Northwest ¼ of Southwest ¼
- Section 6: East ½ of Southeast ¼; Southwest ¼ of Southeast ¼; Southeast ¼ of Northwest ¼; Southwest ¼
- Section 7: All, less and except North ½ of Northwest ¼ and Southeast ¼ of Southeast ¼
- Section 8: All
- Section 9: All, less and except right-of-way of U.S. Highway 19/98, and the Florida Power Corporation Corridor (formerly the right-of-way of the Seaboard Coastline Railroad)
- Section 10: All, less and except West ½ of Southwest ¼, right-of-way of U.S. Highway 19/98, and the Florida Power Corporation Corridor (formerly the right-of-way of the Seaboard Coastline Railroad))
- Section 11: All
- Section 12: All, less and except right-of-way of County Road 317 (Old Lebanon Grade)
- Section 13: Northeast ¼, less and except the lands described in Official Records Book 462, page 656 of the Public Records of Levy County, Florida, the right-of-way of County Road 317 (Old Lebanon Grade), and the right-of-way of State Road No. 121
- Section 14: West ½ of Northeast ¼ and West ½, less and except right-of-way of U.S. Highway 19/98, the Florida Power Corporation Corridor (formerly the right-of-way of the Seaboard Coastline Railroad)) and less and except Lots 8, 9 and 10 of

“Erin Subdivision” as per plat thereof recorded in Plat Book 7, page 68 of the Public Records of Levy County, Florida, and that portion lying South and East of Robinson Road and South of U.S. Highway 19/98

Section 15: All North of Robinson Road; less and except right-of-way of U.S. Highway 19/98, the Florida Power Corporation Corridor (formerly the right-of-way of the Seaboard Coastline Railroad)) and less and except Lots 1 through 8 of “Erin Subdivision” as per plat thereof recorded in Plat Book 7, page 68 of the Public Records of Levy County, Florida

Section 16: All

Section 17: All lying North of Robinson Road

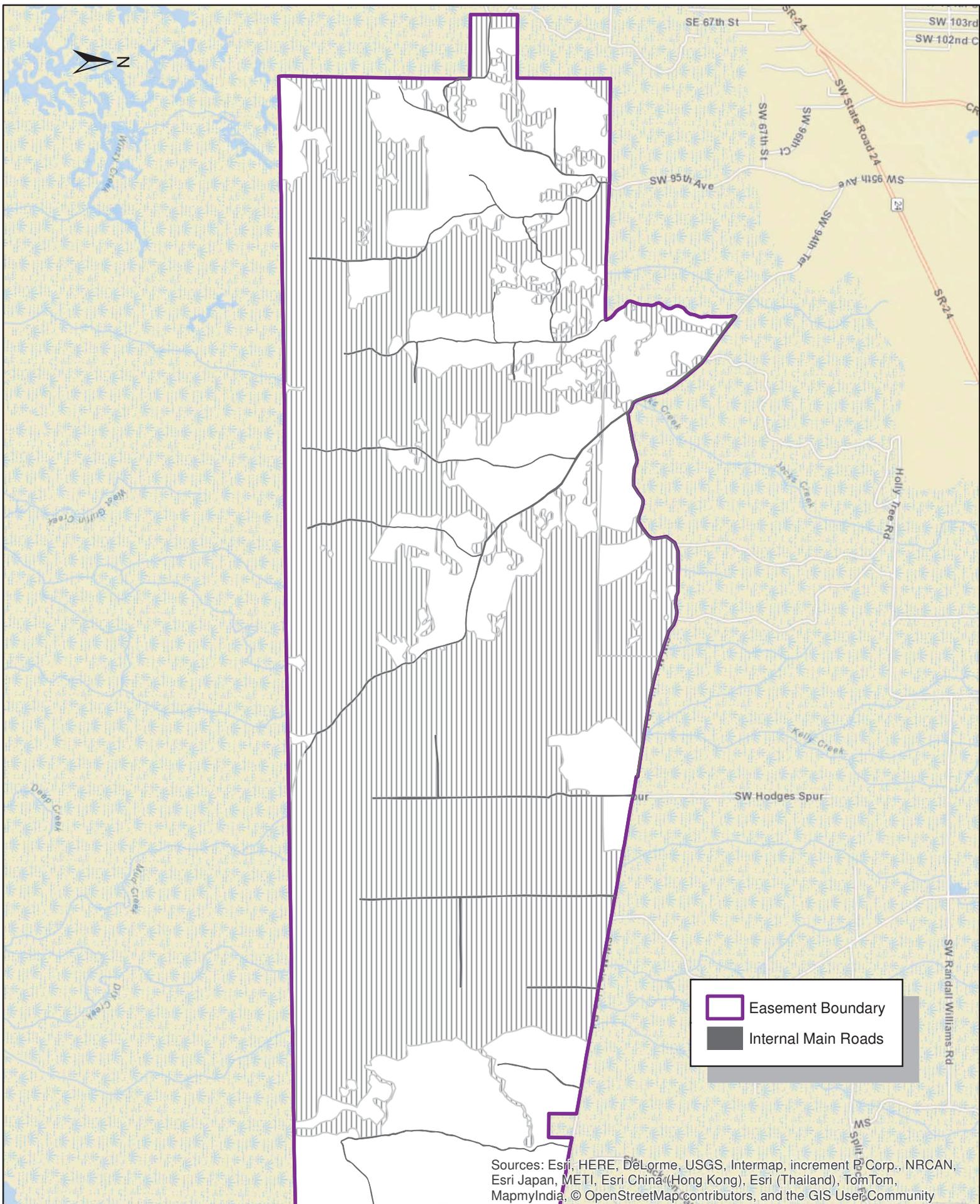
Section 18: All lying North of Robinson Road

Section 20: That portion of Northeast ¼ lying North of Robinson Road

Section 21: All lying North of Robinson Road

Section 22: All lying North of Robinson Road

# Exhibit B

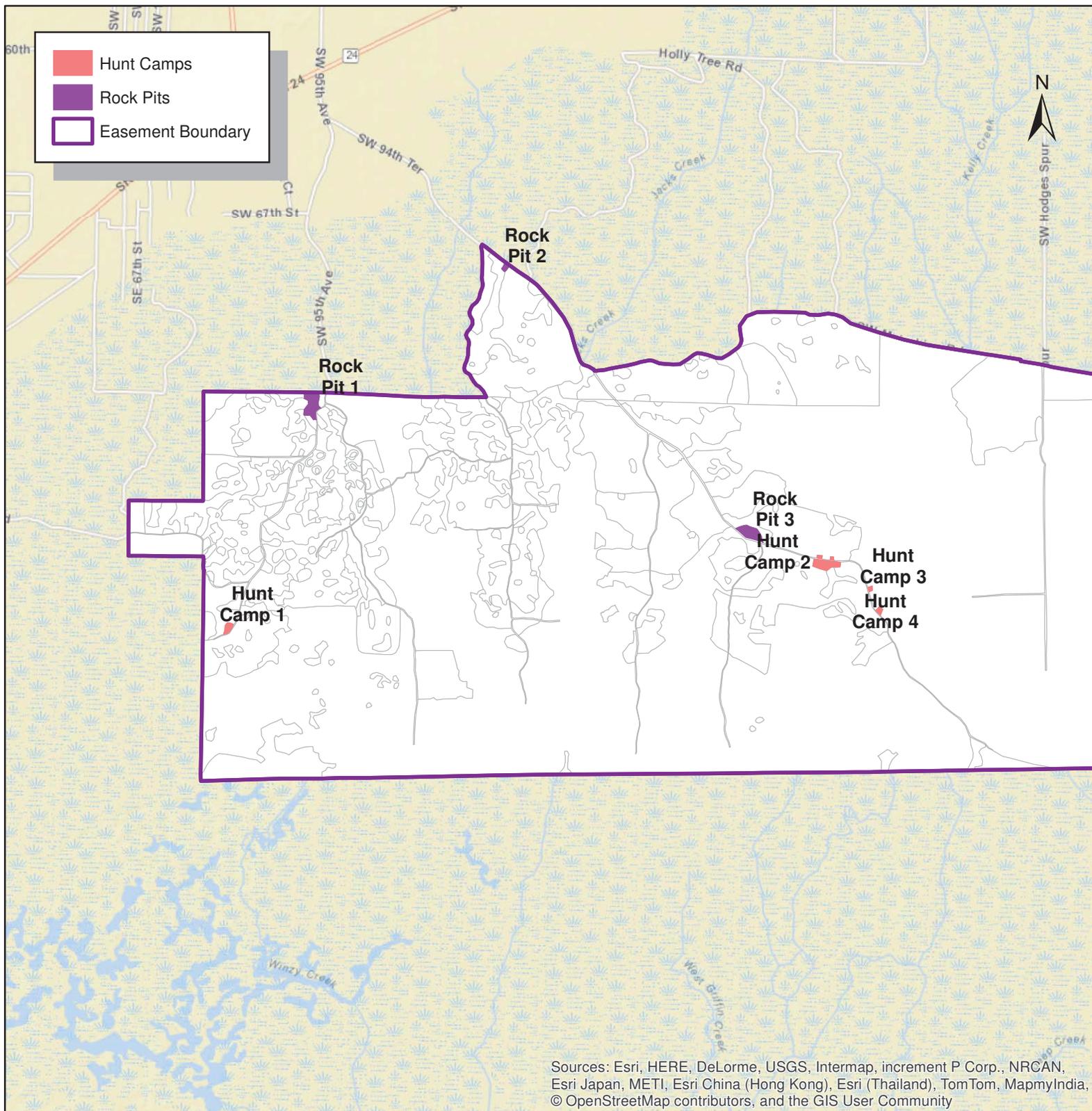


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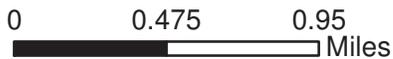
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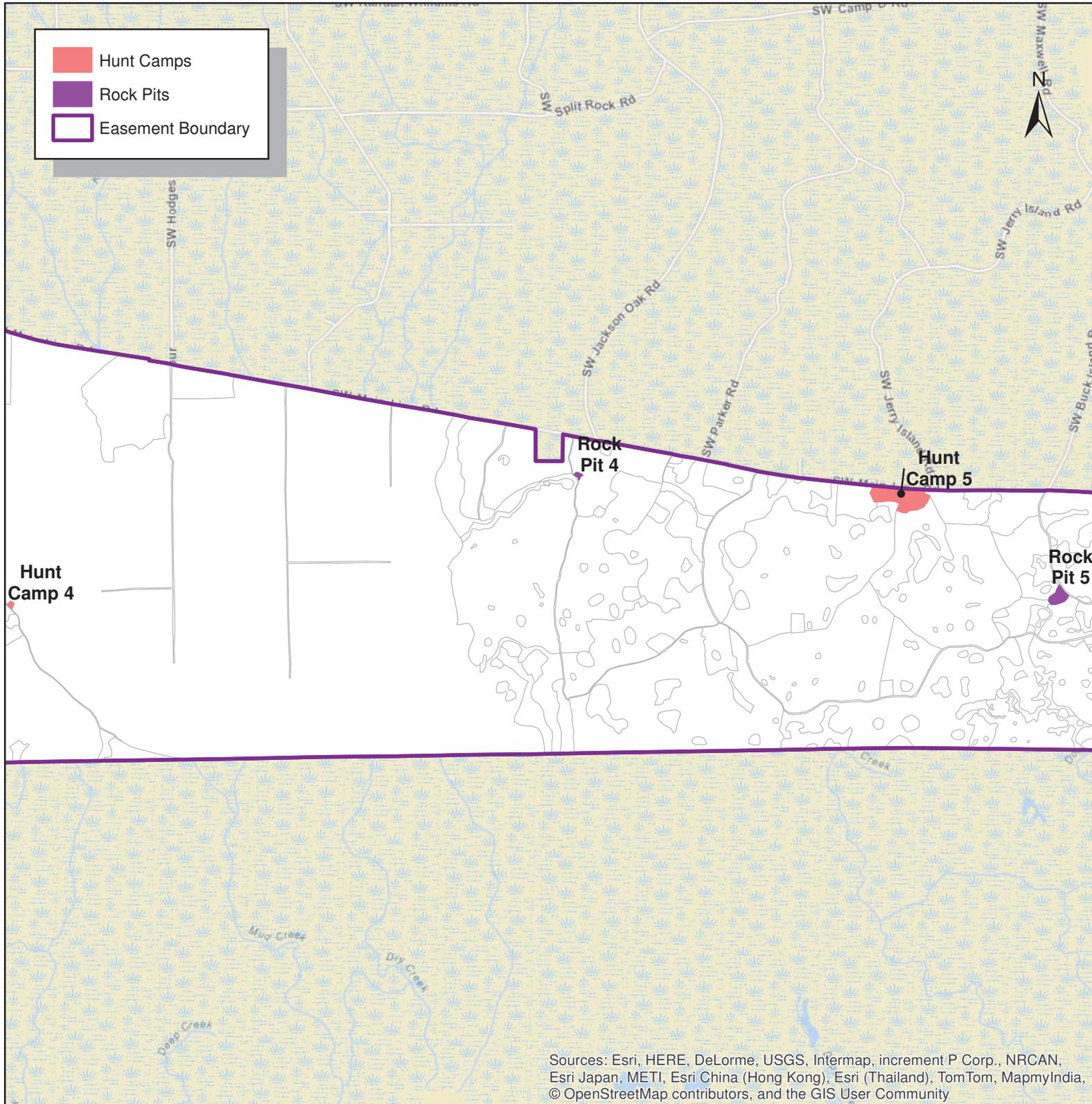




Hunt Camp #	Current Acres	Hunt Camp #	Current Acres
1	0.91	9	1.08
2	3.07	10	1.33
3	0.27	11	1.40
4	0.42	12	2.20
5	13.42	13	2.51
6	9.50	14	0.12
7	0.75	15	0.29
8	1.79	16	2.32

Rock Pit #	Current Acres	Rock Pit #	Current Acres
1	4.04	8	0.81
2	0.42	9	14.01
3	3.11	10	2.45
4	0.48	11	56.65
5	2.98	12	7.63
6	2.16	13	3.02
7	3.50	14	1.08

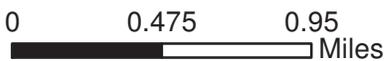


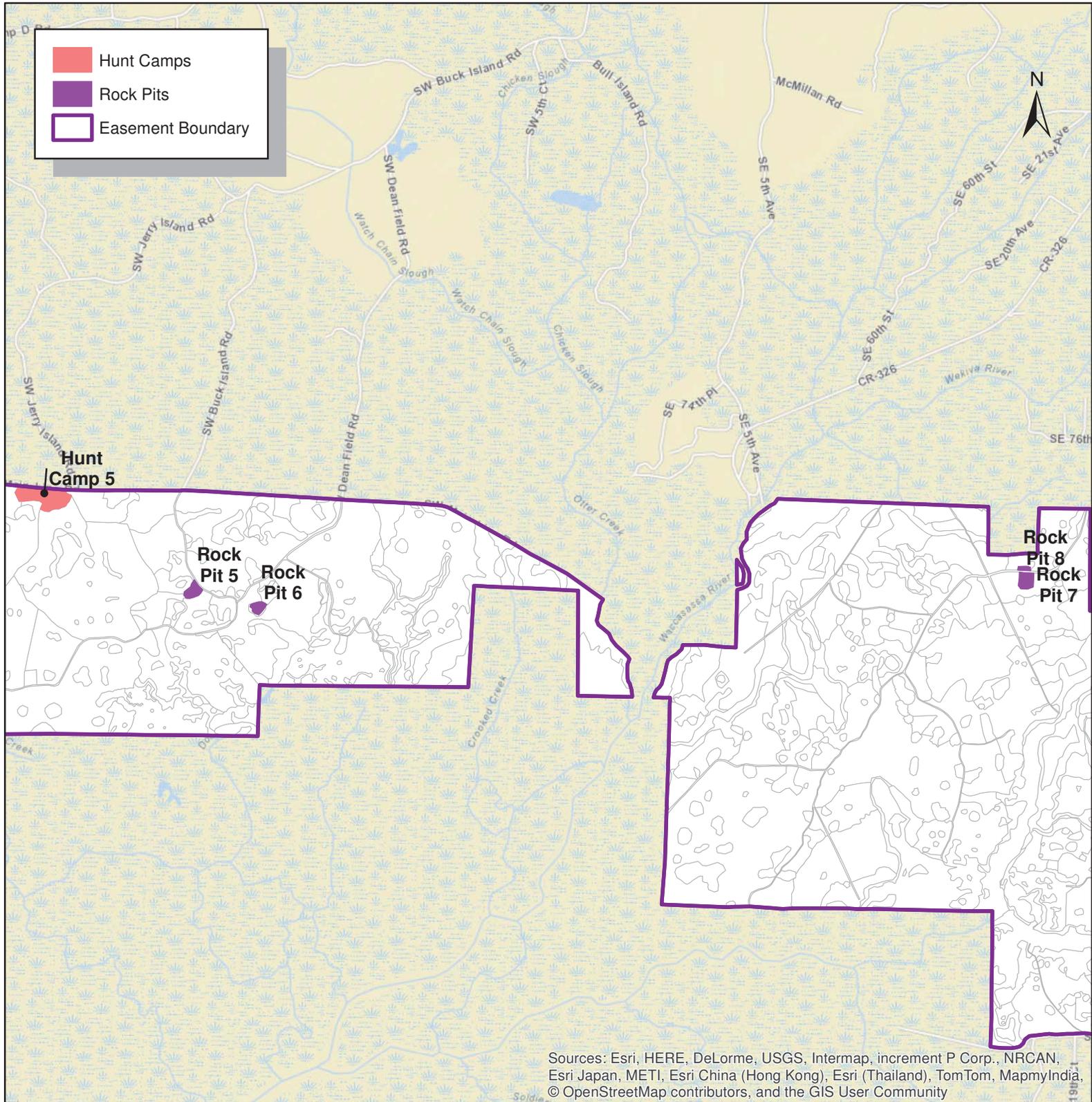


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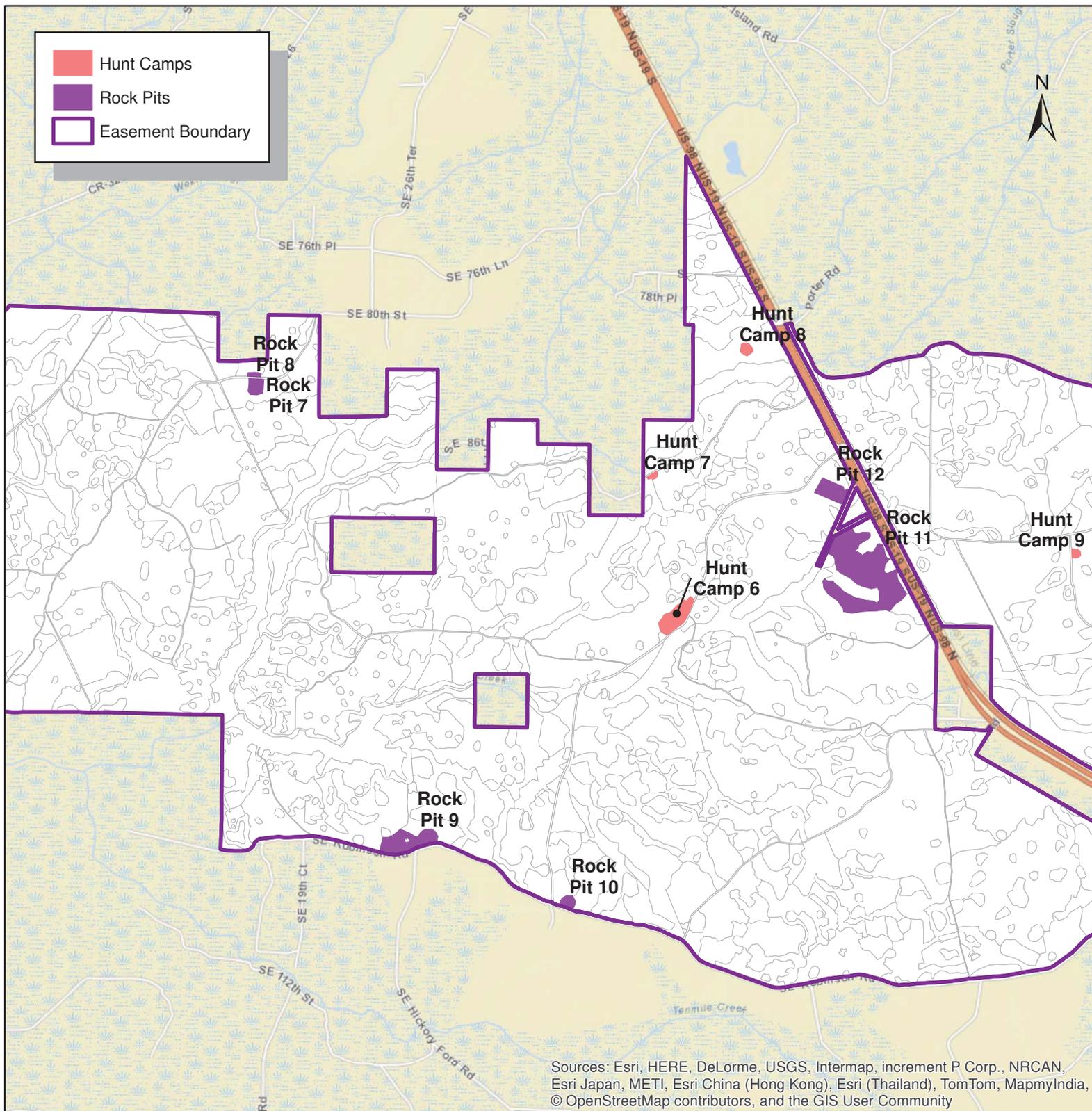




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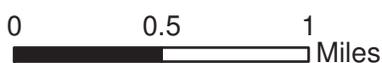


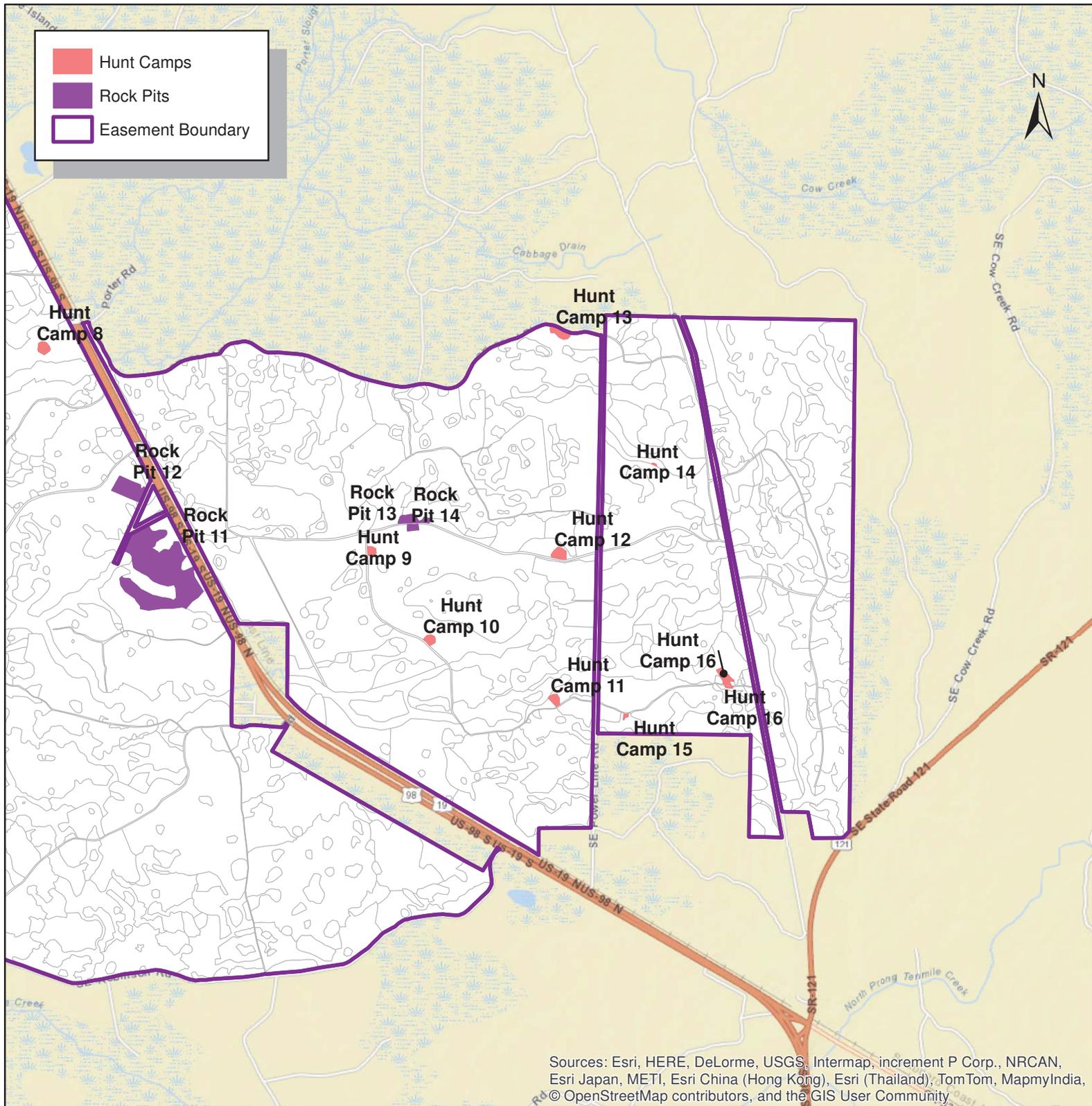


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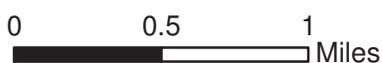




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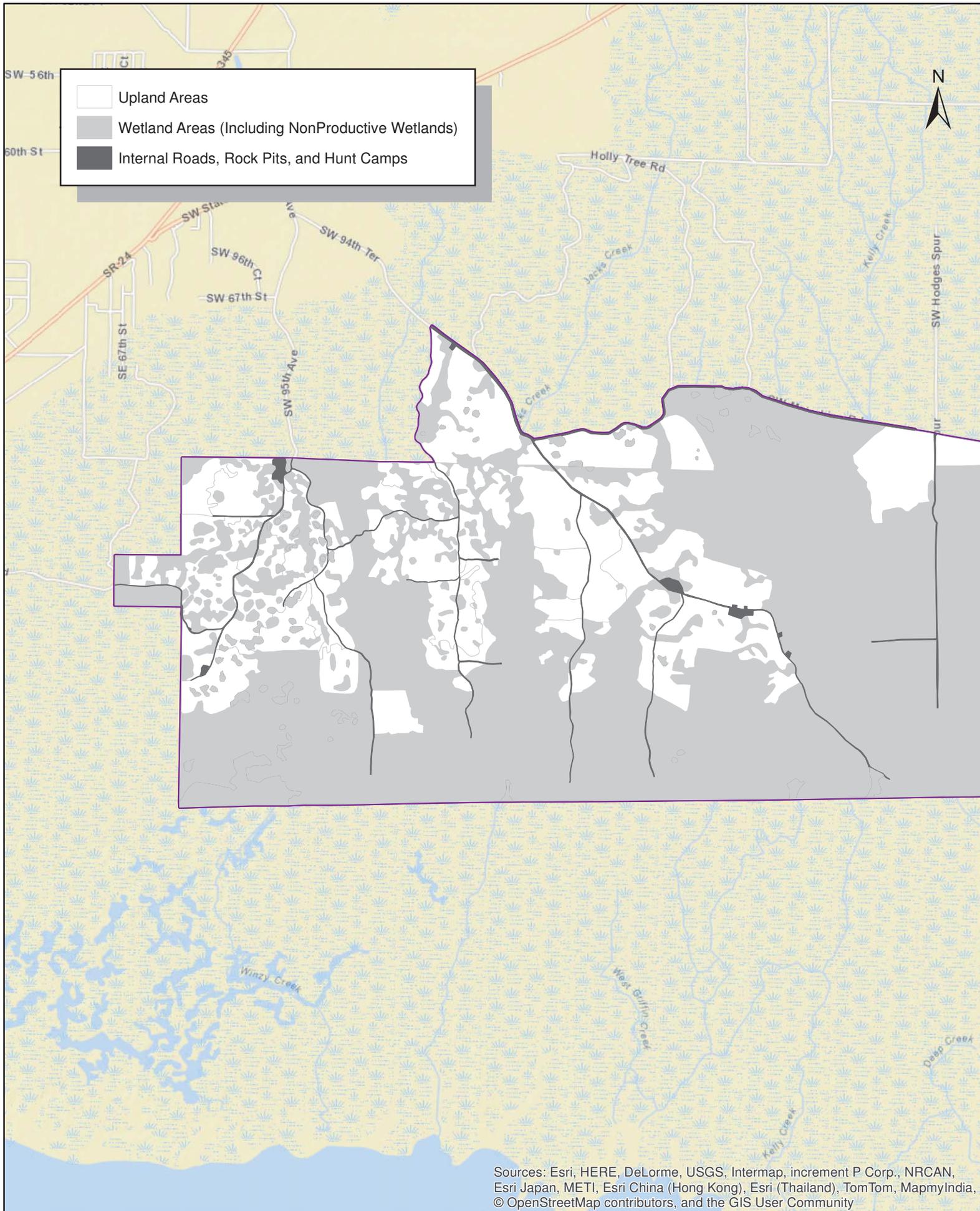
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AO 147  
4/30/2015



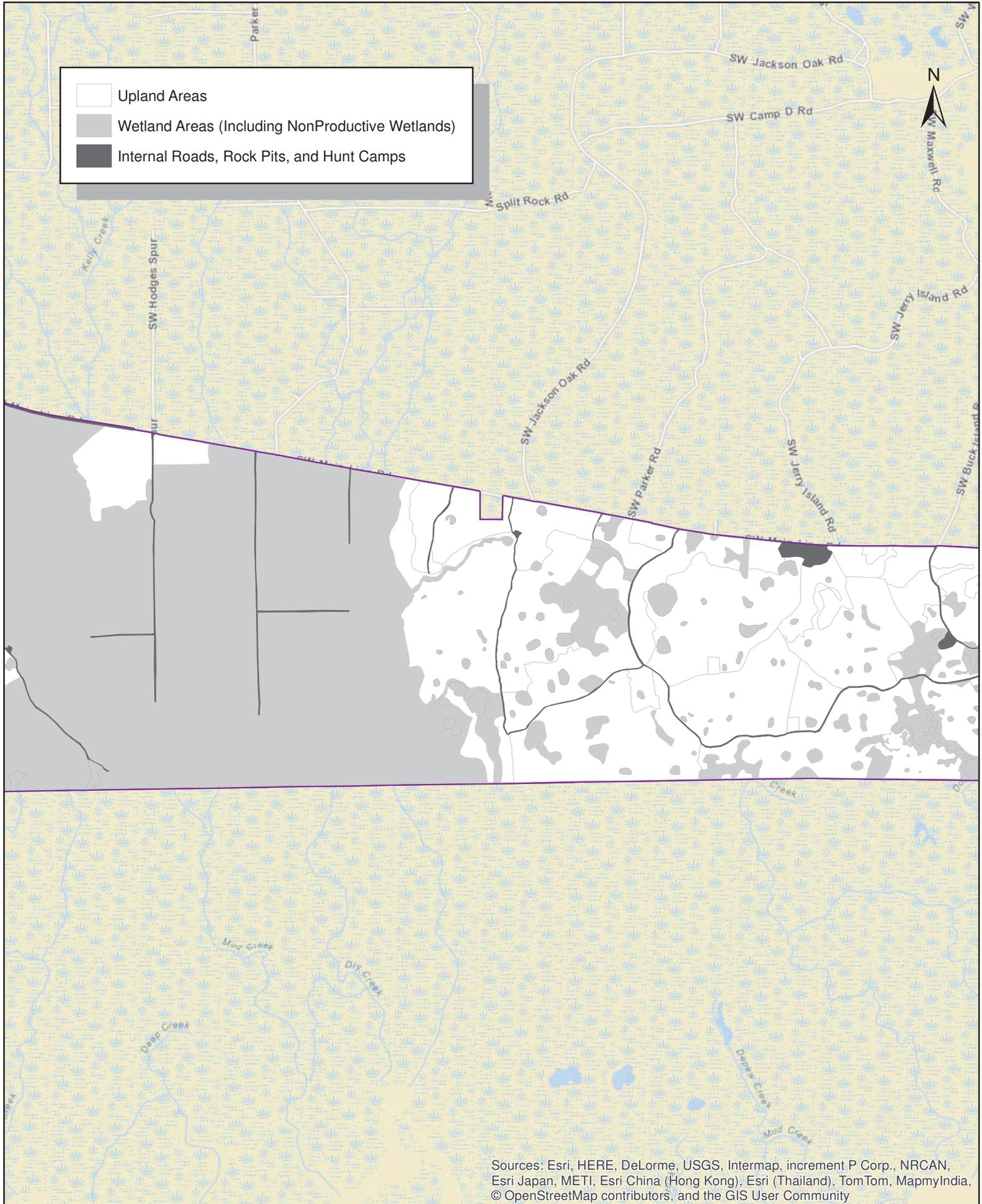


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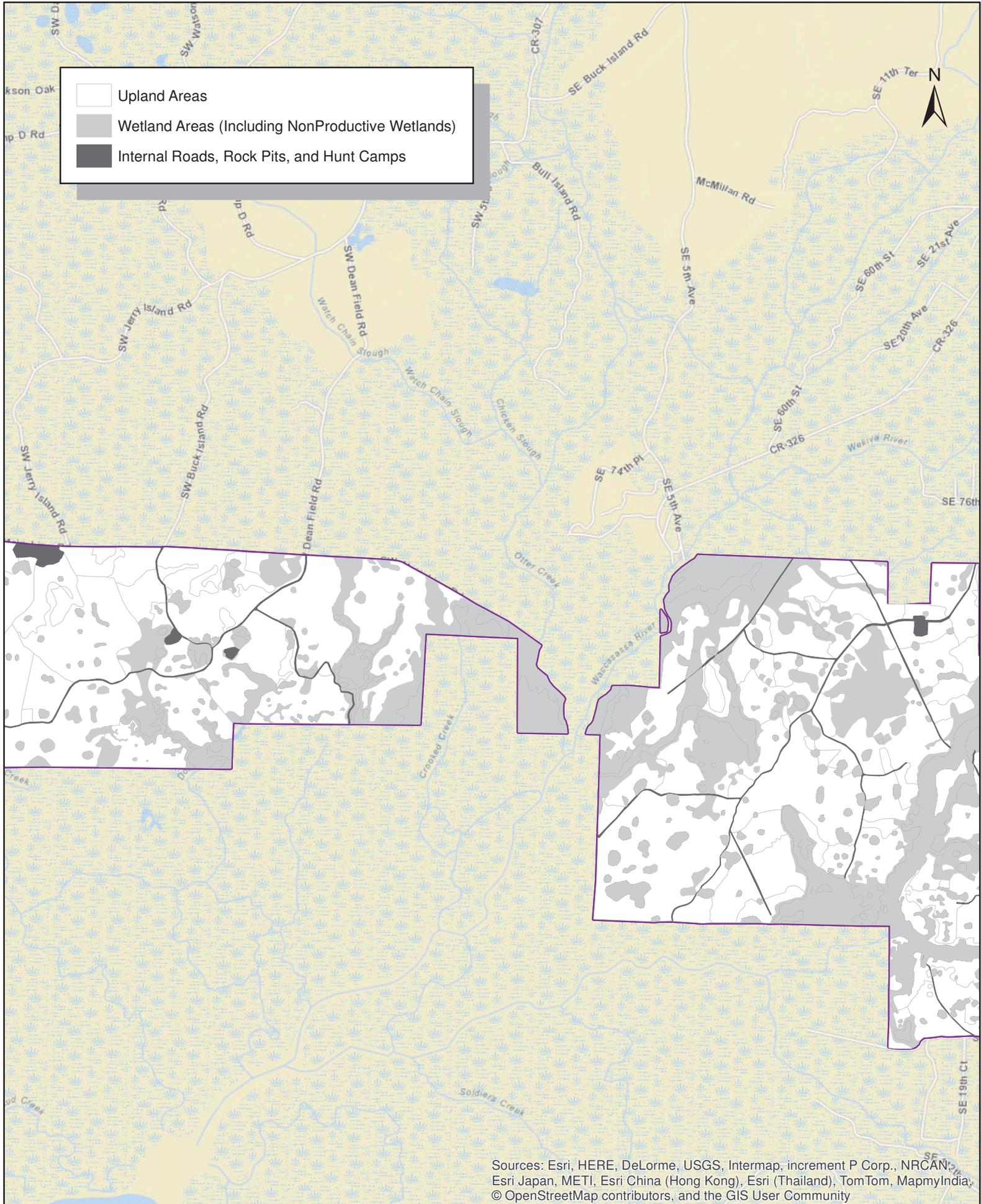
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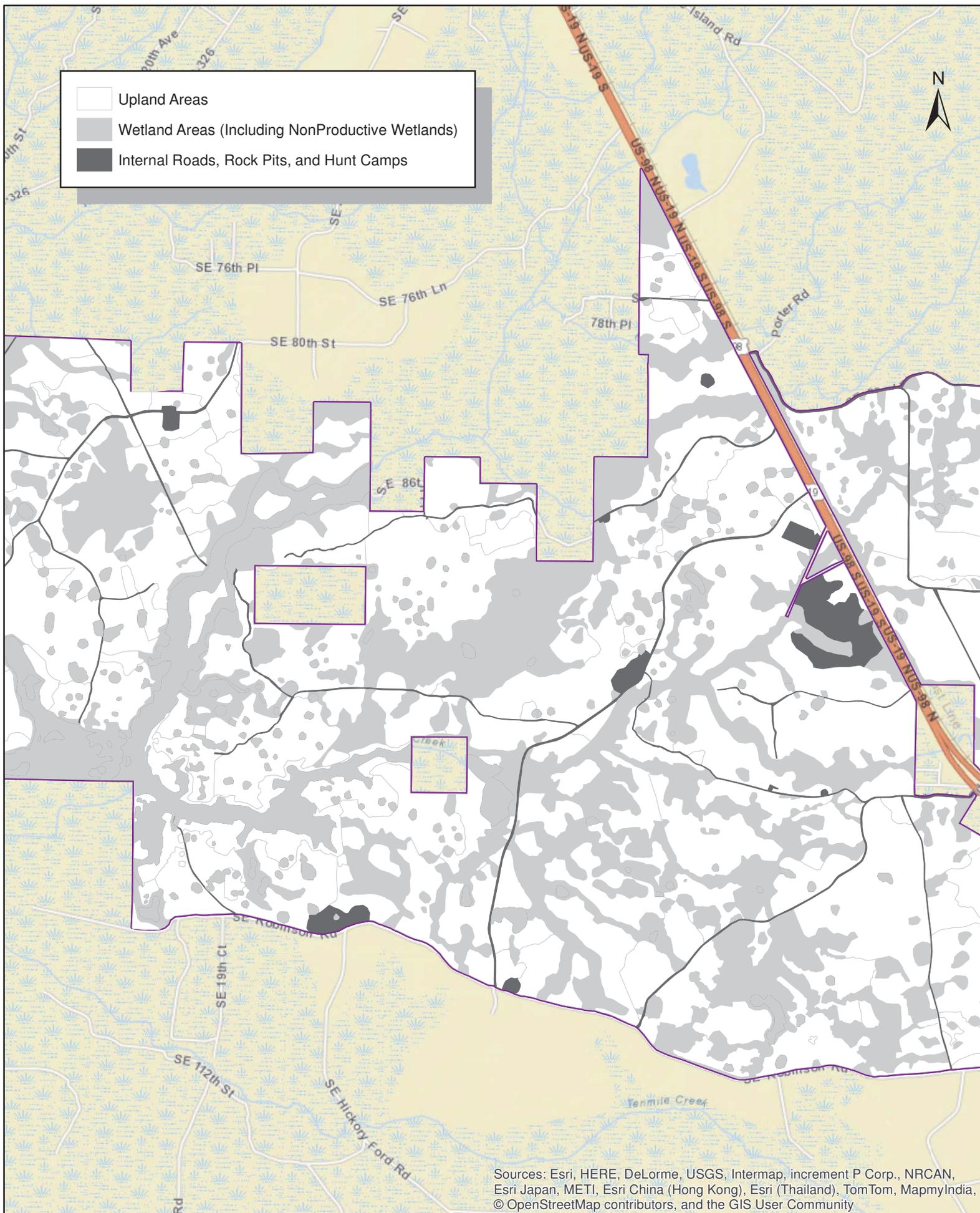


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AO 150  
4/30/2015

0 0.225 0.45 0.9  
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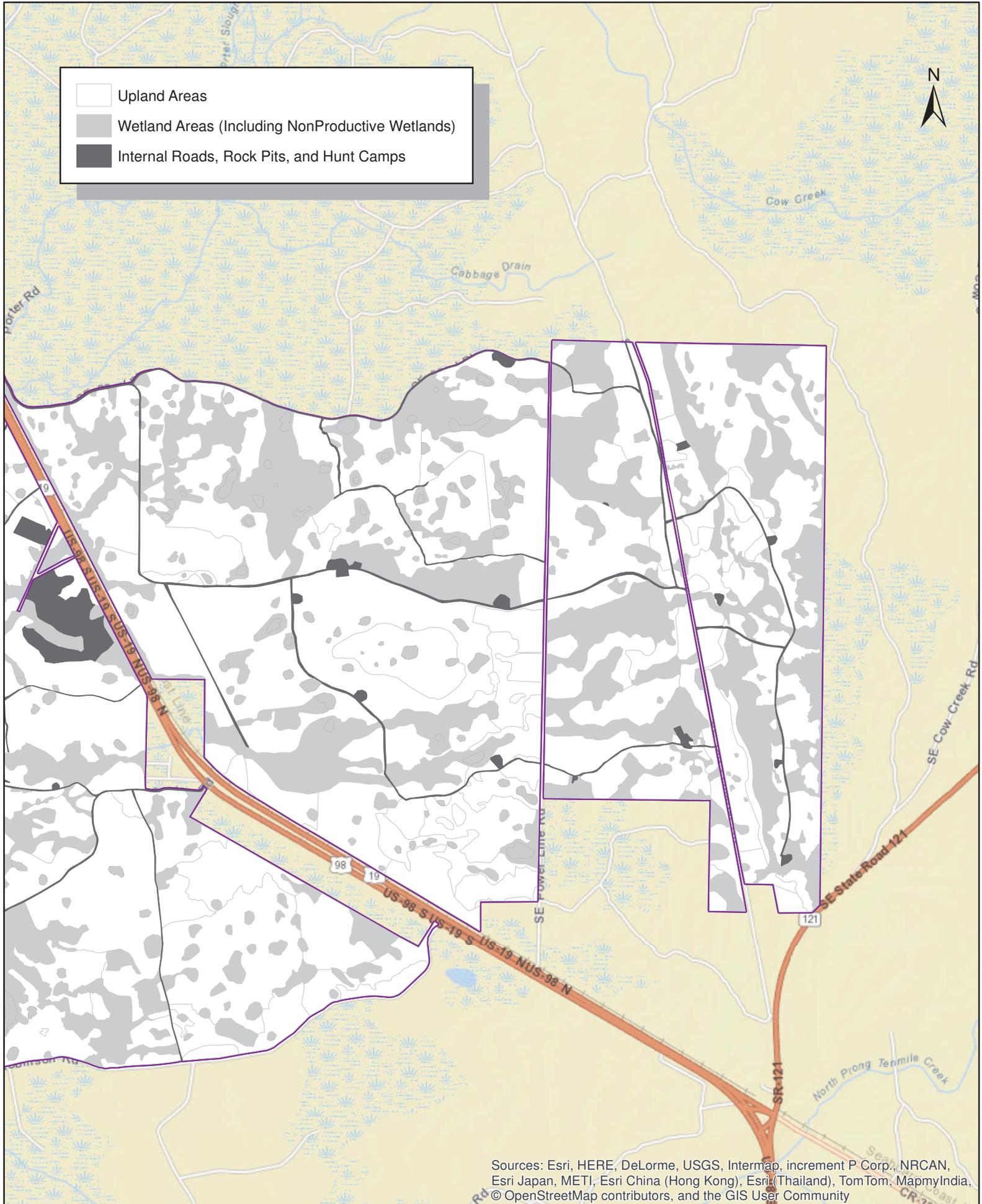




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AO 151  
4/30/2015





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**THIS INSTRUMENT PREPARED BY  
AND SHOULD BE RETURNED TO:**

Elizabeth U. Fee, Director - Law  
Plum Creek Timberlands, L.P.  
Five Concourse Parkway, Suite 1650  
Atlanta, Georgia 30328

**SECOND AMENDMENT TO AMENDED  
AND RESTATED CONSERVATION EASEMENT**

THIS SECOND AMENDMENT TO AMENDED AND RESTATED CONSERVATION EASEMENT (the "Amendment"), made as of this \_\_\_\_ day of May, 2015, by and between **PLUM CREEK TIMBERLANDS, L.P.**, a Delaware limited partnership, whose mailing address is 601 Union Avenue, Suite 3100, Seattle, Washington 98101 (herein the "Grantor") and **SUWANNEE RIVER WATER MANAGEMENT DISTRICT**, a public body existing under Chapter 373 of the Florida Statutes, whose mailing address is 9225 CR 49, Live Oak, Florida 32060 (herein the "Grantee").

WHEREAS, Grantor and Grantee entered into that certain Conservation Easement dated March 28, 2002, recorded on March 28, 2002, in O.R. Book 781, page 546, Public Records of Levy County, Florida, as amended by Amended and Restated Conservation Easement dated August 30, 2002, recorded on August 30, 2002, in the aforesaid office in O.R. Book 801, page 1, and First Amendment to Amended and Restated Conservation Easement dated October 12, 2010, recorded on November 4, 2010, in the aforesaid office in O.R. Book 1215, page 729 (hereinafter the "Conservation Easement");

WHEREAS, Grantor and Grantee desire to further modify and amend the Conservation Easement as hereinafter described.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by Grantor and Grantee, and in consideration of the mutual covenants, terms, conditions, and restrictions contained herein, and pursuant to Florida Statutes Section 704.06, Grantor and Grantee agree as follows.

A. Capitalized Terms. All capitalized terms used in this Amendment and not otherwise defined herein shall have the meaning given such terms in the Conservation Easement.

B. Recitals. The above recitals are incorporated into this Amendment and made a part hereof.

C. Exhibit "B" Land. Exhibit "B" to the Conservation Easement identifying the hardwood stands purchased by Grantee is hereby replaced with Exhibit "B" attached to this Amendment, which by this reference is incorporated herein.

D. Reserved Rights. Certain Reserved Rights of Grantor defined and described in Section III of the Conservation Easement are hereby modified and amended as follows:

1. Exhibit "C". Exhibit "C" to the Conservation Easement identifying existing rock pits and hunting camps is hereby replaced with Exhibit "C" attached to this Amendment, which by this reference is incorporated herein.
2. Mining. Paragraph III.A.2. is hereby deleted in its entirety and the following is substituted therefor:

"2. **Mining.** Grantor shall have the right to mine rock from those areas currently existing as mines as described in Exhibit "C". Expansion of existing mining areas, defined as the surface area of open water, shall not exceed 200% of the current size of the pit as defined in Exhibit "C". Replacement mines shall be constructed with prior written consent from the Grantee, which shall not be unreasonably withheld. Replacement mines may not be located on the Exhibit "B" Lands. Materials extracted from the mines are to be used exclusively on the Property and Grantor's lands lying North of State Road 24 and West of US Highway 19, Levy County, Florida and are not to be sold commercially. Grantor may reshape and regrade the margin of any pit which has reached its maximum size. Said reshaping or regrading shall create a littoral zone or otherwise improve the value of the pit as habitat for native fish and wildlife."

3. Hunting Camps. Paragraph III.A.3. is hereby deleted in its entirety and the following is substituted therefor:

"3. **Hunting Camps.** Grantor shall have the right to continue to provide hunting camp privileges in those currently existing areas described in Exhibit "C".

- a. Existing hunting camps shall be maintained in a safe and sanitary manner in compliance with all applicable Federal, state and local laws, ordinances, rules and regulations. Additionally, all waste generated from the hunting camps shall be disposed of as provided in the then current and approved Forestry Plan, and shall not be allowed to adversely impact the Property. All hunting camp leases entered into by the Grantor on or after June 1, 2015 shall contain the following statement, "THE LEASED PROPERTY IS NOT SERVED BY A MUNICIPAL OR PUBLIC WATER SYSTEM AND ANY USER OF THE WELL WATER ON THE LEASED PREMISES DOES SO AT THE USER'S OWN RISK. THE USER MAY WISH

TO HAVE THE WELL WATER TESTED PRIOR TO SUCH USE.”

- b. Relocation of existing hunting camp areas may occur only with prior approval from the Grantee and in no case shall the combined acreage of all hunting camps increase greater than the size shown on Exhibit "C". No hunting camps shall be relocated on the Exhibit "B" Lands.
- c. Grantor may replace the temporary structures and improvements located within the camp areas with permanent structures, such as hunting lodges, provided that: (i) The permanent structures shall also be located within the camp areas; (ii) The total number of permanent structures on the Property shall not exceed five. Incidental outbuildings such as garages, cook shacks, etc., shall not be counted against this number of permanent structures limit; (iii) The sum total of the square footage of all of the permanent structures on the Property shall not exceed 30,000 square feet. The square footage of incidental outbuildings such as garages, cook shacks, etc., under roof, shall be counted against this total square-footage limit; (iv) The Grantee has approved such replacement, in advance and in writing, such approval not to be unreasonably withheld or delayed; and, (v) The construction of such permanent structures complies with all applicable Federal, state and local laws, ordinances, rules and regulations. Only those structures constructed after June 1, 2015 and for which building permits are required under the Florida Building Code, shall be deemed permanent structures. All structures, other than the permanent structures, shall be deemed temporary structures.”

4. Silviculture. Paragraph III.A.4.b. of the Conservation Easement is hereby deleted in its entirety and the following is substituted therefor:

**“General Conditions.** In no event shall more than fifteen percent (15%) of the aggregate acres of the Property be clear cut on the Property within any calendar year. In the event the Property is subdivided in accordance with Paragraph II.A.6. herein, no more than fifteen percent (15%) of the aggregate acres, within each subdivided parcel of the Property, shall be clear cut within any calendar year. Within the Property as a whole or if the Property is subdivided in accordance with Paragraph II.A.6. the difference in age between the oldest and youngest stands of planted trees must be separated by at least ten (10) years. All commercial forestry operations on the Property (including parcels of the Property under lease to third parties) shall be detailed by a Forestry Management Plan (the “Forestry Plan”) prepared by Grantor.

The Forestry Plan shall be in accordance with the most recent edition of the BMP Manual. The Forestry Plan shall be delivered to Grantee within six (6) months subsequent to date of this Easement and thereafter prior to December 15<sup>th</sup> of each year. The Forestry Plan is to contain a general discussion and summary of the land management activities for the upcoming year including those areas designated as mines and hunting camps. Prior to April 1<sup>st</sup> of each year, Grantor shall provide a Report of Activities for the previous calendar year. Grantee shall have forty-five (45) days to review the Forestry Plan and Report of Activities, and notify Grantor if said plan and report summarized therein are not in compliance with terms and conditions of this Easement. If no notice is provided by the Grantee, then the Forestry Plan or Report of Activities will be considered approved and in compliance with the Easement. Nothing contained herein shall be construed to exempt Grantor from requirements of any federal or Florida environmental laws, ordinances, rules or regulations.”

E. Uplands. Exhibit “D” to the Conservation Easement showing the Uplands areas of the Property is hereby replaced with Exhibit “D” attached to this Amendment, which by this reference is incorporated herein.

F. Notices. Paragraph IV.P. is hereby amended to provide that notices to the parties shall be addressed as follows:

To the Grantor: Plum Creek Timberlands, L.P.  
601 Union Street, Suite 3100  
Seattle, Washington 98101  
Attn: General Counsel  
Telephone: 206/467-3604  
Facsimile: 206/467-3799

With copies to: Plum Creek Timberlands, L.P.  
Five Concourse Parkway, Suite 1650  
Atlanta, Georgia 30328  
Attn: Law Department  
Telephone: 770/829-6321  
Facsimile: 770/ 671-0211

To the Grantee: Suwannee River Water Management District  
9225 County Road 49  
Live Oak, Florida 32060  
Attn: Executive Office  
Telephone: 386/362-1001  
Facsimile: 386/362-1056

G. Effective Date. This Amendment shall be effective as of the day and year first above written.

H. Reaffirmation. Except as expressly modified or amended herein, all terms and conditions of the Conservation Easement shall remain in full force and effect and are hereby ratified and reaffirmed by the parties.

**IN WITNESS WHEREOF**, this Amendment to Conservation Easement has been duly executed by the parties hereto as of the day and year first above written.

**“GRANTOR”**

Signed, sealed, and delivered  
in the presence of:

**PLUM CREEK TIMBERLANDS, L.P.**  
By: PLUM CREEK TIMBER I, L.L.C.,  
its general partner

\_\_\_\_\_  
Witness

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

By: \_\_\_\_\_  
James A. Kilberg  
Senior Vice President – Real Estate,  
Energy & Natural Resources

\_\_\_\_\_  
Witness

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

**STATE OF GEORGIA  
COUNTY OF FULTON**

The foregoing instrument was acknowledged before me this \_\_\_ day of May, 2015, by James A. Kilberg, Senior Vice President – Real Estate, Energy & Natural Resources of Plum Creek Timber I, L.L.C., the general partner of PLUM CREEK TIMBERLANDS, L.P., on behalf of the limited partnership. He is personally known to me or has produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Notary Public  
Print Name: \_\_\_\_\_  
My Commission Expires:

**“GRANTEE”**

**SUWANNEE RIVER WATER  
MANAGEMENT DISTRICT**

Signed, sealed and delivered  
in the presence of:

\_\_\_\_\_  
Witness

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

\_\_\_\_\_  
Witness

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

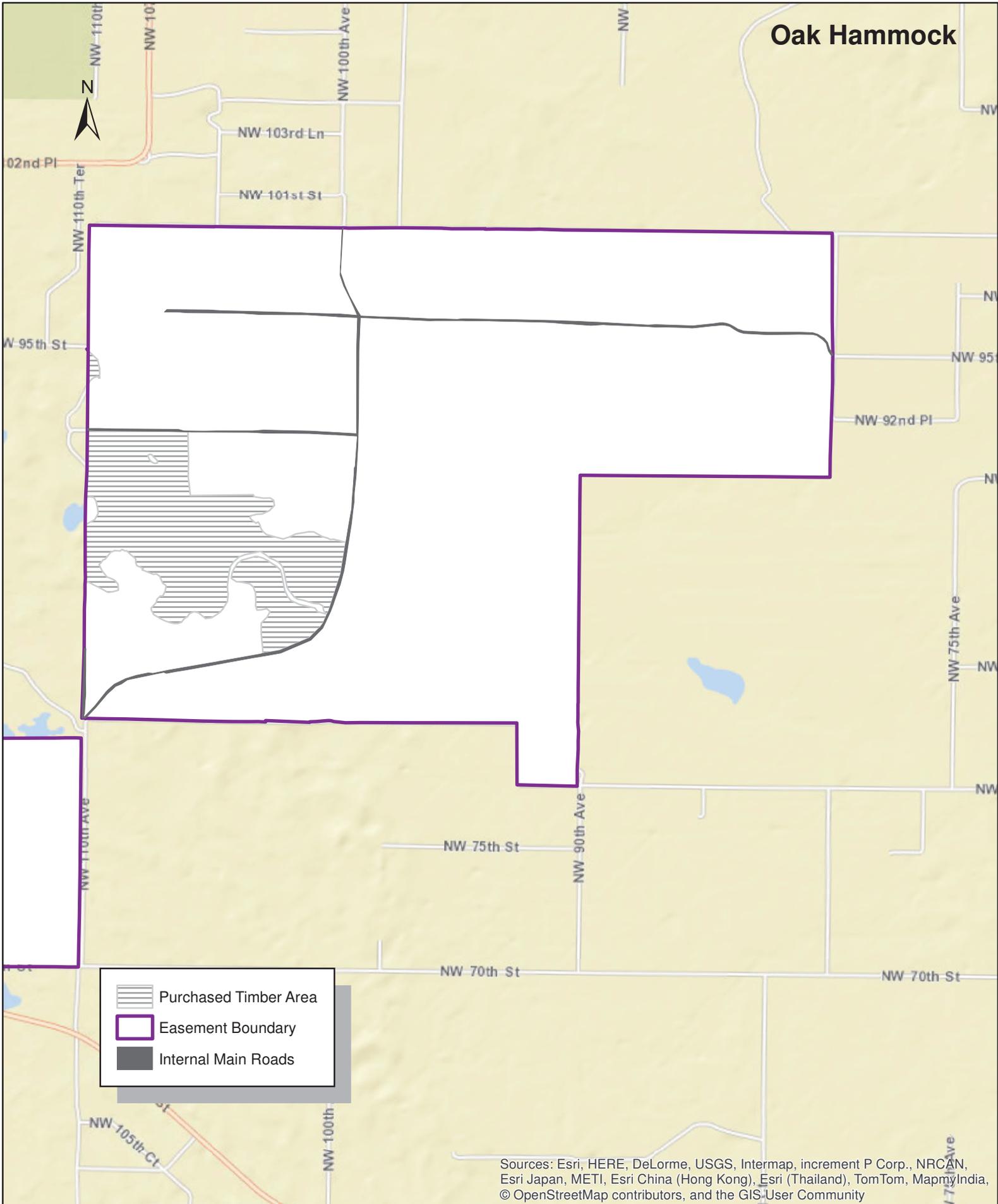
By: \_\_\_\_\_  
Don Quincey, Jr.  
Chair

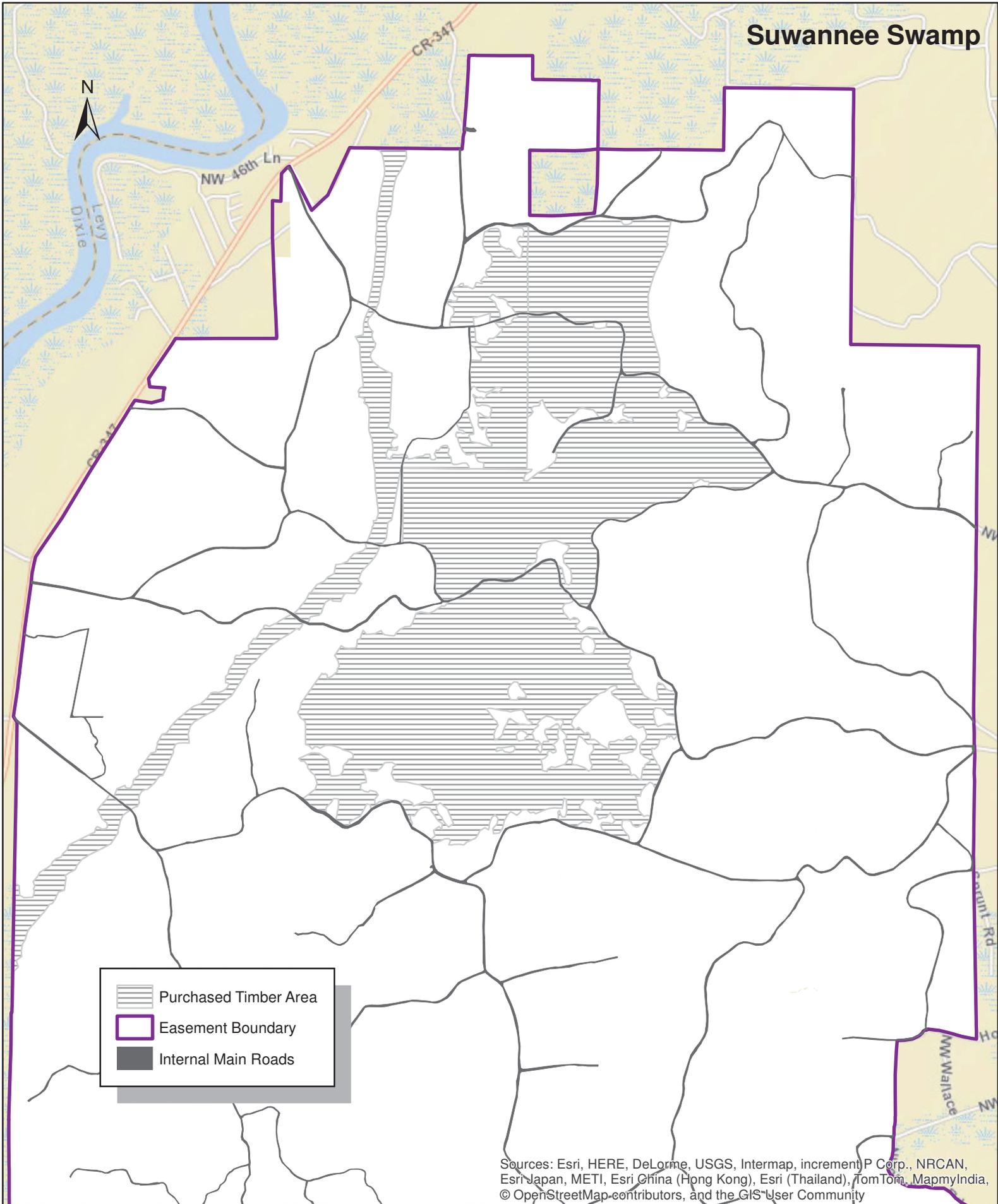
Attest: \_\_\_\_\_  
Virginia H. Johns  
Secretary/Treasurer

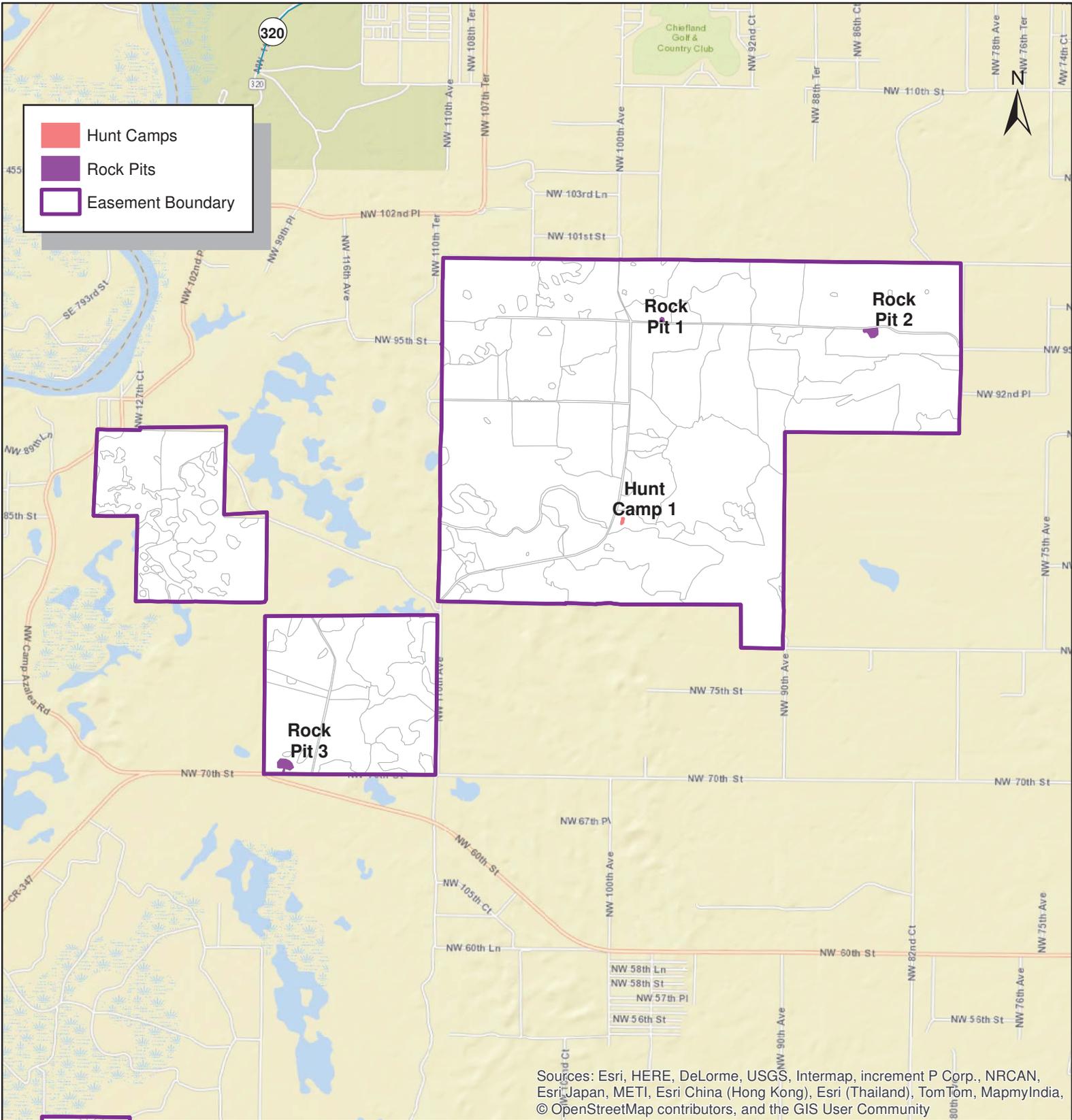
**STATE OF FLORIDA  
COUNTY OF SUWANNEE**

The foregoing instrument was acknowledged before me this \_\_\_\_ day of May, 2015, by Don Quincey, Jr. and Virginia H. Johns, personally known to me and known to be the Chair and Secretary/Treasurer, respectively, of the governing board of Suwannee River Water Management District and who executed same on behalf of the District.

\_\_\_\_\_  
Notary Public  
Print Name: \_\_\_\_\_  
My Commission Expires:







Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

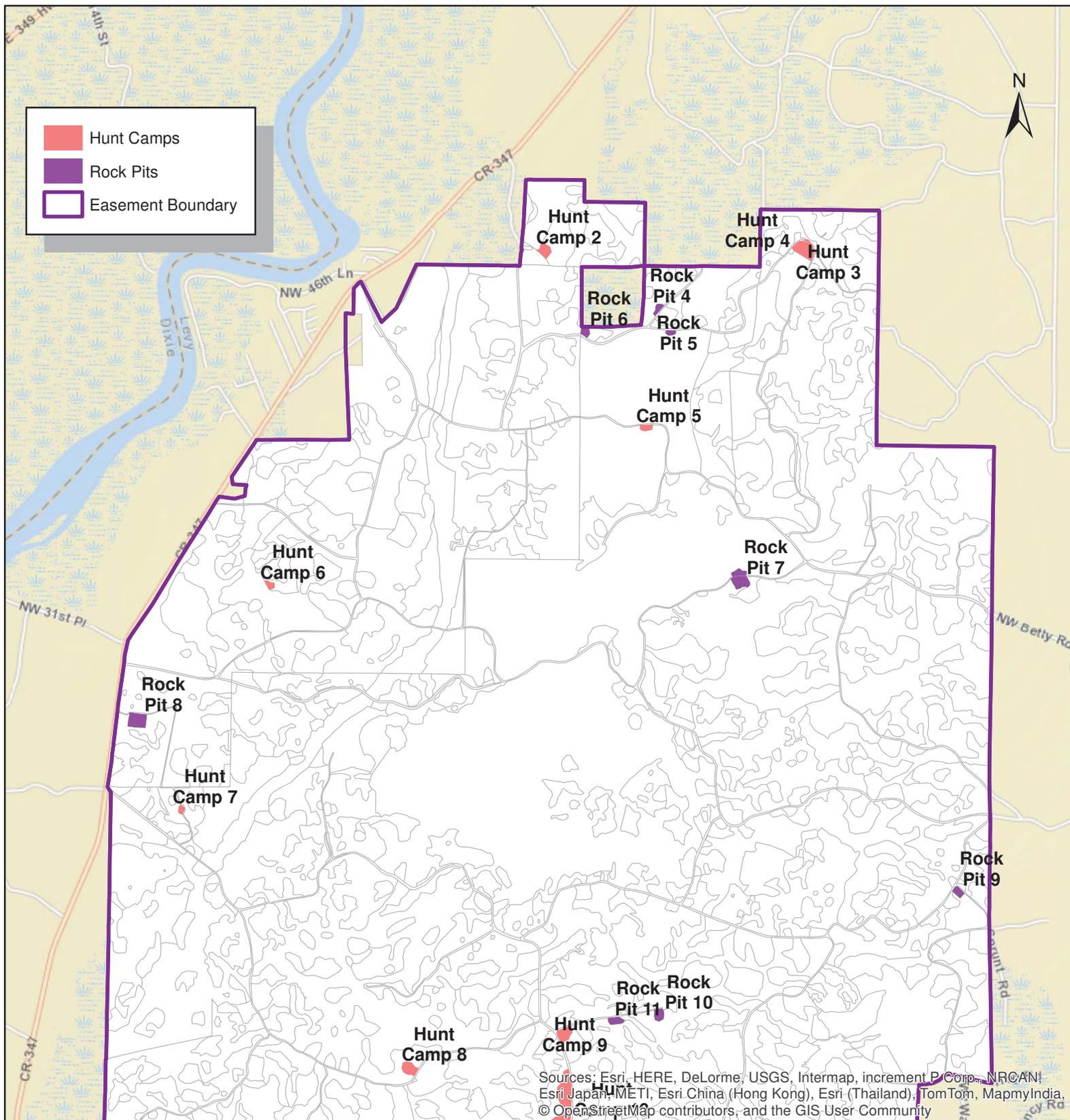
Hunt Camp #	Current Acres	Hunt Camp #	Current Acres
1	0.44	7	0.42
2	1.36	8	1.73
3	0.10	9	1.82
4	2.99	10	8.92
5	0.71	11	0.50
6	0.58		

Rock Pit #	Current Acres	Rock Pit #	Current Acres
1	0.40	8	2.64
2	2.15	9	0.78
3	2.92	10	1.13
4	0.62	11	1.01
5	0.44	12	1.59
6	0.73	13	2.14
7	2.80	14	2.43



AO 161  
4/30/2015





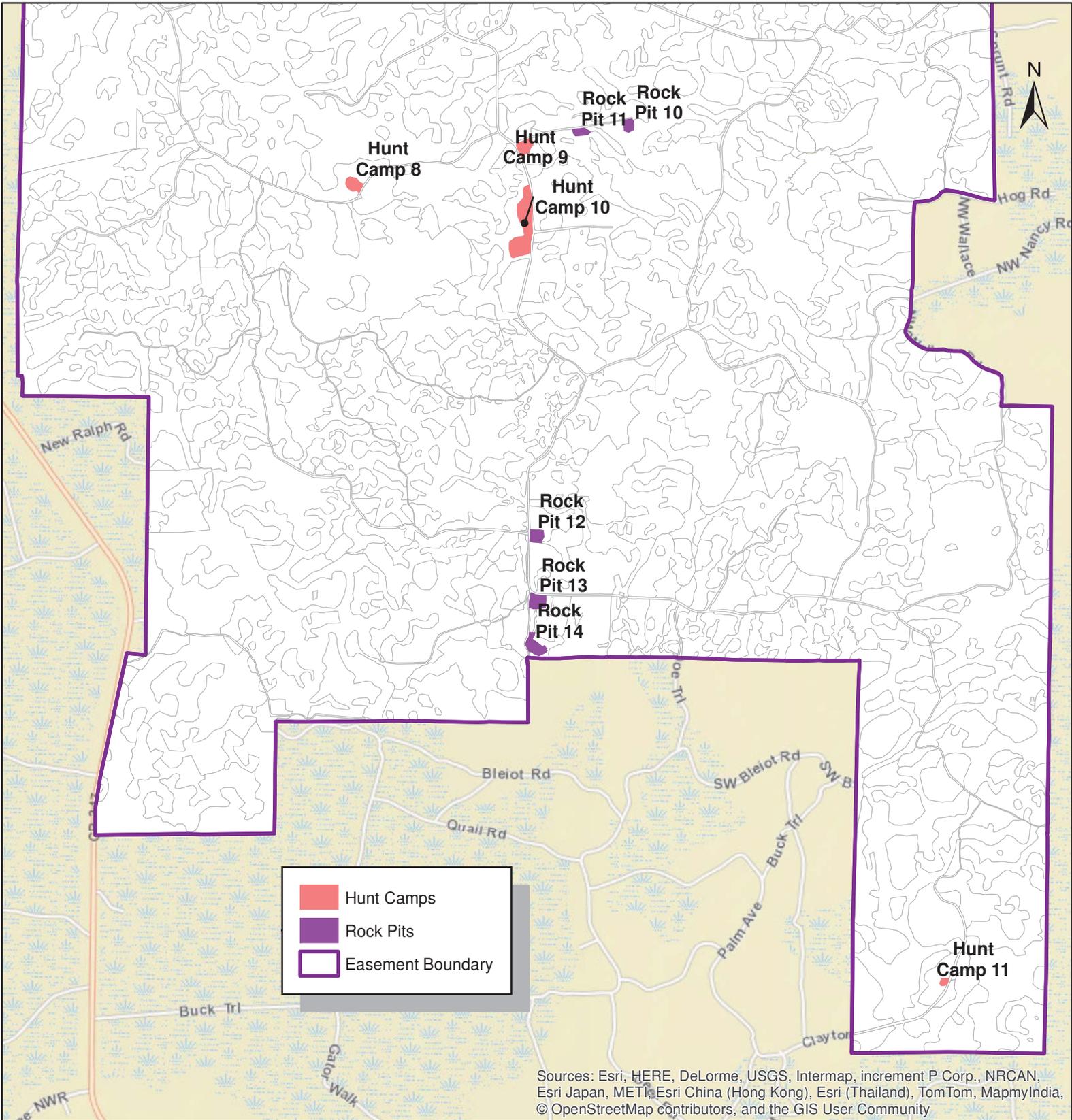
**Hunt Camp # Current Acres**      **Hunt Camp # Current Acres**

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5	0.71	11	0.50
6	0.58		

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6	0.73	13	2.14
7	2.80	14	2.43





Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

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5	0.71	11	0.50
6	0.58		

Rock Pit #	Current Acres	Rock Pit #	Current Acres
1	0.40	8	2.64
2	2.15	9	0.78
3	2.92	10	1.13
4	0.62	11	1.01
5	0.44	12	1.59
6	0.73	13	2.14
7	2.80	14	2.43

0 0.2 0.4 0.8 Miles

AO 163  
4/30/2015



## MEMORANDUM

TO: Governing Board  
FROM: Dave Dickens, Division Director, Administration and Operations  
DATE: April 27, 2015  
SUBJECT: Land and Facilities Operations Activity Summary

Staff met with St. Marks National Wildlife Refuge on March 24, 2015, and Florida Fish and Wildlife Conservation Commission (FWC) on March 31, 2015, for the annual cooperators' meeting. Lease agreements, land management plans, current management activities and future activities were discussed. Specifically relating to the lease agreements, all current and future activities are in accordance with the terms of the agreements.

On March 19, 2015, staff attended the Florida Greenways and Trails Council Meeting. The Council voted to include properties owned by the District, which are currently managed by Florida State Parks, to be designated as a Florida Greenways and Trails property. Currently, the properties are only designated as State Parks.

Bill McKinstry attended the Aucilla Wildlife Management Area Advisory Group Meeting on April 8, 2015, as an advisor.

The attached report summarizes the status of current activities for the preceding month. Staff will be prepared to address any items of particular interest the Board may wish to discuss at the Governing Board meeting.

/bmp

**LAND AND FACILITIES OPERATIONS**

Prescribed Fire

<b>Summary Table FY 2015</b>	<b>2015 Target Acres</b>	<b>Acres Complete</b>
Suwannee River Water Management District	10,750	5,585
Florida Forest Service burns on Twin Rivers State Forest	2,000	1,628
<b>TOTAL</b>	<b>12,750</b>	<b>7,213</b>

Prescribed Burn Activity (March 13 – April 9, 2015)

<b>TRACT</b>	<b>COUNTY</b>	<b>ATK1</b>	<b>B&amp;B DUGGER</b>	<b>NRPS</b>	<b>WFS</b>	<b>FFS COOP</b>	<b>FFS TRSF</b>	<b>TOTAL ACRES</b>	<b>TOTAL WILDFIRE ACRES</b>
Big Shoals	Hamilton		469						
McAlpin Landing	Hamilton		194						
Santa Fe Swamp	Bradford			136					
Steinhatchee Springs	Lafayette			613					0
Little River	Suwannee				140				
Devils Hammock	Levy				343				
Westwood West	Madison						429		
Anderson Spring	Suwannee						187		
<i>Sub-total for Period</i>		0	663	749	483	0	616	2,511	0
<i>Previous Acres Burned</i>		0	1,604	1,256	830	0	1,012	0	4
<b>Total Acres</b>		<b>0</b>	<b>2,267</b>	<b>2,005</b>	<b>1,313</b>	<b>0</b>	<b>1,628</b>	<b>7,213</b>	<b>4</b>

## Timber

- Harvesting commenced on the Steinhatchee Rise Timber Sale on December 3, 2014. Timber harvesting was completed on January 9, 2015.
- Little Shoals #4 is too wet to harvest.
- The contract has been executed on the Mill Creek North #4 Timber Sale, and the pre-harvest meeting was held on December 31, 2014. Currently, the tract is too wet to harvest.
- The contract has been executed on the Steinhatchee Springs #12 Timber Sale. Harvesting started on March 2; the loggers had to move off the tract on March 25 due to wet soils and rutting from machinery. Staff continues to monitor ground conditions.

Tract	Contract	Acres	Tons Harvested	Revenue	Status	Contract End Date
Little River #4	13/14-134	478	17,854	\$98,905	Complete	October 6, 2014
Steinhatchee Rise #2	13/14-229	70	3,777	\$61,347.56	Complete	August 30, 2015
Little Shoals #4	14/15-023	129	0		Contract	October 30, 2015
Mill Creek North #4	14/15-049	211	0		Contract	December 22, 2015
Steinhatchee Springs #12	14/15-061	78	1,295	\$19,813	Harvest Suspended	January 6, 2016

## Conservation Easement Monitoring

- Plum Creek: (Waccassasa, Manatee Springs/Suwannee Swamp and Gainesville Wellfield) Staff has reviewed, commented on the management plan, and met with Plum Creek about the management plan. Field inspections are being planned for March and June.
- Bascom Southern: (California Swamp) Staff has met with Campbell Global, conducted the office interview and completed a portion of the field inspection. The field inspection and report is complete.
- Bailey Bothers, Inc.: (Hines Tract) Staff has met with the principal, and reviewed and approved the management plan. Preliminary field inspection is complete.
- Loncala, Inc.: (Monteocha Creek, Alapaha River and Santa Fe River) Staff has met with Loncala to review field operations in Gilchrist County.
- Sheppard Conservation Easement: During the first week of March, staff met with the owner and completed the annual inspection, monitoring report and management plan for the easement.
- Tisdale Conservation Easement: During the first week of March, staff met with the owner and completed the annual inspection, monitoring report and management plan for the easement.
- Meeks Conservation Easement: During the first week of March, staff met with the owner and completed the annual inspection, monitoring report and management plan for the easement.
- Mann Conservation Easement: On March 18, 2015, staff met with the owner and completed the annual inspection, monitoring report and management plan for the easement.
- Jackson Conservation Easement: On April 2, 2015, staff met with the owner and completed the annual inspection, monitoring report and reviewed the Conservation Plan for the easement.
- Ace Ranch – Lafayette County (Staff attended mediation with District legal counsel on April 16, 2015; a mediation agreement is to be considered by the Lands Committee on April 30.)

- Deep Creek – Columbia County (Bill McKinstry reviewed the digital line work and has revised some of the work based on District data. Staff will determine a course forward for this Conservation Easement.)
- Jennings Bluff – Hamilton County (Staff will present a recommendation to the Lands Committee during the April 30, 2015, meeting.)
- The field inspection on the California Swamp Conservation Easement was completed.
- Staff reviewed timber harvest operations on the Loncala Gilchrist County Conservation Easement.
- Staff is reviewing information provided by Plum Creek for map revisions, management plan comments and potential language revisions. The field inspections will commence in May.

## MEMORANDUM

TO: Governing Board

FROM: Carlos Herd, P.G., Division Director, Water Supply

DATE: April 29, 2015

RE: Authorization to Enter into a Contract for Recharge Well and Monitor Well Construction Services for the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project

### RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director enter into a contract with David Cannon Well Drilling, Inc., for recharge well and monitor well construction services for a cost not to exceed \$183,740.**

### BACKGROUND

The Suwannee River Water Management District (District) is conducting the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project (Project). The primary goals of the Project are to maintain and enhance spring flows to the Middle Suwannee River and springs; rehydrate natural systems such as wetlands, ponds, and sand-bottom lakes; and augment groundwater supplies to water users in the Project area. In part, these goals will be accomplished by restoring the natural hydrology along the southeastern margin of Mallory Swamp which will also increase aquifer recharge. Recharge will be enhanced through the sand-bottom lakes as well as through an aquifer recharge well which was permitted by the Florida Department of Environmental Protection (FDEP) on February 16, 2015.

The Construction and Operation Permit (Permit) issued by FDEP contains specific and general conditions that dictate the construction and reporting requirements for the recharge and monitor well. Bid documents and specifications for the two wells were prepared and used as the basis for a Request for Proposal (RFP# 14/15-016WS) that was advertised by the District on February 25, 2015, for well construction services.

RFP# 14/15-016WS required respondents to the RFP attend a mandatory pre-proposal meeting at the future well locations prior to submitting bids due to the environmental sensitivity of the area and specific drilling requirements. Only one qualified respondent attended the March 6, 2015 meeting. Therefore, the RFP was re-advertised on March 18, 2015, with a mandatory pre-proposal meeting date of April 1, 2015. Four qualified respondents attended that meeting, and the District received four RFPs at a public meeting on April 14, 2015.

The District's RFP Selection Committee met in a public meeting on April 29, 2015, to evaluate and rank the four RFPs based equally on the respondent's experience with projects of similar scope and complexity and the submitted item costs. Submittal requirements in the RFP

included a Letter of Transmittal detailing the contractor’s ability to perform the scope of work as shown in Sections 6 (recharge well) and 7 (monitor well) of the RFP including a list of five projects similar in scope and level of complexity that the contractor completed in the past five years and a completed Bid Response Form (Section 8 of the RFP) with item costs. Based on the requirements of the RFP, the Selection Committee ranked the respondent’s submittals in the following order:

<b>Rank</b>	<b>Respondent</b>	<b>Fee</b>	<b>Comments</b>
1	David Cannon Well Drilling, Inc.	\$183,740	Fulfilled all Proposal requirements
2	Clark’s Well Drilling	\$230,899	Fulfilled all Proposal requirements
*	Rowe Drilling Company	\$137,200	* Qualified driller, but failed to follow the Proposal requirements
*	Parsons Drilling Corporation	\$143,845	* Qualified driller, but failed to follow the Proposal requirements

Staff recommends the Governing Board authorize the Executive Director to enter into a contract with David Cannon Well Drilling, Inc., as the top-ranked respondent for recharge well and monitor well construction services for the Project. This work will be funded by a grant from the State of Florida (State of Florida Grant Agreement No. S0675) and is included in the current year fiscal budget.

DRJ/dd

## MEMORANDUM

TO: Governing Board

FROM: Carlos Herd, P.G., Division Director, Water Supply

DATE: April 24, 2015

RE: Authorization to Enter into a Contract with Atkins, Inc., for Recharge Well and Monitor Well Construction Management Services for the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project

### RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director enter into a contract with Atkins, Inc., for recharge well and monitor well construction management services for a cost not to exceed \$46,988.**

### BACKGROUND

The Suwannee River Water Management District (District) is conducting the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project (Project). The primary goals of the Project are to maintain and enhance spring flows to the Middle Suwannee River and springs; rehydrate natural systems such as wetlands, ponds, and sand-bottom lakes; and augment groundwater supplies to water users in the Project area. In part, these goals will be accomplished by restoring the natural hydrology along the southeastern margin of Mallory Swamp which will also increase aquifer recharge. Recharge will be enhanced through the sand-bottom lakes as well as through an aquifer recharge well which was permitted by the Florida Department of Environmental Protection (FDEP) on February 16, 2015.

Recharge well (and associated monitor well) construction will take approximately six weeks to complete. The FDEP permit conditions require continuous construction management services and reporting requirements. The District requested that Atkins, Inc., provide a scope and fee to provide aquifer construction management services for this important component of the Project due to their familiarity and knowledge of the Project. This work will be funded by a grant from the State of Florida (State of Florida Grant Agreement No. S0675) and is included in the current fiscal year budget.

It is the intent of the District to use existing District Contract No. 14/15-132 that was executed between Atkins, Inc., and the District on April 9, 2015. The Contract was executed as a result of a request for qualifications process. Seventeen firms (including Atkins, Inc.) were pre-qualified through the Consultants' Competitive Negotiation Act (Chapter 287.055, Florida Statutes) for general engineering services, including the services requested herein. The Governing Board approved the pre-qualified firms at the December 2014 Governing Board meeting. The scope of work and rates indicated in Attachment A are in accordance with the contract.

DRJ/dd

## **ATTACHMENT A**

### **SCOPE OF SERVICES**

#### **Suwannee River Water Management District Middle Suwannee River Aquifer Recharge Well Project Class V Recharge Well Construction Management Assistance**

### **PROJECT BACKGROUND**

Currently, the Suwannee River Water Management District (District) is implementing the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project. The primary goals of this project are to maintain and enhance spring flows to Middle Suwannee River springs; rehydrate natural systems such as wetlands, ponds, and sand-bottom lakes; and augment groundwater supplies to water users in the project area. In large part, these goals will be accomplished by restoring the natural hydrology along the southeastern margin of Mallory Swamp, which is partly located west and adjacent to the Lafayette Forest Wildlife and Environmental Area (WEA) in Lafayette County. Results of the District's preliminary testing and investigations indicate that hydrologic modification to the St. Regis Canal in the vicinity of the WEA will assist in restoring the natural flow paths through the WEA, thereby providing natural systems restoration and enhancing aquifer recharge.

In part, the District intends to implement the project with a passive recharge approach of the Upper Floridan aquifer (UFA) through aquifer recharge well(s) installed adjacent to the St. Regis Canal. The District has requested Atkins to provide assistance for the aquifer recharge project with obtaining a Class V, Group 2 Test Well Construction Permit from the Florida Department of Environmental Protection (FDEP), prepare an aquifer recharge well design with technical specifications, and assist the District with bidding and selection of a qualified well contractor to construct the recharge well.

Atkins prepared and submitted a Class V recharge well permit application to the FDEP and the final construction permit was issued to the District in February 2015. Atkins is currently completing the design of the recharge well under a separate work assignment. The District requested Atkins to provide a scope of services which will consist of hydrogeological services during construction and testing, construction management, and reporting for the installation of the recharge well and monitor well.

### **PART 1**

#### **SCOPE OF SERVICES**

The following scope of services and estimated manpower requirements represents the hydrogeologic services associated with the construction of the proposed Class V recharge well and monitor well in the WEA. The estimated manpower requirements are based on Atkins experience with similar Class V facilities in the state and are predicated on typical time requirements for well construction completion, which is approximately six (6) weeks utilizing a cable tool drilling rig. A detailed description of the individual Work Tasks is presented in the following sections.

## **TASK 1: CONSTRUCTION MANAGEMENT**

Atkins will provide construction management and on-site services during construction of the recharge well and monitor well, which will include the following activities:

- Assist District with coordination and technical support for, and attend one (1), pre-construction meeting with the Contractor selected for the project;
- Verify materials and quantities used;
- Observe drilling operations and monitor for compliance with technical specifications;
- Observe casing installation and grouting operations for all casing installations and monitor for compliance with technical specifications;

## **TASK 2: HYDROGEOLOGICAL DATA REVIEW**

Atkins will review and evaluate all hydrogeologic and test data collected during well drilling including the following activities

- Provide lithologic descriptions of drill cuttings from the wells;
- Observe geophysical logging (caliper log and video survey) and perform geophysical logging review and interpretation during drilling activities and placement of cement basket for final casing installation.
- Coordinate and observe specific capacity pumping test and provide review and interpretation of data;

## **TASK 3: REPORTING**

Atkins will prepare weekly well construction progress reports documenting the well construction and testing history of the recharge and monitor well, as required by the FDEP Class V test well construction permit [Specific Condition V(2)]. The weekly progress reports will be transmitted electronically to the Tallahassee and Northeast FDEP offices on the Monday of each week during well construction activities. At the end of well construction, Atkins will prepare as-built drawings of the recharge well and monitor well that depict final well casing and open borehole depths. The as-built drawings will be submitted to the District in PDF format.

## **PART II**

### **ASSUMPTIONS**

1. Contractor will be under contract directly to the District for performance of all construction activities.
2. Construction management services are only for well drilling activities and do not include any construction activities related to the intake, piping and monitoring infrastructure.
3. District is responsible for all access, property and right of way or easement issues for the recharge well site.
4. District is responsible for reviewing and approving all Contractor submittals, schedules and final punch lists.
5. District will coordinate final casing depth approval with the FDEP.
6. Laboratory analytical costs are not included as part of this scope.

7. Extended permitting activities such as services towards a legal administrative hearing and meetings/correspondence with the EPA are not included in this scope of services.
8. Estimates for resident inspection are based on the cable tool drill rig being mobilized to the site for a period of up to six (6) weeks to complete well drilling. We anticipate a contractor work schedule of 10 to 12 hours a day and four (4) days a week. This cost assumes Atkins' resident inspector will be on-site for up to 240 hours (or up to 10 hours a day for up to six 4-day weeks) during well construction and testing.
9. Preparation of a comprehensive well construction (summary) report as required in Specific Condition V(7) of the FDEP Class V test well construction permit is not included in this scope of services.

### **PART III**

#### **COMPENSATION**

Compensation for the above scope of services shall be on a lump sum basis for a not-to-exceed fee of **\$46,988** without written authorization. A cost breakdown for each task is provided hereafter.

<u><b>TASKS</b></u>	<u><b>COST</b></u>
<b>1. Construction Management</b>	<b>\$ 35,609</b>
<b>2. Hydrogeological Data Review</b>	<b>\$ 6,908</b>
<b>3. Reporting</b>	<b>\$ 4,471</b>
<b>PROJECT TOTAL</b>	<b>\$ 46,988</b>

### **PART IV**

#### **SCHEDULE**

An estimate schedule to complete each task is provided hereafter. The project completion from notice to proceed is estimated at 6 to 9 weeks pending timely work by the well drilling contractor.

<u><b>TASKS</b></u>	<u><b>WEEKS</b></u>
<b>1. Construction Management</b>	<b>6</b>
<b>2. Hydrogeological Data Review</b>	<b>6 to 8</b>
<b>3. Reporting</b>	<b>6 to 9</b>

## FEE SCHEDULE

### Employee Hourly Rate Schedule

Billable hourly rates are furnished for all CONTRACTOR and subcontractor staff as identified through negotiations. Subcontractor charges shall be included as part of the fixed price negotiated for completing a task listed in an authorized TWA.

The following CONTRACTOR billable rates are subject to the Truth-in-Negotiation provisions of this CONTRACT.

<u>EMPLOYEE NAME<sup>1</sup></u>	<u>TITLE/JOB DESCRIPTION</u>	<u>BILLABLE RATE<sup>2</sup></u>
<b>Atkins North America, Inc.</b>	<b>CONSTRUCTION MANAGEMENT</b>	
	Junior Field Representative	\$48.00
	Field Representative	\$66.00
	Construction Mgmt. Rep I	\$80.00
	Construction Mgmt. Rep II	\$95.00
	Assist. Construction Mgr.	\$108.00
<b>Stephen McCarty</b>	Construction Manager	\$130.00
	Sr. Construction Manager	\$147.00
<b>Harry Wood</b>	Sr. Estimator/Scheduler III	\$175.00
<b>Gary Granata</b>	Sr. Estimator/Scheduler IV	\$200.00
	<b>ENVIRONMENTAL/HYDROGEOLOGY</b>	
	Assistant Field Technician	\$42.00
	Environmental Scientist I	\$59.00
	Field Geologist/Hydrogeologist	\$67.00
	Environmental Scientist II	\$79.00
	Sr. Hydrologist/Hydrogeologist/Scientist I	\$94.00
<b>Tiffany Crosby, David Loy, Lisa Munsch, Cheryl Propst</b>	Sr. Hydrologist/Hydrogeologist/Scientist II	\$118.00
<b>Ed Cronyn, Eric Schneider</b>	Sr. Environmental Scientist III	\$137.00
<b>Kevin Dorsey</b>	Prof. Geologist/Hydrogeologist	\$153.00
<b>Tom Farkas, Marty Kelly</b>	Sr. Environmental Scientist IV	\$173.00
<b>Donald Deis, Jack Hampson, Terry Zable</b>	Sr. Prof. Geologist/Hydrogeologist	\$190.00
<b>Robert Woithe</b>	Principal Professional - Scientist	\$205.00
	<b>SURVEY</b>	
	Sr. Surveyor I	\$88.00
	Sr. Surveyor II	\$94.00
	Sr. Surveyor III	\$134.00
	Party Chief, 2 Instrument Person	\$151.00
	Party Chief, 3 Instrument Person	\$190.00
	<b>ENGINEERING</b>	
	Engineer I	\$73.00
	Staff Engineer	\$85.00
	Engineer II	\$100.00
	Engineer III	\$116.00
<b>Justin Fox, Norman Robertson, Todd DeMunda, Michael Salisbury</b>	Sr. Engineer I	\$131.00
<b>Andrea Graves, Caroline Cation</b>	Sr. Engineer II	\$146.00

<b>Smith, Mark Erwin, Stacy Roberts, Fleet Wulf, Bryan Flynn</b>		
<b>William Johnson, Joseph Walter</b>	Sr. Engineer III	\$160.00
<b>Glenn Brown; Cynthia Skogsberg, Scott Wesson, John Eash, Devon Uter</b>	Sr. Engineer IV	\$195.00

<u>EMPLOYEE NAME</u> <sup>3</sup>	<u>TITLE/JOB DESCRIPTION</u>	<u>BILLABLE RATE</u> <sup>4</sup>
<b>Shayne Paynter, Kenneth Wilson, Ralph Bingham, Donald Polmann, Raj Singh, Michael Scibelli</b>	Sr. Engineer V	\$210.00
<b>Ken Jones</b>	Principal Professional - Engineer	\$240.00
	<u>CAD DESIGNER/TECHNICIAN</u>	
	CAD Designer/Tech I	\$68.00
	CAD Designer/Tech II	\$78.00
	Sr. CAD Designer/Tech I	\$91.00
	Sr. CAD Designer/Tech II	\$103.00
	<u>ADMINISTRATIVE SUPPORT</u>	
	Project Assistant I	\$48.00
	Project Assistant II	\$57.00
	Project Assistant III	\$66.00
	Project Coordinator I	\$80.00
	Project Coordinator II	\$95.00
<u>Hydro-Environmental Associates</u>		
<b>Kenneth C. Jones</b>	Prof. Geologist/Hydrogeologist	\$150.00

Note: The above billable rates are firm for the first year of this CONTRACT, beginning from the date of execution, and may increase annually thereafter by no more than 5% per year as determined by the DISTRICT in its sole discretion. The CONTRACTOR shall provide a written request for any increase and such request shall not be deemed granted unless and until written approval is given which is signed by both the DISTRICT REPRESENTATIVE and his Division Director.

#### Other Expenses

Expenditures by CONTRACTOR and subcontractors for travel, telecommunications, courier services, bulk mailings, photographs, materials for map and report generation, or any other project expenditures are to be included in the project budget of each TWA. The DISTRICT shall not pay for CONTRACTOR surcharges added to third party charges. Travel expenses authorized under this Agreement shall be paid in accordance with the DISTRICT'S travel procedures and Section 112.061, Florida Statutes, as both may be amended from time to time.

<sup>1</sup>List all CONTRACTOR and subcontractor staff as identified in response to the solicitation issued by the DISTRICT. Other support staff may be listed by title/job description only.

<sup>2</sup>Include an additional on-site column or a separate fee schedule for staff or title/job description that may work full time at DISTRICT offices.

<sup>3</sup>List all CONTRACTOR and subcontractor staff as identified in response to the solicitation issued by the DISTRICT. Other support staff may be listed by title/job description only.

<sup>4</sup>Include an additional on-site column or a separate fee schedule for staff or title/job description that may work full time at DISTRICT offices.

## MEMORANDUM

TO: Governing Board

FROM: Carlos Herd, P.G., Division Director, Water Supply

DATE: April 24, 2015

RE: Approval to Enter into Contract for the May 2015 Florida Department of Environmental Protection (FDEP) Springs Agricultural Cost-Share Program

### RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director to enter into contract with one applicant for the FDEP Springs Agricultural Cost-Share Program in the amount of \$167,750.**

### BACKGROUND

At the January 2015 Governing Board meeting, the Board accepted \$2,712,000 from the Florida Department of Environmental Protection (FDEP) for agricultural water conservation, nursery water conservation, and nutrient management cost-share activities.

This application is to retrofit twenty-two center pivots with sprinkler packages that reduce water loss during irrigation. The project meets the intent and scope of the District's agreement with FDEP to disperse the funding. The water savings are estimated to reduce irrigated pumpage by 264 million gallons of water annually, or about 0.72 million gallons per day, at a cost of \$0.13 of public funds per thousand gallons over a 5-year period.

The total FDEP springs cost share recommended for Governing Board approval for May 2015 is \$167,750. The total grower portion for these items will be \$41,250, or 20% of the equipment cost. The total District cost-share funds to be dispersed cumulatively for the FDEP Springs Agricultural Cost-share Program are \$212,651 for a cost-benefit of \$0.12 per thousand gallons.

Shenandoah Dairy, Inc., the applicant, is compliant with District permitting and voluntary automated monitoring has been applied to all permits covered by the proposed cost-share.

Attachment A is a list of the proposed recipient, proposed funding amount, and best management practices. Attachment B is a breakdown of the items being cost-shared.

SL/dd

Attachment A

Owner Name	County	Improved Water Conservation	Advanced Nutrient Management	Nursery Water Conservation	Project Description
Shenandoah Dairy, Inc.	Suwannee	\$167,750	-	-	Retrofit 22 Pivots
	<b>Total Estimated</b>	<b>\$167,750</b>	-	-	

Attachment B – Itemized List

Producer	Item	SRWMD Cost Per	Quantity	Total
Sheanandoah Dairy, Inc.	MIL Pre-Evaluation	\$1,000.00	22	\$22,000.00
	Standard Retrofit	\$5,625.00	22	\$123,750.00
	MIL Post-Evaluation	\$1,000.00	22	\$22,000.00
				<b>\$167,750.00</b>

MEMORANDUM

TO: Governing Board  
FROM: Carlos Herd, P.G., Division Director, Water Supply  
DATE: April 24, 2015  
SUBJECT : Authorization to Extend Contract Number 10/11-021 for Suwannee River Partnership (SRP) Cooperative Conservation Technician Services with Florida Department of Agriculture and Consumer Services (FDACS)

RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director to extend the contract with FDACS to co-fund five Suwannee River Partnership Conservation Technician positions for a period of twelve months. The District's cost for all five positions will not exceed \$175,000.**

BACKGROUND

The Florida Department of Agriculture and Consumer Services (FDACS) and the Suwannee River Water Management District (District) through the Suwannee River Partnership (SRP) have recognized the need to provide technical support services to agricultural producers to implement Best Management Practices (BMPs). These services have been critical to the SRP mission to help conserve water and improve water quality in the District.

FDACS and the District have funded this effort equally for the past seven years with FDACS entering into separate agreements with the Gilchrist County Soil & Water Conservation District, Lafayette County Soil & Water Conservation District, Suwannee County Conservation District, and now Madison County Conservation District for these positions. The Conservation Districts employ five conservation technicians who work under the direction of FDACS to assist producers with BMPs in fertilization, irrigation, and waste management. The technicians and associated areas of responsibility are:

Garrett McCray – Suwannee, Hamilton, and Lafayette counties  
William Hart – Suwannee, Hamilton, and Lafayette counties  
John Stubblefield – Gilchrist, Dixie, Levy, and Alachua counties  
Scott Tucker - Alachua, Columbia, Gilchrist, Union, and Bradford counties  
New Technician - Jefferson, Taylor, and Madison counties

Funds for the technicians have been included in the District's Agricultural Team Program budget for Fiscal Year 2015 and 2016. The contract period will align with FDACS Fiscal Year of July 1<sup>st</sup> through June 30<sup>th</sup>.

KW/dd

## MEMORANDUM

TO: Governing Board

FROM: Carlos Herd, P.G., Division Director, Water Supply

DATE: April 24, 2015

RE: Agricultural Water Use Monitoring Update

# Update on Agricultural Water Use

## BACKGROUND

District permits for agricultural water use contain requirements for water use reporting. On September 11, 2012, the Governing Board approved Directive Number GBD12-0003 which established process and criteria for providing District assistance for agricultural water use reporting at wells of 8" diameter or greater. The intent of the Directive was to assist agricultural water users on a voluntary basis as a convenient and unobtrusive alternative to recording, compiling, and transmitting data to the District. It was the further intent of the Directive that water use data be used only for estimation purposes.

Where possible, agricultural water use is estimated using monthly power consumption records provided by four electrical cooperatives that provide service to agriculture within the District. Estimation by power use is the most cost-effective method of water use reporting. To date, farmer agreements authorizing the District to receive power usage reports directly from the cooperatives are in effect on 264 monitoring points. Permitting and agricultural cost-share program staff work with monitoring staff to acquire these agreements.

Not all withdrawal points are suitable for estimation using power consumption. Diesel-powered pumps and complex interconnected irrigation systems still require direct methods of monitoring. Staff has installed pressure-sensor devices on 199 withdrawal points to date. Ninety units were installed on wells prior to the implementation of the power use program. Most of these will be moved to diesel sites in 2015, leaving about 5% installed for use in quality-assuring the electrical estimations. Forty-one units have been removed from dual sites. Estimations using power consumption are on average within 3-4% of usage recorded by pressure-sensor devices.

In summary, there were 436 wells being monitored either directly or by electrical use as of April 17, slightly more than 50% of existing wells with monitoring conditions. An additional 246 wells with monitoring conditions have not been drilled.

As part of the District's efforts to streamline permitting for water users, the District went online with the St. Johns River Water Management District's e-Permitting tool for water use permitting in September 2014. Staff from both Districts are working to integrate the data management components of the SJRWMD's e-Permitting and SRWMD's Water Use Permitting and Reporting (WUPAR) tools. This integration will allow for more efficient tracking of withdrawal points with monitoring requirements. It will also streamline the steps needed to assemble data sets for delivery to planning and modeling staff.

MW/dd

## MEMORANDUM

TO: Governing Board

FROM: Erich Marzolf, Ph.D., Division Director, Water Resources

DATE: April 24, 2015

RE: Authorization to Amend Fiscal Year 2014/2015 Budget with Amendment No.12 for Unanticipated and Unbudgeted Expenses to Receive a Grant from the National Fish and Wildlife Foundation for Restoration Planning Related to the Deep Water Horizon Oil Spill and Updating the District's Surface Water and Improvement and Management (SWIM) Plans

### RECOMMENDATION

**Staff recommends the Governing Board approve receipt of a \$228,563 grant from the National Fish and Wildlife Foundation (NFWF), adopt Resolution 2015-11 amending the Fiscal Year 2014/2015 Budget from \$37,373,083 to \$37,601,646 in order to recognize \$228,563 in unanticipated and unbudgeted revenues, and authorize the Executive Director to approve a Grant Agreement with NFWF, to accept \$228,563 for restoration planning related to the Deep Water Horizon oil spill and updating the District's Surface Water and Improvement and Management (SWIM) Plans.**

### BACKGROUND

The District, with support from the Florida Fish and Wildlife Conservation Commission and Florida Department of Environmental Protection and other resource agencies, submitted a proposal to the National Fish and Wildlife Foundation for support in planning activities related to the restoration of aquatic resources within the District. In recognition of the importance of activities and conditions within entire watersheds to coastal ecological health, the District proposed to update and consolidate its existing five Surface Water Improvement and Management (SWIM) plans into two plans. The District's current SWIM plans have not been updated for over a decade. One plan will focus on the Suwannee River watershed, including

the Santa Fe, Alapaha, and Withlacoochee basins, while the other plan will focus on coastal rivers, including the Wacissa, Econfinia, Fenholloway, Steinhatchee, and Withlacoochee Rivers. Planning meetings will be coordinated with community leaders and informational workshops will be held for citizen review and input. Upon completion of the strategic plan(s), the results will be incorporated in the Restoration Strategy and subsequently, restoration projects and conservation actions will be identified and proposed for Gulf Environmental Benefit Funds (GEBF) funding. Following completion of the SWIM plans, a plan will be created that integrates work into a strategy that prioritizes projects to achieve GEBF goals and objectives for each watershed and identifies opportunities for collaborations between stakeholders and potential resources for project implementation.

The funds will be used to hire a contractor(s) to complete the work. The contractor selection and procurement will occur as a separate action. A similar proposal from the Northwest Florida Water Management District was also funded to help guide activities in the Florida panhandle. Additionally, SWIM plans are being used by the Southwest Florida Water Management District in guiding planning efforts for activities eligible for GEBF funding.

ERM/dd



WMD BUDGET AMENDMENT REQUEST FORM

SRWMD AMENDMENT (12)-(2015)

April 22, 2015

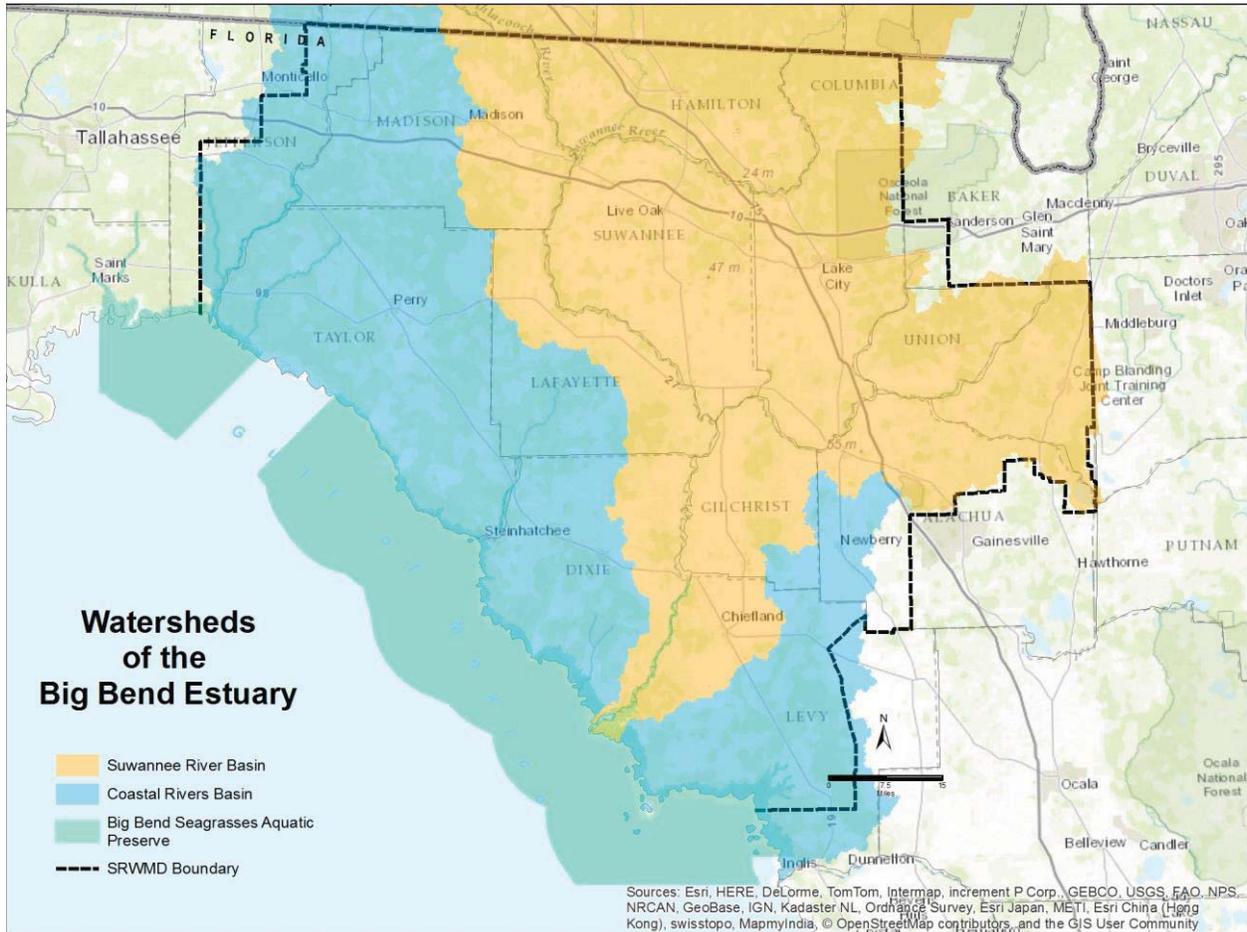
PROJECT					
PROGRAM ACTIVITY SUBACTIVITY	Current Budget	Expenditures to Date	Encumbrances	Available Budget	Amount Requested
1.1.3	\$150,000	\$0	\$0	\$138,781	\$228,563.00
TOTAL					
SOURCE OF FUNDS					AMOUNT
National Fish and Wildlife Foundation					\$228,563.00

Utilize the standardized coding and naming convention from the tentative budget and provide an amount for each expenditure category within the lowest service level (program/activity/subactivity) and a grand total.

**Agency Request:** The Suwannee River Water Management District requests a modification to the FY14-15 adopted budget. Pursuant to the requirements of s. 373.536(4)(c), F.S. – If the District receives unanticipated funds after the adoption of the final budget, the final budget may be amended, following review and approval by the Executive Office of the Governor, by including such funds, if notice of intention to amend is provided to the Legislative Budget Commission and is published in the notice of the governing board meeting at which the amendment will be considered, pursuant to s. 120.525, F.S. The notice must set forth a summary of the proposed amendment.

**Fiscal Impact:** The fiscal impact to the FY14/15 Budget will be the increase in revenues of \$228,563.00 from the National Fish and Wildlife Foundation.

**Location Map:** Location of river basins to be addressed by the SWIM plans.



**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

**RESOLUTION NO. 2015-11**

**Unanticipated Funds from the National Fish and Wildlife Foundation for Restoration Planning Related to the Deep Water Horizon Oil Spill and Updating the District's Surface Water and Improvement and Management (SWIM) Plans**

**AMENDING THE FISCAL YEAR 2014-2015 BUDGET**

**WHEREAS**, chapters 200 and 373, Florida Statutes, require the Governing Board of the Suwannee River Water Management District (District) to adopt a final budget for each fiscal year; and

**WHEREAS**, by Resolution No. 2014-30, after a public hearing on September 23, 2014, the Governing Board of the District adopted a final budget for the District covering its proposed operations and other requirements for the ensuing fiscal year, beginning October 1, 2014 through September 30, 2015; and

**WHEREAS**, in accordance with section 189.418(7), Florida Statutes, the District will post the adopted amendment on its official website within five days after its adoption; and

**WHEREAS**, the budget amendment increases total appropriated Fund amounts in the Budget from \$37,373,083 to \$37,601,646; and

**WHEREAS**, the budget amendment increases the appropriated funds in sub-activity code 1.1.3 from \$150,000 to \$378,563.

**WHEREAS**, pursuant to section 120.525, Florida Statutes, the District has provided notice of its intention to amend the Budget in the published notification of the Governing Board meeting at which the amendment will be considered; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Board of the District, that:

1. The Budget is hereby amended as summarized in the memorandum dated April 24, 2015, requesting Amendment No. 12, to the Fiscal Year 2014/2015 budget.
2. Budget Amendment No. 12 provides an increase of \$228,563 in budget authority and revenue for implementation of restoration planning related to the Deep Water Horizon oil spill and updating the District's Surface Water and Improvement and Management (SWIM) Plans.

PASSED AND ADOPTED THIS 14th DAY OF MAY, 2015 A.D.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
BY ITS GOVERNING BOARD

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**MEMBERS OF THE BOARD:**

DON QUINCEY, CHAIR  
ALPHONAS ALEXANDER, VICE CHAIR  
VIRGINIA H. JOHNS, SECRETARY/TREASURER  
KEVIN W. BROWN  
GARY JONES  
VIRGINIA SANCHEZ  
RICHARD SCHWAB  
BRADLEY WILLIAMS  
GUY N. WILLIAMS

ATTEST:

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## MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Approval of a Modification of Water Use Permit 2-065-220044-4 with a 0.3209 mgd Decrease in Allocation and a Consolidation of Three Permits Authorizing the Use of 1.2707 mgd of Groundwater for Agricultural Use at the Jeffco Dairy, LLC Project, Jefferson County

### RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-065-220044-4, with seventeen standard conditions and eight special limiting conditions, to Jeffco Dairy, LLC, in Jefferson County.**

### BACKGROUND

This is a combination and full modification of three existing agricultural water use permits due to property acquisition: 2-065-220044-3, 2-065-220297-2, and 2-065-221367-2. Approximately 681 acres of a corn/ corn/ rye, corn/ sorghum/ rye annual rotation are irrigated using groundwater from three active wells and three proposed wells through 10 center pivots. Groundwater is also used to water approximately 3000 head of milking cows and 200 head of dry cows, and to operate a milking parlor, using five livestock wells. Groundwater is also used for processing, washing, sanitizing, and employee use at a shop using one shop well. The crop rotation was updated from a corn/ sorghum/ rye to a corn/ corn/ rye, corn/ sorghum/ rye annual rotation and supplemental irrigation requirements were determined using the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS). These changes resulted in a 0.3209 mgd decrease in allocation, from 1.5916 mgd to 1.2707 mgd in 1-in-10-year drought conditions.

All wells eight-inches in diameter or greater will be monitored; five using electrical consumption and three using SRWMD telemetered monitoring. Dairy wastewater is used to supplement up to 30% of irrigation requirements in the spring/ summer and up to 100% of irrigation requirements in the fall/ winter. There have been no reports of interference and no harm to water resources was observed. The project area is not located within a Water Resource Caution Area.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

WATER USE TECHNICAL STAFF REPORT  
27-Apr-2015  
APPLICATION #: 2-065-220044-4

**Owner:** Calvin Moody  
Jeffco Dairy, LLC  
PO Box 508  
Quitman, GA 31643  
(229) 263-7490

**Applicant:** Calvin Moody  
Jeffco Dairy, LLC  
PO Box 508  
Quitman, GA 31643  
(229) 263-7490

**Agent:** Not Applicable

**Compliance Contact:** Calvin Moody  
Jeffco Dairy, LLC  
PO Box 508  
Quitman, GA 31643  
(229) 263-7490

**Project Name:** Jeffco Dairy, LLC (May Board - PE)

**County:** Jefferson; Madison

**Located in WRCA:** No

**Objectors:** No

**Authorization Statement:**

The permittee is authorized to withdraw a maximum of 0.8157 mgd of groundwater for supplemental irrigation of corn/ corn/ rye or a maximum of 0.7341 mgd of groundwater for supplemental irrigation of corn/ sorghum/ rye. The permittee is also authorized to withdraw a maximum of 0.4540 mgd of groundwater for livestock watering and a maximum of 0.0010 mgd of groundwater for other agricultural uses.

**Recommendation:** Approval

**Reviewers:** Tim Sagul; Jamie Sortevik; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
1.2707	0.0000	-0.3209

**Recommended Permit Duration and Compliance Reporting:** Current permit duration, to expire May 16, 2032.

**USE STATUS:** This is a consolidation and full modification of three existing agricultural uses: 2-065-220044-3, 2-065-220297-2, and 2-065-221367-2.

**PROJECT DESCRIPTION:**

The project area is located approximately 9 miles north of Greenville on US-221, and consists of 2174 controlled and 681 irrigated acres. 96% of the project area is located in Jefferson County. The portion in Madison County (84 controlled acres) contains no withdrawal points or irrigation systems.

Groundwater is used to irrigate a corn/ corn/ rye, corn/ sorghum/ rye annual rotation through 10 center pivots supplied from six irrigation wells. Groundwater is also used to water approximately 3000 head of milking cows and 200 head of dry cows, and to operate a milking parlor, using five livestock wells. Groundwater is also used for processing, washing, sanitizing, and employee use at a shop.

The project has eight, eight-inch diameter or greater wells. The permittee will provide electrical consumption for five of the wells and has selected SRWMD telemetered monitoring of the remaining three wells to comply with the water use reporting requirements of special condition 18.

**WATER USE CALCULATIONS:**

The industry standard 15 gallons per cow per day was used to calculate livestock watering requirements. Historic efficient use was used to calculate shop requirements. The GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS) was used to determine the following supplemental irrigation requirements:

- Corn grown April 1 to July 15: 10.14 inches/ year
- Corn grown August 1 to November 1: 5.63 inches/ year
- Sorghum grown August 1 to November 1: 4.02 inches/ year
- Rye grown November 15 to March 15: 0.33 inches/ year

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and,
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**Is this a reasonable–beneficial use?**

**[ref. 40B-2.301(1)(a)]**

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

**Will this use interfere with any presently existing legal use of water?**

**[ref. 40B-2.301(1)(b)]**

No. No reports of interference from withdrawals at this project have been received by District staff. The withdrawal points were modeled and show a maximum simulated drawdown of the Upper Floridan aquifer of less than 0.5 feet at the project boundary. Therefore, the use is not expected to interfere with any presently existing legal use of water.

**Will this use be consistent with the public interest?**

**[ref. 40B-2.301(1)(c)]**

Yes. Use of water for agricultural uses is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?**

**[ref. 40B-2.301(2)(a)]**

Yes. Based on the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS), the use is such a quantity as is necessary for economic and efficient use. The permittee will implement the following water conservation measures: checking for leaks often and fixing any as needed, using center pivots less than five years old when possible, retrofitting existing pivots to improve uniformity distribution, delivering water via buried pipe to reduce damage potential, controlling water flow using automated valves, using conservation tillage in the target area, growing cover crops in the target area, irrigating when the wind is less than 5 mph when feasible, utilizing dairy wastewater to reduce use of groundwater when feasible, employing automated end gun shutoffs, using only recycled water to clean animal house/ feeding areas, and transporting recycled water through a concrete collection system to a lined storage pond.

**Will the source of the water be suitable for the consumptive use?**

**[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use.

**Will the source of the water be capable of producing the requested amount?  
[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amounts.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?  
[ref. 40B-2.301(2)(e)]**

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized. Two lined collection ponds are used to collect dairy wastewater, allow solids to separate, and supply wastewater to crops. When available, it is possible to supply up to 30% of the dairy's irrigation water needs with wastewater in the spring/ summer and almost 100% in the fall/ winter.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?  
[ref. 40B-2.301(2)(f)]**

No. The use is not expected to harm to offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upcoming, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?  
[ref. 40B-2.301(2)(g)]**

No. Staff visited multiple on-site wetlands and Lake Sheehee on March 27, 2015. No harm to wetland vegetation from previous groundwater withdrawals was observed. The Soil Survey of Jefferson County indicates that all of the upland soils and most of the wetland soils have fine textured subsoil. The withdrawal points were modeled and show a maximum simulated drawdown of the Upper Floridan aquifer of less than 0.5 feet at project wetlands. Therefore, Staff observations and modeling results led to the determination that harm to the water resources of the area is not expected.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.?  
[ref. 40B-2.301(2)(h)]**

Yes. The proposed withdrawals will not contribute to a violation of MFLs adopted in Chapter 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.?  
[ref. 40B-2.301(2)(i)]**

No. The project will not use water reserved by the Governing Board pursuant to subsection 373.223(4), F.S.

**WITHDRAWAL POINT INFORMATION:**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
118663	Parlor Well #1	8	250	FAS - Upper Floridan Aquifer	Active	Agricultural	Livestock
119298	West 221 Well	12	1200	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119299	Golf Irrigation Well	12	100	FAS - Upper Floridan Aquifer	Active	Agricultural	Livestock
119534	R3 Farms Well	6	150	FAS - Upper Floridan Aquifer	Inactive	-	-
119665	House Well	4	25	FAS - Upper Floridan Aquifer	Inactive	-	-
119761	Irrigation Well	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119762	Shop Well	4	40	FAS - Upper Floridan Aquifer	Active	Agricultural	Other
120549	B2 Well	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120884	New Irrigation Well	12	1000	FAS - Upper Floridan Aquifer	Proposed	Agricultural	Irrigation

District ID	Station Name	Casing Diameter (inches)	Capacity (GPM)	Source Name	Status	Use Type	Secondary Use Type
121153	Maintenance Well	6	300	FAS - Upper Floridan Aquifer	Active	Agricultural	Livestock
121239	Parlor Well #2	8	250	FAS - Upper Floridan Aquifer	Active	Agricultural	Livestock
121509	Driving Range Well	4	25	FAS - Upper Floridan Aquifer	Inactive	-	-
121510	10A Irrigation Well	10	1000	FAS - Upper Floridan Aquifer	Proposed	Agricultural	Irrigation
122792	Rowe Irrigation Well	12	1000	FAS - Upper Floridan Aquifer	Proposed	Agricultural	Irrigation

Pumps Detail							
District ID	Station Name	Pump Intake Diameter (inches)	Capacity (GPM)	Source Name	Status	Use Type	Secondary Use Type
122858	Wastewater Pump	6	800	Wastewater ponds	Active	Agricultural	Irrigation

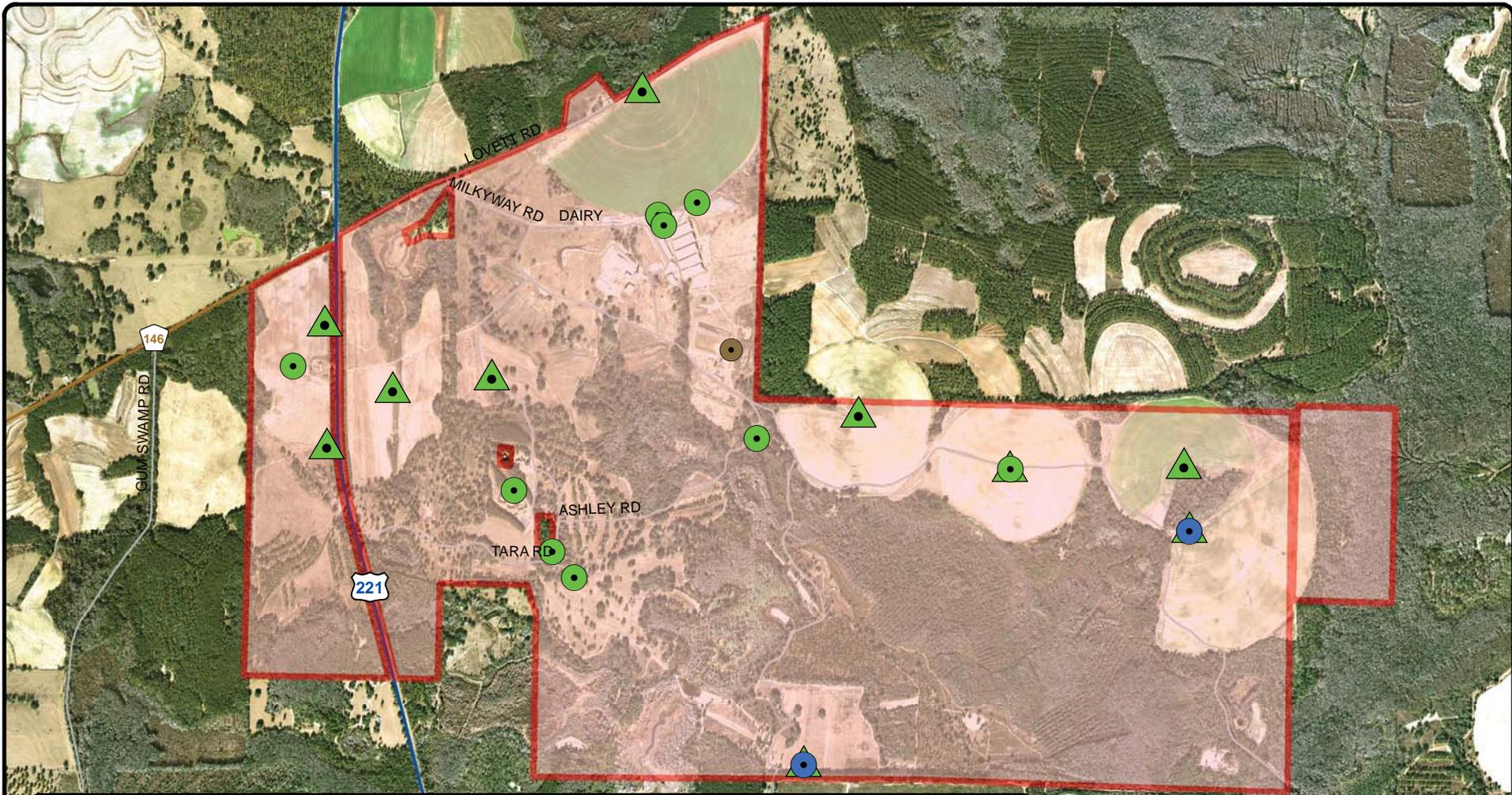
### Conditions

1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.
2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.

3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.
4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **5/16/2032**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.
8. Use classification is **Agricultural**.
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.

12. The permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
13. The permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number (**2-065-220044-4**).
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. The permittee shall implement automated monitoring of groundwater withdrawals, at permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
19. The permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.
20. The permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.
21. The lowest quality water source, such as surface water or dairy wastewater, shall be used in lieu of groundwater for agricultural irrigation at this project when technically, economically, and environmentally feasible.

22. The permittee is authorized to withdraw a maximum of 0.8157 mgd of groundwater for supplemental irrigation of corn/ corn/ rye or a maximum of 0.7341 mgd of groundwater for supplemental irrigation of corn/ sorghum/ rye. Daily allocations are calculated on an average annual basis and the maximum allocation is only authorized in 1-in-10 year drought conditions.
23. The permittee is authorized to withdraw a maximum of 0.4540 mgd of groundwater for livestock watering. Daily allocations are calculated on an average annual basis.
24. The permittee is authorized to withdraw a maximum of 0.0010 mgd of groundwater from the Shop well (ID 119762) for other agricultural uses. Daily allocations are calculated on an average annual basis.
25. The permittee shall notify the District prior to any withdrawals from the Drive Range well (ID 121509), the House well (ID 19761), or the R3 Farms well (ID 119534). This notification shall either be mailed to SRWMD, 9225 CR49, Live Oak, FL 32060 or emailed to [wup\\_compliance\\_submittal@srwmd.org](mailto:wup_compliance_submittal@srwmd.org) and shall contain the permit number and well ID with the submittal.



## Jeffco Dairy, LLC Project

2-065-220044-4

May 2015



-  Active Withdrawal Points
-  Proposed Withdrawal Points
-  Surface Water Withdrawal Point
-  Irrigation Systems
-  Project Area



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.



## MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Approval of a Modification of Water Use Permit 2-041-221210-2 with a 0.0207 mgd Increase in Allocation and a Nine-Year Permit Extension Authorizing the Use of 0.0707 mgd of groundwater for Agricultural Use at the Landers 80 Project, Gilchrist County

### RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-041-221210-2, with seventeen standard conditions and five special limiting conditions, to Joseph Lander, in Gilchrist County.**

### BACKGROUND

This is a modification and extension for an existing permit to irrigate 65 acres of a corn/ rye, peanut/ rye rotation irrigated with one center pivot, or watermelon/ rye irrigated with micro-drip irrigation using groundwater from one active well. The permit application has undergone a complete review in order to receive a nine-year permit extension for voluntary implementation of automated monitoring of withdrawals. The crop rotation was updated from 80 acres of watermelon to 65 acres of a corn/ rye, peanuts/ rye, watermelon/ rye rotation and the supplemental irrigation requirements were determined using the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS). Groundwater is also used to water approximately 20 head of beef cattle. These changes resulted in a 0.0207 mgd increase in allocation, from 0.0500 mgd to 0.0707 mgd in 1-in-10-year drought conditions.

The withdrawal point will be monitored using electrical consumption. There are no lower quality water sources, no reports of interference, and no water resource issues. The project area is not located within a Water Resource Caution Area.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

WATER USE TECHNICAL STAFF REPORT  
20-Apr-2015  
APPLICATION #: 2-041-221210-2

**Owner:** Joseph Lander  
P.O. Box 212  
Trenton, FL 32693  
(352) 463-7578

**Applicant:** Joseph Lander  
P.O. Box 212  
Trenton, FL 32693  
(352) 463-7578

**Agent:** Michael Wilkerson  
P.O. Box 212  
Trenton, FL 32693

**Compliance Contact:** BJ Wilkerson  
P.O. Box 212  
Trenton, FL 32693

Michael Wilkerson  
P.O. Box 212  
Trenton, FL 32693

**Project Name:** Landers 80 (May Board - PE)

**County:** Gilchrist

**Located in WRCA:** No

**Objectors:** No

**Authorization Statement:**

The permittee is authorized to withdraw a maximum of 0.0705 mgd of groundwater for supplemental irrigation of corn/ rye, a maximum of 0.0531 mgd of groundwater for supplemental irrigation of peanut/ rye, or a maximum of 0.0526 mgd of groundwater for supplemental irrigation of watermelon/ rye. The permittee is also authorized to withdraw a maximum on 0.0002 mgd of groundwater for livestock watering.

**Recommendation:** Approval

**Reviewers:** Tim Sagul; Stefani Leavitt; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
0.0707	0.0	0.0207

**Recommended Permit Duration and Compliance Reporting:** 9-year permit extension; to expire January 4, 2035.

**USE STATUS:** This is a modification of an existing agricultural water use permit, voluntarily adding automated monitoring and updating the crop rotation.

**PROJECT DESCRIPTION:**

The project is located approximately 3 miles northeast of Fanning Springs, 0.25 miles north of SR 26, east of CR 344A, in Gilchrist County and consists of 80 controlled and 65 irrigated acres. Groundwater is used to irrigate either a corn/ rye, peanuts/ rye rotation using a center pivot or watermelon/ rye using drip irrigation. Groundwater is also used to water approximately 30 head of beef cattle. No lower quality water sources exist on the project.

The permittee has elected to provide electrical consumption of the active well to comply with the water use reporting requirements of special condition 18.

**WATER USE CALCULATIONS:**

The industry standard 15 gallons per cow per day was used to calculate livestock watering requirements. The GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS) was used to determine the following supplemental irrigation requirements:

- Corn grown March 1 to August 1: 12.34 inches/ year
- Peanuts grown April 1 to September 1: 8.75 inches/ year
- Watermelon grown March 1 to June 30: 8.65 inches/ year
- Rye grown November 1 to March 1: 2.23 inches/ year

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and,
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**Is this a reasonable–beneficial use?**

**[ref. 40B-2.301(1)(a)]**

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

**Will this use interfere with any presently existing legal use of water?**

**[ref. 40B-2.301(1)(b)]**

No. No reports of interference have been received by District staff. The withdrawal points were modeled and show a maximum simulated drawdown of the Upper Floridan aquifer of less than 0.5 feet at the project boundary. Therefore, the use is not expected to interfere with any presently existing legal use of water.

**Will this use be consistent with the public interest?**

**[ref. 40B-2.301(1)(c)]**

Yes. Use of water for agricultural purposes is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?**

**[ref. 40B-2.301(2)(a)]**

Yes. Based on the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS), the use is such a quantity as is necessary for economic and efficient use. The permittee will implement the following water conservation measures: checking system often for leaks and fixing any as needed, using a new pivot system installed within the last five years and testing efficiency at least every 5 years to maintain a distribution uniformity of 80% or better, installing new drip tape every watermelon season and maintaining efficiency at or above 90%, applying drip irrigation only to the root zone, delivering water mainly through buried pipe to reduce damage potential, controlling water flow with automated valves, maintaining written records of rainfall and employing plant scheduling based on crop need research to assist with irrigation scheduling, using operational pump shutdown safety to prevent pump operation in the event of an irrigation system malfunction, employing conservation tillage in the target area, planting cover crops in the target area, installing drip irrigation systems under plastic mulch, and irrigating only at night or when the wind is less than 5 mph when feasible.

**Will the source of the water be suitable for the consumptive use?**

**[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use.

**Will the source of the water be capable of producing the requested amount?**

**[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amounts.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?**  
**[ref. 40B-2.301(2)(e)]**

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?**  
**[ref. 40B-2.301(2)(f)]**

No. The use is not expected to harm to offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upconing, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?**  
**[ref. 40B-2.301(2)(g)]**

No. No wetland systems exist on or adjacent to the project area. The withdrawal points were modeled and show a maximum simulated drawdown of less than 0.5 feet at the project boundary. Therefore, staff determined the use is not expected to cause harm to the water resources of the area.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.?**  
**[ref. 40B-2.301(2)(h)]**

Yes. The proposed withdrawals will not contribute to a violation of MFLs adopted in Chapter 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.?**  
**[ref. 40B-2.301(2)(i)]**

No. The project will not use water reserved by the Governing Board pursuant to subsection 373.223(4), F.S.

**WITHDRAWAL POINT INFORMATION:**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
122688	Landers 80 Well	8	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation and Livestock

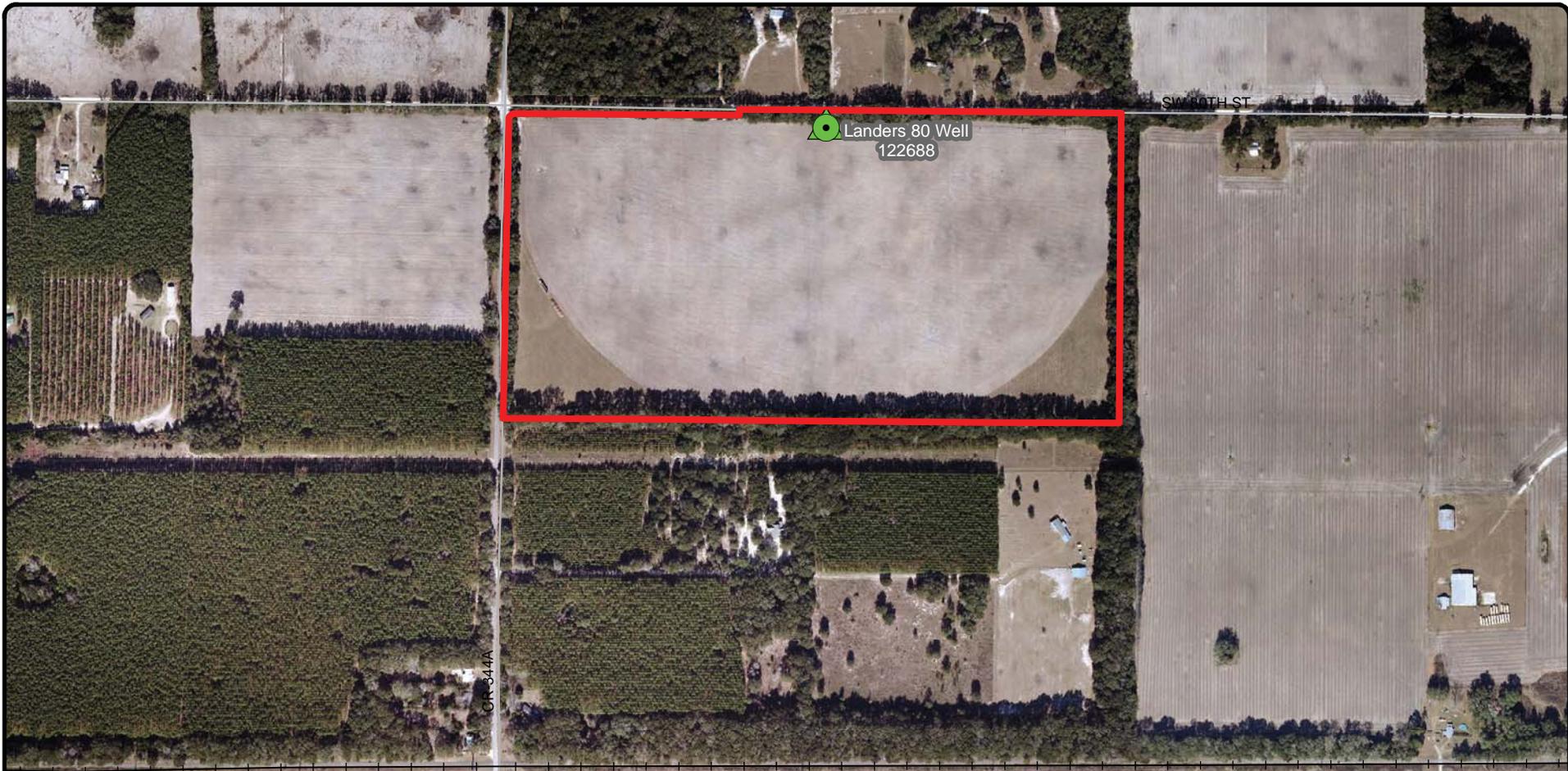
## Conditions

1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.
2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.
4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **1/20/2035**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.

8. Use classification is **Agricultural**.
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.
12. The permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
13. The permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number (**2-041-221210-2**).
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. The permittee shall implement automated monitoring of groundwater withdrawals, at permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
19. The permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new

practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.

20. The permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.
21. The permittee is authorized to withdraw a maximum of 0.0705 mgd of groundwater for supplemental irrigation of corn/ rye, a maximum of 0.0531 mgd of groundwater for supplemental irrigation of peanut/ rye, or a maximum of 0.0526 mgd of groundwater for supplemental irrigation of watermelon/ rye. Daily allocations are calculated on an average annual basis and the maximum allocation is only authorized in 1-in-10 year drought conditions.
22. The permittee is authorized to withdraw a maximum of 0.0002 mgd of groundwater for livestock watering. Daily allocations are calculated on an average annual basis.



26

### Landers 80

2-041-221210-2

May 2015



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.



-  Active Withdrawal Points
-  Irrigation Systems
-  Project Area

0 1,000 Feet



## MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Approval of a Modification of Water Use Permit 2-041-216438-3 with a 0.0067 mgd Increase in Allocation and a Nine-Year Permit Extension Authorizing the Use of 0.0504 mgd of Groundwater for Agricultural Use at the Pretty House Project, Gilchrist County

### RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-041-216438-3, with seventeen standard conditions and five special limiting conditions, to Michael Wilkerson, in Gilchrist County.**

### BACKGROUND

This is a modification and extension for an existing permit to irrigate 42 acres of a corn/ rye, peanut/ rye rotation irrigated with one center pivot, or watermelon/ rye irrigated with micro-drip irrigation using groundwater from one active well. The permit application has undergone a complete review in order to receive a nine-year permit extension for voluntary implementation of automated monitoring of withdrawals. The crop rotation was updated from 70 acres of only watermelon to 42 acres of a corn/ rye, peanuts/ rye, watermelon/ rye rotation and the supplemental irrigation requirements were determined using the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS). Groundwater is also used to water approximately 20 head of beef cattle. These changes resulted in a 0.0067 mgd increase in allocation, from 0.0437 mgd to 0.0504 mgd in 1-in-10-year drought conditions.

The one withdrawal point will be monitored using electrical consumption. There are no lower quality water sources, no reports of interference, and no water resource issues. The project area is not located within a Water Resource Caution Area.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

WATER USE TECHNICAL STAFF REPORT  
30-Apr-2015  
APPLICATION #: 2-041-216438-3

**Owner:** Michael Wilkerson  
P.O. Box 212  
Trenton, FL 32693-0212

**Applicant:** Michael Wilkerson  
P.O. Box 212  
Trenton, FL 32693-0212

**Agent:** Not Applicable

**Compliance Contact:** Michael Wilkerson  
P.O. Box 212  
Trenton, FL 32693-0212

BJ Wilkerson  
P.O. Box 212  
Trenton, FL 32693

**Project Name:** Pretty House (May Board - PE)

**County:** Gilchrist

**Located in WRCA:** No

**Objectors:** No

**Authorization Statement:**

The permittee is authorized to withdraw a maximum of 0.0503 mgd of groundwater for supplemental irrigation of corn/ rye, a maximum of 0.0380 mgd of groundwater for supplemental irrigation of watermelon/ rye, a maximum of 0.0358 mgd of groundwater for supplemental irrigation of peanuts/ rye, or a maximum of 0.0001 mgd of groundwater for livestock watering.

**Recommendation:** Approval

**Reviewers:** Tim Sagul; Stefani Leavitt; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
0.0504	0.0	0.0067

**Recommended Permit Duration and Compliance Reporting:** 9-year permit extension; to expire February 15, 2035.

**USE STATUS:** This is a modification of an existing agricultural water use permit, voluntarily adding automated monitoring.

**PROJECT DESCRIPTION:**

The project is located approximately 0.5 miles east of SR 339 on SE 15<sup>th</sup> Avenue, along the Gilchrist/Levy county border, in Gilchrist County and consists of 43 controlled and 42 irrigated acres. Groundwater is used to irrigate either a corn/ rye, peanuts/ rye rotation using a center pivot or watermelon/ rye using drip irrigation. Groundwater is also used to water approximately 20 head of beef cattle. No lower quality water sources exist on the project.

The permittee has elected to provide electrical consumption of the active well to comply with the water use reporting requirements of special condition 18.

**WATER USE CALCULATIONS:**

The industry standard 15 gallons per cow per day was used to calculate livestock watering requirements. The GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS) was used to determine the following supplemental irrigation requirements:

- Corn grown March 1 to August 1: 13.29 inches/ year
- Peanuts grown April 1 to September 1: 8.64 inches/ year
- Watermelon grown March 1 to June 30: 9.36 inches/ year
- Rye grown November 1 to March 1: 2.81 inches/ year

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and,
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**Is this a reasonable–beneficial use?**

**[ref. 40B-2.301(1)(a)]**

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

**Will this use interfere with any presently existing legal use of water?**

**[ref. 40B-2.301(1)(b)]**

No. No reports of interference have been received by District staff. The withdrawal points were modeled and show a maximum simulated drawdown of the Upper Floridan aquifer of less than 0.5 feet at the project boundary. Therefore, the use is not expected to interfere with any presently existing legal use of water.

**Will this use be consistent with the public interest?**

**[ref. 40B-2.301(1)(c)]**

Yes. Use of water for agricultural purposes is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?**

**[ref. 40B-2.301(2)(a)]**

Yes. Based on the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS), the use is such a quantity as is necessary for economic and efficient use. The permittee will implement the following water conservation measures: checking system often for leaks and fixing any as needed, using a new pivot system installed within the last five years and performing an efficiency test at least every 5 years to maintain a distribution uniformity of 80% or better, installing new drip tape every watermelon season and maintaining efficiency at or above 90%, applying drip irrigation to the root zone only, delivering water mainly through buried pipe to reduce damage potential, controlling water flow with automated valves, maintaining written records of rainfall and employing plant scheduling based on crop need research to assist with irrigation scheduling, using operational pump shutdown safety to prevent pump operation in the event of an irrigation system malfunction, employing conservation tillage in the target area, planting cover crops in the target area, installing drip irrigation systems under plastic mulch, and irrigating only at night or when the wind is less than 5 mph when feasible.

**Will the source of the water be suitable for the consumptive use?**

**[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use.

**Will the source of the water be capable of producing the requested amount?**

**[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amounts.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?**  
**[ref. 40B-2.301(2)(e)]**

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?**  
**[ref. 40B-2.301(2)(f)]**

No. The use is not expected to harm to offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upconing, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?**  
**[ref. 40B-2.301(2)(g)]**

No. No wetland systems exist on or adjacent to the project area. The withdrawal points were modeled and show a maximum simulated drawdown of less than 0.5 feet at the project boundary. Therefore, staff determined the use is not expected to cause harm to the water resources of the area.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.?**  
**[ref. 40B-2.301(2)(h)]**

Yes. The proposed withdrawals will not contribute to a violation of MFLs adopted in Chapter 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.?**  
**[ref. 40B-2.301(2)(i)]**

No. The project will not use water reserved by the Governing Board pursuant to subsection 373.223(4), F.S.

**WITHDRAWAL POINT INFORMATION:**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
122687	Pretty House Well	8	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation and Livestock

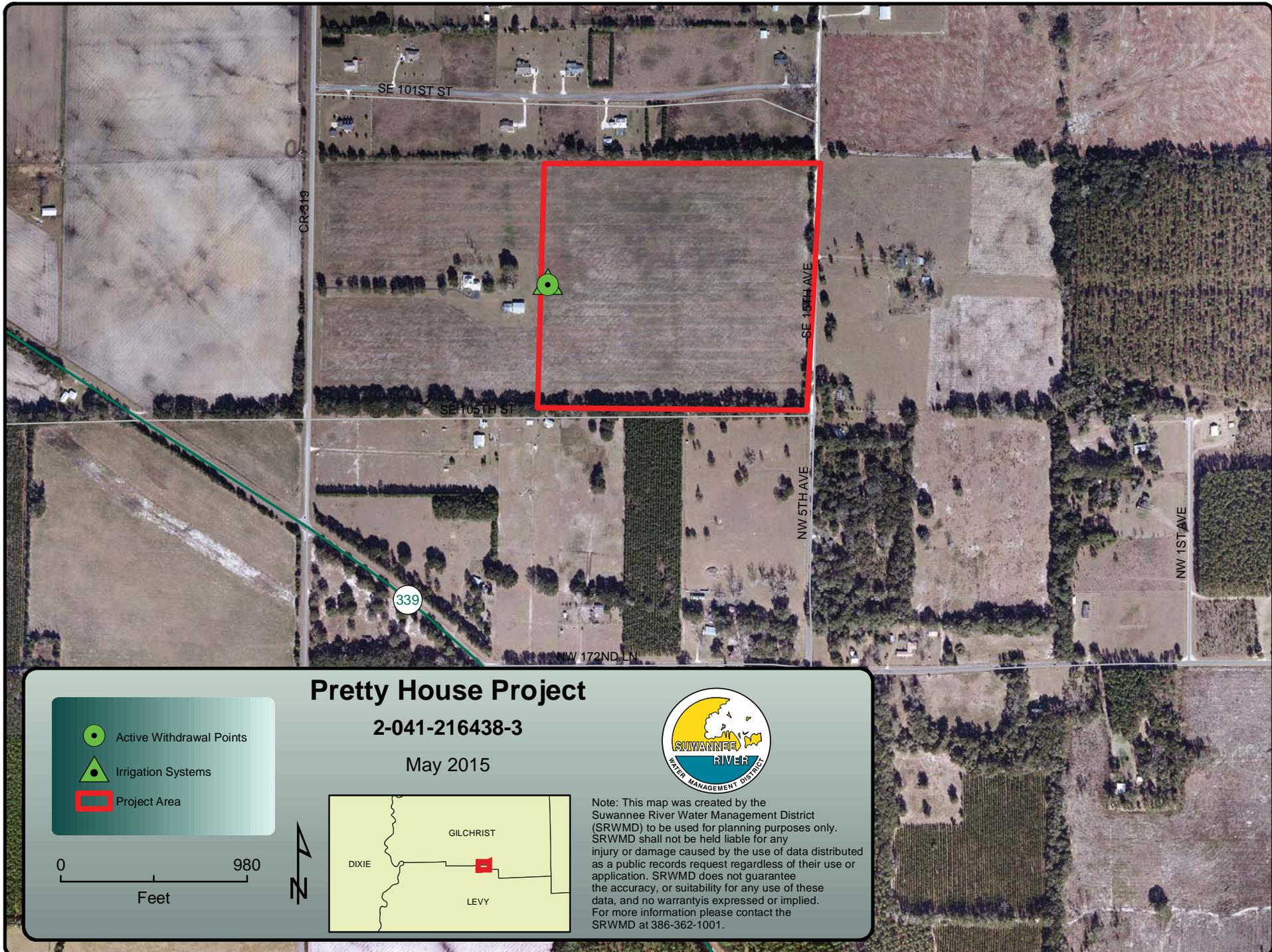
## Conditions

1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.
2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.
4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **2/15/2035**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.

8. Use classification is **Agricultural**.
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.
12. The permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
13. The permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number (**2-041-216438-3**).
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. The permittee shall implement automated monitoring of groundwater withdrawals, at permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
19. The permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new

practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.

20. The permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.
21. The permittee is authorized to withdraw a maximum of 0.0503 mgd of groundwater for supplemental irrigation of corn/ rye, a maximum of 0.0380 mgd of groundwater for supplemental irrigation of watermelon/ rye, a maximum of 0.0358 mgd of groundwater for supplemental irrigation of peanuts/ rye. Daily allocations are calculated on an average annual basis and the maximum allocation is only authorized in 1-in-10 year drought conditions.
22. The permittee is authorized to withdraw a maximum of 0.0001 mgd of groundwater for livestock watering. Daily allocations are calculated on an average annual basis.



# Pretty House Project

2-041-216438-3

May 2015



-  Active Withdrawal Points
-  Irrigation Systems
-  Project Area



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.

## MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Approval of a Modification of Water Use Permit 2-075-221238-2 with a 0.2477 mgd Increase in Allocation and a Five-Year Permit Extension Authorizing the Use of 0.2492 mgd of Groundwater for Agricultural Use at the Simpson Jr Farms, LLC Project, Levy County

### RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-075-221238-2, with seventeen standard conditions and five special limiting conditions, to Frances Weber, in Levy County.**

### BACKGROUND

This is a modification for an existing permit to irrigate 156 acres of a corn/ oats rotation using groundwater from one well through center pivot irrigation. The permit application has undergone a complete review in order to receive a five-year permit extension for voluntary implementation of automated monitoring of withdrawals using District installed telemetry. GWRAPPS was used to determine the supplemental irrigation water needs, which increased 0.2477 million gallons per day (mgd), from 0.0015 mgd to 0.2492 mgd in 1-in-10-year drought conditions due to a transition from 100 beef cattle to 105 acres of corn/ oats and 125 beef cattle. Groundwater is used to irrigate a corn/ oats rotation using a towable center pivot and one active 8-inch well.

There are no lower quality water sources, no reports of interference, and no observed water resource issues. The project area is not located within a Water Resource Caution Area.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

WATER USE TECHNICAL STAFF REPORT  
22-Apr-2015  
APPLICATION #: 2-075-221238-2

**Owner:** Frances Weber  
81 Manresa Road  
Saint Augustine, FL 32084  
(352) 535-5248

**Applicant:** Frances Weber  
81 Manresa Road  
Saint Augustine, FL 32084  
(352) 535-5248

**Agent:** Douglas Simpson  
6400 SW CR 341  
Trenton, FL 32693  
(352) 535-5248

**Compliance Contact:** Douglas Simpson  
6400 SW CR 341  
Trenton, FL 32693  
(352) 535-5248

**Project Name:** Simpson Jr Farms, LLC (May GB: PE)  
**County:** Levy

**Located in WRCA:** No  
**Objectors:** No

**Authorization Statement:**

The permittee is authorized to withdraw a maximum of 0.2492 mgd of groundwater for supplemental irrigation of corn/ oats and watering of livestock.

**Recommendation:** Approval

**Reviewers:** Tim Sagul; Sarah Luther; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
0.2492	0.0000	0.2477

**Recommended Permit Duration and Compliance Reporting:** 5-year permit extension (expiration 1/26/2031).

**USE STATUS:** This is a modification for extension of an existing agricultural use.

**PROJECT DESCRIPTION:**

This project lies just outside the northeast part of the Fanning Springs city limits on NW 180th Street in Levy County, and consists of 237 controlled and 156 irrigated acres. Groundwater is used to irrigate a corn/ oats rotation using a towable center pivot. Groundwater is also used to water approximately 125 head of beef cattle. No other lower quality water sources are available for use on the project. The permittee has elected to use SRWMD telemetered monitoring to fulfill the automated water use reporting requirement of special condition 18.

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and,
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**Is this a reasonable–beneficial use?**

**[ref. 40B-2.301(1)(a)]**

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

**Will this use interfere with any presently existing legal use of water?**

**[ref. 40B-2.301(1)(b)]**

No. The withdrawal points were modeled and showed a maximum simulated Upper Floridan aquifer drawdown of less than 0.5 feet at the project boundary. Staff determined interference with presently existing legal uses is not expected. Furthermore, no reports of interference with existing legal uses of water resulting from withdrawals at this project have been received by District staff.

**Will this use be consistent with the public interest?  
[ref. 40B-2.301(1)(c)]**

Yes. Use of groundwater for agricultural uses is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?  
[ref. 40B-2.301(2)(a)]**

Yes. Based on GWRAPPS crop water needs, the use is such a quantity and such quality as is necessary for economic and efficient use. Water conservation measures include the use of a new or recently retrofitted pivot, new drip tape for every melon season, and use of conservation tillage and cover crops. When possible, the permittee will irrigate only at night and when wind speeds are less than 5 mph. Drip tape will be installed under plastic mulch.

**Will the source of the water be suitable for the consumptive use?  
[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use.

**Will the source of the water be capable of producing the requested amount?  
[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amount.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?  
[ref. 40B-2.301(2)(e)]**

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?  
[ref. 40B-2.301(2)(f)]**

No. The use is not expected to harm offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upconing, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?  
[ref. 40B-2.301(2)(g)]**

No. The withdrawal points were modeled and showed a maximum simulated Upper Floridan aquifer drawdown of less than 0.5 feet under adjacent wetlands. Staff

determined harm to the water resources and natural systems of the area is not expected.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.? [ref. 40B-2.301(2)(h)]**

Yes. The proposed withdrawals will not contribute to a violation of MFLs adopted in Chapter 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.? [ref. 40B-2.301(2)(i)]**

No. The project will not use water reserved by the Governing Board.

**WITHDRAWAL POINT INFORMATION:**

**Site Name:** Frances Weber Livestock

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
122605	Well 1	8	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Livestock

**Conditions**

1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.
2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership

are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.

4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **1/26/2031**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.
8. Use classification is **Agricultural**.
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.
12. The permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
13. The permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.

14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number **(2-075-221238-2)**.
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. The permittee shall implement automated monitoring of groundwater withdrawals, at permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
19. The permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.
20. The permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.
21. The permittee is authorized to withdraw a maximum of 0.2473 mgd of groundwater for supplemental irrigation of corn/ oats, melons/ oats, 0.2185 mgd for melons/ oats, or 0.1851 for peanuts/ oats. Daily allocations are calculated on an average annual basis and the maximum allocation is only authorized in 1-in-10 year drought conditions.
22. On an average annual basis, the Permittee is authorized to withdraw a maximum of 0.0019 mgd of groundwater for livestock.



## MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Approval of a Modification of Water Use Permit 2-041-221225-2 with a 0.0586 mgd Decrease in Allocation and a Nine-Year Permit Extension Authorizing the Use of 0.0164 mgd of Groundwater for Agricultural Use at the R S Farms Project, Gilchrist County

### RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-041-221225-2, with seventeen standard conditions and five special limiting conditions, to Shelly Hicks, in Gilchrist County.**

### BACKGROUND

This is a modification and extension for an existing permit to irrigate eight acres of blueberries using groundwater from one active well through micro-drip irrigation. The permit application has undergone a complete review in order to receive a nine-year permit extension for voluntary implementation of automated monitoring of withdrawals. The crop rotation was updated and the supplemental irrigation requirements were determined using the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS). These changes resulted in a 0.0586 mgd decrease in allocation, from 0.0750 mgd to 0.0164 mgd in 1-in-10-year drought conditions.

The withdrawal point will be monitored using electrical consumption. There are no lower quality water sources, no reports of interference, and no water resource issues. The project area is not located within a Water Resource Caution Area.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

WATER USE TECHNICAL STAFF REPORT  
13-Apr-2015  
APPLICATION #: 2-041-221225-2

**Owner:** Donald Hicks  
5610 SW County Road 313  
Trenton, FL 32693-6003  
(352) 463-7745

Shelly Hicks  
RS Farms  
6758 SW CR 344  
Bell, FL 32619  
(352) 318-3287

**Applicant:** Shelly Hicks  
RS Farms  
6758 SW CR 344  
Bell, FL 32619  
(352) 318-3287

**Agent:** Not Applicable

**Compliance Contact:** Shelly Hicks  
RS Farms  
6758 SW CR 344  
Bell, FL 32619  
(352) 318-3287

**Project Name:** RS Farms (PE for May Board)

**County:** Gilchrist

**Located in WRCA:** No

**Objectors:** No

**Authorization Statement:**

The permittee is authorized to withdraw a maximum of 0.0164 mgd of groundwater for supplemental irrigation of 8 acres of blueberries.

**Recommendation:** Approval

**Reviewers:** Tim Sagul; Stefani Leavitt; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
0.0164	0.0408	-0.0586

**Recommended Permit Duration and Compliance Reporting:** 9-year permit extension; to expire January 4, 2035.

**USE STATUS:** This is a modification of an existing agricultural water use permit, voluntarily adding automated monitoring, to receive a 9-year extension.

**PROJECT DESCRIPTION:**

The RS Farms project is located approximately 7 miles northeast of Trenton, less than 1 mile east of CR-344, in Gilchrist County and consists of 56 controlled and 8 irrigated acres. Groundwater is used to irrigate blueberries with drip irrigation and for frost/ freeze protection using solid set sprinklers. No lower quality water sources exist on the project.

The permittee has selected SRWMD telemetered monitoring to fulfill the water use reporting requirements of special condition 18.

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and,
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**Is this a reasonable–beneficial use?  
[ref. 40B-2.301(1)(a)]**

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

**Will this use interfere with any presently existing legal use of water?  
[ref. 40B-2.301(1)(b)]**

No. District staff does not expect any interference with existing legal use of water due to the relatively minor water use and from having received no reports of interferences from current groundwater withdrawals.

**Will this use be consistent with the public interest?**  
**[ref. 40B-2.301(1)(c)]**

Yes. Use of groundwater for agricultural uses is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?**  
**[ref. 40B-2.301(2)(a)]**

Yes. Based on the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS), the use is such a quantity as is necessary for economic and efficient use. The supplemental irrigation requirement is 27.6 inches/ year.

Freeze protection was based on the Florida Automated Weather Network (FAWN) data for Alachua, FL showing 19 days at or below 34 degrees in 2011, the coldest year of the last ten years. Twelve hours per day of freeze protection was estimated on an average daily basis. The industry standard 136 gallons per minute per acre of freeze protection was used as the rate of application.

The applicant has submitted a water conservation worksheet. Water conservation practices include: checking weekly for leaks and repairing any within two weeks, testing drip irrigation efficiency every 5 years to maintain distribution uniformity at or above 90%, using new solid set overhead sprinkler systems (for freeze protection) and maintaining at least a 70% distribution uniformity, emitting water only in the root zone, distributing water via buried pipe to reduce damage potential, installing measurement devices to schedule irrigation.

**Will the source of the water be suitable for the consumptive use?**  
**[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use,

**Will the source of the water be capable of producing the requested amount?**  
**[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amounts.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?**  
**[ref. 40B-2.301(2)(e)]**

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?**  
**[ref. 40B-2.301(2)(f)]**

No. The use is not expected to harm existing offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upconing, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?**

**[ref. 40B-2.301(2)(g)]**

No. Based on the relatively minor allocation and no wetlands on or proximate to the project, the use is not expected to cause harm to the water resources of the area.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.?**

**[ref. 40B-2.301(2)(h)]**

Yes. The proposed withdrawals will not contribute to a violation of MFLs adopted in Chapter 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.?**

**[ref. 40B-2.301(2)(i)]**

No. The project will not use water reserved by the Governing Board pursuant to subsection 373.223(4), F.S.

**WITHDRAWAL POINT INFORMATION:**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
122662	Field Well	8	1070	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
122662	Field Well	8	1070	FAS - Upper Floridan Aquifer	Active	Agricultural	Freeze Protection

**Conditions**

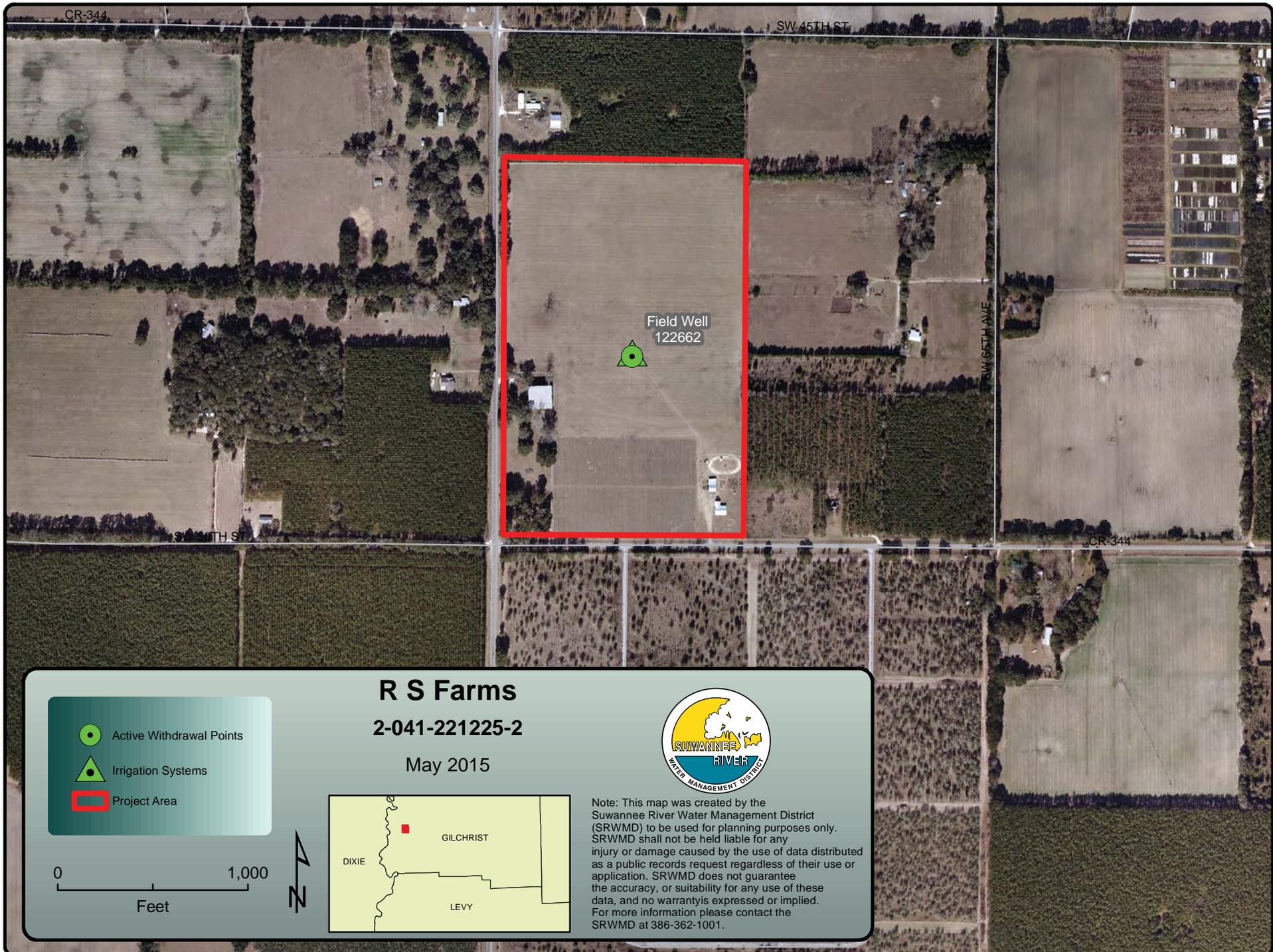
1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.

2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.
4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **1/4/2035**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.
8. Use classification is **Agricultural**.
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include,

but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.

12. The permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
13. The permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number (**2-041-221225-2**).
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. The permittee shall implement automated monitoring of groundwater withdrawals, at permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
19. The permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.
20. The permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.

21. The permittee is authorized to withdraw a maximum of 0.0164 mgd of groundwater for supplemental irrigation of blueberries. Daily allocations are calculated on an average annual basis and the maximum allocation is only authorized in 1-in-10 year drought conditions.
  
22. The permittee is authorized to withdraw 0.0408 mgd of groundwater for frost/ freeze protection of blueberries. This allocation is separate from the permitted annual allocation of 0.0164 mgd for supplemental irrigation of blueberries and is calculated on an average annual basis. The permittee shall report to the District the yearly total of water used for frost/ freeze protection of blueberries by January 31st of the following year.



# R S Farms

2-041-221225-2

May 2015



-  Active Withdrawal Points
-  Irrigation Systems
-  Project Area



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.

## MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Approval of a Modification of Water Use Permit 2-079-221676-3 with a 0.6912 mgd Decrease in Allocation and a Consolidation of Three Permits Authorizing the Use of 2.2577 mgd of Groundwater for Agricultural Use at the Hazelton Project, Madison County

### RECOMMENDATION

**Staff recommends the Governing Board approve the modification of Water Use Permit number 2-079-221676-3, with seventeen standard conditions and six special limiting conditions, to Lee Peanut Farms, LLC, in Madison County.**

### BACKGROUND

This is a modification to combine three existing agricultural water use permits: Hazelton (2-079-221669-1, expiring 7/12/31), Plantation (2-079-220579-4, expiring 7/12/31), and Brian Annett Farm (2-079-221676-3, expiring 4/22/33); and apply current permit review criteria. The total project comprises 2,219 controlled acres and is irrigating 1,959 acres planted half in corn, half in peanuts in the spring/ summer and 20% in carrots, 80% in oats in the fall/ winter using groundwater from 13 wells through 13 center pivots. The allocation has decreased 0.6912 million gallons per day (mgd), from 2.9489 mgd to 2.2577 mgd in 1-in-10 year drought conditions due to application of the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS) supplemental irrigation model.

All wells are currently being monitored using electrical consumption. There are no lower quality water sources, no reports of interference, and no observed water resource issues associated with withdrawals at this project. The project area is not located within a Water Resource Caution Area.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

WATER USE TECHNICAL STAFF REPORT  
21-Apr-2015  
APPLICATION #: 2-079-221676-3

**Owner:** Brooks Garland  
Lee Peanut Farms, LLC  
PO Box 10  
Lee, FL 32059-0010  
(850) 971-5515

**Applicant:** Not Applicable

**Agent:** Brooks Garland  
Lee Peanut Farms, LLC  
PO Box 10  
Lee, FL 32059-0010  
(850) 971-5515

**Compliance Contact:** Brooks Garland  
Lee Peanut Farms, LLC  
PO Box 10  
Lee, FL 32059-0010  
(850) 971-5515

**Project Name:** Hazelton (May Board > 2 mgd)

**County:** Madison

**Located in WRCA:** No

**Objectors:** No

**Authorization Statement:**

The permittee is authorized to withdraw a maximum of 0.9684 mgd of groundwater for supplemental irrigation of corn, a maximum of 0.8169 mgd of groundwater for supplemental irrigation of peanuts, a maximum of 0.2746 mgd of groundwater for supplemental irrigation of oats, and a maximum of 0.1978 mgd of groundwater for supplemental irrigation of carrots.

**Recommendation:** Approval

**Reviewers:** Tim Sagul; Jamie Sortevik; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
2.2577	0.0000	-0.6912

**Recommended Permit Duration and Compliance Reporting:** Permit to expire April 22, 2033, consistent with the terms of the previous sequence.

**USE STATUS:** This is a combination and modification of three existing agricultural uses: Plantation (2-079-220579-4), Hazelton (2-079-221669-1), and Brian Annett Farm (2-079-221676-3).

**PROJECT DESCRIPTION:**

The project area is located approximately three miles southeast of the Town of Lee, between I-10 and SE Plantation Street, 0.75 miles west of the Suwannee River in Madison County and consists of 2,219 controlled and 1,959 irrigated acres. Groundwater is used to irrigate a half corn/ half peanuts spring and summer rotation, and 20% carrots/ 80% oats fall and winter rotation from 13 wells and through 13 center pivots. No lower quality water sources exist on the project.

The permittee has elected to submit electrical consumption for all wells to comply with the water use reporting requirements of special condition 18.

**WATER USE CALCULATIONS:**

The GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS) was used to determine the following supplemental irrigation requirements:

Corn grown March 1 to July 31: 13.29 inches/ year  
Peanuts grown April 15 to October 31: 11.21 inches/ year  
Carrots grown September 15 to March 1: 7.09 inches/ year  
Oats grown November 1 to March 1: 2.33 inches/ year

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and,
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**Is this a reasonable–beneficial use?**  
**[ref. 40B-2.301(1)(a)]**

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

**Will this use interfere with any presently existing legal use of water?**  
**[ref. 40B-2.301(1)(b)]**

No. No reports of interference have been received by District staff. The withdrawal points were modeled and show a maximum simulated Upper Floridan aquifer drawdown of less than 0.5 feet at the project boundary. Therefore, the use is not expected to interfere with any presently existing legal uses of water.

**Will this use be consistent with the public interest?**  
**[ref. 40B-2.301(1)(c)]**

Yes. Use of water for agricultural uses is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?**  
**[ref. 40B-2.301(2)(a)]**

Yes. Based on the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS), the use is such a quantity as is necessary for economic and efficient use. The permittee will implement the following water conservation measures: checking for and fixing any leaks as needed, irrigating with center pivots that have been retrofitted within the last five years, delivering water via buried pipe to reduce damage potential, controlling water flow via automated valves, installing soil moisture probes to improve irrigation scheduling, maintaining written records of rainfall from a rain gage at the irrigation systems, utilizing operational pump shutdown safety to prevent pump operation in the event of an irrigation system malfunction, employing conservation tillage in the target area, planting cover crops in the target area, irrigating only at night or when the wind is less than 5 mph when feasible, and using automated end gun shutoffs.

**Will the source of the water be suitable for the consumptive use?**  
**[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use.

**Will the source of the water be capable of producing the requested amount?**  
**[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amounts.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?**  
[ref. 40B-2.301(2)(e)]

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?**  
[ref. 40B-2.301(2)(f)]

No. The use is not expected to harm offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upconing, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?**  
[ref. 40B-2.301(2)(g)]

No. The withdrawal points were modeled and show a maximum simulated Upper Floridan aquifer drawdown of less than 0.5 feet at the wetland. Therefore, the use is not expected to cause harm to the water resources of the area. The one project wetland, approximately five acres in size, in the center of the project near Well #11 and wetlands east of the project were inspected by staff and no indications of stress from current withdrawals were observed.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.?**  
[ref. 40B-2.301(2)(h)]

Yes. The proposed withdrawals will not contribute to a violation of MFLs adopted in Chapter 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.?**  
[ref. 40B-2.301(2)(i)]

No. The project will not use water reserved by the Governing Board pursuant to subsection 373.223(4), F.S.

**WITHDRAWAL POINT INFORMATION:**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
118651	Well #1	14	1200	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
118999	Well #3	14	1400	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119373	Well #5	12	850	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120533	Well #6	12	850	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120534	Well #2	16	1900	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120878	Well #4	14	1200	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
118998	Well #12	12	1200	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119372	Well #13	12	1150	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119431	Well #8	12	600	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119980	Well #10	12	500	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120877	Well #9	12	1200	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
121226	Well #11	12	1150	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120630	Well #7	10	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation

**Conditions**

1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.

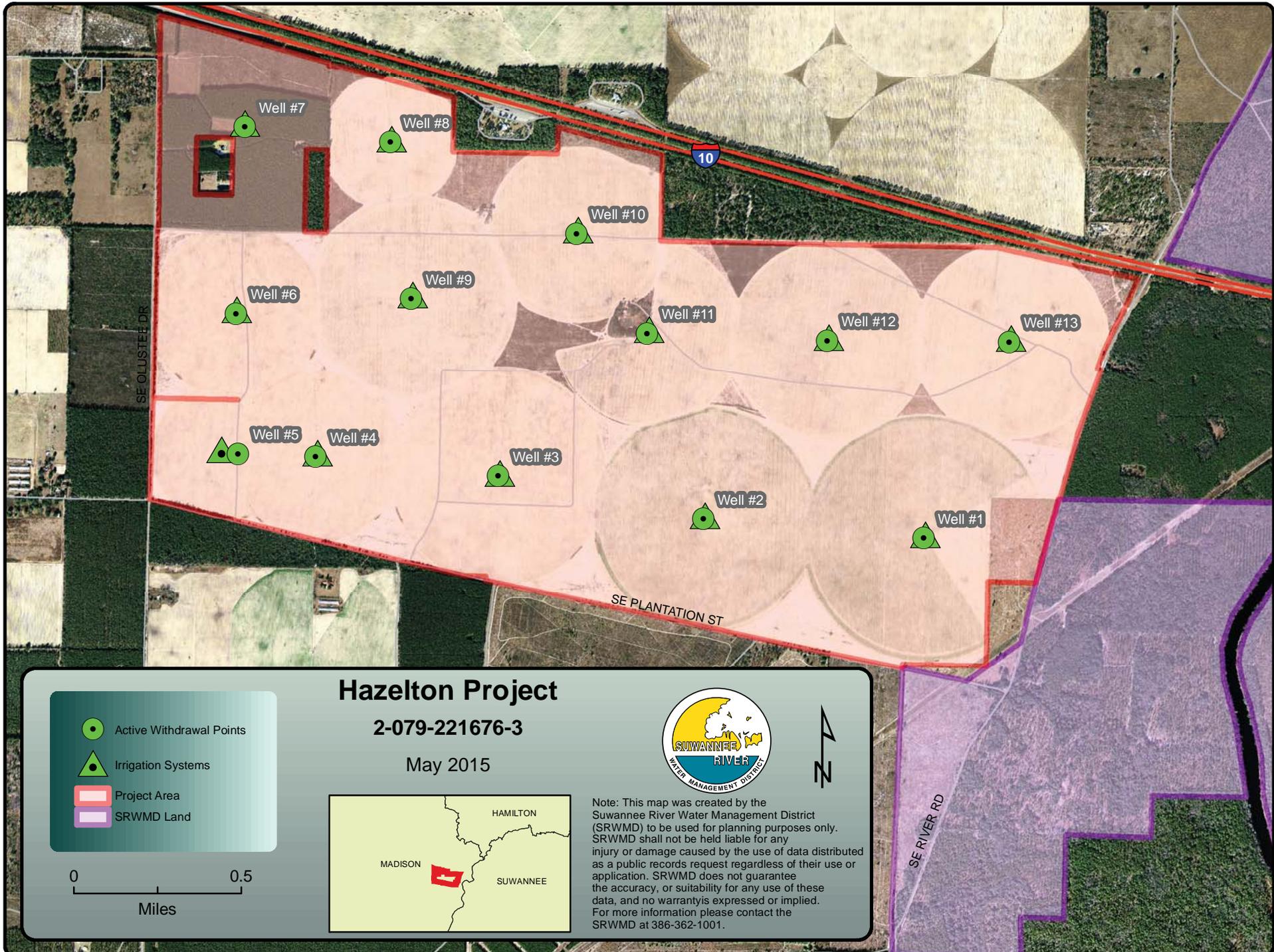
2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.
4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **4/22/2033**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.
8. Use classification is **Agricultural**.
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include,

but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.

12. The permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
13. The permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number **(2-079-221676-3)**.
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. The permittee shall implement automated monitoring of groundwater withdrawals, at permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
19. The permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.
20. The permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.

21. The lowest quality water source, such as surface water, shall be used in lieu of groundwater for agricultural irrigation at this project when technically, economically, and environmentally feasible.
  
22. The permittee is authorized to withdraw a maximum of 0.9684 mgd of groundwater for supplemental irrigation of corn, a maximum of 0.8169 mgd of groundwater for supplemental irrigation of peanuts, a maximum of 0.2746 mgd of groundwater for supplemental irrigation of oats, and a maximum of 0.1978 mgd of groundwater for supplemental irrigation of carrots. Daily allocations are calculated on an average annual basis and the maximum allocation is only authorized in 1-in-10 year drought conditions.
  
23. The permittee shall provide a compliance report to the District in the year 2025. At a minimum, the report shall contain the following:
  1. Documentation that the project's current water use is consistent with the permitted allocation; and
  2. A feasibility analysis of the use of lower quality water sources or alternative water supplies to supply all or part of the irrigation water needs of this project.

During this review, the permittee and/or District staff may make recommendations based upon this review to modify this permit.



## MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Approval of a Modification of Water Use Permit 2-079-221866-3 with a 0.1144 mgd Increase in Allocation and a Consolidation of Three Existing Permits Authorizing the Use of 2.1929 mgd of Groundwater for Agricultural Use at the Woodlands Cumberland Project, Madison County

### RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-079-221866-3 with seventeen standard conditions and six special limiting conditions, to Lee Peanut Farms, LLC, in Madison County.**

### BACKGROUND

This is a modification to combine three existing agricultural water use permits: Woodlands (2-079-218780-1, expiring 9/14/24), Cumberland (2-079-220494-2, expiring 9/23/29), and Dennard Farm (2-079-221866-2, expiring 4/17/34); and apply current permit review criteria. The total project comprises 2,263 controlled acres and is irrigating 1,865 irrigated acres planted half in corn, half in peanuts in the spring/ summer and 20% in carrots, 80% in oats in the fall/ winter using groundwater from 16 wells through 18 center pivots. The allocation has increased 0.1144 million gallons per day (mgd), from 2.0785 mgd to 2.1929 mgd in 1-in-10 year drought conditions due to application of the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS) supplemental irrigation model.

All wells that are able to be monitored are currently being monitored using electrical consumption or telemetry (one is inaccessible due to field conditions). There are no lower quality water sources, no reports of interference, and no observed water resource issues associated with withdrawals at this project. The project area is not located within a Water Resource Caution Area.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

WATER USE TECHNICAL STAFF REPORT  
27-Apr-2015  
APPLICATION #: 2-079-221866-3

**Owner:** Brooks Garland  
Lee Peanut Farms, LLC  
P.O. Box 10  
Lee, FL 32059-0010  
(850) 971-5515

**Applicant:** Brooks Garland  
Lee Peanut Farms, LLC  
P.O. Box 10  
Lee, FL 32059-0010  
(850) 971-5515

**Agent:** Not Applicable

**Compliance Contact:** Brooks Garland  
Lee Peanut Farms, LLC  
P.O. Box 10  
Lee, FL 32059-0010  
(850) 971-5515

**Project Name:** Woodlands Cumberland (May Board > 2mgd)

**County:** Madison

**Located in WRCA:** No

**Objectors:** No

**Authorization Statement:**

The permittee is authorized to withdraw a maximum of 0.9303 mgd of groundwater for supplemental irrigation of corn, a maximum of 0.8360 mgd of groundwater for supplemental irrigation of peanuts, a maximum of 0.2372 mgd of groundwater for supplemental irrigation of oats, and a maximum of 0.1894 mgd of groundwater for supplemental irrigation of carrots.

**Recommendation:** Approval

**Reviewers:** Tim Sagul; Jamie Sortevik; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
2.1929	0.0000	0.1144

**Recommended Permit Duration and Compliance Reporting:** Permit to expire April 17, 2034, consistent with the current permit sequence.

**USE STATUS:** This is a combination and modification of three existing agricultural uses: Woodlands (2-079-218780-1), Cumberland (2-079-220494-2), and Dennard Farm (2-079-221866-3).

**PROJECT DESCRIPTION:**

The project area is located approximately 2.5 miles east of the Town of Lee, between US-90 and I-10, in Madison County and consists of 2,263 controlled and 1,860 irrigated acres. A field rotation of half corn/ half peanuts during the spring and summer, and 20% carrots/ 80% oats during the fall and winter are irrigated with groundwater from 16 well through 18 center pivots. No lower quality water sources exist on the project.

The permittee has elected to use SRWMD telemetered monitoring and to submit electrical consumption for all wells to comply with the water use reporting requirements of special condition 18.

**WATER USE CALCULATIONS:**

The GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS) was used to determine the following supplemental irrigation requirements:

- Corn grown March 1 to July 31: 13.41 inches/ year
- Peanuts grown April 15 to October 31: 12.05 inches/ year
- Carrots grown September 15 to March 1: 6.79 inches/ year
- Oats grown November 1 to March 1: 2.14 inches/ year

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and,
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**Is this a reasonable-beneficial use?**

**[ref. 40B-2.301(1)(a)]**

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

**Will this use interfere with any presently existing legal use of water?  
[ref. 40B-2.301(1)(b)]**

No. No reports of interference have been received by District staff. The withdrawal points were modeled and show a maximum simulated Upper Floridan aquifer drawdown of less than 0.5 feet at the project boundary. Therefore, the use is not expected to interfere with any presently existing legal uses of water.

**Will this use be consistent with the public interest?  
[ref. 40B-2.301(1)(c)]**

Yes. Use of water for agricultural uses is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?  
[ref. 40B-2.301(2)(a)]**

Yes. Based on the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS), the use is such a quantity as is necessary for economic and efficient use. The permittee will implement the following water conservation measures: checking for and fixing any leaks as needed, irrigating with center pivots that have been retrofitted within the last five years, delivering water via buried pipe to reduce damage potential, controlling water flow via automated valves, installing soil moisture probes to improve irrigation scheduling, maintaining written records of rainfall from a rain gage at the irrigation systems, utilizing operational pump shutdown safety to prevent pump operation in the event of an irrigation system malfunction, employing conservation tillage in the target area, planting cover crops in the target area, irrigating only at night or when the wind is less than 5 mph when feasible, and using automated end gun shutoffs.

**Will the source of the water be suitable for the consumptive use?  
[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use.

**Will the source of the water be capable of producing the requested amount?  
[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amounts.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?  
[ref. 40B-2.301(2)(e)]**

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?  
[ref. 40B-2.301(2)(f)]**

No. The use is not expected to harm offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upconing, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?  
[ref. 40B-2.301(2)(g)]**

No. No wetlands exist on or proximate to the project, and the withdrawal points were modeled and show a maximum simulated Upper Floridan aquifer drawdown of less than 0.5 feet at the project boundary. Wetlands east of the project were inspected by staff and no indications of stress from current withdrawals were observed. Therefore, the use is not expected to cause harm to the water resources of the area.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.?  
[ref. 40B-2.301(2)(h)]**

Yes. The proposed withdrawals will not contribute to a violation of MFLs adopted in Chapter 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.?  
[ref. 40B-2.301(2)(i)]**

No. The project will not use water reserved by the Governing Board pursuant to subsection 373.223(4), F.S.

**WITHDRAWAL POINT INFORMATION:**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
119662	Woodlands #2	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120031	Woodlands #1	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120032	Woodlands #6	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120444	Woodlands #3	10	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120445	Woodlands #7	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120446	Woodlands #9	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120447	Woodlands #10	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
121129	Woodlands #11	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
121505	Woodlands #4	10	800	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
121506	Woodlands #5	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation

District ID	Station Name	Casing Diameter (inches)	Capacity (GPM)	Source Name	Status	Use Type	Secondary Use Type
118845	Cumberland #2	12	1000	FAS - Upper Floridan Aquifer	Inactive	unknown	unknown
119352	Cumberland #5	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119603	Cumberland #3	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119987	Cumberland #4	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120739	Cumberland #1	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
122807	Cumberland #6	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
121174	River Road Well	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation

### Conditions

1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.

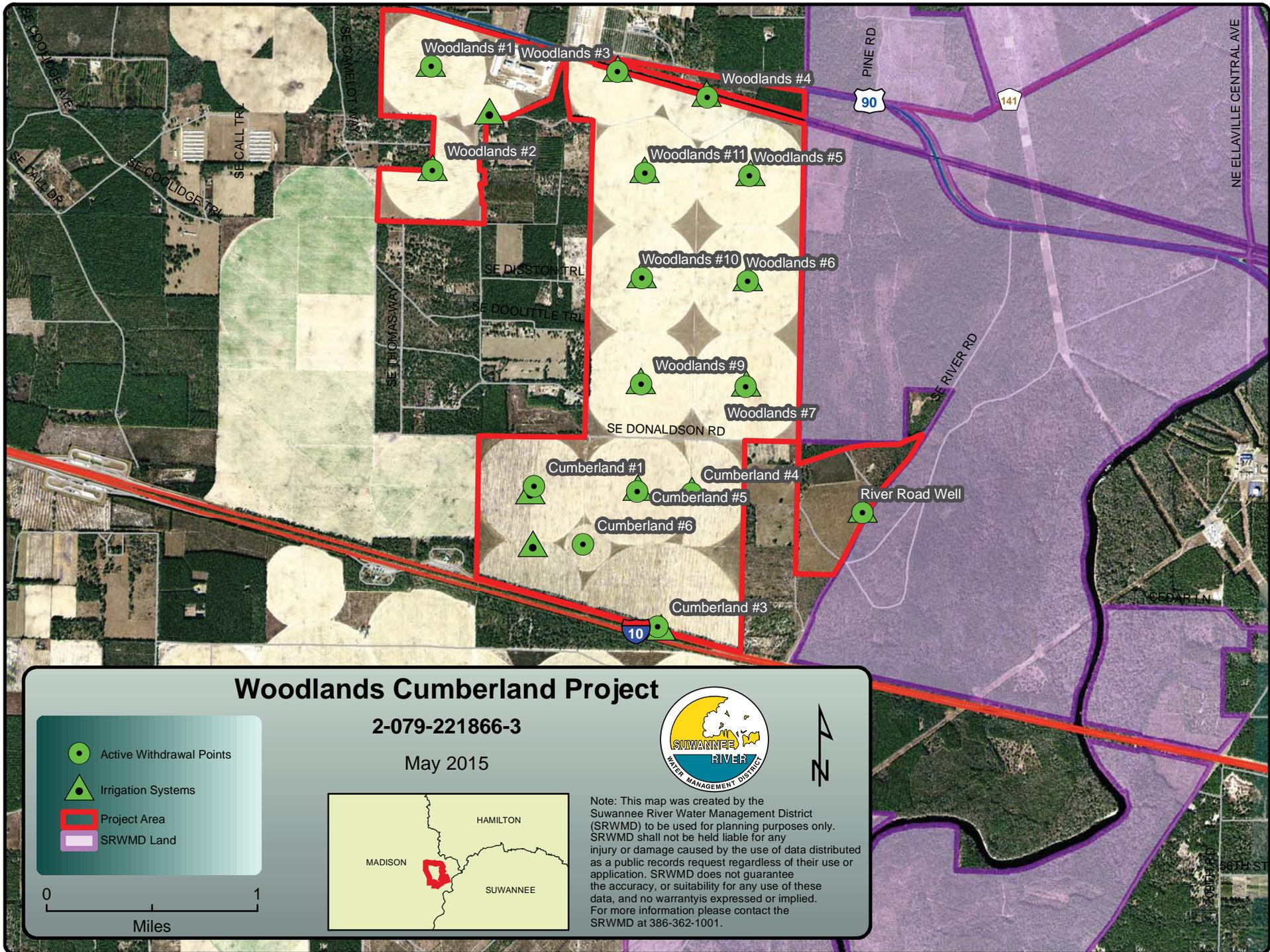
2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.
4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **4/17/2034**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.
8. Use classification is **Agricultural**.
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's

withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.

12. The permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
13. The permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number **(2-079-221866-3)**.
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. The permittee shall implement automated monitoring of groundwater withdrawals, at permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
19. The permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.
20. The permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.

21. The lowest quality water source, such as reclaimed water or surface water, shall be used in lieu of groundwater for agricultural irrigation at this project when technically, economically, and environmentally feasible.
22. The permittee is authorized to withdraw a maximum of 0.9303 mgd of groundwater for supplemental irrigation of corn, a maximum of 0.8360 mgd of groundwater for supplemental irrigation of peanuts, a maximum of 0.2372 mgd of groundwater for supplemental irrigation of oats, and a maximum of 0.1894 mgd of groundwater for supplemental irrigation of carrots. Daily allocations are calculated on an average annual basis and the maximum allocation is only authorized in 1-in-10 year drought conditions.
23. The permittee shall provide a compliance report to the District in the year 2025. At a minimum, the report shall contain the following:
  1. Documentation that the project's current water use is consistent with the permitted allocation; and
  2. A feasibility analysis of the use of lower quality water sources or alternative water supplies to supply all or part of the irrigation water needs of this project.

During this review, the permittee and/or District staff may make recommendations based upon this review to modify this permit.



# Woodlands Cumberland Project

2-079-221866-3

May 2015



- Active Withdrawal Points
- Irrigation Systems
- Project Area
- SRWMD Land



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.

## MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Approval of a Renewal of Water Use Permit 2-029-216823-4, with a 0.5022 mgd Increase in Allocation, Authorizing the Use of 1.2200 mgd of Groundwater for Public Supply and Institutional Use at the Town of Cross City Project, Dixie County

### RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-029-216823-4 with seventeen standard conditions and seven special limiting conditions, to the Town of Cross City, in Dixie County.**

### BACKGROUND

This is a renewal of the Water Use Permit for the City of Cross City. Within its 2.4 square mile service area, the City currently serves 830 residential connections, 140 commercial connections, and a correctional institution with a maximum occupancy of 1,789, using groundwater from three active wells. The City's population is projected to grow at approximately 0.5% annually and a proposed prison annex is scheduled for completion between 2025 and 2030 with an additional maximum occupancy of 1,512. These changes resulted in an increase in allocation from 0.7178 mgd to 1.2200 mgd in 2035.

The City has provided a comprehensive conservation plan that includes a tiered rate structure. The Town is actively identifying unaccounted for water losses by more frequent auditing, increased metering of utility and firefighting water use, and leak detection. A detailed Florida Rural Water Association water audit will be submitted within one year of permit issuance. Residential use makes up 14% of the total allocation at a per capita consumption rate of 75 gallons per capita per day (gpcd). Institutional use makes up 52% of the total allocation at a per capita of 191 gpcd. The per capita of the remaining commercial and institutional water uses was not estimated due to the wide variety of entities, including county and city buildings, large industry and commercial buildings, retail businesses, and schools.

All wells will be monitored using totalizing flow meters. A flow meter accuracy report will be submitted to the District once every five years. A water audit will be conducted and a full report will be submitted to the District within one year of permit issuance. There are no lower quality water sources, no reports of interference, and no water resource issues. The well field and service area are not located within a Water Resource Caution Area.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code.

/tm

WATER USE TECHNICAL STAFF REPORT  
22-Apr-2015  
APPLICATION #: 2-029-216823-4

**Owner:** Town of Cross City  
PO Box 417  
Cross City, FL 32628-0417  
(352) 498-3079

**Applicant:** Town of Cross City  
PO Box 417  
Cross City, FL 32628-0417  
(352) 498-3079

**Agent:** Heather Baxter, P.E.  
WET Engineering, Inc.  
Suite 101  
4337 Pablo Oaks Court  
Jacksonville, FL 32224-9647  
(904) 223-9773

**Compliance Contact:** Gary Pinner  
Town of Cross City  
PO Box 417  
Cross City, FL 32628-0417  
(352) 498-3079

**Project Name:** Town Of Cross City (May Board > 1 mgd)  
**County:** Dixie

**Located in WRCA:** No  
**Objectors:** No

**Authorization Statement:**

The permittee is authorized to withdraw a maximum of 1.2200 mgd of groundwater for public supply and institutional uses.

**Recommendation:** Approval

**Reviewers:** Tim Sagul; Jamie Sortevik; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
1.2200	0.0000	0.5022

**Recommended Permit Duration and Compliance Reporting:** 20-year permit duration.

**USE STATUS:** This is a renewal of an existing public supply and institutional use.

**PROJECT DESCRIPTION:**

The Town of Cross City is located in central Dixie County and is the only incorporated municipality within the county. The Town's well field is located on the north side of CR-351, 1.5 miles north of US-19, on a 68-acre parcel acquired from the District in 2011. The service area is approximately 2.4 square miles and the utility currently supplies approximately 830 residential connections, 140 commercial connections (some outside of city limits), and the Cross City Correctional Institution (CCCI) with groundwater from three wells. The CCCI has a main detention center and two work camps with a total maximum occupancy of 1,789. Groundwater will also be used to supply a proposed prison annex with a maximum occupancy of 1512, with an expected completion between 2025 and 2030.

The permittee is currently monitoring withdrawals with a totalizing flow meter on each well and will check the meters for accuracy once every five years. Monthly Operating Reports (MOR's) are sent to the Department of Environmental Protection (DEP) each month and a flow meter calibration report will be sent to the District every five years.

**WATER USE CALCULATIONS:**

The allocation for the Town of Cross City is based on twenty-year population growth estimates. Historically, population growth for Cross City has been virtually flat (based on the 1980-2012 Revised County Datasheet and Bureau of Economic and Business Research (BEBR) Florida estimates of 2011-2012 population), and future growth is expected to remain flat. The same BEBR data for Dixie County, however, indicates a county population growth rate of 2.36% since 1980, with a projected 1% annual growth rate from 2015 to 2025. Both BEBR data sets were considered and a conservative 0.5% annual population growth was used to determine the 2035 water demands (both residential and commercial) for this project.

The residential use represents approximately 14% of the overall water use and the residential per capita water use was estimated to be 75 gallons per capita per day. The Cross City Correctional Institution and proposed annex account for approximately 52% of the total water use and the institutional per capita water use was estimated to be approximately 191 gallons per capita per day. The commercial use represents approximately 7% of the overall use and, due to the variety of commercial entities in Cross City (including county and city buildings, large industry and commercial buildings, retail stores, and schools), an accurate commercial per capita could not be determined. The remainder of the overall use is comprised of unaccounted for water

losses (7.5%), average water utility use (3%), and average water treatment rejections from the reverse osmosis process (16.5%).

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and,
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**Is this a reasonable–beneficial use?**

**[ref. 40B-2.301(1)(a)]**

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

**Will this use interfere with any presently existing legal use of water?**

**[ref. 40B-2.301(1)(b)]**

No. The withdrawal points were modeled and show a maximum simulated drawdown of the Upper Floridan aquifer of approximately one foot outside the town's service area. However, model aquifer transmissivity values are highly variable due to proximity to San Pedro Bay and no accounts of interference have been received. Therefore, interference with existing legal uses is not expected.

**Will this use be consistent with the public interest?**

**[ref. 40B-2.301(1)(c)]**

Yes. Use of water for public supply and institutional uses is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?**

**[ref. 40B-2.301(2)(a)]**

Yes. The applicant has demonstrated a water need that is consistent with BEBR population growth estimates with acceptable unaccounted-for water losses (capped at 10%) and per capita use, therefore, the use has been determined to be a quantity that is an economic and efficient use. Efficient use is further demonstrated by the applicant's implementation of the following conservation measures:

1. Providing public education through the use of posters and monthly bills, with educational reminders that emphasize the importance of replacing worn toilet flappers, chains, and handles that stick; installing low-flow shower heads and high-efficiency washers; repairing leaking faucets and minimizing other wasteful indoor water uses.

2. Encouraging residents to not irrigate landscaping with potable water and to adhere to all watering restrictions outlined by SRWMD (posted in the local newspaper) if they do.
3. Adopting a commercial and residential tiered rate structure, which was approved in 2011 and amended it in 2013 to take into account upgrades to the water treatment plant.
4. Adopting a water loss prevention program to reduce current unaccounted for water loss to below 10%. The initiatives include routine water audits, increased metering of utility water usage, and leak detection. Fire hydrant, fire department, and forestry department usage will also be more accurately tracked. The Florida Rural Water Association (FRWA) will be evaluating leaks and frequent water main breaks in the next 12 months and providing a implementation schedule for correction.

**Will the source of the water be suitable for the consumptive use?  
[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use.

**Will the source of the water be capable of producing the requested amount?  
[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amounts.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?  
[ref. 40B-2.301(2)(e)]**

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?  
[ref. 40B-2.301(2)(f)]**

No. The use is not expected to harm existing offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upconing, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?  
[ref. 40B-2.301(2)(g)]**

No. The withdrawal points were modeled and show a maximum simulated drawdown of the Upper Floridan aquifer of approximately three feet at project wetlands, however, model aquifer transmissivity values are highly variable due to proximity to San Pedro Bay. Three project wetlands (a 10-acre mesic hammock, a 1.5-acre mesic hammock,

and an approximately 12-acre wetland) were inspected by staff and no indications of stress from current groundwater withdrawals were observed. Based on these observations, Staff determined that the proposed use of groundwater is not expected to cause harm to the water resources of the area.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.? [ref. 40B-2.301(2)(h)]**

Yes. The proposed withdrawals will not contribute to a violation of MFLs adopted in Chapter 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.? [ref. 40B-2.301(2)(i)]**

No. The project will not use water reserved by the Governing Board pursuant to subsection 373.223(4), F.S.

**WITHDRAWAL POINT INFORMATION:**

Wells Detail							
District ID	Station Name	Casing Diameter (inches)	Capacity (GPM)	Source Name	Status	Use Type	Secondary Use Type
120742	Well #1	12	675	Groundwater	Active	Public Supply and Institutional	-
120743	Well #2	12	675	Groundwater	Active	Public Supply and Institutional	-
121091	Well #3	12	675	Groundwater	Active	Public Supply and Institutional	-

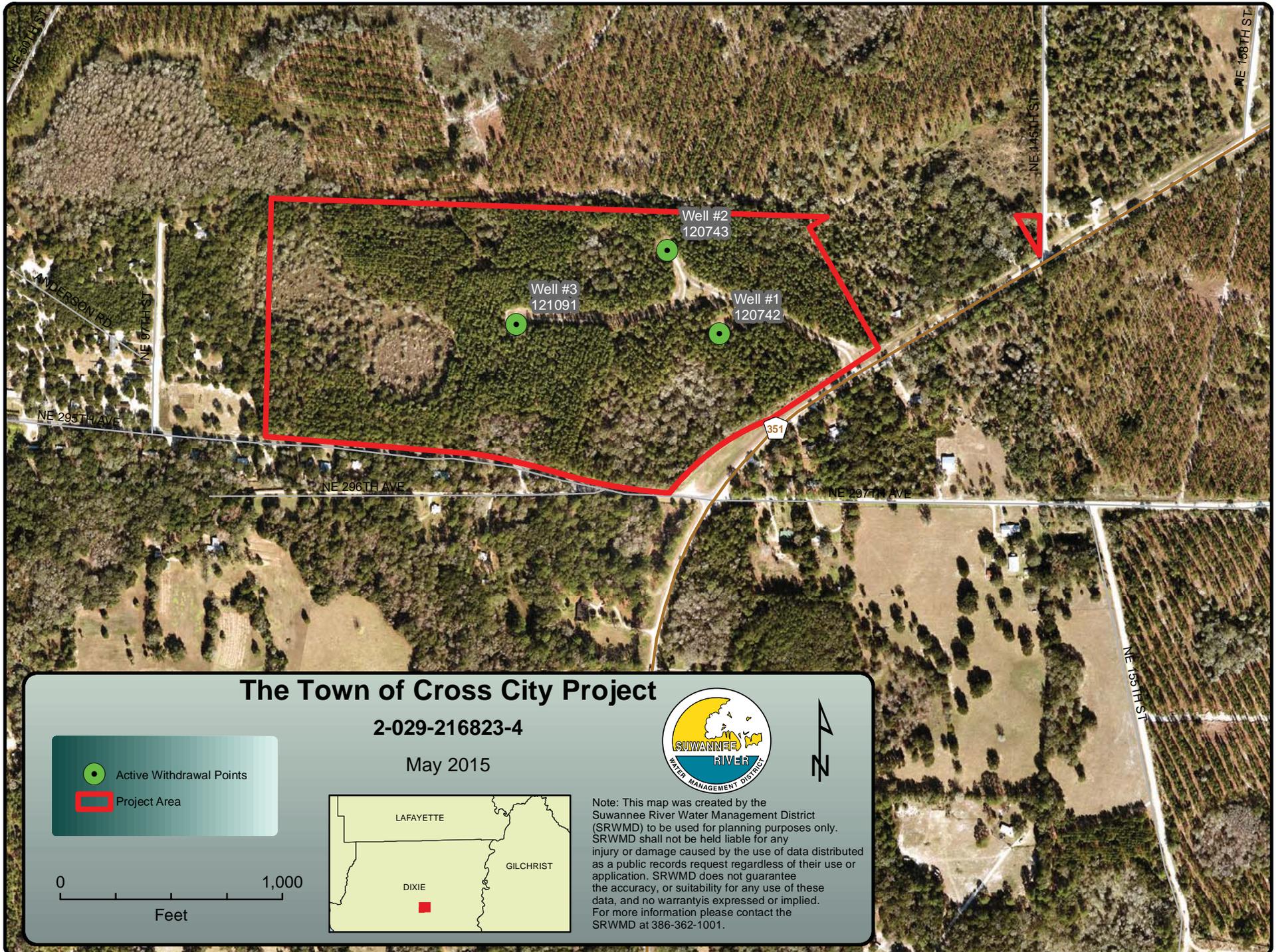
**Conditions**

1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.
2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.

3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.
4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **5/14/2035**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.
8. Use classification is **Public Supply and Institutional**
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.

12. The permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
13. The permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number (**2-029-216823-4**).
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. The permittee shall implement automated monitoring of groundwater withdrawals, at permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be submitted as FDEP Monthly Operating Reports.
19. The permittee shall maintain all totalizing flow meters. In case of failure or breakdown of any meter, the District shall be notified in writing within five days of its discovery. A defective meter shall be repaired or replaced within 30 days of its discovery.
20. The permittee shall have all flow meters checked for accuracy once every five years within 30 days of the anniversary date of the issuance of this permit. The meters must be recalibrated if the difference between the actual flow and the meter is greater than five percent
21. The permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.

22. The permittee shall submit to the District a water audit within one year of permit issuance that contains an implementation schedule for recommendations provided by the Florida Rural Water Association.
23. The permittee shall notify the District of any change in service area within 30 days of change in boundary.
24. The permittee is authorized to withdraw a maximum of 1.2200 mgd of groundwater for public supply and institutional uses. Daily allocations are calculated on an average annual basis.



# The Town of Cross City Project

2-029-216823-4

May 2015



 Active Withdrawal Points  
 Project Area



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.

**DRAFT: MEMORANDUM**

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Approval of Permit Transfer and Modification of Water Use Permit 2-075-220952-5, with a 6.2738 mgd Decrease in Allocation and a Ten-Year Permit Extension, Authorizing the Use of 2.6802 mgd of Groundwater for Agricultural Use at the Sleepy Creek Lands, LLC Chiefland Project, Levy County

RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-075-220952-5 with seventeen standard conditions and nine special limiting conditions, to Sleepy Creek Lands, LLC, in Levy County.**

BACKGROUND

This is a transfer of ownership from Andrews Nursery to Sleepy Creek Lands, LLC and modification of an existing agricultural water use. Approximately 433 acres of nursery and 502 acres of perennial pasture will be irrigated using groundwater from 21 wells through three center pivots (325 acres), drip irrigation (433 acres), and traveling guns (177 acres). Groundwater is also used to water approximately 1000 head of cattle. The permit application has undergone a complete review in order to receive a ten-year permit extension for voluntary implementation of automated monitoring of withdrawals by reporting of electrical usage. The supplemental irrigation requirements were determined using the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS) for pasture and AGMOD for nursery. Livestock watering requirements were determined using the industry standard 15 gallons per head per day. These changes from the previous use resulted in a 6.2738 mgd decrease in allocation, from 8.9540 mgd to 2.6802 mgd in 1-in-10 year drought conditions.

All wells will be monitored using electrical consumption. There are no lower quality water sources, no reports of interference, and no water resource issues associated with withdrawals at this project. The project area is not located within a Water Resource Caution Area.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code.

/tm

WATER USE TECHNICAL STAFF REPORT  
30-Apr-2015  
APPLICATION #: 2-075-220952-5

**Owner:** Mike Rogers  
Sleepy Creek Lands, LLC  
Ste 200  
700 S Federal Hwy  
Boca Raton, FL 33432-6128  
(905) 841-0336

**Applicant:** Mike Rogers  
Sleepy Creek Lands, LLC  
Ste 200  
700 S Federal Hwy  
Boca Raton, FL 33432-6128  
(905) 841-0336

**Agent:** Vivian Bielski  
Andreyev Engineering, Inc.  
12510 Wynn Ln  
Hudson, FL 34669-2605  
(727) 527-5735

**Compliance Contact:** Not Applicable

**Project Name:** Chiefland Project (Andrews North)  
**County:** Levy

**Located in WRCA:** No  
**Objectors:** Yes

**Authorization Statement:**

The permittee is authorized to withdraw 1.6882 mgd of groundwater for supplemental irrigation of 433 acres of nursery, 0.9770 mgd of groundwater for supplemental irrigation of 502 acres of pasture, and 0.0150 mgd of groundwater to water 1000 head of beef cattle.

**Recommendation:** Approval

**Reviewers:** Tim Sagul; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
2.6802	0.0000	-6.2738

**Recommended Permit Duration and Compliance Reporting:** 10-year permit extension, to expire 5/13/2034

**USE STATUS:** This is a permit transfer and modification of an existing agricultural water use, updating the crop type, adding livestock use, and extending the duration for voluntary implementation of automated water use reporting.

**PROJECT DESCRIPTION:**

The Chiefland Project is located approximately 3 miles east of Chiefland on the north side of US Highway 27, and consists of 1280 controlled and 935 irrigated acres. The project is the northern portion of the former Andrews Nursery and represents a continuance of the water right associated with that permit (legacy Water Use Permit 2-88-00003). The southern portion of the former Andrews Nursery permit will be transferred to Sleepy Creek through the modification of WUP 2-075-221844-1.

The permittee will use groundwater to irrigate approximately 433 acres of nursery through drip, and 502 acres of perennial pasture using center pivots (325 acres) and traveling guns (177 acres). Approximately 1000 head of beef cattle will also be watered using groundwater. No lower-quality water sources exist on the project. The transition to a less-intensive agricultural water use has resulted in a significant reduction in the permitted allocation for this project.

The permittee has selected electrical usage monitoring of all active withdrawal points to fulfill the water use reporting requirements of special condition 18.

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**Is this a reasonable-beneficial use?**

**[ref. 40B-2.301(1)(a)]**

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

**Will this use interfere with any presently existing legal use of water?**

**[ref. 40B-2.301(1)(b)]**

No. No reports of interference have been received by District staff related to current withdrawals. The withdrawal point was modeled and showed a maximum simulated drawdown of the Upper Floridan aquifer of less than 0.5 feet at the project boundary. Therefore, the continued use is not expected to interfere with any presently existing legal use of water.

**Will this use be consistent with the public interest?**

**[ref. 40B-2.301(1)(c)]**

Yes. Use of water for agricultural purposes is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?**

**[ref. 40B-2.301(2)(a)]**

Yes. Based on the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS) for perennial pasture under center pivot and SWFWMD's agricultural irrigation model (AGMOD) for in-ground nursery irrigated with drip, the use is such a quantity as is necessary for economic and efficient use. The permittee will implement the following water conservation measures: leak detection during each irrigation cycle, soil moisture monitoring after each irrigation cycle, weather station installation in 2016 for more precise timing of irrigation, use of drop heads on center pivots, irrigating at night when possible to prevent evaporative losses. To further encourage water conservation, the watering efficiency for center pivot irrigation was used in the calculation for supplemental irrigation of pasture irrigated with traveling guns.

**Will the source of the water be suitable for the consumptive use?**

**[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use.

**Will the source of the water be capable of producing the requested amount?**

**[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amounts.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?**

**[ref. 40B-2.301(2)(e)]**

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?**

**[ref. 40B-2.301(2)(f)]**

No. The use is not expected to harm to offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upconing, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?**

**[ref. 40B-2.301(2)(g)]**

No. No harm to wetland systems within the project boundary from previous groundwater withdrawals was observed by the District staff biologist. Furthermore, the withdrawal points were modeled and showed a simulated Upper Floridan aquifer drawdown within the project boundary of less than 0.5 foot. Therefore, harm to the water resources of the area from the proposed groundwater withdrawals is not expected.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.?**

**[ref. 40B-2.301(2)(h)]**

Yes. The current water use will not contribute to a violation of a minimum flow or level (MFL) adopted in Chapter 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.?**

**[ref. 40B-2.301(2)(i)]**

No. The project will not use water reserved by the Governing Board pursuant to subsection 373.223(4), F.S.

**WITHDRAWAL POINT INFORMATION:**

**Site Name:** Andrews North

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
118870	#28 Heirs Well	12	1000	Groundwater	Active	Agricultural	Nursery
118893	#12 Well	8	Unknown	Groundwater	Inactive	-	-
119265	#23 Beauchamp Well	8	500	Groundwater	Active	Agricultural	Irrigation
119286	#15 Drummond Well	12	1000	Groundwater	Active	Agricultural	Nursery
119287	#45 Drummond Well	8	430	Groundwater	Active	Agricultural	Nursery
119361	#46 Woods Well	6	150	Groundwater	Active	Agricultural	Nursery
119631	#47 Woods Well	6	150	Groundwater	Active	Agricultural	Nursery
119632	#30 Heirs Well	8	500	Groundwater	Active	Agricultural	Nursery
119640	Hardee Farms Well	8	600	Groundwater	Active	Agricultural	Irrigation
119654	#13 Iron Well	8	150	Groundwater	Active	Agricultural	Livestock
119655	#17 Orlando Well	8	300	Groundwater	Active	Agricultural	Nursery
119747	Hardee Farm Well #2	8	600	Groundwater	Active	Agricultural	Nursery
119898	#20 Beauchamp Well	8	600	Groundwater	Inactive	-	-
120024	#16 Orlando Well	8	300	Groundwater	Active	Agricultural	Nursery
120258	#27 Locke	12	Unknown	Groundwater	Active	Agricultural	Irrigation
120405	#29 Heirs Well	10	1000	Groundwater	Inactive	-	-

District ID	Station Name	Casing Diameter (inches)	Capacity (GPM)	Source Name	Status	Use Type	Secondary Use Type
120428	#18 Orlando Well	8	600	Groundwater	Active	Agricultural	Nursery
120759	#22 Beauchamp Well	8	250	Groundwater	Active	Agricultural	Irrigation
120760	#31 Heirs Well	10	1000	Groundwater	Active	Agricultural	Nursery
121013	#26 Coleman 8"	8	Unknown	Groundwater	Inactive	-	-
121122	#21 Beauchamp Well	8	500	Groundwater	Active	Agricultural	Irrigation
121123	#24 Marshburn Well	10	800	Groundwater	Active	Agricultural	Irrigation
121124	#48 Locke Well	12	1000	Groundwater	Active	Agricultural	Irrigation
121144	#10 Marshburn Well	10	800	Groundwater	Inactive	-	-
121492	#11 Marshburn Well	8	600	Groundwater	Active	Agricultural	Livestock

### Conditions

1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.
2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control

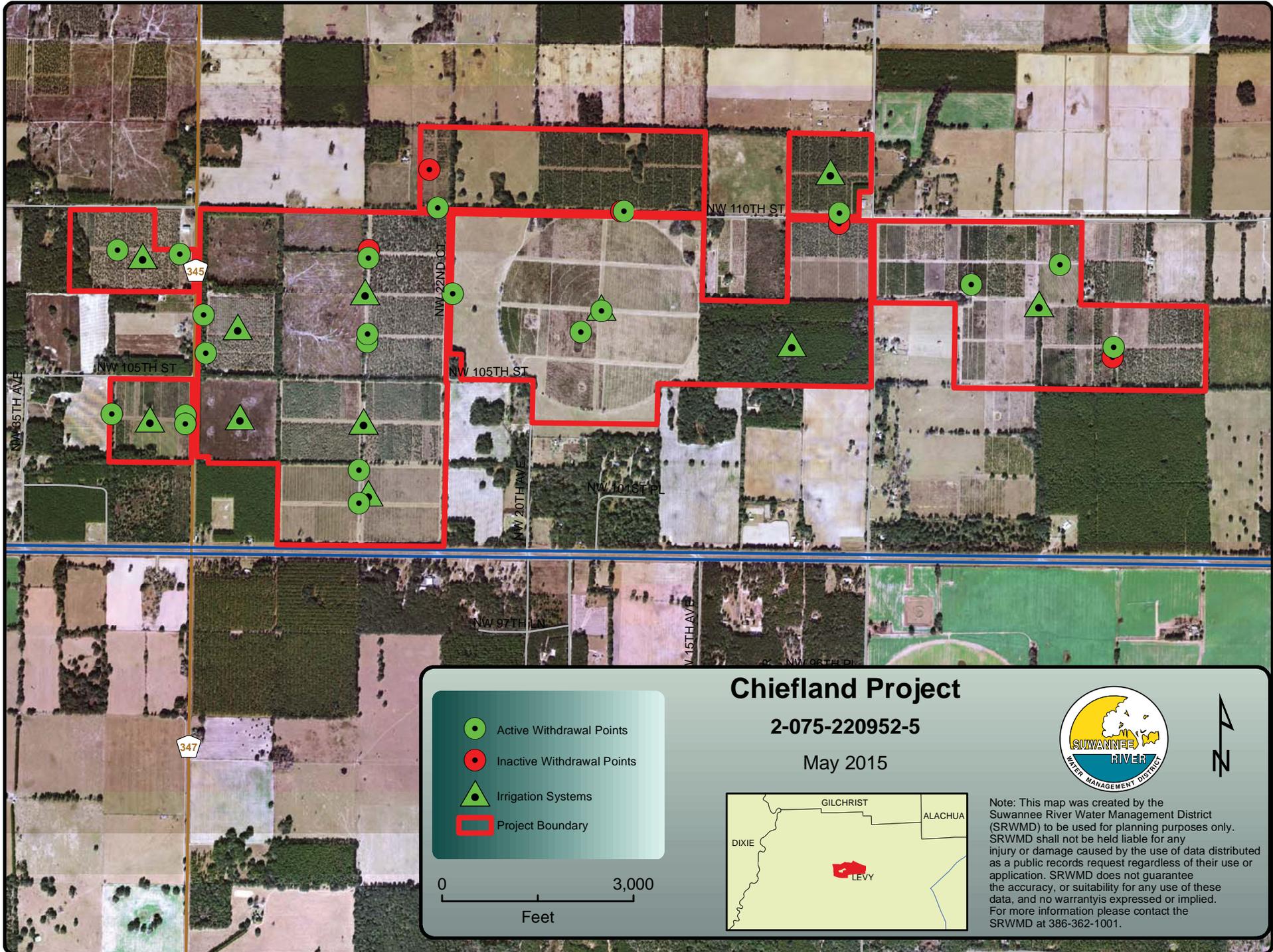
of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.

4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **5/13/2034**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.
8. Use classification is **Agricultural**.
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.
12. The permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.

13. The permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number **(2-075-220952-5)**.
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. The permittee shall implement automated monitoring of groundwater withdrawals, at permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
19. The permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.
20. The permittee's water use shall be consistent with the MFL prevention or recovery strategy developed for any water body from which this permitted water use directly or indirectly withdraws or diverts water, pursuant to subsection 40B-2.301(2)(h), F.A.C.
21. The permittee shall install tamper-resistant water-tight caps on inactive well numbers 121144, 121013, 120405, 119898, and 118893 within one year of permit issuance.
22. The permittee shall provide a compliance report to the District in the year 2025. The report shall contain documentation demonstrating that the permittee's current water use is consistent with the permitted allocation. The permittee

and/or District staff may make recommendations based upon this review to modify this permit.

23. The permittee is authorized to withdraw a maximum of 1.6882 mgd of groundwater for supplemental irrigation of nursery and a maximum of 0.9770 mgd of groundwater for supplemental irrigation of pasture. Daily allocations are calculated on an average annual basis and the maximum allocation is only authorized in 1-in-10 year drought conditions.
24. The permittee is authorized to withdraw a maximum of 0.0150 mgd of groundwater on an average annual basis for livestock watering.
25. The permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.
26. The lowest quality water source, such as reclaimed water or surface water, shall be used in lieu of groundwater for agricultural irrigation at this project when technically, economically, and environmentally feasible.



# Chiefland Project

2-075-220952-5

May 2015



-  Active Withdrawal Points
-  Inactive Withdrawal Points
-  Irrigation Systems
-  Project Boundary



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.

## MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Approval of a Modification of Water Use Permit 2-047-221736-2 with a 0.9448 mgd Increase in Allocation Authorizing the Use of 2.7108 mgd of Groundwater for Agricultural Uses at the Coggins Farm Supply Project, Hamilton County

### RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-047-221736-2, with seventeen standard conditions and seven special limiting conditions, to Lakeland Sands, LLC, in Hamilton County.**

### BACKGROUND

This is a modification of an existing agricultural use to revise crop rotations from corn/ beans to corn/ carrots, apply current permit review criteria, and remove the project area now permitted under Pocos Robles (2-047-222657-1). The project comprises 3,405 controlled and 1,567 irrigated acres, and the allocation has increased 0.9448 million gallons per day (mgd), from 1.766 mgd to 2.7108 mgd in 1-in-10 year drought conditions due to the higher crop water needs. The project allocation also includes 0.0335 mgd of groundwater for other agricultural uses (tank filling, produce washing, etc.), using 2 active wells. Groundwater is used to irrigate a corn/ carrots rotation using 19 active irrigation wells, 15 center pivots and drip irrigation (30% of irrigated acreage). Groundwater is also used to water approximately 80 head of beef cattle, through one active livestock well.

All wells are monitored using electrical consumption or telemetry. There are no lower quality water sources, no reports of interference, and no observed water resource issues associated with withdrawals at this project. Interference with existing legal uses of water from the increase in allocation was also evaluated and is not expected. The project area is located within the Alapaha Water Resource Caution Area.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

WATER USE TECHNICAL STAFF REPORT  
17-Apr-2015  
APPLICATION #: 2-047-221736-2

**Owner:** Kevin Coggins  
Lakeland Sands, LLC  
530 N. East Street  
Lake Park, GA 31636

**Applicant:** Kevin Coggins  
Lakeland Sands, LLC  
530 N. East Street  
Lake Park, GA 31636

**Agent:** Not Applicable

**Compliance Contact:** Kevin Coggins  
Lakeland Sands, LLC  
530 N. East Street  
Lake Park, GA 31636

**Project Name:** Coggins Farm Supply (May GB: >2mgd)

**County:** Hamilton

**Located in WRCA:** Yes

**Objectors:** No

**Authorization Statement:**

The permittee is authorized to withdraw a maximum of 2.7108 mgd of groundwater for supplemental irrigation of corn/ carrots, watering of livestock, and other agricultural uses.

**Recommendation:** Approval

**Reviewers:** Tim Sagul; Sarah Luther; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
2.7108	0.0000	0.9448

**Recommended Permit Duration and Compliance Reporting:** Permit expiration on April 12, 2031, consistent with the previous sequence.

**USE STATUS:** This is a modification to consolidate and update the crop rotation of three existing agricultural uses.

**PROJECT DESCRIPTION:**

The project sites are located within a 4 mile radius of Jennings in Hamilton County, and consist of 3,405 controlled and 1,567 irrigated acres. Groundwater is used to irrigate a corn/ carrots rotation using 15 center pivots and drip irrigation (30% of irrigated acreage). Groundwater is also used to water approximately 80 head of beef cattle. This is a modification to revise crop rotations from corn/ beans to corn/ carrots, apply current permit review criteria, and remove 250 irrigated acres under different ownership and permitted under the Pocos Robles (2-047-222657-1). The allocation has increased 0.9448 million gallons per day (mgd), from 1.766 mgd to 2.7108 mgd in 1-in-10 year drought conditions due to the higher crop water needs. No lower quality water sources in sufficient quantity for irrigation are available for use on the project. The permittee has elected to use SRWMD telemetered and automated electric monitoring to fulfill the automated water use reporting requirement of special condition 18.

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and,
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**Is this a reasonable–beneficial use?**

**[ref. 40B-2.301(1)(a)]**

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

**Will this use interfere with any presently existing legal use of water?**

**[ref. 40B-2.301(1)(b)]**

No. The withdrawal points were modeled and showed a maximum simulated Upper Floridan aquifer drawdown of less than 0.5 feet at the project boundary. Staff determined interference with presently existing legal uses is not expected.

**Will this use be consistent with the public interest?  
[ref. 40B-2.301(1)(c)]**

Yes. Use of groundwater for agricultural uses is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?  
[ref. 40B-2.301(2)(a)]**

Yes. Based on GWRAPPS crop water needs, the use is such a quantity and such quality as is necessary for economic and efficient use. Water conservation measures include the use of new or recently retrofitted pivots and efficiency testing of irrigation systems to maintain 80% efficiency for pivots and 90% efficiency for drip. The permittee will also be utilizing USDA-NRCS approved irrigation scheduling methods, computer models, automated rain shut-off switches, conservation tillage and cover crops, and will maintain written rainfall records.

**Will the source of the water be suitable for the consumptive use?  
[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use.

**Will the source of the water be capable of producing the requested amount?  
[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amount.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?  
[ref. 40B-2.301(2)(e)]**

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?  
[ref. 40B-2.301(2)(f)]**

No. The use is not expected to harm offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upconing, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?**

**[ref. 40B-2.301(2)(g)]**

No. The withdrawal points were modeled and showed a maximum simulated Upper Floridan aquifer drawdown of less than 0.5 feet under adjacent wetlands. A wetland review was performed to evaluate possible impacts from groundwater withdrawals. Staff observed a water table depth of 1 foot and concluded that no harm to the vegetation is likely.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.?**

**[ref. 40B-2.301(2)(h)]**

Yes. The proposed withdrawals will not contribute to violation of MFLs adopted in Chapter 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.?**

**[ref. 40B-2.301(2)(i)]**

No. The project will not use water reserved by the Governing Board.

**WITHDRAWAL POINT INFORMATION:**

Site Name: Zellwin

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
118632	Zellwin #6 Well	12	850	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
118971	Zellwin #8 Well	8	700	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
118978	Zellwin #1 Well	10	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119975	Zellwin Packing House Well	4	20	FAS - Upper Floridan Aquifer	Active	Commercial	unknown
120097	Zellwin #7 Well	8	700	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120098	Zellwin #5 Well	10	850	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120099	Zellwin #3 Well	12	900	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120720	Zellwin Packing House 2 Well	8	250	FAS - Upper Floridan Aquifer	Active	Commercial	unknown
120862	Zellwin #2 Well	12	950	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
121216	Zellwin #4 Well	10	550	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation

**Site Name: Florida Line-Butler**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
118819	Butlers Well	8	500	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119200	Florida Line West Well	10	325	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
121068	Florida Line East Well	10	350	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation

**Site Name: Cedar Lane**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
119156	Cedar Lane Drip Well	12	1200	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119545	Cedar Lane Pivot Well	12	700	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation

**Site Name: Miller**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
119728	Miller Well	12	1200	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation

**Site Name: Timber Lake**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
118785	Timber Lake Pivot Well	12	900	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
119546	Timber Lake Drip Well	10	800	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation

**Site Name: Prescott**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
118817	Prescott Cattle Well	4	10	FAS - Upper Floridan Aquifer	Active	Agricultural	Livestock
120339	Prescott Pivot Well	10	500	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation
120719	Little Prescott Well	10	350	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation

**Site Name: Selph**

<b>Wells Detail</b>							
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>	<b>Secondary Use Type</b>
120769	Selph Well	12	1000	FAS - Upper Floridan Aquifer	Active	Agricultural	Irrigation

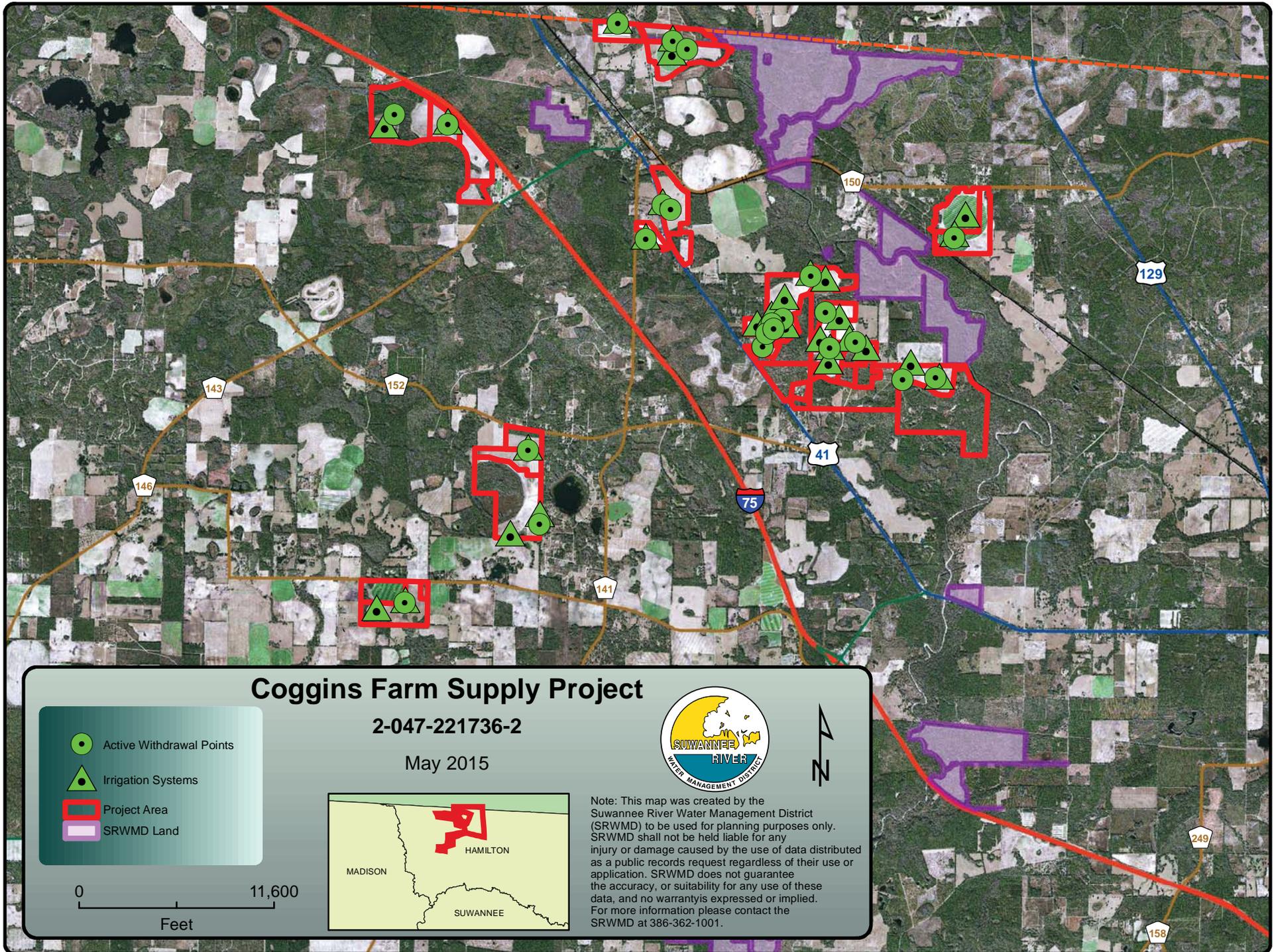
## Conditions

1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.
2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.
4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **4/12/2031**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.

8. Use classification is **Agricultural**.
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.
12. The permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
13. The permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number (**2-047-221736-2**).
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. The permittee shall implement automated monitoring of groundwater withdrawals, at permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
19. The permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new

practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.

20. The permittee's water use shall be consistent with the MFL prevention or recovery strategy developed for any water body from which this permitted water use directly or indirectly withdraws or diverts water, pursuant to subsection 40B-2.301(2)(h), F.A.C.
21. The permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.
22. The permittee is authorized to withdraw a maximum of 2.6761 mgd of groundwater for supplemental irrigation of corn/ carrots, 1.6956 mgd for green beans/ oats, or 1.7943 mgd for sweet potatoes/ onion. Daily allocations are calculated on an average annual basis and the maximum allocation is only authorized in 1-in-10 year drought conditions.
23. On an average annual basis, the Permittee is authorized to withdraw a maximum of 0.0012 mgd of groundwater for livestock.
24. On an average annual basis, the Permittee is authorized to withdraw a maximum of 0.0335 mgd of groundwater for other agricultural uses (tank filling, produce washing, etc.).
25. The permittee shall provide a compliance report to the District in the year 2025. At a minimum, the report shall contain documentation that the project's current water use is consistent with the permitted allocation.



# Coggins Farm Supply Project

2-047-221736-2

May 2015



- Active Withdrawal Points
- Irrigation Systems
- Project Area
- SRWMD Land



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.

MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Request for Authorization to Publish Notice of Rule Development to Amend Chapter 40B-3, Florida Administrative Code (F.A.C.) and File Rule and any Changes with the Department of State if no Objections are Received

RECOMMENDATION

**Staff recommends the Governing Board authorize staff to:**

- 1. Publish a Notice of Rule Development to amend Chapter 40B-3, F.A.C.;**
- 2. Publish a Notice of Proposed Rule for Rules 40B-3.021, 40B-3.037, 40B-3.041, 40B-3.051, 40B-3.101, 40B-3.201, 40B-3.301, 40B-3.411, 40B-3.492, 40B-3.502, 40B-3.504, 40B-3.512, 40B-3.517, 40B-3.521, 40B-3.529, 40B-3.531, and 40B-3.902, F.A.C.; and**
- 3. File the Proposed Rules and any Changes with the Department of State if no objections are received.**

BACKGROUND

Proposed amendments to Chapter 40B-3, Florida Administrative Code (F.A.C.), are intended to do the following:

- 40B-3.021: Remove definitions for words not used in rule text, align definitions with 373.303, Florida Statutes (F.S.), define grout application methods, upper well terminus, and well modification;
- 40B-3.037: Incorporate revised Chapter 62-531, F.A.C. (Water Well Contractor Licensing Requirements);
- 40B-3.041: Add General Permit by Rule for site assessment wells permitted pursuant to FDEP rule 62-780, F.A.C. (Contaminated Site Cleanup Criteria);

- 40B-3.051: Remove reference to test holes and exempt potable-to-non-potable modifications;
- 40B-3.101: Clarify permit recipient, simplify application requirements, incorporate the statewide well application form, and remove the elevation survey requirement in floodplain;
- 40B-3.201: Clarify application fee schedule (no change to fee amounts);
- 40B-3.301: Incorporate revised Chapter 62-532, F.A.C. (Water Well Permitting and Construction Requirements);
- 40B-3.411: Incorporate the statewide well completion report form;
- 40B-3.492: Clarify contractor responsibility for permit violations;
- 40B-3.502: Remove reference to public water supply wells;
- 40B-3.504: Revise rule citation;
- 40B-3.512: Clarify wellhead stick-up and liner requirements;
- 40B-3.517: Authorize alternative grouting methods and describe appropriate use of bridging materials;
- 40B-3.521: Add reference to upper well terminus;
- 40B-3.529: Clarify responsibility for controlling flowing wells;
- 40B-3.531: Authorize alternative abandonment methods; and
- 40B-3.902: Repeal rule due to incorporation of forms in previous sections.

The Notice of Rule Development is attached. District staff has the opportunity to hold a public hearing/ workshop for these proposed rule amendments at the June 18, 2015, meeting of the North Central Florida Water Well Association. Therefore, staff requests permission to commence rulemaking ahead of the addition of Chapter 40B-3 to the 2015-2016 Annual Regulatory Plan (July 2015). Filing the proposed rule with the Joint Administrative Procedures Committee (JAPC) and Governor's Office of Fiscal Responsibility and Regulatory Reform (OFARR) for review will not occur until the new regulatory plan is in effect.

WZ/tm

## NOTICE OF DEVELOPMENT OF RULEMAKING

### WATER MANAGEMENT DISTRICTS

#### Suwannee River Water Management District

<u>RULE NOS:</u>	<u>RULE TITLES:</u>
<a href="#"><u>40B-3.021</u></a>	Definitions
<a href="#"><u>40B-3.037</u></a>	Water Well Contractor Licensing
<a href="#"><u>40B-3.041</u></a>	Permits Required
<a href="#"><u>40B-3.051</u></a>	Exemptions
<a href="#"><u>40B-3.101</u></a>	Content of Application
<a href="#"><u>40B-3.201</u></a>	Permit Fees
<a href="#"><u>40B-3.301</u></a>	Conditions for Issuance of Permits
<a href="#"><u>40B-3.411</u></a>	Completion Report
<a href="#"><u>40B-3.492</u></a>	Violations of Permits
<a href="#"><u>40B-3.502</u></a>	Construction Methods
<a href="#"><u>40B-3.504</u></a>	Location
<a href="#"><u>40B-3.512</u></a>	Well Construction Requirements
<a href="#"><u>40B-3.517</u></a>	Grouting and Sealing
<a href="#"><u>40B-3.521</u></a>	Well Seals
<a href="#"><u>40B-3.529</u></a>	Flowing Wells
<a href="#"><u>40B-3.531</u></a>	Abandoned Well Plugging
<a href="#"><u>40B-3.902</u></a>	Forms and Instructions

**PURPOSE AND EFFECT:** The Suwannee River Water Management District (District) gives notice that it is initiating rulemaking to remove definitions for words not used in rule text, align definitions with 373.303, F.S., define grout application methods, upper well terminus, and well modification (40B-3.021); incorporate Chapter 62-531, F.A.C. (40B-3.037); add General Permit by Rule for site assessment wells permitted pursuant to rule 62-780, F.A.C. (40B-3.041); remove reference to test holes and exempt potable-to-non-potable modifications (40B-3.051); clarify permit recipient, simplify application requirements, incorporate the statewide well application form, and remove the elevation survey requirement in floodplain (40B-3.101); clarify application fee schedule (40B-3.201); incorporate Chapter 62-532, F.A.C. (40B-3.301); incorporate the statewide well completion report form (40B-3.411); clarify contractor responsibility for permit violations (40B-3.492); remove reference to PWS wells (40B-3.502); revise rule citation (40B-3.504); clarify wellhead stick-up and liner requirements (40B-3.512); authorize alternative grouting methods and describe appropriate use of bridging materials (40B-3.517); add reference to upper well terminus (40B-3.521); clarify responsibility for controlling flowing wells (40B-3.529); authorize alternative abandonment methods (40B-3.531); and repeal rule 40B-3.902.

**SUMMARY:** Amendments to District's Well Construction, Repair, Abandonment, and Modification Rule.

#### **SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: There are minimal costs to the regulated public as a result of the proposed amendments. Therefore, this rulemaking will not result in any adverse economic impacts or regulatory cost increases that require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this

notice.

RULEMAKING AUTHORITY: [373.044](#), [373.113](#), [373.171](#), [373.308](#), [373.309](#), [373.136](#), [373.333](#) FS.

LAW IMPLEMENTED: [373.019](#), [373.046](#), [373.103](#), [373.106](#), [373.113](#), [373.206](#), [373.303](#), [373.306](#), [373.308](#), [373.309](#), [373.313](#), [373.316](#), [373.323](#), [373.326](#), [373.333](#), [373.342](#), [403.0877](#) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Warren Zwanka, P.G., Suwannee River Water Management District, 9225 CR 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: May 1, 2015

RE: Permitting Summary Report

**Environmental Resource Permitting (ERP) Activities**

**Permit Review**

The following table summarizes the environmental resource permitting activities during the month of March 2015 and program totals from January 2012 to March 2015.

	Exemption Requests	Noticed Generals	Generals	10-2 Self Certifications	Individuals	Conceptuals	Total
<b>Applications received in March</b>	6	0	7	5	6	0	24
<b>Permits issued in March</b>	8	2	6	5	3	0	24
<b>Inspections in March</b>	1	0	2	5	1	0	9
<b>Total permits issued</b>	151	167	189	98	107	9	721

The following Individual Environmental Resource Permits were issued by staff, pursuant to 373.079(4)(a), Florida Statutes, in March 2015.

File Number	Project Name	County	Issue Date
ERP-007-222495-1	Dollar Tree Starke	Bradford	3/16/2015
ERP-029-222512-1	Dixie County High School/Middle School	Dixie	3/20/2015
ERP-001-222308-1	Newberry Corners – Phase I	Alachua	3/27/2015

### **Water Use Permitting and Water Well Construction Activities**

The following table summarizes water use and water well permitting activities during the month of March.

<b>March 2015</b>	<b>Received</b>		<b>Issued</b>
Water Use Permits	12		9
<b>Water well permits issued: 165</b>			
Abandoned/Destroyed	11	Livestock	0
Agricultural Irrigation	16	Monitor	19
Aquaculture	0	Nursery	0
Climate Control	0	Other	0
Fire Protection	0	Public Supply	2
Garden (Non Commercial)	0	Self-supplied Residential	116
Landscape Irrigation	0	Drainage or Injection	0
Commercial or Industrial	0	Remediation Recovery	1

**Rulemaking Schedule  
May 2015**

**40B-4**

WOD Permitting

GB Rule Dev. Auth.	8/12/2014
Notice of Rule Dev.	2/27/2015
GB Proposed Rule Auth.	12/9/2014
Send to JAPC/OFARR	3/20/2015
Notice of Proposed Rule	3/30/2015
Mail to DOS	4/24/2015
Effective Date (tentative)	5/24/2015

**40B-12**

Lobbying

GB Rule Dev. Auth.	8/12/2014
Notice of Rule Dev.	8/25/2014
GB Proposed Rule Auth.	12/9/2014
Send to JAPC/OFARR	1/8/2015
Notice of Proposed Rule	1/23/2015
Notice of Rule Change	2/18/2015
Mail to DOS	3/24/2015
Effective Date	4/15/2015

**40B-400**

ERP Permitting

GB Rule Dev. Auth.	8/12/2014
GB Proposed Rule Auth.	12/9/2014
Notice of Rule Dev.	4/14/2015
Send to JAPC/OFARR(tentative)	5/15/2015
Notice of Proposed Rule (tentative)	5/22/2015
Notice of Rule Change (tentative)	
Mail to DOS (tentative)	
Effective Date (tentative)	

**MEMORANDUM**

TO: Governing Board  
FROM: Tim Sagul, P.E., Division Director, Resource Management  
DATE: May 5, 2015  
RE: Enforcement Status Report

**Matters Staff is attempting to gain compliance without enforcement action**

<b>Respondent</b>	<b>Justin M. Fitzhugh</b>
<b>Enforcement Number / County</b>	<b>CE05-0046 / Columbia</b>
<b>Violation</b>	<b>Non-Functioning Stormwater Management System &amp; Failure to Submit As-Builts</b>
<b>Legal Counsel</b>	<b>Brannon, Brown, Haley &amp; Bullock, P.A.</b>
<b>Date Sent to Legal</b>	<b>July 1, 2010</b>
<b>Target Date</b>	<b>May 15, 2015</b>
<b>Legal Fees to date</b>	<b>\$2,274</b>
<b>Last Update</b>	<b>April 6, 2015</b>

This violation is for a non-functioning surface water management system and failure to submit as-built certification forms.

Staff inspected site on March 7, 2013. Vegetation cleared, the retention pond is still not in compliance. Staff contacted new owner, Joe Peurrung. Staff has requested that the current attorney cease work on the enforcement file. In the event that the current owner does not follow through with correcting the violation, staff will have the file reopened. Owner's engineer has contacted District staff and has been working on a corrective plan. Staff reviewed a preliminary application on May 8, 2014. An application is to be submitted by November 1, 2014. An application for a 10-2 certification was received by the DEP website on October 24, 2014. **Staff will monitor construction progress to ensure the pond is constructed and functioning as designed.**

<b>Respondent</b>	<b>Richard Oldham</b>
<b>Enforcement Number / County</b>	<b>CE10-0024 / Bradford</b>
<b>Violation</b>	<b>Unpermitted Pond &amp; Deposition of Spoil Material</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>October 13, 2011</b>
<b>Target Date</b>	<b>May 15, 2015</b>
<b>Legal Fees to date</b>	<b>\$5163.75</b>
<b>Last Update</b>	<b>April 6, 2015</b>

This violation is for construction of a pond without a permit and deposition of spoil material in a flood area.

Richard Oldham and Diana Nicklas were served with an Administrative Complaint and Order and the time for filing a petition for hearing lapsed.

Counsel filed a Petition for Enforcement in the Circuit Court for Bradford County and had Oldham and Nicklas personally served. The file was transferred from Brannon, Brown, Haley & Bullock, P.A., to Board Counsel for resolution.

A status conference was held on October 6, 2014. The judge granted Oldham and Nicklas time to meet with District staff to discuss the necessary items required to bring the project into compliance. Staff met with Mr. Oldham at the property on October 26, 2014. They discussed the necessary items required to bring the project into compliance. Mr. Oldham is currently trying to get the equipment to remove the fill. **Staff will monitor the remedial work and keep Board Counsel informed of the remedial work.**

<b>Respondent</b>	<b>Larry R. Sigers</b>
<b>Enforcement Number / County</b>	<b>CE08-0072 / Columbia</b>
<b>Violation</b>	<b>Unpermitted Dredge &amp; Fill</b>
<b>Legal Counsel</b>	<b>Robinson, Kennon &amp; Kendron, P.A.</b>
<b>Date sent to legal</b>	<b>October 5, 2011</b>
<b>Target Date</b>	<b>May 2015</b>
<b>Legal Budget / Legal Fees to date</b>	<b>\$8,600.00/ \$8,848.39</b>
<b>Last Update</b>	<b>October 16, 2014</b>

A Consent Agreement was entered into with Mr. Sigers as a result of violations of District Rules. District Staff met with Mr. Sigers on May 14, 2014, at the subject property to complete the required second annual monitoring event. Mr. Sigers is in the process of replanting areas where vegetation has died. Current water levels prevent the completion of the replanting project; however, volunteer wetland species were noted in abundance during the inspection. Mr. Sigers indicated that he will complete all plantings in accordance with Consent Agreement. **District staff will conduct the third annual monitoring event in May 2015 to determine success of mitigation.**

<b>Respondent</b>	<b>Cannon Creek Airpark</b>
<b>Enforcement Number / County</b>	<b>CE05-0031/ Columbia</b>
<b>Violation</b>	<b>Unpermitted Construction</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>February 2006</b>
<b>Target Date</b>	<b>In Permit Process</b>
<b>Legal Fees to date</b>	<b>\$7,048.50</b>
<b>Last Update</b>	<b>October 31, 2014</b>

This enforcement action has been on-going for a number of years. This involves work that was done within the subdivision to alleviate flooding. The work was done without a permit. Columbia County officials are working on a stormwater project that may alleviate the practical need to obtain compliance with the existing District permit, but instead would require that the permit be modified to reflect the system as constructed.

District staff is currently reviewing an ERP application to implement one phase of the County's master stormwater plan that includes the Cannon Creek area, which should address the remaining drainage problems for this project. The District is waiting for Columbia County to respond to the mitigation offer before taking further action on the permit application.

Columbia County responded to the request for additional information. Staff is reviewing the submittal in regards to the proposed wetland mitigation offer.

District staff met with Columbia County on February 28, 2012, to discuss outstanding RAI items and expect to soon receive additional information from the County. Columbia County proposes to “bundle” the wetland mitigation required for this project with mitigation being provided for a Home Depot project. Staff plans to discuss this approach with the District’s Governing Board.

A permit for this project was issued on August 6, 2012. Staff is working with Columbia County on an appropriate resolution.

District staff met with Columbia County staff on October 29, 2014 to discuss the path forward, including the possibility of modifying the current ERP permit. **Staff will continue to update this report as the process unfolds.**

**Matters the Governing Board has directed staff to take enforcement**

<b>Respondent</b>	<b>Charlie Hicks, Jr.</b>
<b>Enforcement Number / County</b>	<b>CE07-0087 / Madison County</b>
<b>Violation</b>	<b>Unpermitted Construction in Floodway</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>October 30, 2008</b>
<b>Target Date</b>	<b>Ongoing</b>
<b>Legal Fees to date</b>	<b>\$24,721.78</b>
<b>Last Update</b>	<b>May 5, 2015</b>

The violation consists of construction of a structure in the floodway, without obtaining a Works of the District permit. The case has been before this court several times.

The nonjury trial on damages was conducted on April 3, 2012. The Court entered its Final Judgment awarding the District a total amount of \$31,794.07, which consisted of a \$10,000 penalty, an award of attorneys’ fees of \$19,454.50, and legal and investigative costs totaling \$2,339.57. The file was transferred from Brannon, Brown, Haley & Bullock, P.A., to Board Counsel in August 2013 for resolution. The District is in the process of levying on Hick’s real property. This is done by a Sheriff’s sale. The Sheriff has been contacted and the necessary forms have been obtained. The Sheriff’s office has set the sale for the week of April 27, 2015. **The sale was cancelled and will be reset due to a misunderstanding about whether the District or the mortgage company is to receive the proceeds of the sale.**

<b>Respondent</b>	<b>EI Rancho No Tengo, Inc.</b>
<b>Enforcement Number / County</b>	<b>CE05-0017 / Columbia</b>
<b>Violation</b>	<b>Unpermitted Construction</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>January 2006</b>
<b>Target Date</b>	<b>Ongoing</b>
<b>Legal Fees to date</b>	<b>\$290,986.45</b>
<b>Last Update:</b>	<b>May 5, 2015</b>

This enforcement matter has been ongoing since 2006. After multiple court hearings, and in accordance with Court rulings, a Notice of Sheriff’s Sale was sent to the parties by certified mail.

The Sheriff’s Sale of Defendant’s real property pursuant to two writs of execution occurred on May 3, 2011. The Executive Director and Counsel were present at the sale. After an opening bid by Jeffrey Hill of ten dollars, Mr. Still bid \$390,000, which was also the highest bid. Twenty-

two minutes prior to the sale, Jeffrey Lance Hill, Sr., filed a chapter 12 case with the U.S. Bankruptcy Court in Jacksonville, Florida. Counsel has since consulted with Lance Cohen, a bankruptcy attorney in Jacksonville, whom the District retained in 2008 when El Rancho No Tengo, Inc., filed a bankruptcy case. Mr. Cohen is of the opinion that because Mr. Hill filed for bankruptcy prior to the Sheriff's Sale, the District's interest in quieting title would best be served in bankruptcy court. Therefore, Staff has directed Counsel to work with Mr. Cohen again to efficiently and expeditiously secure title to the land in the District.

On March 22, 2012, the Bankruptcy Court granted the District's motion to dismiss the Chapter 12 bankruptcy case filed by Jeffrey Hill. On March 28, 2012, District staff recorded the Sheriff's deed with the Columbia County Clerk's Office.

On May 16, 2012, Mr. Hill filed a Notice of Appeal of the Bankruptcy Court's May 3<sup>rd</sup> Order. The District's bankruptcy counsel, Lance Cohen, is responding to the appeal. Staff was directed to meet with the newer Board members individually to bring them up to date and after this was done to schedule a meeting with Mr. Hill, Mr. Williams and Mr. Reeves to discuss possible settlement. The parties have met, but a settlement was not reached.

The District's bankruptcy counsel, Lance Cohen, filed an Answer Brief on September 10, 2012, in Jeffrey Hill's appeal of the Bankruptcy Court's dismissal of his Chapter 12 case. The case is now fully briefed and, therefore, either oral argument or a written decision should occur or be issued before the end of the year. A mediation meeting was held July 29 at the Federal Courthouse in Jacksonville. The judge gave an October 15, 2013 deadline for resolution. Mr. Quincey, at the direction of the board, is working with Mr. Hill and will bring back a proposed settlement to the Board. No settlement was reached at the October 2013 Governing Board meeting. Counsel was directed to pursue a quiet title action.

On January 24, 2014, the U.S. District Court entered its order affirming the Bankruptcy Court's dismissal of Mr. Hill's bankruptcy case. Mr. Hill has appealed this matter to the 11<sup>th</sup> Circuit Court of Appeal in Atlanta. The Circuit Court issued an opinion on November 19, 2014 affirming the dismissal of Mr. Hill's bankruptcy case.

At the October 23, 2014 hearing, Judge Parker instructed the District to prepare a proposed Final Summary Judgment. The Final Summary Judgment was accepted by the Court on November 4, 2014. The Judicial Sale is set for December 10, 2014. On November 17, 2014, District counsel received a motion for rehearing sent by Mr. Hill.

At the Chair's direction District staff proposed a possible settlement to Mr. Hill early in the day on December 9, 2014, with instructions to Mr. Hill that he would need to confirm that is was acceptable by the end of the day, otherwise the December 10, 2014 judicial sale of the property would proceed.

Mr. Hill did not return on December 9, 2014. Mr. Hill was contacted by telephone on December 9, 2014, but would not confirm that the proposed settlement was acceptable. Knowing this, the Board voted to approve the proposed settlement and, provided Mr. Hill fully executed the proposed settlement unchanged and delivered it to the District Office by 9:00 am on December 10, 2015, cancel the judicial sale. Mr. Hill timely delivered an executed settlement agreement to the District Office, but such agreement was substantially modified from the settlement agreement he was offered.

The Judicial sale went forward and the District was the successful high bidder at the sale. Afterwards, Mr. Hill objected to the manner of the sale. At hearing, the court entered an order setting aside the December 10, 2014 sale. Later the court reset the judicial sale for March 25, 2015, at 11:00 am.

Mr. Hill filed an appeal of the District's action to the First District Court of Appeal and a motion for a stay during the appeal. The motion for stay was denied by the trial court.

Additionally, on December 16, 2014, Mr. Hill filed a Motion to Reconsider with the U.S. Bankruptcy Court in Jacksonville. This motion was denied.

Mr. Hill filed his Initial Brief with the First District Court of Appeals on February 19, 2015. The District's filed its Answer Brief with the First District Court of Appeal on February 26, 2015.

On February 27, 2015, the Circuit Court entered an order re-setting the judicial sale for March 25 at 11:00 a.m.

On March 25, 2015 at approximately 10:00 a.m., Mr. Hill filed a Chapter 12 bankruptcy petition. Meanwhile at approximately 11:00 a.m. the Circuit court clerk conducts the judicial sale as ordered. Mr. Hill does not appear. The District is the successful high bidder and the clerk files Certificate of Sale. On March 26, 2015, Mr. Hill files a Notice of Bankruptcy with the Circuit Court. On March 27, 2015, the District filed a Motion for Relief from Stay with the Bankruptcy court. On March 30, 2015, the Bankruptcy Court files an order for hearing on this motion and sets the hearing for April 20, 2015. **On April 20, 2015, the motion for relief from the stay was heard by U.S. Bankruptcy Judge Paul M. Glenn. On April 27, 2015 Judge Glenn granted the District's motion but also terminated the bankruptcy stay retroactively to the date Mr. Hill filed his petition. The effect of the retroactive termination of the stay is that the March 25, 2015 clerk's sale is now valid and unaffected by the stay. Further, Judge Glenn ordered that for 180 days after the date of his order, nothing filed by Mr. Hill in the bankruptcy court would create an automatic stay. This means that if there are any more filings in the bankruptcy court, they will not affect or delay the foreclosure case.**

**Additionally, the Circuit Court Hearing regarding Mr. Hill's objections to the March 25, 2015 judicial sale will be June 29, 2015.**

<b>Plaintiff</b>	<b>Jeffrey L. Hill, Sr. and Linda P. Hill</b>
<b>Enforcement Number / County</b>	<b>CE11-0045 / Columbia</b>
<b>Violation</b>	<b>NA</b>
<b>Legal Counsel</b>	<b>SRWMD Insurance Legal Counsel</b>
<b>Date sent to legal</b>	<b>August 2011</b>
<b>Target Date</b>	<b>Ongoing</b>
<b>Legal Fees to date</b>	<b>\$9,608.50 (direct cost). \$50,000.00 (approximate costs incurred to date to the insurance company. The District will only be responsible for a \$10,000 deductible due at the close of the case).</b>
<b>Last Update</b>	<b>May 5, 2015</b>

This is not a District enforcement matter, but appears to have been prompted by one. This matter concerns a circuit court complaint recently filed against the District by Jeffrey and Linda

Hill arising out of the District's enforcement litigation against El Rancho No Tengo, Inc. In summary, the Complaint alleges that the District has violated Plaintiffs' personal and property rights, acted with recklessness and malice, taken Plaintiffs' personal property, forced Mr. Hill into bankruptcy, and caused Plaintiffs psychological and emotional harm. The request for relief includes returning all real and personal property taken, permanently enjoining the District from taking Plaintiffs' property, damages in the amount of \$1,000,000.00, renewal and reinstatement of a writ dated August 4, 1991, and costs and attorney's fees. District Counsel has responded by filing a motion to dismiss, strike and for more definite statement. Counsel is currently researching whether a judgment on the merits may also be available at this stage of the proceeding. In any event, Counsel will soon request a hearing on the District's motion(s).

On October 20, 2011, Plaintiffs served an Amended Complaint to which Counsel responded by serving an Amended Motion to Dismiss and Strike. Counsel also provided a draft Motion to Award [§57.105, F.S.] Attorney's Fees to Plaintiffs on November 17, 2011. Counsel attended a hearing on the District's amended motion to dismiss and strike the amended complaint on December 9, 2011. The Court dismissed three counts of Hills' amended complaint and struck three more, but also gave the Hills 30 days from the date the order is signed to file a second amended complaint.

Counsel drafted and delivered an order to the Hills for review and comment on December 19, 2011. Comments on the draft order are due from the Hills to Counsel on December 22, 2011, at which time Counsel will send a proposed order to Judge Parker. Once a second amended complaint is filed by the Hills, Counsel will prepare an answer with affirmative defenses.

Rather than commenting to Staff Counsel on the District's draft proposed order, Plaintiff's filed their "Objection to Proposed Order," but not before Staff Counsel submitted the District's proposed order to Judge Parker on December 26, 2011. Thereafter, the District's proposed order was entered and Plaintiffs filed a timely motion for rehearing. On January 25, 2012, this case was transferred from Staff Counsel Jennifer Springfield to Staff Counsel Lindsey Lander. In February, this case was transferred to the District's Insurance Claim Services.

A hearing was set for October 5, 2012, regarding the Plaintiffs Motion for Rehearing on the Court's order dismissing and striking the amended complaint and allowing Plaintiffs 30 days leave to file a second amended complaint. Mr. Quincey, at the direction of the Board, is working with Mr. Hill and will bring back a proposed settlement to the Board. No settlement was reached at the October 2013 Governing Board meeting.

A hearing on the District's amended motion for summary judgment (among other of Plaintiffs' motions) occurred on February 6, 2014. Additionally, Mr. Hill filed a complaint in Federal Court on March 24, 2014.

On October 13, 2014, Plaintiffs filed a Notice for Trial, stating that their case is at issue and ready for trial. In response, on October 24, 2014, Defendant filed an Objection to Plaintiffs' Notice for Trial and requested that the Court set a telephonic case management hearing prior to setting the matter for trial. The grounds for Defendant's objection included the fact that Plaintiffs have not provided Defendant with complete and substantive responses to Defendant's requests to produce and interrogatories, and that Defendant needs additional time to conduct discovery, including taking Plaintiffs' depositions.

A hearing on Defendants' motion to compel discovery is currently set for December 16, 2014. Insurance Counsel is currently working with Plaintiffs to resolve this discovery dispute without

the need for a hearing. A hearing on Defendant's motion for final summary judgment was held on December 16, 2014. Judge Parker granted the District's motion for final summary judgment, which ends the case in full. Mr. Hill filed a motion for rehearing which was heard on February 12, 2015. Judge Parker's oral ruling allowed Mr. Hill time to provide additional information by February 22, 2015. If the information was not supplied, Judge Parker would enter the order granting the District's summary judgment motion. The information was not supplied, so Insurance Counsel will be requesting entry of the final order. On March 3, Insurance Counsel rechecked the Court's docket and it appears that the Plaintiffs did in fact timely file the required proof, but failed to serve Insurance Counsel with a copy. Judge Parker ruled that Plaintiffs will be given a rehearing on the District's motion for final summary judgment ("MSJ"). **The hearing was set for April 14, 2015, but was cancelled after Mr. Hill filed a Notice of Removal with the bankruptcy court on April 13, 2015. On May 4, 2015, insurance counsel filed a motion with the bankruptcy court to remand the Hills' lawsuit back to state court. Also, at the same time, insurance counsel asked the bankruptcy court to award the District its costs and fees associated with having to file the motion to remand.**

<b>Respondent</b>	<b>Jeffrey Hill / Haight Ashbury Subdivision</b>
<b>Enforcement Number / County</b>	<b>CE04-0003 / Columbia</b>
<b>Violation</b>	<b>Not Built in Accordance with Permitted Plans</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>May 2006</b>
<b>Target Date</b>	<b>Ongoing</b>
<b>Legal Fees to date</b>	<b>\$13,209</b>
<b>Last Update</b>	<b>April 2, 2015</b>

This enforcement activity has been ongoing for several years. At the hearing on January 31, 2011, the Court granted the District's motion for summary judgment in this case. The judge's order requires Mr. Hill to comply with the corrective actions specified in the District's final order, imposes a civil penalty, and awards the District its costs and attorney's fees.

Since the Bankruptcy Court's automatic stay is no longer in effect due to the dismissal of Jeffrey Hill's Chapter 12 case (see above discussion under Suwannee River Water Management District v. El Rancho No Tengo, Inc.), Counsel intends to ask the Court to schedule another case management conference, as well as a hearing to determine the civil penalty amount and the amount of the District's costs and attorney's fees, all of which have already been awarded. During the pendency of the bankruptcy proceeding, Staff Counsel drafted an agreement between the District and the County setting forth the County's offer to obtain the necessary legal access and perform the correction action required on the stormwater management system. Thereafter, the District would transfer the permit to the County as the perpetual operation and maintenance entity. In exchange for the County's assistance, and other actions agreed to by the County to help the District resolve two other long-standing ERP violations, the District contemplates donating an approximate 42-acre parcel of land on Alligator Lake that adjoins County-owned property.

Columbia County Attorney, Marlin Feagle, has reviewed the draft interlocal agreement (ILA) and County Manager is still interested in pursuing this approach. Staff from the District and County are editing the agreement and expect to present it to the Governing Board at their August meeting.

The Governing Board approved the ILA, but the Columbia County Commission chose not to pass the agreement. They wish to continue working with the District on a revised agreement. Staff is waiting to hear back from Columbia County staff. Staff understands that Columbia County has approved the ILA and it will be returned to the District for signature. **Staff met with Columbia County on March 20, 2015 and agreed with the County's approach to resolving this issue. The County will send the District a letter outlining the approach and send the signed ILA back to the District.**

<b>Respondent</b>	<b>Jeffrey Hill / Smithfield Estates-Phase 1</b>
<b>Enforcement Number / County</b>	<b>CE04-0025 / Columbia</b>
<b>Violation</b>	<b>Not Built in Accordance with Permitted Plans</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>May 2006</b>
<b>Target Date</b>	<b>Ongoing</b>
<b>Legal Fees to date</b>	<b>\$13,209</b>
<b>Last Update</b>	<b>April 2, 2015</b>

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MEMORANDUM

TO: Governing Board  
FROM: Ann B. Shortelle, Ph.D., Executive Director  
DATE: April 30, 2015  
RE: Approval of Updated Employment Policy

RECOMMENDATION

**Staff recommends the Governing Board authorize approval of revised language to the Employment Policy and Procedures.**

BACKGROUND

Since October 2012, staff has been periodically updating District policies and procedures in order to increase accountability, transparency, and efficiency.

The Employment Policies section of the procedures manual has been revised to better communicate the District's Nepotism policy.

LC/rl  
Attachments

## **EMPLOYMENT POLICIES**

Effective: May 14, 2015

The Suwannee River Water Management District (District) only hires U.S. citizens and lawfully authorized alien workers. As required by federal law, new hires must present documentation of employment authorization within three days of employment and employees with work visas that have an expiration date must provide continued proof of a valid visa or work authorization or face termination. [Section 110.1128, Florida Statutes]

The District's goal is to meet the objectives of its mission by employing a small, highly productive, and well-compensated staff.

The District's recruitment policy is to hire the candidate responding to position postings, advertising, or other recruitment activities that best matches District requirements and needs.

The District is an equal opportunity employer. The District provides fair and equal employment opportunities to all employees and applicants without regard to race, color, religion, sex, national origin, age, marital status, veterans status, or disability (if such disability does not interfere with the ability of the employee to perform the essential functions of his/her position with reasonable accommodation).

### **Oath of Loyalty**

Florida law requires all employees to sign an Oath of Loyalty as a condition of employment. This oath is provided during employee orientation and becomes a part of the employee's official personnel file. [Sections 110.201, 876.05, Florida Statutes]

### **Code of Ethics for Public Employees**

It is the policy of the District that no employee will have any interest, financial or otherwise, direct or indirect; or engage in any business transaction or professional activity; or incur any obligation of any nature which is in substantial conflict with the proper discharge of his or her duties in the public interest. To implement this policy and strengthen the faith and confidence of the people of the state in their government, there is an enacted code of ethics setting forth standards of conduct required of state, county, and city officers and employees, and officers and employees of other political subdivisions of the state, in the performance of their official duties. It is the intent of the Legislature that this code serve not only as a guide for the official conduct of public servants in this state, but also as a basis for discipline of those who violate its provisions.

It is the policy of the District that employees are agents of the people and hold their positions for the benefit of the public. They are bound to uphold the Constitution of the United

States and the Florida State Constitution and to perform efficiently and faithfully their duties under the laws of the federal, state and local governments. Such officers and employees are bound to observe, in their official acts, the highest standards of ethics consistent with this code and the advisory opinions rendered by the Florida Commission on Ethics with respect regardless of personal considerations, recognizing that promoting the public interest and maintaining the respect of the people in their government must be of foremost concern. [Part III, Chapter 112, Florida Statutes]

To ensure ethical business practices, it is prohibited for any District employee to:

Solicit gifts, gratuities, honorariums, or any other form of non-District compensation for the performance of District duties. In the event of receipt of an unsolicited gift, gratuity, or honorarium with a value of \$25 or more, the employee must report receipt of same in writing to the Executive Director within one week of receipt.

Solicit or accept anything of value, including a gift, loan, reward, promise of future employment, favor, or service, when the employee knows, or should know, that it is offered or given to influence the employee's actions in his or her official capacity. This prohibition extends to the employee's spouse and minor children.

Use or attempting to use his/her position, any property or resource that may be within his/her trust, or performing his/her official duties to secure a special advantage in business, personal gain, privilege, benefit, or exemption for themselves or others.

Disclosure or use of information not available to the general public and gained by reason of his/her District employment for the personal gain or benefit of themselves or others. This prohibition persists even after an individual has ended his/her employment with the District.

Have an employment or contractual relationship with a business entity that does business with the District or is regulated by the District. Any activity that might appear questionable should be presented for approval through the Division Director and Executive Director.

Participate in any other paid and/or unpaid activities that violate the Code of Ethics for Public Officers or Employees contained in Chapter 112, Florida Statutes.

Use any District equipment and/or supplies to conduct any business related to their outside activities. This includes, but is not limited to, telephones, computers, copy and facsimile machines, inter/intra office mail, and vehicles.

If an employee receives approval for outside employment, the employees' outside employment should not in any way affect their performance at the District. Failure to perform assigned District tasks due to outside employment will result in dismissal.

## **Employee Relationships with Regulated Entities**

Florida Statutes and rules of the Florida Administrative Code (F.A.C.) require that employees disclose potential or actual relationships with entities (i.e., individuals, partnerships, corporations, and other entities) subject to regulation by or doing business with the employee's agency.

Employees who exercise "regulatory responsibilities" must disclose within five working days if they:

- Make application for employment with a regulated entity; or
- Receive an offer of employment or for a contractual relationship for compensation from a regulated entity; or
- Obtain a financial interest in a regulated entity.

You may be considered to have "regulatory responsibility" if you are directly responsible for determining if a regulated entity is in compliance with federal or state statutes/regulations or recommending or approving the issuance, suspension, revocation or cancellation of a license. [Section 110.233, Florida Statutes]

## **Nepotism/Employment of Relatives**

No relative of a member of the District Governing Board shall be employed by the District. A District employee who, voluntarily or otherwise, becomes a relative of a member of the District Governing Board shall be terminated.

Should two District employees, voluntarily or otherwise, become relatives; usually the employee with less seniority will be terminated. However, the District may choose to terminate the employee with more seniority in special circumstances (including, without limitation, discipline record or ongoing performance issues with the employee with more seniority, anticipated difficulty in replacing the employee with less seniority). For the purposes of this section, "seniority" shall mean the period of time an employee, since the employee's most recent break in service, has been employed by the District as a full time employee.

A District employee who becomes a relative of a District Governing Board member or another District employee, shall immediately notify the human resources department of the same.

Relatives include: father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, or half-sister. [Section 112.3135, Florida Statutes]

## Political Activities

Our employees are encouraged to register and vote their preference at election time. This is an exercise of constitutional rights and a responsibility of citizenship. However, any other political activities on your part may be limited while you are employed with the District. The [Federal Hatch Act](#) and Florida law both provide for such restrictions.

A District employee is prohibited from holding, or being a candidate for, public office or taking any active part in a political campaign while on duty or within the period of time during which the employee is expected to perform services. However, the employee may be a candidate for or hold local public office when authorized by the Executive Director if it involves no interest which conflicts with, or activity which interferes with, his/her employment.

Before running for public office or taking active part in a political campaign, employees should first contact their supervisor for guidance regarding activities that may or may not be permitted, as determined by the Executive Director.

## Financial Disclosure

Financial disclosure forms are mailed to state and local officers and employees, specified state employees, as well as candidates for elective local offices in mid-May as provided in Sections 112.3144 and 112.3145, Florida Statutes. Financial disclosure forms must be completed on or before July 1 of each year and be mailed to the Florida Commission on Ethics, P. O. Drawer 15709, Tallahassee, Florida 32317-5709. Persons who fail to file the annual disclosure form by September 1 of each year are subject to automatic fines of \$25 for each late day.

Persons who leave their position during the year are still required to file disclosure for the previous year and for any period of time worked during the year in which they left. If your position requires filing a financial disclosure form, you must complete and **submit a Final Statement of Financial Interests (Form 1F) within 60 days of separation from your position.**

Specific information about the definitions of those designated to file and access to forms you will need to complete are available on the Florida Commission on Ethics website at <http://www.ethics.state.fl.us>. Select **Financial Disclosure** on the left pane.

## Performance Management

At a minimum, supervisors are required to provide employees written feedback on their performance on an annual basis.

## Separations

The District recognizes that, eventually, every employee will separate from his/her employment with the District. These separations are either initiated by the employee or initiated by the District.

### *Retirement*

The State of Florida offers District employees two retirement options. You may choose to participate in a defined benefit (pension) plan or defined contribution (investment) plan. These options are jointly funded by the state and the employee. More information on retirement is provided in the benefits section of this handbook.

### *Separation by Resignation:*

The District requests that employees who elect to separate from the District provide the District with at least two weeks' notice of resignation in writing to their Supervisor. The Division Director is responsible for promptly notifying Human Resources immediately after accepting a resignation, collects the resignation letter and assists in the execution of the **Termination Checklist form**. Human Resources will send an e-mail to all responsible parties on the Termination Checklist to inform them that the separation is taking place. It is your responsibility to return all state property, (i.e., keys, cell phone, computer, printers, credit cards, keys, ID badges, GPS units, etc.) which the District issued to you. Failure to comply could result in legal action. Final compensation will not be released until the termination checklist has been accepted or acknowledged by the Division Director.

If you are moving to another agency, the transfer of any leave credits you have accrued will depend on whether your new agency is considered a state agency for leave transfer purposes and whether your move is within 31 days of your separation. Therefore, it is important to identify the name of your new agency and to include the date of your new employment in the letter of resignation, to ensure the proper transfer of your leave credits.

If you participate in the Deferred Compensation Program, you will need to contact your investment provider(s) to ensure that, if you are moving to another agency, the proper adjustment (if any) is made to your payroll deduction. If you are separating from state government (or retiring), contact your investment provider(s) to ensure timely processing of distributions or payout options, as well as to arrange for tax deferral of any pending annual and/or sick leave terminal payments, if desired. In the case of separation from state government or retirement, it is also important to contact your credit union or other banking institution about the settlement of any savings and/or loan accounts you currently maintain through payroll deduction.

### *Dismissals*

District employees serve at the will and pleasure of the Executive Director. This means while enjoying the protection of federal and state laws prohibiting unlawful discrimination,

employment may be severed at any time without the right to appeal or grieve the decision. No employee may be dismissed due to discrimination based on age, race, gender, national origin, religion, marital status or similar lawfully protected status.

After notification by the Executive Director, Human Resources will begin the termination process by drafting a Notice to Terminate letter and obtaining a list of items as provided on the Employment Termination Checklist form that will be provided as an attachment to the termination letter. The Termination letter shall explain the reason and/or evidence for termination and will be signed by the Executive Director.

The Executive Director and/or Assistant Executive Director, Division Director and Human Resources and other District staff as may be necessary (Supervisor), shall meet with the employee to explain the nature of the evidence to support any charges that brought about the termination. This Notice to Terminate letter requires the terminated employee's signature of understanding, and a copy of the letter shall be given to the employee at that time. The list of items checked out to the employee will be discussed and either turned over at the time of separation or an explanation of where Human Resources can obtain the items will be confirmed. The employee will be made aware that the employee's final compensation will not be released until the list of items have been accepted or acknowledged by the Division Director.

A date will be set and agreed upon for the employee to come back to the District to remove and collect their personal property. This task shall not take place for at least three business days after the termination notification has been delivered. If the property is not removed on the agreed upon date, a letter will be sent to employee notifying them of the need to remove property or it will be packed up by the Supervisor and stored for a limited time stated in the letter and ultimately discarded if not picked up by the employee.

#### *Layoffs*

Layoffs occur if and when positions are deleted, either filled or vacant, due to budget cuts, program reductions resulting from outsourcing or privatization efforts, or program phase-outs. Layoffs are carried out in accordance with Rule 60L-33.004, F.A.C., If a layoff were to occur at the Suwannee River Water Management District, reasonable efforts will be made to assist affected employees through the process. [Section 110.227, Florida Statutes]

#### **Work**

In order to meet the demands of a changing workforce and to assist in recruiting and retaining employees to meet its mission and goals, the District has implemented an alternative workweek. Variations in the standard workweek are a privilege and are intended to assist an employee in meeting personal/family needs.

In accordance with the Fair Labor Standards Act, the standard District workweek consists of 40 work hours between 8:00 a.m. and 5:00 p.m., with a minimum of a 30-minute and

maximum one-hour meal period, Monday through Friday. A meal period must be taken between the hours of 11:00 a.m. – 2:00 p.m.

Two rest breaks of 15 minutes each, one during each half of the workday, may be scheduled during workdays of over 5 hours. One rest break of 15 minutes may be scheduled during workdays of 5 hours or less. Rest breaks shall be considered time worked. Rest breaks shall not be combined, accumulated, or used to cover late arrivals, early departures or to extend meal or leave periods.

Travel time for employees shall be considered hours of work as applied by the Portal-to-Portal Act under FLSA.

### Commuting

Normal commuting from home to work, regardless of whether it is to an assigned location or a job site, and returning to home at the end of the workday is not considered hours of work.

Home to work travel on a one-day special assignment to another work location beyond normal commute shall be considered hours of work. A work assignment is considered a special assignment if it is performed for the District's benefit and at the District's request to meet the needs of a particular and unusual assignment.

## Compensation

The following information about compensation (pay) is summary in nature and not intended to address all situations or circumstances. For complete information, please refer to appropriate Florida Statutes, Florida Administrative Code (rules), federal codes and applicable payment plan documents. If any information in this handbook conflicts with the Florida Statutes, rules, federal codes, or official payment plan documents, those statutes, rules, codes, or payment plan documents are the final authority.

### *Compensation for Hours Worked*

Non-Exempt employees are paid at their straight time regular rate of pay for the first 40 hours of work in the workweek (or total contracted hours), including holidays and leave with pay.

For hours in excess of 40 hours in the workweek, non-exempt employees will be paid for overtime by cash payment at the rate of one and one-half times the hourly regular rate of pay. However, if elected in lieu of cash, such employees may instead be credited Fair Labor Standards Act Special Compensatory Leave subject to the following:

- For every excess hour worked, employees are credited one and one-half hours of Fair Labor Standards Act Special Compensatory Leave;
- Fair Labor Standards Act Special Compensatory Leave credits are available for

employees to accrue upon prior supervisory approval and/or may be allowed to accrue up to a maximum of 40 hours;

- Fair Labor Standards Act Special Compensatory Leave credits not used as of September 30 each year are paid at the employee's straight time regular rate of pay; and
- Unused Fair Labor Standards Act Special Compensatory Leave credits are also paid at the time of separation of a district position.

Non Exempt employees are required to receive prior approval to work over their standard 40 hours. They must submit a "Non-exempt Employee Requested Authorization to Work More Than 40 Hours" form to their Division Director and it must be approved by the Executive Director.

Employees in exempt classifications are required on occasion to work additional hours without receiving further compensation.

#### *Unforeseen Extraordinary Events*

In extreme circumstances, exempt employees who are directed to work hours in excess of the regular work period in response to an unforeseen extraordinary event or occurrence to provide agency mission critical services to the public may, with the implementation of an order by the Executive Director, be provided compensatory time off.

The District adheres to the provisions and requirements of the Fair Labor Standards Act. Specific questions staff may have as to applicability or interpretation of the Act should be directed to the Division Director.

#### *Travel*

While out of the office on District business time spent traveling may be counted as travel under certain conditions. For business travel of less than one day, travel time should be accounted for as work time. When travel originates from one's home, the travel time is calculated the minimum time between one's home and destination, vs. the District's office, whichever is less.

For business travel involving an overnight stay, travel time may be accrued during travel to the destination and the return trip. When multi-day trips involve a conference or other meetings with an agenda, no more than the employee's regular number of hours may be earned, unless they involve travel. Time spent on non-technical tours or other events are not considered work time.

#### *District Sponsored Events*

The District sponsors events periodically such as health fairs, meals or seminars. These events should be considered work time.

*Rate of Pay*

The base rate of pay is the rate of pay (biweekly) that employees earn and which does not include any additives or incentive payments. The hourly rate of pay is computed on the basis of 2,080 work hours annually. Employees may receive a salary increase to their base rate of pay at any time based upon documented justification in accordance with agency policy and provided funds are available and the increase is not prohibited by law. If any changes are made to an employee's pay, the employee shall be notified, in writing, of the changes.

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Executive Director

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Effective Date

MEMORANDUM

TO: Governing Board  
FROM: Ann B. Shortelle, Ph.D., Executive Director  
DATE: April 30, 2015  
RE: Approval of Updated Vehicle Use Policy

RECOMMENDATION

**Staff recommends the Governing Board authorize approval of revised language to the Vehicle Use Policy.**

BACKGROUND

Since October 2012, staff has been periodically updating District policies and procedures in order to increase accountability, transparency, and efficiency.

The Vehicle Use Policy section of the procedures manual that was approved by the Governing Board on April 8, 2014, has been revised to better communicate the guidelines for use of privately owned vehicles.

LC/rl  
Attachments

## **VEHICLE USE POLICY**

Effective: April 8, 2014

Updated: May 14, 2015 (Use of Personal Vehicle)

The District maintains a fleet of vehicles. These vehicles are kept in assigned spaces and are available for check out by employees on an as-needed basis. District vehicles should be used by employees on District business whenever possible. Vehicles are to be used for District business only; no private use is permitted.

Employees with assigned vehicles must commute to and from District headquarters, or alternative duty station as defined by the District in writing, in private vehicles. In cases where the work assignment on a given day makes it more beneficial to the District to begin the day from the employee's home rather than District headquarters, the employee's Division Director or Bureau Chief may authorize a District vehicle to be driven home. This authorization is given on a case-by-case basis and must be provided in writing, in advance of vehicle use, using the Requested Authorization to Drive a District Vehicle Home form.

While using District vehicles, employees are to observe all traffic laws. All collisions or vehicle damage must be promptly reported to the employee's Division Director and the Risk Manager. Within two hours of the collision, the driver must go to a walk-in clinic for a drug and alcohol screening (see "Drug Free Workplace"). *Post-accident drug and alcohol testing must be conducted after accidents on employees whose performance could have contributed to the accident (as determined by a citation for moving traffic violation) and for all fatal accidents even if the driver is not cited for a moving violation (see below drug testing policy).*

A Vehicle Incident Report should be submitted within 24 hours of the accident. A review of the accident will be conducted by the safety committee and a report will be produced to the Executive Director. Any citations received are the responsibility of the employee, must be promptly reported to the employee's Division Director and Fleet Manager, and may result in disciplinary action. No smoking is allowed in District vehicles. Drivers of both assigned and pool vehicles are responsible for immediately reporting, in writing, any unsafe or unusual vehicle condition to their Division Director and the Fleet Manager. Additionally, vehicles must remain clean and orderly.

Non-District employees who are involved in a legitimate District activity (such as District contractors or Governing Board members) may travel in a District vehicle driven by a District employee. However, unauthorized passengers such as friends or family members are not allowed to travel in a District vehicle.

### **DIVISION ASSIGNED VEHICLES**

The District may assign vehicles to divisions that have staff that drive vehicles a minimum of 15 days per month or in the case of specialty vehicles (vehicles fitted with welders/generators, utility beds, etc.) and may be checked out by other Divisions when not in use. Division staff is

responsible for turning in Vehicle Repair Requisitions, ensuring maintenance is scheduled with the Fleet Manager and turning in fuel receipts/usage logs at the end of the month for all division assigned vehicles.

## **POOL VEHICLE CHECKOUT**

A Microsoft Outlook calendar is used to track availability for each pool vehicle. Pool vehicles will be checked out on a first-come, first-serve basis. To check out a pool vehicle, create an appointment on the specific vehicle calendar for the dates and times you wish to check out that vehicle. Remember, it will be better to overestimate when you will need the vehicle due to the fact that other staff members may need that pool vehicle after you. Due to the first-come, first-serve policy, it is very important to correct appointment times if a change in appointment occurs.

When it is time to use the vehicle, the keys along with the Vehicle Log form will be available for pickup from their location in the District Headquarters Lobby. Staff is responsible for taking the vehicle folder containing the vehicle keys, a fuel credit card, an insurance card and a Vehicle Log form with them. Upon returning to the office with the vehicle, staff will ensure there is a minimum of a 3/4 tank of fuel. Staff should use regular unleaded gasoline unless the vehicle requires diesel fuel.

Once staff is done using the vehicle, the vehicle will be left clean of trash, work equipment, personal artifacts and parked in its assigned location. The keys with the Vehicle Log form and fuel receipts will be promptly returned to their proper hanging location in the District Headquarters Lobby. The Vehicle Log form must be properly completed by recording time of use, total mileage, fuel, purchases, repair needs or unusual conditions, date, public purpose, and initials.

Employees are required to record fuel usage at the time of refueling assigned vehicles or pool vehicles on the Vehicle Log form. Data on mileage, fuel use, cleaning, maintenance and repair is entered into a database by the Administration BRS on a monthly basis. It is critical that drivers of pool and assigned vehicles submit the Vehicle Log form in an accurate and timely manner.

## **USE OF PRIVATELY-OWNED VEHICLE**

Privately owned vehicles may not be used by employees for official travel in lieu of District owned vehicles or common carriers except where authorized by a Division Director or Bureau Chief. Such use of privately owned vehicles may only be authorized where:

1. No appropriate District vehicle (assigned or pool) is available;
2. The employee must relocate for work purposes for an extended amount of time; or
3. The use of a privately owned vehicle is the most efficient and economical means of travel (considering time of the traveler, impact on the productivity of the traveler, cost of transportation, and per diem or subsistence required).

Whenever travel by privately owned vehicle is authorized, the traveler will be reimbursed as follows:

1. A traveler shall be entitled to (1) a mileage allowance at a rate of 44.5 cents per mile or, (2) if determined by the authorizing Division Director or Bureau Chief to be more economical, the common carrier fare for such travel. All mileage shall be shown from point of origin to point of destination and, when possible, shall be computed on the basis of the current map of the Department of Transportation. Vicinity mileage necessary for the conduct of official business is allowable but must be shown as a separate item on the expense voucher.
2. Reimbursement for expenditures related to the operation, maintenance, and ownership of a vehicle shall not be allowed when privately owned vehicles are used on public business and reimbursement is made pursuant to this paragraph, except as provided in Section 112.061(8), Florida Statutes (tolls, parking fees, etc.).

Any unauthorized use of a privately owned vehicle shall not be considered official travel for the District and the traveler shall not receive any reimbursement for such use and the total cost of such travel shall be borne by the traveler including, without limitation, all costs related to the operation, maintenance and ownership of the vehicle and all charges for tolls, ferry fares, storage, parking and similar fees.) Further all use of such privately owned vehicle shall be at the sole risk of the traveler and the District shall not be responsible for damage to the privately owned vehicle or injuries to persons riding therein.

#### **USE OF SEAT BELTS**

All front and rear seat occupants of District-owned, leased or rented vehicles and all personal vehicles operated on District business are required to wear seat belts. Failure to wear seat belts will be considered improper use of a vehicle and will subject employees to disciplinary action. If an accident resulting in injury to an employee occurs and the employee is not wearing seat belts and the failure to use the seat belts contribute to injuries received, the employee's worker's compensation benefits may be reduced under the provisions of Section 440.09(4), Florida Statutes.

#### **USE OF CELLULAR PHONES**

The use of cell phones as applied in this section applies to any device that makes or receives phone calls, leaves messages, sends messages, surfs the Internet, or downloads and allows for the reading of and responding to email. The District requires employees to follow the laws of the road (F.S. 316). The District encourages employees to pull off the road to use a cell phone, hands on or hands off, or similar device while driving, whether the business being conducted is personal or District related.

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Executive Director

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Effective Date

## MEMORANDUM

TO: Governing Board

FROM: Ann B. Shortelle, Ph.D., Executive Director

DATE: April 30, 2015

RE: **Public Hearing** and Consideration of Resolution Number 2015-12 Authorizing the Purchase of the Alligator Creek / Steffen Tract, 14+/- Acres in Bradford County

### RECOMMENDATION

**Subject to public comment that may be received, staff recommends the Governing Board approve Resolution Number 2015-12 authorizing the Executive Director to exercise an option contract to purchase the Alligator Creek Tract, 14 +/- acres, from John and Deborah Steffen in Bradford County.**

### BACKGROUND

In accordance with Section 373.139(3)(a), Florida Statutes, a public hearing is scheduled for May 14, 2015, to take comments on the purchase of 14 ± acres owned by John and Deborah Steffen in Bradford County. A Public Hearing Summary of the proposed acquisition is attached to this memorandum.

The Governing Board authorized staff to conduct a detailed assessment and commence negotiations in November 2014. Staff has negotiated the attached option contract for the Governing Board's consideration.

The purpose of the proposed acquisition is to restore the hydrology, wetlands, and conduct exotic/nuisance vegetation removal on the property as an integral component of the mitigation plan for the proposed State Road 223/200 Starke Bypass project. Florida Statute 373.4137 identifies an environmental mitigation process for transportation projects when wetland mitigation is required. The mitigation must be accomplished through regional, long-term planning and furthermore requires that FDOT fund the mitigation with the District conducting oversight of all planning and construction activities.

JD/rl  
Attachments

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

**RESOLUTION NO. 2015-12**

**APPROVING THE ACQUISITION OF LANDS OWNED BY JOHN AND DEBORAH STEFFEN, 14 ACRES +/- IN BRADFORD COUNTY, AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXERCISE AN OPTION CONTRACT**

**WHEREAS**, the Suwannee River Water Management District (District) has been offered fee title to lands owned by John and Deborah Steffen consisting of 14 +/- acres in Bradford County, Florida. A map and legal description of said lands being attached hereto as Attachment A; and

**WHEREAS**, the purchase price for the said lands shall be \$22,000 or \$1,571.43 per surveyed acre; and

**WHEREAS**, the purpose of the proposed acquisition is to restore the hydrology, wetlands, and conduct exotic/nuisance vegetation removal on the property as an integral component of the 373.4137, Florida Statutes, mitigation plan for the proposed State Road 223/200 Starke Bypass project; and

**WHEREAS**, said lands are being acquired consistent with sections 373.139 and 373.199, Florida Statutes and with the Florida Forever five-year work plan filed with the Legislature and the Florida Department of Environmental Protection; and

**WHEREAS**, the funds hereinafter requested will be used only for the purchase price of said lands and related acquisition costs; and

**WHEREAS**, said lands will be maintained in an environmentally acceptable manner compatible with the resource values for which acquired and, to the extent practical, in such a way as to restore and protect their natural state and condition; and

**WHEREAS**, said lands have been appraised by at least one real estate appraiser and were approved for acquisition after duly noticed public meeting to inform the public of this acquisition; and

**WHEREAS**, an environmental audit shall be performed prior to closing, and, before the purchase of any land found to be contaminated a remediation plan will be submitted to the Department; and

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Board of the Suwannee River Water Management District:

(1) The purchase of the described lands owned by John and Deborah Steffen is approved, and the Executive Director is authorized to execute an option contract and related documents on behalf of the District.

**RESOLUTION NO. 2015-12**

(2) The above statements are hereby certified and declared to be true and correct, and the acquisition of said parcel is hereby further certified to be consistent with this District's plan of acquisition and Section 373.199, F. S.

(3) The District hereby requests funds for the purchase price of said lands and related acquisition costs from the Florida Department of Transportation.

**PASSED AND ADOPTED THIS 14TH DAY OF MAY, 2015 A.D.**

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
BY ITS GOVERNING BOARD**



**MEMBERS OF THE BOARD:**

- DON QUINCEY, CHAIR**
- ALPHONAS ALEXANDER, VICE CHAIR**
- VIRGINIA H. JOHNS, SECRETARY/TREASURER**
- KEVIN W. BROWN**
- GARY JONES**
- VIRGINIA SANCHEZ**
- RICHARD SCHWAB**
- BRADLEY WILLIAMS**
- GUY N. WILLIAMS**

**ATTEST**



# Attachment "A"

## LEGAL DESCRIPTION

A portion of Bradford County Tax Parcel 04230-0-00100 consisting of 14 acres more or less as shown below. A legal description to be determined by a boundary survey.



**ALLIGATOR CREEK / STEFFEN TRACT  
PUBLIC HEARING SUMMARY  
May 14, 2015**

**TRACT:** Alligator Creek / Steffen Tract

**SELLER:** John and Deborah Steffen

**LOCATION:** Bradford County

**ACREAGE:** 14 +/- acres

**TRACT DESCRIPTION:** The Alligator Creek/Steffen Tract is part of a larger parent tract. The 14 +/- acres is vacant and wooded. Several remnant flowage channels braid through the property as part of the Alligator Creek system before the creek was dredged. Most of the land is within the one-percent annual chance floodplain and contains wetlands.

**ACCESS:** The property is accessed through the KOA campground and lies adjacent to City of Starke property.

**TITLE ENCUMBRANCES:** There is a utility easement for the City of Starke for an underground pipeline conveying wastewater effluent to the City's spray field and for overhead utility lines. In addition, the seller will be required to terminate a notice of commencement recorded on September 4, 2014, that affects the parent tract.

**PRICE:** \$1,571.43 per acre or \$22,000 for 14 +/- acres based on acreage included in Steffen's option contract. If the survey of the property shows the acreage to be different than 14, then the purchase price shall be adjusted accordingly.

**ACQUISITION FUNDS:** The purpose of the proposed acquisition is to restore the hydrology, wetlands, and conduct exotic/nuisance vegetation removal on the property as an integral component of the mitigation plan for the proposed State Road 223/200 Starke Bypass project. Florida Statute 373.4137 identifies an environmental mitigation process for transportation projects when wetland mitigation is required. The mitigation must be accomplished through regional, long-term planning and furthermore requires that FDOT fund the mitigation with the District conducting oversight of all planning and construction activities.

**CLOSING COSTS:** The Seller will pay for the documentary stamps and title insurance. The District will pay for the survey, environmental audit and recording fees. Each party will pay its own attorney's fees. Closing costs are estimated at \$7,200.

**EVALUATION OF LAND MANAGEMENT COSTS:** Management of this land will consist of operation and maintenance of the completed restoration project. Operation and maintenance costs of the project will be estimated during detailed design of the restoration project.



**EFFECTIVE DATE** shall mean the date the **OPTION** is fully executed by the **OPTIONOR**.

**ENVIRONMENTAL AUDIT** shall mean a Phase I environmental site assessment of the **PROPERTY**.

**OPTION** shall mean this "Option Contract".

**PROPERTY** shall mean that certain parcel of real property as shown or described on the attached Exhibit "A".

**SURVEY** shall mean a survey of the **PROPERTY** made by a Florida licensed surveyor who shall be selected by the **DISTRICT** from its list of approved surveyors. The **SURVEY** shall (a) be certified to the **DISTRICT**, the **OPTIONOR**, the **CLOSING AGENT**, and the title insurance company issuing the **TITLE COMMITMENT**, (b) meet the requirements of Chapter 472, Florida Statutes, (c) delineate the coastal construction control line as defined in Section 161.053, Florida Statutes, (the "CCCL") on the **PROPERTY** or affirmatively show that no part of the **PROPERTY** is located either partially or totally seaward of the CCCL, (d) provide a "meets and bounds" legal description or descriptions of the **PROPERTY**, and (e) show the **SURVEYED ACRES**.

**SURVEYED ACRES** shall mean the actual number of acres of the **PROPERTY**, excluding public road rights of way, railroad rights of way, cemeteries, and any lands below the ordinary high water line or mean high water line of any river, lake or stream, if any.

**TITLE COMMITMENT** shall mean a commitment to issue a title insurance policy for the **PROPERTY**, purchased from the **CLOSING AGENT** as agent for a Florida licensed title insurance company.

2. **GRANT OF OPTION.** For and in consideration of the **OPTION PRICE**, the time and money to be expended by the **DISTRICT** in evaluating this **OPTION** and preparing this **OPTION** for presentation to the **DISTRICT's** Governing Board, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the **OPTIONOR** hereby grants to the **DISTRICT** the exclusive right and option to purchase, on the following terms and conditions, the **PROPERTY**.

3. **EXERCISE OF THE OPTION.** The **OPTION** may be exercised only by majority vote of the **DISTRICT's** Governing Board and by delivering written notice thereof to the **OPTIONOR** during the **OPTION PERIOD**. Such written notice may be delivered in person or sent by certified U.S. mail, return receipt requested, by a recognized overnight carrier (i.e., Federal Express or UPS), by facsimile or email transmission, to the **OPTIONOR** at the **OPTIONOR's** address set forth in the "Definitions" section of the **OPTION**. Such written notice be deemed delivered when sent as set out above or if delivered in person upon receipt.

4. **TERMS AND CONDITIONS OF PURCHASE.** Should the **OPTION** be exercised, the terms and conditions of the purchase and sale of the **PROPERTY** shall be as follows:

4.1 **BINDER:** No later than ten (10) days after the **OPTION** is exercised, the **DISTRICT** shall post the **BINDER** with the **CLOSING AGENT**. The **CLOSING AGENT** shall hold the **BINDER** in its non-interest bearing trust account. At closing, the **BINDER** shall be paid to the **OPTIONOR** and credited to the **PURCHASE PRICE**.

- 4.2 **PURCHASE PRICE:** The PURCHASE PRICE shall be paid by the DISTRICT, in cash at closing. If the DISTRICT has a SURVEY prepared, then the PURCHASE PRICE shall be adjusted to be equal to the SURVEYED ACRES multiplied by the PURCHASE PRICE PER ACRE. The OPTION PRICE shall be credited to the PURCHASE PRICE, at closing.
- 4.3 **Expenses:** The expenses of closing this transaction shall be paid, at closing, as follows:
- 4.3.1 OPTIONOR shall pay for:
- Documentary stamp tax on the deed of conveyance
  - Owner's title insurance policy (including the TITLE COMMITMENT, search, examination and related charges)
  - OPTIONOR's attorneys fees
- 4.3.2 DISTRICT shall pay for:
- Charges to record the deed of conveyance
  - Costs of the ENVIRONMENTAL AUDIT, if any
  - Costs of the SURVEY, if any,
  - DISTRICT's attorneys fees
- 4.4 **Ad Valorem Taxes and Assessments on the PROPERTY:**
- 4.4.1 For the year of closing, the OPTIONOR shall be responsible for and pay at closing all ad valorem taxes and assessments on the PROPERTY for that portion of the year of closing prior to the transfer of title, so as to discharge the lien of such ad valorem taxes and assessments. If allowed, the OPTIONOR shall pay such ad valorem taxes and assessments as provided in Section 196.295, Florida Statutes and Rule 12D-13.016, Florida Administrative Code. Otherwise, such ad valorem taxes and assessments shall be prorated as of the CLOSING DATE.
- 4.4.2 For all years prior to the year of closing, the OPTIONOR shall be responsible for and pay at closing all unpaid ad valorem taxes and assessments on the PROPERTY, so as to discharge the lien of such ad valorem taxes and assessments.
- 4.5 **Closing:** The closing of this transaction shall be conducted at or through the offices of the CLOSING AGENT. The CLOSING DATE shall be a date mutually agreed upon between the parties no later than sixty (60) days after the OPTION is exercised.
- 4.6 **Conveyance:** At closing, the OPTIONOR shall convey title to the PROPERTY by statutory warranty deed in accordance with Section 689.02, Florida Statutes, conveying marketable title to the PROPERTY in fee simple free and clear of all liens, reservations, restrictions, easements, leases, tenancies and other encumbrances, except those expressly allowed herein. The grantee on the deed of conveyance shall be the DISTRICT or any other person or entity as may be directed by the DISTRICT. Further, the DISTRICT may direct that, at closing, different portions of the PROPERTY be conveyed to different

persons or entities, in which case several deeds of conveyance shall be used with the grantees for each being as named by the DISTRICT and such deeds of conveyance collectively shall be considered the "deed of conveyance" for the purposes of this OPTION. If a SURVEY is prepared, the deed of conveyance shall utilize the "meets and bounds" legal description(s) from the SURVEY.

- 4.7 *Closing Documents:* In addition to the deed of conveyance, the OPTIONOR shall execute and furnish at or prior to closing the following:
- 4.7.1 A Beneficial Interest and Disclosure Affidavit as required by Section 286.23, Florida Statutes. (Note: Section 286.23(1), Florida Statutes requires this document to be furnished to the DISTRICT, "at least 10 days prior to the time of closing.")
  - 4.7.2 A copy of the disclosure statement the OPTIONOR is required to file with the State of Florida, Department of Environmental Regulation pursuant to Section 380.08(2), Florida Statutes, and evidence of such filing (Green Card Mail Receipt, filing stamp on copy of disclosure, etc.)
  - 4.7.3 An Affidavit of Non-Foreign Status, Notice of Non Recognition, or Withholding Certificate, establishing that no foreign income tax is required to be withheld under the Foreign Investment and Real Property Tax Act of 1980 "FIRPTA". Any such documents supplied by the OPTIONOR must comply with the provisions of FIRPTA and any regulations or rules promulgated thereunder, and the DISTRICT must not have actual knowledge or have received notice that such document is false. If the OPTIONOR fails to deliver such document or the DISTRICT has actual knowledge or has received notice that such document is false, then the DISTRICT shall be entitled to withhold "10% of the amount realized" by the OPTIONOR (as defined in the FIRPTA regulations) and shall remit to the IRS at closing the amount so withheld along with the properly completed remittance form.
  - 4.7.4 A standard closing affidavit attesting to, among other things: (a) the absence of any financing statements, claims of lien or potential lienors known to the OPTIONOR affecting the PROPERTY, (b) that there have been no improvements or repairs to the PROPERTY for which payment has not been made, and (c) that no one other than the OPTIONOR is in possession of or has a right to possession of the PROPERTY.
  - 4.7.5 IRS Forms W-9 and/or 1099, if required.
  - 4.7.6 Incumbency Certificate, Resolution and Affidavit, in form acceptable to the CLOSING AGENT, from the OPTIONOR if the OPTIONOR is other than a natural person.
  - 4.7.7 Any other documents necessary to complete this transaction reasonably requested by the title insurance company or CLOSING AGENT, including without limitation all information required to be filed under the Tax Act of 1986.

4.8 *Title/Survey/Environmental Matters:*

- 4.8.1 **TITLE COMMITMENT.** No later than five (5) days before the CLOSING DATE, the DISTRICT shall obtain the TITLE COMMITMENT and provide a copy of the same to the OPTIONOR.
- 4.8.2 **SURVEY.** If the DISTRICT chooses to obtain the SURVEY, it shall obtain the SURVEY and provide a copy of the same to the OPTIONOR by no later than the deadline for the TITLE COMMITMENT.
- 4.8.3 **ENVIRONMENTAL AUDIT.** If the DISTRICT chooses to obtain the ENVIRONMENTAL AUDIT, it shall obtain the ENVIRONMENTAL AUDIT and provide a copy of the same to the OPTIONOR by no later than the deadline for the TITLE COMMITMENT.
- 4.8.4 **Objections to be considered Closing Defects.** If the DISTRICT objects to any matters shown on the TITLE COMMITMENT, the SURVEY or the ENVIRONMENTAL AUDIT, the DISTRICT shall give written notice of all such objections to the CLOSING AGENT prior to closing, and each matter to which a timely, written objection was made shall be deemed a "Closing Defect" and handled as set out below. The DISTRICT shall be deemed to have waived any objection to any matters shown on the TITLE COMMITMENT, the SURVEY (if obtained) and the ENVIRONMENTAL AUDIT (if obtained), for which no timely, written objection is made.
- 4.8.5 **Handling of Closing Defects.** Upon receipt of any timely, written objection to any matters shown on the TITLE COMMITMENT, the SURVEY or the ENVIRONMENTAL AUDIT, the CLOSING AGENT shall not close the sale, and shall immediately copy the same to the OPTIONOR. Thereafter, the OPTIONOR shall have sixty (60) days after the date of such written notice to correct or remove the Closing Defects. In that event, the CLOSING DATE shall be extended seventy (70) days after the date of such notice. If the OPTIONOR is unable or unwilling to correct or remove all of the Closing Defects within the sixty (60) day time period, the DISTRICT may either: (a) accept the remaining Closing Defects and close this transaction according to the terms of the exercised OPTION no later than the end of the extended CLOSING DATE, or (b) cancel the exercised OPTION by written notice to the OPTIONOR, and thereupon the DISTRICT shall receive back the BINDER and both parties will be relieved of all further obligations to the other under the exercised OPTION.
- 4.8.6 **Matters Not to Be Closing Defects.** Any encumbrance or lien on the PROPERTY, (including, without limitation, mortgages, financing statements, money judgments, claims of lien, code enforcement liens, tax liens and homeowners association liens) which can be paid off and fully satisfied by the payment of money, shall not be deemed a Closing Defect. Rather, all such encumbrances and liens shall be paid off at closing and the cost thereof deducted from the sale proceeds which would otherwise be due to the OPTIONOR. Provided, that if the total amount of such encumbrances and liens exceeds the total amount of such sale proceeds, the DISTRICT may either (a) close the

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transaction, exhausting such sale proceeds to pay down as much of the encumbrances and liens as possible, or (b) cancel the exercised OPTION by written notice to the OPTIONOR, and thereupon the DISTRICT shall receive back the BINDER and both parties will be relieved of all further obligations to the other under the exercised OPTION.

- 4.9 *Casualty Loss:* In the event any of the timber or improvements located on the PROPERTY are damaged or destroyed by wind, fire, casualty, disease, or by any other means or act of God, prior to closing, and any part of such damage is covered by insurance, the OPTIONOR shall assign the claim(s) for all such insurance proceeds to the DISTRICT, or if such claim(s) is not assignable, make such claim(s) and pay the insurance proceeds to the DISTRICT at closing or immediately upon receipt, whichever occurs later. Provided that should the extent of such damage be greater than five (5%) percent of the PURCHASE PRICE, the DISTRICT may either: (a) close this transaction according to the terms of the exercised OPTION, or (b), cancel the exercised OPTION by written notice to the OPTIONOR, and thereupon the DISTRICT shall not receive (or shall pay back, if already received) the insurance proceeds, receive back the BINDER and both parties will be relieved of all further obligations to the other under the exercised OPTION.
- 4.10 *Condition of the PROPERTY:* Except for the warranties and representations of the OPTIONOR as set forth in this OPTION, the deed of conveyance and the other closing document(s), OPTIONOR is selling the property "as is, where is", with no warranties.
- 4.11 *Personal Property:* No later than five (5) days before the CLOSING DATE, the OPTIONOR shall have removed all abandoned personal property, refuse, garbage, junk, rubbish, trash and debris from the PROPERTY. All mobile homes and/or campers which may be located on the PROPERTY, if any, shall be removed from the PROPERTY prior to closing.
- 4.12 *Closing Contingencies:* The closing of this transaction is contingent upon certain matters as follows:
- 4.12.1 The closing is contingent upon:
- 4.12.1.1 Approval by the Florida Department of Environmental Protection and the Florida Department of Transportation; and
- 4.12.1.2 If the funds to be used by the DISTRICT to close are to be received from the State of Florida and/or the United States of America, then the actual receipt of such funds.
- 4.12.2 Should any of the above contingencies not occur, the CLOSING DATE shall be extended until the occurrence of all such contingencies, but in no event longer than 90 days after the CLOSING DATE.
- 4.13 *Realtors:* The parties each represent to the other that no realtor nor broker has been involved in this transaction (and thus owed any commission) except for the REALTORS. All commissions (as shown in the definition of REALTORS) due to the REALTORS

shall be paid to the REALTORS at closing by the party responsible for such commission (as shown in the definition of REALTORS). The OPTIONOR agrees to hold harmless and indemnify the DISTRICT for any commission owed to any realtor or broker contacted the OPTIONOR claiming a commission on this transaction and the DISTRICT agrees to hold harmless and indemnify the OPTIONOR for any commission owed to any realtor or broker contacted by the DISTRICT claiming a commission on this transaction.

- 4.14 *Assignment:* Neither party may assign its rights or responsibilities under the exercised OPTION without the prior written consent of the other party.
- 4.15 *Like Kind Exchange:* The OPTIONOR may structure this transaction in such manner that it shall qualify as a "like kind exchange", under § 1031 of the Internal Revenue Code, and the DISTRICT agrees to execute the documents reasonably requested to accomplish such exchange, provided that the exchange does not (a) delay the closing of this transaction, (b) result in any additional cost to the DISTRICT, nor (c) otherwise materially affect this transaction.
- 4.16 *Donee Acknowledgment:* After closing, upon request of the OPTIONOR and if applicable, the DISTRICT will execute and deliver to the OPTIONOR the Donee Acknowledgment section of IRS Form 8283, "Noncash Charitable Contributions.", as amended. Provided, the DISTRICT shall not be required to represent that the PROPERTY has any particular fair market value or should receive any particular tax treatment.
- 4.17 *Non-Merger Clause:* The terms of the exercised OPTION shall survive the closing.
- 4.18 *Venue and Jurisdiction of Litigation:* The exclusive venue and jurisdiction for any litigation enforcing, construing or relating to the exercised OPTION and this transaction shall be the State of Florida, Circuit Court or County Court in and for the Florida county where the PROPERTY is located, or if the PROPERTY is located in more than one Florida county, in any of them.
- 4.19 *Waiver of Jury Trial:* The parties mutually and forever waive any and all right to trial by jury in any legal proceeding arising out of or relating to the exercised OPTION or this transaction and have any such actions decided by a judge alone, without a jury.
- 4.20 *No Waiver of Sovereign Immunity:* Notwithstanding anything else herein to the contrary, nothing herein shall be construed to waive or to otherwise affect the DISTRICT's sovereign immunity and/or the protections given the DISTRICT under Section 768.28, Florida Statutes.
- 4.21 *No Third Party Beneficiaries:* No provision of the exercised OPTION will be deemed for the benefit of the public generally nor for any persons or entities other than the OPTIONOR and the DISTRICT. Thus there shall be no third party beneficiary of the exercised OPTION.
- 4.22 *Terms Not to Be Construed Against Either Party:* The terms of the exercised OPTION shall not be construed against either party as the drafter.

4.23 *Further Assurances:* The parties shall execute such further documents and do any and all such further things as may be necessary to implement and carry out the intent of the exercised OPTION.

4.24 *Required Statutory Notices:* The following notices are required by law:

#### COASTAL EROSION NOTICE

THE PROPERTY BEING PURCHASED MAY BE SUBJECT TO COASTAL EROSION AND TO FEDERAL, STATE, OR LOCAL REGULATIONS THAT GOVERN COASTAL PROPERTY, INCLUDING THE DELINEATION OF THE COASTAL CONSTRUCTION CONTROL LINE, RIGID COASTAL PROTECTION STRUCTURES, BEACH NOURISHMENT, AND THE PROTECTION OF MARINE TURTLES. ADDITIONAL INFORMATION CAN BE OBTAINED FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, INCLUDING WHETHER THERE ARE SIGNIFICANT EROSION CONDITIONS ASSOCIATED WITH THE SHORELINE OF THE PROPERTY BEING PURCHASED.

#### PROPERTY TAX DISCLOSURE SUMMARY

BUYER SHOULD NOT RELY ON THE SELLER'S CURRENT PROPERTY TAXES AS THE AMOUNT OF PROPERTY TAXES THAT THE BUYER MAY BE OBLIGATED TO PAY IN THE YEAR SUBSEQUENT TO PURCHASE. A CHANGE OF OWNERSHIP OR PROPERTY IMPROVEMENTS TRIGGERS REASSESSMENTS OF THE PROPERTY THAT COULD RESULT IN HIGHER PROPERTY TAXES. IF YOU HAVE ANY QUESTIONS CONCERNING VALUATION, CONTACT THE COUNTY PROPERTY APPRAISER'S OFFICE FOR INFORMATION.

#### RADON GAS NOTICE

RADON GAS: RADON IS A NATURALLY OCCURRING RADIOACTIVE GAS THAT, WHEN IT HAS ACCUMULATED IN A BUILDING IN SUFFICIENT QUANTITIES, MAY PRESENT HEALTH RISKS TO PERSONS WHO ARE EXPOSED TO IT OVER TIME. LEVELS OF RADON THAT EXCEED FEDERAL AND STATE GUIDELINES HAVE BEEN FOUND IN BUILDINGS IN FLORIDA. ADDITIONAL INFORMATION REGARDING RADON AND RADON TESTING MAY BE OBTAINED FROM YOUR COUNTY HEALTH DEPARTMENT.

#### LEAD BASED PAINT HAZARD

EVERY PURCHASER OF ANY INTEREST IN REAL PROPERTY ON WHICH A RESIDENTIAL DWELLING WAS BUILT PRIOR TO 1978 IS NOTIFIED THAT SUCH PROPERTY MAY PRESENT EXPOSURE TO LEAD FORM LEAD BASED PAINT THAT MAY PLACE YOUNG CHILDREN AT RISK OF DEVELOPING LEAD POISONING. LEAD POISONING MAY PRODUCE PERMANENT NEUROLOGICAL DAMAGE, INCLUDING LEARNING DISABILITIES, REDUCED INTELLIGENCE QUOTIENT, BEHAVIORAL PROBLEMS, AND IMPAIRED

MEMORY. LEAD POISONING ALSO POSES A PARTICULAR RISK TO PREGNANT WOMEN. THE SELLER OF ANY INTEREST IN RESIDENTIAL REAL PROPERTY IS REQUIRED TO PROVIDE THE PURCHASER WITH INFORMATION ON LEAD BASED PAINT HAZARDS FROM RISK ASSESSMENTS OR INSPECTIONS IN THE SELLER'S POSSESSION AND NOTIFY THE PURCHASER OF ANY KNOWN LEAD BASED PAINT HAZARDS. A RISK ASSESSMENT OR INSPECTION FOR POSSIBLE LEAD BASED PAINT HAZARDS IS RECOMMENDED PRIOR TO PURCHASE.

4.25 *Binding Effect:* The exercised OPTION shall be binding on the parties hereto, and their respective heirs, successors and assigns, and estates, as the case may be.

4.26 *Remedies for Default:* Notwithstanding anything else herein to the contrary, the parties' sole and exclusive remedies for default of any of the terms of the exercised OPTION shall be as follows:

4.26.1 Should the OPTIONOR default on any terms of the exercised OPTION, then the DISTRICT shall be entitled to either: (a) bring an action for specific performance compelling the OPTIONOR to close the transaction under the terms of the exercised OPTION, or (b) cancel the exercised OPTION, and receive back the BINDER, in which event both parties shall be relieved of all further obligations to the other under the exercised OPTION. (Provided that specific performance is not available as a remedy for any failure to correct or remove any Closing Defects.)

4.26.2 Should the DISTRICT default on any terms of this OPTION, then the OPTIONOR may cancel the exercised OPTION, and receive the BINDER, in which event both parties will be relieved of all further obligations to the other under the exercised OPTION.

4.27 *Notices:* Any and all notices required or permitted shall be made or given in writing and shall be delivered in person or sent by certified U.S. mail, return receipt requested, by a recognized overnight carrier (i.e., Federal Express or UPS), by facsimile or email transmission, to the other party at the other party's address set forth in the Definitions section of the OPTION. Such addresses may be changed by a party by giving notice thereof to the other party using the methods set out above. All notices shall be deemed given when sent as set out above or if delivered in person upon receipt.

5. ACCESS TO PROPERTY FOR INVESTIGATION. Throughout the OPTION PERIOD and, should the OPTION be exercised, continuing through closing, the DISTRICT and its officers, employees, agents and contractors are hereby granted access to the PROPERTY for all lawful purposes connected with the OPTION. Such lawful purposes shall include, without limitation, surveying, photographing, appraising, cruising timber, conducting environmental assessments and taking soil, water and plant samples using borings, probes and test wells.

6. THE OPTIONOR'S REPRESENTATIONS. The OPTIONOR warrants and represents to the DISTRICT that:

6.1 Except for those matters which may be discharged at closing, the OPTIONOR, and only

the OPTIONOR, holds fee simple title to the PROPERTY.

- 6.2 The persons executing the OPTION for the OPTIONOR are either the OPTIONOR or have the legal authority to execute this OPTION and bind the OPTIONOR to it.
- 6.3 Other than in compliance with all applicable environmental laws, rules and regulations, the OPTIONOR has not disposed of nor dumped any hazardous waste or other environmental pollutants onto the PROPERTY, and the OPTIONOR has no actual knowledge, without inquiry, that any third party has dumped any hazardous waste or other environmental pollutants onto the PROPERTY.
- 6.4 To the best of the OPTIONOR's actual information and belief, without inquiry, the PROPERTY has never been used as a dump, land-fill or garbage disposal site.
- 6.5 To the best of the OPTIONOR's actual information and belief, without inquiry, the PROPERTY is presently in compliance with all applicable environmental laws, rules and regulations.
- 6.6 The OPTIONOR is unaware, without inquiry, of any previous violations of applicable environmental laws, rules and regulations regarding the PROPERTY.
- 6.7 The OPTIONOR has not received actual notice, without inquiry, from any government agency that the PROPERTY is in violation of any federal, state or local laws, ordinances, codes, rules, orders or regulations or that any remedial action is required on the PROPERTY.
- 6.8 The OPTIONOR is not aware that there are any endangered species (as defined by state or federal law) on the PROPERTY.
- 6.9 The OPTIONOR is not a "foreign person" as that term is defined in 26 U.S.C.A. § 1445(f)(3), nor is the sale of the Property subject to any withholding requirements imposed by the Internal Revenue Code, including, but not limited to 26 U.S.C.A. § 1445.
- 6.10 There are no parties in possession of any part of the PROPERTY other than the OPTIONOR.
- 6.11 No valid claims, rights to offsets, or litigation, actual or threatened, to the knowledge of OPTIONOR, exist with regard to the PROPERTY.

7. DOCUMENTS AND INFORMATION TO BE FURNISHED BY THE OPTIONOR. The OPTIONOR shall furnish to the DISTRICT, by the following deadlines, the following documents and information:

- 7.1 Within seven (7) days after the EFFECTIVE DATE, the following:
- 7.1.1 Copies of all title insurance policies, commitments, abstracts, opinions, searches and/or reports for any portion of the PROPERTY in the OPTIONOR's possession or control.

- 7.1.2 Copies of all surveys of any portion of the PROPERTY in the OPTIONOR's possession or control.
- 7.1.3 Copies of all environmental audits and reports, and all correspondence relating to environmental matters on any portion of the PROPERTY in the OPTIONOR's possession or control.
- 7.1.4 Copies of all leases, contracts, options, easements, licenses, mortgages, financing statements, security agreements, judgments, liens, claims of lien, and all similar documents, known to the OPTIONOR, which are then in effect and may affect the title to the PROPERTY or the OPTIONOR's ability to convey good title to the PROPERTY.

7.2 During the OPTION PERIOD and, should the OPTION be exercised, continuing through closing, from time to time upon demand: Copies of payoff and estoppel letters from lenders and others holding liens on the property. (It shall also be the obligation of the OPTIONOR to demand the same from all lenders and similar parties upon the request of the DISTRICT.)

8. NO ALTERATIONS PRIOR TO CLOSING. During the OPTION PERIOD and, should the OPTION be exercised, continuing through closing, the OPTIONOR shall not:

- 8.1 Cut any timber from the PROPERTY or otherwise alter the PROPERTY, or
- 8.2 Execute or enter into any lease, contract, option, easement, license, mortgage, financing statement, security agreement, or similar document concerning or affecting the PROPERTY.

9. EMINENT DOMAIN. The OPTIONOR has no knowledge of any threatened or pending eminent domain proceedings affecting the PROPERTY. Should such eminent domain proceedings be pending on the EFFECTIVE DATE (without OPTIONOR's knowledge) or instituted thereafter, this shall have the following effect:

- 9.1 The OPTIONOR shall, upon discovery, immediately notify the DISTRICT of such threatened or pending eminent domain proceedings and provide to the DISTRICT copies of all written correspondence, pleadings or other papers concerning the eminent domain proceeding as they are received by the OPTIONOR.
- 9.2 Should the DISTRICT first learn about such eminent domain proceedings prior to any exercise of the OPTION and should the DISTRICT then choose to exercise the OPTION, the DISTRICT shall (a) assume unilateral control and direction (including settlement authority) of the eminent domain proceedings; (b) receive and keep the total eminent domain award or settlement; and (c) close the transaction as otherwise set out in the exercised OPTION. The OPTIONOR shall, upon demand, execute whatever assignments or other documents the DISTRICT may reasonably require to show the DISTRICT's authority as set out herein.

- 9.3 Should the DISTRICT first learn about such eminent domain proceedings after the exercise of the OPTION, the DISTRICT may either:
- 9.3.1 Cancel the exercised OPTION, and receive back the BINDER, in which event both parties shall be relieved of all further obligations to the other under the exercised OPTION; or,
- 9.3.2 Keep the OPTION in full force and effect, and (a) assume unilateral control and direction (including settlement authority) of the eminent domain proceedings; (b) receive and keep the total eminent domain award or settlement; and (c) close the transaction as otherwise set out in the exercised OPTION. The OPTIONOR shall, upon demand, execute whatever assignments or other documents the DISTRICT may reasonably require to show the DISTRICT's authority as set out herein.
10. RECORDING. The DISTRICT may record the OPTION or a notice thereof in any county or counties where the PROPERTY is located. The OPTIONOR will execute any such notice for recording upon request of the DISTRICT.
11. TIME IS OF THE ESSENCE. Time is of the essence of both the OPTION and if the OPTION is exercised, the exercised OPTION.
12. TAX CONSEQUENCES. The OPTIONOR has obtained whatever advice OPTIONOR wishes, if any, concerning the tax consequences of this transaction and accepts the same. This OPTION is not contingent upon any particular tax result.
13. GOVERNING LAW. This OPTION concerns real property located in the State of Florida, is being made in the State of Florida, is being delivered to the DISTRICT at its headquarters in the State of Florida and the OPTIONOR intends for it to be governed by and construed in accordance with the laws of the State of Florida, without regard to its conflict of laws rules. Should the OPTION be exercised, the exercised OPTION shall be governed by and construed in accordance with the laws of the State of Florida, without regard to its conflict of laws rules.
14. CLOSING AGENT. The CLOSING AGENT is the attorney for the DISTRICT and notwithstanding its other duties shall continue to act as attorney for the DISTRICT only, and not the OPTIONOR, regarding the OPTION and, should the OPTION be exercised, the exercised OPTION. Should the OPTION be exercised, (a) the parties agree to indemnify and hold the CLOSING AGENT harmless for acting as the CLOSING AGENT herein, except for intentional misuse of funds, and (b) in the event of a dispute regarding the posted BINDER, the CLOSING AGENT may interplead or deposit the BINDER into the registry of the court, and all costs thereof, including attorney fees, shall be deducted and paid from the BINDER.
15. ENTIRE AGREEMENT. The OPTIONOR has not given the OPTION in reliance upon any fact or representation not expressly provided herein. Should the OPTION be exercised, the exercised OPTION shall supersede all previous agreements, oral or written, between OPTIONOR and the DISTRICT, concerning the PROPERTY and shall represent the whole and entire agreement between the parties.
16. AMENDMENT, REVOCATION OR ABANDONMENT. The OPTION may not be amended,

revoked, or abandoned by the OPTIONOR during the OPTION PERIOD. Should the OPTION be exercised, the exercised OPTION may not be amended, revoked, or abandoned except through a written agreement executed by both the OPTIONOR and the DISTRICT.

- 17. MISCELLANEOUS. In the event a day of performance falls on a Saturday, Sunday or legal holiday under the laws of the State of Florida, the day of performance shall be automatically extended to the next day which is not a Saturday, Sunday or legal holiday. Headings used in this OPTION are provided for convenience only and shall not be used to construe meaning or intent.

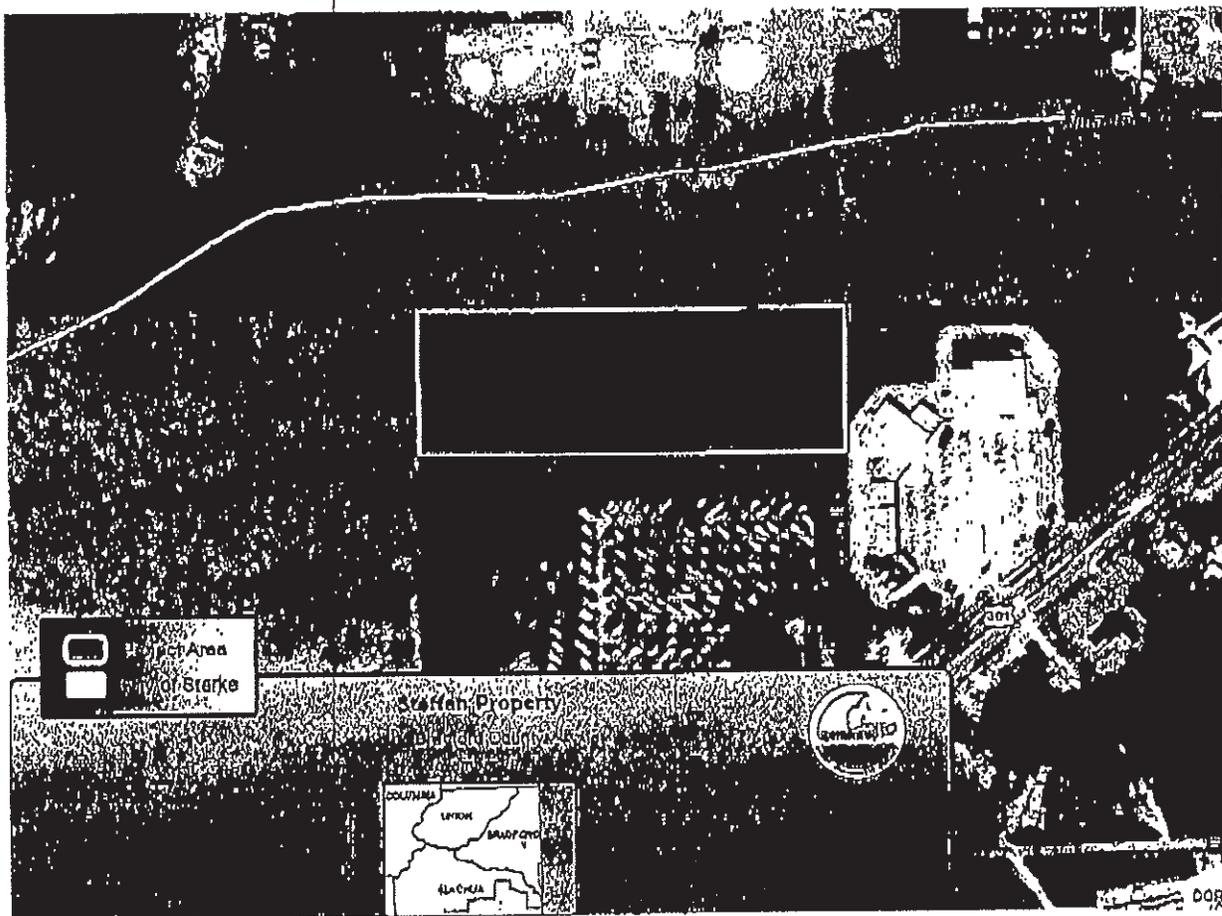
(The remainder of this page was intentionally left blank.)

*Handwritten initials*



EXHIBIT "A"  
(Description of the PROPERTY)

A portion of Bradford County Tax Parcel 04230-0-00100 consisting of 14 acres more or less as shown below. A legal description to be determined by a boundary survey.



*Handwritten initials/signature*



Alligator Creek

301

 Project Area

 City of Starke

### Steffen Property

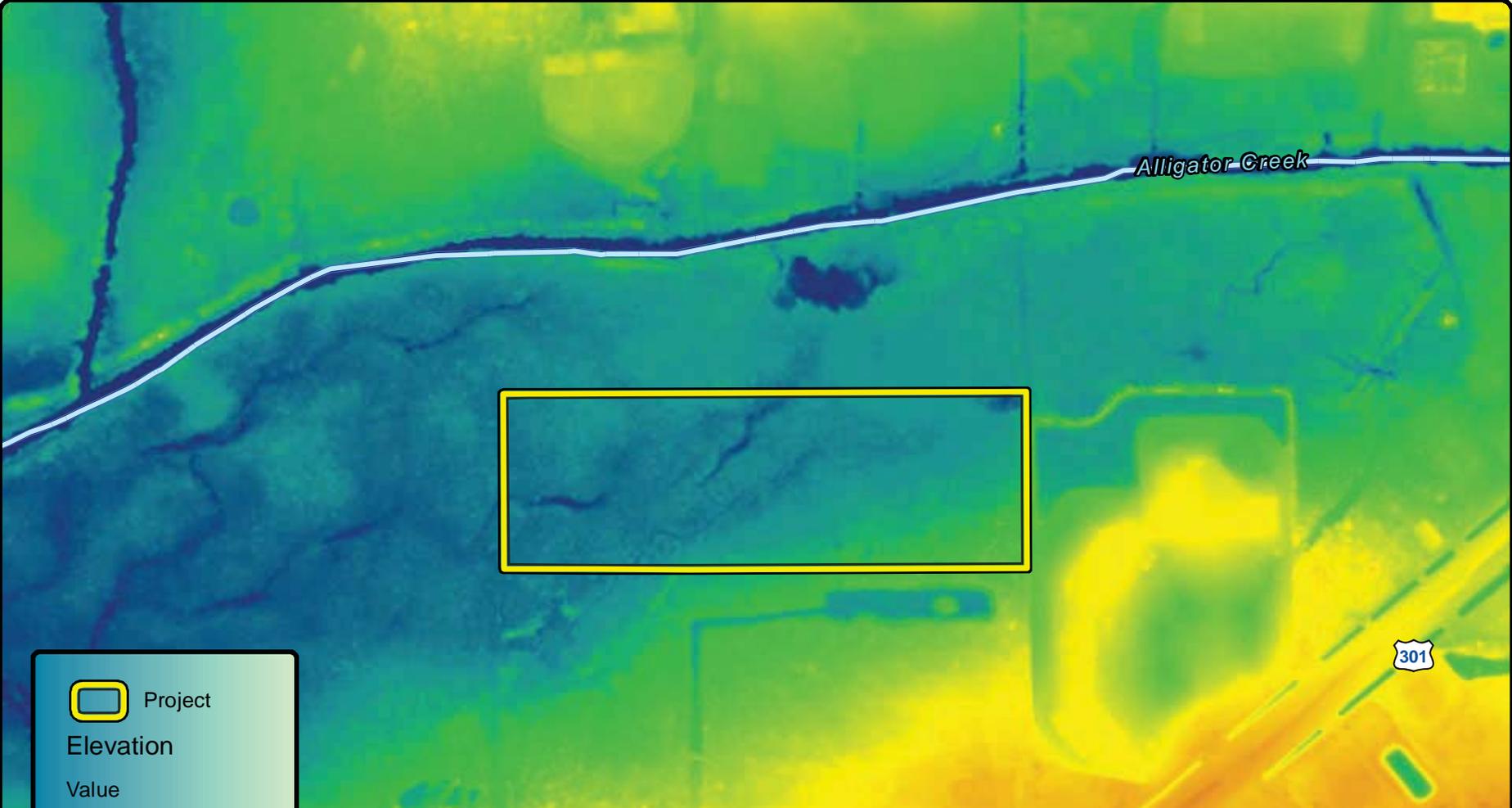
Bradford County

November 2014



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.





Alligator Creek

301

 Project

Elevation

Value

 High : 167

Low : 132



### Steffen Property

Bradford County  
November 2014



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.

## MEMORANDUM

TO: Governing Board

FROM: Ann B. Shortelle, Ph.D., Executive Director

DATE: April 30, 2015

RE: Interagency Agreement Between Suwannee River Water Management District and Southwest Florida Water Management District Providing for Implementation of Year-Round Water Conservation Measures and Water Shortage Plan for Levy County

### RECOMMENDATION

**Staff recommends the Governing Board approve an Interagency Agreement between Suwannee River Water Management District and Southwest Florida Water Management District providing for implementation of year-round water conservation measures and water shortage plan for Levy County.**

### BACKGROUND

Pursuant to Section 373.046(6), Florida Statutes, when a geographic area of a local government crosses water management district boundaries, the affected districts may designate, by interagency agreement, a single affected district to implement in that area under the rules of the designated district all or part of the applicable regulatory responsibilities.

Levy County, is located in both the Suwannee River Water Management District (SRWMD) and the Southwest Florida Water Management District (SWFWMD). Levy County has requested uniform year-round water conservation measures and water shortage plan throughout its unincorporated area.

Staffs from the SRWMD, SWFWMD and Levy County agree that it would be advantageous to have uniform year-round water conservation measures and a water shortage plan. Uniform year-round water conservation measures and a water shortage plan will result in enhanced compliance and enforcement and alleviate confusion, and will assist Levy County in the enforcement of such restrictions. The SRWMD and SWFWMD staffs agreed to allow the county to select the district rules that it would like to follow. Levy County has chosen to follow the SRWMD year-round water conservation measures and water shortage plan.

The Board of County Commissioners of Levy County will be considering at their May 2015 meeting the interagency agreement and an ordinance for local implementation of year-round water conservation measures and water shortage plan relating to the rules of the SRWMD.

The ordinance implementation is dependent upon an interagency agreement approving the use of the SRWMD year-round water conservation measures and water shortage plan. It is anticipated that the SWFWMD will be considering the interagency agreement at their May 2015 Governing Board meeting.

SM/rl  
Attachment

**INTERAGENCY AGREEMENT BETWEEN THE  
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT AND THE  
SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
REGARDING YEAR-ROUND WATER CONSERVATION MEASURES, WATER  
SHORTAGES AND WATER SHORTAGE EMERGENCIES WITHIN ALL  
UNINCORPORATED AREAS OF LEVY COUNTY, FLORIDA**

THIS INTERAGENCY AGREEMENT is made and entered into by and between the SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT (“SWFWMD”) and the SUWANNEE RIVER WATER MANAGEMENT DISTRICT (“SRWMD”).

WITNESSETH:

WHEREAS, Levy County, a local government, is located within the jurisdictional boundaries of both SWFWMD and SRWMD; and

WHEREAS, pursuant to Section 373.046(6), Florida Statutes (“F.S.”), when a geographic area of a local government crosses water management district boundaries, the affected districts may designate, by interagency agreement, a single affected district to implement in that area under the rules of the designated district all or part of the applicable regulatory responsibilities; and

WHEREAS, Levy County has requested that SWFWMD and SRWMD enter into an interagency agreement designating SRWMD as the district with the regulatory responsibility regarding year-round conservation measures, water shortages and water shortage emergencies within all unincorporated areas of Levy County; and

WHEREAS, Levy County has requested this action that it may adopt a single water shortage ordinance for all unincorporated areas of Levy County; and

WHEREAS, the ability of the County to adopt and enforce such an ordinance will alleviate any confusion on the part of the public regarding what water use restrictions are to be followed, and will assist Levy County staff in the enforcement of such restrictions.

NOW, THEREFORE, SWFWMD and SRWMD, pursuant to the authority of Section 373.046(6), F.S., hereby agree as follows:

1. SRWMD is designated as the agency with the authority to declare and enforce year-round conservation measures, water shortages, and water shortage emergencies within all unincorporated areas of Levy County, pursuant to Sections 373.175 and 373.246, F.S., Section 40B-2.041(9), F.A.C. and Chapter 40B-21, F.A.C.

2. Upon SRWMD's notification to SWFWMD's Demand Management Program Manager, SWFWMD will be responsible for providing the newspaper notice required by Section 373.246(5), F.S., and will provide notice as required by Section 373.246(6), F.S., to each permittee in its jurisdiction within unincorporated Levy County if there is a change to a condition of his or her Water Use Permit or if there is some other restriction on the permittee's use of water resulting from SRWMD exercising the authority provided herein.
3. This Interagency Agreement shall commence upon execution by both SWFWMD and SRWMD, with the concurrence of Levy County, and shall continue in full force and effect unless otherwise amended in writing by both Districts. Either SWFWMD or SRWMD may terminate this Interagency Agreement upon 30 days' prior written notice to the other District.

[The remainder of this page is intentionally left blank.]

IN WITNESS WHEREOF, each party or its lawful representative has executed this Interagency Agreement on the date written below.

Approved by the Governing Board of the Suwannee River Water Management District  
this \_\_\_\_ day of \_\_\_\_\_, 2015.

SUWANNEE RIVER WATER  
MANAGEMENT DISTRICT

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Donald J. Quincey, Jr., Chair  
Executive Director

Approved as to Legal Form  
and Content

\_\_\_\_\_  
Attorney

Approved by the Governing Board of the Southwest Florida Water Management District  
this \_\_\_\_ day of \_\_\_\_\_, 2015.

SOUTHWEST FLORIDA  
WATER MANAGEMENT DISTRICT

[Seal]

By: \_\_\_\_\_  
Michael A. Babb, Chair

Attest: \_\_\_\_\_  
Jeffrey M. Adams, Secretary

Approved as to Legal Form and Content  
\_\_\_\_\_  
Attorney

Concur: BOARD OF COUNTY  
COMMISSIONERS, LEVY COUNTY,  
FLORIDA

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Witness

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Chair

---

Date

Approved as to Legal Form  
and Content

---

Attorney

## MEMORANDUM

TO: Governing Board  
FROM: Ann B. Shortelle, Ph.D., Executive Director  
DATE: May 4, 2015  
RE: Florida Water Reuse Week Proclamation

### RECOMMENDATION

## **Staff recommends the Governing Board proclaim May 17-23, 2015 as Florida Water Reuse Week.**

### BACKGROUND

Traditionally, the Florida Department of Environmental Protection and the five Florida Water Management Districts have recognized the third week of May as Water Reuse Week. Florida Water Reuse Week highlights the importance of the utilization of highly treated wastewater effluent for the sustainability of our natural systems and water supply.

The District's Florida Forever Work Plan includes significant water reuse and restoration projects designed to enhance the water supplies and protect natural systems. Additionally, the District's 2016-2020 Strategic Plan emphasizes the importance of reclaimed water to offset groundwater withdrawals to help sustain water resources.

Therefore, staff recommends the Governing Board adopt a proclamation designating May 17-23, 2015, as Water Reuse Week.

SM/aj

**Proclamation**

Suwannee River Water Management District  
Live Oak, Florida

**WHEREAS**, safe, clean, and sustainable water resources are essential to Florida’s environment, economy, citizens and visitors; and

**WHEREAS**, although Florida’s water supplies are finite, the state’s population and need for water resources continues to increase; and

**WHEREAS**, water reuse provides a means for conserving and augmenting Florida’s precious water resources; and

**WHEREAS**, Florida has established the encouragement and promotion of water reuse as state objectives in Chapters 373 and 403, Florida Statutes; and

**WHEREAS**, Florida has risen to be a national leader in water reuse, reusing 719 million gallons of reclaimed water per day to conserve freshwater supplies and recharge our freshwater resources; and

**WHEREAS**, May, typically a dry month when water demands are high, is a good time to educate citizens about how they can help save Florida’s precious water resources through water reuse; and

**WHEREAS**, the Florida Department of Environmental Protection recognizes that the third full week in May (May 17-23, 2015) is Florida Water Reuse Week; and

**WHEREAS**, the cities of Alachua, Cedar Key, Lake City, Live Oak, Monticello and Perry have established reuse systems that save greater than 10 million gallons of groundwater per day; and

**WHEREAS**, the District has cost-share programs encouraging local governments and agricultural producers to implement reclaimed water projects to offset groundwater withdrawals; and

**WHEREAS**, the Suwannee River Water Management District has joined with the State of Florida, the Florida Department of Environmental Protection, other water management districts, and local governments in encouraging and promoting water reuse and conservation.

**NOW THEREFORE**, the Governing Board of the Suwannee River Water Management District hereby proclaims May 17-23, 2015 as Water Reuse Week, and encourages visitors, citizens and governments to support initiatives to become more aware of the need to save our precious water supply and introduce measures to reuse and conserve this critical resource.

**PASSED AND ADOPTED THIS 14th DAY OF MAY, 2015 A.D.**

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
BY ITS GOVERNING BOARD**

**MEMBERS OF THE BOARD:**

**DON QUINCEY, CHAIR  
ALPHONAS ALEXANDER, VICE CHAIR  
VIRGINIA H. JOHNS, SECRETARY/TREASURER  
KEVIN W. BROWN  
GARY JONES  
VIRGINIA SANCHEZ  
RICHARD SCHWAB  
BRADLEY WILLIAMS  
GUY N. WILLIAMS**

**ATTEST:**

\_\_\_\_\_

## MEMORANDUM

TO: Governing Board

FROM: Ann B. Shortelle, Ph.D., Executive Director

DATE: April 30, 2015

RE: Approval of Resolution Number 2015-09, Appreciation and Commendation for the Service of Donald "Ray" Curtis, III, to the Citizens of the Suwannee River Water Management District

### RECOMMENDATION

**Staff recommends approval of resolution number 2015-09 for the service of Donald "Ray" Curtis, III to the citizens of the Suwannee River Water Management District.**

### BACKGROUND

Ray Curtis, an appointee of Governor Crist, served on the Governing Board of the Suwannee River Water Management District from March 2010 to March 2015, and has worked diligently to promote effective planning and improved water management infrastructure in the communities of the District.

Mr. Curtis has been an outstanding and steadfast advocate for the preservation, restoration and conservation of the water and related natural resources of the Suwannee River Water Management District and the State of Florida.

The Suwannee River Water Management District does commend Ray Curtis for his dedicated service and leadership and that this Resolution be presented as a token of the thanks and appreciation of his fellow Board Members and the citizens of the District.

ABS/rl

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
RESOLUTION NUMBER 2015-09  
APPRECIATION AND COMMENDATION FOR THE SERVICE OF  
DONALD "RAY" CURTIS, III  
TO THE CITIZENS OF THE  
SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

**WHEREAS**, Donald "Ray" Curtis, III an appointee of Governor Crist, served on the Governing Board of the Suwannee River Water Management District from March 2010 to March 2015; and

**WHEREAS**, Donald "Ray" Curtis, III has worked diligently to promote effective planning and improved water management infrastructure in the communities of the District; and

**WHEREAS**, Donald "Ray" Curtis, III has been an outstanding and steadfast advocate for the preservation, restoration and conservation of the water and related natural resources of the Suwannee River Water Management District and the State of Florida;

**NOW THEREFORE**, be it resolved that the Governing Board of the Suwannee River Water Management District does commend Donald "Ray" Curtis, III for his dedicated service and leadership and that this Resolution be presented as a token of the thanks and appreciation of his fellow Board Members and the citizens of the Suwannee River Water Management District.

**PASSED AND ADOPTED THIS 14th DAY OF MAY, 2015**

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
BY ITS GOVERNING BOARD MEMBERS:**

\_\_\_\_\_  
**DON QUINCEY, JR., CHAIR**

\_\_\_\_\_  
**ALPHONAS ALEXANDER, VICE CHAIR**

\_\_\_\_\_  
**VIRGINIA JOHNS, SEC./TREAS.**

\_\_\_\_\_  
**KEVIN BROWN**

\_\_\_\_\_  
**GARY F. JONES**

\_\_\_\_\_  
**VIRGINIA SANCHEZ**

\_\_\_\_\_  
**RICHARD SCHWAB**

\_\_\_\_\_  
**BRADLEY WILLIAMS**

\_\_\_\_\_  
**GUY N. WILLIAMS**

MEMORANDUM

TO: Governing Board

FROM: Ann B. Shortelle, Ph.D., Executive Director

DATE: April 30, 2015

RE: Approval of Resolution Number 2015-10, Appreciation and Commendation for the Service of Dr. George M. Cole, Jr. to the Citizens of the Suwannee River Water Management District

RECOMMENDATION

**Staff recommends approval of resolution number 2015-10 for the service of Dr. George M. Cole, Jr. to the citizens of the Suwannee River Water Management District.**

BACKGROUND

Dr. George M. Cole, Jr., an appointee of Governor Scott, served on the Governing Board of the Suwannee River Water Management District from June 2011 to March 2015, and has worked diligently to promote effective planning and improved water management infrastructure in the communities of the District.

Dr. Cole has been an outstanding and steadfast advocate for the preservation, restoration and conservation of the water and related natural resources of the Suwannee River Water Management District and the State of Florida.

The Suwannee River Water Management District does commend Dr. Cole for his dedicated service and leadership and that this Resolution be presented as a token of the thanks and appreciation of his fellow Board Members and the citizens of the District.

ABS/rl

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
RESOLUTION NUMBER 2015-10  
APPRECIATION AND COMMENDATION FOR THE SERVICE OF  
DR. GEORGE M. COLE, JR.  
TO THE CITIZENS OF THE  
SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

**WHEREAS**, Dr. George M. Cole, Jr. an appointee of Governor Scott, served on the Governing Board of the Suwannee River Water Management District from June 2011 to March 2015; and

**WHEREAS**, Dr. George M. Cole, Jr. has worked diligently to promote effective planning and improved water management infrastructure in the communities of the District; and

**WHEREAS**, Dr. George M. Cole, Jr. has been an outstanding and steadfast advocate for the preservation, restoration and conservation of the water and related natural resources of the Suwannee River Water Management District and the State of Florida;

**NOW THEREFORE**, be it resolved that the Governing Board of the Suwannee River Water Management District does commend Dr. George M. Cole, Jr. for his dedicated service and leadership and that this Resolution be presented as a token of the thanks and appreciation of his fellow Board Members and the citizens of the Suwannee River Water Management District.

**PASSED AND ADOPTED THIS 14th DAY OF MAY, 2015 A.D.**

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
BY ITS GOVERNING BOARD MEMBERS:**

\_\_\_\_\_  
**DON QUINCEY, JR., CHAIR**

\_\_\_\_\_  
**ALPHONAS ALEXANDER, VICE CHAIR**

\_\_\_\_\_  
**VIRGINIA JOHNS, SEC./TREAS.**

\_\_\_\_\_  
**KEVIN BROWN**

\_\_\_\_\_  
**GARY F. JONES**

\_\_\_\_\_  
**VIRGINIA SANCHEZ**

\_\_\_\_\_  
**RICHARD SCHWAB**

\_\_\_\_\_  
**BRADLEY WILLIAMS**

\_\_\_\_\_  
**GUY N. WILLIAMS**

MEMORANDUM

TO: Governing Board

FROM: Carlos Herd, P.G., Division Director, Water Supply

THRU: Ann B. Shortelle, Ph.D., Executive Director

DATE: April 28, 2015

RE: North Florida Regional Water Supply Partnership Stakeholder Advisory  
Committee Update

**April 27, 2015 Stakeholder Advisory Committee (SAC) Meeting:**

At this meeting the SAC heard presentations on the following topics:

- Update: update on FDACS development of projections methodologies and values for agricultural water use.
- Briefing: update on the NFSEG Groundwater Model development.
- Presentation: St. Johns River Water Management District overview on water resource assessment and groundwater quality related to saltwater intrusion.
- **Consensus Recommendation: discussion and unanimous SAC consensus recommendation supporting methods and results for water resource assessment and groundwater quality.**

Other information was presented and discussed at the meeting. This summary is intended as an update to the technical information presented to the SAC as it relates to the joint regional water supply planning process between the St. Johns River and Suwannee River Water Management Districts.

Thank you for your attention to this summary of current activities. Please feel free to contact staff prior to the Governing Board meeting if you would like further information.

CH/co

MEMORANDUM

TO: Governing Board

FROM: Ann B. Shortelle, Ph.D., Executive Director

DATE: April 30, 2015

RE: Land Acquisition and Disposition Activity Report

**Approved for Detailed Assessment**

Owner	Project Name	Acres	County	Comments
Michael and Freda Shaw	Shaw Conservation Easement Exchange	1,099	Lafayette	Appraisals are complete.
Rock Bluff Spring Co., LLC	Rock Bluff Springs	173	Gilchrist	Appraisals are complete.
Rayonier Forest Resources, L. P.	Camp Blanding Buffers - Rayonier	2,014	Bradford	Appraisal tour held 4/23/2015.
SRWMD	Sandlin Bay Sale/Exchange to U.S. Forest Service	2,023	Columbia	Appraisals by U.S. Forest Service are underway.
River Error Farms	Hardee Springs	304.5	Hamilton	District's offer rejected by owner.
John and Deborah Steffen	Steffen Property	14	Bradford	The Steffens have extended an Option Contract to the District.
Lyme Lafayette Forest Company, LLC	Lyme Timber Company Lafayette Tract Conservation Easement	6,713	Lafayette	
Tatum Timber and Land, Ltd.	Camp Blanding Buffers – Tatum	152.19	Bradford	Appraisal bids were due 4/29/2015.

**Authorized for Purchase**

Owner	Project Name	Acres	County	Comments
Winston Lovelace, et al	Turtle Spring	85	Lafayette	Closing moving to May 2015 at Sellers' request.
Chris and Deanna Mericle	Mericle Property/Holly Point Subdivision Exchange	3.917	Hamilton	Staff and Counsel are working on closing.

**Authorized for Exchange**

Tract	Acres	County	Acquired Date	Funding Source	Comments
Ellaville Exchange for Damascus Peanut Company	986	Madison	12/1/1988	WMLTF	Governing Board approved the exchange agreement with the Trustees of the Internal Improvement Trust Fund.

## Surplus Lands

Tract	Acres	County	Acquired Date	Funding Source	Appraisal Date	Listing Date	Price	Comments
Alligator Lake	43	Columbia	8/10/2001	P2000				Governing Board approved conveyance on 8/13/2013 contingent upon the inter-local agreement with Columbia County.
Barnett	102	Hamilton	6/29/2001	P2000	N/A	N/A	N/A	White Springs is preparing deed of conveyance.
White Springs Wellfield	76	Hamilton	2/4/2000	P2000	N/A	N/A	N/A	White Springs is preparing deed of conveyance.
Falmouth North (8 lots)	6	Suwannee	04/1998	WMLTF	8/27/2010	11/18/2010	Fee entire tract \$34,930	Listing agreement expired, but available for sale.
Jennings Bluff	46.65	Hamilton	02/1989	WMLTF	1/27/2014	N/A	N/A	Hamilton County is preparing deed of conveyance.
Timber River	1	Madison	03/1998	WMLTF	8/5/2010; Updated 7/30/2014	11/18/2010	Fee entire tract \$6,950	Listing agreement expired, but available for sale.
Turtle Spring	32	Lafayette	Not yet closed.	Florida Forever	To be updated	N/A	To be determined	Available after closing on parent tract.

ABS/jd

MEMORANDUM

TO: Governing Board  
FROM: Ann B. Shortelle, Ph.D., Executive Director  
DATE: April 30, 2015  
RE: District's Weekly Activity Reports

Attached are the weekly District activity reports for the month of April.

ABS/rl  
Attachments



## Weekly Activity Report to Governing Board March 30-April 3, 2015

### *Executive / Management*

- Ann Shortelle attended the Conserved Forest Ecosystems: Outreach and Research meeting in Gainesville.
- Ann Shortelle met with representatives of the Department of Transportation to discuss a joint Water Quality Pilot Project.
- Ann Shortelle, Erich Marzolf and Tommy Kiger participated in the Senate Bill 536 Study Planning Team conference call with staff from DEP, DACS and the other WMDs.
- Steve Minnis attended the 5th week of the Legislative Session.
- Steve Minnis participated in the weekly DEP/WMD Legislative Affairs meeting/conference call.

### *Water Supply*

- Ann Shortelle and Tommy Kiger participated in the Senate Bill 536 Surface Water Work Team conference call with staff from DEP, DACS and the other WMDs.

### *Water Resources*

- Erich Marzolf and Tommy Kiger participated in the Senate Bill 536 Reclaimed Water Work Team conference call with staff from DEP, DACS and the other WMDs.
- Erich Marzolf provided a guest lecture on Florida springs at UF.
- Glenn Horvath and Tom Mirti met with the National Weather Service in Tallahassee to coordinate North American Vertical Datum of 1988 Conversion tasks.
- Tom Mirti met with Plum Creek and SJRWMD staff to discuss monitoring plans for new well locations in Union and Alachua counties.

### *Resource Management*

- Tim Sagul attended the State-wide ERP regulatory coordination meeting in Maitland with staff from DEP and the other WMDs.
- Tim Sagul and Warren Zwanka participated in the Consumptive Use Permit regulatory coordination conference call with staff from DEP and the other WMDs.
- Leroy Marshall attended the FEMA Partners in Mitigation workshop in Atlanta, GA.
- Leroy Marshall participated in the FEMA Engineering and Mapping Integrated Program Team webinar.

### *Ag Team / Suwannee River Partnership*

- Kevin Wright, Hugh Thomas, Joel Love, Debbie Davidson and Jessy Preston attended the 2015 CARES Event Planning meeting.
- Ann Shortelle, Carlos Herd, Erich Marzolf, Megan Wetherington, Warren Zwanka and Kevin Wright met with DACS representatives to discuss the draft net water demand model for crops and native landscapes.

*Communications*

- Abby Johnson issued press releases about the designation of April as Springs Protection Month and the Governing Board's declaration of April as Water Conservation Month.
- Abby Johnson participated in the Weekly DEP/WMD Press Office call.

*Announcements for Week of April 6, 2015:*

- The 6th week of the Legislative Session is scheduled for the week of April 6.



## Weekly Activity Report to Governing Board April 6-10, 2015

### *Executive / Management*

- Ann Shortelle, Jon Dinges, Dave Dickens, Carlos Herd, Tim Sagul, Erich Marzolf, Leroy Marshall, Dale Jenkins and Pat Webster attended the Project Manager Training provided by staff from SWFWMD.
- Steve Minnis attended the 6th week of the Legislative Session.
- Steve Minnis participated in the weekly DEP/WMD Legislative Affairs meeting/conference call.

### *Water Supply*

- Tommy Reeves and Carlos Herd participated in a conference call with staff from DEP and the other WMDs to discuss conservation easements concerning the proposed Sabal Trail Pipeline Project.
- Ann Shortelle and Tommy Kiger participated in the Senate Bill 536 Surface Water Work Team conference call with staff from DEP, DACS and the other WMDs.

### *Water Resources*

- Erich Marzolf, Darlene Saindon and Carree Olshansky attended the Santa Fe Springs Forum in Gainesville.

### *Resource Management*

- Pat Webster participated in the Senate Bill 536 Storm Water Subgroup conference call with staff from DEP and the other WMDs.
- Warren Zwanka and staff from DEP performed field reviews of underground injection control wells in Madison County.

### *Communications*

- Tom Mirti provided a hydrologic update for the San Pedro Bay Landowners Association in Mayo.
- Abby Johnson issued a press release highlighting indoor water conservations tips in conjunction with Water Conservation Month.
- Abby Johnson participated in the Weekly DEP/WMD Communications Press Office call.
- Abby Johnson participated in the Bi-Weekly DEP/WMD Communications Directors call.
- Abby Johnson attended the Suwannee River League of Cities meeting in Lake City.
- Carree Olshansky and Louis Mantini attended the Alligator Lake Spring Festival in Lake City.

### *Announcements for Week of April 13, 2015:*

- The 7th week of the Legislative Session is scheduled for the week of April 13.

- The Governing Board Meeting and Workshop is scheduled for April 14 beginning at 9:00 a.m. at District Headquarters.



## Weekly Activity Report to Governing Board April 13-17, 2015

### *Executive / Management*

- Jon Dinges and Bill McKinstry met with representatives of the Lower Suwannee National and Cedar Keys Wildlife Refuge to discuss public access to coastal waters.
- Steve Minnis attended the 7th week of the Legislative Session.
- Steve Minnis participated in the weekly DEP/WMD Legislative Affairs meeting/conference call.
- Steve Minnis participated in the Rural Economic Development Initiative meeting/conference call with staff from other organizations and governmental agencies.

### *Water Supply*

- Carlos Herd, Dale Jenkins and Tommy Kiger participated in a conference call with staff from SJRWMD for the North Florida Utility Coordination Group meeting.

### *Water Resources*

- Erich Marzolf met with representatives of DEP, DOT, the WMDs and the University of Central Florida to discuss a project regarding design criteria for stormwater basins in karst areas for enhanced springs protection.
- Erich Marzolf participated in the Senate Bill 536 Study Reclaimed Water Work Team conference call with staff from DEP, DACS and the other WMDs.
- Paul Buchanan participated in a Hydroperiod Tool/Model Seminar hosted by SJRWMD, along with staff from SFWMD and ATKINS.

### *Resource Management*

- Ann Shortelle, Tim Sagul and Pat Webster met with representatives of the Department of Transportation to discuss coordination on Local Agency Program projects.
- Warren Zwanka and Tim Sagul participated in a conference call with staff from DEP and the other WMDs to discuss Consumptive Use Permitting Regulatory Coordination.
- Tim Sagul and Warren Zwanka attended the North Central Florida Water Well Association monthly meeting in Lake City.
- Pat Webster participated in the Competitive Florida Community Asset Mapping meeting for Bradford County along with other state and regional agency representatives.
- Pat Webster attended the Senate Bill 536 Storm Water Subgroup meeting in Brooksville with staff from DEP, DOT and the other WMDs.

### *Ag Team / Suwannee River Partnership*

- Hugh Thomas, Joel Love, Sarah Luther, Abby Johnson, Debbie Davidson and Jessy Preston attended the 2015 CARES event planning meeting.

*Communications*

- Abby Johnson issued press releases announcing Governor Scott's appointment of new Board members and highlighting outdoor water conservation tips in conjunction with Water Conservation Month.
- Abby Johnson participated in the Weekly DEP/WMD Communications Press Office call.

*Announcements for Week of April 20, 2015:*

- The 8th week of the Legislative Session is scheduled for the week of April 20.
- The Land Management Review Team Meeting is scheduled for April 22 at 9:15 a.m.



## Weekly Activity Report to Governing Board April 20-24, 2015

### *Executive / Management*

- Board Member Al Alexander, Board Member Bradley Williams, Ann Shortelle, Dave Dickens, Marc Minno, Edwin McCook, Wri Irby, Tyler Futch, Bob Heeke and Abby Johnson attended the Land Management Review Team.
- Ann Shortelle presented at the Levy County Cattlemen's meeting.
- Jon Dinges provided a presentation regarding an overview of District strategic priorities and projects at the Association of Florida Conservation Districts Area 2 meeting in St. Augustine.
- Jon Dinges and Tommy Kiger met with Camp Blanding and National Guard Bureau officials regarding additional base buffering lands and water resource development projects.
- Jon Dinges and Tommy Kiger conducted an appraisal tour for the 2,014-acre Rayonier South tract buffering Camp Blanding.
- Steve Minnis attended the 8th week of the Legislative Session.
- Steve Minnis participated in the weekly DEP/WMD Legislative Affairs meeting/conference call.

### *Water Supply*

- Carlos Herd attended the North Central Florida Regional Planning Council Meeting in Lake City.
- Carlos Herd and Jamie Sortevik met with representatives of URS and the Department of Transportation (DOT) in Tallahassee to discuss the development of a pilot project for nitrate removal in groundwater using DOT properties.
- Carree Olshansky attended the Lake City Council meeting to accept a proclamation for Water Conservation Month.
- Ann Shortelle and Carree Olshansky attended The Ichetucknee Partnership quarterly meeting in Lake City.
- Tommy Kiger participated in the Reclaimed Water Senate Bill 536 conference call with representatives of DEP, DACS and the other WMDs.

### *Water Resources*

- Erich Marzolf attended a project advisory committee meeting for a UF/IFAS project on Innovative Policies to Optimize Water Quality and Conservation Investments and Maximize Multiple Benefits.
- Tom Mirti, Henry Richardson, Vince Robinson, Tara Rodgers and Darlene Saindon installed continuous water quality monitoring equipment at Peacock Springs.
- Erich Marzolf, Marc Minno, Darlene Saindon, Paul Buchanan and Irene Luster met with DEP to discuss a nitrogen loading model for springsheds.

### *Resource Management*

- Tim Sagul attended a meeting in Tallahassee with representatives of DEP, Florida Rural Water Association, the WMDs and other state agencies to discuss coordination of cooperative funding on projects.
- Tim Sagul attended the Competitive Florida Partnership Stakeholders' meeting with representatives of White Springs and the Department of Economic Opportunity.
- Pat Webster met with representatives from Bradford County regarding stormwater issues.
- Warren Zwanka and Glenn Horvath met with representatives of SJRWMD to discuss the E-reg program.
- Leroy Marshall attended the Project Management Professional training offered by the Florida Division of Management Services.

### *Administration & Operations*

- Dave Dickens attended the Taylor County Local Mitigation Strategy Committee meeting with Department of Emergency Management and other state agency representatives.

### *Ag Team / Suwannee River Partnership*

- Megan Wetherington, Abby Johnson, Hugh Thomas and Joel Love attended the Suwannee River Partnership monthly meeting.

### *Communications*

- Abby Johnson participated in the Weekly DEP/WMD Communications Press Office call.

### *Announcements for Week of April 27-May 1, 2015:*

- The 9th week of the Legislative Session is scheduled for the week of April 27.
- The North Florida Regional Water Supply Partnership Stakeholder Advisory Committee meeting is scheduled for April 27 at 1:00 p.m. at Florida Gateway College.
- The Audit Committee meeting is scheduled for April 29 at 1:30 p.m. at District Headquarters.
- The Lands Committee meeting is scheduled for April 30 at 1:30 p.m. at District Headquarters.