

ORIGINAL

010869-WS

# EAST MARION SANITARY SYSTEM INC.

Division of the Commission Clerk and Administrative Services  
2540 Shumard Oak Blvd.  
Tallahassee, Fl 32399-0850  
Reference Docket No. 010869

COMMISSION  
CLERK

JUN 16 AM 9:41

DELIVERED TO  
FPSC

I received the Recorded Copy of the Lease in the mail today June 12, 2003.  
I am correcting it and will re-record it today June 12, 2003.

Mr. Herbert Hein will mail you a copy of the original lease agreement today, as I do not have it at this location.

Enclosed is a Certified Copy of the lease recorded today June 12, 2003.

Thank you for your patience.

East Marion Sanitary  
P O Box 36  
Silver Springs, Fl. 34489  
Beata R. Jordan Secretary  
Lakeview Woods Homeowners Assoc.

Copy to Ralph Jaeger

AUS	_____
CAF	_____
CMP	_____
COM	_____
CTR	_____
ECR	_____
GCL	_____
OPC	_____
MMS	_____
SEC	<u>  1  </u>
OTH	_____

DISTRIBUTION CENTER

2003 JUN 16 AM 9:04

DOCUMENT NUMBER 05252

05252 JUN 16 2003

FPSC-COMMISSION CLERK

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RECORDED TO  
CORRECT TYPING ERROR

DAVID R. ELLSPERMANN, CLERK OF COURT MARION COUNTY  
DATE: 05/20/2003 04:54:23 PM  
FILE NUM 2003062695 OR BK/PG 03420/0538  
RECORDING FEES 6.00

DAVID R. ELLSPERMANN, CLERK OF COURT MARION COUNTY  
DATE: 06/03/2003 04:34:34 PM  
FILE NUM 2003068688 OR BK/PG 03430/0392  
RECORDING FEES 6.00

EXHIBIT "B"  
MEMORANDUM OF LEASE

THIS MEMORANDUM OF LEASE between EAST MARION WATER DISTRIBUTION TRUST & EAST MARION SANITARY SYSTEM TRUST, BOTH DATED May 4<sup>th</sup>, 1995 (hereinafter referred to as "Lessors") and East Marion Sanitary SYSTEMS, INC. A Florida corporation (hereinafter referred to as "Lessee"), dated this 3rd day of February, 2003. The substantive terms and conditions as set forth in an unrecorded Lease between the parties are as follows:

*Handwritten initials: R.M., S.C.D., R.S.*

1. Grant of Lease: Lessor demises and leases unto Lessee the Real Property described as Tract "B" and Tract "C" of Trails East Subdivision as recorded in Plat Book Z, Pages 37-40, Marion County Florida
2. Leased Premises: The Leased Premises are described as follows: Tract "B" and Tract "C" of Trails East Subdivision as recorded in Plat Book Z, Pages 37-40, Marion County Florida
3. Use of Property: Operation of water plant and wastewater treatment plant and related production, storage, collection transmission, distribution, and disposal systems.
4. Term of Lease: Ninety nine (99) years as to both parcels one and two of the Leased Premises, unless earlier terminated as set forth in the unrecorded Lease of even date.
5. Construction: This Memorandum of Lease is not a complete summary of the unrecorded Lease described above. The provisions in this Memorandum should not be used in interpreting the Lease. In the event of conflict between this Memorandum and the unrecorded Lease, the provisions of the unrecorded Lease shall control.

Dated February 3<sup>rd</sup>, 2003

WITNESSES:

*Donna Congdon*  
Print name: Donna Congdon

*Terry Parker*  
Print name: Terry Parker

LESSOR:

*C. J. Doerr*  
C. J. Doerr, Successor Trustee of East Marion Water Distribution Trust, Dated May, 4<sup>th</sup>, 1995

*Rebecca Sergeant*  
Rebecca Sergeant, Successor Trustee of East Marion Sanitary Trust, Dated 5/4/95

LESSEE:

*Donna Congdon*  
Print name: Donna Congdon

*Terry Parker*  
Print Name: Terry Parker

*Herbert Heir*  
Herbert Heir, President of East Marion Sanitary SYSTEMS, Inc.. A Florida Corporation

DAVID R. ELLSPERMANN, CLERK OF COURT MARION COUNTY  
DATE: 06/12/2003 04:34:29 PM  
FILE NUM 2003073456 OR BK/PG 03438/0689  
RECORDING FEES 6.00

CERTIFIED A TRUE COPY  
DAVID R. ELLSPERMANN

BY: *C. Crossin* D.C.

East Marion Sanitary  
P O Box 36  
Silver Springs FL 34489