

NOTICE OF ADOPTION OF AMENDMENTS TO
NORALYN/PHOSPHORIA MINE EXTENSION
DEVELOPMENT OF REGIONAL IMPACT: DRI 485-38

On the 4th day of February, 1986, the Board of County Commissioners of Polk County adopted an amendment to the approved Development Order for Noralyn/Phosphoria Mine Extension Development of Regional Impact, which Development Order was previously approved on the 19th day of November, 1985. (Recorded in Book 2380, pages 2043-2057, of the official records of the Clerk of the Circuit Court of Polk County.) The intent of the amendment was to clarify provisions contained in the Development Order relating to time periods for commencement of development and expiration of the Development Order. The Development Order and amendment may be examined at the Office of the Clerk to the Board of County Commissioners of Polk County. The Development Order and amendments thereto constitute a land development regulation applicable to the property. The legal description of the property covered by the Development Order as amended is attached hereto as Exhibit A.

Signed in the presence of: INTERNATIONAL MINERALS & CHEMICAL CORPORATION

P. P. Burgess
Sandra L. Bennett
Two witnesses

By: W. C. Cross
as its V. P./General Manager
Florida Minerals Operations

STATE OF FLORIDA
COUNTY OF POLK

The foregoing instrument was acknowledged before me this 6th day of March, 1986, by W. C. Cross, as Vice President of International Minerals & Chemical Corporation, on behalf of the corporation.

Sandra L. Bennett
Notary Public

My commission expires July 3, 1986
Notary Public, State of Florida At Large
My Commission Expires July 3, 1986

This instrument prepared by:
Richard E. Davis
Holland & Knight
P. O. Drawer BW
Lakeland, FL 33802

IMC - T.A. Smith
P.O. BOX 867
BARTOW, FL. 33830

9988-1116/no:47

7793-11-0-11140001
7/6/86
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RM

The extension site is located entirely within the boundaries of Polk County, Florida.

MAIN TRACT

In Township 30 South, Range 24 East:

- Section 13 The west 1/2 of the SW 1/4, and the SW 1/4 of the NW 1/4.
- Section 14 All, except the north 1/4, and the north 330 feet of the SW 1/4 of the NW 1/4.
- Section 15 All, except that portion that lies north of a line described as follows: Beginning at a point 990 feet south of the NW corner of Section 15, run due east 2640 feet, then east, southeast to a point about 1900 south of the the NE corner of Section 15.
- Section 16 The south 660 feet of the NE 1/4; and the SE 1/4, less that part thereof lying west of the following described line: Beginning at a point on the south boundary of said SE 1/4 lying 371 feet east of the southwest corner thereof; thence north 6 degrees, 12 minutes, 7 seconds east, 500 feet; thence west 200 feet; thence north 340 feet; thence North 42 degrees, 24 minutes, 29 seconds west, 200 feet; thence north 0 degrees, 34 minutes, 29 seconds west, parallel with the west boundary of said SE 1/4, 1657.60 feet to the point of termination on the north boundary of said SE 1/4 lying 100 feet east of the northwest corner thereof.
- Section 20 All that portion lying south and est of the county road known as Bonny Mine Road, less the tracts described as follows: Begin at a point 496.76 feet east and 116.67 feet north of the southwest corner of Section 20, township 30 South, Range 24 East, said point being 8 feet north of the centerline of the old Oak Ridge Sand Company railroad spur track; thence run easterly parallel with and 8 feet north of the centerline of said railroad spur track a distance of 1,100 feet, thence run north 451 feet, more or less, to a point on the right-of-way line of the Seaboard Coast Line Railroad, said point being a distance of 30 feet south of the centerline of Seaboard Coast Line Railroad; thence run southwesterly parallel with the south right-of-way line and 30 feet south of the centerline of said Seaboard Coast Line Railroad a distance of 1,190.39 feet, more or less to the point of beginning.
- Less the north 735 feet of the NE 1/4 of the NE 1/4.
- Section 21 All, less that part lying north and west of the following described line: Beginning at a point on the west boundary of Section 21 lying 735 feet south of the northwest corner thereof; thence east 800 feet; thence run north 80 degrees, 47 minutes, 48 seconds east, 2042.22 feet; thence north 48 degrees, 21 minutes, 30 seconds east, 300 feet; thence north 200 feet to the point of termination on the north boundary of said Section 21 lying 371 feet east of the northwest corner of the NE 1/4 thereof.
- Section 22 The N 1/4 and all of the S 1/2 of the SE 1/4 and the E 1/2 of the SE 1/4 of the SW 1/4, and the NE 1/4 of the SW1/4.
- Section 23 The N 1/4.
- Section 24 The NW 1/4 of the NW 1/4.
- Section 27 a) The N 1/2 of N 1/2 of NW 1/4, less a strip of land 50 feet wide described as: begin at the southwest corner thereof, run thence east along the south boundary thereof 1424.69 feet, thence north 36 degrees, 27 minutes, 30 seconds west 62.57 feet to a point 50 feet north of said south boundary, thence west parallel to and 50 feet north of said south boundary 1362.13 feet to the west boundary of the section, thence south along said west boundary to the point of beginning.
- b) The N 1/2 of NW 1/4 of NE 1/4.
- c) That portion of the S 3/4 of the E 1/2 of the NW 1/4 and the S 3/4 of the W 1/2 of the NE 1/4 lying north of the right-of-way for the Seaboard Systems Railroad Company's spur track and east of Florida Power Corporation's BLX 230 kV powerline right-of-way.

03/06/85

RETT'S LAW
CASH FEE
311A

Section 28 a) The W 3/4 of the N 1/8 less the south 200 feet thereof.
b) The N 1/2 of NE 1/4 of NE 1/4 less the south 50 feet thereof.
c) Those portions of the W 3/4 of the N 1/4 that Farmland owns and which are north of the Cooling Pond dam toe.

Section 29 a) The N 1/2 of NE 1/4 of NE 1/4 less the south 200 feet of the east 330 feet thereof.
b) That part of the W 3/4 of N 1/2 lying east of the Bonny Mine Road and also lying north of the line described as follows:
Begin on the west boundary of said Section 29 at a point 1046.72 feet south of the north-west corner thereof, run thence east 1609.23 feet, thence south 830 feet, thence east 1250 feet, thence south 430.32 feet, thence east to the east boundary of said W 3/4 of N 1/2.
c) Those portions of Section 29 that Farmland owns and are west of the Cooling Pond dam toe, lying within: The NW 1/4, the NE 1/4, the west 3/4 of the N 1/2 of the SE 1/4 and the E 1/2 of the NE 1/4 of the SW 1/4.

Less that portion of the NW 1/4 described as follows:

Beginning at a point 1650 feet south of the NW corner of Section 29, run 100 feet east, then run 300 feet south, then run 300 feet east, then run 650 feet south, then run 400 feet west to the west line of Section 29, then north 950 feet to the point of beginning.

Section 30 a) That part (if any) of the North 1046.72 feet of the NE 1/4 of NE 1/4 lying east of the Bonny Mine Road, less that part (if any) lying north of the industrial spur track railroad right-of-way set forth in instrument from American Agricultural Chemical Company to Atlantic Coast Line Railroad Company dated July 23, 1951, recorded in Deed Book 911, page 190, Polk County, Florida.
b) Those portions of Section 30 that Farmland owns in the north 1650 feet of the E 1/2 of NE 1/4.

PARCEL 7
(Alternate name: W. R. Grace Trade)
In Township 31 South, Range 24 East:

Section 7 The NW 1/4 of NW 1/4; the north 257 feet of the S 1/2 of NW 1/4; and that part of the N 1/2 of NE 1/4 lying south of the railroad right-of-way of the Seaboard Coast Line Railroad Company.

PARCEL 8W
(Alternate name: W. R. Grace Trade)
In Township 31 South, Range 24 East:

Section 8 The SW 1/4 of NW 1/4 less (a) the north 660 feet of the east 330 feet thereof, and (b) of the east 330 feet thereof, and (c) the west 150 feet thereof; and that part of the NW 1/4 of NW 1/4 lying south of the right-of-way of the Agricola Road less (a) the east 330 feet thereof; (b) the west 150 feet thereof, and (c) the west 250 feet of the north 150 feet thereof.

PARCEL 8E
(Alternate name: W. R. Grace Trade)
In Township 31 South, Range 24 East:

Section 8 The SE 1/4 of SE 1/4 of NE 1/4.

PARCEL 9
(Alternate name: Green Bay Parcel)
In Township 30 South, Range 24 East:

Section 32 That part of the SE 1/4 of NE 1/4 and of the NE 1/4 of SE 1/4 described as: from the southwest corner of the NE 1/4 of SE 1/4 of

thereof 833.32 feet to a Point of Beginning, thence deflect 88 degrees, 44 minutes left 2107.3 feet, thence deflect 90 degrees, 26 minutes right 438.42 feet to the east line of said Section 32, thence south along the east line of said Section 32 to the southeast corner of the NE 1/4 of SE 1/4 of said Section 32, thence west along the south line thereof 481.84 feet, more or less, to the Point of Beginning.

Section 33

All, less the W 1/2 of SW 1/4 of SW 1/4, and less that part of the N 1/2 and of the N 1/2 of SE 1/4 described as beginning at the northwest corner of said Section 33, run thence south along the west line thereof 1820.15 feet, thence south 88 degrees 25 minutes east 261.53 feet, thence north 1 degree, 13 minutes west 949.12 feet, thence north 88 degrees, 53 minutes east 1926.59 feet, thence south 35 degrees, 37 minutes east 375.27 feet, thence south 10 degrees, 13 minutes east 793.97 feet, thence south 79 degrees, 58 minutes east 1200 feet, thence south 16 degrees, 42 minutes east 525.38 feet, thence south 86 degrees, 49 minutes east 564.45 feet, thence south 24 degrees, 4 minutes east 820.00 feet, thence due east 556.77 feet to the east line of said Section 33, thence north 0 degrees, 10 minutes, 12 seconds east along the section line 3328.81 feet to the northeast corner of said Section 33, thence north 89 degrees, 58 minutes, 30 seconds west along the section line 5308.12 feet to the point of beginning.

PARCEL 11

(Alternate name: Agrico Triangle)

In Township 30 South, Range 24 East:

Section 27

All that portion of the SW 1/4 lying south-east of the Seaboard Coast Line Railroad.

PARCEL 12

(Alternate name: First Born Church)

In Township 31 South, Range 23 East:

Section 12

One acre square in the northeast corner of the N 1/2 of the NE 1/4 of NW 1/4 of SW 1/4, being further described as follows:

Beginning at the northeast corner of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4; run thence west, along the north boundary of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4, 208.71 feet; thence south 208.71 feet; thence east 208.71 feet to a point on the east boundary of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4 lying 208.71 feet south of the point of beginning; thence north 208.71 feet to the point of beginning.

PARCEL 13

(Alternate name: P-2 Lakes)

In Township 30 South, Range 24 East:

Section 35

All of the southern 28 acres of the SW 1/4 of the NW 1/4.

PARCEL 14

(Alternate name: Barcola 40)

In Township 30 South, Range 24 East:

Section 35

All of the NW 1/4 of the NE 1/4.

PARCEL 19

(Alternate name: Chicken Ranch Parcel)

In Township 30 South, Range 24 East:

Section 32

The SW 1/4 of the NW 1/4 of the NW 1/4 and the S 1/2 of SE 1/4 of NW 1/4 of the NW 1/4 and the south 390 feet of the W 1/2 of the NE 1/4 of NW 1/4 and the E 1/2 of SE 1/4 of NE 1/4 of NW 1/4 and that part of the NE 1/4 of NE 1/4 of NW 1/4 lying south of State Road 640, and the W 1/2 of the SE 1/4 of NE 1/4 of NW 1/4.

PARCEL 20

(Alternate name: Ballfield Parcel)

In Township 30 South, Range 24 East:

Section 12

The E 1/2 of SW 1/4 of SE 1/4, less the north 2 acres thereof, and also less the south 592.92 feet thereof; and that part of the north 101.40 feet of the south 694.32 feet of the SE 1/4 of SE 1/4 lying west of State Road 555.

PARCEL 21

(Alternate name: Barcola Reclamation Lakes)

In Township 30 South, Range 24 East:

Section 26

All the SW 1/4 of the SW 1/4.

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POLK OFF. REC. PAGE

APPROVE CLARIFICATION OF LANGUAGE IN DEVELOPMENT ORDER
AMENDMENT FOR IMC/PHOSPHORIA MINE EXTENSION

Development Coordinator, Merle Bishop, reported there is a problem with the language in the Development Order issued by the Board on November 19, 1985, for IMC/Phosphoria Mine Extension Development of Regional Impact in that it is not clear in regards to #3 as to the time period referenced. He stated the Development Order became effective on December 2, 1985 to remain in effect for 15 years from the date of its rendition and the time period referenced needs to be clarified as the time period specified in Condition #8 which is October 1, 1987. Mr. Bishop recommended the Development Order be amended to reflect this change.

Whereupon, it was moved by Commissioner Caldwell, seconded by Commissioner Ready and upon vote carried unanimously, that the amendment to the IMC/Phosphoria Mine Extension be approved as recommended by Mr. Bishop.

DEVELOPMENT ORDER

FOR

INTERNATIONAL MINERALS AND CHEMICAL CORPORATION
NORALYN/PHOSPHORIA MINE EXTENSION

A DEVELOPMENT OF REGIONAL IMPACT

12/10/83

FILED IN
CASE NO. 11
13424

DRI 485-38

LET IT BE KNOWN, THAT PURSUANT TO SECTION 380.06, OF THE FLORIDA STATUTES, THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA, HAS HEARD, AT A PUBLIC HEARING CONVENED ON OCTOBER 22, 1985, THE APPLICATION FOR DEVELOPMENT APPROVAL FOR NORALYN/PHOSPHORIA MINE EXTENSION, WHICH CONSISTS OF 4212 ACRES TO BE DEVELOPED IN THE MANNER DESCRIBED IN THE APPLICATION FILED BY INTERNATIONAL MINERALS & CHEMICAL CORPORATION, FOR SAID DEVELOPMENT.

WHEREAS, the Polk County Board of County Commissioners, hereafter referred to as "the Board," has considered the report and recommendations of the Central Florida Regional Planning Council (hereafter referred to as "CFRPC"), the Polk County Zoning and Codes Enforcement Department staff, and the documents and comments upon the record made before the Board, hereby makes the following Findings of Fact and Conclusion of Law:

FINDINGS OF FACT

1. International Minerals & Chemical Corporation, hereafter referred to as "the Applicant," submitted an Application for Development Approval entitled "Noralyne/Phosphoria Mine Extension DRI," hereafter referred to as "the Application," to the Board, said Application (without exhibits) being incorporated and made part of this Development Order by reference.
2. The real property which is subject to the application is legally described in the Application (Part 1, Section 5, Pages 1-2 through 1-8) as being located in Polk County, Florida.
3. The Application includes land use plans and maps illustrating the general distribution of land uses, major transportation routes, development phases, drainage plans, overall mine plans waste clay settling areas, vegetation and soils plans in the pre and post reclamation periods, and proposed reclamation plans.
4. The Application proposes to integrate several parcels into the Applicant's existing Noralyne/Phosphoria phosphate rock mine, extending the productive life of the existing Noralyne beneficiation plant.
5. The Applicant's Conceptual Mine Plan for the Noralyne/Phosphoria Mine was approved by the Board on November 2, 1982 under Polk County Phosphate mining Regulation, Ordinance No. 81-26. Conceptual Mine Plan Amendments were approved on July 24, 1984 and January 22, 1985. These Amendments have included most of the parcels to be considered in this DRI.

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POLK OFF. REC. PAGE

U. S. Box 66/
Bartow, FL 33830

6. The site of the Application encompasses 4,212 acres including 2,283 acres to be mined, 535 acres to be disturbed and not mined, and 1394 acres to be left undisturbed. These lands are located southwest of Bartow in southern Polk County.
7. The Mine Extension will not increase demand for potable or non-potable water. The only impact will be on the duration of demand, approximately six (6) years. Consumptive Use Permit No. 203049 authorized average annual withdrawal of 23,330,000 gallons per day, with a maximum combined withdrawal rate not to exceed 27,000,000 gallons during a single day.
8. Minimal domestic wastewater would be generated by the proposal. Water used to transport phosphate matrix, flotation tailings, and waste clays is obtained by collecting rainfall and mine pit drainage and adding some deep well water. The quality of discharged water meets or exceeds National Pollutant Discharge and Emission System (NPDES) standards of the U.S. Environmental Protection Agency, and is not classified as wastewater.
9. The proposed mine extension is located in the headwater boundary of two major regional drainage systems, the Alafia River Basin to the west, and the Peace River Basin to the east. The extension drains into an existing mine water recirculation system along manmade features. Excess water from prolonged rainfall events can be diverted to appropriate storage areas, or released through NPDES permitted outfall points. Public drainage facilities will not be affected.
10. The Applicant will construct all necessary surface water management facilities for the development.
11. The proposed development will mine through and/or adjacent to areas currently exhibiting poor water quality conditions. Though not caused by the Applicant, these areas of poor water quality pose potential to degrade adjacent areas of the hydrologic system.
12. The project would generate an average of 3,040,300 tons of sand tailings per year, and an average of 2,859,000 tons of waste clay per year between 1986 and 1991.
13. The project would be served by the existing 69 kV electric transmission line, with no new power supply facilities needed for the generation and transmission system.
14. The primary transportation network would be U.S. Highway 17 between Bartow and Ft. Meade, State Road 37 between Lakeland and State Road 640, State Road 60 between Bartow and Mulberry, County Road 555 between State Road 60 and State Road 640, and State Road 37 and U.S. Highway 17. All of these roads currently operate at Level of Service C or better. No additional traffic will be generated by the project. No systems level transportation impact would result from the project.

15. Approximately twenty-three (23) percent of the total site consists of land classified as native vegetation cover. Twenty-seven (27) percent of the site is covered by water. Seventeen (17) percent is disturbed vegetation with the remainder of the site classified as highly altered lands. Of the lands covered by native vegetation, the 597 acres of xeric ecological communities (432 acres of Xeric Oak Forest and 165 acres of Xeric Oak Scrub) are the most significant for the increasingly scarce natural habitat they represent to Polk County and Central Florida.
16. No federal or state certified rare or endangered plants or animals were observed on the site. The site has potential habitat for several protected species of animals occasionally found in mining areas, and for future reclaimed areas of natural diversity.
17. The proposed development is not located within an Area of Critical State Concern as designated pursuant to Section 380.05, Florida Statutes.
18. The development will have positive economic impacts in the form of additional tax revenues, maintenance of current employment at the mine and supporting industries, and viable uses of reclaimed lands at the end of the mine's operation. Government capital and operating expenses as a result of mine extension do not appear to be significantly affected.
19. Records of the Secretary of State's Office, Division of Archives, History, and Records Management (DAHRM) indicate that one prehistoric archaeological site is in Parcel 7. DAHRM advised the Applicant's project consultant that neither this site nor the remaining portions of Parcel 7 warrant further investigation. No other known sites of archaeological or historical significance are recorded in the Florida Master Site File of DAHRM as occurring at the site of the development.
20. The State of Florida has adopted a statewide comprehensive plan.
21. The development does not unreasonably interfere with the achievement of the objectives of an adopted state land development plan applicable to the area.
22. The Board has adopted a Comprehensive Plan for Polk County pursuant to Section 163.3161, Florida Statutes which is applicable to the development site.
23. The northeastern portion of the proposed development is within one mile of the western city limits of Bartow, having a population of approximately 16,500, and therefore would have potential impacts to that unit of government and its future comprehensive planning for the area immediately west of the City.
24. The site of the proposed development is presently zoned Rural Conservation (RC) and does not require rezoning to allow the intended uses for phosphate mining, land

reclamation, and subsequent agricultural and rural uses. Rural Conservation zoning is intended to preserve the rural characteristics of an area and allows a residential development density of one dwelling unit per acre.

25. The proposal appears compatible with the Board's promotion of land reclamation techniques favoring beneficial uses of mined lands for a variety of options including agricultural research, crop/range land production, viable wildlife habitat, and recreation areas.
26. The proposal's plan of mining and reclamation can be monitored through the information required for the annual mine report submitted to Polk County and the State Department of Natural Resources, and through the DRI Monitoring Review Report submitted to the Central Florida Regional Planning Council.
27. The information and data contained within the application were sufficient for the Board to perform the impact review required by Section 380.06, Florida Statutes.
28. On October 22, 1985 the Board convened the required public hearing on the application including the report and recommendations of the CFRPC and the report and recommendations of the Polk County Zoning and Codes Department.
29. The development is consistent with the report and recommendations of the CFRPC submitted pursuant to Chapter 380, Florida Statutes.

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POLK CO. REC. PAGE

CONCLUSIONS OF LAW

1. The Board's review of the proposed application has been conducted pursuant to and complied with the provisions of Chapter 380, Florida Statutes.
2. The application as submitted complies with the requirements of Section 380.06, F.S. and Chapter 22-F, Florida Administrative Code.
3. The proposed development is consistent with the report and recommendation of the of the CFRPC.
4. The development as proposed in the application is consistent with the Polk County Comprehensive Plan and local land development regulations.
5. All development activities described in the application shall be subject to the terms of this development order and shall not be subject to future Development of Regional Impact review pursuant to Section 380.06, F.S. unless the Board determines that any proposed changes to the development constitute a substantial deviation pursuant to Section 380.06 (17), F.S.

6. The rights and obligations set forth in this Development Order shall inure to the benefit of and be binding upon the applicant, any subsequent property owners affected by this Order and their successors, assigns and grantees.
7. The provisions of this development order shall not be construed as a waiver or exception of any rule, regulation, or ordinance of Polk County and, therefore, any further review and approval required by Polk County shall be subject to all such applicable rules, regulations or ordinances in effect at the time of the review.

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POLK C.F.F. REC. PAGE

NOW, THEREFORE, BE IT RESOLVED BY THE Polk County Board of Commissioners, in public meeting, duly constituted and assembled November 19, 1985, that the Development of Regional Impact Application of Development Approval submitted by International Minerals & Chemical Corporation, is hereby ordered approved subject to the following conditions:

- Condition 1. Future flow-through systems for waste clay storage areas shall be eliminated.
- Condition 2. The applicant shall seek to utilize the old W. R. Grace settling area instead of constructing N-17.
- Condition 3. To assure that surface and groundwater quality conditions do not deteriorate further, the applicant shall take appropriate measures (prior to and/or during mining) to retard the movement of the groundwater contaminant plume associated with the old gypsum disposal area along the northern/northwestern boundary of the property to be mined under this ADA. In addition, the applicant shall meet with the CFRPC and the Polk County Water Resources Department, no later than January 15, 1986, for the purpose of designing a hydrologic monitoring program detailing the type(s) and extent of water quality sampling to be carried out for the duration of mining covered under the ADA.
- Condition 4. To ensure the future viability of a substantial xeric ecological community on the central tract the applicant shall set aside the area depicted in Exhibit 1, as presented to the CFRPC on October 2, 1985. This area shall be appropriately buffered and not mined until at least 100 acres of viable xeric habitat has been reclaimed on contiguous lands. The time of release of this land for mining will be jointly agreed upon by the CFRPC, the Game and Freshwater Fish Commission, and the applicant.

The applicant shall reclaim at least 400 acres of viable xeric habitat on the central tract and/or lands immediately contiguous to the central tract as depicted in Exhibit 1.

On or before January 15, 1986 the applicant shall meet with the CFRPC, Game and Freshwater Fish Commission, and the Polk county Planning Department for the purpose of defining the details of xeric habitat reclamation and on ongoing xeric habitat monitoring program for the life of the mining and reclamation program covered under this DRI/ADA.

- Condition 5. To ensure the minimization of waste clay storage facilities, creation of favorable xeric habitat, continued availability of reclaimed lands suitable for agricultural research, and the timely reclamation of mined land the applicant shall adhere to the reclamation plan as presented and amended in the DRI/ADA. Further, the applicant shall meet with the CFRPC and Polk County no later than January 15, 1986 for the purpose of developing the details of a cooperative mined lands agricultural use program.
- Condition 6. The applicant shall report the details of required mining/reclamation plan changes as required by the DNR, Bureau of Reclamation, for Conceptual Mine Plan Approval to the CFRPC in a timely manner.
- Condition 7. As part of the recommendation for DRI Approval, the applicant shall supply the CFRPC with an annual report no later than January 7 of each year. Unless otherwise specified the applicant shall utilize the Annual report Form contained in Appendix A (Appendices of the CFRPC Evaluation and Recommendation for DRI 485-38, September 1985). The format for other monitoring reports covered in preceding sections will be elaborated at the time of specified technical meetings.
- Condition 8. The terms and conditions of this agreement for the IMC Noralyn/Phosphoria Mine Extension shall expire in the event development activities do not commence at the development site prior to October 1, 1987. Failure to comply with Conditions 1 through 7, or any parts thereof, may constitute a substantial deviation.

BE IT FURTHER RESOLVED, by the Polk County Board of County Commissioners, that:

- 1. All commitments and impact mitigating actions provided by the applicant in the Application for Development Approval and supplemental documents that are not in conflict with conditions or stipulations specifically enumerated above are hereby appended to this Development Order by reference.
- 2. The Polk County Director of Development Coordination shall be the local official responsible for assuring compliance with this Development Order.
- 3. This Development Order shall become effective on December 2, 1985, and shall remain in effect for a period of fifteen (15) years from the date of its rendition. In the event that significant physical development and corresponding site reclamation has not commenced and proceeded within this time period, development approval will terminate and this development order shall no longer be effective. For purposes of this requirement, "significant physical development" does not include roads, but does include mining and removal of phosphate matrix, construction and relocation of roads, and subsequent site reclamation.
- 4. The applicant or their successor(s) in title to the subject property shall submit the required annual report to the Polk County Board of County Commissioners and to the Florida Department of Community Affairs as well as to the CFRPC

pursuant to Polk County Ordinance 81-26 as amended, Article IV, Section 4-1. This report will contain the information required in Section 9J-2.25 (7), Florida Administrative Code. Failure to submit the annual report shall be governed by Subsection 380.06(18), Florida Statutes.

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5. Subsequent requests for development permits shall not require further review pursuant to Section 380.06, Florida Statutes, unless it is found by the Polk County Board of Commissioners, after due notice and hearing, that one or both of the following is present:

- a. A substantial deviation from the terms or conditions of this development order, or other changes to the approved development plans which create a reasonable likelihood of adverse regional impacts or other regional impacts which were not evaluated in review by the Central Florida Regional Planning Council; or
- b. An expiration of the period of effectiveness of this development order as provided herein.

Upon a finding that either of the above is present, the Polk County Board of County Commissioners may order a termination of all development activity until such time as a new DRI Application for Development Approval has been submitted, reviewed and approved in accordance with Section 380.06, Florida Statutes.

6. The approval granted by this Development Order is limited. Such approval shall not be construed to obviate the duty of the applicant to comply with all other applicable local or state permitting procedures.

DULY PASSED AND ADOPTED THIS 19th DAY OF November, 1985.

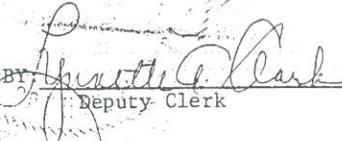


Chairman

Polk County Board of County
Commissioners

ATTEST:

E. D. "BUD" DIXON, CLERK



Deputy Clerk

4. Attach the names and addresses of all persons having fee simple or lesser estate in the site.

International Minerals & Chemical Corp.
P.O. Box 867
Bartow, Florida 33830

Farmland Industries, Inc.
P.O. Box 441
Mulberry, Florida 33860

W.R. Grace & Co.
P.O. Box 471
Bartow, Florida 33830

5. Attach a legal description of the development site. Include section, township, and range.

The extension site is located entirely within the boundaries of Polk County, Florida.

MAIN TRACT

In Township 30 South, Range 24 East:

Section 13 The west 1/2 of the SW 1/4, and the SW 1/4 of the NW 1/4.

Section 14 All, except the north 1/4, and the north 330 feet of the SW 1/4 of the NW 1/4.

Section 15 All, except that portion that lies north of a line described as follows: Beginning at a point 990 feet south of the NW corner of Section 15, run due east 2640 feet, then east, southeast to a point about 1900 south of the the NE corner of Section 15.

Section 16 The south 660 feet of the NE 1/4; and the SE 1/4, less that part thereof lying west of the following described line: Beginning at a point on the south boundary of said SE 1/4 lying 371 feet east of the southwest corner thereof; thence north 6 degrees, 12 minutes, 7 seconds east, 500 feet; thence west 200 feet; thence north 340 feet; thence North 42 degrees, 24 minutes, 29 seconds west, 200 feet; thence north 0 degrees, 34 minutes, 29 seconds west, parallel with the west boundary of said SE 1/4, 1657.60 feet to the point of termination on the north boundary of said SE 1/4 lying 100 feet east of the northwest corner thereof.

Section 20

All that portion lying south and est of the county road known as Bonny Mine Road, less the tracts described as follows: Begin at a point 496.76 feet east and 116.67 feet north of the southwest corner of Section 20, township 30 South, Range 24 East, said point being 8 feet north of the centerline of the old Oak Ridge Sand Company railroad spur track; thence run easterly parallel with and 8 feet north of the centerline of said railroad spur track a distance of 1,100 feet, thence run north 451 feet, more or less, to a point on the right-of-way line of the Seaboard Coast Line Railroad, said point being a distance of 30 feet south of the centerline of Seaboard Coast Line Railroad; thence run southwesterly parallel with the south right-of-way line and 30 feet south of the centerline of said Seaboard Coast Line Railroad a distance of 1,190.39 feet, more or less to the point of beginning.

Less the north 735 feet of the NE 1/4 of the NE 1/4.

Section 21

All, less that part lying north and west of the following described line: Beginning at a point on the west boundary of Section 21 lying 735 feet south of the northwest corner thereof; thence east 800 feet; thence run north 80 degrees, 47 minutes, 48 seconds east, 2042.22 feet; thence north 48 degrees, 21 minutes, 30 seconds east, 300 feet; thence north 200 feet to the point of termination on the north boundary of said Section 21 lying 371 feet east of the northwest corner of the NE 1/4 thereof.

Section 22

The N 1/4 and all of the S 1/2 of the SE 1/4 and the E 1/2 of the SE 1/4 of the SW 1/4, and the NE 1/4 of the SW 1/4.

Section 23

The N 1/4.

Section 24

The NW 1/4 of the NW 1/4.

Section 27

a) The N 1/2 of N 1/2 of NW 1/4, less a strip of land 50 feet wide described as: begin at the southwest corner thereof, run thence east along the south boundary thereof 1424.69 feet, thence north 36 degrees, 27 minutes, 30 seconds west 62.57 feet to a point 50 feet north of said south boundary, thence west parallel to and 50 feet north of said south boundary 1362.13 feet to the west boundary

of the section, thence south along said west boundary to the point of beginning.

b) The N 1/2 of NW 1/4 of NE 1/4.

c) That portion of the S 3/4 of the E 1/2 of the NW 1/4 and the S 3/4 of the W 1/2 of the NE 1/4 lying north of the right-of-way for the Seaboard Systems Railroad Company's spur track and east of Florida Power Corporation's BLX 230 kV powerline right-of-way.

Section 28

a) The W 3/4 of the N 1/8 less the south 200 feet thereof.

b) The N 1/2 of NE 1/4 of NE 1/4 less the south 50 feet thereof.

c) Those portions of the W 3/4 of the N 1/4 that Farmland owns and which are north of the Cooling Pond dam toe.

Section 29

a) The N 1/2 of NE 1/4 of NE 1/4 less the south 200 feet of the east 330 feet thereof.

b) That part of the W 3/4 of N 1/2 lying east of the Bonny Mine Road and also lying north of the line described as follows:

Begin on the west boundary of said Section 29 at a point 1046.72 feet south of the northwest corner thereof, run thence east 1609.23 feet, thence south 830 feet, thence east 1250 feet, thence south 430.32 feet, thence east to the east boundary of said W 3/4 of N 1/2.

c) Those portions of Section 29 that Farmland owns and are west of the Cooling Pond dam toe, lying within: The NW 1/4, the NE 1/4, the west 3/4 of the N 1/2 of the SE 1/4 and the E 1/2 of the NE 1/4 of the SW 1/4.

Less that portion of the NW 1/4 described as follows:

Beginning at a point 1650 feet south of the NW corner of Section 29, run 100 feet east, then run 300 feet south, then run 300 feet east, then run 650 feet south, then run 400 feet west to the west line of Section 29, then north 950 feet to the point of beginning.

Section 30

a) That part (if any) of the North 1046.72 feet of the NE 1/4 of NE 1/4 lying east of the Bonny Mine Road, less that part (if any) lying north of the industrial spur track railroad right-of-way set forth in instrument from American Agricultural Chemical Company to Atlantic Coast Line Railroad Company dated July 23, 1951, recorded in Deed Book 911, page 190, Polk County, Florida.

b) Those portions of Section 30 that Farmland owns in the north 1650 feet of the E 1/2 of NE 1/4.

PARCEL 7

(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 7

The NW 1/4 of NW 1/4; the north 257 feet of the S 1/2 of NW 1/4; and that part of the N 1/2 of NE 1/4 lying south of the railroad right-of-way of the Seaboard Coast Line Railroad Company.

PARCEL 8W

(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 8

The SW 1/4 of NW 1/4 less (a) the north 660 feet of the east 330 feet thereof, and (b) of the east 330 feet thereof, and (c) the west 150 feet thereof; and that part of the NW 1/4 of NW 1/4 lying south of the right-of-way of the Agricola Road less (a) the east 330 feet thereof; (b) the west 150 feet thereof, and (c) the west 250 feet of the north 150 feet thereof.

PARCEL 8E

(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 8

The SE 1/4 of SE 1/4 of NE 1/4.

PARCEL 9

(Alternate name: Green Bay Parcel)

In Township 30 South, Range 24 East:

Section 32

That part of the SE 1/4 of NE 1/4 and of the NE 1/4 of SE 1/4 described as: from the southwest corner of the NE 1/4 of SE 1/4 of

said Section 32 run east along the south line thereof 839.52 feet to a Point of Beginning, thence deflect 88 degrees, 44 minutes left 2107.3 feet, thence deflect 90 degrees, 26 minutes right 438.42 feet to the east line of said Section 32, thence south along the east line of said Section 32 to the southeast corner of the NE 1/4 of SE 1/4 of said Section 32, thence west along the south line thereof 481.84 feet, more or less, to the Point of Beginning.

Section 33

All, less the W 1/2 of SW 1/4 of SW 1/4, and less that part of the N 1/2 and of the N 1/2 of SE 1/4 described as beginning at the northwest corner of said Section 33, run thence south along the west line thereof 1820.15 feet, thence south 88 degrees 25 minutes east 261.53 feet, thence north 1 degree, 13 minutes west 949.12 feet, thence north 88 degrees, 53 minutes east 1926.59 feet, thence south 35 degrees, 37 minutes east 375.27 feet, thence south 10 degrees, 13 minutes east 793.97 feet, thence south 79 degrees, 58 minutes east 1200 feet, thence south 16 degrees, 42 minutes east 525.38 feet, thence south 86 degrees, 49 minutes east 564.45 feet, thence south 24 degrees, 4 minutes east 820.00 feet, thence due east 556.77 feet to the east line of said Section 33, thence north 0 degrees, 10 minutes, 12 seconds east along the section line 3328.81 feet to the northeast corner of said Section 33, thence north 89 degrees, 58 minutes, 30 seconds west along the section line 5308.12 feet to the point of beginning.

PARCEL 11

(Alternate name: Agrico Triangle)

In Township 30 South, Range 24 East:

Section 27

All that portion of the SW 1/4 lying southeast of the Seaboard Coast Line Railroad.

PARCEL 12

(Alternate name: First Born Church)

In Township 31 South, Range 23 East:

Section 12

One acre square in the northeast corner of the N 1/2 of the NE 1/4 of NW 1/4 of SW 1/4, being further described as follows:

Beginning at the northeast corner of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4; run thence west, along the north boundary of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4, 208.71 feet; thence south 208.71 feet; thence east 208.71 feet to a point on the east boundary of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4 lying 208.71 feet south of the point of beginning; thence north 208.71 feet to the point of beginning.

PARCEL 13
(Alternate name: P-2 Lakes)

In Township 30 South, Range 24 East:

Section 35 All of the southern 28 acres of the SW 1/4 of the NW 1/4.

PARCEL 14
(Alternate name: Barcola 40)

In Township 30 South, Range 24 East:

Section 35 All of the NW 1/4 of the NE 1/4.

PARCEL 19
(Alternate name: Chicken Ranch Parcel)

In Township 30 South, Range 24 East:

Section 32 The SW 1/4 of the NW 1/4 of the NW 1/4 and the S 1/2 of SE 1/4 of NW 1/4 of the NW 1/4 and the south 390 feet of the W 1/2 of the NE 1/4 of NW 1/4 and the E 1/2 of SE 1/4 of NE 1/4 of NW 1/4 and that part of the NE 1/4 of NE 1/4 of NW 1/4 lying south of State Road 640, and the W 1/2 of the SE 1/4 of NE 1/4 of NW 1/4.

PARCEL 20
(Alternate name: Ballfield Parcel)

In Township 30 South, Range 24 East:

Section 12 The E 1/2 of SW 1/4 of SE 1/4, less the north 2 acres thereof, and also less the south 592.92 feet thereof; and that part of the north 101.40 feet of the south 694.32 feet of the SE 1/4 of SE 1/4 lying west of State Road 555.

PARCEL 21

(Alternate name: Barcola Reclamation Lakes)

In Township 30 South, Range 24 East:

Section 26

All the SW 1/4 of the SW 1/4.

COPIES OF THE DEVELOPMENT ORDER AND RELATED DOCUMENTS ARE ON FILE AT POLK COUNTY PLANNING DEPARTMENT AND CENTRAL FLORIDA REGIONAL PLANNING COUNCIL.

FILED, RECORDED AND
RECORD VERIFIED
E.D. 'Bud' DIXON, Clk. Gr. Cl.
POLK COUNTY, FLA.
BY *Syw* D.G.

IV. Legal description to be added to page 1-7: (Four acre tract)

In Township 31 South, Range 23 East, Polk County:

Section 12: The N 1/2 of NE 1/4 of NW 1/4 of SW 1/4, LESS the following described parcel: Beginning at the northeast corner of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4; thence west, along the north boundary thereof, 208.71 feet; thence south 208.71 feet; thence east 208.71 feet to a point on the east boundary of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4 lying 208.71 feet south of the point of beginning; thence north 208.71 feet to the point of beginning.

d. Legal description of proposed addition: (Forty nine acre tract)

In Township 30S, Range 24E, Polk County, Florida.

Section 16: That part described as follows: Beginning at a point on the south boundary of said Section 16 lying 371 feet east of the southwest corner of the SE 1/4; thence north 6° 12' 07" east, 500 feet; thence west, 200 feet; thence north, 340 feet; thence north 42° 24' 29" west, 200 feet; thence north 00° 34' 29" west, parallel with the west boundary of the SE 1/4, 1657.60 feet to a point on the north boundary of said SE 1/4 lying 100 feet east of the northwest corner thereof; thence south 89° 58' 48" west, along the north boundary of said SE 1/4, 100 feet to the northwest corner thereof; thence continue south 89° 58' 48" west, along the north boundary of the SW 1/4, 200 feet; thence south 00° 43' 18" west, 2024.03 feet; thence west, 540 feet; thence south 69° 03' 15" west, 180 feet; thence south, 550 feet to a point on the south boundary of Section 16 lying 1331.09 feet west of the point of beginning; thence south 89° 49' 50" east, 1331.09 feet to the point of beginning.

Section 21: That part described as follows: Beginning at a point on the north boundary of said Section 21 lying 371 feet east of the northwest corner of the NE 1/4; thence south 200 feet; thence south 48° 21' 30" west, 300 feet; thence south 80° 47' 48" west, 1121.32 feet; thence north, 582.62 feet to a point on the north boundary of Section 21 lying 1331.09 feet west of the point of beginning; thence south 89° 49' 50" east, 1331.09 feet to the point of beginning.

TOTAL ACREAGE TO BE ADDED TO DEVELOPMENT IS FIFTY THREE ACRES

RESOLUTION

WHEREAS, the Polk County Board of County Commissioners, hereafter, referred to as "the Board", as the governing body of local government having jurisdiction pursuant to Section 380.06, Florida Statutes, is authorized and empowered to consider the applications for developments of regional impact; and

WHEREAS, the Board adopted a development order with conditions of approval on November 19, 1985 and amended said development order on February 4, 1986 for the Noralyn/Phosphoria Mine Extension; and

WHEREAS, the Board received a request for a determination of substantial deviation to the adopted Development Order; and

WHEREAS, the Board duly held a public hearing on October 27, 1987, and reviewed the proposed changes;

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA, THAT THE ADOPTED DEVELOPMENT ORDER BE AMENDED BY AMENDING THE FOLLOWING FINDINGS OF FACT AND THAT THE BALANCE OF THE ADOPTED DEVELOPMENT ORDER REMAINS IN EFFECT IN ITS ENTIRETY:

FINDINGS OF FACT

2. The real property which is the subject of this application is legally described in Appendix A and is an addition to the property described in the development order adopted on November 19, 1985.
5. The Conceptual Mine Plan amendment for the Noralyn/Phosphoria Mine was approved by the Board on November 2, 1982, under Polk County Ordinance 81-26. Conceptual Mine Plan Amendments were approved by the Board on July 24, 1984, January 22, 1985, and on March 18, 1986. All parcels in the DRI have been included in the Conceptual Mine Plan.
6. The site of the application encompasses 4,265 acres including 2,307 acres to be mined, 564 acres to be disturbed and not mined, and 1,394 acres to be left undisturbed. These lands are located southwest of Bartow in southern Polk County.

DULY PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA THIS 27th DAY OF October, 1987.

BOARD OF COUNTY COMMISSIONERS
OF POLK COUNTY

BY: Royce Ready
ROYCE READY, CHAIRMAN

ATTEST:

E.D. "Bud" Dixon, Clerk

BY: [Signature]
Deputy Clerk

STATE OF FLORIDA,)
)
COUNTY OF POLK.)

I, E. D. "Bud" Dixon, Clerk of the Board of County Commissioners of Polk County, Florida, hereby certify that the foregoing is a true and correct copy of a resolution amending the Development Order adopted on 11/19/85 for the Noralyn/Phosphoria Mine Extension which was adopted by the said Board on the 27th day of October, 19 87.

WITNESS my hand and official seal on this 3rd day of November, 19 87.

(SEAL)

E. D. "Bud" Dixon
Clerk

By: *Lynette A. Clark*
Lynette A. Clark
Deputy Clerk

RESOLUTION

WHEREAS, The Polk County Board of County Commissioners, hereafter referred to as "the Board", as the governing body of local Government having jurisdiction pursuant to Section 380.06, Florida Statutes, is authorized and empowered to consider applications for development of regional impact; and

WHEREAS, the Board adopted a development order with conditions of approval on November 19, 1985, for the IMC Noralyn/Phosphoria Mine Extension Development of Regional Impact, More particularly described in attached Exhibit "A"; and

WHEREAS, the Board has previously ammended the development order; and

WHEREAS, the Board received additional proposed changes on September 15, 1989, with a request for determination of substantial deviation to the adopted development order as previously ammended; and

WHEREAS the Board held a public hearing on October 24, 1989, and reviewed the proposed changes;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA, THAT THE PROPOSED CHANGES DO NOT CONSTITUTE A SUBSTANTIAL DEVIATION TO THE ADOPTED DEVELOPMENT ORDER AS PREVIOUSLY AMMENDED; AND THAT THE NORALYN/PHOSPHORIA MINE EXTENSION DEVELOPMENT OF REGIONAL IMPACT SHALL NOW BE PARTICULARLY DESCRIBED AS SHOWN IN EXHIBIT "B"; AND THAT THE BALLANCE OF THE ADOPTED DEVELOPMENT ORDER AS PREVIOUSLY AMMENDED SHALL REMAIN IN EFFECT IN ITS ENTIRETY.

DULY PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA THIS 21st DAY OF November, 1989.

BOARD OF COUNTY COMMISSIONERS
OF POLK COUNTY

BY X Ernie Caldwell
ERNIE CALDWELL, CHAIRMAN

ATTEST:

E.D. "BUD" DIXON, Clerk

BY: Nettie L. Pauland
Deputy Clerk

The extension site is located entirely within the boundaries of Polk County, Florida.

MAIN TRACT

In Township 30 South, Range 24 East:

- Section 13 The west 1/2 of the SW 1/4, and the SW 1/4 of the NW 1/4.
- Section 14 All, except the north 1/4, and the north 330 feet of the SW 1/4 of the NW 1/4.
- Section 15 All, except that portion that lies north of a line described as follows: Beginning at a point 990 feet south of the NW corner of Section 15, run due east 2640 feet, then east, southeast to a point about 1900 south of the the NE corner of Section 15.
- Section 16 The south 660 feet of the NE 1/4; and the SE 1/4, less that part thereof lying west of the following described line: Beginning at a point on the south boundary of said SE 1/4 lying 371 feet east of the southwest corner thereof; thence north 6 degrees, 12 minutes, 7 seconds east, 500 feet; thence west 200 feet; thence north 340 feet; thence North 42 degrees, 24 minutes, 29 seconds west, 200 feet; thence north 0 degrees, 34 minutes, 29 seconds west, parallel with the west boundary of said SE 1/4, 1657.60 feet to the point of termination on the north boundary of said SE 1/4 lying 100 feet east of the northwest corner thereof.
- Section 20 All that portion lying south and est of the county road known as Bonny Mine Road, less the tracts described as follows: Begin at a point 496.76 feet east and 116.67 feet north of the southwest corner of Section 20, township 30 South, Range 24 East, said point being 8 feet north of the centerline of the old Oak Ridge Sand Company railroad spur track; thence run easterly parallel with and 8 feet north of the centerline of said railroad spur track a distance of 1,100 feet, thence run north 451 feet, more or less, to a point on the right-of-way line of the Seaboard Coast Line Railroad, said point being a distance of 30 feet south of the centerline of Seaboard Coast Line Railroad; thence run southwesterly parallel with the south right-of-way line and 30 feet south of the centerline of said Seaboard Coast Line Railroad a distance of 1,190.39 feet, more or less to the point of beginning.
- Less the north 735 feet of the NE 1/4 of the NE 1/4.
- Section 21 All, less that part lying north and west of the following described line: Beginning at a point on the west boundary of Section 21 lying 735 feet south of the northwest corner thereof; thence east 800 feet; thence run north 80 degrees, 47 minutes, 48 seconds east, 2042.22 feet; thence north 48 degrees, 21 minutes, 30 seconds east, 300 feet; thence north 200 feet to the point of termination on the north boundary of said Section 21 lying 371 feet east of the northwest corner of the NE 1/4 thereof.
- Section 22 The N 1/4 and all of the S 1/2 of the SE 1/4 and the E 1/2 of the SE 1/4 of the SW 1/4, and the NE 1/4 of the SW 1/4.
- Section 23 The N 1/4.
- Section 24 The NW 1/4 of the NW 1/4.
- Section 27 a) The N 1/2 of N 1/2 of NW 1/4, less a strip of land 50 feet wide described as: begin at the southwest corner thereof, run thence east along the south boundary thereof 1424.69 feet, thence north 36 degrees, 27 minutes, 30 seconds west 62.57 feet to a point 50 feet north of said south boundary, thence west parallel to and 50 feet north of said south boundary 1362.13 feet to the west boundary of the section, thence south along said west boundary to the point of beginning.
- b) The N 1/2 of NW 1/4 of NE 1/4.
- c) That portion of the S 3/4 of the E 1/2 of the NW 1/4 and the S 3/4 of the W 1/2 of the NE 1/4 lying north of the right-of-way for the Seaboard Systems Railroad Company's spur track and east of Florida Power Corporation's BLX 230 kv powerline right-of-way.

03/06/88

REPLIES 17:00
CASH 17:00
3101A

- Section 28
- a) The W 3/4 of the N 1/8 less the south 200 feet thereof.
 - b) The N 1/2 of NE 1/4 of NE 1/4 less the south 50 feet thereof.
 - c) Those portions of the W 3/4 of the N 1/4 that Farmland owns and which are north of the Cooling Pond dam toe.
- Section 29
- a) The N 1/2 of NE 1/4 of NE 1/4 less the south 200 feet of the east 330 feet thereof.
 - b) That part of the W 3/4 of N 1/2 lying east of the Bonny Mine Road and also lying north of the line described as follows:

Begin on the west boundary of said Section 29 at a point 1046.72 feet south of the north-west corner thereof, run thence east 1609.23 feet, thence south 830 feet, thence east 1250 feet, thence south 430.32 feet, thence east to the east boundary of said W 3/4 of N 1/2.
 - c) Those portions of Section 29 that Farmland owns and are west of the Cooling Pond dam toe, lying within: The NW 1/4, the NE 1/4, the west 3/4 of the N 1/2 of the SE 1/4 and the E 1/2 of the NE 1/4 of the SW 1/4.

Less that portion of the NW 1/4 described as follows:

Beginning at a point 1650 feet south of the NW corner of Section 29, run 100 feet east, then run 300 feet south, then run 300 feet east, then run 650 feet south, then run 400 feet west to the west line of Section 29, then north 950 feet to the point of beginning.
- Section 30
- a) That part (if any) of the North 1046.72 feet of the NE 1/4 of NE 1/4 lying east of the Bonny Mine Road, less that part (if any) lying north of the industrial spur track railroad right-of-way set forth in instrument from American Agricultural Chemical Company to Atlantic Coast Line Railroad Company dated July 23, 1951, recorded in Deed Book 911, page 190, Polk County, Florida.
 - b) Those portions of Section 30 that Farmland owns in the north 1650 feet of the E 1/2 of NE 1/4.
- PARCEL 7
(Alternate name: W. R. Grace Trade)
- In Township 31 South, Range 24 East:
- Section 7
- The NW 1/4 of NW 1/4; the north 257 feet of the S 1/2 of NW 1/4; and that part of the N 1/2 of NE 1/4 lying south of the railroad right-of-way of the Seaboard Coast Line Railroad Company.
- PARCEL 8W
(Alternate name: W. R. Grace Trade)
- In Township 31 South, Range 24 East:
- Section 8
- The SW 1/4 of NW 1/4 less (a) the north 660 feet of the east 330 feet thereof, and (b) of the east 330 feet thereof, and (c) the west 150 feet thereof; and that part of the NW 1/4 of NW 1/4 lying south of the right-of-way of the Agricola Road less (a) the east 330 feet thereof; (b) the west 150 feet thereof, and (c) the west 250 feet of the north 150 feet thereof.
- PARCEL 8E
(Alternate name: W. R. Grace Trade)
- In Township 31 South, Range 24 East:
- Section 8
- The SE 1/4 of SE 1/4 of NE 1/4.
- PARCEL 9
(Alternate name: Green Bay Parcel)
- In Township 30 South, Range 24 East:
- Section 32
- That part of the SE 1/4 of NE 1/4 and of the NE 1/4 of SE 1/4 described as: from the southwest corner of the NE 1/4 of SE 1/4 of

thereof 839.52 feet to a Point of Beginning, thence deflect 88 degrees, 44 minutes left 2107.3 feet, thence deflect 90 degrees, 26 minutes right 438.42 feet to the east line of said Section 32, thence south along the east line of said Section 32 to the southeast corner of the NE 1/4 of SE 1/4 of said Section 32, thence west along the south line thereof 481.84 feet, more or less, to the Point of Beginning.

Section 33

All, less the W 1/2 of SW 1/4 of SW 1/4, and less that part of the N 1/2 and of the N 1/2 of SE 1/4 described as beginning at the northwest corner of said Section 33, run thence south along the west line thereof 1820.15 feet, thence south 88 degrees 25 minutes east 261.53 feet, thence north 1 degree, 13 minutes west 949.12 feet, thence north 88 degrees, 53 minutes east 1926.59 feet, thence south 35 degrees, 37 minutes east 375.27 feet, thence south 10 degrees, 13 minutes east 793.97 feet, thence south 79 degrees, 58 minutes east 1200 feet, thence south 16 degrees, 42 minutes east 525.38 feet, thence south 86 degrees, 49 minutes east 564.45 feet, thence south 24 degrees, 4 minutes east 820.00 feet, thence due east 556.77 feet to the east line of said Section 33, thence north 0 degrees, 10 minutes, 12 seconds east along the section line 3328.81 feet to the northeast corner of said Section 33, thence north 89 degrees, 58 minutes, 30 seconds west along the section line 5308.12 feet to the point of beginning.

PARCEL 11

(Alternate name: Agrico Triangle)

In Township 30 South, Range 24 East:

Section 27 All that portion of the SW 1/4 lying southeast of the Seaboard Coast Line Railroad.

PARCEL 12

(Alternate name: First Born Church)

In Township 31 South, Range 23 East:

Section 12 One acre square in the northeast corner of the N 1/2 of the NE 1/4 of NW 1/4 of SW 1/4, being further described as follows:

Beginning at the northeast corner of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4; run thence west, along the north boundary of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4, 208.71 feet; thence south 208.71 feet; thence east 208.71 feet to a point on the east boundary of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4 lying 208.71 feet south of the point of beginning; thence north 208.71 feet to the point of beginning.

PARCEL 13

(Alternate name: P-2 Lakes)

In Township 30 South, Range 24 East:

Section 35 All of the southern 28 acres of the SW 1/4 of the NW 1/4.

PARCEL 14

(Alternate name: Barcola 40)

In Township 30 South, Range 24 East:

Section 35 All of the NW 1/4 of the NE 1/4.

PARCEL 19

(Alternate name: Chicken Ranch Parcel)

In Township 30 South, Range 24 East:

Section 32 The SW 1/4 of the NW 1/4 of the NW 1/4 and the S 1/2 of SE 1/4 of NW 1/4 of the NW 1/4 and the south 390 feet of the W 1/2 of the NE 1/4 of NW 1/4 and the E 1/2 of SE 1/4 of NE 1/4 of NW 1/4 and that part of the NE 1/4 of NE 1/4 of NW 1/4 lying south of State Road 640, and the W 1/2 of the SE 1/4 of NE 1/4 of NW 1/4.

PARCEL 20

(Alternate name: Ballfield Parcel)

In Township 30 South, Range 24 East:

Section 12 The E 1/2 of SW 1/4 of SE 1/4, less the north 2 acres thereof, and also less the south 592.92 feet thereof; and that part of the north 101.40 feet of the south 694.32 feet of the SE 1/4 of SE 1/4 lying west of State Road 555.

PARCEL 21

(Alternate name: Barcola Reclamation Lakes)

In Township 30 South, Range 24 East:

Section 26 All the SW 1/4 of the SW 1/4.

POLK COUNTY, FLA. PAGE

EXHIBIT "B"

The revised total DRI discription is as follows:

MAIN TRACT

In Township 30 South, Range 24 East:

- Section 13 The west 1/2 of the SW 1/4, and the SW 1/4 of the NW 1/4.
- Section 14 All, except the north 1/4, and the north 330 feet of the SW 1/4 of the NW 1/4.
- Section 15 All, except that portion that lies north of a line described as follows: Beginning at a point 990 feet south of the NW corner of Section 15, run due east 2640 feet, then east, southeast to a point about 1900 south of the the NE corner of Section 15.
- Section 16 The south 660 feet of the NE 1/4; and the SE 1/4; and that part of the SW 1/4 described as follows: Begin at the southeast corner of the SW 1/4; thence north $0^{\circ} 34' 29''$ west, along the east boundary of said SW 1/4, 2641.26 feet to the northeast corner thereof; thence south $89^{\circ} 58' 48''$ west, along the north boundary of said SW 1/4, 200 feet; thence south $0^{\circ} 43' 18''$ west, 2024.03 feet; thence west, 540 feet; thence south $69^{\circ} 03' 15''$ west, 580 feet; thence south $19^{\circ} 03' 15''$ west, 150 feet; thence south $73^{\circ} 33' 15''$ west, 600 feet; thence north $88^{\circ} 25' 38''$ west, 718.13 feet to a point on the west boundary of Section 16 lying 110 feet north of the southwest corner thereof; thence south $0^{\circ} 26' 35''$ east, 110 feet to the southwest corner of Section 16; thence south $89^{\circ} 49' 50''$ east, along the south boundary of Section 16, 2675.10 feet to the point of beginning.
- Section 17 That part of the SE 1/4 of SE 1/4 lying east of Bonnie Mine Road and south of the following described line: Begin at a point on the east boundary of Section 17 lying 110 feet north of the southeast corner thereof; thence N $88^{\circ} 25' 38''$ W, 750 feet; thence north 300 feet; thence N $44^{\circ} 00' 00''$ W, 250 feet; thence west 398.34 feet to the point of termination on the west boundary of the SE 1/4 of SE 1/4 lying 620.60 feet north of the southwest corner thereof.

- Section 20 All that portion lying south and, east of the county road known as Bonny Mine Road, less the tract described as follows: Begin at a point 496.76 feet east and 116.67 feet north of the southwest corner of Section 20, township 30 South, Range 24 East, said point being 8 feet north of the centerline of the old Oak Ridge Sand Company railroad spur track; thence run easterly parallel with and 8 feet north of the centerline of said railroad spur track a distance of 1,100 feet, thence run north 451 feet, more or less, to a point on the right-of-way line of the Seaboard Coast Line Railroad, said point being a distance of 30 feet south of the centerline of Seaboard Coast Line Railroad; thence run southwesterly parallel with the south right-of-way line and 30 feet south of the centerline of said Seaboard Coast Line Railroad a distance of 1,190.39 feet, more or less to the point of beginning.
- Section 21 All.
- Section 22 The N 1/4 and all of the S 1/2 of the SE 1/4 and the E 1/2 of the SE 1/4 of the SW 1/4, and the NE 1/4 of the SW 1/4.
- Section 23 The N 1/4.
- Section 24 The NW 1/4 of the NW 1/4.
- Section 27 a) The N 1/2 of N 1/2 of NW 1/4, less a strip of land 50 feet wide described as: begin at the southwest corner thereof, run thence east along the south boundary thereof 1424.69 feet, thence north 36° 27' 30" west 62.57 feet to a point 50 feet north of said south boundary, thence west parallel to and 50 feet north of said south boundary 1362.13 feet to the west boundary of the section, thence south along said west boundary to the point of beginning.
- b) The N 1/2 of NW 1/4 of NE 1/4.
- c) That portion of the S 3/4 of the E 1/2 of the NW 1/4 and the S 3/4 of the W 1/2 of the NE 1/4 lying north of the right-of-way for the Seaboard Systems Railroad Company's spur track and east of Florida Power Corporation's BLX 230 kV powerline right-of-way.
- Section 28 a) The W 3/4 of the N 1/8 less the south 200 feet thereof.
- b) The N 1/2 of NE 1/4 of NE 1/4 less the south 50 feet thereof.
- c) Those portions of the W 3/4 of the N 1/4 that Farmland owns and which are north of the Cooling Pond dam toe.

Section 29 a) The N 1/2 of NE 1/4 of NE 1/4 less the south 200 feet of the east 330 feet thereof.

b) That part of the W 3/4 of N 1/2 lying east of the Bonny Mine Road and also lying north of the line described as follows:

Begin on the west boundary of said Section 29 at a point 1046.72 feet south of the northwest corner thereof, run thence east 1609.23 feet, thence south 830 feet, thence east 1250 feet, thence south 430.32 feet, thence east to the east boundary of said W 3/4 of N 1/2.

c) Those portions of Section 29 that Farmland owns and are west of the Cooling Pond dam toe, lying within: The NW 1/4, the NE 1/4, the west 3/4 of the N 1/2 of the SE 1/4 and the E 1/2 of the NE 1/4 of the SW 1/4.

Less that portion of the NW 1/4 described as follows:

Beginning at a point 1650 feet south of the NW corner of Section 29, run 100 feet east, then run 300 feet south, then run 300 feet east, then run 650 feet south, then run 400 feet west to the west line of Section 29, then north 950 feet to the point of beginning.

d). The west 130 feet of the north 1000 feet of the E 1/2 of the NE 1/4 of the SE 1/4.

Section 30 a) That part (if any) of the North 1046.72 feet of the NE 1/4 of NE 1/4 lying east of the Bonny Mine Road, less that part (if any) lying north of the industrial spur track railroad right-of-way set forth in instrument from American Agricultural Chemical Company to Atlantic Coast Line Railroad Company dated July 23, 1951, recorded in Deed Book 911, page 190, Polk County, Florida.

b) Those portions of Section 30 that Farmland owns in the north 1650 feet of the E 1/2 of NE 1/4.

PARCEL 7

(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 7 The NW 1/4 of NW 1/4; the north 257 feet of the S 1/2 of NW 1/4; and that part of the N 1/2 of NE 1/4 lying south of the railroad right-of-way of the Seaboard Coast Line Railroad Company.

PARCEL 8W
(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 8 The SW 1/4 of NW 1/4 less (a) the north 660 feet of the east 330 feet thereof, and (b) of the east 330 feet thereof, and (c) the west 150 feet thereof; and that part of the NW 1/4 of NW 1/4 lying south of the right-of-way of the Agricola Road less (a) the east 330 feet thereof; (b) the west 150 feet thereof, and (c) the west 250 feet of the north 150 feet thereof.

PARCEL 8E
(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 8 The SE 1/4 of SE 1/4 of NE 1/4.

PARCEL 9
(Alternate name: Green Bay Parcel)

In Township 30 South, Range 24 East:

Section 32 That part of the SE 1/4 of NE 1/4 and of the NE 1/4 of SE 1/4 described as: from the southwest corner of the NE 1/4 of SE 1/4 of said Section 32 run east along the south line thereof 839.52 feet to a point of beginning, thence deflect $88^{\circ} 44'$ left 2107.3 feet, thence deflect $90^{\circ} 26'$ right 438.42 feet to the east line of said Section 32, thence south along the east line of said Section 32 to the southeast corner of the NE 1/4 of SE 1/4 of said Section 32, thence west along the south line thereof 481.84 feet, more or less, to the point of beginning.

Section 33 All, less the W 1/2 of SW 1/4 of SW 1/4, and less that part of the N 1/2 and of the N 1/2 of SE 1/4 described as beginning at the northwest corner of said Section 33, run thence south along the west line thereof 1820.15 feet, thence south $88^{\circ} 25'$ east 261.53 feet, thence north $1^{\circ} 13'$ west 949.12 feet, thence north $88^{\circ} 53'$ east 1926.59 feet, thence south $35^{\circ} 37'$ east 375.27 feet, thence south $10^{\circ} 13'$ east 793.97 feet, thence south $79^{\circ} 58'$ east 1200 feet, thence south $16^{\circ} 42'$ east 525.38 feet, thence south $86^{\circ} 49'$ east 564.45 feet, thence south $24^{\circ} 4'$ east 820.00 feet, thence due east 556.77 feet to the east line of said Section 33, thence north $0^{\circ} 10' 12''$ east along the section line 3328.81 feet to the northeast corner of said Section 33, thence north $89^{\circ} 58' 30''$ west along the section line 5308.12 feet to the point of beginning.

PARCEL 11
(Alternate name: Agrico Triangle)

In Township 30 South, Range 24 East:

Section 27 All that portion of the SW 1/4 lying southeast of the Seaboard Coast Line Railroad.

PARCEL 12
(Alternate name: First Born Church)

In Township 31 South, Range 23 East, Polk County:

Section 12: The N 1/2 of NE 1/4 of NW 1/4 of SW 1/4, LESS the following described parcel: Beginning at the northeast corner of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4; thence west, along the north boundary thereof, 208.71 feet; thence south 208.71 feet; thence east 208.71 feet to a point on the east boundary of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4 lying 208.71 feet south of the point of beginning; thence north 208.71 feet to the point of beginning.

PARCEL 13
(Alternate name: P-2 Lakes)

In Township 30 South, Range 24 East:

Section 35 All of the southern 28 acres of the SW 1/4 of the NW 1/4.

PARCEL 14
(Alternate name: Barcola 40)

In Township 30 South, Range 24 East:

Section 35 All of the NW 1/4 of the NE 1/4.

PARCEL 19
(Alternate name: Chicken Ranch Parcel)

In Township 30 South, Range 24 East:

Section 32 The SW 1/4 of the NW 1/4 of the NW 1/4 and the S 1/2 of SE 1/4 of NW 1/4 of the NW 1/4 and the south 390 feet of the W 1/2 of the NE 1/4 of NW 1/4 and the E 1/2 of SE 1/4 of NE 1/4 of NW 1/4 and that part of the NE 1/4 of NE 1/4 of NW 1/4 lying south of State Road 640, and the W 1/2 of the SE 1/4 of NE 1/4 of NW 1/4.

PARCEL 20
(Alternate name: Ballfield Parcel)

In Township 30 South, Range 24 East:

Section 12 The E 1/2 of SW 1/4 of SE 1/4, less the north 2 acres thereof, and also less the south 592.92 feet thereof; and that part of the north 101.40 feet of the south 694.32 feet of the SE 1/4 of SE 1/4 lying west of State Road 555.

STATE OF FLORIDA)
)
COUNTY OF POLK)

I, E. D. "Bud" Dixon, Clerk of the Board of County Commissioners of Polk County, Florida, hereby certify that the foregoing is a true and correct copy of a resolution amending the Development Order adopted on 11/19/85 for the Noralyn/Phosphoria Mine Extension which was adopted by the said Board on the 21st day of November, 1989.

WITNESS my hand and official seal on this 28th day of November, 1989.

E. D. "Bud" Dixon
Clerk

(SEAL)

By Nettie L. Darland
Nettie L. Darland
Deputy Clerk

POLK COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA REQUEST

DATE: April 28, 2004

TO: Board of County Commissioners

Michael Herr, County Manager

FROM: Merle H. Bishop, FAICP, Growth Management Director

SUBJECT: SET PUBLIC HEARING DATE TO ADOPT AN AMENDMENT TO THE LAND DEVELOPMENT CODE (LDC) SUBDISTRICT MAP (LDC 04D-04).

STATEMENT OF ISSUE:

Section 105 of the Polk County LDC establishes the LDC Sub-district Map, which determines the list of permitted and conditional uses of all lands within the unincorporated area of Polk County. Sections 125.66 and 163.3174 of the Florida Statutes (F.S.), requires one public hearing before the Local Planning Agency (LPA), and one public hearing before the Board to amend the list of permitted and conditional uses on a lot, parcel, or tract of land.

ANALYSIS:

An amendment to the LDC Subdistrict Map (LDC04D-04) was recommended for approval by the Planning Commission on April 13, 2004. The request is for a subdistrict change to amend the land use from Residential Low-1 (RL-1) to RL-2, which requires one hearing before the Board.

RECOMMENDATION:

Suggested hearing date: May 12, 2004, at 1:30 p.m.

FISCAL IMPACT:

The applicant has submitted application fees to defray portions of the County's cost for review.

Reviewed:

County Manager's Office

Department Director

County Attorney's Office

Budget and Management Manager

SET HEARING DATE - LDC 04D-04: To consider adoption of a proposed ordinance amending the Land Development Code Subdistrict Map (LDC 04D-04). (Suggested hearing date: May 12, 2004, at 1:30 p.m.)

P:\BocC\2004\April\April 28th\Set Hearings\LDC 04D-04.sph.wpd

**POLK COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA REQUEST

DATE: April 28, 2004
TO: Board of County Commissioners
Michael Herr, County Manager
FROM: Merle H. Bishop, FAICP, Growth Management Director
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ANALYSIS:

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RECOMMENDATION:

Suggested hearing date: May 12, 2004, at 1:30 p.m.

FISCAL IMPACT:

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Reviewed:

County Manager's Office

Department Director

County Attorney's Office

Budget and Management Manager

SET HEARING DATE - LDC 04D-04: To consider adoption of a proposed ordinance amending the Land Development Code Subdistrict Map (LDC 04D-04). (Suggested hearing date: May 12, 2004, at 1:30 p.m.)

P:\BoCC\2004\April\April 28th\Set Hearings\LDC 04D-04.sph.wpd

RESOLUTION

WHEREAS, The Polk County Board of County Commissioners, hereafter referred to as "the Board", as the governing body of local Government having jurisdiction pursuant to Section 380.06, Florida Statutes, is authorized and empowered to consider applications for development of regional impact; and

WHEREAS, the Board adopted a development order with conditions of approval on November 19, 1985, for the IMC Noralyn/Phosphoria Mine Extension Development of Regional Impact, More particularly described in attached Exhibit "A"; and

WHEREAS, the Board has previously ammended the development order; and

WHEREAS, the Board received additional proposed changes on September 15, 1989, with a request for determination of substantial deviation to the adopted development order as previously ammended; and

WHEREAS the Board held a public hearing on October 24, 1989, and reviewed the proposed changes;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA, THAT THE PROPOSED CHANGES DO NOT CONSTITUTE A SUBSTANTIAL DEVIATION TO THE ADOPTED DEVELOPMENT ORDER AS PREVIOUSLY AMMENDED; AND THAT THE NORALYN/PHOSPHORIA MINE EXTENSION DEVELOPMENT OF REGIONAL IMPACT SHALL NOW BE PARTICULARLY DESCRIBED AS SHOWN IN EXHIBIT "B"; AND THAT THE BALLANCE OF THE ADOPTED DEVELOPMENT ORDER AS PREVIOUSLY AMMENDED SHALL REMAIN IN EFFECT IN ITS ENTIRETY.

DULY PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA THIS 21st DAY OF November, 1989.

BOARD OF COUNTY COMMISSIONERS
OF POLK COUNTY

BY: Ernie Caldwell
ERNIE CALDWELL, CHAIRMAN

ATTEST:

E.D. "BUD" DIXON, Clerk

BY: Nettie L. Garland
Deputy Clerk

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1989 NOV 30 PM 3:33

131770

IMC Fertilizer, inc.
P.O. Box 867
Bartow, Florida 33830

The extension site is located entirely within the boundaries of Polk County, Florida.

MAIN TRACT

In Township 30 South, Range 24 East:

- Section 13 The west 1/2 of the SW 1/4, and the SW 1/4 of the NW 1/4.
- Section 14 All, except the north 1/4, and the north 330 feet of the SW 1/4 of the NW 1/4.
- Section 15 All, except that portion that lies north of a line described as follows: Beginning at a point 990 feet south of the NW corner of Section 15, run due east 2640 feet, then east, southeast to a point about 1900 south of the the NE corner of Section 15.
- Section 16 The south 660 feet of the NE 1/4; and the SE 1/4, less that part thereof lying west of the following described line: Beginning at a point on the south boundary of said SE 1/4 lying 371 feet east of the southwest corner thereof; thence north 6 degrees, 12 minutes, 7 seconds east, 500 feet; thence west 200 feet; thence north 340 feet; thence North 42 degrees, 24 minutes, 29 seconds west, 200 feet; thence north 0 degrees, 34 minutes, 29 seconds west, parallel with the west boundary of said SE 1/4, 1657.60 feet to the point of termination on the north boundary of said SE 1/4 lying 100 feet east of the northwest corner thereof.
- Section 20 All that portion lying south and est of the county road known as Bonny Mine Road, less the tracts described as follows: Begin at a point 496.76 feet east and 116.67 feet north of the southwest corner of Section 20, township 30 South, Range 24 East, said point being 8 feet north of the centerline of the old Oak Ridge Sand Company railroad spur track; thence run easterly parallel with and 8 feet north of the centerline of said railroad spur track a distance of 1,100 feet, thence run north 451 feet, more or less, to a point on the right-of-way line of the Seaboard Coast Line Railroad, said point being a distance of 30 feet south of the centerline of Seaboard Coast Line Railroad; thence run southwesterly parallel with the south right-of-way line and 30 feet south of the centerline of said Seaboard Coast Line Railroad a distance of 1,190.39 feet, more or less to the point of beginning.
Less the north 735 feet of the NE 1/4 of the NE 1/4.
- Section 21 All, less that part lying north and west of the following described line: Beginning at a point on the west boundary of Section 21 lying 735 feet south of the northwest corner thereof; thence east 800 feet; thence run north 80 degrees, 47 minutes, 48 seconds east, 2042.22 feet; thence north 48 degrees, 21 minutes, 30 seconds east, 300 feet; thence north 200 feet to the point of termination on the north boundary of said Section 21 lying 371 feet east of the northwest corner of the NE 1/4 thereof.
- Section 22 The N 1/4 and all of the S 1/2 of the SE 1/4 and the E 1/2 of the SE 1/4 of the SW 1/4, and the NE 1/4 of the SW1/4.
- Section 23 The N 1/4.
- Section 24 The NW 1/4 of the NW 1/4.
- Section 27 a) The N 1/2 of N 1/2 of NW 1/4, less a strip of land 50 feet wide described as: begin at the southwest corner thereof, run thence east along the south boundary thereof 1424.69 feet, thence north 36 degrees, 27 minutes, 30 seconds west 62.57 feet to a point 50 feet north of said south boundary, thence west parallel to and 50 feet north of said south boundary 1362.13 feet to the west boundary of the section, thence south along said west boundary to the point of beginning.
b) The N 1/2 of NW 1/4 of NE 1/4.
c) That portion of the S 3/4 of the E 1/2 of the NW 1/4 and the S 3/4 of the W 1/2 of the NE 1/4 lying north of the right-of-way for the Seaboard Systems Railroad Company's spur track and east of Florida Power Corporation's BLX 230 kV powerline right-of-way.

2001 1165

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REPT. 17.00
CASH 1.77
3101A

2001 1166
ALTERNATE NAME

Section 28 a) The W 3/4 of the N 1/8 less the south 200 feet thereof.
b) The N 1/2 of NE 1/4 of NE 1/4 less the south 50 feet thereof.
c) Those portions of the W 3/4 of the N 1/4 that Farmland owns and which are north of the Cooling Pond dam toe.

Section 29 a) The N 1/2 of NE 1/4 of NE 1/4 less the south 200 feet of the east 330 feet thereof.
b) That part of the W 3/4 of N 1/2 lying east of the Bonny Mine Road and also lying north of the line described as follows:
Begin on the west boundary of said Section 29 at a point 1046.72 feet south of the north-west corner thereof, run thence east 1609.23 feet, thence south 830 feet, thence east 1250 feet, thence south 430.32 feet, thence east to the east boundary of said W 3/4 of N 1/2.
c) Those portions of Section 29 that Farmland owns and are west of the Cooling Pond dam toe, lying within: The NW 1/4, the NE 1/4, the west 3/4 of the N 1/2 of the SE 1/4 and the E 1/2 of the NE 1/4 of the SW 1/4.

Less that portion of the NW 1/4 described as follows:

Beginning at a point 1650 feet south of the NW corner of Section 29, run 100 feet east, then run 300 feet south, then run 300 feet east, then run 650 feet south, then run 400 feet west to the west line of Section 29, then north 950 feet to the point of beginning.

Section 30 a) That part (if any) of the North 1046.72 feet of the NE 1/4 of NE 1/4 lying east of the Bonny Mine Road, less that part (if any) lying north of the industrial spur track railroad right-of-way set forth in instrument from American Agricultural Chemical Company to Atlantic Coast Line Railroad Company dated July 23, 1951, recorded in Deed Book 911, page 190, Polk County, Florida.

b) Those portions of Section 30 that Farmland owns in the north 1650 feet of the E 1/2 of NE 1/4.

PARCEL 7
(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 7 The NW 1/4 of NW 1/4; the north 257 feet of the S 1/2 of NW 1/4; and that part of the N 1/2 of NE 1/4 lying south of the railroad right-of-way of the Seaboard Coast Line Railroad Company.

PARCEL 8W
(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 8 The SW 1/4 of NW 1/4 less (a) the north 660 feet of the east 330 feet thereof, and (b) of the east 330 feet thereof, and (c) the west 150 feet thereof; and that part of the NW 1/4 of NW 1/4 lying south of the right-of-way of the Agricola Road less (a) the east 330 feet thereof; (b) the west 150 feet thereof, and (c) the west 250 feet of the north 150 feet thereof.

PARCEL 8E
(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 8 The SE 1/4 of SE 1/4 of NE 1/4.

PARCEL 9
(Alternate name: Green Bay Parcel)

In Township 30 South, Range 24 East:

Section 32 That part of the SE 1/4 of NE 1/4 and of the NE 1/4 of SE 1/4 described as: from the southwest corner of the NE 1/4 of SE 1/4 of

EXHIBIT "B"

The revised total DRI discription is as follows:

MAIN TRACT

In Township 30 South, Range 24 East:

- Section 13 The west 1/2 of the SW 1/4, and the SW 1/4 of the NW 1/4.
- Section 14 All, except the north 1/4, and the north 330 feet of the SW 1/4 of the NW 1/4.
- Section 15 All, except that portion that lies north of a line described as follows: Beginning at a point 990 feet south of the NW corner of Section 15, run due east 2640 feet, then east, southeast to a point about 1900 south of the the NE corner of Section 15.
- Section 16 The south 660 feet of the NE 1/4; and the SE 1/4; and that part of the SW 1/4 described as follows: Begin at the southeast corner of the SW 1/4; thence north $0^{\circ} 34' 29''$ west, along the east boundary of said SW 1/4, 2641.26 feet to the northeast corner thereof; thence south $89^{\circ} 58' 48''$ west, along the north boundary of said SW 1/4, 200 feet; thence south $0^{\circ} 43' 18''$ west, 2024.03 feet; thence west, 540 feet; thence south $69^{\circ} 03' 15''$ west, 580 feet; thence south $19^{\circ} 03' 15''$ west, 150 feet; thence south $73^{\circ} 33' 15''$ west, 600 feet; thence north $88^{\circ} 25' 38''$ west, 718.13 feet to a point on the west boundary of Section 16 lying 110 feet north of the southwest corner thereof; thence south $0^{\circ} 26' 35''$ east, 110 feet to the southwest corner of Section 16; thence south $89^{\circ} 49' 50''$ east, along the south boundary of Section 16, 2675.10 feet to the point of beginning.
- Section 17 That part of the SE 1/4 of SE 1/4 lying east of Bonnie Mine Road and south of the following described line: Begin at a point on the east boundary of Section 17 lying 110 feet north of the southeast corner thereof; thence N $88^{\circ} 25' 38''$ W, 750 feet; thence north 300 feet; thence N $44^{\circ} 00' 00''$ W, 250 feet; thence west 398.34 feet to the point of termination on the west boundary of the SE 1/4 of SE 1/4 lying 620.60 feet north of the southwest corner thereof.

- Section 20 All that portion lying south and, east of the county road known as Bonny Mine Road, less the tract described as follows: Begin at a point 496.76 feet east and 116.67 feet north of the southwest corner of Section 20, township 30 South, Range 24 East, said point being 8 feet north of the centerline of the old Oak Ridge Sand Company railroad spur track; thence run easterly parallel with and 8 feet north of the centerline of said railroad spur track a distance of 1,100 feet, thence run north 451 feet, more or less, to a point on the right-of-way line of the Seaboard Coast Line Railroad, said point being a distance of 30 feet south of the centerline of Seaboard Coast Line Railroad; thence run southwesterly parallel with the south right-of-way line and 30 feet south of the centerline of said Seaboard Coast Line Railroad a distance of 1,190.39 feet, more or less to the point of beginning.
- Section 21 All.
- Section 22 The N 1/4 and all of the S 1/2 of the SE 1/4 and the E 1/2 of the SE 1/4 of the SW 1/4, and the NE 1/4 of the SW 1/4.
- Section 23 The N 1/4.
- Section 24 The NW 1/4 of the NW 1/4.
- Section 27 a) The N 1/2 of N 1/2 of NW 1/4, less a strip of land 50 feet wide described as: begin at the southwest corner thereof, run thence east along the south boundary thereof 1424.69 feet, thence north 36° 27' 30" west 62.57 feet to a point 50 feet north of said south boundary, thence west parallel to and 50 feet north of said south boundary 1362.13 feet to the west boundary of the section, thence south along said west boundary to the point of beginning.
- b) The N 1/2 of NW 1/4 of NE 1/4.
- c) That portion of the S 3/4 of the E 1/2 of the NW 1/4 and the S 3/4 of the W 1/2 of the NE 1/4 lying north of the right-of-way for the Seaboard Systems Railroad Company's spur track and east of Florida Power Corporation's BLX 230 kV powerline right-of-way.
- Section 28 a) The W 3/4 of the N 1/8 less the south 200 feet thereof.
- b) The N 1/2 of NE 1/4 of NE 1/4 less the south 50 feet thereof.
- c) Those portions of the W 3/4 of the N 1/4 that Farmland owns and which are north of the Cooling Pond dam toe.

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Section 29 a) The N 1/2 of NE 1/4 of NE 1/4 less the south 200 feet of the east 330 feet thereof.

b) That part of the W 3/4 of N 1/2 lying east of the Bonny Mine Road and also lying north of the line described as follows:

Begin on the west boundary of said Section 29 at a point 1046.72 feet south of the northwest corner thereof, run thence east 1609.23 feet, thence south 830 feet, thence east 1250 feet, thence south 430.32 feet, thence east to the east boundary of said W 3/4 of N 1/2.

c) Those portions of Section 29 that Farmland owns and are west of the Cooling Pond dam toe, lying within: The NW 1/4, the NE 1/4, the west 3/4 of the N 1/2 of the SE 1/4 and the E 1/2 of the NE 1/4 of the SW 1/4.

Less that portion of the NW 1/4 described as follows:

Beginning at a point 1650 feet south of the NW corner of Section 29, run 100 feet east, then run 300 feet south, then run 300 feet east, then run 650 feet south, then run 400 feet west to the west line of Section 29, then north 950 feet to the point of beginning.

d). The west 130 feet of the north 1000 feet of the E 1/2 of the NE 1/4 of the SE 1/4.

Section 30

a) That part (if any) of the North 1046.72 feet of the NE 1/4 of NE 1/4 lying east of the Bonny Mine Road, less that part (if any) lying north of the industrial spur track railroad right-of-way set forth in instrument from American Agricultural Chemical Company to Atlantic Coast Line Railroad Company dated July 23, 1951, recorded in Deed Book 911, page 190, Polk County, Florida.

b) Those portions of Section 30 that Farmland owns in the north 1650 feet of the E 1/2 of NE 1/4.

PARCEL 7

(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 7

The NW 1/4 of NW 1/4; the north 257 feet of the S 1/2 of NW 1/4; and that part of the N 1/2 of NE 1/4 lying south of the railroad right-of-way of the Seaboard Coast Line Railroad Company.

PARCEL 8W
(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 8 The SW 1/4 of NW 1/4 less (a) the north 660 feet of the east 330 feet thereof, and (b) of the east 330 feet thereof, and (c) the west 150 feet thereof; and that part of the NW 1/4 of NW 1/4 lying south of the right-of-way of the Agricola Road less (a) the east 330 feet thereof; (b) the west 150 feet thereof, and (c) the west 250 feet of the north 150 feet thereof.

PARCEL 8E
(Alternate name: W. R. Grace Trade)

In Township 31 South, Range 24 East:

Section 8 The SE 1/4 of SE 1/4 of NE 1/4.

PARCEL 9
(Alternate name: Green Bay Parcel)

In Township 30 South, Range 24 East:

Section 32 That part of the SE 1/4 of NE 1/4 and of the NE 1/4 of SE 1/4 described as: from the southwest corner of the NE 1/4 of SE 1/4 of said Section 32 run east along the south line thereof 839.52 feet to a point of beginning, thence deflect 88° 44' left 2107.3 feet, thence deflect 90° 26' right 438.42 feet to the east line of said Section 32, thence south along the east line of said Section 32 to the southeast corner of the NE 1/4 of SE 1/4 of said Section 32, thence west along the south line thereof 481.84 feet, more or less, to the point of beginning.

Section 33 All, less the W 1/2 of SW 1/4 of SW 1/4, and less that part of the N 1/2 and of the N 1/2 of SE 1/4 described as beginning at the northwest corner of said Section 33, run thence south along the west line thereof 1820.15 feet, thence south 88° 25' east 261.53 feet, thence north 1° 13' west 949.12 feet, thence north 88° 53' east 1926.59 feet, thence south 35° 37' east 375.27 feet, thence south 10° 13' east 793.97 feet, thence south 79° 58' east 1200 feet, thence south 16° 42' east 525.38 feet, thence south 86° 49' east 564.45 feet, thence south 24° 4' east 820.00 feet, thence due east 556.77 feet to the east line of said Section 33, thence north 0° 10' 12" east along the section line 3328.81 feet to the northeast corner of said Section 33, thence north 89° 58' 30" west along the section line 5308.12 feet to the point of beginning.

PARCEL 11

(Alternate name: Agrico Triangle)

In Township 30 South, Range 24 East:

Section 27 All that portion of the SW 1/4 lying southeast of the Seaboard Coast Line Railroad.

PARCEL 12

(Alternate name: First Born Church)

In Township 31 South, Range 23 East, Polk County:

Section 12: The N 1/2 of NE 1/4 of NW 1/4 of SW 1/4, LESS the following described parcel: Beginning at the northeast corner of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4; thence west, along the north boundary thereof, 208.71 feet; thence south 208.71 feet; thence east 208.71 feet to a point on the east boundary of said N 1/2 of NE 1/4 of NW 1/4 of SW 1/4 lying 208.71 feet south of the point of beginning; thence north 208.71 feet to the point of beginning.

PARCEL 13

(Alternate name: P-2 Lakes)

In Township 30 South, Range 24 East:

Section 35 All of the southern 28 acres of the SW 1/4 of the NW 1/4.

PARCEL 14

(Alternate name: Barcola 40)

In Township 30 South, Range 24 East:

Section 35 All of the NW 1/4 of the NE 1/4.

PARCEL 19

(Alternate name: Chicken Ranch Parcel)

In Township 30 South, Range 24 East:

Section 32 The SW 1/4 of the NW 1/4 of the NW 1/4 and the S 1/2 of SE 1/4 of NW 1/4 of the NW 1/4 and the south 390 feet of the W 1/2 of the NE 1/4 of NW 1/4 and the E 1/2 of SE 1/4 of NE 1/4 of NW 1/4 and that part of the NE 1/4 of NE 1/4 of NW 1/4 lying south of State Road 640, and the W 1/2 of the SE 1/4 of NE 1/4 of NW 1/4.

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PLK (M. 1981) PAGE

PARCEL 20
(Alternate name: Ballfield Parcel)

In Township 30 South, Range 24 East:

Section 12 The E 1/2 of SW 1/4 of SE 1/4, less the north 2 acres thereof, and also less the south 592.92 feet thereof; and that part of the north 101.40 feet of the south 694.32 feet of the SE 1/4 of SE 1/4 lying west of State Road 555.

STATE OF FLORIDA)
)
COUNTY OF POLK)

2801 1176
PAGE

I, E. D. "Bud" Dixon, Clerk of the Board of County Commissioners of Polk County, Florida, hereby certify that the foregoing is a true and correct copy of a resolution amending the Development Order adopted on 11/19/85 for the Noralyn/Phosphoria Mine Extension

which was adopted by the said Board on the 21st day of November, 1989.

WITNESS my hand and official seal on this 28th day of November, 1989.

E. D. "Bud" Dixon
Clerk

(SEAL)

By Nettie L. Darland
Nettie L. Darland
Deputy Clerk

FILED, RECORDED AND
RECORD VERIFIED
E. D. "Bud" DIXON, Clk. Cir. Ct.
POLK COUNTY, FLA.
BY RA D.Q.

Noralyln/Phosphoria / 20

Noralyln/Phosphoria



IMPERIAL
P O L K C O U N T Y

Clerk and Auditor
Board of County Commissioners
330 W. Church Street
P.O. Box 988
Bartow, Florida 33830

E.D. "BUD" DIXON
CLERK OF THE CIRCUIT COURT AND COUNTY COURT

July 21, 1994

Central Florida Regional Planning Council
P.O. Box 2089
Bartow, FL 33830

Attention: Brian Sadt

Dear Brian:

Enclosed herewith is a certified copy of the Resolution adopted by the Polk County Board of County Commissioners, in regular session, July 5, 1994, amending the Development Order for the Noralyln/Phosphoria Mine Extension DRI.

Sincerely,

E. D. "Bud" Dixon
Clerk

By: 
Lynnette A. Clark
Deputy Clerk

Encl.



IMPERIAL
P O L K C O U N T Y

Clerk and Auditor
Board of County Commissioners
330 W. Church Street
P.O. Box 988
Bartow, Florida 33830

E.D. "BUD" DIXON
CLERK OF THE CIRCUIT COURT AND COUNTY COURT

July 21, 1994

Department of Community Affairs
Department of Resource Planning
2740 Centerview Drive
Tallahassee, FL 32399

Attention: Ms. Teria Johnson

Dear Ms. Johnson:

Enclosed herewith is a certified copy of the Resolution adopted by the Polk County Board of County Commissioners, in regular session, July 5, 1994, amending the Development Order for Noralyn/Phosphoria Mine Extension DRI.

Sincerely,

E. D. "Bud" Dixon
Clerk

By: 

Lynnette A. Clark
Deputy Clerk

Encl.

R E S O L U T I O N

WHEREAS, the Polk County Board of County Commissioners, hereafter referred to as "the Board", as the body of local government having jurisdiction pursuant to Section 380.06, Florida Statutes, is authorized and empowered to consider the applications for developments of regional impact; and

WHEREAS, the Board adopted a development order with conditions of approval on November 19, 1985, for the Noralyn/Phosphoria Mine Extension; and,

WHEREAS, the Board heard on October 27, 1987, a request to add approximately 53 acres to the Noralyn/Phosphoria Mine Extension Development of Regional Impact and found the request not to be a substantial deviation and approved the request; and,

WHEREAS, the Board heard on November 21, 1989, a request to add approximately 70 acres to the Noralyn/Phosphoria Mine Extension Development of Regional Impact and found the request not to be a substantial deviation and approved the request; and,

WHEREAS, IMC-Agrico Company is the owner of the Noralyn/Phosphoria Mine and is the developer for the Noralyn/Phosphoria Mine Extension DRI; and

WHEREAS, Lee Thurner, Vice President, Minerals of IMC-Agrico Company is the authorized agent for the Noralyn/Phosphoria Mine Extension DRI; and

WHEREAS, IMC-Agrico is the authorized agent for Ewell Industries, the owner of the 5 acre parcel described in Exhibit A as the Ewell Tract; and

WHEREAS, IMC-Agrico Company submitted a notice of proposed change to a Development of Regional Impact to the Board on April 20, 1994, for the addition of the Ewell Tract to the Noralyn/Phosphoria Mine Extension DRI, which is included by reference; and

WHEREAS, IMC-Agrico Company proposes to mine and reclaim the Ewell Tract according to applicable County, State and Federal regulations; and

WHEREAS, the Central Florida Regional Planning Council and the Florida Department of Community Affairs were provided copies of the Notice of Proposed Change by IMC-Agrico Company and were therefore afforded the opportunity to comment on the proposed change; and

WHEREAS, the Ewell Tract is currently zoned as Rural Conservation (RC) which specifically permits mining; and

WHEREAS, the proposed addition is consistent with applicable County Land Use Ordinances; and

WHEREAS, the proposed addition is designated as Phosphate Mining (PM) within the Polk County Comprehensive Plan, which specifically allows phosphate mining; and

WHEREAS, the proposed addition is consistent with the State Comprehensive Plan and the development does not interfere with the objectives of any state plans applicable to the area; and

WHEREAS, the Board held a public hearing on July 12, 1994 and reviewed the proposed changes;

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA, THAT THE PROPOSED CHANGES DO NOT CONSTITUTE A SUBSTANTIAL DEVIATION AS DEFINED BY §380.06(19), FLORIDA STATUTES, AND THAT THE NORALYN/PHOSPHORIA MINE EXTENSION DRI DEVELOPMENT ORDER BE AMENDED WITH THE FOLLOWING FINDINGS OF FACT AND THAT THE BALANCE OF THE ADOPTED DEVELOPMENT ORDER REMAINS IN EFFECT IN ITS ENTIRETY:

FINDINGS OF FACT

2. The real property which is the subject of this application is legally described in Exhibit A and is an addition to the property described in the Development Order adopted on November 19, 1985 and as amended on October 27, 1987 and on November 21, 1989.

6. The site of the application encompasses 4,340 acres including 2,377 acres to be mined, 569 acres to be disturbed but not mined, and 1,394 acres to be left undisturbed. These lands are located southwest of Bartow in southern Polk County.

DULY PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA, THIS 12TH DAY OF JULY, 1994,

BOARD OF COUNTY COMMISSIONERS
OF POLK COUNTY

BY: Dan Cantello
CHAIRMAN

ATTEST:
E. D. "Bud" Dixon, Clerk

BY: [Signature]
Deputy Clerk

Legal Description - Exhibit A

Legal Description of DRI - Amendment Area

EWELL TRACT In Township 30 South, Range 24 East, Section 20: The parcel described as follows: Begin at a point 496.76 feet east and 116.67 feet north of the southwest corner of Section 20, Township 30 South, Range 24 East, said point being 8 feet north of the centerline of the old Oak Ridge Sand Company railroad spur track; thence run easterly parallel with and 8 feet north of the centerline of said railroad spur track a distance of 1,100 feet, thence run north 451 feet, more or less, to a point on the right-of-way line of the Seaboard Coast Line Railroad, said point being a distance of 30 feet south of the centerline of Seaboard Coast Line Railroad; thence run southwesterly parallel with the south right-of-way line and 30 feet south of the centerline of said Seaboard Coast Line Railroad a distance of 1,190.39 feet, more or less to the point of beginning. The Parcel is comprised of 5 acres more or less.

Legal Description of DRI - Including Proposed Amendment

MAIN TRACT

In Township 30 South, Range 24 East: Section 13 - The west 1/2 of the SW 1/4, and the SW 1/4 of the NW 1/4. Section 14 - All, except the north 1/4, and the north 330 feet of the SW 1/4 of the NW 1/4. Section 15 - All, except that portion that lies north of a line described as follows: Beginning at a point 990 feet south of the NW corner of Section 15, run due east 2,640 feet, then east, southeast to a point about 1,900 south of the NE corner of Section 15. Section 16 - The south 660 feet of the NE 1/4; and the SE 1/4; and that part of the SW 1/4 described as follows: Begin at the southeast corner of the SW 1/4; thence north 0°34'29" west, along the east boundary of said SW 1/4, 2,641.26 feet to the northeast corner thereof; thence south 89°58'48" west, along the north boundary of said SW 1/4, 200 feet; thence south 0°43'18" west, 2,024.03 feet; thence west, 540 feet; thence south 69°03'15" west, 580 feet; thence south 19°03'15" west, 150 feet; thence south 73°33'15" west, 600 feet; thence north 88°25'38" west, 718.13 feet to a point on the west boundary of Section 16 lying 110 feet north of the southwest corner thereof; thence south 0°26'35" east, 110 feet to the southwest corner of Section 16; thence south 89°49'50" east, along the south boundary of Section 16, 2,675.10 feet to the point of beginning. Section 17 - That part of the SE 1/4 of the SE 1/4 lying east of Bonnie Mine Road and south of the following described line: Begin at a point on the east boundary of Section 17 lying 110 feet north of the southeast corner thereof; thence north 88°25'38" west, 750 feet, thence north 300 feet; thence north 44°00'00" west, 250 feet; thence west 398.34 feet to the point of termination on the west boundary of the SE 1/4 of SE 1/4 lying 620.60 feet north of the southwest corner thereof. Section 20 - All that portion lying south and east of the county road known as Bonnie Mine Road. Section 21 - All. Section 22 - The N 1/4 and all of the S 1/2 of the SE 1/4 and the E 1/2 of the SE 1/4 of the SW 1/4, and the NE 1/4 of the SW 1/4. Section 23 - The N 1/4. Section 24 - The NW 1/4 of the NW 1/4. Section 27 - a) The N 1/2 of N 1/2 of NW 1/4, less a strip of land 50 feet wide described as: begin at the southwest corner thereof, run thence east along the south boundary

thereof 1,424.69 feet, thence north $36^{\circ}27'30''$ west 62.57 feet to a point 50 feet north of said south boundary, thence west parallel to and 50 feet north of said south boundary 1,362.13 feet to the west boundary of the section, thence south along said west boundary to the point of beginning. b) The N 1/2 of NW 1/4 of NE 1/4. c) That portion of the S 3/4 of the E 1/2 of the NW 1/4 and the S 3/4 of the W 1/2 of the NE 1/4 lying north of the right-of-way for the Seaboard Systems Railroad Company's spur track and east of Florida Power Corporation's BLX 230 kV powerline right-of-way. Section 28 - a) The W 3/4 of the N 1/8 less the south 200 feet thereof. b) The N 1/2 of NE 1/4 of NE 1/4 less the south 50 feet thereof. c) Those portions of the W 3/4 of the N 1/4 that Farmland owns and which are north of the Cooling Pond dam toe. Section 29 - a) The N 1/2 of NE 1/4 of NE 1/4 less the south 200 feet of the east 330 feet thereof. b) That part of the W 3/4 of N 1/2 lying east of the Bonnie Mine Road and also lying north of the line described as follows: Begin on the west boundary of said Section 29 at a point 1,046.72 feet south of the northwest corner thereof, run thence east 1,609.23 feet, thence south 830 feet, thence east 1,250 feet, thence south 430.32 feet, thence east to the east boundary of said W 3/4 of N 1/2. c) Those portions of Section 29 that Farmland owns and are west of the Cooling Pond dam toe, lying within: The NW 1/4, the NE 1/4, the west 3/4 of the N 1/2 of the SE 1/4 and the E 1/2 of the NE 1/4 of the SW 1/4. Less that portion of the NW 1/4 described as follows: Beginning at a point 1,650 feet south of the NW corner of Section 29, run 100 feet east, then run 300 feet south, then run 300 feet east, then run 650 feet south, then run 400 feet west to the west line of Section 29, then north 950 feet to the point of beginning. d). The west 130 feet of the north 1000 feet of the east 1/2 of the NE 1/4 of the SE 1/4. Section 30 - a) That part (if any) of the North 1,046.72 feet of the NE 1/4 of NE 1/4 lying east of the Bonnie Mine Road, less that part (if any) lying north of the industrial spur track railroad right-of-way set forth in instrument from American Agricultural Chemical Company to Atlantic Coast Line Railroad Company dated July 23, 1951, recorded in Deed Book 911, page 190, Polk County, Florida. b) Those portions of Section 30 that Farmland owns in the north 1,650 feet of the E 1/2 of NE 1/4.

Parcel 7 (Alternate name: W. R. Grace Trade) In Township 31 South, Range 24 East: Section 7 - The NW 1/4 of NW 1/4; the north 257 feet of the S 1/2 of NW 1/4; and that part of the N 1/2 of NE 1/4 lying south of the railroad right-of-way of the Seaboard Coast Line Railroad Company.

Parcel 8W (Alternate name: W. R. Grace Trade) In Township 31 South, Range 24 East: Section 8 - The SW 1/4 of NW 1/4 less (a) the north 660 feet of the east 330 feet thereof, and (b) of the east 330 feet thereof, and (c) the west 150 feet thereof; and that part of the NW 1/4 of NW 1/4 lying south of the right-of-way of the Agricola Road less (a) the east 330 feet thereof; (b) the west 150 feet thereof, and (c) the west 250 feet of the north 150 feet thereof.

Parcel 8E (Alternate name: W. R. Grace Trade) In Township 31 South, Range 24 East: Section 8 - The SE 1/4 of SE 1/4 of NE 1/4.

Parcel 9 (Alternate name: Green Bay Parcel) In Township 30 South, Range 24 East: Section 32 - That part of the SE 1/4 of NE 1/4 and of the NE 1/4 of SE 1/4 described as: from the southwest corner of the NE 1/4 of SE 1/4 of said Section 32 run east along the south

line thereof 839.52 feet to a Point of Beginning, thence deflect $88^{\circ}44'$ left 2,107.3 feet, thence deflect $90^{\circ}26'$ right 438.42 feet to the east line of said Section 32, thence south along the east line of said Section 32 to the southeast corner of the NE 1/4 of SE 1/4 of said Section 32, thence west along the south line thereof 481.84 feet, more or less, to the Point of Beginning. **Section 33** - All, less the W 1/2 of SW 1/4 of SW 1/4, and less that part of the N 1/2 and of the N 1/2 of SE 1/4 described as beginning at the northwest corner of said Section 33, run thence south along the west line thereof 1,820.15 feet, thence south $88^{\circ}25'$ east 261.53 feet, thence north $1^{\circ}13'$ west 949.12 feet, thence north $88^{\circ}53'$ east 1,926.59 feet, thence south $35^{\circ}37'$ east 375.27 feet, thence south $10^{\circ}13'$ east 793.97 feet, thence south $79^{\circ}58'$ east 1,200 feet, thence south $16^{\circ}42'$ east 525.38 feet, thence south $86^{\circ}49'$ east 564.45 feet, thence south $24^{\circ}4'$ east 820.00 feet, thence due east 556.77 feet to the east line of said Section 33, thence north $0^{\circ}10'12''$ east along the section line 3,328.81 feet to the northeast corner of said Section 33, thence north $89^{\circ}58'30''$ west along the section line 5,308.12 feet to the point of beginning.

Parcel 11 (Alternate name: Agrico Triangle) In Township 30 South, Range 24 East: **Section 27** - All that portion of the SW 1/4 lying southeast of the Seaboard Coast Line Railroad.

Parcel 12 (Alternate name: First Born Church) In Township 31 South, Range 23 East: **Section 12** - The N 1/2 of the NE 1/4 of NW 1/4 of SW 1/4.

Parcel 13 (Alternate name: P-2 Lakes) In Township 30 South, Range 24 East: **Section 35** - All of the southern 28 acres of the SW 1/4 of the NW 1/4.

Parcel 14 (Alternate name: Barcola 40) In Township 30 South, Range 24 East: **Section 35** - All of the NW 1/4 of the NE 1/4.

Parcel 19 (Alternate name: Chicken Ranch Parcel) In Township 30 South, Range 24 East: **Section 32** - The SW 1/4 of the NW 1/4 of the NW 1/4 and the S 1/2 of SE 1/4 of NW 1/4 of the NW 1/4 and the south 390 feet of the W 1/2 of the NE 1/4 of NW 1/4 and the E 1/2 of SE 1/4 of NE 1/4 of NW 1/4 and that part of the NE 1/4 of NE 1/4 of NW 1/4 lying south of State Road 640, and the W 1/2 of the SE 1/4 of NE 1/4 of NW 1/4.

Parcel 20 (Alternate name: Ballfield Parcel) In Township 30 South, Range 24 East: **Section 12** - The E 1/2 of SW 1/4 of SE 1/4, less the north 2 acres thereof, and also less the south 592.92 feet thereof; and that part of the north 101.40 feet of the south 694.32 feet of the SE 1/4 of SE 1/4 lying west of State Road 555.

ENDFIELD Parcel 21 (Alternate name: Barcola Reclamation Lakes) In Township 30 South, Range 24 East: **Section 26** - All the SW 1/4 of the SW 1/4.

The combined parcels above total 4,340 acres more or less.

STATE OF FLORIDA)
)
COUNTY OF POLK (

I, E. D. "Bud" Dixon Clerk of the Board of County Commissioners of Polk County, Florida, hereby certify that the foregoing is a true and correct copy of a resolution amending the Development Order for the Noralyn/Phosphoria Mine Extension - Ewell Amendment

which was adopted by the said Board on the 12th day of July, 1994

WITNESS my hand and official seal on this 19th day of July, 1994.

E. D. "BUD" DIXON
Clerk and Auditor

(SEAL)

By:


Lynnette A. Clark
Deputy Clerk



RECEIVED

AGS 01 1994

July 28, 1994

POLK COUNTY
PLANNING DEPARTMENT

Ms. Anna Kurtzman
Polk County Planning Division
P. O. Box 1969
Bartow, Florida 33830

**RE: Noralyn / Phosphoria Mine Extension DRI - Ewell Addition
Notice of Adoption and Recorded D.O.**

Dear Ms. Kurtzman:

Attached are copies of the Notice of Adoption of a Development Order and the Development Order Amendment, as recorded. The Development Order was recorded as required by the County. The Notice of Adoption is recorded as required under Section 380.06(15)f F.S.

Sincerely,

Gerald D. Crawford, P.E.
Assistant DRI Coordinator

gdc/ polk/ewell/noticado.let
attachments

cc: J. N. Allen S. L. Presnell
E. J. Armbrister T. A. Smith
K. A. Dickenson L. F. Thurner
T. F. Joyce W. W. Patterson - Mundelein

Roger Sims - Holland & Knight
Lynne Clark - Polk County

NOTICE OF ADOPTION OF A DEVELOPMENT ORDER AMENDMENT FOR

THE NORALYN / PHOSPHORIA MINE EXTENSION

DEVELOPMENT OF REGIONAL IMPACT

POLK COUNTY, FLORIDA

3417 0713
POLK OFF. REC. PAGE

In accordance with the provisions of §380.06(15)f, Florida Statutes (1993), notice is hereby given of the adoption of a Development Order Amendment for the Noralyn / Phosphoria Mine Extension Development of Regional Impact.

TO WHOM IT MAY CONCERN:

A development Order Amendment for the Noralyn / Phosphoria Mine Extension Development of Regional Impact was adopted by the Polk County Board of County Commissioners by resolution on July 12, 1994. The amendment added a 5 acre outparcel to the Development of Regional Impact Area.

The Development Order for the Noralyn / Phosphoria Mine Extension Development of Regional Impact may be examined at the Polk County Planning Department, 330 West Church St., Bartow, Florida, during regular business hours. The Development Order for the Noralyn / Phosphoria Mine Extension constitutes a land development regulation applicable to the property described in attached Exhibit A.

Dated this 19th day of July, 1994

By:

Gerald D. Crawford, P.E.
Asst. DRI Coordinator
IMC-Agrico Company
The Developer

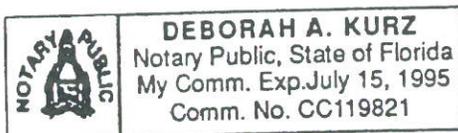
DEPT 115 13.0
DEPT 291 2.0
CASH 15.01
9059ARIM

State of Florida
County of Polk

07/22/94

The foregoing instrument was acknowledged before me this 15th day of July, 1994 by Gerald D. Crawford, who is personally known to me and who did not take an oath.

Typed Name: Deborah A. Kurz
Notary Public - State of Florida
Commission Number: CC119821



94 JUL 22 AM 11:02

096274

Attn: Gerald D. Crawford
P.O. Box 2000
Mulberry, FL 33860

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108

Legal Description - Exhibit A

MAIN TRACT - In Township 30 South, Range 24 East: Section 13 - The west 1/2 of the SW 1/4, and the SW 1/4 of the NW 1/4. Section 14 - All, except the north 1/4, and the north 330 feet of the SW 1/4 of the NW 1/4. Section 15 - All, except that portion that lies north of a line described as follows: Beginning at a point 990 feet south of the NW corner of Section 15, run due east 2,640 feet, then east, southeast to a point about 1,900 south of the NE corner of Section 15. Section 16 - The south 660 feet of the NE 1/4; and the SE 1/4; and that part of the SW 1/4 described as follows: Begin at the southeast corner of the SW 1/4; thence north 0°34'29" west, along the east boundary of said SW 1/4, 2,641.26 feet to the northeast corner thereof; thence south 89°58'48" west, along the north boundary of said SW 1/4, 200 feet; thence south 0°43'18" west, 2,024.03 feet; thence west, 540 feet; thence south 69°03'15" west, 580 feet; thence south 19°03'15" west, 150 feet; thence south 73°33'15" west, 600 feet; thence north 88°25'38" west, 718.13 feet to a point on the west boundary of Section 16 lying 110 feet north of the southwest corner thereof; thence south 0°26'35" east, 110 feet to the southwest corner of Section 16; thence south 89°49'50" east, along the south boundary of Section 16, 2,675.10 feet to the point of beginning. Section 17 - That part of the SE 1/4 of the SE 1/4 lying east of Bonnie Mine Road and south of the following described line: Begin at a point on the east boundary of Section 17 lying 110 feet north of the southeast corner thereof; thence north 88°25'38" west, 750 feet, thence north 300 feet; thence north 44°00'00" west, 250 feet; thence west 398.34 feet to the point of termination on the west boundary of the SE 1/4 of SE 1/4 lying 620.60 feet north of the southwest corner thereof. Section 20 - All that portion lying south and east of the county road known as Bonnie Mine Road. Section 21 - All. Section 22 - The N 1/4 and all of the S 1/2 of the SE 1/4 and the E 1/2 of the SE 1/4 of the SW 1/4, and the NE 1/4 of the SW 1/4. Section 23 - The N 1/4. Section 24 - The NW 1/4 of the NW 1/4. Section 27 - a) The N 1/2 of N 1/2 of NW 1/4, less a strip of land 50 feet wide described as: begin at the southwest corner thereof, run thence east along the south boundary thereof 1,424.69 feet, thence north 36°, 27', 30" west 62.57 feet to a point 50 feet north of said south boundary, thence west parallel to and 50 feet north of said south boundary 1,362.13 feet to the west boundary of the section, thence south along said west boundary to the point of beginning. b) The N 1/2 of NW 1/4 of NE 1/4. c) That portion of the S 3/4 of the E 1/2 of the NW 1/4 and the S 3/4 of the W 1/2 of the NE 1/4 lying north of the right-of-way for the Seaboard Systems Railroad Company's spur track and east of Florida Power Corporation's BLX 230 kV powerline right-of-way. Section 28 - a) The W 3/4 of the N 1/8 less the south 200 feet thereof. b) The N 1/2 of NE 1/4 of NE 1/4 less the south 50 feet thereof. c) Those portions of the W 3/4 of the N 1/4 that Farmland owns and which are north of the Cooling Pond dam toe. Section 29 - a) The N 1/2 of NE 1/4 of NE 1/4 less the south 200 feet of the east 330 feet thereof. b) That part of the W 3/4 of N 1/2 lying east of the Bonnie Mine Road and also lying north of the line described as follows: Begin on the west boundary of said Section 29 at a point 1,046.72 feet south of the northwest corner thereof, run thence east 1,609.23 feet, thence south 830 feet, thence east 1,250 feet, thence south 430.32 feet, thence east to the east boundary of said W 3/4 of N 1/2. c) Those portions of Section 29 that Farmland owns and are west of the Cooling Pond dam toe, lying within: The NW 1/4, the NE 1/4, the west 3/4 of the N 1/2 of the SE 1/4 and the E 1/2 of the NE 1/4 of the SW 1/4. Less that portion of the NW 1/4 described as follows: Beginning at a point 1,650 feet south of the NW corner of Section 29, run 100 feet east, then run 300 feet south, then run 300 feet east, then run 650 feet south, then run 400 feet west to the west line of Section 29, then north 950 feet to the point of beginning. d). The west 130 feet of the north 1000 feet of the east 1/2 of the NE 1/4 of the SE 1/4. Section 30 - a) That part (if any) of the North 1,046.72 feet of the NE 1/4 of NE 1/4 lying east of the Bonnie Mine Road, less that part (if any) lying north of the industrial spur track railroad right-of-way set forth in instrument from American Agricultural Chemical Company to Atlantic Coast Line Railroad Company dated July 23, 1951, recorded in Deed Book 911, page 190, Polk County, Florida. b) Those portions of Section 30 that Farmland owns in the north 1,650 feet of the E 1/2 of NE 1/4.

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Parcel 7 (Alternate name: W. R. Grace Trade) In Township 31 South, Range 24 East: Section 7 - The NW 1/4 of NW 1/4; the north 257 feet of the S 1/2 of NW 1/4; and that part of the N 1/2 of NE 1/4 lying south of the railroad right-of-way of the Seaboard Coast Line Railroad Company.

Parcel 8W (Alternate name: W. R. Grace Trade) In Township 31 South, Range 24 East: Section 8 - The SW 1/4 of NW 1/4 less (a) the north 660 feet of the east 330 feet thereof, and (b) of the east 330 feet thereof, and (c) the west 150 feet thereof; and that part of the NW 1/4 of NW 1/4 lying south of the right-of-way of the Agricola Road less (a) the east 330 feet thereof; (b) the west 150 feet thereof, and (c) the west 250 feet of the north 150 feet thereof.

Parcel 8E (Alternate name: W. R. Grace Trade) In Township 31 South, Range 24 East: Section 8 - The SE 1/4 of SE 1/4 of NE 1/4.

Parcel 9 (Alternate name: Green Bay Parcel) In Township 30 South, Range 24 East: Section 32 - That part of the SE 1/4 of NE 1/4 and of the NE 1/4 of SE 1/4 described as: from the southwest corner of the NE 1/4 of SE 1/4 of said Section 32 run east along the south line thereof 839.52 feet to a Point of Beginning, thence deflect $88^{\circ}44'$ left 2,107.3 feet, thence deflect $90^{\circ}26'$ right 438.42 feet to the east line of said Section 32, thence south along the east line of said Section 32 to the southeast corner of the NE 1/4 of SE 1/4 of said Section 32, thence west along the south line thereof 481.84 feet, more or less, to the Point of Beginning. Section 33 - All, less the W 1/2 of SW 1/4 of SW 1/4, and less that part of the N 1/2 and of the N 1/2 of SE 1/4 described as beginning at the northwest corner of said Section 33, run thence south along the west line thereof 1,820.15 feet, thence south $88^{\circ}25'$ east 261.53 feet, thence north $1^{\circ}13'$ west 949.12 feet, thence north $88^{\circ}53'$ east 1,926.59 feet, thence south $35^{\circ}37'$ east 375.27 feet, thence south $10^{\circ}13'$ east 793.97 feet, thence south $79^{\circ}58'$ east 1,200 feet, thence south $16^{\circ}42'$ east 525.38 feet, thence south $86^{\circ}49'$ east 564.45 feet, thence south $24^{\circ}4'$ east 820.00 feet, thence due east 556.77 feet to the east line of said Section 33, thence north $0^{\circ}10'12''$ east along the section line 3,328.81 feet to the northeast corner of said Section 33, thence north $89^{\circ}58'30''$ west along the section line 5,308.12 feet to the point of beginning.

Parcel 11 (Alternate name: Agrico Triangle) In Township 30 South, Range 24 East: Section 27 - All that portion of the SW 1/4 lying southeast of the Seaboard Coast Line Railroad.

Parcel 12 (Alternate name: First Born Church) In Township 31 South, Range 23 East: Section 12 - The N 1/2 of the NE 1/4 of NW 1/4 of SW 1/4.

Parcel 13 (Alternate name: P-2 Lakes) In Township 30 South, Range 24 East: Section 35 - All of the southern 28 acres of the SW 1/4 of the NW 1/4.

Parcel 14 (Alternate name: Barcola 40) In Township 30 South, Range 24 East: Section 35 - All of the NW 1/4 of the NE 1/4.

Parcel 19 (Alternate name: Chicken Ranch Parcel) In Township 30 South, Range 24 East: Section 32 - The SW 1/4 of the NW 1/4 of the NW 1/4 and the S 1/2 of SE 1/4 of NW 1/4 of the NW 1/4 and the south 390 feet of the W 1/2 of the NE 1/4 of NW 1/4 and the E 1/2 of SE 1/4 of NE 1/4 of NW 1/4 and that part of the NE 1/4 of NE 1/4 of NW 1/4 lying south of State Road 640, and the W 1/2 of the SE 1/4 of NE 1/4 of NW 1/4.

Parcel 20 (Alternate name: Ballfield Parcel) In Township 30 South, Range 24 East: Section 12 - The E 1/2 of SW 1/4 of SE 1/4, less the north 2 acres thereof, and also less the south 592.92 feet thereof; and that part of the north 101.40 feet of the south 694.32 feet of the SE 1/4 of SE 1/4 lying west of State Road 555.

Parcel 21 (Alternate name: Barcola Reclamation Lakes) In Township 30 South, Range 24 East: Section 26 - All the SW 1/4 of the SW 1/4.

The combined parcels above total 4,340 acres more or less.

R E S O L U T I O N

WHEREAS, the Polk County Board of County Commissioners, hereafter referred to as "the Board", as the body of local government having jurisdiction pursuant to Section 380.06, Florida Statutes, is authorized and empowered to consider the applications for developments of regional impact; and

WHEREAS, the Board adopted a development order with conditions of approval on November 19, 1985, for the Noralyn/Phosphoria Mine Extension; and,

WHEREAS, the Board heard on October 27, 1987, a request to add approximately 53 acres to the Noralyn/Phosphoria Mine Extension Development of Regional Impact and found the request not to be a substantial deviation and approved the request; and,

WHEREAS, the Board heard on November 21, 1989, a request to add approximately 70 acres to the Noralyn/Phosphoria Mine Extension Development of Regional Impact and found the request not to be a substantial deviation and approved the request; and,

WHEREAS, IMC-Agrico Company is the owner of the Noralyn/Phosphoria Mine and is the developer for the Noralyn/Phosphoria Mine Extension DRI; and

WHEREAS, Lee Turner, Vice President, Minerals of IMC-Agrico Company is the authorized agent for the Noralyn/Phosphoria Mine Extension DRI; and

WHEREAS, IMC-Agrico is the authorized agent for Ewell Industries, the owner of the 5 acre parcel described in Exhibit A as the Ewell Tract; and

WHEREAS, IMC-Agrico Company submitted a notice of proposed change to a Development of Regional Impact to the Board on April 20, 1994, for the addition of the Ewell Tract to the Noralyn/Phosphoria Mine Extension DRI, which is included by reference; and

WHEREAS, IMC-Agrico Company proposes to mine and reclaim the Ewell Tract according to applicable County, State and Federal regulations; and

WHEREAS, the Central Florida Regional Planning Council and the Florida Department of Community Affairs were provided copies of the Notice of Proposed Change by IMC-Agrico Company and were therefore afforded the opportunity to comment on the proposed change; and

WHEREAS, the Ewell Tract is currently zoned as Rural Conservation (RC) which specifically permits mining; and

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IMC-AGRICO CO.
Attn: Gerald D. Crawford
P.O. Box 2000
Mulberry, FL 33860

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Handwritten initials/signature

WHEREAS, the proposed addition is consistent with applicable County Land Use Ordinances; and

WHEREAS, the proposed addition is designated as Phosphate Mining (PM) within the Polk County Comprehensive Plan, which specifically allows phosphate mining; and

WHEREAS, the proposed addition is consistent with the State Comprehensive Plan and the development does not interfere with the objectives of any state plans applicable to the area; and

WHEREAS, the Board held a public hearing on July 12, 1994 and reviewed the proposed changes;

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA, THAT THE PROPOSED CHANGES DO NOT CONSTITUTE A SUBSTANTIAL DEVIATION AS DEFINED BY §380.06(19), FLORIDA STATUTES, AND THAT THE NORALYN/PHOSPHORIA MINE EXTENSION DRI DEVELOPMENT ORDER BE AMENDED WITH THE FOLLOWING FINDINGS OF FACT AND THAT THE BALANCE OF THE ADOPTED DEVELOPMENT ORDER REMAINS IN EFFECT IN ITS ENTIRETY:

FINDINGS OF FACT

2. The real property which is the subject of this application is legally described in Exhibit A and is an addition to the property described in the Development Order adopted on November 19, 1985 and as amended on October 27, 1987 and on November 21, 1989.

6. The site of the application encompasses 4,340 acres including 2,377 acres to be mined, 569 acres to be disturbed but not mined, and 1,394 acres to be left undisturbed. These lands are located southwest of Bartow in southern Polk County.

DULY PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA, THIS 12TH DAY OF JULY, 1994,

BOARD OF COUNTY COMMISSIONERS
OF POLK COUNTY

BY: Dan Costello
CHAIRMAN

ATTEST:
E. D. "Bud" Dixon, Clerk

BY: [Signature]
Deputy Clerk

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Legal Description - Exhibit A

Legal Description of DRI - Amendment Area

EWELL TRACT In Township 30 South, Range 24 East, Section 20: The parcel described as follows: Begin at a point 496.76 feet east and 116.67 feet north of the southwest corner of Section 20, Township 30 South, Range 24 East, said point being 8 feet north of the centerline of the old Oak Ridge Sand Company railroad spur track; thence run easterly parallel with and 8 feet north of the centerline of said railroad spur track a distance of 1,100 feet, thence run north 451 feet, more or less, to a point on the right-of-way line of the Seaboard Coast Line Railroad, said point being a distance of 30 feet south of the centerline of Seaboard Coast Line Railroad; thence run southwesterly parallel with the south right-of-way line and 30 feet south of the centerline of said Seaboard Coast Line Railroad a distance of 1,190.39 feet, more or less to the point of beginning. The Parcel is comprised of 5 acres more or less.

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Legal Description of DRI - Including Proposed Amendment

MAIN TRACT

In Township 30 South, Range 24 East: Section 13 - The west 1/2 of the SW 1/4, and the SW 1/4 of the NW 1/4. Section 14 - All, except the north 1/4, and the north 330 feet of the SW 1/4 of the NW 1/4. Section 15 - All, except that portion that lies north of a line described as follows: Beginning at a point 990 feet south of the NW corner of Section 15, run due east 2,640 feet, then east, southeast to a point about 1,900 south of the NE corner of Section 15. Section 16 - The south 660 feet of the NE 1/4; and the SE 1/4; and that part of the SW 1/4 described as follows: Begin at the southeast corner of the SW 1/4; thence north 0°34'29" west, along the east boundary of said SW 1/4, 2,641.26 feet to the northeast corner thereof; thence south 89°58'48" west, along the north boundary of said SW 1/4, 200 feet; thence south 0°43'18" west, 2,024.03 feet; thence west, 540 feet; thence south 69°03'15" west, 580 feet; thence south 19°03'15" west, 150 feet; thence south 73°33'15" west, 600 feet; thence north 88°25'38" west, 718.13 feet to a point on the west boundary of Section 16 lying 110 feet north of the southwest corner thereof; thence south 0°26'35" east, 110 feet to the southwest corner of Section 16; thence south 89°49'50" east, along the south boundary of Section 16, 2,675.10 feet to the point of beginning. Section 17 - That part of the SE 1/4 of the SE 1/4 lying east of Bonnie Mine Road and south of the following described line: Begin at a point on the east boundary of Section 17 lying 110 feet north of the southeast corner thereof; thence north 88°25'38" west, 750 feet, thence north 300 feet; thence north 44°00'00" west, 250 feet; thence west 398.34 feet to the point of termination on the west boundary of the SE 1/4 of SE 1/4 lying 620.60 feet north of the southwest corner thereof. Section 20 - All that portion lying south and east of the county road known as Bonnie Mine Road. Section 21 - All. Section 22 - The N 1/4 and all of the S 1/2 of the SE 1/4 and the E 1/2 of the SE 1/4 of the SW 1/4, and the NE 1/4 of the SW 1/4. Section 23 - The N 1/4. Section 24 - The NW 1/4 of the NW 1/4. Section 27 - a) The N 1/2 of N 1/2 of NW 1/4, less a strip of land 50 feet wide described as: begin at the southwest corner thereof, run thence east along the south boundary

thereof 1,424.69 feet, thence north $36^{\circ}27'30''$ west 62.57 feet to a point 50 feet north of said south boundary, thence west parallel to and 50 feet north of said south boundary 1,362.13 feet to the west boundary of the section, thence south along said west boundary to the point of beginning. b) The N 1/2 of NW 1/4 of NE 1/4. c) That portion of the S 3/4 of the E 1/2 of the NW 1/4 and the S 3/4 of the W 1/2 of the NE 1/4 lying north of the right-of-way for the Seaboard Systems Railroad Company's spur track and east of Florida Power Corporation's BLX 230 kV powerline right-of-way. Section 28 - a) The W 3/4 of the N 1/8 less the south 200 feet thereof. b) The N 1/2 of NE 1/4 of NE 1/4 less the south 50 feet thereof. c) Those portions of the W 3/4 of the N 1/4 that Farmland owns and which are north of the Cooling Pond dam toe. Section 29 - a) The N 1/2 of NE 1/4 of NE 1/4 less the south 200 feet of the east 330 feet thereof. b) That part of the W 3/4 of N 1/2 lying east of the Bonnie Mine Road and also lying north of the line described as follows: Begin on the west boundary of said Section 29 at a point 1,046.72 feet south of the northwest corner thereof, run thence east 1,609.23 feet, thence south 830 feet, thence east 1,250 feet, thence south 430.32 feet, thence east to the east boundary of said W 3/4 of N 1/2. c) Those portions of Section 29 that Farmland owns and are west of the Cooling Pond dam toe, lying within: The NW 1/4, the NE 1/4, the west 3/4 of the N 1/2 of the SE 1/4 and the E 1/2 of the NE 1/4 of the SW 1/4. Less that portion of the NW 1/4 described as follows: Beginning at a point 1,650 feet south of the NW corner of Section 29, run 100 feet east, then run 300 feet south, then run 300 feet east, then run 650 feet south, then run 400 feet west to the west line of Section 29, then north 950 feet to the point of beginning. d). The west 130 feet of the north 1000 feet of the east 1/2 of the NE 1/4 of the SE 1/4. Section 30 - a) That part (if any) of the North 1,046.72 feet of the NE 1/4 of NE 1/4 lying east of the Bonnie Mine Road, less that part (if any) lying north of the industrial spur track railroad right-of-way set forth in instrument from American Agricultural Chemical Company to Atlantic Coast Line Railroad Company dated July 23, 1951, recorded in Deed Book 911, page 190, Polk County, Florida. b) Those portions of Section 30 that Farmland owns in the north 1,650 feet of the E 1/2 of NE 1/4.

Parcel 7 (Alternate name: W. R. Grace Trade) In Township 31 South, Range 24 East: Section 7 - The NW 1/4 of NW 1/4; the north 257 feet of the S 1/2 of NW 1/4; and that part of the N 1/2 of NE 1/4 lying south of the railroad right-of-way of the Seaboard Coast Line Railroad Company.

Parcel 8W (Alternate name: W. R. Grace Trade) In Township 31 South, Range 24 East: Section 8 - The SW 1/4 of NW 1/4 less (a) the north 660 feet of the east 330 feet thereof, and (b) of the east 330 feet thereof, and (c) the west 150 feet thereof; and that part of the NW 1/4 of NW 1/4 lying south of the right-of-way of the Agricola Road less (a) the east 330 feet thereof; (b) the west 150 feet thereof, and (c) (b) the west 250 feet of the north 150 feet thereof.

Parcel 8E (Alternate name: W. R. Grace Trade) In Township 31 South, Range 24 East: Section 8 - The SE 1/4 of SE 1/4 of NE 1/4.

Parcel 9 (Alternate name: Green Bay Parcel) In Township 30 South, Range 24 East: Section 32 - That part of the SE 1/4 of NE 1/4 and of the NE 1/4 of SE 1/4 described as: from the southwest corner of the NE 1/4 of SE 1/4 of said Section 32 run east along the south

STATE OF FLORIDA)
)
COUNTY OF POLK (

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I, E. D. "Bud" Dixon Clerk of the Board of County Commissioners of Polk County, Florida, hereby certify that the foregoing is a true and correct copy of a resolution amending the Development Order for the Noralyn/Phosphoria Mine Extension - Ewell Amendment

which was adopted by the said Board on the 12th day of July, 1994

WITNESS my hand and official seal on this 19th day of July, 1994.



(SEAL)

E. D. "BUD" DIXON
Clerk and Auditor

By: *Lynnette A. Clark*
Lynnette A. Clark
Deputy Clerk