



**SOUTH FLORIDA WATER MANAGEMENT DISTRICT  
 PERMIT TRANSFER FOR  
 WATER USE INDIVIDUAL PERMIT NO. 11-00091-W  
 EXPIRATION DATE: April 12, 2026**

DATE ISSUED: 26-NOV-2013

PERMITTEE: S R 82 LAND HOLDINGS L L C  
 (STATE ROAD 82 LAND HOLDINGS)  
 12500 S W 72ND AVE  
 MIAMI, FL 33156-5315

ORIGINAL PERMIT ISSUED: DECEMBER 14, 1978

ORIGINAL PROJECT AUTHORIZATION: USE OF GROUNDWATER FROM THE SHALLOW AQUIFER FOR AGRICULTURAL IRRIGATION SERVING 70 ACRES WITH AN ANNUAL ALLOCATION OF 46.7 ACRE-FEET.

CURRENT AUTHORIZATION: TRANSFER USE OF GROUNDWATER FROM THE LOWER TAMiami AQUIFER AND SURFICIAL AQUIFER SYSTEM FOR AGRICULTURAL IRRIGATION USE SERVING 180 ACRES WITH AN ANNUAL ALLOCATION OF 188.33 MILLION GALLONS.

PROJECT LOCATION: COLLIER COUNTY SECTION: 7 TWP: 46S RGE: 29E

In response to Transfer Application No.131119-6, dated November 19, 2013 this Permit Transfer is issued pursuant to the applicable provisions of Subsection 373 Part II, Florida Statutes (F.S.) and Rules 40E-1.6107 and 40E-2.351, Florida Administrative Code.

All Permit design specifications, special and general/limiting Permit conditions, and other terms and requirements contained in the Permit shall remain in full force and effect unless further modified by the South Florida Water Management District ("District") and shall be binding upon the Permittee for the duration of the Permit, as specified in Rule 40E-2.4321, Florida Administrative Code.

Upon written notice to the permittee, this permit may be temporarily modified, or restricted under a Declaration of Water Shortage or Declaration of Emergency due to Water Shortage in accordance with the provision of Chapter 373, Florida Statutes (F.S.), and applicable rules and regulations of South Florida Water Management District.

This Permit may be permanently or temporarily revoked, in whole or in part, for the violation of the conditions of this permit or for the violation of any provisions of the Water Resources Act and Regulation thereunder.

This Permit does not convey to the permittee any property rights nor any privileges other than those specified herein, nor relieve the permittee from complying with any law, regulation or requirement affecting the rights of other bodies or agencies.

This Permit may be transferred pursuant to the appropriate provisions of Chapter 373, F.S., and Sections 40E-1.6107(1) and (2) and 40E-20.351 Florida Administrative Code (F.A.C.).

In the event the property is sold or otherwise conveyed, the Permittee shall remain liable for compliance with this Permit until permit transfer to the new owner is approved by the District. Rule 40E-1.6105, Florida Administrative Code requires written notification to the District within 30 days of the transfer of any interest in the permitted real property, giving the name and address of the new owner in interest with a copy of the instrument effecting the transfer.

**LIMITING CONDITIONS ARE AS FOLLOWS:**  
 SEE PAGES 2 - 4 OF 4 (20 LIMITING CONDITIONS)

By Stanley Orlowski  
 Stanley Orlowski  
 Section Administrator  
 Regulatory Support Bureau

### LIMITING CONDITIONS

1. THIS PERMIT SHALL EXPIRE ON APRIL 12, 2026.
2. APPLICATION FOR A PERMIT MODIFICATION MAY BE MADE AT ANY TIME.
3. WATER USE CLASSIFICATION:  
    AGRICULTURAL IRRIGATION
4. SOURCE CLASSIFICATION IS:  
    GROUND WATER FROM:  
    LOWER TAMiami AQUIFER  
    SURFICIAL AQUIFER SYSTEM
5. TOTAL ANNUAL ALLOCATION IS 188 MG.  
    TOTAL MAXIMUM MONTHLY ALLOCATION IS 28.9374 MG.

THESE ALLOCATIONS REPRESENT THE AMOUNT OF WATER REQUIRED TO MEET THE WATER DEMANDS AS A RESULT OF RAINFALL DEFICIT DURING A DROUGHT WITH THE PROBABILITY OF RECURRING ONE YEAR IN TEN. THE PERMITTEE SHALL NOT EXCEED THESE ALLOCATIONS IN HYDROLOGIC CONDITIONS LESS THAN A 1 IN 10 YEAR DROUGHT EVENT. IF THE RAINFALL DEFICIT IS MORE SEVERE THAN THAT EXPECTED TO RECUR ONCE EVERY TEN YEARS, THE WITHDRAWALS SHALL NOT EXCEED THAT AMOUNT NECESSARY TO CONTINUE TO MEET THE REASONABLE-BENEFICIAL DEMANDS UNDER SUCH CONDITIONS, PROVIDED NO HARM TO THE WATER RESOURCES OCCUR AND:

(A) ALL OTHER CONDITIONS OF THE PERMIT ARE MET; AND

(B) THE WITHDRAWAL IS OTHERWISE CONSISTENT WITH APPLICABLE DECLARED WATER SHORTAGE ORDERS IN EFFECT PURSUANT TO CHAPTER 40E-21, F.A.C.

6. PURSUANT TO RULE 40E-1.6105, F.A.C., NOTIFICATION OF TRANSFER OF INTEREST IN REAL PROPERTY, WITHIN 30 DAYS OF ANY TRANSFER OF INTEREST OR CONTROL OF THE REAL PROPERTY AT WHICH ANY PERMITTED FACILITY, SYSTEM, CONSUMPTIVE USE, OR ACTIVITY IS LOCATED, THE PERMITTEE MUST NOTIFY THE DISTRICT, IN WRITING, OF THE TRANSFER GIVING THE NAME AND ADDRESS OF THE NEW OWNER OR PERSON IN CONTROL AND PROVIDING A COPY OF THE INSTRUMENT EFFECTUATING THE TRANSFER, AS SET FORTH IN RULE 40E-1.6107, F.A.C.

PURSUANT TO RULE 40E-1.6107 (4), UNTIL TRANSFER IS APPROVED BY THE DISTRICT, THE PERMITTEE SHALL BE LIABLE FOR COMPLIANCE WITH THE PERMIT. THE PERMITTEE TRANSFERRING THE PERMIT SHALL REMAIN LIABLE FOR ALL ACTIONS THAT ARE REQUIRED AS WELL AS ALL VIOLATIONS OF THE PERMIT WHICH OCCURRED PRIOR TO THE TRANSFER OF THE PERMIT.

FAILURE TO COMPLY WITH THIS OR ANY OTHER CONDITION OF THIS PERMIT CONSTITUTES A VIOLATION AND PURSUANT TO RULE 40E-1.609, SUSPENSION, REVOCATION AND MODIFICATION OF PERMITS, THE DISTRICT MAY SUSPEND OR REVOKE THE PERMIT.

THIS PERMIT IS ISSUED TO:

S R 82 LAND HOLDINGS L L C  
12500 S W 72ND AVE  
MIAMI, FL - 33156

7. WITHDRAWAL FACILITIES:  
    GROUND WATER - EXISTING:  
    1 - 6" X 70' X 500 GPM WELL CASED TO 60 FEET  
    1 - 10" X 250' X 1000 GPM WELL CASED TO 190 FEET

8. PERMITTEE SHALL MITIGATE INTERFERENCE WITH EXISTING LEGAL USES THAT WAS CAUSED IN WHOLE OR IN PART BY THE PERMITTEE'S WITHDRAWALS, CONSISTENT WITH THE APPROVED MITIGATION PLAN. AS NECESSARY TO OFFSET THE INTERFERENCE, MITIGATION WILL INCLUDE PUMPAGE REDUCTION, REPLACEMENT OF THE IMPACTED INDIVIDUAL'S EQUIPMENT, RELOCATION OF WELLS, CHANGE IN WITHDRAWAL SOURCE, OR OTHER MEANS.  
  
INTERFERENCE TO AN EXISTING LEGAL USE IS DEFINED AS AN IMPACT THAT OCCURS UNDER HYDROLOGIC CONDITIONS EQUAL TO OR LESS SEVERE THAN A 1 IN 10 YEAR DROUGHT EVENT THAT RESULTS IN THE:  
  
(A) INABILITY TO WITHDRAW WATER CONSISTENT WITH PROVISIONS OF THE PERMIT, SUCH AS WHEN REMEDIAL STRUCTURAL OR OPERATIONAL ACTIONS NOT MATERIALLY AUTHORIZED BY EXISTING PERMITS MUST BE TAKEN TO ADDRESS THE INTERFERENCE; OR  
  
(B) CHANGE IN THE QUALITY OF WATER PURSUANT TO PRIMARY STATE DRINKING WATER STANDARDS TO THE EXTENT THAT THE WATER CAN NO LONGER BE USED FOR ITS AUTHORIZED PURPOSE, OR SUCH CHANGE IS IMMINENT.
9. PERMITTEE SHALL MITIGATE HARM TO EXISTING OFF-SITE LAND USES CAUSED BY THE PERMITTEE'S WITHDRAWALS, AS DETERMINED THROUGH REFERENCE TO THE CONDITIONS FOR PERMIT ISSUANCE. WHEN HARM OCCURS, OR IS IMMINENT, THE DISTRICT WILL REQUIRE THE PERMITTEE TO MODIFY WITHDRAWAL RATES OR MITIGATE THE HARM. HARM AS DETERMINED THROUGH REFERENCE TO THE CONDITIONS FOR PERMIT ISSUANCE, INCLUDES:  
  
(1) SIGNIFICANT REDUCTION IN WATER LEVELS ON THE PROPERTY TO THE EXTENT THAT THE DESIGNED FUNCTION OF THE WATER BODY AND RELATED SURFACE WATER MANAGEMENT IMPROVEMENTS ARE DAMAGED, NOT INCLUDING AESTHETIC VALUES. THE DESIGNED FUNCTION OF A WATER BODY IS IDENTIFIED IN THE ORIGINAL PERMIT OR OTHER GOVERNMENTAL AUTHORIZATION ISSUED FOR THE CONSTRUCTION OF THE WATER BODY. IN CASES WHERE A PERMIT WAS NOT REQUIRED, THE DESIGNED FUNCTION SHALL BE DETERMINED BASED ON THE PURPOSE FOR THE ORIGINAL CONSTRUCTION OF THE WATER BODY (E.G. FILL FOR CONSTRUCTION, MINING, DRAINAGE CANAL, ETC.)  
  
(2) DAMAGE TO AGRICULTURE, INCLUDING DAMAGE RESULTING FROM REDUCTION IN SOIL MOISTURE RESULTING FROM CONSUMPTIVE USE; OR  
  
(3) LAND COLLAPSE OR SUBSIDENCE CAUSED BY REDUCTION IN WATER LEVELS ASSOCIATED WITH CONSUMPTIVE USE.
10. PERMITTEE SHALL MITIGATE HARM TO THE NATURAL RESOURCES CAUSED BY THE PERMITTEE'S WITHDRAWALS, AS DETERMINED THROUGH REFERENCE TO THE CONDITIONS FOR PERMIT ISSUANCE. WHEN HARM OCCURS, OR IS IMMINENT, THE DISTRICT WILL REQUIRE THE PERMITTEE TO MODIFY WITHDRAWAL RATES OR MITIGATE THE HARM. HARM, AS DETERMINED THROUGH REFERENCE TO THE CONDITIONS FOR PERMIT ISSUANCE INCLUDES:  
  
(A) REDUCTION IN GROUND OR SURFACE WATER LEVELS THAT RESULTS IN HARMFUL LATERAL MOVEMENT OF THE FRESH WATER/SALT WATER INTERFACE,  
  
(B) REDUCTION IN WATER LEVELS THAT HARM THE HYDROPERIOD OF WETLANDS,  
  
(C) SIGNIFICANT REDUCTION IN WATER LEVELS OR HYDROPERIOD IN A NATURALLY OCCURRING WATER BODY SUCH AS A LAKE OR POND,  
  
(D) HARMFUL MOVEMENT OF CONTAMINANTS IN VIOLATION OF STATE WATER QUALITY STANDARDS, OR  
  
(E) HARM TO THE NATURAL SYSTEM INCLUDING DAMAGE TO HABITAT FOR RARE OR ENDANGERED SPECIES.
11. IF ANY CONDITION OF THE PERMIT IS VIOLATED, THE PERMIT SHALL BE SUBJECT TO REVIEW AND POSSIBLE MODIFICATION, ENFORCEMENT ACTION, OR REVOCATION.
12. AUTHORIZED REPRESENTATIVES OF THE DISTRICT, WITH ADVANCE NOTICE TO THE PERMITTEE, SHALL BE PERMITTED TO ENTER, INSPECT, AND OBSERVE THE PERMITTED SYSTEM TO DETERMINE COMPLIANCE WITH PERMIT CONDITIONS.
13. THE PERMITTEE IS ADVISED THAT THIS PERMIT DOES NOT RELIEVE ANY PERSON FROM THE REQUIREMENT TO OBTAIN ALL NECESSARY FEDERAL, STATE, LOCAL AND SPECIAL DISTRICT AUTHORIZATIONS.
14. THE PERMIT DOES NOT CONVEY ANY PROPERTY RIGHT TO THE PERMITTEE, NOR ANY RIGHTS AND PRIVILEGES OTHER THAN THOSE SPECIFIED IN THE PERMIT AND CHAPTER 40E-2, FLORIDA ADMINISTRATIVE CODE.

15. PERMITTEE SHALL SUBMIT ALL DATA AS REQUIRED BY THE IMPLEMENTATION SCHEDULE FOR EACH OF THE LIMITING CONDITIONS TO: S.F.W.M.D., SUPERVISING HYDROGEOLOGIST - POST-PERMIT COMPLIANCE, WATER USE REGULATION DEPT. (4320), P.O. BOX 24680, WEST PALM BEACH, FL 33416-4680.
16. IN THE EVENT OF A DECLARED WATER SHORTAGE, WATER WITHDRAWAL REDUCTIONS WILL BE ORDERED BY THE DISTRICT IN ACCORDANCE WITH THE WATER SHORTAGE PLAN, CHAPTER 40E-21, F.A.C. THE PERMITTEE IS ADVISED THAT DURING A WATER SHORTAGE, PUMPAGE REPORTS SHALL BE SUBMITTED AS REQUIRED BY CHAPTER 40E-21, F.A.C.
17. MONTHLY WITHDRAWALS FOR EACH WITHDRAWAL FACILITY SHALL BE SUBMITTED TO THE DISTRICT QUARTERLY. THE WATER ACCOUNTING METHOD AND MEANS OF CALIBRATION SHALL BE STATED ON EACH REPORT.
18. THIS PERMIT SUPERSEDES AND/OR CANCELS THE FOLLOWING WATER USE PERMITS:  
11-00093-W
19. EVERY FIVE YEARS FROM THE DATE OF PERMIT ISSUANCE, THE PERMITTEE SHALL SUBMIT RE-CALIBRATION DATA ON EACH WATER PUMPING ACCOUNTING FACILITY, FOR THOSE PERMITTEES WHOSE ACCOUNTING METHOD(S) REQUIRE RE-CALIBRATION.
20. PRIOR TO THE USE OF ANY PROPOSED WATER WITHDRAWAL FACILITY AUTHORIZED UNDER THIS PERMIT, UNLESS OTHERWISE SPECIFIED, THE PERMITTEE SHALL EQUIP EACH FACILITY WITH A DISTRICT-APPROVED OPERATING WATER USE ACCOUNTING SYSTEM AND SUBMIT A REPORT OF CALIBRATION TO THE DISTRICT, PURSUANT TO SECTION 4.1, BASIS OF REVIEW FOR WATER USE PERMIT APPLICATIONS.

IN ADDITION, THE PERMITTEE SHALL SUBMIT A REPORT OF RECALIBRATION FOR THE WATER USE ACCOUNTING SYSTEM FOR EACH WATER WITHDRAWAL FACILITY (EXISTING AND PROPOSED) AUTHORIZED UNDER THIS PERMIT EVERY FIVE YEARS FROM EACH PREVIOUS CALIBRATION, CONTINUING AT FIVE-YEAR INCREMENTS.  
AT TIME OF PUMP INSTALLATION ON WELL W4, THE APPLICANT SHALL SUBMIT A REPORT OF CALIBRATION FOR THE WATER USE ACCOUNTING TO THE DISTRICT.