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In favor of and appurtenant to the titled interest of all property owners in all units of Ft. Pierce Shores Subdivision.

3. That a restrictive covenant is imposed upon the property described in Paragraph 2 above prohibiting the Defendant, his successors or assigns, from committing any act on said property which would interfere with or obstruct the ocean view of those property owners owning lots adjacent to the right of way of Ocean Drive as described in Paragraph 2 hereof, said restrictive covenants to run with the land and in favor of and to the benefit of the owners of the following described lots in Unit 1 and Unit 3 of Ft. Pierce Shores Subdivision:

Lots 6, 7, 8, 9, and 10, Block 8, Ft. Pierce Shores Unit 3, according to the Plat thereof recorded in Plat Book 9, page 19, Public Records of St. Lucie County, Florida.

Lots 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23, Block 1, Ft. Pierce Shores, Unit 1, according to the Plat thereof recorded in Plat Book 9, page 9, Public Records of St. Lucie County, Florida.

4. Jurisdiction of this Court is retained for the purpose of entering the appropriate orders taxing costs against the Defendant upon further motion by the Plaintiff.

DONE AND ORDERED in Chambers at Fort Pierce, Florida, this 17 day of December, 1975.

James E. Alderman
 Circuit Judge

Copies furnished to Counsel:

Steve L. Henderson, Esquire
 Attorney for Plaintiff

Gerald S. James, Esquire
 Attorney for Defendant

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IN THE CIRCUIT COURT OF THE 18TH
JUDICIAL CIRCUIT IN AND FOR
ST. LUCIE COUNTY, FLORIDA

CASE NO. 72-38 CA

EUGENE J. LUIPPOLD, et al.,

Plaintiffs,

vs.

NORTH BEACH DEVELOPMENT COMPANY,
a Florida corporation,

Defendant.

1425-603 CCC-CCC/K
1436-601 CCC-CCC/H

FINAL JUDGMENT

This action was tried before the Court. On the evidence presented,

IT IS DECLARED, ORDERED AND ADJUDGED:

1. That Plaintiff, FAWSETT, on behalf of all property owners in all units of Ft. Pierce Shores Subdivision, St. Lucie County, Florida, is entitled to the declaratory relief request in Count III of Plaintiff's Complaint.

2. That an easement for ingress and egress exists over, upon and through that certain property lying east of the right-of-way of Ocean Drive as shown on the Plats of Ft. Pierce Shores Unit No. 1 and Unit No. 3 as recorded in Plat Book 9, page 9, and Plat Book 9, page 10, respectively, Public Records of Indian River County, Florida, which property is more specifically described as follows:

All of that property in Fort Pierce Shores Subdivision Unit 3 designated "Tract B-Reserved", according to the plat thereof in Plat Book 9, page 10, and all of that property in Fort Pierce Shores Subdivision Unit 1 designated "Tract A-Reserved", according to the plat thereof in Plat Book 9, page 9, said property being otherwise described as:

Commencing at the intersection of the centerline of the right of way of Royal Palm Way with the Easterly right of way of Ocean Drive as shown on the Plat of Fort Pierce Shores, Unit 3, in Plat Book 9, page 10, public records of St. Lucie County, Florida, thence Southerly along said Easterly right of way of Ocean Drive to a point, said point being the intersection of the centerline of the right of way of Banyan Road with the Easterly right of way of Ocean Drive, as shown on Plat of Fort Pierce Shores, Unit 1, said Plat being recorded in Plat Book 9, page 9, public records of St. Lucie County, Florida; thence Easterly

Joel Defabio - E

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JOANNE HOLMAN, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
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