

Instrument Prepared By and Return to:
Right of Way Department/Amy Powell
Florida Gas Transmission Company, LLC
2301 Lucien Way, Suite 200
Maitland, FL 32751

Project No.: 25-495 (Amend 1 – 21-387)
Tract No.: FLMEA-BREV-001, FLMED-BREV-001

AMENDMENT OF ENCROACHMENT AGREEMENT

WHEREAS, by that certain Encroachment Agreement dated December 5, 2023, and recorded in Book 9957, Page 1087, recorded in Official Records, Brevard County, Florida, (“Agreement”) Florida Gas Transmission Company, LLC, (“FGT”) agreed to allow Board of County Commissioners of Brevard County, Florida, a Political Subdivision of the State of Florida (“Owner”) to cross the FGT pipeline with construction and improvements related to the operations of a solid waste management facility, all within the FGT natural gas pipeline easement described in the Agreement;

WHEREAS, FGT and OWNER desire to add an additional fence and access gate on the west side of Caracara Lane. In addition, this amendment will add to the drawings shown on pages 9-22 of Exhibit C with additional revised plan drawings attached hereto and made a part hereof as Exhibit C-1.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

THAT FGT, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration paid by Owner, does hereby agree and consent, subject to the terms and provisions of the Agreement and this Amendment of the Encroachment Agreement (“Amendment”), to the following:

- a. Addition and/or Replacement of Exhibit C Drawings with the drawings attached to this Amendment as Exhibit C-1.

FGT and Owner stipulate and agree that the statements and information contained in the introductory paragraphs of the Agreement as changed by this Amendment are true and correct and are incorporated herein by this reference. FGT and Owner do hereby **ADOPT, RATIFY** and **CONFIRM** the Agreement, as amended and modified by this Amendment and agree to be bound thereby.

This Amendment and the benefits and obligations herein contained shall inure to the benefit of and be binding and obligatory upon FGT, Owner and their respective successors and assigns.

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EXECUTED THIS 7th day of July, 2026.

WITNESSES:

Name: Kristin Duke
Address: 2301 Lucien Way, Ste 200 Maitland, FL

Name: Amy Powell
Address: 2301 Lucien Way, Ste 200 Maitland, FL

**“FGT”
FLORIDA GAS TRANSMISSION
COMPANY, LLC**

By _____
**DAVID SHELLHOUSE
VP of SOUTHEAST DIVISION**

ACKNOWLEDGEMENTS

STATE OF FLORIDA
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this _____ day of _____, 2026, by **DAVID SHELLHOUSE, VICE PRESIDENT OF FLORIDA GAS TRANSMISSION COMPANY, LLC**, a Delaware limited liability company, on behalf of the company. He is personally known to me or has produced _____ (type of identification) as identification.

Notary Public
Printed Name: _____

WITNESSES:

Signature: _____

Printed Name: _____

Signature: _____

Printed Name: _____

**“OWNER”
BREVARD COUNTY, FLORIDA**

Signature: _____

Name: Thad Altman

Title: Chair

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this ____ day of _____, 2026, by _____, as _____ of **BREVARD COUNTY, FLORIDA**, a Political Subdivision of the State of Florida, on behalf of the corporation, on behalf of the company. He/she is personally known to me or has produced _____ (type of identification) as identification.

Notary Public
Printed Name: _____

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EXHIBIT C-1

**To that certain
Amendment of Encroachment Agreement
Dated July 7, 2026
By and between
FLORIDA GAS TRANSMISSION COMPANY, LLC, and
BREVARD COUNTY, FLORIDA**

DESCRIPTION OF THE ENCROACHMENT

(See attached 1 Page)

