



Office of

Consent Agenda 10/04/2022

**INDIAN RIVER COUNTY  
ATTORNEY**

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Dylan Reingold, County Attorney  
William K. DeBaal, Deputy County Attorney  
Susan J. Prado, Assistant County Attorney

**MEMORANDUM**

**TO:** The Board of County Commissioners

**FROM:** Susan J. Prado, Assistant County Attorney

**DATE:** September 27, 2022

**SUBJECT:** Release of Right of Entry and Reservation of Mineral Rights

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**BACKGROUND:**

As part of the sale of a strip of land from the County to Range Line Groves, Inc. on December 5, 1989 the County pursuant to Florida Statute Section 270.11 retained the right, reservation, title or interest to any phosphate, metal, mineral, and petroleum interest on the property. This retention of rights is automatic upon the sale of the property. The current owner of the property OCEAN SPRAY CRANBERRIES, INC. has contacted the County and requested a release of the retained rights pursuant to Florida Statute Section 270.11. After inquiry with different departments, the County Attorney's Office has determined that there is no need to withhold the release of these rights on this strip of land.

**FUNDING:**

There is no cost associated with this item.

**RECOMMENDATION:**

The County Attorney's Office recommends that the Board approve the Release of Right of Entry and Reservation of Mineral Rights and authorize the Chair to execute the Release after final review and approval by the County Attorney.

**Attachments:**

Draft Release of Right of Entry and Reservation of Mineral Rights  
Original County Deed Conveyance