

Record and Return to:
Bruce Barkett, Esq.
Collins Brown Barkett, Chartered
756 Beachland Boulevard
Vero Beach, FL 32963

RELEASE OF RIGHT OF ENTRY

THIS RELEASE OF RIGHT OF ENTRY is made this ____ day of _____, 2020, by Indian River County, Florida, a political subdivision of the State of Florida (“County”).

WHEREAS, County conveyed the following described property to 202 Eddy Building, Inc., a Delaware corporation, also known as Fairlane Harbor Mobile Home Park, by county deed dated November 22, 1988, and recorded at O.R. Book 0816, Page 1032, Public Records of Indian River County, Florida, (the “Property”):

SEE EXHIBIT “A” ATTACHED AND INCORPORATED HERETO:

WHEREAS, pursuant to Section 270.11, Florida Statutes (2019), the County retained an automatic undivided three fourths interest in all phosphates, minerals, and metals located on the Property, and an undivided one half interest in all petroleum located on the Property, together with the privilege to mine and develop the same.

WHEREAS, pursuant to Section 270.11(2)(b), Florida Statutes (2019), 202 Eddy Building, Inc. has requested that the County release its privilege to enter the subject property to mine and develop the phosphates, minerals, metals, and petroleum which might be on the Property, and the County agrees to grant this request.

NOW, THEREFORE, pursuant to Section 270.11(2)(b), Florida Statutes (2019), Indian River County does hereby waive, release, and quit claim in favor of 202 Eddy Building, Inc., its successors and assigns, the County’s privilege to enter the Property to mine or develop the phosphates, minerals, metals, and petroleum, or any of them, which may be in, on, or under the Property, however, County otherwise retains its interest in the phosphates, minerals, metals and petroleum, that are or may be in, on, or under the Property.

IN WITNESS WHEREOF, the undersigned executed this Release of Right of Entry as of the day and year first above written.

**ATTEST: Jeffrey R. Smith, Clerk of
Courts And Comptroller**

**INDIAN RIVER COUNTY, FLORIDA
BOARD OF COUNTY COMMISSIONERS**

By: _____
Deputy Clerk

By: _____
Susan Adams, Chairman

Approved by BCC: _____

(SEAL)

Approved as conforming to County
policy:

Approved as to form and legal sufficiency:

Dylan Reingold, County Attorney

Jason E. Brown, County Administrator