

RELEASE OF RESERVATIONS EXECUTIVE SUMMARY

BACKGROUND INFORMATION: Canal reservations evolved from efforts to provide infrastructure, without cost to the taxpayers, to carry out drainage and reclamation projects, and provide roads. Many, but not all, conveyances of land by the State of Florida through the Trustees of the Internal Improvement Trust Fund (TIITF) and the Everglades Drainage District (EDD), a predecessor to the South Florida Water Management District, reserved rights to construct future water control works, percentages of the mineral rights, together with the right of ingress, egress and exploration, and reservations for State and County road rights-of-way.

The District routinely receives applications for releases of these reservations from landowners, attorneys, title companies and lending institutions, who consider the reservations to be title defects; applications are processed by the Real Estate Section. Applications are reviewed by appropriate District personnel and applicable local governmental agencies to determine that there is no present or future need for the canal reservation. Also, TIITF requires the District to review and issue a written approval to the Department of Environmental Protection (DEP) prior to releasing TIITF canal reservations.

CONSIDERATIONS: See Exhibit "A" attached hereto and made a part hereof, which contains the details of releases and approvals to be approved and issued.

AUTHORIZATION: Pursuant to Section 373.096 of the Florida Statutes, the Governing Board of the District may release any reservation for which it has no present or apparent use under terms and conditions determined by the Board.

FISCAL IMPACT: None; reservations were acquired at no cost to the District

RECOMMENDATION: A Resolution of the Governing Board of the South Florida Water Management District approving release of District canal reservations and release of Trustees of the Internal Improvement Trust Fund canal reservations; providing an effective date.

Prepared by: _____
Kathleen Massey, Senior Closing Specialist
Title and Closing Unit, Real Estate Section
Date _____

Reviewed by: _____
Marcy Zehnder, Section Leader
Title and Closing Unit, Real Estate Section
Date _____

Reviewed by: _____
Ray Palmer, Section Administrator
Real Estate Section
Date _____

Reviewed by: _____
Ruth Clements, Chief Real Estate Specialist
Executive Office
Date _____

Approved by: _____
Tommy B. Stowd, P.E., Director
Operation, Maintenance and Construction Division
Date _____

EXHIBIT "A"

File No(s): 18495
Applicant: Town of Miami Lakes
Reserving Deed: T-51, DB 231-228, dated October 11, 1920
Fee paid: \$250.00
Action: Release of District canal reservations
Acres: 1.60, more or less
Brief Legal: Portions of Tract 41, Florida Fruit Lands Company Subdivision No. 1, PB 2-17, and Tract 13, Chambers Land Company Subdivision, PB 2-68
Location: Section 24, Township 52 South, Range 40 East, Miami-Dade County
Address: 6601 Main Street, Miami Lakes
Reviewed by: Water Supply Development Section, Right of Way Section, Environmental Resource Permitting Bureau, Survey Section, Office of Everglades Policy and Coordination



File No(s): 10-11-2
Applicant: Town of Miami Lakes
Reserving Deed: TIITF 16198, DB 46-240, dated December 24, 1908
Fee paid: \$250.00
Action: Approval of release of TIITF canal reservations
Acres: 1.60, more or less
Brief Legal: Portion of Southwest one-quarter (SW1/4) of Section 13, Township 52 South, Range 40 East
Location: Section 13, Township 52 South, Range 40 East, Miami-Dade County
Address: 6601 Main Street, Miami Lakes
Reviewed by: Water Supply Development Section, Right of Way Section, Environmental Resource Permitting Bureau, Survey Section, Office of Everglades Policy and Coordination

