

Lake Park Scrub Natural Area

Reciprocal Release of Reserved Rights

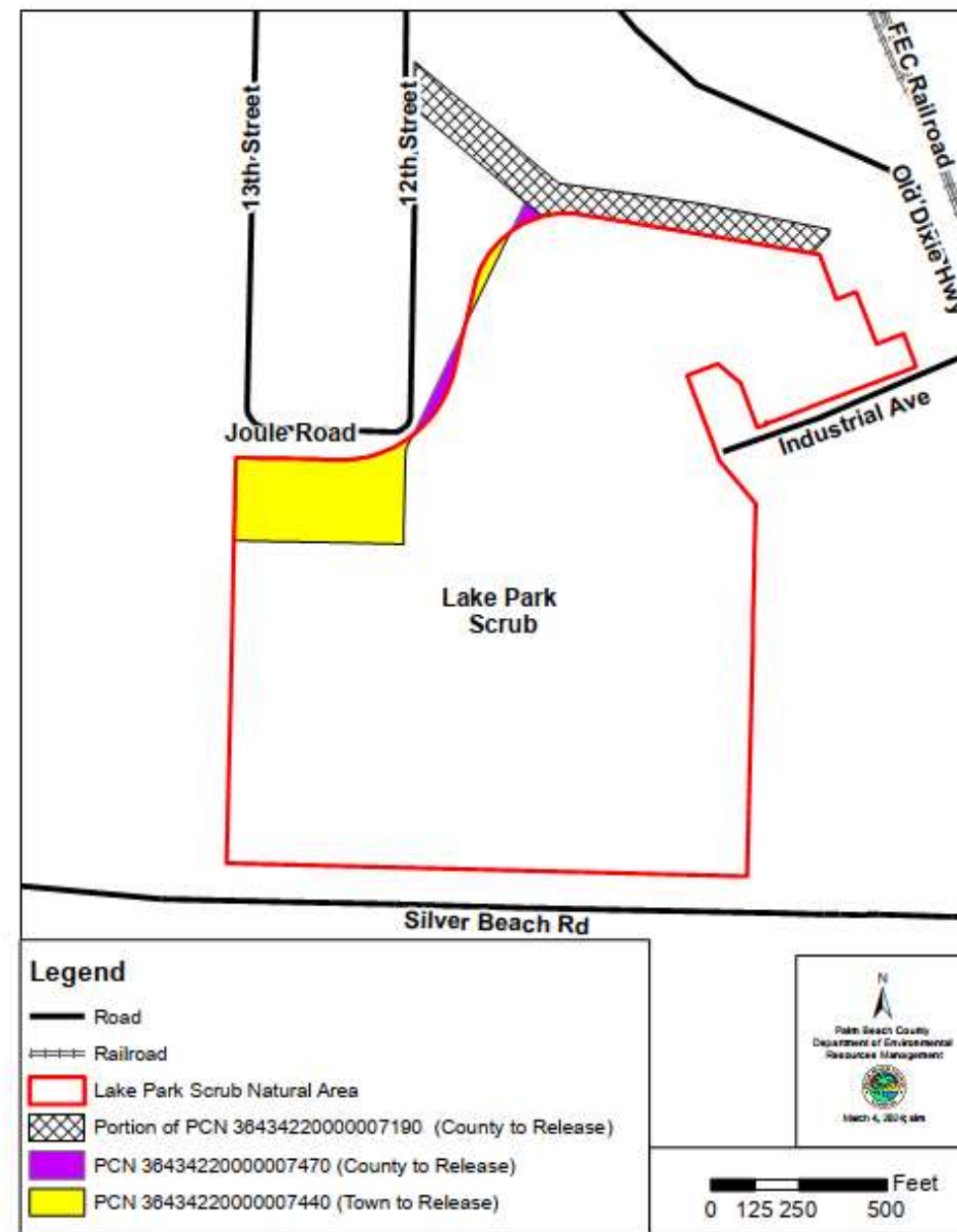
The County's Request:

The County respectfully asks the Town to release all of its reserved rights over the approximate 2.794-acre portion of the Natural Area (NA).

In exchange, the County will release all of its reserved rights over the approximate 2.674 acres of land north of the NA, including portions of the proposed Park Avenue right of way.

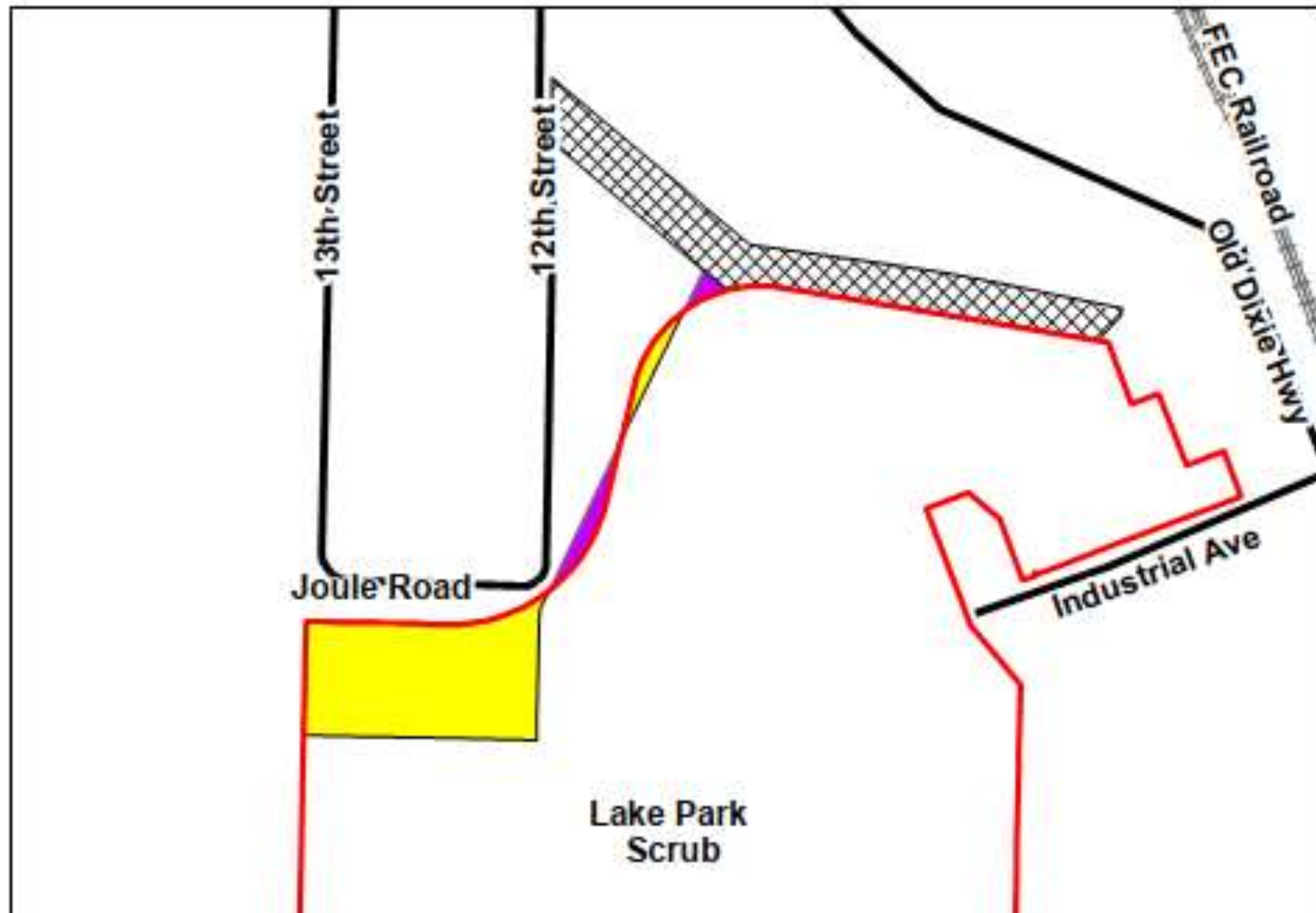
Reason for the Request:

It recently came to our attention that the Town's release of its reserved rights must occur before the County can apply for a grant to help pay for the construction of public use facilities on the NA.



**Lake Park Scrub Natural Area -
Location Map Showing Lands Over Which Reservations
Would Be Released**





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History of Land Swap:

- In 2000, the Town gave the County 2.794 acres of environmentally sensitive land within Lake Park Scrub NA
- In exchange, the County gave the Town 2.674 acres of vacant land within the proposed Park Avenue right of way and other lands north of the NA
- Both the Town and County reserved phosphate, mineral, metal and petroleum rights (reserved rights) when they conveyed the land to the other entity

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Reserved Rights are Contrary to the Intended Uses of the Conveyed Lands:

The County believes that the Town's and County's reserved rights are contrary to the intended uses of the lands.

- The Town's reserved rights (to explore and mine for phosphate, mineral, metal and petroleum) are contrary to the intended preservation and protection of ESLs
- The County's reserved rights (same as above) are contrary to the intended use of the lands proposed for Park Avenue right of way and other Town uses
- The Town's reserved rights make the County ineligible to apply for a grant that would help pay for the construction of public use facilities on the NA