

## Section D: Example Oil & Mineral Affidavit

*Right-of-Entry and Exploration only*

**(PLEASE COMPLETE IN FULL, INCLUDING LEGAL DESCRIPTION AND DATE)**

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

BEFORE ME, the undersigned authority, personally appeared \_\_\_\_\_ (“Affiant”), who having been first duly sworn according to law, deposes and says as follows:

1. This Affidavit is given to the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (“**Board of Trustees**”) in connection with the Application for Release of Right of Entry for Exploration set forth in that certain Deed No. \_\_\_\_\_ recorded in:

Deed Book \_\_\_\_\_ Page \_\_\_\_\_ of the Public Records of \_\_\_\_\_ County, Florida.

2. Affiant is the \_\_\_\_\_ (Title) of \_\_\_\_\_ (Name of Company), a \_\_\_\_\_ [name of state/type of entity], and in such capacity has personal knowledge of the matters set forth herein, and has been authorized by the Company to make this Affidavit on Company's behalf.

3. The Company is the owner of that certain real property located in \_\_\_\_\_ County, Florida (the “Property”) as more particularly described as:

See **Exhibit “A”** attached hereto and made a part hereof.

4. The Company will develop the Property as a permanent building site containing \_\_\_\_\_ [description of what will be constructed], with construction commencing or having commenced on \_\_\_\_\_ [date].

5. The Company affirms the land use of the Property will not involve phosphate, mineral, metal, or petroleum extraction, as set forth in and required by Paragraph **18-2.018(3)(e)2, Florida Administrative Code**.

**THIS AFFIDAVIT** is made pursuant to Paragraph **18-2.018(3)(e)2, Florida Administrative Code**, for the purpose of inducing Board of Trustees to release the Board of Trustees’ right of entry for purposes of exploration for phosphate, minerals, metals, and petroleum reserved by Board of Trustees in the Property. Affiant intends for Board of Trustees to rely upon these representations.

**FURTHER AFFIANT SAYETH NAUGHT.**

**“AFFIANT”**

\_\_\_\_\_  
*Signature*

\_\_\_\_\_, solely in his capacity as \_\_\_\_\_ of \_\_\_\_\_.  
*Name Title Company Name*

The foregoing instrument was sworn to (or affirmed) and subscribed before me by means of \_\_\_\_\_ physical presence or \_\_\_\_\_ online notarization, this \_\_\_\_\_ day of \_\_\_\_\_ [month], 20\_\_\_\_, by \_\_\_\_\_ who is:

\_\_\_\_\_ personally known to me, or  
\_\_\_\_\_ has produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
*Signature of Notary Public*

\_\_\_\_\_  
*Printed Name of Notary Public*

(Seal)

State of \_\_\_\_\_

My Commission No.: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_