

04-QCD02-08/01

November 20, 2007

Under the direction of

FREDRICK W LOOSE, ATTORNEY

Department of Transportation

719 South Woodland Boulevard

DeLand, Florida 32720-6834

TAX EXEMPT

F.S. 337.27

21

PARCEL NO. 802 3

SECTION 7001-275 (207)

STATE ROAD 5

COUNTY BREVARD

Please return to.

Fla. Department of Transportation

719 S Woodland Blvd

R/W Records Mgmt MS 551

DeLand, FL 32720-6834

Attn: S. Ramos
QUITCLAIM DEED

THIS QUITCLAIM DEED, Made this 4th day of January, 2008, by TOZZOLO BROTHERS CONSTRUCTION, INC., a Florida corporation, grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, grantee (wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of organizations.)

WITNESSETH. That the said grantor, for and in consideration of the sum of \$1.00 and other valuable considerations, receipt and sufficiency being hereby acknowledged, does hereby remise, release and quitclaim unto the said grantee forever, all right, title, interest, claim and demand, which said grantor has in and to the hereinafter described parcel of land arising out of that certain Notice of Commencement, between JORGE R. TABUSH and CAROLINA TABUSH and TOZZOLO BROTHERS CONSTRUCTION, INC, dated February 2nd, 2007, recorded in Official Records Book 5749, Page 5523, of the Public Records of Brevard County, Florida, together with all other right, title, interest, claim and demand, if any, which the said grantor has in and to said parcel situate in the County of Brevard, Florida, viz:

PARCEL NO. 802

SECTION NO. 7001-275(207)

THE SOUTH 15 FEET OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 4222, PAGE 1117 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS COMMENCE AT A POINT IN THE CENTERLINE OF U.S. HIGHWAY No. 1, SAID POINT BEING A POINT OF CURVATURE, STATION No. 215+54 73, AS SHOWN ON STATE ROAD DEPARTMENT RIGHT OF WAY MAP, SECTION 7001-275, AND DATED APRIL 16, 1957; THENCE N 59°43'00" E 80 00 FEET TO THE EASTERLY RIGHT OF WAY LINE OF SAID U.S. HIGHWAY No. 1 AND TO A POINT OF CURVE DEFLECTING TO THE NORTHEAST AND HAVING A RADIUS OF 2784.93 FEET, A CHORD BEARING OF N 26°35'15" W, AND A CHORD DISTANCE OF 362 51 FEET; THENCE RUN NORTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 07°27'48" A DISTANCE OF 362 77 FEET TO THE SOUTHWEST CORNER OF SAID LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 4222, PAGE 1117 AND THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL, THENCE CONTINUE NORTHERLY ALONG SAID CURVE AND ALONG THE SAID EASTERLY RIGHT OF WAY LINE THROUGH A CENTRAL ANGLE OF 00°18'49" A DISTANCE OF 15 24 FEET (CHORD BEARING = N 22°39'18" W), THENCE DEPARTING SAID EASTERLY RIGHT OF WAY LINE RUN N 57°08'20" E PARALLEL TO AND 15 FEET NORTHERLY OF (BY PERPENDICULAR MEASURE) THE SOUTH LINE OF SAID LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 4222, PAGE 1117, A DISTANCE OF 200.72 FEET TO THE ORDINARY HIGH WATER LINE OF THE INDIAN RIVER, THENCE S 41°31'16" E ALONG SAID ORDINARY HIGH WATER LINE 15 17 FEET TO THE SOUTH LINE OF SAID LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 4222, PAGE 1117; THENCE S 57°08'20" W ALONG SAID SOUTH LINE 205 71 FEET TO THE POINT OF BEGINNING. CONTAINING 3048 SQUARE FEET MORE OR LESS

This legal description prepared under the direction of.

Joel A. Seymour, P.S.M.

Kane Surveying

505 Distribution Drive

Melbourne, Florida, 32904

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TO HAVE AND TO HOLD the same together with the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said grantor, either in law or equity, to the said grantee forever.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized, the day and year first above written

ATTEST _____

TOZZOLO BROTHERS CONSTRUCTION, INC

Its _____ Secretary

Signed, sealed and delivered in the presence of Two witnesses or Corporate Seal required by Florida Law

Valerie L. Harvey
SIGNATURE LINE
PRINT/TYPE NAME VALERIE HARVEY
Steven H. Tozzolo
SIGNATURE LINE
PRINT/TYPE NAME STEVEN H. TOZZOLO

By Wayne Tozzolo
Its President/Owner

ADDRESS OF GRANTOR
805 Sebastian Blvd
Sebastian FL 33958

(Corporate Seal)

STATE OF Florida
COUNTY OF Indian River

The foregoing instrument was acknowledged before me this 4th day of Jan, 2008, by Wayne Tozzolo Pres./owner of Tozzolo Bros Const. Co., a Florida Corporation, on behalf of the Corporation, who is personally known to me, or who has produced _____ as identification

Patricia Collins
PRINT/TYPE NAME Patricia Collins
Notary Public in and for the
County and State last aforesaid
My Commission Expires 5-30-2010
Serial No , if any DD557838

NOTARY PUBLIC STATE OF FLORIDA
Patricia Collins
Commission # DD557838
Expires MAY 30, 2010
BONDED THRU ATLANTIC BONDING CO., INC.