



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Public Hearing

H.4.

12/8/2020

Subject:

Petition to Vacate, Re: Part of a 30.0 ft. wide, unopened Public Right of Way - Blocks 24 & 25 - "A Re-plat of Section 17 of Indian River Park" Plat Book 02, Page 75, Section 17 Township 20G S., Range 35 E. - Mims - Thomas Merchant - District 1

Fiscal Impact:

The petitioners are charged \$640. These fees are deposited in Fund 0002-30265 revenue account for vacating's.

Dept/Office:

Public Works Department - Surveying & Mapping

Requested Action:

It is requested that the Board of County Commissioners (BOCC) conduct a public hearing to consider the partial vacating of a 30 ft. wide, unopened public right-of-way between Blocks 24 & 25, "A Re-plat of Section 17 of Indian River Park" in Section 17, Township 20G South, Range 35 East in Mims, Florida. If approved, it is requested that the Board authorize the Chair to sign the attached Resolution approving the vacating and accept the conveyance of the four easements described below.

Summary Explanation and Background:

Florida Statutes, Section 336.09 and Brevard County Article II, Section 86-36, provide a method to the Board of County Commissioners to vacate and abandon unused rights-of-way and easements. The petitioner owns Parcel 1.01, Block 25 and is requesting the vacating of the unopened 30.00 ft. portion of right-of-way along the east line of parcel 1.01, Block 25 to allow for the existing fences to remain. Right-of-way to be vacated contains (0.47 acres) 20,625 square feet, more or less. The property is located in Mims North of Maeber Road and East of Highway US 1.

November 23, 2020, the legal notice was advertised in Florida Today informing the public of the date a public hearing would be held to consider the vacating.

All pertinent county agencies and public utility companies have been notified. At this time, no objections have been received. Additionally, the Board has wholly or partially previously vacated five rights-of-way within the limits of this plat and approximately thirty more right-of-way within a 2.5-mile radius of this petition. Further, the petitioner along with all abutting property owners have agreed to convey a replacement drainage/utility easement over all of the vacated right-of-way.

Name: Amber.Holley@brevardfl.gov Phone: Ext. 58346

Clerk to the Board Instructions:

Advertise Approved Resolution Notice and Record Vacating Resolution Documents as one resolution type document which in sequence includes the approved/signed resolution, the proof of publication of the public hearing notice and the proof of publication of the adopted resolution notice.



Kimberly Powell, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972
Kimberly.Powell@brevardclerk.us

January 7, 2021

Thomas Merchant
3665 Wood Duck Dr.
Mims, FL 32754

Dear Sir:

Re: Resolution Vacating a Part of a 30 Foot Wide Unopened Public Right-of-Way between Blocks 24 and 25, "A Re-Plat of Section 17 of Indian River Park", Section 17, Township 20G South, Range 35 East, Mims

The Board of County Commissioners, in regular session on December 8, 2020, adopted Resolution No. 20-158, vacating a part of a 30 foot wide unopened public right-of-way between blocks 24 and 25, "A Re-Plat of Section 17 of Indian River Park", Section 17, Township 20G South, Range 35 East, Mims, as petitioned by you. Said Resolution has been recorded in ORBK 8959, Pages 769 through 789. Enclosed is a certified copy of the recorded Resolution.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

Kimberly Powell, Clerk to the Board

/sm

Encl. (1)

cc: Amber Holley, Public Works



Kimberly Powell, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972
Kimberly.Powell@brevardclerk.us

January 7, 2021

M E M O R A N D U M

TO: Marc Bernath, Public Works Director Attn: Amber Holley

RE: Advertising Bills for Resolution Vacating a Part of a 30 Foot Wide Unopened Public Right-of-Way between Blocks 24 and 25, "A Re-Plat of Section 17 of Indian River Park", Section 17, Township 20G South, Range 35 East, Mims

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 20-158, vacating a part of a 30 foot wide unopened public right-of-way between blocks 24 and 25, "A Re-Plat of Section 17 of Indian River Park", Section 17, Township 20G South, Range 35 East, Mims, as petitioned by Thomas Merchant. Said Resolution was adopted by the Board of County Commissioners, in regular session on December 8, 2020.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

Kimberly Powell, Clerk to the Board

/sm

Encls. (2)

Partial Vacating of a 30.0 ft. wide unopened Public Right-of-Way between Blocks 24 & 25, "A Re-Plat of Section 17 of Indian River Park", Section 17, Township 20G South, Range 35 East, Mims, Florida

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **THOMAS MERCHANT** with the Board of County Commissioners to partially vacate a 30.0 ft. wide, unopened public right-of-way in Mims, Brevard County, Florida, described as follows:

SEE ATTACHED BOUNDARY SURVEY

WHEREAS, the vacating action will in no way affect any private easements which may also be present in the existing public easement(s) or public right-of-way, nor does this action guarantee or transfer title.

WHEREAS, notice of the public hearing before the Board of County Commissioners was published one time in the TODAY Newspaper, a newspaper of general circulation in Brevard County, Florida, prior to the public hearing; and

WHEREAS, the Board finds that the partial vacating of the public right-of-way will not be detrimental to Brevard County or the public.

THEREFORE BE IT RESOLVED that said public right-of-way is hereby vacated; and Brevard County renounces and disclaims any rights in and to said right-of-way. Pursuant to Section 177.101(5), Florida Statutes, the vacating shall not become effective until a certified copy of this resolution is filed in the offices of the Clerk of Courts and recorded in the Public Records of Brevard County.

DONE, ORDERED AND ADOPTED, in regular session, this 08th day of December, 2020 A.D.

CFN 2020286670, OR BK 8959 PAGE 769,
Recorded 12/22/2020 at 08:33 AM, Scott Ellis, Clerk of
Courts, Brevard County
Pgs:5

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA

ATTEST:



SCOTT ELLIS, CLERK



Rita Pritchett, Chair

As approved by the Board on:
December 08, 2020

SHEET 1 OF 2 NOT VALID
WITHOUT THE SKETCH
ON SHEET 2

BOUNDARY SURVEY

SURVEY TO VACATE R/W
SECTION 17, T.20G., R.35E.
PETITIONER'S PARCEL ID NO.
20G-35-17-AL-25--1.01

PREPARED FOR:
THOMAS MERCHANT

LEGAL DESCRIPTION: (30.00' ROAD R/W TO BE VACATED)

THE 30.00 FOOT WIDE ROAD RIGHT OF WAY LYING WEST OF BLOCK 24 AND EAST OF BLOCK 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING BOUNDED ON THE NORTH BY THE NORTH LINE OF SAID BLOCK 24 PROJECTED WEST AND THE NORTH LINE OF BLOCK 25 PROJECTED EAST, BEING THE SOUTH LINE OF AN UN-OPEN 40 FOOT ROAD RIGHT OF WAY AND BEING BOUNDED ON THE SOUTH BY THE NORTH END OF THE 30 FOOT ROAD RIGHT OF WAY VACATED PER RESOLUTION 2017-144, RECORDED IN OFFICIAL RECORDS BOOK 7972, PAGE 540, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.

CONTAINING 0.4735 ACRES OR 20,625 SQUARE FEET MORE OR LESS

THE FOREGOING PLAT IS HEREBY CERTIFIED AS BEING A CORRECT REPRESENTATION OF THE LAND SURVEYED AND MEETS OR EXCEEDS THE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTE 472.027.



06/28/2019

JOHN T. HOLLEY, P.S.M. # 5050
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
AND THE RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.")

SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2

HOLLEY & ASSOCIATES INC.
REGISTERED LAND SURVEYORS L.B#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
321-267-6113

BOUNDARY SURVEY

**SURVEY TO VACATE R/W
SECTION 17, T.20G., R.35E.
PETITIONER'S PARCEL ID NO.
20G-35-17-AL-25--1.01**

**PREPARED FOR:
THOMAS MERCHANT**

**SHEET 2 OF 2 NOT VALID
WITHOUT THE LEGAL
DESCRIPTION ON SHEET 1**



TRACT 1, BLOCK 25

THOMAS MERCHANT
TAX PARCEL 1.01
O.R.B. 7975, PG. 454

SCALE: 1" = 100'



TRACT 19, BLOCK 25

PAMELA CHILDERS
TAX PARCEL 19
O.R.B. 8352, PG.1424

R/W VACATED PER RESOLUTION
2017-144 O.R.B. 7972, PG. 540

TRACT 5, BLOCK 24

LEGEND:

E = EAST
FNC. = FENCE
FD = FOUND
I.R. = IRON ROD
ID = IDENTIFYING NAME / #
L.B. = LICENSED BUSINESS
L.S. = LICENSED SURVEYOR
MEAS. = MEASURED
N = NORTH
N.T.S. = NOT TO SCALE
O.R.B. = OFFICIAL RECORDS BOOK
PG. = PAGE
R/W = RIGHT OF WAY
S = SOUTH
W = WEST

NOTES:

1. ALL IRON RODS SET ARE 18" #4 (1/2") REBAR WITH CAP MARKED HOLLEY & ASSOC. LB.4595.
2. NO UNDERGROUND INSTALLATIONS OR IMPROVEMENTS HAVE BEEN LOCATED EXCEPT AS NOTED.
3. DATE SHOWN IS DATE OF FIELD SURVEY, UNLESS OTHERWISE STATED.
4. BEARINGS & DISTANCES MEASURED ARE THE SAME AS PLAT OR DEED CALL UNLESS OTHERWISE SHOWN.
5. BEARINGS BASED ON ASSUMED DATUM, THE EAST LINE OF BLOCK 25 BEING N. 17°06'00" W.
6. THE ACCURACY OF FIELD MEASUREMENTS FOR THIS SURVEY MEETS OR EXCEEDS 1 FT. IN 7,500 FT.

THE FOREGOING PLAT IS HEREBY CERTIFIED AS
BEING A CORRECT REPRESENTATION OF THE
LAND SURVEYED AND MEETS OR EXCEEDS THE
MINIMUM STANDARDS ESTABLISHED
PURSUANT TO FLORIDA STATUTE 472.027.

06/28/2019

JOHN T. HOLLEY, P.S.M. # 5050
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
AND THE RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.")

HOLLEY & ASSOCIATES INC.
REGISTERED LAND SURVEYORS L.B.#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
321-267-6113

**SHEET 2 OF 2 NOT VALID
WITHOUT SHEET 1**



Amber Holley
BREVARD CTY PUBLIC WORKS DEPT
2725 JUDGE FRAN JAMIESON WAY
BLDG A 220
VIERA, FL 32940

STATE OF WISCONSIN COUNTY OF BROWN

Before the undersigned authority personally appeared Joe Heynen who on oath says that he or she is a Legal Advertising Representative of the **FLORIDA TODAY**, a daily newspaper published in Brevard County, Florida that the attached copy of advertisement, being a Legal Ad in the matter of

Legal Notices

as published in **FLORIDA TODAY** in the issue(s) of:

11/23/2020

Affiant further says that the said **FLORIDA TODAY** is a newspaper in said Brevard County, Florida and that the said newspaper has heretofore been continuously published in said Brevard County, Florida each day and has been entered as periodicals matter at the post office in **MELBOURNE** in said Brevard County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has never paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and Subscribed before me this 23RD of NOVEMBER 2020, by Joe Heynen who is personally known to me

[Signature]

Affiant

[Signature: Vicky Felty]
9-19-21

Notary State of Wisconsin County of Brown

My commission expires

Ad#4470644 11/23/2020
LEGAL NOTICE
NOTICE FOR THE PARTIAL VACATING OF
A 30.0 FT. WIDE RIGHT-OF-WAY, PLAT
OF "SECTION 17, INDIAN RIVER PARK" IN
SECTION 17, TOWNSHIP 20G SOUTH,
RANGE 35 EAST, MIMS, FL

NOTICE IS HEREBY GIVEN that pursuant
to Chapter 336.09, Florida Statutes, and
Chapter 86, Article II, Section 86-36, Bre-
vard County Code, a petition has been
filed by THOMAS MERCHANT with the
Board of County Commissioners of Bre-
vard County, Florida, to request vacating
the following described property, to wit:

THE 30.00 FOOT WIDE ROAD RIGHT OF
WAY LYING WEST OF BLOCK 24 AND
EAST OF BLOCK 25, REPLAT OF SECTION
17, INDIAN RIVER PARK, AS RECORDED
IN PLAT BOOK 2, PAGE 75, PUBLIC RE-
CORDS OF BREVARD COUNTY, FLORIDA,
BEING BOUNDED ON THE NORTH BY THE
NORTH LINE OF SAID BLOCK 24 PRO-
JECTED WEST AND THE NORTH LINE OF
BLOCK 25 PROJECTED EAST, BEING THE
SOUTH LINE OF AN UN-OPEN 40 FOOT
ROAD RIGHT OF WAY AND BEING
BOUNDED ON THE SOUTH BY THE
NORTH END OF THE 30 FOOT ROAD
RIGHT OF WAY VACATED PER RESOLU-
TION 2017-14A, RECORDED IN OFFICIAL
RECORDS BOOK 7972, PAGE 540, PUBLIC
RECORDS OF BREVARD COUNTY,
FLORIDA CONTAINING 0.4735 ACRES OR
20,625 SQUARE FEET MORE OR LESS,
PREPARED BY: JOHN T. HOLLEY, PSM.

The Board of County Commissioners will
hold a public hearing to determine the
advisability of such vacating of the
above-described right-of-way at 5:00
P.M. on December 08, 2020 at the Bre-
vard County Government Center Board
Room, Building C, 2725 Judge Fran Ja-
mieson Way, Viera, Florida, at which
time and place all those for or against
the same may be heard before final ac-
tion is taken.

Pursuant to Section 286.0105, Florida
Statutes, if a person desires to appeal
any decision made by the board, agency,
or commission with respect to the
vacating, he or she will need a record of
the proceedings, and that, for such pur-
pose, he or she may need to ensure that
a verbatim record of the proceedings is
made, which record includes the testi-
mony and evidence upon which the ap-
peal is based.

Persons seeking to preserve a verbatim
transcript of the record must make those
arrangements at their own expense.

The needs of hearing or visually im-
paired persons shall be met if the de-
partment sponsoring the
meetinghearing is contacted at least 48
hours prior to the public
meetinghearing by any person wishing
assistance.





Amber Holley
BREVARD CTY PUBLIC WORKS DEPT
2725 JUDGE FRAN JAMIESON WAY
BLDG A 220
VIERA, FL 32940

STATE OF WISCONSIN COUNTY OF BROWN

Before the undersigned authority personally appeared Joe Heynen who on oath says that he or she is a Legal Advertising Representative of the FLORIDA TODAY, a daily newspaper published in Brevard County, Florida that the attached copy of advertisement, being a Legal Ad in the matter of

Legal Notices

as published in FLORIDA TODAY in the issue(s) of:

12/16/2020

Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida and that the said newspaper has heretofore been continuously published in said Brevard County, Florida each day and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has never paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and Subscribed before me this 16th of December 2020, by Joe Heynen who is personally known to me

Affiant

Notary State of Wisconsin County of Brown

My commission expires

Publication Cost \$188.68
Ad No: 0004509705
Customer No: BRE-6BR327

AD#4509705 12/16/2020
LEGAL NOTICE

RESOLUTION VACATING A PORTION OF A PUBLIC RIGHT-OF-WAY BETWEEN BLOCKS 24 & 25, "A RE-PLAT OF SECTION 17 OF INDIAN RIVER PARK", SECTION 17, TOWNSHIP 20G SOUTH, RANGE 35 EAST, MIMS - THOMAS MERCHANT

TO WHOM IT MAY CONCERN:
NOTICE IS HEREBY GIVEN that on the 8th day of December, 2020, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a portion of a public right-of-way between Blocks 24 & 25, "a re-plat of Section 17 of Indian River Park", Section 17, Township 20G South, Range 35 East, Mims, as petitioned by Thomas Merchant.

LEGAL DESCRIPTION:

(30.00' ROAD R/W TO BE VACATED) THE 30.00 FOOT WIDE ROAD RIGHT OF WAY LYING WEST OF BLOCK 24 AND EAST OF BLOCK 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING BOUNDED ON THE NORTH BY THE NORTH LINE OF SAID BLOCK 24 PROJECTED WEST AND THE NORTH LINE OF BLOCK 25 PROJECTED EAST, BEING THE SOUTH LINE OF AN UN-OPEN 40 FOOT ROAD RIGHT OF WAY AND BEING BOUNDED ON THE SOUTH BY THE NORTH END OF THE 30 FOOT ROAD RIGHT OF WAY VACATED PER RESOLUTION 2017-144, RECORDED IN OFFICIAL RECORDS BOOK 7972, PAGE 540, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, CONTAINING 0.4735 ACRES OR 20,625 SQUARE FEET MORE OR LESS. PREPARED BY: JOHN T. HOLLEY, PSM.

The Board further renounced and disclaimed any right of the County in and to said public right-of-way.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA
SCOTT ELLIS, CLERK
BY: Kimberly Powell, Clerk to the Board

NANCY HEYRMAN
Notary Public
State of Wisconsin

Prepared by/Return to:

Brevard County Public Works Dept., Land Acquisition Section (321-690-6847)

2725 Judge Fran Jamieson Way, A-204, Viera, Florida 32940

A portion of Interest in Tax Parcel I.D.: 20G-35-17-AL-25-1.01

PUBLIC UTILITY AND DRAINAGE EASEMENT

THIS INDENTURE, made this 15 day of October, A.D. 2019, between Thomas Merchant, as the first party, Grantor, and BREVARD COUNTY, FLORIDA, a political subdivision of the State of Florida, 2725 Judge Fran Jamieson Way, Viera, Florida 32940, as the second party, Grantee, for the use and benefit of BREVARD COUNTY, Florida.

WITNESSETH: That the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is hereby acknowledged, hereby grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the purposes of public utilities and drainage, including the right of ingress and egress onto the easement area as may be necessary for the full use and enjoyment by Grantee of its easement, and other allied uses which shall be strictly construed so as not to enlarge the use, scope, or purpose of the easement.

The land affected by the granting of the easements is located in Section 17, Township 20G, Range 35 East, County of Brevard, State of Florida, and being more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO (LEGAL DESCRIPTION)

TO HAVE AND TO HOLD said easement unto the County of Brevard and to its successors and/or assigns.

The first party does hereby covenant with the second party that it is lawfully seized and possessed of the lands above described and that it has a good and lawful right to convey it or any part thereof.

(Signatures and Notary on next page)

CFN 2020286671, OR BK 8959 PAGE 774.
Recorded 12/22/2020 at 08:33 AM, Scott Ellis, Clerk of
Courts, Brevard County
Pgs:4

IN WITNESS WHEREOF, the first party having set their hand and seal this,
the day and year first above written,

Signed, sealed, and delivered in the presence of:



Witness



(Print Name)



Witness



(Print Name)

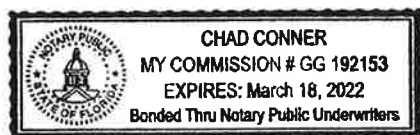


Thomas Merchant

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 4 day of
MARCH, 2019, by Thomas Merchant, who is/is not personally known to me
or who has produced DRIVERS LICENSE as identification and who
did/did not take an oath.

WITNESS my hand and official seal at Melbourne, Florida, the County of
Brevard, State of Florida, this 4 day of MARCH, 2019.



Notary Public


Print Name Chad Conner

Commission No. GG192153

Commission Expires 3-18-22

Agenda Item # H.4.

Board Meeting Date 12/8/2020

LEGAL DESCRIPTION

SECTION 17, T.20G., R.35E.
PROJECT PARCEL NUMBER 1.01
OWNER NAME: THOMAS MERCHANT
TAX ID # 20G-35-17-AL-25--1.01

LEGAL DESCRIPTION: (FOR EASEMENT)

PART OF THE WESTERLY 1/2 OF THE 30.00 FOOT ROAD RIGHT OF WAY LYING BETWEEN BLOCKS 24 AND 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LYING EAST OF THE LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7975, PAGE 454, OF SAID PUBLIC RECORDS, BEING DESCRIBED AS FOLLOWS;

BEGIN AT THE SOUTHEAST CORNER OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7975, PAGE 454 ALSO BEING THE SOUTHEAST CORNER OF TRACT 1 OF SAID BLOCK 25; THENCE N. 17°06'00" W ALONG THE EAST LINE OF SAID TRACT 1, 639.96 FEET TO THE NORTHEAST CORNER OF SAID TRACT 1, ALSO BEING THE NORTHEAST CORNER OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7975, PAGE 454; THENCE N.76°27'40" E. ON A EASTERLY PROJECTION OF THE NORTH BOUNDARY OF SAID LAND AND TRACT 1, 15.03 FEET TO THE CENTER LINE OF SAID 30 FOOT ROAD RIGHT OF WAY; THENCE S. 17°06'00" E. ALONG SAID CENTER LINE, 639.97 FEET TO AN EASTERLY PROJECTION OF THE SOUTH BOUNDARY OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7975, PAGE 454 AND THE SOUTH LINE OF SAID TRACT 1; THENCE S. 76°30'57" W. ALONG SAID LINE, 15.03 FEET TO THE POINT OF BEGINNING.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

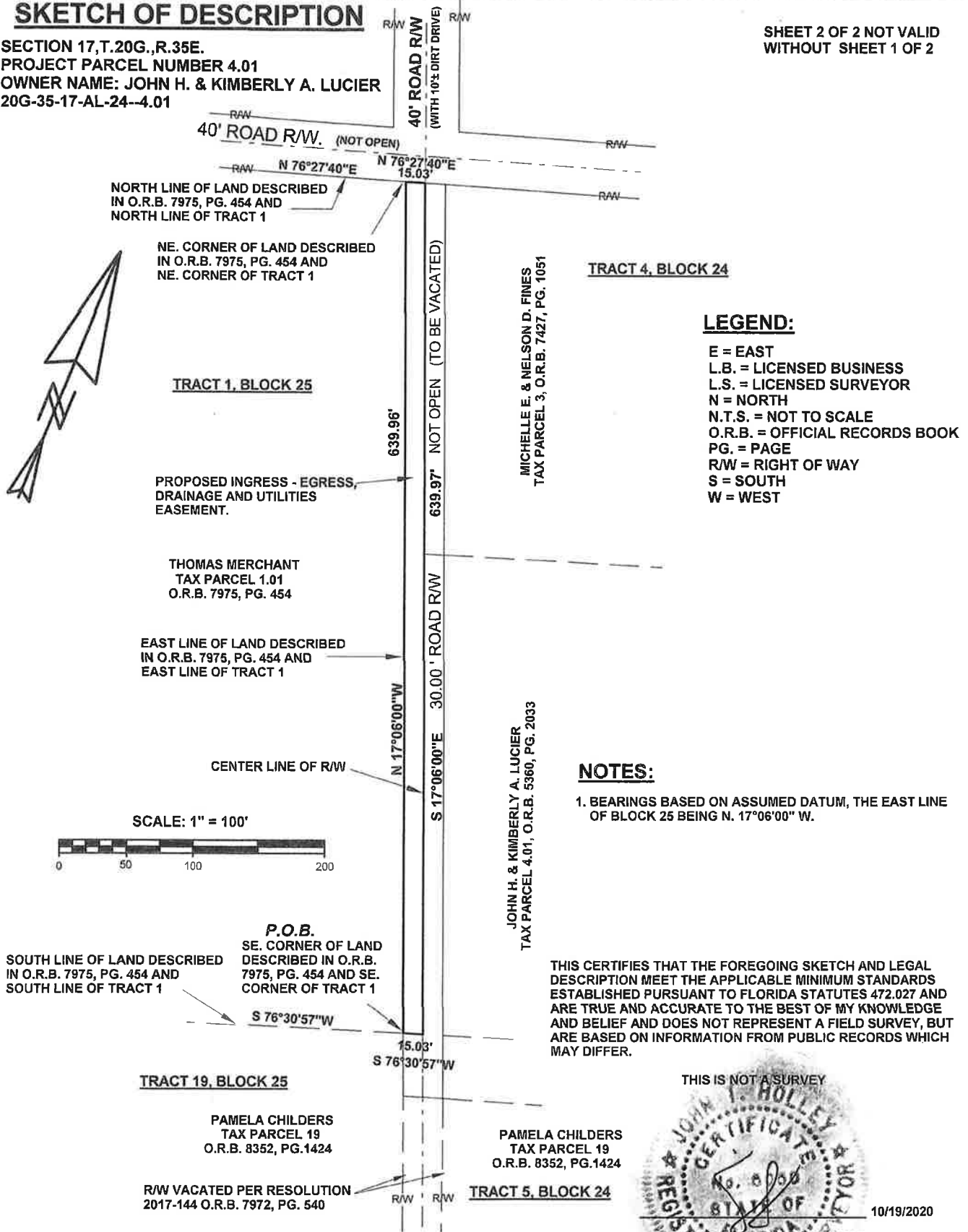
THIS IS NOT A SURVEY


10/19/2020
JOHN T. HOLLEY, P.S.M. #5050
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
AND THE RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.")

SKETCH OF DESCRIPTION

SECTION 17, T.20G., R.35E.
PROJECT PARCEL NUMBER 4.01
OWNER NAME: JOHN H. & KIMBERLY A. LUCIER
20G-35-17-AL-24-4.01

SHEET 2 OF 2 NOT VALID
WITHOUT SHEET 1 OF 2

**LEGEND:**

E = EAST
L.B. = LICENSED BUSINESS
L.S. = LICENSED SURVEYOR
N = NORTH
N.T.S. = NOT TO SCALE
O.R.B. = OFFICIAL RECORDS BOOK
PG. = PAGE
R/W = RIGHT OF WAY
S = SOUTH
W = WEST

NOTES:

1. BEARINGS BASED ON ASSUMED DATUM, THE EAST LINE OF BLOCK 25 BEING N. 17°06'00" W.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY



10/19/2020

JOHN T. HOLLEY, P.S.M. # 5050
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND THE RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.")

HOLLEY & ASSOCIATES INC.

REGISTERED LAND SURVEYORS L.B.#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
321-267-6113

SHEET 2 OF 2 NOT VALID
WITHOUT SHEET 1 OF 2

Prepared by/Return to:

Brevard County Public Works Dept., Land Acquisition Section (321-690-6847)

2725 Judge Fran Jamieson Way, A-204, Viera, Florida 32940

A portion of Interest in Tax Parcel I.D.: 20G-35-17-AL-25-19

PUBLIC UTILITY AND DRAINAGE EASEMENT

THIS INDENTURE, made this 12 day of June, A.D. 2020, between Pamela S. Childers, as the first party, Grantor, and Brevard County, Florida, a political subdivision of the State of Florida, 2725 Judge Fran Jamieson Way, Viera, Florida 32940, as the second party, Grantee, for the use and benefit of BREVARD COUNTY, Florida.

WITNESSETH: That the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is hereby acknowledged, hereby grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the purposes of public utilities and drainage, including the right of ingress and egress onto the easement area as may be necessary for the full use and enjoyment by Grantee of its easement, and other allied uses which shall be strictly construed so as not to enlarge the use, scope, or purpose of the easement.

The land affected by the granting of the easements is located in Section 17, Township 20G, Range 35 East, County of Brevard, State of Florida, and being more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO (LEGAL DESCRIPTION)

TO HAVE AND TO HOLD said easement unto the County of Brevard and to its successors and/or assigns.

The first party does hereby covenant with the second party that it is lawfully seized and possessed of the lands above described and that it has a good and lawful right to convey it or any part thereof.

(Signatures and Notary on next page)

IN WITNESS WHEREOF, the first party having set their hand and seal this,
the day and year first above written,

Signed, sealed, and delivered in the presence of:

Witness

BRUCE TAYLOR

(Print Name)

Witness

TEX LOADHOFZ

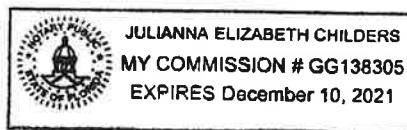
(Print Name)

Pamela S. Childers

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 12 day of
June, 2020, by **Pamela S. Childers**, who is/is not personally known to me
or who has produced _____ as identification and who
did/did not take an oath.

WITNESS my hand and official seal at Melbourne, Florida, the County of
Brevard, State of Florida, this 12 day of June, 2020.



Notary Public Julianna E. Childers

Print Name JULIANNA E. CHILDERS

Commission No. GG138305

Commission Expires 12/10/21

Agenda Item # A.4.

Board Meeting Date 12/8/2020

LEGAL DESCRIPTION

SECTION 17, T.20 G., R.35E.
PROJECT PARCEL NUMBER: 19
OWNER NAME: PAMELA CHILDERS
TAX ID # 20G-35-17-AL-25-1.01

LEGAL DESCRIPTION: (FOR EASEMENT)

PART OF THE WESTERLY 1/2 OF THE 30 FOOT ROAD RIGHT OF WAY LYING BETWEEN BLOCKS 24 AND 25, REPLAT OF SECTION 17 INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LYING EAST OF THE LAND DESCRIBED IN OFFICIAL RECORDS BOOK 8352, PAGE 1424 OF SAID PUBLIC RECORDS, BEING DESCRIBED AS FOLLOWS;

BEGIN AT THE NORTHEAST CORNER OF TRACT 19, BLOCK 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; THENCE N. 76°30'57" E. ALONG A EASTERLY PROJECTION OF THE NORTH LINE OF SAID TRACT 19, 15.03 FEET TO THE CENTER LINE OF A 30 FOOT ROAD RIGHT OF WAY; THENCE S. 17°06'00" E. ALONG SAID CENTER LINE 47.46 FEET TO THE NORTH LINE OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 8352, PAGE 1424 OF SAID PUBLIC RECORDS; THENCE S. 76°30'57" W. ALONG SAID NORTH LINE, 15.03 FEET TO THE EAST LINE OF SAID TRACT 19; THENCE N. 17°06'00" W. ALONG SAID EAST LINE, 47.46 FEET TO THE POINT OF BEGINNING.

NOTES:

1. BEARINGS ARE FROM ASSUMED DATUM, THE EAST LINE OF BLOCK 25 BEING N.17°06'00" W.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY



09/30/20

JOHN T. HOLLEY P.S.M. #5050

("NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER")

HOLLEY & ASSOCIATES INC.

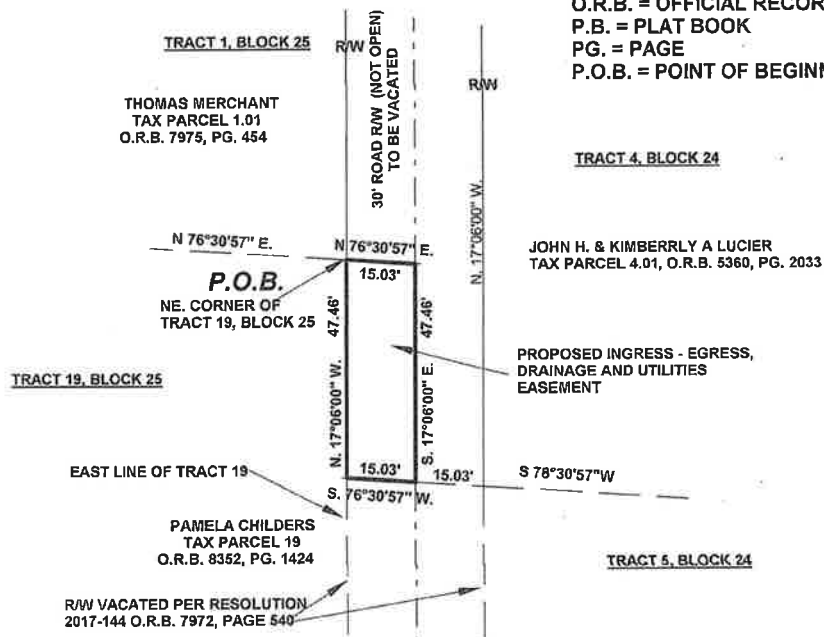
REGISTERED LAND SURVEYORS L.B#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL.
P.O. BOX 1975, 32781
321-267-6113

SKETCH OF DESCRIPTION:

SECTION 17, T.20 G., R.35E.
PROJECT PARCEL NUMBER: 19
OWNER NAME: PAMELA CHILDERS
TAX ID # 20G-35-17-AL-25-1.01

LEGEND:

N = NORTH
S = SOUTH
E = EAST
W = WEST
T. = TOWNSHIP
R. = RANGE
R/W = RIGHT OF WAY
O.R.B. = OFFICIAL RECORDS BOOK
P.B. = PLAT BOOK
PG. = PAGE
P.O.B. = POINT OF BEGINNING



THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY



JOHN T. HOLLEY, P.S.M. # 0050
09/30/20
("NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER")

Prepared by/Return to:

Brevard County Public Works Dept., Land Acquisition Section (321-690-6847)

2725 Judge Fran Jamieson Way, A-204, Viera, Florida 32940

A portion of Interest in Tax Parcel I.D.: 20G-35-17-AL-24-3

PUBLIC UTILITY AND DRAINAGE EASEMENT

THIS INDENTURE, made this 22 day of October, A.D. 2019, between Nelson D. Fines and Michelle E. Fines, Husband and Wife, as the first party, Grantor, and BREVARD COUNTY, FLORIDA, a political subdivision of the State of Florida, 2725 Judge Fran Jamieson Way, Viera, Florida 32940, as the second party, Grantee, for the use and benefit of BREVARD COUNTY, Florida.

WITNESSETH: That the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is hereby acknowledged, hereby grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the purposes of public utilities and drainage, including the right of ingress and egress onto the easement area as may be necessary for the full use and enjoyment by Grantee of its easement, and other allied uses which shall be strictly construed so as not to enlarge the use, scope, or purpose of the easement.

The land affected by the granting of the easements is located in Section 17, Township 20G, Range 35 East, County of Brevard, State of Florida, and being more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO (LEGAL DESCRIPTION)

TO HAVE AND TO HOLD said easement unto the County of Brevard and to its successors and/or assigns.

The first party does hereby covenant with the second party that it is lawfully seized and possessed of the lands above described and that it has a good and lawful right to convey it or any part thereof.

(Signatures and Notary on next page)

IN WITNESS WHEREOF, the first party having set their hand and seal this,
the day and year first above written,

Signed, sealed, and delivered in the presence of:

Joshua Fines

Witness

Joshua Fines

(Print Name)

GA

Witness

Ethan Fines

(Print Name)

Nelson D. Fines

Nelson D. Fines

Michelle E. Fines

Michelle E. Fines

STATE OF FLORIDA

COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 22 day of
October, 2019, by Nelson D. Fines and Michelle E. Fines, who is/is not
personally known to me or who has produced n/a as
identification and who did/did not take an oath.

WITNESS my hand and official seal at Melbourne, Florida, the County of
Brevard, State of Florida, this 22 day of October, 2019.



Notary Public

Print Name Hannah Beatty

Commission No. GG079748

Commission Expires March 6, 2021

Agenda Item # H.4.

Board Meeting Date 12/8/2020

SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2 OF 2

LEGAL DESCRIPTION

SECTION 17, T.20G., R.35E.
PROJECT PARCEL NUMBER 3
OWNER NAME: MICHELLE E. FINES
& NELSON D. FINES
TAX ID # 20G-35-17-AL-24--3


LEGAL DESCRIPTION: (FOR EASEMENT)

PART OF THE EASTERLY 1/2 OF THE 30.00 FOOT ROAD RIGHT OF WAY LYING BETWEEN BLOCKS 24 AND 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LYING WEST OF THE LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7427, PAGE 1051 OF SAID PUBLIC RECORDS, BEING DESCRIBED AS FOLLOWS;

BEGIN AT THE SOUTHWEST CORNER OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7427, PAGE 1051; THENCE S. 76°31'17" W ON A WESTERLY PROJECTION OF THE SOUTH BOUNDARY OF SAID LAND, 15.03 FEET TO THE CENTER LINE OF SAID 30 FOOT ROAD RIGHT OF WAY; THENCE N. 17°06'00" W. ALONG SAID CENTER LINE, 279.55 FEET TO A WESTERLY PROJECTION OF THE NORTH BOUNDARY OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7427, PAGE 1051 ALSO BEING THE SOUTH LINE OF A 40.00 FOOT RIGHT OF WAY; THENCE N. 76°27'40" E. ALONG SAID LINE, 15.03 FEET TO THE NORTHWEST CORNER OF SAID LAND; THENCE S. 17°06'00" E. ALONG THE WEST BOUNDARY OF SAID LAND, 279.57 FEET TO THE POINT OF BEGINNING.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY


JOHN T. HOLLEY, P.S.M. #60502
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
AND THE RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.")

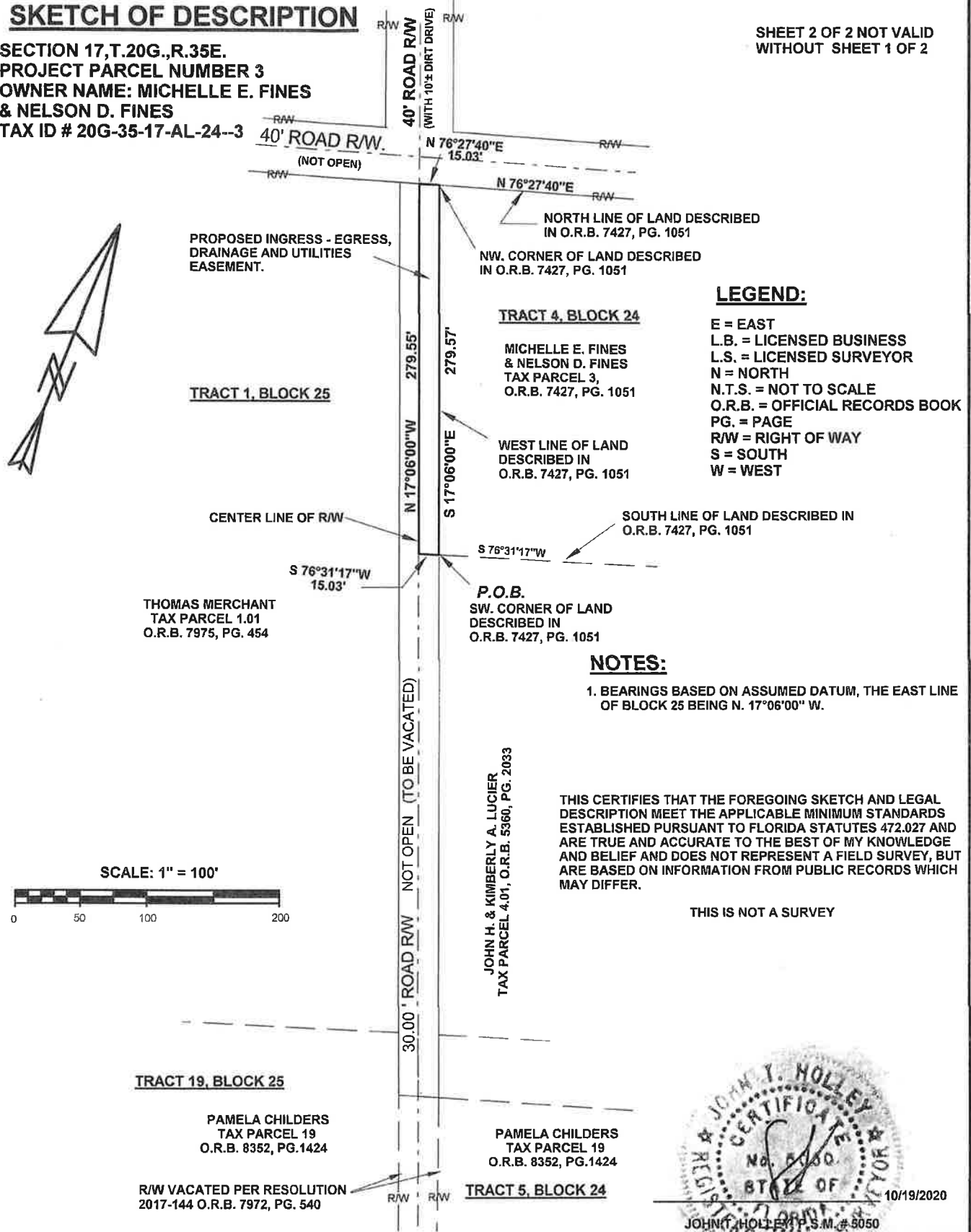
SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2 OF 2

HOLLEY & ASSOCIATES INC.
REGISTERED LAND SURVEYORS L.B.#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
321-267-6113

SKETCH OF DESCRIPTION

SECTION 17, T.20G., R.35E.
 PROJECT PARCEL NUMBER 3
 OWNER NAME: MICHELLE E. FINES
 & NELSON D. FINES
 TAX ID # 20G-35-17-AL-24--3

SHEET 2 OF 2 NOT VALID
 WITHOUT SHEET 1 OF 2



HOLLEY & ASSOCIATES INC.
 REGISTERED LAND SURVEYORS L.B.#4595
 1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
 321-267-6113

SHEET 2 OF 2 NOT VALID
 WITHOUT SHEET 1 OF 2

Prepared by/Return to:

Brevard County Public Works Dept., Land Acquisition Section (321-690-6847)

2725 Judge Fran Jamieson Way, A-204, Viera, Florida 32940

A portion of Interest in Tax Parcel I.D.: 20G-35-17-AL-24-4.01

PUBLIC UTILITY AND DRAINAGE EASEMENT

THIS INDENTURE, made this 21 day of October, A.D. 2019, between John H. Lucier and Kimberly A. Lucier, Husband and Wife, as the first party, Grantor, and BREVARD COUNTY, FLORIDA, a political subdivision of the State of Florida, 2725 Judge Fran Jamieson Way, Viera, Florida 32940, as the second party, Grantee, for the use and benefit of BREVARD COUNTY, Florida.

WITNESSETH: That the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is hereby acknowledged, hereby grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the purposes of public utilities and drainage, including the right of ingress and egress onto the easement area as may be necessary for the full use and enjoyment by Grantee of its easement, and other allied uses which shall be strictly construed so as not to enlarge the use, scope, or purpose of the easement.

The land affected by the granting of the easements is located in Section 17, Township 20G, Range 35 East, County of Brevard, State of Florida, and being more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO (LEGAL DESCRIPTION)

TO HAVE AND TO HOLD said easement unto the County of Brevard and to its successors and/or assigns.

The first party does hereby covenant with the second party that it is lawfully seized and possessed of the lands above described and that it has a good and lawful right to convey it or any part thereof.

(Signatures and Notary on next page)

IN WITNESS WHEREOF, the first party having set their hand and seal this,
the day and year first above written,

Signed, sealed, and delivered in the presence of:

Carolyn Moore
Witness

CHARLYNE MOORE
(Print Name)

Charlene Harper
Witness

Charlene Harper
(Print Name)

John H. Lucier
John H. Lucier

Kimberly A. Lucier
Kimberly A. Lucier

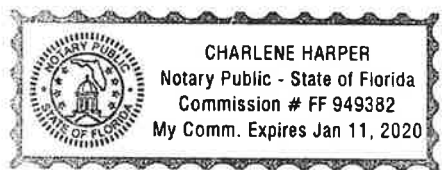
STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 21 day of
October, 2019, by John H. Lucier and Kimberly A. Lucier, who is/is not
personally known to me or who has produced FLDvier License as
identification and who did/did not take an oath.

WITNESS my hand and official seal at Melbourne, Florida, the County of
Brevard, State of Florida, this 21 day of October, 2019.

Notary Public Charlene Harper
Print Name Charlene Harper
Commission No. FF 949382
Commission Expires Jan 11, 2020

Agenda Item # A.4-
Board Meeting Date 12/08/2020



SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2 OF 2**LEGAL DESCRIPTION**

SECTION 17, T.20G., R.35E.
PROJECT PARCEL NUMBER 4.01
OWNER NAME: JOHN H. & KIMBERLY A. LUCIER
20G-35-17-AL-24--4.01

LEGAL DESCRIPTION: (FOR EASEMENT)

PART OF THE EASTERLY 1/2 OF THE 30.00 FOOT ROAD RIGHT OF WAY LYING BETWEEN BLOCKS 24 AND 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LYING WEST OF THE LAND DESCRIBED IN OFFICIAL RECORDS BOOK 5360, PAGE 2033 OF SAID PUBLIC RECORDS, BEING DESCRIBED AS FOLLOWS;

BEGIN AT THE SOUTHWEST CORNER OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 5360, PAGE 2033; THENCE S. 76°30'57" W ON A WESTERLY PROJECTION OF THE SOUTH BOUNDARY OF SAID LAND, 15.03 FEET TO THE CENTER LINE OF SAID 30 FOOT ROAD RIGHT OF WAY; THENCE N. 17°06'00" W. ALONG SAID CENTER LINE, 407.73 FEET TO A WESTERLY PROJECTION OF THE NORTH BOUNDARY OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 5360, PAGE 2033; THENCE N. 76°31'17" E. ALONG SAID LINE 15.03 FEET TO THE NORTHWEST CORNER OF SAID LAND; THENCE S. 17°06'00" E. ALONG THE WEST BOUNDARY OF SAID LAND, 407.73 FEET TO THE POINT OF BEGINNING.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY
CERTIFICATE
No. 1000
STATE OF FLORIDA
10/19/2020
JOHN T. HOLLEY, P.S.M. #5050
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
AND THE RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.")

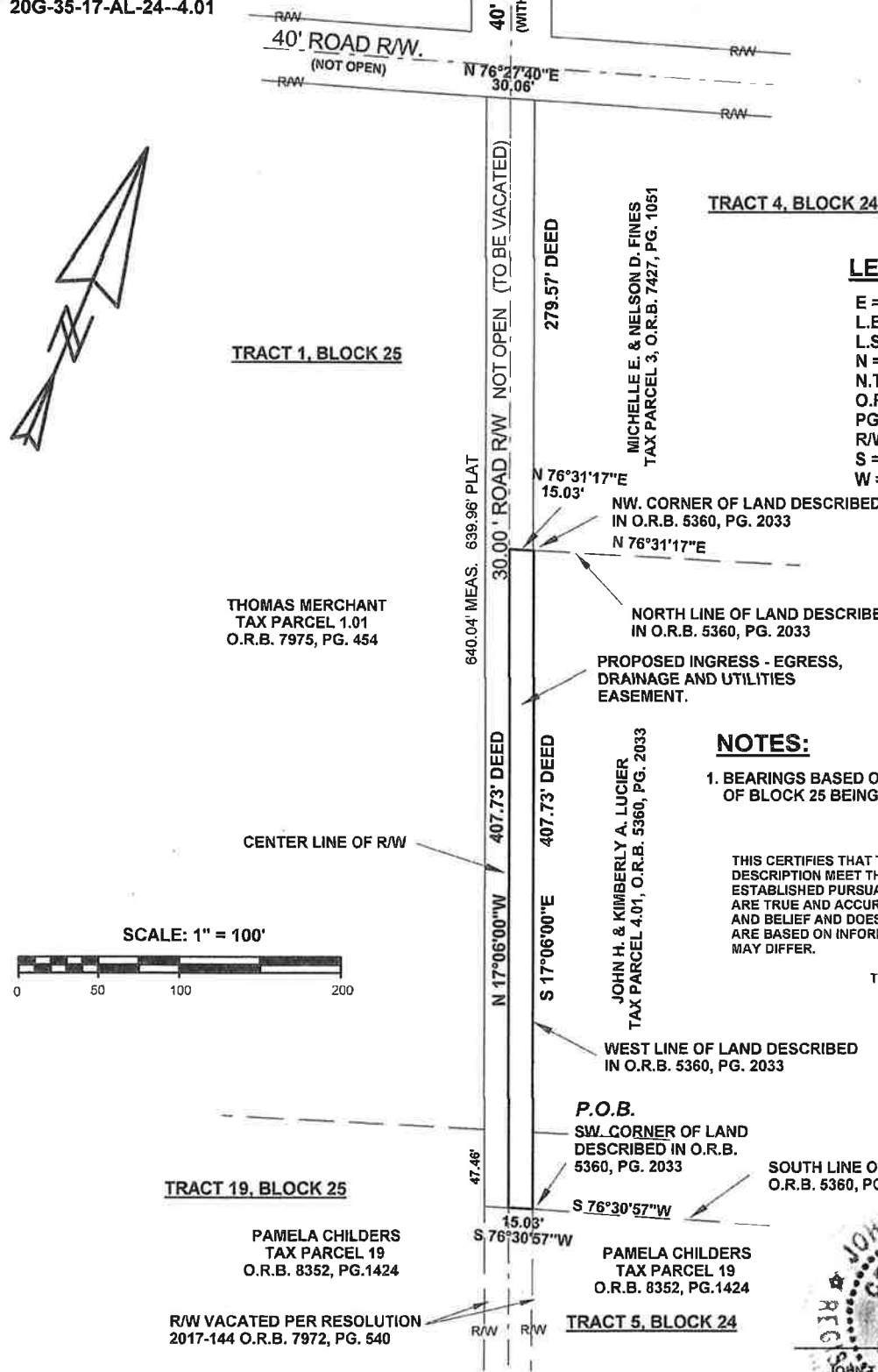
SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2 OF 2

HOLLEY & ASSOCIATES INC.
REGISTERED LAND SURVEYORS L.B#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
321-267-6113

SKETCH OF DESCRIPTION

SECTION 17, T.20G., R.35E.
 PROJECT PARCEL NUMBER 4.01
 OWNER NAME: JOHN H. & KIMBERLY A. LUCIER
 20G-35-17-AL-24--4.01

SHEET 2 OF 2 NOT VALID
 WITHOUT SHEET 1 OF 2

**LEGEND:**

E = EAST
 L.B. = LICENSED BUSINESS
 L.S. = LICENSED SURVEYOR
 N = NORTH
 N.T.S. = NOT TO SCALE
 O.R.B. = OFFICIAL RECORDS BOOK
 PG. = PAGE
 R/W = RIGHT OF WAY
 S = SOUTH
 W = WEST

NOTES:

1. BEARINGS BASED ON ASSUMED DATUM, THE EAST LINE OF BLOCK 25 BEING N. 17°06'00\" W.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY

SOUTH LINE OF LAND DESCRIBED IN O.R.B. 5360, PG. 2033



HOLLEY & ASSOCIATES INC.

REGISTERED LAND SURVEYORS L.B.#4595
 1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
 321-267-6113

SHEET 2 OF 2 NOT VALID
 WITHOUT SHEET 1 OF 2

158

LEGAL NOTICE

RESOLUTION VACATING A PORTION OF A PUBLIC RIGHT-OF-WAY BETWEEN
BLOCKS 24 & 25, "A RE-PLAT OF SECTION 17 OF INDIAN RIVER PARK", SECTION 17,
TOWNSHIP 20G SOUTH, RANGE 35 EAST, MIMS – THOMAS MERCHANT

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on the 8TH day of December, 2020, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a portion of a public right-of-way between Blocks 24 & 25, "a re-plat of Section 17 of Indian River Park", Section 17, Township 20G South, Range 35 East, Mims, as petitioned by Thomas Merchant.

LEGAL DESCRIPTION:

(30.00' ROAD R/W TO BE VACATED) THE 30.00 FOOT WIDE ROAD RIGHT OF WAY LYING WEST OF BLOCK 24 AND EAST OF BLOCK 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING BOUNDED ON THE NORTH BY THE NORTH LINE OF SAID BLOCK 24 PROJECTED WEST AND THE NORTH LINE OF BLOCK 25 PROJECTED EAST, BEING THE SOUTH LINE OF AN UN-OPEN 40 FOOT ROAD RIGHT OF WAY AND BEING BOUNDED ON THE SOUTH BY THE NORTH END OF THE 30 FOOT ROAD RIGHT OF WAY VACATED PER RESOLUTION 2017-144, RECORDED IN OFFICIAL RECORDS BOOK 7972, PAGE 540, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. CONTAINING 0.4735 ACRES OR 20,625 SQUARE FEET MORE OR LESS. PREPARED BY: JOHN T. HOLLEY, PSM.

The Board further renounced and disclaimed any right of the County in and to said public right-of-way.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA

SCOTT ELLIS, CLERK

BY: Kimberly Powell, Clerk to the Board

Florida TODAY:

Please advertise in the December 16, 2020, issue of the Florida TODAY. **Bill the Board of County Commissioners Account Number BRE-6BR327 and forward bill and proof of publication to: Amber Holley, Public Works Department, 2725 Judge Fran Jamieson Way, Bldg. A-220, Viera, FL 32940.**

Brevard County Property Appraiser Detail Sheet

Account 2005840

Owners Merchant, Thomas

Mailing Address 3665 Wood Duck Dr Mims FL 32754

Site Address 3620 Maeberd Rd Mims FL 32754

Parcel ID 20G-35-17-AL-25-1.01

Property Use 0132 - Residential Related Amenities

Exemptions None

Taxing District 1300 - Unincorp District 1

Total Acres 5.96

Subdivision Indian River Park Replat Sec 17

Site Code 0001 - No Other Code Appl.

Plat Book/Page 0002/0075

Land Description Indian River Park Replat Sec 17 Part Of Tracts 1, 2 & 18 Lying N Of Rd As Desc IN Orb 6011 Pg 842

VALUE SUMMARY

| Category | 2020 | 2019 | 2018 |
|---------------------------|-----------|-----------|----------|
| Market Value | \$98,570 | \$100,230 | \$76,000 |
| Agricultural Land Value | \$0 | \$0 | \$0 |
| Assessed Value Non-School | \$98,140 | \$89,220 | \$76,000 |
| Assessed Value School | \$98,570 | \$100,230 | \$76,000 |
| Homestead Exemption | \$0 | \$0 | \$0 |
| Additional Homestead | \$0 | \$0 | \$0 |
| Other Exemptions | \$0 | \$0 | \$0 |
| Taxable Value Non-School | \$98,140 | \$89,220 | \$76,000 |
| Taxable Value School | \$95,5700 | \$100,230 | \$76,000 |

SALES/TRANSFERS

| Date | Price | Type | Parcel | Deed |
|------------|----------|------|--------|-----------|
| 08/29/2017 | \$94,000 | WD | Vacant | 7975/0454 |
| 07/23/2009 | | QC | Vacant | 6011/0842 |

Fig. 1: Copy of Property Appraiser's detail sheet for parcel 1.01, block 25, Section 17, Replat of Indian River Park, 3620 Maeberd Road, Mims, FL 32754, Section 17, Township 20G South, Range 35 East, District 1

Vicinity Map

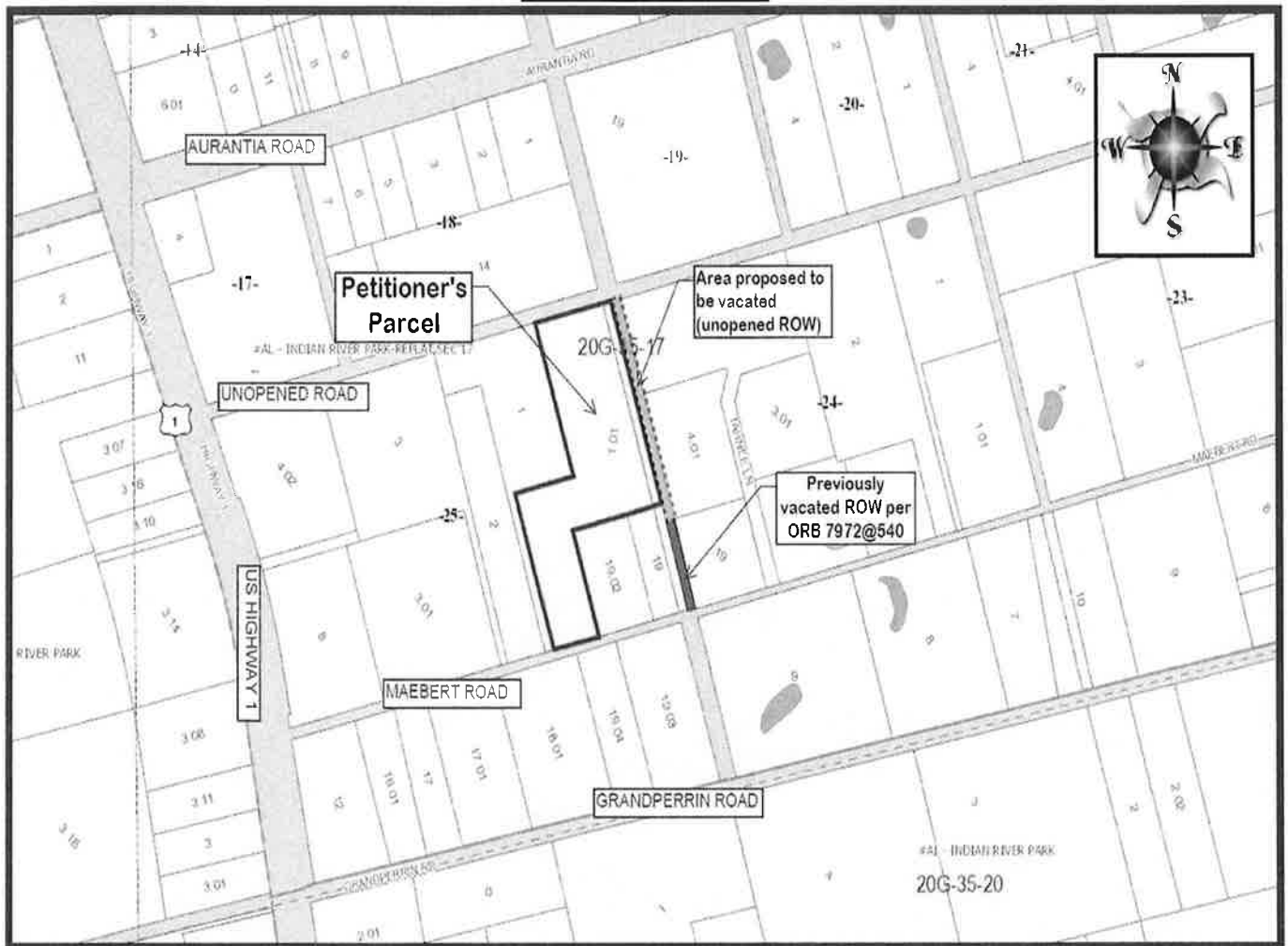


Fig. 2: Map of Tax Parcel 1.01, Block 25, Section 17, Re-plat of Indian River Park, 3620 Maebert Road, Mims, FL 32754.

Thomas Merchant – Tax Parcel 1.01, Block 25,
“Section 17 Re-plat Indian River Park” (Plat Book 02,
Page 75) – 3620 Maebert Road – Section 17, Township
20G South, Range 35 East – District 1 – Proposed
Vacating of Unopened, Unnamed 30.0 ft. Wide Public
Right-of-Way between Blocks 24 and 25.

Aerial Map

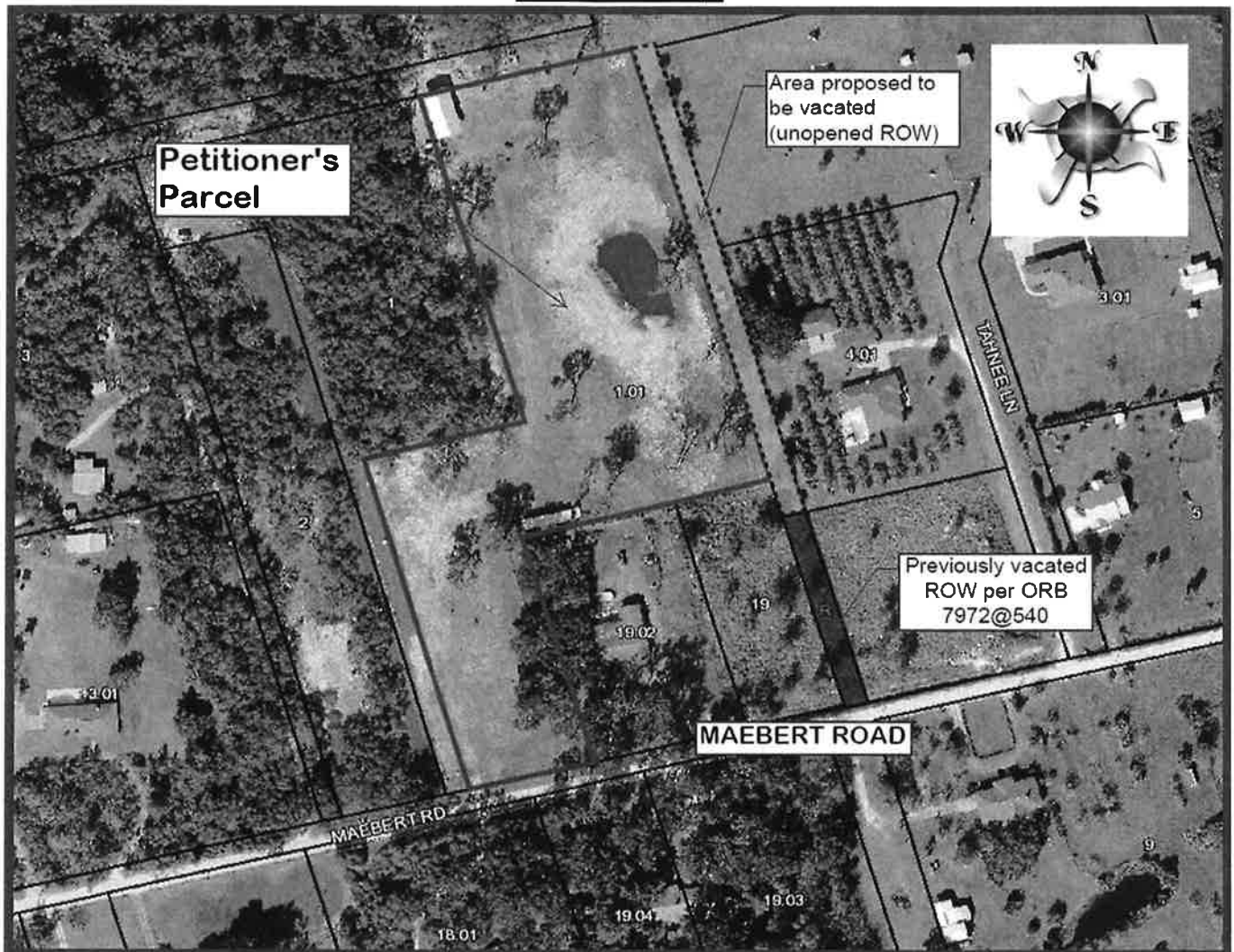
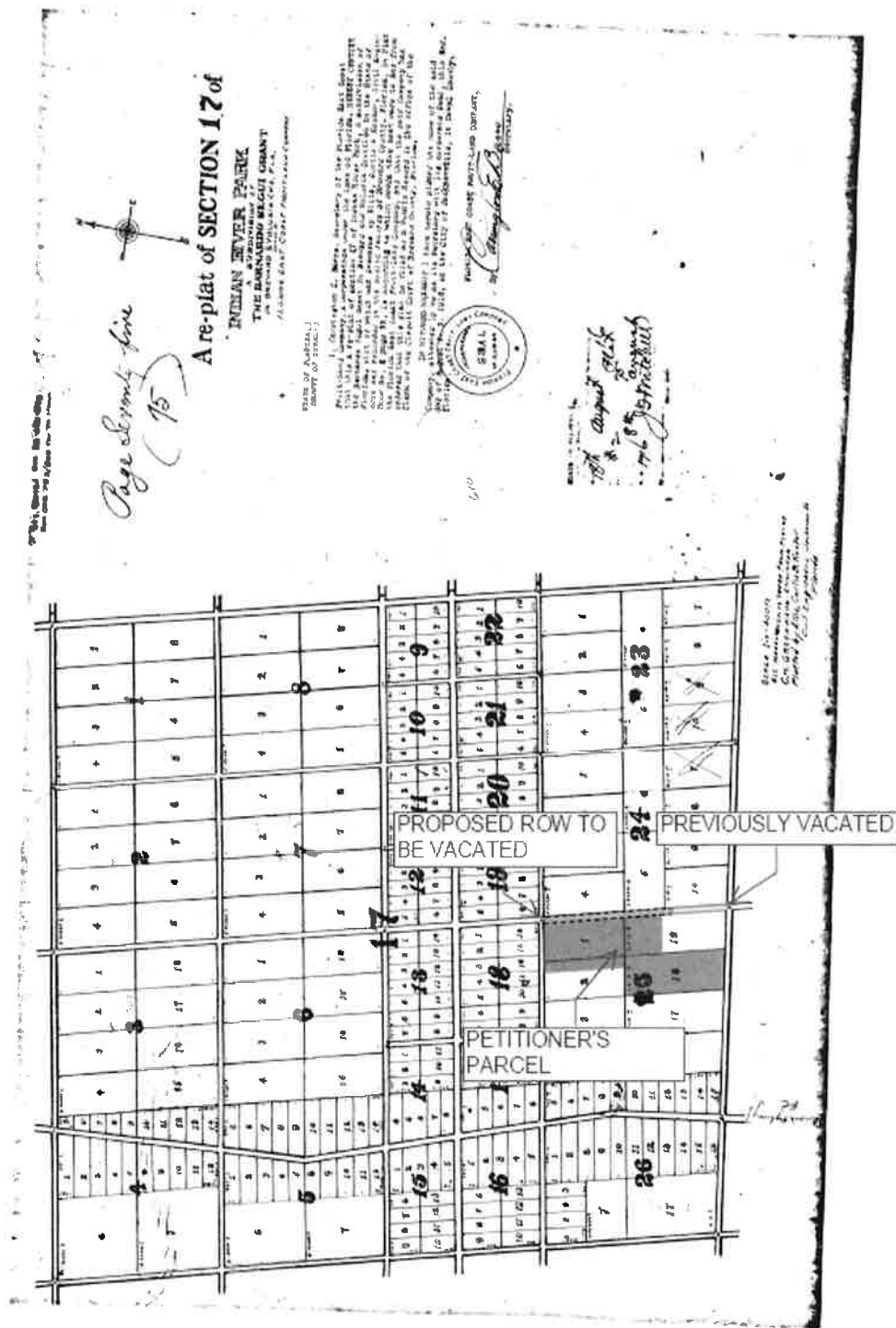


Fig. 3: Map of aerial view of Tax Parcel 1.01, Block 25, Section 17, Re-plat of Indian River Park, 3620 Maeber Road, Mims, FL 32754.

Thomas Merchant – Tax Parcel 1.01, Block 25,
“Section 17 Re-plat Indian River Park” (Plat Book 02,
Page 75) – 3620 Maeber Road – Section 17, Township
20G South, Range 35 East – District 1 – Proposed
Vacating of Unopened, Unnamed 30.0 ft. Wide Public
Right-of-Way between Blocks 24 and 25.

Plat Reference



SHEET 1 OF 2 NOT VALID
WITHOUT THE SKETCH
ON SHEET 2

BOUNDARY SURVEY

SURVEY TO VACATE R/W
SECTION 17, T.20G., R.35E.
PETITIONER'S PARCEL ID NO.
20G-35-17-AL-24--4.01

LEGAL DESCRIPTION: (30.00' ROAD R/W TO BE VACATED)

THE 30.00 FOOT WIDE ROAD RIGHT OF WAY LYING WEST OF BLOCK 24
AND EAST OF BLOCK 25, REPLAT OF SECTION 17, INDIAN RIVER PARK,
AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD
COUNTY, FLORIDA, BEING BOUNDED ON THE NORTH BY THE NORTH LINE
OF SAID BLOCK 24 PROJECTED WEST AND THE NORTH LINE OF BLOCK 25
PROJECTED EAST, BEING THE SOUTH LINE OF AN UN-OPEN 40 FOOT
ROAD RIGHT OF WAY AND BEING BOUNDED ON THE SOUTH BY THE NORTH
END OF THE 30 FOOT ROAD RIGHT OF WAY VACATED PER RESOLUTION
2017-144, RECORDED IN OFFICIAL RECORDS BOOK 7972, PAGE 540,
PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.

CONTAINING 0.4735 ACRES OR 20,625 SQUARE FEET MORE OR LESS

THE FOREGOING PLAT IS HEREBY CERTIFIED AS BEING A
CORRECT REPRESENTATION OF THE LAND SURVEYED AND
MEETS OR EXCEEDS THE MINIMUM STANDARDS ESTABLISHED
PURSUANT TO FLORIDA STATUTE 472.027.



06/28/2019

JOHN T. HOLLEY, P.S.M. # 5050
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
AND THE RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.")

SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2

HOLLEY & ASSOCIATES INC.
REGISTERED LAND SURVEYORS L.B#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
321-267-6113

BOUNDARY SURVEY

**SURVEY TO VACATE R/W
SECTION 17, T.20G., R.35E.
PETITIONER'S PARCEL ID NO.
20G-35-17-AL-24--4.01**

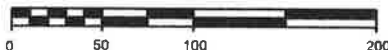
**SHEET 2 OF 2 NOT VALID
WITHOUT THE LEGAL
DESCRIPTION ON SHEET 1**



TRACT 1, BLOCK 25

**THOMAS MERCHANT
TAX PARCEL 1.01
O.R.B. 7975, PG. 454**

SCALE: 1" = 100'



TRACT 19, BLOCK 25

**PAMELA CHILDERS
TAX PARCEL 19
O.R.B. 8352, PG.1424**

**R/W VACATED PER RESOLUTION
2017-144 O.R.B. 7972, PG. 640**

HOLLEY & ASSOCIATES INC.

REGISTERED LAND SURVEYORS L.B.#4595
1848 ROBIN HOOD AVE., TITUSVILLE, FL. 32798
321-267-6113

**SHEET 2 OF 2 NOT VALID
WITHOUT SHEET 1**

LEGEND:

E = EAST
FNC. = FENCE
FD = FOUND
I.R. = IRON ROD
ID = IDENTIFYING NAME / #
L.B. = LICENSED BUSINESS
L.S. = LICENSED SURVEYOR
MEAS. = MEASURED
N = NORTH
N.T.S. = NOT TO SCALE
O.R.B. = OFFICIAL RECORDS BOOK
PG. = PAGE
R/W = RIGHT OF WAY
S = SOUTH
W = WEST

NOTES:

1. ALL IRON RODS SET ARE 18" #4 (1/2") REBAR WITH CAP MARKED HOLLEY & ASSOC. LB.4596.
2. NO UNDERGROUND INSTALLATIONS OR IMPROVEMENTS HAVE BEEN LOCATED EXCEPT AS NOTED.
3. DATE SHOWN IS DATE OF FIELD SURVEY, UNLESS OTHERWISE STATED.
4. BEARINGS & DISTANCES MEASURED ARE THE SAME AS PLAT OR DEED CALL UNLESS OTHERWISE SHOWN.
5. BEARINGS BASED ON ASSUMED DATUM, THE EAST LINE OF BLOCK 25 BEING N. 17°08'00" W.
6. THE ACCURACY OF FIELD MEASUREMENTS FOR THIS SURVEY MEETS OR EXCEEDS 1 FT. IN 7,500 FT.

**THE FOREGOING PLAT IS HEREBY CERTIFIED AS
BEING A CORRECT REPRESENTATION OF THE
LAND SURVEYED AND MEETS OR EXCEEDS THE
MINIMUM STANDARDS ESTABLISHED
PURSUANT TO FLORIDA STATUTE 472.027.**

06/28/2019

JOHN T. HOLLEY, P.S.M. # 5050
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
AND THE RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.")

Comment Sheet

Applicant: Thomas Merchant

Updated by: Amber Holley 20190916 at 12:30 hours

| Utilities | Notified | Received | Approved | Remarks |
|--------------------|----------|----------|----------|---------------|
| FL City Gas Co | 20190807 | 20190812 | Yes | No objections |
| FL Power & Light | 20190807 | 20190911 | Yes | No objections |
| At&t | 20190807 | 20190808 | Yes | No objections |
| Charter/Spectrum | 20190807 | 20190812 | Yes | No Objections |
| Florida Gas Trans. | 20190807 | 20190807 | Yes | No objections |

| County Staff | Notified | Received | Approved | Remarks |
|------------------|----------|----------|----------|-----------------------------|
| Road & Bridge | 20190807 | 20190916 | Yes | No objections with easement |
| Traffic Engineer | 20190807 | 20190815 | Yes | No objections |
| Land Acquisition | 20190807 | 20190808 | Yes | No objections |
| Land Planning | 20190807 | 20190808 | Yes | No objections |
| Utility Services | 20190807 | 20190808 | Yes | No objections |
| Storm Water | 20190807 | 20190911 | Yes | No objections |
| Zoning | 20190807 | 20190808 | Yes | No objections |
| Fire Dept | 20190807 | 20190808 | Yes | No objections |

Fig. 5: Copy of comment sheet for utility review.

Public Hearing Legal Advertisement

Ad#4470644

11/23/2020

**LEGAL NOTICE
NOTICE FOR THE PARTIAL VACATING OF
A 30.0 FT. WIDE RIGHT-OF-WAY, PLAT
OF "SECTION 17, INDIAN RIVER PARK" IN
SECTION 17, TOWNSHIP 20G SOUTH,
RANGE 35 EAST, MIMS, FL**

NOTICE IS HEREBY GIVEN that pursuant to Chapter 336.09, Florida Statutes, and Chapter 86, Article II, Section 86-36, Brevard County Code, a petition has been filed by THOMAS MERCHANT with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:

**THE 30.00 FOOT WIDE ROAD RIGHT OF WAY LYING WEST OF BLOCK 24 AND EAST OF BLOCK 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING BOUNDED ON THE NORTH BY THE NORTH LINE OF SAID BLOCK 24 PROJECTED WEST AND THE NORTH LINE OF BLOCK 25 PROJECTED EAST, BEING THE SOUTH LINE OF AN UN-OPEN 40 FOOT ROAD RIGHT OF WAY AND BEING BOUNDED ON THE SOUTH BY THE NORTH END OF THE 30 FOOT ROAD RIGHT OF WAY VACATED PER RESOLUTION 2017-144, RECORDED IN OFFICIAL RECORDS BOOK 7972, PAGE 540, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, CONTAINING 0.4735 ACRES OR 20,625 SQUARE FEET MORE OR LESS.
PREPARED BY: JOHN T. HOLLEY, PSM.**

The Board of County Commissioners will hold a public hearing to determine the advisability of such vacating of the above-described right-of-way at 5:00 P.M. on December 08, 2020 at the Brevard County Government Center Board Room, Building C., 2725 Judge Fran Jamieson Way, Viera, Florida, at which time and place all those for or against the same may be heard before final action is taken.

Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the board, agency, or commission with respect to the vacating, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Persons seeking to preserve a verbatim transcript of the record must make those arrangements at their own expense.

The needs of hearing or visually impaired persons shall be met if the department sponsoring the meeting/hearing is contacted at least 48 hours prior to the public meeting/hearing by any person wishing assistance.

Fig. 6: Copy of public hearing advertisement as published on November 23, 2020 see next page for full text.

Legal Notice Text

LEGAL NOTICE

NOTICE FOR THE PARTIAL VACATING OF A 30.0 FT. WIDE RIGHT-OF-WAY, PLAT OF "SECTION 17, INDIAN RIVER PARK" IN SECTION 17, TOWNSHIP 20G SOUTH, RANGE 35 EAST, MIMS, FL

NOTICE IS HEREBY GIVEN that pursuant to Chapter 336.09, Florida Statutes, and Chapter 86, Article II, Section 86-36, Brevard County Code, a petition has been filed by THOMAS MERCHANT with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:

THE 30.00 FOOT WIDE ROAD RIGHT OF WAY LYING WEST OF BLOCK 24 AND EAST OF BLOCK 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING BOUNDED ON THE NORTH BY THE NORTH LINE OF SAID BLOCK 24 PROJECTED WEST AND THE NORTH LINE OF BLOCK 25 PROJECTED EAST, BEING THE SOUTH LINE OF AN UN-OPEN 40 FOOT ROAD RIGHT OF WAY AND BEING BOUNDED ON THE SOUTH BY THE NORTH END OF THE 30 FOOT ROAD RIGHT OF WAY VACATED PER RESOLUTION 2017-144, RECORDED IN OFFICIAL RECORDS BOOK 7972, PAGE 540, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. CONTAINING 0.4735 ACRES OR 20,625 SQUARE FEET MORE OR LESS. PREPARED BY: JOHN T. HOLLEY, PSM.

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Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the board, agency, or commission with respect to the vacating, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Persons seeking to preserve a verbatim transcript of the record must make those arrangements at their own expense.

The needs of hearing or visually impaired persons shall be met if the department sponsoring the meeting/hearing is contacted at least 48 hours prior to the public meeting/hearing by any person wishing assistance.

Prepared by/Return to:

Brevard County Public Works Dept., Land Acquisition Section (321-690-6847)

2725 Judge Fran Jamieson Way, A-204, Viera, Florida 32940

A portion of Interest in Tax Parcel I.D.: 20G-35-17-AL-25-1.01

PUBLIC UTILITY AND DRAINAGE EASEMENT

THIS INDENTURE, made this 4 day of March, A.D. 2020, between Thomas Merchant, as the first party, Grantor, and BREVARD COUNTY, FLORIDA, a political subdivision of the State of Florida, 2725 Judge Fran Jamieson Way, Viera, Florida 32940, as the second party, Grantee, for the use and benefit of BREVARD COUNTY, Florida.

WITNESSETH: That the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is hereby acknowledged, hereby grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the purposes of public utilities and drainage, including the right of ingress and egress onto the easement area as may be necessary for the full use and enjoyment by Grantee of its easement, and other allied uses which shall be strictly construed so as not to enlarge the use, scope, or purpose of the easement.

The land affected by the granting of the easements is located in Section 17, Township 20G, Range 35 East, County of Brevard, State of Florida, and being more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO (LEGAL DESCRIPTION)

TO HAVE AND TO HOLD said easement unto the County of Brevard and to its successors and/or assigns.

The first party does hereby covenant with the second party that it is lawfully seized and possessed of the lands above described and that it has a good and lawful right to convey it or any part thereof.

(Signatures and Notary on next page)

IN WITNESS WHEREOF, the first party having set their hand and seal this,
the day and year first above written,

Signed, sealed, and delivered in the presence of:



Witness



(Print Name)



Witness



(Print Name)



Thomas Merchant

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 4 day of
MARCH, 2019, by Thomas Merchant, who is/is not personally known to me
or who has produced DRIVERS LICENSE as identification and who
did/did not take an oath.

WITNESS my hand and official seal at Melbourne, Florida, the County of
Brevard, State of Florida, this 4 day of MARCH, 2019.



Notary Public

Print Name Chad Conner

Commission No. GG192153

Commission Expires 3-18-22

Agenda Item # _____

Board Meeting Date _____

SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2 OF 2**LEGAL DESCRIPTION**

SECTION 17, T.20G., R.35E.
PROJECT PARCEL NUMBER 1.01
OWNER NAME: THOMAS MERCHANT
TAX ID # 20G-35-17-AL-25--1.01

LEGAL DESCRIPTION: (FOR EASEMENT)

PART OF THE WESTERLY 1/2 OF THE 30.00 FOOT ROAD RIGHT OF WAY LYING BETWEEN BLOCKS 24 AND 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LYING EAST OF THE LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7975, PAGE 454, OF SAID PUBLIC RECORDS, BEING DESCRIBED AS FOLLOWS;

BEGIN AT THE SOUTHEAST CORNER OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7975, PAGE 454 ALSO BEING THE SOUTHEAST CORNER OF TRACT 1 OF SAID BLOCK 25; THENCE N. 17°06'00" W ALONG THE EAST LINE OF SAID TRACT 1, 639.96 FEET TO THE NORTHEAST CORNER OF SAID TRACT 1, ALSO BEING THE NORTHEAST CORNER OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7975, PAGE 454; THENCE N.76°27'40" E. ON A EASTERLY PROJECTION OF THE NORTH BOUNDARY OF SAID LAND AND TRACT 1, 15.03 FEET TO THE CENTER LINE OF SAID 30 FOOT ROAD RIGHT OF WAY; THENCE S. 17°06'00" E. ALONG SAID CENTER LINE, 639.97 FEET TO AN EASTERLY PROJECTION OF THE SOUTH BOUNDARY OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7975, PAGE 454 AND THE SOUTH LINE OF SAID TRACT 1; THENCE S. 76°30'57" W. ALONG SAID LINE, 15.03 FEET TO THE POINT OF BEGINNING.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY


10/19/2020
JOHN T. HOLLEY, P.S.M. #5050
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
AND THE RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.")

SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2 OF 2

HOLLEY & ASSOCIATES INC.
REGISTERED LAND SURVEYORS LB#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
321-267-6113

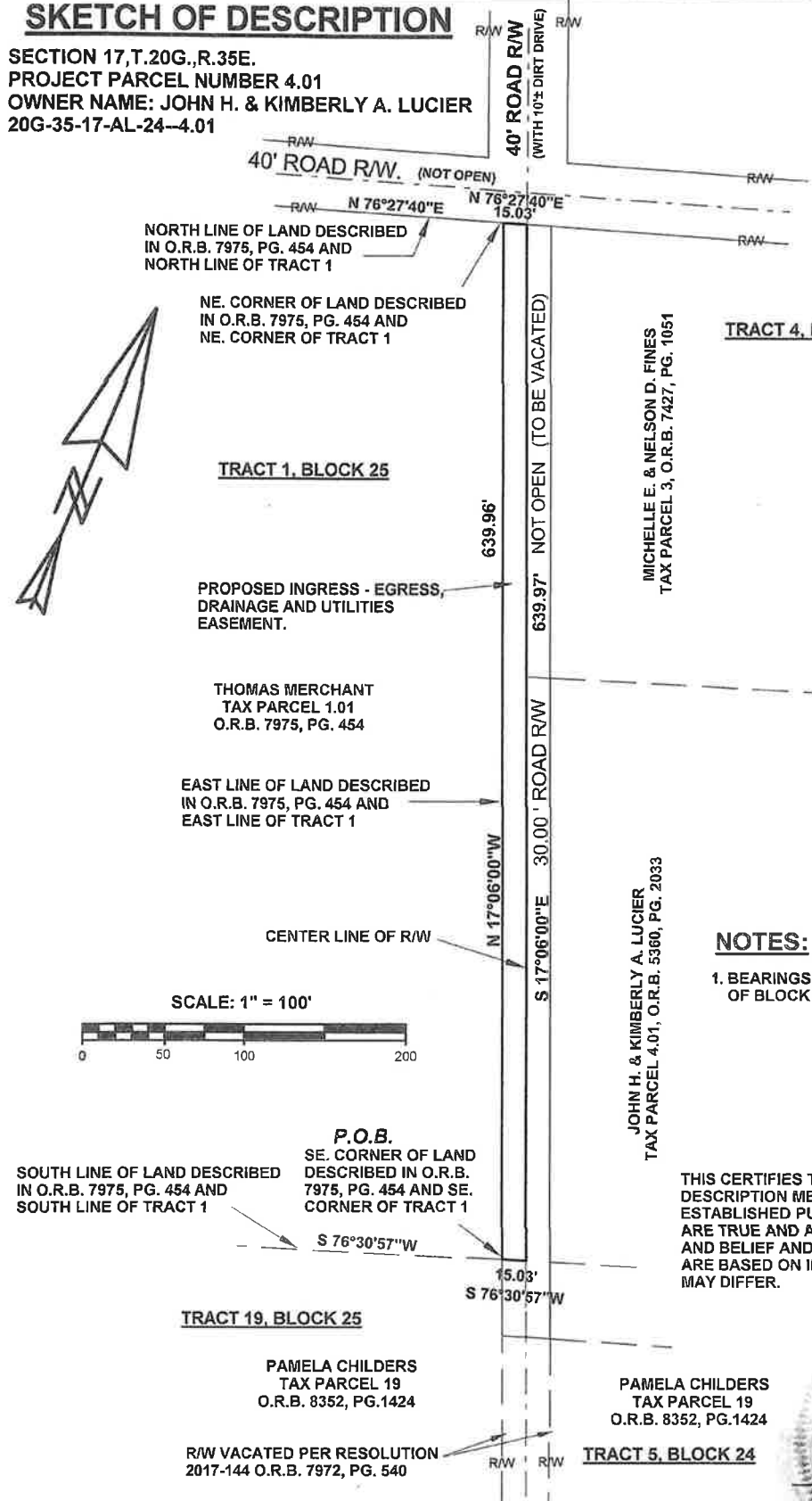
SKETCH OF DESCRIPTION

SECTION 17, T.20G., R.35E.

PROJECT PARCEL NUMBER 4.01

OWNER NAME: JOHN H. & KIMBERLY A. LUCIER

20G-35-17-AL-24-4.01

SHEET 2 OF 2 NOT VALID
WITHOUT SHEET 1 OF 2**TRACT 4, BLOCK 24****LEGEND:**

E = EAST
 L.B. = LICENSED BUSINESS
 L.S. = LICENSED SURVEYOR
 N = NORTH
 N.T.S. = NOT TO SCALE
 O.R.B. = OFFICIAL RECORDS BOOK
 PG. = PAGE
 R/W = RIGHT OF WAY
 S = SOUTH
 W = WEST

NOTES:

1. BEARINGS BASED ON ASSUMED DATUM, THE EAST LINE OF BLOCK 25 BEING N. 17°06'00\" W.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY



10/19/2020

JOHN T. HOLLEY, P.S.M. # 5050
 ("NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND THE RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.")

HOLLEY & ASSOCIATES INC.

REGISTERED LAND SURVEYORS L.B.#4595
 1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
 321-267-6113

SHEET 2 OF 2 NOT VALID
WITHOUT SHEET 1 OF 2

Prepared by/Return to:

Brevard County Public Works Dept., Land Acquisition Section (321-690-6847)

2725 Judge Fran Jamieson Way, A-204, Viera, Florida 32940

A portion of Interest in Tax Parcel I.D.: 20G-35-17-AL-24-3

PUBLIC UTILITY AND DRAINAGE EASEMENT

THIS INDENTURE, made this 22 day of October, A.D. 2019, between Nelson D. Fines and Michelle E. Fines, Husband and Wife, as the first party, Grantor, and BREVARD COUNTY, FLORIDA, a political subdivision of the State of Florida, 2725 Judge Fran Jamieson Way, Viera, Florida 32940, as the second party, Grantee, for the use and benefit of BREVARD COUNTY, Florida.

WITNESSETH: That the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is hereby acknowledged, hereby grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the purposes of public utilities and drainage, including the right of ingress and egress onto the easement area as may be necessary for the full use and enjoyment by Grantee of its easement, and other allied uses which shall be strictly construed so as not to enlarge the use, scope, or purpose of the easement.

The land affected by the granting of the easements is located in Section 17, Township 20G, Range 35 East, County of Brevard, State of Florida, and being more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO (LEGAL DESCRIPTION)

TO HAVE AND TO HOLD said easement unto the County of Brevard and to its successors and/or assigns.

The first party does hereby covenant with the second party that it is lawfully seized and possessed of the lands above described and that it has a good and lawful right to convey it or any part thereof.

(Signatures and Notary on next page)

IN WITNESS WHEREOF, the first party having set their hand and seal this,
the day and year first above written,

Signed, sealed, and delivered in the presence of:

Joshua Fines

Witness

Joshua Fines

(Print Name)

CA Fines

Witness

Ethan Fines

(Print Name)

Nelson D. Fines

Nelson D. Fines

Michelle E. Fines

Michelle E. Fines

STATE OF FLORIDA

COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 22 day of
October, 2019, by Nelson D. Fines and Michelle E. Fines, who is/is not
personally known to me or who has produced n/a as
identification and who did/did not take an oath.

WITNESS my hand and official seal at Melbourne, Florida, the County of
Brevard, State of Florida, this 22 day of October, 2019.



Notary Public

Print Name Hannah Beatty

Commission No. GG079748

Commission Expires March 6, 2021

Agenda Item # _____

Board Meeting Date _____

SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2 OF 2

LEGAL DESCRIPTION

SECTION 17, T.20G., R.35E.
PROJECT PARCEL NUMBER 3
OWNER NAME: MICHELLE E. FINES
& NELSON D. FINES
TAX ID # 20G-35-17-AL-24--3

LEGAL DESCRIPTION: (FOR EASEMENT)

PART OF THE EASTERLY 1/2 OF THE 30.00 FOOT ROAD RIGHT OF WAY LYING BETWEEN BLOCKS 24 AND 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LYING WEST OF THE LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7427, PAGE 1051 OF SAID PUBLIC RECORDS, BEING DESCRIBED AS FOLLOWS;

BEGIN AT THE SOUTHWEST CORNER OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7427, PAGE 1051; THENCE S. 76°31'17" W ON A WESTERLY PROJECTION OF THE SOUTH BOUNDARY OF SAID LAND, 15.03 FEET TO THE CENTER LINE OF SAID 30 FOOT ROAD RIGHT OF WAY; THENCE N. 17°06'00" W. ALONG SAID CENTER LINE, 279.55 FEET TO A WESTERLY PROJECTION OF THE NORTH BOUNDARY OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 7427, PAGE 1051 ALSO BEING THE SOUTH LINE OF A 40.00 FOOT RIGHT OF WAY; THENCE N. 76°27'40" E. ALONG SAID LINE, 15.03 FEET TO THE NORTHWEST CORNER OF SAID LAND; THENCE S. 17°06'00" E. ALONG THE WEST BOUNDARY OF SAID LAND, 279.57 FEET TO THE POINT OF BEGINNING.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY


10/19/2020
JOHN T. HOLLEY, P.S.M. #6050
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
AND THE RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.")

SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2 OF 2

HOLLEY & ASSOCIATES INC.
REGISTERED LAND SURVEYORS L.B#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
321-267-6113

SKETCH OF DESCRIPTION

SECTION 17, T.20G., R.35E.
 PROJECT PARCEL NUMBER 3
 OWNER NAME: MICHELLE E. FINES
 & NELSON D. FINES
 TAX ID # 20G-35-17-AL-24--3

SHEET 2 OF 2 NOT VALID
 WITHOUT SHEET 1 OF 2

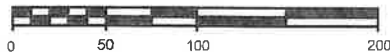


PROPOSED INGRESS - EGRESS,
 DRAINAGE AND UTILITIES
 EASEMENT.

TRACT 1, BLOCK 25

THOMAS MERCHANT
 TAX PARCEL 1.01
 O.R.B. 7975, PG. 454

SCALE: 1" = 100'

**TRACT 19, BLOCK 25**

PAMELA CHILDERS
 TAX PARCEL 19
 O.R.B. 8352, PG. 1424

R/W VACATED PER RESOLUTION
 2017-144 O.R.B. 7972, PG. 540

40' ROAD R/W
 (WITH 10'± DIRT DRIVE)

N 76°27'40"E
 15.03'

N 76°27'40"E

NORTH LINE OF LAND DESCRIBED
 IN O.R.B. 7427, PG. 1051

NW. CORNER OF LAND DESCRIBED
 IN O.R.B. 7427, PG. 1051

TRACT 4, BLOCK 24

MICHELLE E. FINES
 & NELSON D. FINES
 TAX PARCEL 3,
 O.R.B. 7427, PG. 1051

WEST LINE OF LAND
 DESCRIBED IN
 O.R.B. 7427, PG. 1051

SOUTH LINE OF LAND DESCRIBED IN
 O.R.B. 7427, PG. 1051

P.O.B.
 SW. CORNER OF LAND
 DESCRIBED IN
 O.R.B. 7427, PG. 1051

JOHN H. & KIMBERLY A. LUCIER
 TAX PARCEL 4.01, O.R.B. 5360, PG. 2033

30.00' ROAD R/W NOT OPEN (TO BE VACATED)

NOTES:

1. BEARINGS BASED ON ASSUMED DATUM, THE EAST LINE OF BLOCK 25 BEING N. 17°06'00" W.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY

PAMELA CHILDERS
 TAX PARCEL 19
 O.R.B. 8352, PG. 1424

TRACT 5, BLOCK 24

10/19/2020

JOHN T. HOLLEY, P.S.M. # 5050
 ("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
 AND THE RAISED SEAL OF A FLORIDA LICENSED
 SURVEYOR AND MAPPER.")

HOLLEY & ASSOCIATES INC.

REGISTERED LAND SURVEYORS L.B.#4595
 1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
 321-267-6113

SHEET 2 OF 2 NOT VALID
 WITHOUT SHEET 1 OF 2

Prepared by/Return to:

Brevard County Public Works Dept., Land Acquisition Section (321-690-6847)

2725 Judge Fran Jamieson Way, A-204, Viera, Florida 32940

A portion of Interest in Tax Parcel I.D.: 20G-35-17-AL-24-4.01

PUBLIC UTILITY AND DRAINAGE EASEMENT

THIS INDENTURE, made this 21 day of October, A.D. 2019, between John H. Lucier and Kimberly A. Lucier, Husband and Wife, as the first party, Grantor, and BREVARD COUNTY, FLORIDA, a political subdivision of the State of Florida, 2725 Judge Fran Jamieson Way, Viera, Florida 32940, as the second party, Grantee, for the use and benefit of BREVARD COUNTY, Florida.

WITNESSETH: That the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is hereby acknowledged, hereby grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the purposes of public utilities and drainage, including the right of ingress and egress onto the easement area as may be necessary for the full use and enjoyment by Grantee of its easement, and other allied uses which shall be strictly construed so as not to enlarge the use, scope, or purpose of the easement.

The land affected by the granting of the easements is located in Section 17, Township 20G, Range 35 East, County of Brevard, State of Florida, and being more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO (LEGAL DESCRIPTION)

TO HAVE AND TO HOLD said easement unto the County of Brevard and to its successors and/or assigns.

The first party does hereby covenant with the second party that it is lawfully seized and possessed of the lands above described and that it has a good and lawful right to convey it or any part thereof.

(Signatures and Notary on next page)

IN WITNESS WHEREOF, the first party having set their hand and seal this,
the day and year first above written,

Signed, sealed, and delivered in the presence of:

[Signature]
Witness

CATHRYN L. MOERS
(Print Name)

[Signature]
Witness

Charlene Harper
(Print Name)

[Signature]
John H. Lucier

[Signature]
Kimberly A. Lucier

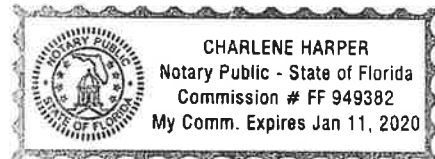
STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 21 day of
October, 2019, by John H. Lucier and Kimberly A. Lucier, who is/is not
personally known to me or who has produced FL Driver License as
identification and who did/did not take an oath.

WITNESS my hand and official seal at Melbourne, Florida, the County of
Brevard, State of Florida, this 21 day of October, 2019.

Notary Public [Signature]
Print Name Charlene Harper
Commission No. FF 949382
Commission Expires Jan 11, 2020

Agenda Item # _____
Board Meeting Date _____



SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2 OF 2**LEGAL DESCRIPTION**

SECTION 17, T.20G., R.35E.
PROJECT PARCEL NUMBER 4.01
OWNER NAME: JOHN H. & KIMBERLY A. LUCIER
20G-35-17-AL-24--4.01

LEGAL DESCRIPTION: (FOR EASEMENT)

PART OF THE EASTERLY 1/2 OF THE 30.00 FOOT ROAD RIGHT OF WAY LYING BETWEEN BLOCKS 24 AND 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LYING WEST OF THE LAND DESCRIBED IN OFFICIAL RECORDS BOOK 5360, PAGE 2033 OF SAID PUBLIC RECORDS, BEING DESCRIBED AS FOLLOWS;

BEGIN AT THE SOUTHWEST CORNER OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 5360, PAGE 2033; THENCE S. 76°30'57" W ON A WESTERLY PROJECTION OF THE SOUTH BOUNDARY OF SAID LAND, 15.03 FEET TO THE CENTER LINE OF SAID 30 FOOT ROAD RIGHT OF WAY; THENCE N. 17°06'00" W. ALONG SAID CENTER LINE, 407.73 FEET TO A WESTERLY PROJECTION OF THE NORTH BOUNDARY OF SAID LAND DESCRIBED IN OFFICIAL RECORDS BOOK 5360, PAGE 2033; THENCE N. 76°31'17" E. ALONG SAID LINE 15.03 FEET TO THE NORTHWEST CORNER OF SAID LAND; THENCE S. 17°06'00" E. ALONG THE WEST BOUNDARY OF SAID LAND, 407.73 FEET TO THE POINT OF BEGINNING.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY
CERTIFICATE
No. 5050
STATE OF FLORIDA
10/19/2020
JOHN T. HOLLEY, P.S.M. #5050
("NOT VALID WITHOUT THE ORIGINAL SIGNATURE
AND THE RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.")

SHEET 1 OF 2 NOT VALID
WITHOUT SHEET 2 OF 2

HOLLEY & ASSOCIATES INC.
REGISTERED LAND SURVEYORS L.B#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
321-267-6113

SKETCH OF DESCRIPTION

SECTION 17, T.20G., R.35E.
 PROJECT PARCEL NUMBER 4.01
 OWNER NAME: JOHN H. & KIMBERLY A. LUCIER
 20G-35-17-AL-24-4.01

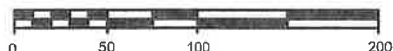
SHEET 2 OF 2 NOT VALID
 WITHOUT SHEET 1 OF 2



TRACT 1, BLOCK 25

THOMAS MERCHANT
 TAX PARCEL 1.01
 O.R.B. 7975, PG. 454

SCALE: 1" = 100'



TRACT 19, BLOCK 25

PAMELA CHILDERS
 TAX PARCEL 19
 O.R.B. 8352, PG.1424

R/W VACATED PER RESOLUTION
 2017-144 O.R.B. 7972, PG. 540

40' ROAD R/W
 (WITH 10' DIRT DRIVE)

N 76°27'30"E
 30.06'

640.04' MEAS. 639.96' PLAT
 30.00' ROAD R/W NOT OPEN (TO BE VACATED)

279.57' DEED

MICHELLE E. & NELSON D. FINES
 TAX PARCEL 3, O.R.B. 7427, PG. 1051

TRACT 4, BLOCK 24

LEGEND:

E = EAST
 L.B. = LICENSED BUSINESS
 L.S. = LICENSED SURVEYOR
 N = NORTH
 N.T.S. = NOT TO SCALE
 O.R.B. = OFFICIAL RECORDS BOOK
 PG. = PAGE
 R/W = RIGHT OF WAY
 S = SOUTH
 W = WEST

NOTES:

1. BEARINGS BASED ON ASSUMED DATUM, THE EAST LINE OF BLOCK 25 BEING N. 17°06'00" W.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY

JOHN H. & KIMBERLY A. LUCIER
 TAX PARCEL 4.01, O.R.B. 5360, PG. 2033

WEST LINE OF LAND DESCRIBED
 IN O.R.B. 5360, PG. 2033

P.O.B.
 SW. CORNER OF LAND
 DESCRIBED IN O.R.B.
 5360, PG. 2033

SOUTH LINE OF LAND DESCRIBED IN
 O.R.B. 5360, PG. 2033

PAMELA CHILDERS
 TAX PARCEL 19
 O.R.B. 8352, PG.1424

TRACT 5, BLOCK 24



HOLLEY & ASSOCIATES INC.
 REGISTERED LAND SURVEYORS L.B.#4595
 1846 ROBIN HOOD AVE., TITUSVILLE, FL. 32796
 321-267-6113

SHEET 2 OF 2 NOT VALID
 WITHOUT SHEET 1 OF 2

Prepared by/Return to:

Brevard County Public Works Dept., Land Acquisition Section (321-690-6847)

2725 Judge Fran Jamieson Way, A-204, Viera, Florida 32940

A portion of Interest in Tax Parcel I.D.: 20G-35-17-AL-25-19

PUBLIC UTILITY AND DRAINAGE EASEMENT

THIS INDENTURE, made this 12 day of June, A.D. 2020, between Pamela S. Childers, as the first party, Grantor, and Brevard County, Florida, a political subdivision of the State of Florida, 2725 Judge Fran Jamieson Way, Viera, Florida 32940, as the second party, Grantee, for the use and benefit of BREVARD COUNTY, Florida.

WITNESSETH: That the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is hereby acknowledged, hereby grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the purposes of public utilities and drainage, including the right of ingress and egress onto the easement area as may be necessary for the full use and enjoyment by Grantee of its easement, and other allied uses which shall be strictly construed so as not to enlarge the use, scope, or purpose of the easement.

The land affected by the granting of the easements is located in Section 17, Township 20G, Range 35 East, County of Brevard, State of Florida, and being more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO (LEGAL DESCRIPTION)

TO HAVE AND TO HOLD said easement unto the County of Brevard and to its successors and/or assigns.

The first party does hereby covenant with the second party that it is lawfully seized and possessed of the lands above described and that it has a good and lawful right to convey it or any part thereof.

(Signatures and Notary on next page)

IN WITNESS WHEREOF, the first party having set their hand and seal this,
the day and year first above written,

Signed, sealed, and delivered in the presence of:

Witness

BRUCE TAYLOR

(Print Name)

Witness

Tex Landwehr

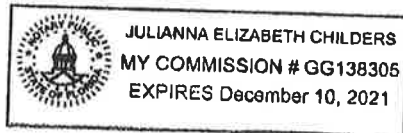
(Print Name)

Pamela S. Childers

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 12 day of
June, 2020, by **Pamela S. Childers**, who is is not personally known to me
or who has produced _____ as identification and who
did/did not take an oath.

WITNESS my hand and official seal at Melbourne, Florida, the County of
Brevard, State of Florida, this 12 day of June, 2020.



Notary Public

Print Name JULIANNA E. Childers

Commission No. GG138305

Commission Expires 12/10/21

Agenda Item # _____

Board Meeting Date _____

LEGAL DESCRIPTION

SECTION 17, T.20 G., R.35E.
PROJECT PARCEL NUMBER: 19
OWNER NAME: PAMELA CHILDERS
TAX ID # 20G-35-17-AL-25-1.01

LEGAL DESCRIPTION: (FOR EASEMENT)

PART OF THE WESTERLY 1/2 OF THE 30 FOOT ROAD RIGHT OF WAY LYING BETWEEN BLOCKS 24 AND 25, REPLAT OF SECTION 17 INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LYING EAST OF THE LAND DESCRIBED IN OFFICIAL RECORDS BOOK 8352, PAGE 1424 OF SAID PUBLIC RECORDS, BEING DESCRIBED AS FOLLOWS;

BEGIN AT THE NORTHEAST CORNER OF TRACT 19, BLOCK 25, REPLAT OF SECTION 17, INDIAN RIVER PARK, AS RECORDED IN PLAT BOOK 2, PAGE 75, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; THENCE N. 76°30'57" E. ALONG A EASTERLY PROJECTION OF THE NORTH LINE OF SAID TRACT 19, 15.03 FEET TO THE CENTER LINE OF A 30 FOOT ROAD RIGHT OF WAY; THENCE S. 17°06'00" E. ALONG SAID CENTER LINE 47.46 FEET TO THE NORTH LINE OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 8352, PAGE 1424 OF SAID PUBLIC RECORDS; THENCE S. 76°30'57" W. ALONG SAID NORTH LINE, 15.03 FEET TO THE EAST LINE OF SAID TRACT 19; THENCE N. 17°06'00" W. ALONG SAID EAST LINE, 47.46 FEET TO THE POINT OF BEGINNING.

NOTES:

1. BEARINGS ARE FROM ASSUMED DATUM, THE EAST LINE OF BLOCK 25 BEING N. 17°06'00" W.

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

THIS IS NOT A SURVEY



09/30/20

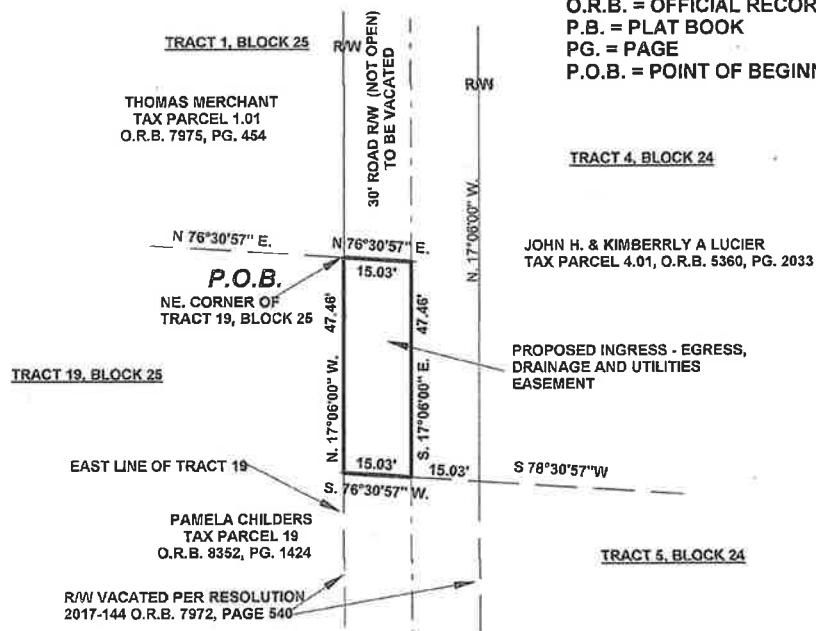
JOHN T. HOLLEY P.S.M. #5050
("NOT VALID WITHOUT THE SIGNATURE AND THE
ORIGINAL RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER")

HOLLEY & ASSOCIATES INC.

REGISTERED LAND SURVEYORS L.B#4595
1846 ROBIN HOOD AVE., TITUSVILLE, FL.
P.O. BOX 1975, 32781
321-267-8113

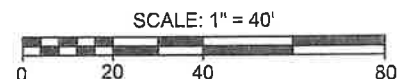
**SECTION 17, T.20 G., R.35E.
PROJECT PARCEL NUMBER: 19
OWNER NAME: PAMELA CHILDERS
TAX ID # 20G-35-17-AL-25-1.01**

N = NORTH
S = SOUTH
E = EAST
W = WEST
T. = TOWNSHIP
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R/W = RIGHT OF WAY
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JOHN T. HOLLEY, P.S.M. # 0050
("NOT VALID WITHOUT THE SIGNATURE AND THE
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**SHEET 2 OF 2 NOT VALID
WITHOUT SHEET 1 OF 2**

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