



AGENDA REPORT
May 7, 2019

**Approval Re: Quit Claim Deed to Buckoski to correct a title issue over the
Buckoski parcel – District 1.**

SUBJECT:

Approval Re: Quit Claim Deed to Buckoski to correct a title issue over the Buckoski parcel – District 1.

FISCAL IMPACT:

FY 2018 – 2019: No impact

FY 2019 – 2020: No impact

DEPT/OFFICE:

Public Works

REQUESTED ACTION:

It is requested that the Board of County Commissioners approve and authorize the Chair to execute the Quit Claim Deed.

SUMMARY EXPLANATION and BACKGROUND:

The subject parcel is located in Section 18, Township 21, Range 35.

In June of 1997, Brevard County received a donation of Right of Way from the Estate of Irene C. Manning by virtue of a Quit Claim Deed recorded in Official Records Book 3682, Page 0198. We were notified by Mr. Buckoski's title company that the legal description contained in this deed overlapped and encumbered a portion of the Buckoski parcel.

The county surveyor has done extensive research on the legal descriptions contained in the Quit Claim Deed to the County and has found that, in fact, there is an overlap. By conveying the lands described in the Buckoski deed as recorded in Official Records Book 2808, Page 2550, the County will retain the Right of Way and will restore the Buckoski parcel.

Land Acquisition Policies and Procedures require approval and acceptance by the Board of County Commissioners for all easements.

CLERK TO THE BOARD INSTRUCTIONS:

Return the original executed Quit Claim Deed and Board Approval Memo to the Public Works Department Land Acquisitions Section.

ATTACHMENTS:

Description

- ▯ **Buckoski QCD-Correct Title Issue-Agenda Documents**

BOARD OF COUNTY COMMISSIONERS

AGENDA: QUIT CLAIM DEED TO BUCKOSKI TO CORRECT A TITLE ISSUE –
DISTRICT 1

AGENCY: PUBLIC WORKS DEPARTMENT / LAND ACQUISITION SECTION

AGENCY CONTACT: LUCY HAMELERS, LAND ACQUISITION SPECIALIST

CONTACT PHONE: 321-690-6847 (56316)

REVIEW

	APPROVE	DISAPPROVE	DATE
LAND ACQUISITION Dan Jones, Supervisor	<u>DPJ</u>	<u> </u>	<u>4/25/19</u>
COUNTY ATTORNEY Jad Brewer Assistant County Attorney	<u>JMB</u>	<u> </u>	<u>4/25/19</u>

AGENDA DUE DATE: April 30, 2019 for the May 7, 2019 Board meeting

IF ANY REVIEWING OFFICE HAS QUESTIONS OR CONCERNS REGARDING THIS PACKAGE, PLEASE ADVISE AGENCY CONTACT IMMEDIATELY.

PLEASE CALL DEBBIE CRUZ AT 690-6847 (5-6847) WHEN READY TO BE PICKED UP.

THANK YOU.



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

Telephone: (321) 637-2001
Fax: (321) 264-6972
Tammy.Rowe@brevardclerk.us

May 8, 2019

M E M O R A N D U M

TO: Corinna Gumm, Interim Public Works Director

RE: Item F.15., Approval for Quit Claim Deed to Buckoski to Correct a Title Issue Over the Buckoski Parcel

The Board of County Commissioners, in regular session on May 7, 2019, approved and authorized the Chair to execute the Quit Claim Deed to Franklyn Buckoski, Caroline Kipp Buckoski, and Rochelle R. Hanley, for property located in Section 18, Township 21, Range 35. Enclosed is the fully-executed Quit Claim Deed.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe

Tammy Rowe, Deputy Clerk

/kp

Encl. (1)

cc: Asset Management

Prepared by and Return To:

Gillinni Juarez
Fidelity National Title of Florida, Inc.
320 Indian River Avenue
Titusville, FL 32796

Order No.: 28-19-0107

For Documentary Stamp Tax purposes the
consideration is \$0.00

APN/Parcel ID(s): 21-35-18-00-766
Tax/Map ID(s): 2104004

QUIT CLAIM DEED

THIS QUIT-CLAIM DEED executed May 7, 2019, by Board of County Commissioners of Brevard County, Florida, A Political Subdivision of the State of Florida, first party, to Franklyn G. Buckoski and Caroline Kipp Buckoski, husband and wife and Rochelle R. Hanley, a married woman whose post office address is 3439 W. Main Street, Mims, FL 32754, second party:

(Wherever used herein the terms "first party" and "second party" shall include singular and plural, heirs, legal representatives, assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

WITNESSETH, that the said first party, for and in consideration of the sum of Ten And No/100 Dollars (\$10.00) in hand by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, release and quit-claim unto the said second party forever, all the right, title, interest, claim and demand which the said first party has in and to the following described lot, piece or parcel of land situate, lying and being in the County of Brevard, State of Florida, to-wit:

Property described in Official Records Book 2808, Page 2550 of The Public Records of Brevard County, FL

This Quit Claim deed is being given to convey all right, title and interest the grantor may have in the property described in Official Records Book 2808, Page 2550 of the Public Records of Brevard County FL, by virtue of deed recorded in Official Records Book 3682, Page 198, of the Public Records of Brevard County, Florida.

TO HAVE AND TO HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said first party, either in law or equity, to the only proper use, benefit and behoof of the said second party forever.

QUIT CLAIM DEED
(continued)

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

Signed, Sealed and Delivered in the presence of:

Tammy Rowe
Witness Signature

Tammy Rowe
Print Name

Christine M Willey
Witness Signature

Christine M Willey
Print Name

Kristine Isnardi
Kristine Isnardi, Chair

ATTEST: Scott Ellis

Scott Ellis, Clerk to the Board

Approved by the Board on 5/7/19
Agenda Item # F.15

Address: 2725 Judge Fran Jamieson Way, Building
A-204
Viera, FL 32940

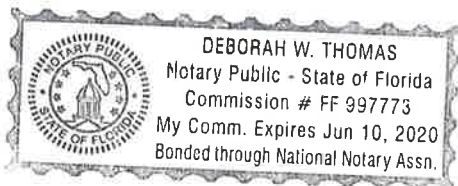
State of FLORIDA
County of BREVARD

The foregoing instrument was acknowledged before me this 7 day of MAY, 2019
by KRISTINE ISNARDI CHAIR personally know, to me known to be the
person(s) described in or who has/have produced _____ as identification and who
executed the foregoing instrument and he/she/they acknowledged that he/she/they executed the same.

Witness my hand and official seal in the County and State last aforesaid this 7 day of
May, 2019.

Deborah W. Thomas
NOTARY PUBLIC

My Commission Expires:
June 10, 2020



LOCATION MAP

TWP: 21 RNG: 35 SEC: 18 DISTRICT: 1

STREET NAME: Main Street

OWNER'S NAME: Buckoski

