

RESOLUTION NO. 2007- 304
RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA
VACATING A PORTION OF THE PLAT OF UNIT 2 TOCOI SUBDIVISION

WHEREAS, a petition has been filed by the qualified fee simple land owner to vacate a portion of a certain subdivision plat hereinafter described in accordance with Section 177.101 Florida Statutes; and

WHEREAS, Notice of intent to request the vacation has been duly published and Proof of Publication has been filed with this Board; and

WHEREAS, All current county taxes have been paid and vacation of the plat will not deny convenient public access; and

WHEREAS, it appears that there are no objections and the facts contained in the petition are true.

NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA AS FOLLOWS:

1. That the allegations of fact recited in paragraph 3 and 4 of the petition are hereby adopted as findings of fact in this resolution.
2. That the following described portion of the Plat of UNIT 2 TOCOI SUBDIVISION in Exhibit "A" is hereby vacated and abandoned and this Board hereby renounces and disclaims any right of the County and the public in and to the above described property, such property being returned to acreage.

3. That a certified copy of this resolution shall be filed in the Offices of the Clerk of the Circuit Court and duly recorded in the public records of St. Johns County, Florida.

4. That the applicant shall pay all recording costs.

PASSED AND ADOPTED THIS 16th DAY OF October, 2007.

BOARD OF COUNTY
COMMISSIONERS OF
ST. JOHNS COUNTY,

By: Ben Rich
Ben Rich, Chairman

RENDITION DATE 10/18/07

ATTEST: Cheryl Strickland, Clerk

By: Pam Halterman
Deputy Clerk

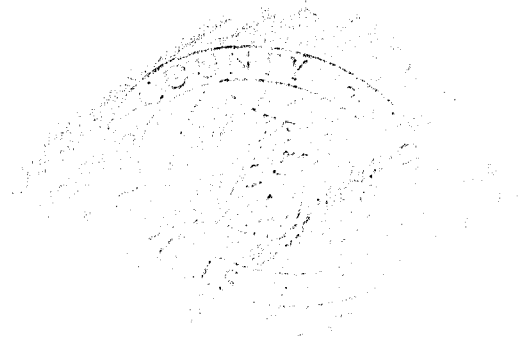


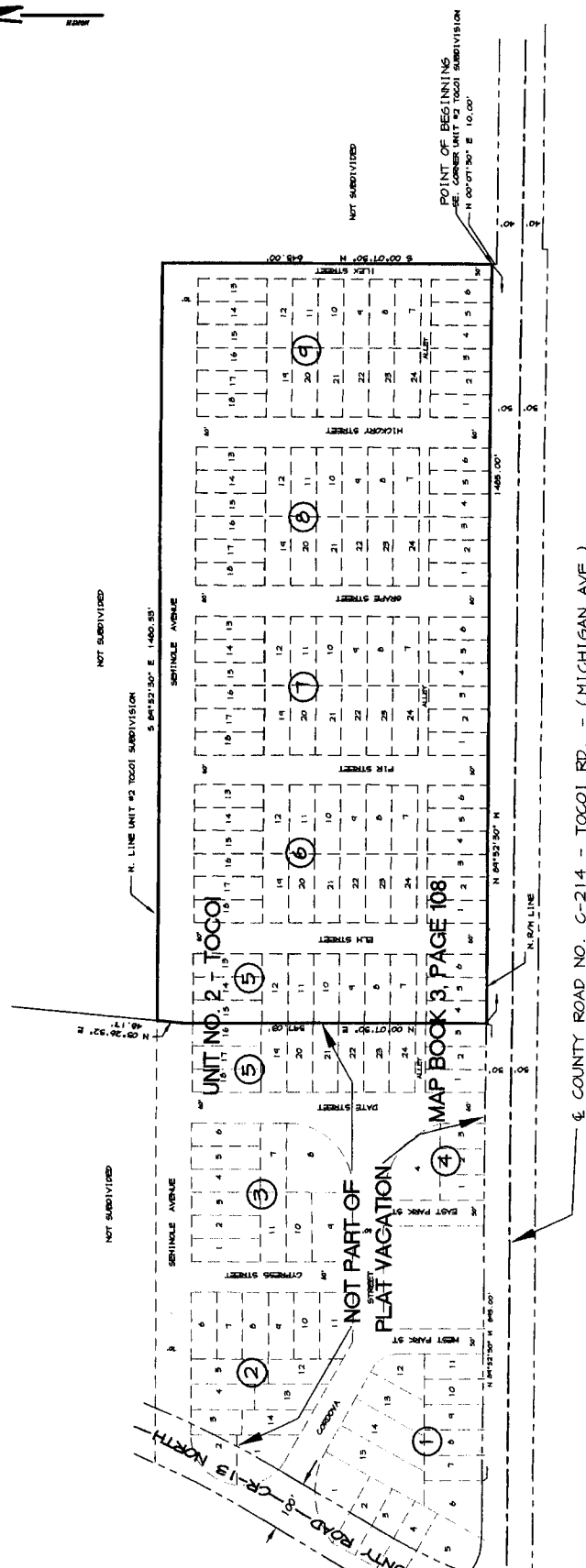
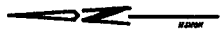
EXHIBIT "A"

DESCRIPTION: PART OF UNIT #2 OF TOCOI SUBDIVISION TO BE VACATED

A PARCEL OF LAND IN THE JOHN HUERTAS GRANT, KNOWN AND DESCRIBED ON GOVERNMENT TOWNSHIP PLAT AS SECTION 42, TOWNSHIP 7 SOUTH, RANGE 27 EAST, ST. JOHNS COUNTY, FLORIDA, AND BEING THE EAST HALF OF BLOCK 5 AND ALL OF BLOCKS 6, 7, 8, 9 AND THE DEDICATED AVENUE, STREETS AND ALLEYS SHOWN ON THE PLAT OF UNIT #2 OF TOCOI SUBDIVISION AS RECORDED IN MAP BOOK 3, PAGE 108, PUBLIC RECORDS OF SAID COUNTY, ALL THE ABOVE LYING NORTH OF COUNTY ROAD C-214 AND WITHIN THE PARCEL BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID UNIT #2 - TOCOI, SAID POINT BEING THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL OF LAND; THENCE NORTH 89 DEGREES 52 MINUTES 30 SECONDS WEST, ON THE NORTH RIGHT OF WAY LINE OF SAID COUNTY ROAD C-214, A 100 FOOT WIDTH RIGHT OF WAY, 1,485.00 FEET; THENCE NORTH 00 DEGREES 07 MINUTES 30 SECONDS EAST, ON THE WEST LINE OF LOTS 4,7,8,9,10,11,12, AND 15, BLOCK 5, A DISTANCE OF 597.03 FEET; THENCE NORTH 05 DEGREES 26 MINUTES 52 SECONDS EAST, 48.17 FEET TO THE NORTH LINE OF SAID UNIT #2 OF TOCOI SUBDIVISION; THENCE SOUTH 89 DEGREES 52 MINUTES 30 SECONDS EAST, ON SAID NORTH LINE OF UNIT #2 OF TOCOI SUBDIVISION, 1,480.53 FEET; THENCE SOUTH 00 DEGREES 07 MINUTES 30 SECONDS WEST, ON THE EAST LINE OF SAID UNIT #2 OF TOCOI SUBDIVISION; 645.00 FEET TO THE POINT OF BEGINNING.

MON. = MONUMENT
 L. = IRON
 L. = LENGTH
 W. = WIDTH
 S.M. = BEYOND MARK
 M.S. = MEASURED
 INT. = INTERIOR
 M.O. = METRIC
 M.V. = METRIC VERTICAL DATUM
 T.M. = TANGENT
 M.O. = METRIC



6 COUNTY ROAD NO. C-214 - TOCOI RD. - (MICHIGAN AVE.)

DESCRIPTION FOR PLAT VACATION

SKETCH - NOT A SURVEY

MAY 19,

SCALE: 1" = 200'

FOR: CHESHIRE

IN: UNIT #2 TOCOI SUBDIVISION

DESCRIPTION: PART OF UNIT #2 OF TOCOI SUBDIVISION TO BE VACATED

A PARCEL OF LAND IN THE JOHN HUERTAS GRANT, KNOWN AND DESCRIBED ON GOVERNMENT TOWNSHIP PLAT AS SECTION 42, TOWNSHIP 7 SOUTH, RANGE 27 EAST, 5TH JOHN COUNTY, FLORIDA AND BEING THE EAST HALF OF BLOCK 5 AND ALL OF BLOCKS 6, 7, 8, 9 AND THE DEDICATED AVENUE, STREETS AND ALLEYS SHOWN ON THE PLAT OF UNIT #2 OF TOCOI SUBDIVISION AS RECORDED IN MAP BOOK 9, PAGE 108, PUBLIC RECORDS OF SAID COUNTY, ALL THE ABOVE LYING NORTH OF COUNTY ROAD C-214 AND WITHIN THE PARCEL BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID UNIT #2-TOCOI SUBDIVISION, SAID POINT BEING THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL OF LAND, THENCE NORTH 84 DEGREES 52 MINUTES 30 SECONDS WEST, ON THE NORTH RIGHT OF WAY LINE OF SAID COUNTY ROAD C-214, A 100 FOOT WIDTH RIGHT OF WAY, 1,485.00 FEET; THENCE NORTH 00 DEGREES 07 MINUTES 30 SECONDS EAST, ON THE WEST LINE OF LOTS 1, 7, 8, 9, 10, 11, 12 AND 15, BLOCK 5, A DISTANCE OF 597.03 FEET; THENCE NORTH 05 DEGREES 26 MINUTES 52 SECONDS EAST, 46.17 FEET TO THE NORTH LINE OF SAID UNIT #2 OF TOCOI SUBDIVISION; THENCE SOUTH 84 DEGREES 52 MINUTES 30 SECONDS EAST, ON SAID NORTH LINE OF UNIT #2 OF TOCOI SUBDIVISION, 1,480.59 FEET; THENCE SOUTH 00 DEGREES 07 MINUTES 30 SECONDS WEST, ON THE EAST LINE OF SAID UNIT #2 OF TOCOI

The St. Augustine Record

PUBLISHED EVERY MORNING MONDAY THROUGH FRIDAY, SATURDAY AND SUNDAY MORNING
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

COPY OF ADVERTISEMENT

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared **CHARLES BARRETT**

who on oath says that he is an Accounting Clerk of the St. Augustine Record,

a daily newspaper published at St. Augustine in St. Johns County, Florida:

that the attached copy of advertisement, being a **NOTICE TO VACATE**

in the matter **TOCOI SUB**

was published in said newspaper in the issues of **AUGUST 25, SEPTEMBER 1, 2007.**

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper heretofore been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, for a period of one year preceding the first publication of the copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me this **5TH** day of **SEPTEMBER, 2007.**

by  who is personally known to me
or who has produced **PERSONALLY KNOWN** as identification.



(Signature of Notary Public)



Brian Fike
My Commission **DD327508**
Expires June 08, 2008

(Seal)

BRIAN FIKE

NOTICE TO VACATE

NOTICE IS HEREBY GIVEN THAT Georgia Cheshire of 8034 CR 214, St. Augustine, FL 32092 intends to petition the Board of County Commissioners for St. Johns County, Florida to vacate a portion of the Plat known as TocoI Subdivision as recorded in Map Book 3, Page 180. Inclusive of the public records of St. Johns County, Florida, more particularly described as follows:

DESCRIPTION: PART OF UNIT #2 OF TOCOI SUBDIVISION TO BE VACATED:
A PARCEL OF LAND IN THE JOHN HUERTAS GRANT, KNOWN AND DESCRIBED ON GOVERNMENT TOWNSHIP PLAT AS SECTION 42, TOWNSHIP 7 SOUTH, RANGE 27 EAST, ST. JOHNS COUNTY, FLORIDA, AND BEING THE EAST HALF OF BLOCK 5 AND ALL OF BLOCKS 6, 7, 8, 9 AND THE DEDICATED AVENUE, STREETS AND ALLEYS SHOWN ON THE PLAT OF UNIT #2 OF TOCOI SUBDIVISION AS RECORDED IN MAP BOOK 3, PAGE 108, PUBLIC RECORDS OF SAID COUNTY, ALL THE ABOVE LYING NORTH OF COUNTY ROAD C-214 AND WITHIN THE PARCEL BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID UNIT #2 - TOCOI, SAID POINT BEING THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL OF LAND; THENCE NORTH 89 DEGREES 52 MINUTES 30 SECONDS WEST, ON THE NORTH RIGHT OF WAY LINE OF SAID COUNTY ROAD C-214, A 100 FOOT WIDTH RIGHT OF WAY, 1,485.00 FEET; THENCE NORTH 00 DEGREES 07 MINUTES 30 SECONDS EAST, ON THE WEST LINE OF LOTS 4, 7, 8, 9, 10, 11, 12, AND 15, BLOCK 5, A DISTANCE OF 597.03 FEET; THENCE NORTH 05 DEGREES 26 MINUTES 52 SECONDS EAST, 48.17 FEET TO THE NORTH LINE OF SAID UNIT #2 OF TOCOI SUBDIVISION; THENCE SOUTH 89 DEGREES 52 MINUTES 30 SECONDS EAST, ON SAID NORTH LINE OF UNIT #2 OF TOCOI SUBDIVISION, 1,480.53 FEET; THENCE SOUTH 00 DEGREES 07 MINUTES 30 SECONDS WEST, ON THE EAST LINE OF SAID UNIT #2 OF TOCOI SUBDIVISION; 645.00 FEET TO THE POINT OF BEGINNING.

L2305-7 Aug 25, Sept 1, 2007

UPCHURCH, BAILEY AND UPCHURCH, P.A.

ATTORNEYS AT LAW
Established 1925

JOHN D. BAILEY, JR.
FRANK D. UPCHURCH III
KATHERINE GAERTNER JONES
MICHAEL A. SIRAGUSA
STEPHEN A. FAUSTINI
RICHARD Q. LEWIS III
G. DOUGLAS MOORE JR.

780 North Ponce de Leon Boulevard
St. Augustine, Florida 32084

Telephone (904) 829-9066
Facsimile (904) 825-4862

Please reply to:
Post Office Drawer 3007
St. Augustine, Florida 32085-3007

OF COUNSEL:

HAMILTON D. UPCHURCH
FRANK D. UPCHURCH, JR.
TRACY WILSON UPCHURCH

FRANK D. UPCHURCH, SR.
(1894-1986)

October 12, 2007

Board of County Commissioners
Historical St. Johns County, Florida
St. Johns County Administration Building
Post Office Drawer 349
St. Augustine, Florida 32085-0349

Re: Petition to Vacate a Portion of the Plat of Unit 2
of Tocoï Subdivision, as recorded in Map Book 3,
Page 108, Public Records of St. Johns County, Florida,
described in VACLA 2007000004
Our File No: 6-05-233

Dear Commissioners:

Our office has searched the public records of St. Johns County, Florida, to determine the status of the title to the real property described on Exhibit "A", attached hereto (hereinafter the "Property"). The Property is the same as that described in the above Petition to Vacate a Portion of Unit 2 of Tocoï Subdivision, as per Plat recorded in Map Book 3, Page 108, Public Records of St. Johns County, Florida.

Based on our examination of the title search, it is our opinion that merchantable title to the Property is vested in CATHY DEANA CHESHIRE; RUSSELL DEREK CHESHIRE; GEORGIA CHESHIRE RHODES; RUSSELL DEREK CHESHIRE and GEORGIA CHESHIRE RHODES as Trustees under the terms of the DORA M. CHESHIRE Lead Trust No. 2; RUSSELL DEREK CHESHIRE and GEORGIA CHESHIRE RHODES as Trustees under the terms of the DORA M. CHESHIRE Lead Trust No. 3; RUSSELL DEREK CHESHIRE and GEORGIA CHESHIRE RHODES as Trustees under the terms of the DORA M. CHESHIRE Lead Trust No. 1; RUSSELL DEREK CHESHIRE as Trustee of the RUSSELL DEREK CHESHIRE Living Trust of October 7, 2003 and GEORGIA JEAN CHESHIRE as Trustee of the GEORGIA JEAN CHESHIRE Living Trust of April 1, 2003 subject only to the following;

1. Taxes accruing subsequent to December 31, 2006. All taxes due for prior years have been paid.
2. Road rights of way shown on plat recorded in Plat Book 3, Page 108, of the public records of St. Johns County, Florida.
3. Ordinance #2006-45 recorded in Official Records Book 2706, Page 82 of the public records of St. Johns County, Florida.
4. Any adverse ownership claim by the State of Florida by right of sovereignty to any portion of the Property, including submerged, filled, and artificially exposed lands, and lands accreted to such lands
5. Easements or claims of easements not shown by the public records.
6. Any unpaid and unrecorded mechanics' and materialmen's liens for labor or materials furnished beginning within ninety (90) days prior to October 12, 2007.
7. Rights of parties in possession other than the record owner.
8. Applicable zoning ordinances and other governmental regulations.
9. Any state of facts which an accurate survey might show.
10. Any lien or encumbrance placed on record after October 12, 2007.

Respectfully submitted,

UPCHURCH, BAILEY and UPCHURCH,
P.A.

By: _____

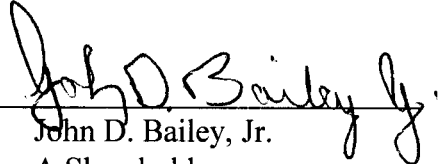

John D. Bailey, Jr.
A Shareholder

EXHIBIT "A"

DESCRIPTION: PART OF UNIT #2 OF TOCOI SUBDIVISION TO BE VACATED

A PARCEL OF LAND IN THE JOHN HUERTAS GRANT, KNOWN AND DESCRIBED ON GOVERNMENT TOWNSHIP PLAT AS SECTION 42, TOWNSHIP 7 SOUTH, RANGE 27 EAST, ST. JOHNS COUNTY, FLORIDA, AND BEING THE EAST HALF OF BLOCK 5 AND ALL OF BLOCKS 6, 7, 8, 9 AND THE DEDICATED AVENUE, STREETS AND ALLEYS SHOWN ON THE PLAT OF UNIT #2 OF TOCOI SUBDIVISION AS RECORDED IN MAP BOOK 3, PAGE 108, PUBLIC RECORDS OF SAID COUNTY, ALL THE ABOVE LYING NORTH OF COUNTY ROAD C-214 AND WITHIN THE PARCEL BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID UNIT #2 - TOCOI, SAID POINT BEING THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL OF LAND; THENCE NORTH 89 DEGREES 52 MINUTES 30 SECONDS WEST, ON THE NORTH RIGHT OF WAY LINE OF SAID COUNTY ROAD C-214, A 100 FOOT WIDTH RIGHT OF WAY, 1,485.00 FEET; THENCE NORTH 00 DEGREES 07 MINUTES 30 SECONDS EAST, ON THE WEST LINE OF LOTS 4, 7, 8, 9, 10, 11, 12, AND 15, BLOCK 5, A DISTANCE OF 597.03 FEET; THENCE NORTH 05 DEGREES 26 MINUTES 52 SECONDS EAST, 48.17 FEET TO THE NORTH LINE OF SAID UNIT #2 OF TOCOI SUBDIVISION; THENCE SOUTH 89 DEGREES 52 MINUTES 30 SECONDS EAST, ON SAID NORTH LINE OF UNIT #2 OF TOCOI SUBDIVISION, 1,480.53 FEET; THENCE SOUTH 00 DEGREES 07 MINUTES 30 SECONDS WEST, ON THE EAST LINE OF SAID UNIT #2 OF TOCOI SUBDIVISION; 645.00 FEET TO THE POINT OF BEGINNING.

Prepared by:
John D. Bailey, Jr.
Upchurch, Bailey and Upchurch, P.A.
Post Office Drawer 3007
St. Augustine, Florida 32085-3007
FN: 6-05-233

**JOINDER AND CONSENT TO PETITION TO VACATE
A PORTION OF THE PLAT OF TOCOI SUBDIVISION**

GEORGIA JEAN CHESHIRE, as Trustee of the GEORGIA JEAN CHESHIRE LIVING TRUST OF APRIL 1, 2003, the owner of a portion of the real property identified and described in the petition filed by Georgia Cheshire to vacate a portion of the plat of Unit 2 of TocoI Subdivision, recorded in Map Book 3, Page 108 of the Public Records of St. Johns County, Florida ("Plat"), does hereby join in and consent to the petition and vacation of such portion of the Plat described therein.

IN WITNESS WHEREOF, the undersigned has executed this Joinder and Consent to Petition to Vacate a Portion of the Plat of TocoI Subdivision this 8th day of October, 2007.

Donna L. Watkins
Witness: Donna L. Watkins
(type or print name)

Gloria M. Banta
Witness: GLORIA M BANTA
(type or print name)

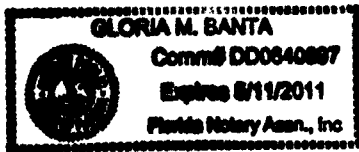
Georgia Jean Cheshire
Georgia Jean Cheshire as Trustee of
the Georgia Jean Cheshire Living
Trust of April 1, 2003
Address 13950 CR B 10th
St Augustine, FL 32092

STATE OF Florida
COUNTY OF St. Johns

THE FOREGOING instrument was acknowledged before me this 8th day of October, 2007, by Georgia Jean Cheshire, as Trustee of the Georgia Jean Cheshire Living Trust of April 1, 2003, who is personally known to me or has produced a valid driver's license as identification.

Gloria M Banta

Signature of Notary



(Name of notary, printed/stamped)

Commission Number: _____

My Commission expires: _____

Prepared by:
John D. Bailey, Jr.
Upchurch, Bailey and Upchurch, P.A.
Post Office Drawer 3007
St. Augustine, Florida 32085-3007
FN: 6-05-233

**JOINDER AND CONSENT TO PETITION TO VACATE
A PORTION OF THE PLAT OF TOCOI SUBDIVISION**

RUSSELL DEREK CHESHIRE, as Trustee of the RUSSELL DEREK CHESHIRE LIVING TRUST OF OCTOBER 7, 2003, the owner of a portion of the real property identified and described in the petition filed by Georgia Cheshire to vacate a portion of the plat of Unit 2 of TocoI Subdivision, recorded in Map Book 3, Page 108 of the Public Records of St. Johns County, Florida ("Plat"), does hereby join in and consent to the petition and vacation of such portion of the Plat described therein.

IN WITNESS WHEREOF, the undersigned has executed this Joinder and Consent to Petition to Vacate a Portion of the Plat of TocoI Subdivision this 8th day of October, 2007.

Donna L. Watkins
Witness: Donna L. Watkins
(type or print name)

Georgia M. Banta
Witness: GEORGIA M. BANTA
(type or print name)

Russell Derek Cheshire
Russell Derek Cheshire as Trustee of
the Russell Derek Cheshire Living
Trust of October 7, 2003
Address 8034 C.R. 214
St. Augustine, FL 32092

STATE OF Florida
COUNTY OF St. Johns

THE FOREGOING instrument was acknowledged before me this 8th day of October, 2007, by Russell Derek Cheshire, as Trustee of the Russell Derek Cheshire Living Trust of October 7, 2003, who is () personally known to me or () has produced a valid driver's license as identification.

Gloria M Banta
Signature of Notary

(Name of notary, printed/stamped
Commission Number: _____
My Commission expires: _____



Prepared by:
John D. Bailey, Jr.
Upchurch, Bailey and Upchurch, P.A.
Post Office Drawer 3007
St. Augustine, Florida 32085-3007
FN: 6-05-233

**JOINDER AND CONSENT TO PETITION TO VACATE
A PORTION OF THE PLAT OF TOCOI SUBDIVISION**

RUSSELL DEREK CHESHIRE and GEORGIA CHESHIRE, formerly Georgia Cheshire Rhodes, as Trustees under the terms of the DORA M. CHESHIRE LEAD TRUST NO. 1, the owner of a portion of the real property identified and described in the petition filed by Georgia Cheshire to vacate a portion of the plat of Unit 2 of TocoI Subdivision, recorded in Map Book 3, Page 108 of the Public Records of St. Johns County, Florida ("Plat"), do hereby join in and consent to the petition and vacation of such portion of the Plat described therein.

IN WITNESS WHEREOF, the undersigned have executed this Joinder and Consent to Petition to Vacate a Portion of the Plat of TocoI Subdivision this 8th day of October, 2007.

Donna D. Watkins
Witness: Donna L. Watkins
(type or print name)

Gloria M Banta
Witness: GLORIA M BANTA
(type or print name)

Donna D. Watkins
Witness: Donna L. Watkins
(type or print name)

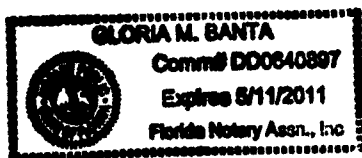
Gloria M Banta
Witness: GLORIA M BANTA
(type or print name)

Russell Derek Cheshire
Russell Derek Cheshire as Trustee under the terms of the Dora M. Cheshire Lead Trust No. 1
Address 8034 C.R. 214
St. Augustine, FL 32092

Georgia Cheshire
Georgia Cheshire, formerly Georgia Cheshire Rhodes, as Trustee under the terms of the Dora M. Cheshire Lead Trust No. 1
Address 13950 CR 13 North
St. Augustine, FL 32092

STATE OF Florida
COUNTY OF St. Johns

THE FOREGOING instrument was acknowledged before me this 8th day of October, 2007, by Russell Derek Cheshire, as Trustee under the terms of the Dora M. Cheshire Lead Trust No. 1, who is () personally known to me or () has produced a valid driver's license as identification.

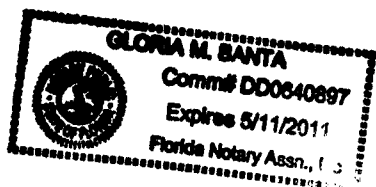


Gloria M Banta
Signature of Notary

(Name of notary, printed/stamped)
Commission Number: _____
My Commission expires: _____

STATE OF Florida
COUNTY OF St. Johns

THE FOREGOING instrument was acknowledged before me this 8th day of October, 2007, by Georgia Cheshire, formerly Georgia Cheshire Rhodes, as Trustee under the terms of the Dora M. Cheshire Lead Trust No. 1, who is () personally known to me or () has produced a valid driver's license as identification.



Gloria M Banta
Signature of Notary

(Name of notary, printed/stamped)
Commission Number: _____
My Commission expires: _____

Prepared by:
John D. Bailey, Jr.
Upchurch, Bailey and Upchurch, P.A.
Post Office Drawer 3007
St. Augustine, Florida 32085-3007
FN: 6-05-233

**JOINDER AND CONSENT TO PETITION TO VACATE
A PORTION OF THE PLAT OF TOCOI SUBDIVISION**

RUSSELL DEREK CHESHIRE and GEORGIA CHESHIRE, formerly Georgia Cheshire Rhodes, as Trustees under the terms of the DORA M. CHESHIRE LEAD TRUST NO. 3, the owner of a portion of the real property identified and described in the petition filed by Georgia Cheshire to vacate a portion of the plat of Unit 2 of TocoI Subdivision, recorded in Map Book 3, Page 108 of the Public Records of St. Johns County, Florida ("Plat"), do hereby join in and consent to the petition and vacation of such portion of the Plat described therein.

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(type or print name)

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Witness: GLORIA M BANTA
(type or print name)

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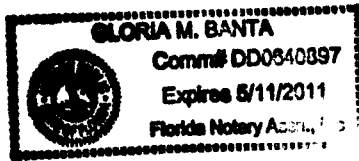
Gloria M Banta
Witness: GLORIA M BANTA
(type or print name)

Russell Derek Cheshire
Russell Derek Cheshire as Trustee under
the terms of the Dora M. Cheshire Lead
Trust No. 3
Address 8034 C.R. 214
St. Augustine, FL 32092

Georgia Cheshire
Georgia Cheshire, formerly Georgia
Cheshire Rhodes, as Trustee under the terms
of the Dora M. Cheshire Lead Trust No. 3
Address 13950 CR 13 1/2
St. Augustine, FL 32092

STATE OF Florida
COUNTY OF St. Johns

THE FOREGOING instrument was acknowledged before me this 8th day of October, 2007, by Russell Derek Cheshire, as Trustee under the terms of the Dora M. Cheshire Lead Trust No. 3, who is () personally known to me or () has produced a valid driver's license as identification.



Gloria M Banta
Signature of Notary

(Name of notary, printed/stamped)
Commission Number: _____
My Commission expires: _____

STATE OF Florida
COUNTY OF St. Johns

THE FOREGOING instrument was acknowledged before me this 8th day of October, 2007, by Georgia Cheshire, formerly Georgia Cheshire Rhodes, as Trustee under the terms of the Dora M. Cheshire Lead Trust No. 3, who is () personally known to me or () has produced a valid driver's license as identification.



Gloria M Banta
Signature of Notary

(Name of notary, printed/stamped)
Commission Number: _____
My Commission expires: _____

Prepared by:
John D. Bailey, Jr.
Upchurch, Bailey and Upchurch, P.A.
Post Office Drawer 3007
St. Augustine, Florida 32085-3007
FN: 6-05-233

**JOINDER AND CONSENT TO PETITION TO VACATE
A PORTION OF THE PLAT OF TOCOI SUBDIVISION**

RUSSELL DEREK CHESHIRE and GEORGIA CHESHIRE, formerly Georgia Cheshire Rhodes, as Trustees under the terms of the DORA M. CHESHIRE LEAD TRUST NO. 2, the owner of a portion of the real property identified and described in the petition filed by Georgia Cheshire to vacate a portion of the plat of Unit 2 of TocoI Subdivision, recorded in Map Book 3, Page 108 of the Public Records of St. Johns County, Florida ("Plat"), do hereby join in and consent to the petition and vacation of such portion of the Plat described therein.

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(type or print name)

Gloria M. Bauta
Witness: GLORIA M BAUTA
(type or print name)

Donna L. Watkins
Witness: Donna L. Watkins
(type or print name)

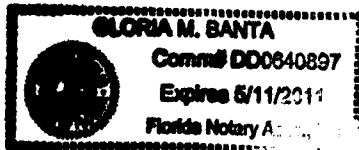
Gloria M. Bauta
Witness: GLORIA M BAUTA
(type or print name)

Russell Derek Cheshire
Russell Derek Cheshire as Trustee under
the terms of the Dora M. Cheshire Lead
Trust No. 2
Address 8034 C.R. 214
St. Augustine, FL 32092

Georgia Cheshire
Georgia Cheshire, formerly Georgia
Cheshire Rhodes, as Trustee under the terms
of the Dora M. Cheshire Lead Trust No. 2
Address 13950 CR 13
St. Augustine, FL 32092

STATE OF Florida
COUNTY OF St. Johns

THE FOREGOING instrument was acknowledged before me this 8th day of October, 2007, by Russell Derek Cheshire, as Trustee under the terms of the Dora M. Cheshire Lead Trust No. 2, who is () personally known to me or () has produced a valid driver's license as identification.

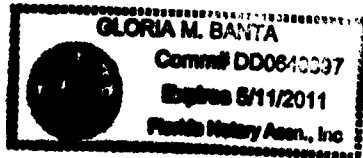


Gloria M Banta
Signature of Notary

(Name of notary, printed/stamped)
Commission Number: _____
My Commission expires: _____

STATE OF Florida
COUNTY OF St. Johns

THE FOREGOING instrument was acknowledged before me this 8th day of October, 2007, by Georgia Cheshire, formerly Georgia Cheshire Rhodes, as Trustee under the terms of the Dora M. Cheshire Lead Trust No. 2, who is () personally known to me or () has produced a valid driver's license as identification.



Gloria M Banta
Signature of Notary

(Name of notary, printed/stamped)
Commission Number: _____
My Commission expires: _____

Prepared by:
John D. Bailey, Jr.
Upchurch, Bailey and Upchurch, P.A.
Post Office Drawer 3007
St. Augustine, Florida 32085-3007
FN: 6-05-233

**JOINDER AND CONSENT TO PETITION TO VACATE
A PORTION OF THE PLAT OF TOCOI SUBDIVISION**

GEORGIA CHESHIRE, formerly GEORGIA CHESHIRE RHODES, individually, the owner of a portion of the real property identified and described in the petition filed by Georgia Cheshire to vacate a portion of the plat of Unit 2 of Tocol Subdivision, recorded in Map Book 3, Page 108 of the Public Records of St. Johns County, Florida ("Plat"), does hereby join in and consent to the petition and vacation of such portion of the Plat described therein.

IN WITNESS WHEREOF, the undersigned has executed this Joinder and Consent to Petition to Vacate a Portion of the Plat of Tocol Subdivision this 8th day of October, 2007.

Donna D. Watkins
Witness: Donna D. Watkins
(type or print name)

Gloria M Banta
Witness: GLORIA M BANTA
(type or print name)

Georgia Cheshire
Georgia Cheshire, formerly
Georgia Cheshire Rhodes
Address 13950 CR 13 North
St Augustine, FL 32092

STATE OF Florida
COUNTY OF St. Johns

October **THE FOREGOING** instrument was acknowledged before me this 8th day of October, 2007, by Georgia Cheshire, formerly Georgia Cheshire Rhodes, who is personally known to me or has produced a valid driver's license as identification.

Gloria M Banta
Signature of Notary

(Name of notary, printed/stamped)
Commission Number: _____
My Commission expires: _____



Prepared by:
John D. Bailey, Jr.
Upchurch, Bailey and Upchurch, P.A.
Post Office Drawer 3007
St. Augustine, Florida 32085-3007
FN: 6-05-233

**JOINDER AND CONSENT TO PETITION TO VACATE
A PORTION OF THE PLAT OF TOCOI SUBDIVISION**

RUSSELL DEREK CHESHIRE, individually, the owner of a portion of the real property identified and described in the petition filed by Georgia Cheshire to vacate a portion of the plat of Unit 2 of TocoI Subdivision, recorded in Map Book 3, Page 108 of the Public Records of St. Johns County, Florida ("Plat"), does hereby join in and consent to the petition and vacation of such portion of the Plat described therein.

IN WITNESS WHEREOF, the undersigned has executed this Joinder and Consent to Petition to Vacate a Portion of the Plat of TocoI Subdivision this 8th day of October, 2007.

Donna D. Watkins
Witness: Donna D. Watkins
(type or print name)

Gloria M Banta
Witness: GLORIA M BANTA
(type or print name)

Russell Derek Cheshire
Russell Derek Cheshire
Address 8034 C.R. 214
St. Augustine, FL 32092

STATE OF Florida
COUNTY OF St. Johns

THE FOREGOING instrument was acknowledged before me this 8th day of October, 2007, by Russell Derek Cheshire, who is personally known to me or has produced a valid driver's license as identification.

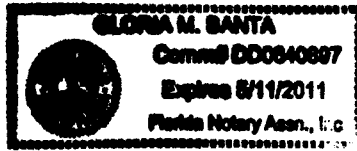
Gloria M. Santa

Signature of Notary

(Name of notary, printed/stamped

Commission Number: _____

My Commission expires: _____



Prepared by:
John D. Bailey, Jr.
Upchurch, Bailey and Upchurch, P.A.
Post Office Drawer 3007
St. Augustine, Florida 32085-3007
FN: 6-05-233

**JOINDER AND CONSENT TO PETITION TO VACATE
A PORTION OF THE PLAT OF TOCOI SUBDIVISION**

CATHY DEANA CHESHIRE, individually, the owner of a portion of the real property identified and described in the petition filed by Georgia Cheshire to vacate a portion of the plat of Unit 2 of TocoI Subdivision, recorded in Map Book 3, Page 108 of the Public Records of St. Johns County, Florida ("Plat"), does hereby join in and consent to the petition and vacation of such portion of the Plat described therein.

IN WITNESS WHEREOF, the undersigned has executed this Joinder and Consent to Petition to Vacate a Portion of the Plat of TocoI Subdivision this 6th day of October, 2007.

Van Barber
Witness: VAN BARBER
(type or print name)

Nick Evans
Witness: Nick Evans
(type or print name)

Cathy Deanna Cheshire
Cathy Deana Cheshire
Address 925 Indian River Drive # 2
Sebastian, Fla 32958

STATE OF Florida
COUNTY OF Indian River

THE FOREGOING instrument was acknowledged before me this 6th day of October, 2007, by Cathy Deana Cheshire, who is () personally known to me or () has produced a valid driver's license as identification.

Nicholas Evans
Signature of Notary
Nicholas Evans
(Name of notary, printed/stamped)
Commission Number: DD630990
My Commission expires: Jan. 18, 2011

