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This instrument prepared by:

William J. Stewart, Esq.  
Stewart, Evans, Stewart & Emmons, P.A.  
P. O. Box 643345  
Vero Beach, FL 32964-3345

### **TRUSTEE'S DISTRIBUTIVE DEED**

BY THIS DEED, **ROBERT L. POLLARD, JR., and ROBIN P. SEALE, as First Successor Co-Trustees of the Linda B. Pollard Appointment Trust u/a/d February 18, 2008**, (the "Trust") herein called "Grantor", whose post office address is 1925 Hart Road, Lexington, Kentucky 40502, hereby conveys as a distribution under the Trust to the Grantee, **ROBERT L. POLLARD, JR., Trustee of the Linda B. Pollard Appointment Trust, f/b/o Robert L. Pollard, Jr., u/a/d February 18, 2008**, whose post office address is 1925 Hart Road, Lexington, Kentucky 40502, the following described real property located in Indian River County, Florida:

An undivided one-fourth (1/4) interest in and to:

Unit No. 302, Building 100, THE OCEAN CLUB AT ORCHID ISLAND, a Condominium, according to the Declaration of Condominium, recorded in Official Record Book 1217, Page 2498, and all exhibits and amendments thereto, Public Records of Indian River County, Florida.

TOGETHER WITH THE exclusive use of Parking Space(s) 8 and 9, and Golf Cart Space 8 in accordance with the Declaration of Condominium.

Subject to easements, restrictions, reservations and rights-of-way of record and taxes accruing subsequent to December 31, 2008.

Parcel Identification Number: 31-39-23-00019-1000-00302/0

Note: The Grantors obtained title to the property described above by the exercise of a Testamentary Power of Appointment granted to Linda B. Pollard by her husband, Robert L. Pollard, under Article V.B., of the Robert L. Pollard Revocable Trust u/a/d June 4, 1993, as amended by Amendment to Declaration of Trust dated October 23, 2003. An authenticated copy of the Last Will and Testament of Linda B. Pollard in which she exercised her Power of Appointment is recorded in Official Records Book 2387, Page 1100, Public Records of Indian River County, Florida. Robert L. Pollard, Jr., one of the Grantors and the Grantee herein is a descendant of Robert L. Pollard. Linda B. Pollard died on April 6, 2008.

Note: Any title examiner who wishes to examine the Robert L. Pollard Revocable Trust u/a/d June 4, 1993, as amended by Amendment to Declaration of Trust dated October 23, 2003, or the Linda B. Pollard Appointment Trust u/a/d February 18, 2008, for further clarification of title, may contact Wade C. Lawson, Esq., Woodward, Hobson, Fulton, L.L.P., 200 West Vine Street, Fifth Floor, Lexington, KY 40507. Robert L. Pollard died on September 1, 2006. Linda B. Pollard died on April 6, 2008. A certified copy of her death certificate is recorded in Official Record Book 2387 Page 1099, Public Records of Indian River County, Florida.

GRANTOR COVENANTS with Grantee that Grantor has good right and lawful authority to sell and convey the property and Grantor warrants the title to the property for any acts of Grantor and will defend the same against the lawful claims of all persons claiming by, through, or under Grantor.

Dated this 28th day of August, 2009.

WITNESSES:

Angela Beckley

Print Name: Angela Beckley

C Gail Hisle

Print Name: C. Gail Hisle

Angela Beckley

Print Name: Angela Beckley

C Gail Hisle

Print Name: C. Gail Hisle

Robert L. Pollard Jr.

ROBERT L. POLLARD, JR., First Successor  
Co-Trustee of the Linda B. Pollard  
Appointment Trust u/a/d February 18, 2008

Robin P. Seale

ROBIN P. SEALE, First Successor Co- Trustee  
of the Linda B. Pollard Appointment Trust  
u/a/d February 18, 2008

STATE OF Kentucky

COUNTY OF Fayette

The foregoing instrument was acknowledged before me this 28 day of August, 2009,  
by ROBERT L. POLLARD, JR. who is personally known to me or who has produced  
drivers license as identification.

(NOTARY SEAL)

STATE OF Kentucky

COUNTY OF Fayette

Betty A Wallace

Betty A. Wallace

Printed Signature

Notary Public, State of Ky

My Commission Expires: 6/20/13

The foregoing instrument was acknowledged before me this 28 day of August, 2009,  
by ROBIN P. SEALE who is personally known to me or who has produced  
drivers license as identification.

(NOTARY SEAL)

Betty A Wallace

Betty A. Wallace

Printed Signature

Notary Public, State of Ky

My Commission Expires: 6/20/13

**CONSENT/WAIVER OF RIGHT OF FIRST REFUSAL  
OF  
ORCHID ISLAND GOLF & BEACH COMMUNITY ASSOCIATION, INC.**

In accordance with Article XIII, Section 15, of the Declaration of Covenants, Conditions and Restrictions for Orchid Island Golf & Beach Community as recorded in Official Records Book 839, Page 372, Public Records of Indian River County, Florida, the Board of Directors of Orchid Island Golf & Beach Community Association, Inc. hereby certifies to receipt of the notice required by this section and consents to the transfer of the following described real property from:

ROBERT L. POLLARD, JR. and ROBIN P. SEALE, as First Successor Co-Trustees of the Linda B. Pollard Appointment Trust u/a/d February 18, 2008

to

ROBERT L. POLLARD, JR., Trustee of the Linda B. Pollard Appointment Trust f/b/o Robert L. Pollard, Jr., u/a/d February 18, 2008

An undivided one-fourth (1/4) interest in and to:

Unit No. 302, Building 100, THE OCEAN CLUB AT ORCHID ISLAND, a Condominium, according to the Declaration of Condominium, recorded in Official Record Book 1217, Page 2498, and all exhibits and amendments thereto, Public Records of Indian River County, Florida.

TOGETHER WITH THE exclusive use of Parking Space(s) 8 and 9, and Golf Cart Space 8 in accordance with the Declaration of Condominium.

By execution hereof, the Association further waives its right of first refusal in accordance with said Declaration.

IN WITNESS WHEREOF, the undersigned subscriber of this document has set his hand and seal as of the 29 day of September, 2009.

**ORCHID ISLAND GOLF & BEACH  
COMMUNITY ASSOCIATION, INC.**

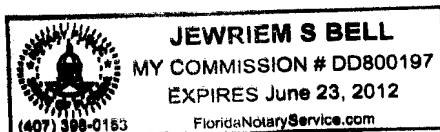
By: Joseph C. Connors

Printed Name: Joseph C. Connors

Its: President

STATE OF FLORIDA  
COUNTY OF INDIAN RIVER

The foregoing instrument was acknowledged before me this 29th day of September, 2009, by Joseph Connors, as President of Orchid Island Golf & Beach Community Association, Inc., a FL not-for-profit corporation, on behalf of the corporation, who is personally known to me or has provided \_\_\_\_\_ as identification.



J Bell  
Printed: Jewriem S Bell  
My Commission Expires: June 23, 2012

**CONSENT/WAIVER OF RIGHT OF FIRST REFUSAL  
OF  
THE OCEAN CLUB AT ORCHID ISLAND CONDOMINIUM ASSOCIATION, INC.**

In accordance with Article 13.1 of the Declaration of Condominium for The Ocean Club at Orchid Island as recorded in Official Records Book 1217, Page 2498, Public Records of Indian River County, Florida, the Board of Directors of The Ocean Club at Orchid Island hereby certifies to receipt of the notice required by this section and consents to the transfer of the following described real property from:

ROBERT L. POLLARD, JR. and ROBIN P. SEALE, as First Successor Co-Trustees of the Linda B. Pollard Appointment Trust w/a/d February 18, 2008

to

ROBERT L. POLLARD, JR., Trustee of the Linda B. Pollard Appointment Trust f/b/o Robert L. Pollard, Jr., w/a/d February 18, 2008

An undivided one-fourth (1/4) interest in and to:

Unit No. 302, Building 100, THE OCEAN CLUB AT ORCHID ISLAND, a Condominium, according to the Declaration of Condominium, recorded in Official Record Book 1217, Page 2498, and all exhibits and amendments thereto, Public Records of Indian River County, Florida.

TOGETHER WITH THE exclusive use of Parking Space(s) 8 and 9, and Golf Cart Space 8 in accordance with the Declaration of Condominium.

By execution hereof, the Association further waives its right of first refusal in accordance with said Declaration.

IN WITNESS WHEREOF, the undersigned subscriber of this document has set his hand and seal as of the 24 day of November, 2009.

**THE OCEAN CLUB AT ORCHID ISLAND  
CONDOMINIUM ASSOCIATION, INC.**

By: \_\_\_\_\_

Printed Name: Joseph Lawyer

Its: President

STATE OF FLORIDA  
COUNTY OF INDIAN RIVER

The foregoing instrument was acknowledged before me this 24 day of November, 2009, by Joseph Lawyer, as President of The Ocean Club at Orchid Island Condominium Association, Inc., a FL not-for-profit corporation, on behalf of the corporation, who is personally known to me or has provided \_\_\_\_\_ as identification.

Printed: \_\_\_\_\_



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