

## ASSIGNMENT AND CONSENT AGREEMENT

### RECITALS

WHEREAS, the City of Leesburg and SUPERIOR ASPHALT OF CENTRAL FLORIDA, INC. , executed that certain agreement for Construction Services dated November 8, 2010; (the "Contract"); and

WHEREAS SUPERIOR ASPHALT OF CENTRAL FLORIDA, INC., a Florida corporation ("Assignor") wishes to assign the Contract to, C.W. ROBERTS CONTRACTING, INC., a Florida corporation, ("Assignee"), Tax Identification Number \_\_\_\_\_; and

WHEREAS, the City of Leesburg consents to the assignment of the Contract.

NOW, THEREFORE, for and in consideration of the mutual covenants herein contained and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

### ASSIGNMENT

Assignor hereby assigns; transfers and conveys all of its rights, obligations, title, interest and liabilities in and to the Contract to Assignee. Assignee hereby accepts such assignment and assumes all of Assignor's rights, obligations, title, and liabilities in and to the Contract, whether such rights, obligations, title, interest or liabilities arose before or after the date of this Agreement.

### CONSENT TO ASSIGNMENT

The City of Leesburg hereby consents to the assignment of the Contract from Assignor to Assignee and agrees to look solely to Assignee for the continued performance of the Contract.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

ASSIGNOR

SUPERIOR ASPHALT OF CENTRAL FLORIDA, INC.

By: Howard H. Hewitt

Name: Howard H. Hewitt

Title: President

ASSIGNEE

CW ROBERTS

By: Charles W. Roberts III

Name: Charles W. Roberts III

Title: President

CITY OF LEESBURG

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

Name: \_\_\_\_\_

Title: \_\_\_\_\_