15

# Order of Taking Money Breakdown

**Case No:** 02-1533-CA
**Case Name:** Beaver
**Court Deposit Amount:** 14 092

7/30/02

**Additional Monies Awarded at Stipulated Final Judgement**

| Parcel ID | Parcel Name | Project | Twn, Rng & Sec OR Unit | Back Taxes paid at OT Hearing | Court Deposit Amount per parcel | Court Fees ($100.00/ number of parcel in OT | OT Total | Back Taxes paid at SFJ | Additional Payment to Seller at SFJ | Attorney's Fees paid at SFJ | Court Fees paid at SFJ | Total Spent to Aquire Parcel |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 786800003 | Beaver | SOB | 30-51-28 | 44.01 | 2000 | 25 | $0.00 | 44.27 | 5,955.73 | | 100 | 2/11/03 |
| 771200003 | Boula | SOB | 25-51-27 | 10.42 | 2080 | 25 | $0.00 | 10.42 | 4,729.58 | | 100 | |
| 777520004 | Burkholder | SOB | 36-51-27 | 47.47 | 7800 | 25 | $0.00 | 47.47 | 4,952.53 | | 100 | |
| 789080008 | Eadie | SOB | 30-51-28 | 10.42 | 2000 | 25 | $0.00 | 10.42 | 4,739.58 | | 100 | |
| | | | | | | | $0.00 | | | | | |
| + Beaver | 2,100 | | | 112.32 | 13,880 | 100 | $0.00 | | | | | |
| * 780520004 | Dente | SOB | 36-51-27 | 0 | 2,080.00 | 100 | $0.00 | 0 | 4,840 | | 100 | |
| | | | | | | | $0.00 | | | | | |
| | | | | | | | $0.00 | | | | | |
| | | | | OT Total (Total should include all court fees and monies awarded in the Order of Taking) | | | $0.00 | | | | | |

14,092.32
Taxes $112.32
$13,980.00
100.00 court fees
$13,880.00

* OBTAINED IN SEPERATE OT.
OT @ 3/25/03
WD 4/4/03

#2
L 4/2/03
W 4/4/03
F 348

+ DENTE - APPEARS TO BE OVER PAID $80
AMS intend OT info 9/24/02

Dente Skip
L 10/11/02
W 12/3/02
F 348

Ent 5/2/03 ROE
ENT OT 7/24/03 JAW
ENT SFJ 7/24/03 JAW

1.) 9/13/02
Both
2.) 10/22/02

Ent SFJ 2/12/02 ROE
+ 2/20/03 ROE

Ent SFJ 2/4/03 KLE

| NAME | LTR | Warr | Fund |
|---|---|---|---|
| BOULA | 8-23-02 | 9-13-02 | 348 |
| EADIE | 8-29-02 | 9-13-02 | 348 |
| BURKHOLDER | 10-17-03 | 10-22-02 | 348 |

OT: Fund: 348 Ltr: 8-6-02 War: 8-9-02
BEAVER 12-10-03 2-11-03 348
BURKHOLDER — LTR: 1-29-03
W: 1-31-03
FUND: 348

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT,
IN AND FOR COLLIER COUNTY, FLORIDA

**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, on behalf of THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND,**

**Petitioner,**

**JEFFREY D. BEAVER, et al.,**

**Defendants.**
_____/

**Case No.:** **02-1533-CA**

**Judge:** **HAYES**

**Parcels:** **00786800003**
**00771200003**
**00777520004**
**00789080008**

# ORDER OF TAKING

**THIS CAUSE** came before the Court, and it appearing that proper notice was first given to all Defendants and to all persons having or claiming any equity, lien, title or other interest in or to the real property described in the Petition in Eminent Domain, that the Petitioner would apply to this Court for an Order of Taking, and the Court being fully advised in the premises, it is, therefore

**ORDERED and ADJUDGED** as follows:

1. That this Court has jurisdiction of the subject matter and the parties to this cause.

2. That the pleadings in this cause are sufficient and the Petitioner is properly exercising its delegated authority for a public purpose.

3. That the Amended Declaration of Taking filed in this cause by the Petitioner was made in good faith and based upon valid appraisals.

4. That there are taxes due and owing on the properties described in the Petition in Eminent Domain. Said taxes, in the amount of $112.32, are set forth in Exhibit "A" attached hereto.

5. That within twenty (20) days of the entry of this Order, Petitioner shall deposit the amount stated in the Amended Declaration of Taking, plus the aforementioned taxes, plus a $100.00 Clerk of Court fee, for a total deposit in the amount of $14,092.32.

6. That upon payment of said deposit, fee simple title in and to the parcel described in the Petition in Eminent Domain and attached hereto as Exhibit "B", shall vest in The Board of Trustees of the Internal Improvement Trust Fund, subject only to outstanding oil, gas and mineral rights interests.

7. That upon payment of said deposit and without further notice or order of the Court, the Petitioner shall be entitled to possession of the parcels described above.

8. That upon payment of said deposit and without further notice or order of the court, the Clerk shall withdraw said $100.00 Clerk of Court fee.

9. That upon payment of said deposit and without further notice or order of the court, the Clerk shall disburse the aforementioned taxes to the Collier County Tax Collector.

**DONE and ORDERED** this 30 day of JULY, 2002, at Naples, Collier County, Florida.

S/ Hugh D. Hayes
CIRCUIT JUDGE

cc: all parties of record

**DEP v. BEAVER, et al.**
**LEGAL DESCRIPTIONS**

**BEAVER-PARCEL: 00786800003**

The Northwest ¼ of the Northwest ¼ of the Northwest ¼ of the Southwest ¼ of Section 30, Township 51 South, Range 28 East, Collier County, Florida.

**BOULA-PARCEL: 00771200003**

The Southwest ¼ of the Southeast ¼ of the Southwest ¼ of the Southwest ¼ of Section 25, Township 51 South Range 27 East, Collier County, Florida.

**BURKHOLDER-PARCEL: 00777520004**

The Southeast ¼ of the Southwest ¼ of the Southeast ¼ of the Northwest ¼ of Section 36 Township 51 South, Range 27 East, Collier County, Florida.

**EADIE-PARCEL: 00789080008**

The Northeast ¼ of the Northwest ¼ of the Northwest ¼ of the Southeast ¼ of Section 30, Township 51 South, Range 28 East, Collier County, Florida.

EXHIBIT
"B"

spared For: Glenn Tucker

5/29/2002

By: Collier County Tax Collector
Sam Young, Acquisition Specialist
(239) 774-8882

## ESTIMATED TAXES DUE PENDING FINAL ORDER OF TAKING DATE

| DEP vs | Case # 02-1533 | Judge: Hayes | | | | | | |
|---|---|---|---|---|---|---|---|---|
| me | ID # | Legal Desc: | IF PAID IN July | OR | IF PAID IN Aug | OR | IF PAID IN Sept |
| aver | 00786800003 | 30-51-28 NW1/4 NW1/4 NW1/4 SW1/4 | 44.01 | | 44.01 | | 44.27 |
| ila | 00771200003 | 25-51-27 SW1/4 SE1/;4 SW1/4 SW1/4 | 10.42 | | 10.42 | | 10.42 |
| kholder | 00777520004 | 36-51-27 SE1/4 SW1/4 Se1/4 NW1/4 | 47.47 | | 47.47 | | 47.47 |
| te | 00780520004 | 36-51-27 SW1/4 SE1/4 NE1/4 SE1/4 | 843.69 | TDA | 855.02 | TDA | 866.35 |
| ie | 00789080008 | 30-51-28 NWE1/4 NW1/4 NW1/4 SE1/4 | 10.42 | | 10.42 | | 10.42 |
| | | | | | | | |
| | | | | | | | |

112.32

| DUE IN July | OR | DUE IN Aug | OR | DUE IN Sept |
|---|---|---|---|---|
| 956.01 | | 967.34 | | 978.93 |

**ICE TO PROPERTY OWNER:** Taxes will aid by the courts. Do not send payment to ax Collectors office. Should you have any er questions, please contact the Attorney erals Office

E TO PERSONS REQUESTING A TAX SEARCH: The Tax Collector of Collier , Florida and employees of the Tax Collector disclaim any liability for any errors in ormation provided herein and do not warrant the accuracy of this information. You have an independent tax search prepared by a qualified abstract or title company or me . The delinquent tax records for Collier County are open for public ion one desiring to perform a tax search.

TDA -- THIS PROPERTY WILL BE SOLD AT AUCTION IF NOT PAID PROMPTLY.

**DEP v. BEAVER, et al.**
**SERVICE LIST**

**PARCEL: 00786800003**

**JEFFREY D. BEAVER**
35 COVE AVE
NORWALK, CT 06855-2416

**PARCEL: 00771200003**

**LILLIAN BOULA**
**JAMES E. BOULA**
PO BOX 1592
NAPLES, FL 34106-1592

**PARCEL: 00777520004**

**RONALD J. BURKHOLDER**
**PEGGY S. BURKHOLDER**
7139 SHAGGY BARK DR
WEST CHESTER, OH 45069-1523

**PARCEL: 00789080008**

**MARIAN EADIE**
**DENNIS A. EADIE**
10 HIGGINS PL
SCARBOROUGH, ONTARIO
CANADA, M1B 2T4

**ALL PARCELS:**

**GUY CARLTON, TAX COLLECTOR**
Collier County Government Complex, Bldg C-1
3301 Tamiami Trail, East
Naples, FL 34101

Memorandum

Florida Department of
**Environmental Protection**

**August 6, 2002**

**TO:** **Naomi Dzikunu, Accountant IV**
**Bureau of Finance & Accounting**
**Division of Administrative Services**

**FROM:** **Sheryl P. Jones, OMC Manager**
**Division of State Lands**

**SUBJECT: ORDER OF TAKING**

Please process a voucher for payment as provided by the attached **Orders of Taking** for the Save Our Everglades (Golden Gate Estates) CARL Project and with the following accounting codes:

| Org Code | EO | Fund | Object | Category | Project # |
|---|---|---|---|---|---|
| 3710 3100 000 | LS | 348011 | 562080 | 084108-02 | 00591 |

**PAYEE:** **Please see the attached list of 19 Orders of Taking** $552,530.22

**PLEASE INCLUDE ALL PAYEE INFO PROVIDED IN THE ATTACHMENT ON THE WARRANTS!**

If there is any additional information needed, please do not hesitate to contact this office.

SPJ:me
cc: SOEGGE Team

Attachments

## Order of Taking
## Attachment

**Payee: Collier County, Clerk of Circuit Court**

| | Defendants | Case Number | Review Number | Amount |
|---|---|---|---|---|
| 1 | John h. Nelson, et al., | 02-1549-CA | BLA283248 | $45,595.56 |
| 2 | Adelard Broderu, et al., | 02-1528-CA | BLA283249 | $59,825.61 |
| 3 | Charles E. Barker, et al., | 02-1508-CA | BLA283250 | $46,078.03 |
| 4 | Jeffrey D. Beaver, et al., | 02-1533-CA | BLA283251 | $14,092.32 |
| 5 | Bradley H. Burrows, et al., | 02-1553-CA | BLA283252 | $52,102.17 |
| 6 | Hubert W. Brady, et al., | 02-1543-CA | BLA283253 | $16,100.08 |
| 7 | Robert D. Balzer, et al., | 02-1532-CA | BLA283254 | $11,092.69 |
| 8 | Ann Brion, et al., | 02-1534-CA | BLA283255 | $12,526.21 |
| 9 | Rodes S. Jackson, et al., | 02-1548-CA | BLA283256 | $54,301.17 |
| 10 | Rita Girard, et al., | 02-1545-CA | BLA283257 | $27,784.76 |
| 11 | Kenneth J. Don Levy, et al., | 02-1525-CA | BLA283258 | $12,565.44 |
| 12 | L. Virginia DeLancey, et al., | 02-1551-CA | BLA283259 | $32,599.45 |
| 13 | Clidell Duskin, et al., | 02-1516-CA | BLA283260 | $15,290.70 |
| 14 | Mary E. Carey, et al., | 02-1513-CA | BLA283261 | $36,876.64 |
| 15 | Wilma Shepherd, et al., | 02-1554-CA | BLA283262 | $13,152.51 |
| 16 | Richard Salas, et al., | 02-1540-CA | BLA283263 | $24,423.55 |
| 17 | Patricia Petro, et al., | 02-1535-CA | BLA283264 | $47,275.49 |
| 18 | Thomas A. King, et al., | 02-1530-CA | BLA283265 | $10,313.72 |
| 19 | Vernon P. Kerrigan, et al., | 02-1536-CA | BLA283266 | $20,534.12 |
| | Total of Orders | | | $552,530.22 |

# STATE OF FLORIDA

OFFICE OF COMPTROLLER

REMITTANCE ADVICE

4-03 721 086

THIS IS NOT A PAYMENT DEVICE

| FLAIR ACCOUNT CODE | OLO | SITE | DOCUMENT NUMBER | OBJECT | DATE | PAYMENT NO |
|---|---|---|---|---|---|---|
| 37-302348021-37100200-00-08410801 | 370000 | 08 | D3000067276 | 5690 | 08/09/02 | 0204195 |

PAYMENT AMOUNT
$ 552,530.22

**DO NOT CASH**

AGENCY DOCUMENT NO
VF00487

COLLIER COUNTY CLERK OF THE
CIRCUIT COURT
COLLIER COUNTY COURTHOUSE
3301 E TAMIAMI TR
NAPLES FL 34112

**PLEASE DIRECT QUESTIONS TO: (850) 488-6439, ENVIRON. PROTECTION - FCO**

**VENDORS NOW CAN VIEW PAYMENT INFORMATION AT HTTP://FLAIR.DBF.STATE.FL.US**

| INVOICE NUMBER | AMOUNT |
|---|---|
| 02151354 | $ 552,530.22 |

DETACH CAREFULLY AND RETAIN FOR YOUR RECORDS BEFORE CASHING OR DEPOSITING THE WARRANT

| FLAIR ACCOUNT CODE | SWDN | ADN | OBJECT | DATE | WARRANT NO |
|---|---|---|---|---|---|
| 37-302348021-37100200-00-08410801 | D3000067276 | VF00487 | 5690 | 08/09/02 | 0204195 63-69/630 |

OLO 370000 SITE 08 CONTACT (850) 488-6439 FOR PAYMENT QUESTIONS

VOID AFTER 12 MONTHS

4-03 721 086

# STATE OF FLORIDA

OFFICE OF COMPTROLLER

PAY

AMOUNT

FIVE-HUNDRED-FIFTY-TWO-THOUSAND-FIVE-HUNDRED-THIRTY & 22/100 DOLLARS

$***552,530.22

TO THE ORDER OF:

VENDOR ID NUMBER

**EXPENSE WARRANT**

TO: TREASURER OF FLORIDA
TALLAHASSEE

COLLIER COUNTY CLERK OF THE
CIRCUIT COURT
COLLIER COUNTY COURTHOUSE
3301 E TAMIAMI TR
NAPLES FL 34112

Robert L. McCurdy

COMPTROLLER OF FLORIDA

⑈340204195021⑈ ⑆063000694⑆ ⑈421⑈

02-1533-CA

hearing 7/30/02

**DEP v. BEAVER, et al.**
**SERVICE LIST**

**PARCEL: 00786800003**

SOB

**JEFFREY D. BEAVER**
35 COVE AVE
NORWALK, CT 06855-2416

**PARCEL: 00771200003**

SOB

**LILLIAN BOULA**
**JAMES E. BOULA**
PO BOX 1592
NAPLES, FL 34106-1592

**PARCEL: 00777520004**

SOB

**RONALD J. BURKHOLDER**
**PEGGY S. BURKHOLDER**
7139 SHAGGY BARK DR
WEST CHESTER, OH 45069-1523

**PARCEL:00780520004**

SOB

**JOE DENTE**
111 GUYTON RD
MARION, SC 29571-6341

**PARCEL: 00789080008**

**MARIAN EADIE**
**DENNIS A. EADIE**
SOB
10 HIGGINS PL
SCARBOROUGH, ONTARIO
CANADA, M1B 2T4

**ALL PARCELS:**

**GUY CARLTON, TAX COLLECTOR**
Collier County Government Complex, Bldg C-1
3301 Tamiami Trail, East
Naples, FL 34101

**IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT, IN AND FOR COLLIER COUNTY, FLORIDA**

**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, on behalf of THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND,**

**Petitioner,**

**v.**

**JEFFREY D. BEAVER, et al.,**

**Defendants.**

_____/

**Case No.: 02-1533-CA**

**Judge: HAYES**

## AMENDED DECLARATION OF TAKING

Petitioner, FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, on behalf of THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND, having the right to take possession and title in advance of the entry of Final Judgment in eminent domain actions, pursuant to Chapters 73 and 74, Florida Statutes (2001), makes its Amended Declaration of Taking as follows:

1. Property identified as individual parcel listed below and in the Petition in Eminent Domain is taken for the uses set forth in the Petition.

2. A good faith estimate of the parcels' value, based upon a valid appraisal, is as follows:

| | | | |
|---|---|---|---|
| 00786800003 | $ 2,000 | 00771200003 | $2,080 |
| 00777520004 | 7,800 | 00780520004 | 2,080 |
| 00789080008 | 2,000 | | |

**I HEREBY CERTIFY** that a true and correct copy of this document was sent by U.S. Mail to the parties on the attached service list this 10th day of JULY, 2002.

**ROBERT A. BUTTERWORTH**
**ATTORNEY GENERAL**

**ELAINE M. ASAD**
SENIOR ASSISTANT ATTORNEY GENERAL
FBN 0109630
Autonation Tower
110 S.E. 6th St., 9th Floor
Ft. Lauderdale, FL 33301
Tel: 954-712-4600 Fax: 954-712-4761

Katy

**Florida Department of**
**Memorandum**

**Environmental Protection**

---

**April 2, 2003**

**TO:** **Naomi Dzikunu, Accountant IV**
**Bureau of Finance & Accounting**
**Division of Administrative Services**

**FROM:** **Lynda I. Godfrey, Closing Section Supervisor**
**Bureau of Land Acquisition**
**Division of State Lands**

**SUBJECT: ORDER OF TAKING**

Please process a voucher for payment as provided by the attached **Orders of Taking** for the Save Our Everglades (Golden Gate Estates) CARL Project and with the following accounting codes:

| Org Code | EO | Fund | Object | Category | Project # |
|---|---|---|---|---|---|
| 3710 3100 000 | BQ | 348021 | 562080 | 084108-02 | 00591 |

**PAYEE: Please see the attached list of 24 orders of Taking- Amount 1,068,784.76**

**PLEASE INCLUDE ALL PAYEE INFO PROVIDED IN THE ATTACHMENT ON THE WARRANTS!**

If there is any additional information needed, please do not hesitate to contact this office.

LIG/lbr

cc: Sheryl P. Jones
File

Attachments

**Order of Taking Attachment** 4/2/2003

**Payee: Collier County, Clerk of Circuit Court**

| | Defendants | Case Number | Review Number | Amount |
|---|---|---|---|---|
| 1 | Evelyn Zinkar | 02-5237-CA | BLA300641 | $51,912.15 |
| 2 | Elizabeth B. White | 02-5315-CA | BLA300642 | $30,044.44 |
| 3 | Donald E. Wieland | 02-5238-CA | BLA300643 | $72,576.13 |
| 4 | Rose Tamm | 02-5317-CA | BLA300644 | $39,135.98 |
| 5 | Raymond M. Sanford | 02-5320-CA | BLA300645 | $24,155.17 |
| 6 | Deborah Spooner | 02-5264-CA | BLA300646 | $38,158.53 |
| 7 | I.H. Seller, Jr. | 02-5260-CA | BLA300647 | $27,469.67 |
| 8 | Mary Jean Rice | 02-5324-CA | BLA300648 | $65,868.70 |
| 9 | Joseph Quinn | 02-5259-CA | BLA300649 | $64,357.17 |
| 10 | F. Lewis Platt | 02-5258-CA | BLA300650 | $59,560.11 |
| 11 | Robert L. Poynter | 02-5322-CA | BLA300651 | $20,436.31 |
| 12 | Paul Naves | 02-5262-CA | BLA300652 | $38,760.33 |
| 13 | Calvin H. Mittman | 02-5275-CA | BLA300653 | $25,178.84 |
| 14 | William J. Moni | 02-5261-CA | BLA300654 | $74,353.46 |
| 15 | Carey Kuchen | 02-5241-CA | BLA300655 | $42,586.61 |
| 16 | Lillie C. Forburger | 02-5236-CA | BLA300656 | $28,359.98 |
| 17 | Chantale Durand | 02-5271-CA | BLA300657 | $30,235.11 |
| 18 | Mary J. Dobbie | 02-5270-CA | BLA300658 | $90,018.88 |
| 19 | Millard M. Copsey | 02-5266-CA | BLA300659 | $55,226.63 |
| 20 | Juan Guillermo Campillo | 02-5269-CA | BLA300660 | $61,906.71 |
| 21 | Harry Chancy | 02-5202-CA | BLA300661 | $33,296.92 |
| 22 | Willard Buffington | 02-5277-CA | BLA300662 | $21,342.36 |
| 23 | Jeffrey D. Beaver | 02-1533-CA | BLA300663 | $2,100.00 |
| | Ronnie A. Brewer | 02-5276-CA | BLA300664 | $71,744.57 |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | Total of Orders | | | $1,068,784.76 |

# FLORIDA

DEP[redacted] ANCIAL SERVICES

REMITTANCE ADVICE

4-615 247

THIS IS NOT A PAYMENT DEVICE

| FLAIR ACCOUNT CODE | OLO | SITE | DOCUMENT NUMBER | OBJECT | DATE | PAYMENT NO |
|---|---|---|---|---|---|---|
| 37-302348002-37100200-00-08410802 | 370000 | 08 | D3000529559 | 5620 | 04/04/03 | 1603618 |

PAYMENT AMOUNT
$ 1,068,784.76

**DO NOT CASH**

AGENCY DOCUMENT NO
VF04070

COLLIER COUNTY CLERK OF THE
CIRCUIT COURT
COLLIER COUNTY COURTHOUSE
3301 E TAMIAMI TR
NAPLES FL 34112

**PLEASE DIRECT QUESTIONS TO: (850) 488-6439, ENVIRON. PROTECTION - FCO**

**VENDORS NOW CAN VIEW PAYMENT INFORMATION AT HTTP://FLAIR.DBF.STATE.FL.US**

| INVOICE NUMBER | AMOUNT | INVOICE NUMBER | AMOUNT | INVOICE NUMBER | AMOUNT |
|---|---|---|---|---|---|
| 021533CA | $ 2,100.00 | 021576CA | $ 71,744.57 | 025202CA | $ 33,296.92 |
| 025236CA | $ 28,359.98 | 025237CA | $ 51,912.15 | 025238CA | $ 72,576.13 |
| 025241CA | $ 42,586.61 | 025258CA | $ 59,560.11 | 025259CA | $ 64,357.17 |
| 025260CA | $ 27,469.67 | 025261CA | $ 74,353.46 | 025262CA | $ 38,760.33 |
| 025264CA | $ 38,158.53 | 025266CA | $ 55,226.63 | 025269CA | $ 61,906.71 |
| 025270CA | $ 90,018.88 | 025271CA | $ 30,235.11 | 025275CA | $ 25,178.84 |
| 025277CA | $ 21,342.36 | 025315CA | $ 30,044.44 | 025317CA | $ 39,135.98 |
| 025320CA | $ 24,155.17 | 025322CA | $ 20,436.31 | 025324CA | $ 65,868.70 |

mailed
4-8-03

DETACH CAREFULLY AND RETAIN FOR YOUR RECORDS BEFORE CASHING OR DEPOSITING THE WARRANT

FLAIR ACCOUNT CODE 37-302348002-37100200-00-08410802 SWDN D3000529559 ADN VF04070 OBJECT 5620 DATE 04/04/03 WARRANT NO 1603618 63-69 630

OLO 370000 SITE 08 CONTACT (850) 488-6439 FOR PAYMENT QUESTIONS VOID AFTER 12 MONTHS

# STATE OF FLORIDA

4-615 247

PAY DEPARTMENT OF FINANCIAL SERVICES AMOUNT

ONE-MILLION-SIXTY-EIGHT-THOUSAND-SEVEN-HUNDRED-EIGHTY-FOUR 76/100 DOLLARS $*1,068,784.76

TO THE ORDER OF

COLLIER COUNTY CLERK OF THE
CIRCUIT COURT
COLLIER COUNTY COURTHOUSE
3301 E TAMIAMI TR
NAPLES FL 34112

VENDOR ID NUMBER

EXPENSE WARRANT

TO: DIVISION OF TREASURY
TALLAHASSEE

CHIEF FINANCIAL OFFICER

⑈3160361803⑈ ⑆063000691⑆

Case No.: 02-1533-CA Name: Burkholder 1/31/03

Parcel ID: 007752 0004

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $12,800

**Subtract**

B) Total Amount Paid to Seller at Order of Taking - $7,800

C)

**Subtotal** $5,000 A-B

**Subtract**

D) Property taxes due and owing on said parcel (as stated in SFJ) - $47.47

E)

Total due to seller = $4,952.53 C-D

Atty Fees $

**Warrant should equal D + E + $100.00 for Court Fees + Atty Fees** $5,100 D-E+100+Atty

*Warrant actually equals* $5,052.53

*Difference of:* $47.47

☑ Check here if taxes due on SFJ not included in warrant amount

**IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL DISTRICT IN AND FOR COLLIER COUNTY, FLORIDA**

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION on behalf of THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND,

Petitioner,

v.

JEFFREY D. BEAVER, et al.,

Defendants.
_____/

COPY

Case No. 02-1533-CA

Judge: Hayes

**STIPULATED FINAL JUDGMENT AS TO DEFENDANTS, RONALD J. BURKHOLDER AND PEGGY S. BURKHOLDER**

**THIS MATTER** having come before the Court upon Joint Motion of the Petitioner, Florida Department of Environmental Protection on behalf of the Board of Trustees of the Internal Improvement Trust Fund, by and through undersigned counsel, and Defendants, Ronald J. Burkholder and Peggy S. Burkholder, and the Court being fully advised in the premises, it is therefore:

**ORDERED AND ADJUDGED** as follows:

1. The pleadings in this cause are sufficient and Petitioner is properly exercising its delegated authority for a public purpose.

2. Defendants, owners of parcel 00777520004, shall have and recover the total sum of **TWELVE THOUSAND EIGHT HUNDRED AND NO/100 DOLLARS ($12,800.00)** which sum represents complete payment of full compensation for

property taken, attorney's fees, expert fees and costs, interest, and any and all other claims of whatsoever kind or nature, by said Defendants with respect to the particular parcel specified herein.

3. There are taxes due and owing on said parcel in the total sum of **FORTY SEVEN AND 47/100 DOLLARS ($47.47).**

4. Petitioner has previously deposited the amount of **SEVEN THOUSAND EIGHT HUNDRED AND NO/100 DOLLARS ($7,800.00)** into the Registry of the Clerk of the Circuit Court toward acquisition of said parcel **00777520004** at which time title to said parcel, as described in the Petition in Eminent Domain, vested in the name of Petitioner.

5. Within thirty (30) days of Petitioner's receipt of the Court's approval of this Stipulated Final Judgment, Petitioner shall deposit into the Registry of the Court the additional sum of **FOUR THOUSAND NINE HUNDRED FIFTY TWO AND AND 53/100 DOLLARS ($4,952.53)** which represents the difference between full compensation owed to said Defendant and Petitioner's prior deposit made pursuant to the entry of the Order of Taking, and less the outstanding property taxes. 4952.53

6. Upon the deposit of the amount set forth in paragraph five (5) above and without further order of the Court, the Clerk of the Circuit Court shall pay the total sum of **TWELVE THOUSAND SEVEN HUNDRED FIFTY TWO AND 53/100 DOLLARS ($12,752.53) to Ronald J. Burkholder and Peggy S. Burkholder** and send it to them at 7139 Shaggy Bark Drive, Westchester, OH 45069. Said sum represents full compensation, less the aforementioned taxes.

7. Upon entry of this Stipulated Final Judgment, any and all claims by said Defendants for full compensation, attorney's fees, expert fees and costs, interest, and all other claims of whatsoever kind or nature shall be resolved with respect to said Defendants and parcel specified herein and the said Defendants shall seek no further compensation from Petitioner.

**DONE AND ORDERED** this _____day of _____, 2002 at Naples, Collier County, Florida.

_____
**CIRCUIT COURT JUDGE**

The original of this document is signed and

JAN 21 2003

by Hugh D. Hayes
Circuit Judge

**JOINT MOTION**

**COMES NOW**, Petitioner, Florida Department of Environmental Protection on behalf of the Board of Trustees of the Internal Improvement Fund, by and through undersigned counsel, and Defendants, Ronald J. Burkholder and Peggy S. Burkholder, and together move the Court for entry of the above Stipulated Final Judgment and advise the Court they are authorized to enter into this Motion.

Alexia J. Capote FBN: 525790
Office of the Attorney General
110 SE 6th Street, 9th Floor
Ft. Lauderdale, FL 33301-5000
Telephone: 954.712.4971
Telefax: 954.721.4716

X _____
Ronald J. Burkholder

X _____
Peggy S. Burkholder

2.03 MT v copie: Elaine M Asad, Esq

Katy

Memorandum

Florida Department of
**Environmental Protection**

**January 29, 2003**

**TO:** Naomi Dzikunu, Accountant IV
Bureau of Finance & Accounting
Division of Administrative Services

**FROM:** Lynda I. Godfrey, Closing Section Supervisor
Bureau of Land Acquisition
Division of State Lands

**SUBJECT: STIPULATED FINAL JUDGEMENT**

Please process a voucher for payment as provided by the attached letter concerning the **Stipulated Final Judgment,** also attached, for the Save Our Everglades (Golden Gate Estates) CARL Project and with the following accounting codes:

| Org Code | EO | Fund | Object | Category | Project # |
|---|---|---|---|---|---|
| 3710 3100 000 | BQ | 348021 | 569000 | 084108-02 | 00591 |

**PAYEE: Please see the attached list of 9 Stipulated Final Judgements**
**Amount ~~$279,984~~** 32,529.45

**PLEASE INCLUDE ALL PAYEE INFO PROVIDED ON THE WARRANT!**

If there is any additional information needed, please do not hesitate to contact this office.

LIG:lbr

cc: Sheryl P. Jones
File Copy

# ~~STATE~~ OF FLORIDA
## DEPARTMENT OF FINANCIAL SERVICES
## REMITTANCE ADVICE

4-154 545

THIS IS NOT A PAYMENT DEVICE

| FLAIR ACCOUNT CODE | OLO | SITE | DOCUMENT NUMBER | OBJECT | DATE | PAYMENT NO |
|---|---|---|---|---|---|---|
| 37-302348021-37100200-00-08410802 | 370000 | 08 | D3000400259 | 5690 | 01/31/03 | 1219281 |

PAYMENT AMOUNT
$ 32,529.45

**DO NOT CASH**

AGENCY DOCUMENT NO
VF03041

COLLIER COUNTY CLERK OF THE
CIRCUIT COURT
COLLIER COUNTY COURTHOUSE
3301 E TAMIAMI TR
NAPLES FL 34112

**PLEASE DIRECT QUESTIONS TO: (850) 488-6439, ENVIRON. PROTECTION - FCO**

**VENDORS NOW CAN VIEW PAYMENT INFORMATION AT HTTP://FLAIR.DBF.STATE.FL.US**

| INVOICE NUMBER | AMOUNT | INVOICE NUMBER | AMOUNT | INVOICE NUMBER | AMOUNT |
|---|---|---|---|---|---|
| 02143CA | $ 1,975.09 | 012037CA | $ 2,665.50 | 021533CA | $ 5,052.53 |
| 022704CA | $ 3,960.36 | 023448CA | $ 5,006.64 | 023536CA | $ 8,785.37 |
| 023544CA | $ 5,083.96 | | | | |

mailed
2-4-03

THE DEPARTMENTS OF BANKING & FINANCE AND INSURANCE WILL BECOME THE DEPT. OF FINANCIAL SERVICES ON JANUARY 7, 2003

DETACH CAREFULLY AND RETAIN FOR YOUR RECORDS BEFORE CASHING OR DEPOSITING THE WARRANT

| FLAIR ACCOUNT CODE | SWDN | ADN | OBJECT | DATE | WARRANT NO | 63-69 / 630 |
|---|---|---|---|---|---|---|
| 37-302348021-37100200-00-08410802 | D3000400259 | VF03041 | 5690 | 01/31/03 | 1219281 | |

OLO 370000 SITE 08 CONTACT (850) 488-6439 FOR PAYMENT QUESTIONS

VOID AFTER 12 MONTHS

# STATE OF FLORIDA
## DEPARTMENT OF FINANCIAL SERVICES

4-154 545

PAY

AMOUNT

$****32,529.45

THIRTY-TWO-THOUSAND-FIVE-HUNDRED-TWENTY-NINE & 45/100 DOLLARS

TO THE ORDER OF:

VENDOR ID NUMBER

**EXPENSE WARRANT**

TO: DIVISION OF TREASURY
TALLAHASSEE

COLLIER COUNTY CLERK OF THE
CIRCUIT COURT
COLLIER COUNTY COURTHOUSE
3301 E TAMIAMI TR
NAPLES FL 34112

Tom Gallagher
CHIEF FINANCIAL OFFICER

⑈341219281⑆ ⑆063000694⑆ ⑈421⑈

January 29, 2003

| CASE NAME | CASE # | DEFENDANTS | AMOUNT |
|---|---|---|---|
| BEAVER | 02-1533-CA | RONALD, PEGGY BURKHOLDER | $ 5,052.53 |
| BROWN | 01-2037-CA | NORIKO BROWN | $ 2,665.50 |
| JACKS | 02-3448-CA | JOHN, KAY COX | $ 5,006.64 |
| LAUZON | 02-2704-CA | ELDON, JULIA LAUZON | $ 3,960.36 |
| MARSHALL | 02-3544-CA | HANS U. RUDOLPH | $ 5,083.96 |
| PAUBEC HOMES | 02-143-CA | FISCHER, DITTER | $ 1,975.09 |
| PORRO | | Taken out | |
| STEELE | 02-3536-CA | CHARLES KELLEY & PAULETTE KELLY | $ 4,920.93 |
| STEELE | 02-3536-CA | VIRGINIA DELANCEY | $ 3,864.44 |
| | | | **$ 32,529.45** |