# Order of Taking Money Breakdown

**Case No:** 01-4052-CA
**Case Name:** Betts
**Court Deposit Amount:** $10,027.85 ✓

OT 1/31/02
WD 2/6/02

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 |
|---|---|---|---|---|---|---|---|
| 4477164 0001 | Betts | GGE | U152 | 1.44 | 1760 | 20 | $0.00 |
| 4476868 0003 | Brunck | GGE | U152 | 1.48 | 1920 | 20 | $0.00 |
| 4476400 0001 | Calandro | GGE | U152 | 2.01 | 2560 | 20 | $0.00 |
| 4476064 0009 | Courtney | GGE | U152 | 1.44 | 1760 | 20 | $0.00 |
| 4476880 0003 | Gifford | GGE | U152 | 1.48 | 1920 | 20 | $0.00 |
| | | | | | | | $0.00 |
| | | | | 7.85 | $9920 ✓ | 100.00 | $0.00 |
| | | | | | | | $0.00 |
| | | | | | | | $0.00 |
| | | | | OT Total (Total should include all court fees and monies awarded in the Order of Taking) | | | $0.00 |

| 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 |
|---|---|---|---|---|
| 1.44 | 1878.56 | | 100 | |
| 1.48 | 1748.52 | | 100 | |
| 2.01 | 5,437.99 | 1,290.30 | 100 | 7/16/03 |
| 1.44 | 1878.56 | 0 | 100 | |
| 12 | 8080 - | 0 | 0 | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

Ent SFJ 8/13/03 JAW ✓

$10,027.85
7.85 taxes
$10,020.00
- 100.00 court fees
$ 9,920.00 ✓

Recd. tax sheet + entered
into KLE

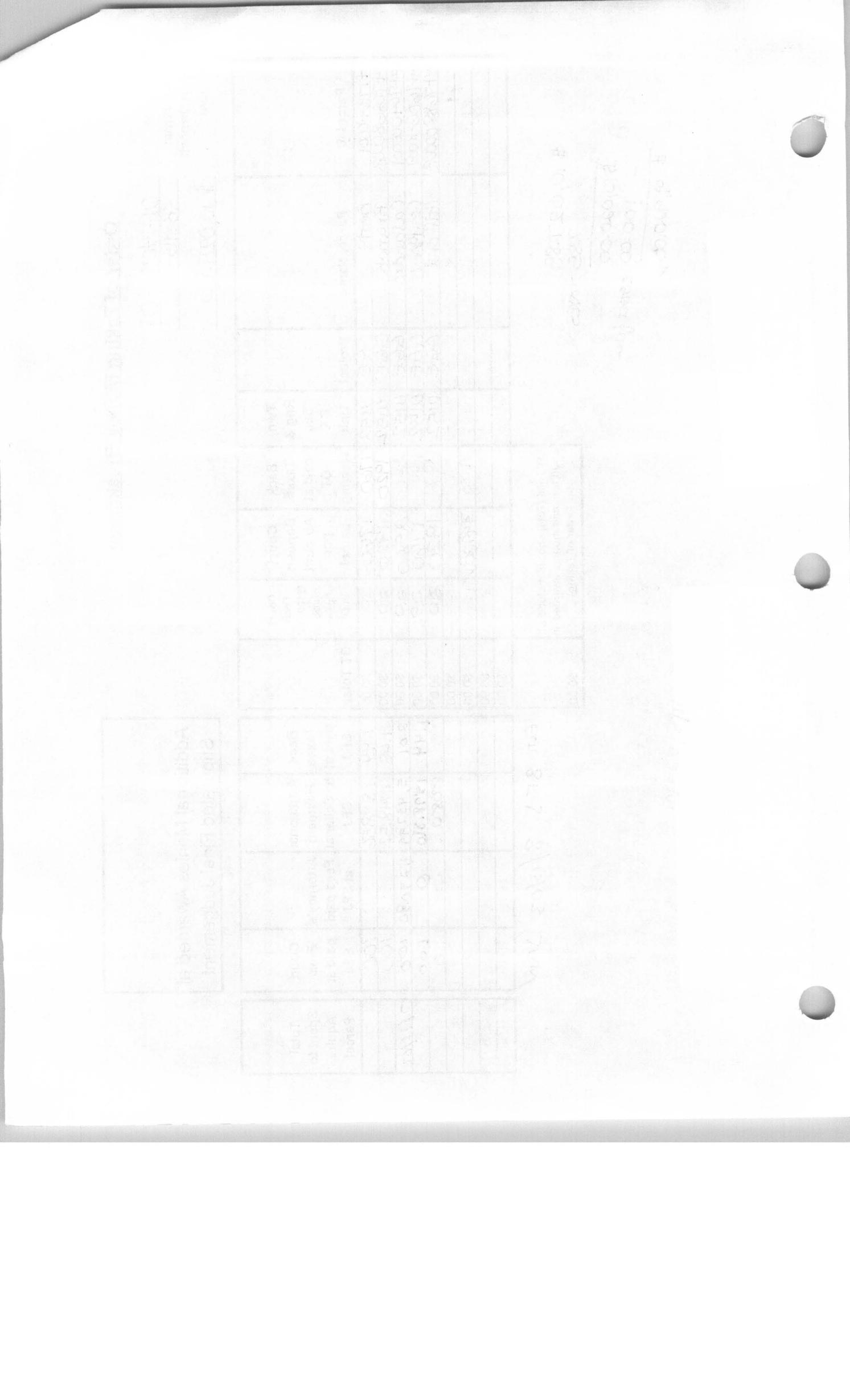
**Further information needed from the Attorney General's Office to complete money breakdown.**

**OT**
Fund: 332

Ltr: 2-4-02
War: 2-6-02

SFJ

| NAME | LTR | Warr | Fund |
|---|---|---|---|
| Brunck | 2-14-02 | 2-21-02 | 332 |
| Calando | 7-14-03 | 7-16-03 | 348 |
| Betts | 4-26-02 | 5-1-02 | 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,

JERRY G. BETTS, et al.,

Defendants.
_____/

Case No.: 01-4052-CA

Judge: HAYES

# 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

**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 Declaration and 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 $7.85 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 Declaration and Amended Declaration of Taking, the taxes due and owing on the property, plus a $100.00 Clerk of Court fee, for a total deposit amount of $10,027.85.

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

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

8. 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 herein.

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

**DONE and ORDERED** this 31 day of **JANUARY, 2002** in Naples, Collier County, Florida.

S/ Hugh Hayes
**CIRCUIT JUDGE**

copies: all parties of record

AUG-12-2002 11:09 ATT. GEN./ CRIM APPEALS 954 712 4761 P.14

Prepared For: Glenn Tucker

12/11/01

By: Collier County Tax Collector
Sam Young, Acquisition Specialist
(941) 774-8882

s Betts

Case # 01-4052

Judge: Hayes

| ID # | Legal Desc: | IF PAID IN JAN | OR | IF PAID IN FEB | OR | IF PAID IN MAR |
|---|---|---|---|---|---|---|
| 44771840001 | Golden Gate Est U 152 E75' W150' T: 120 | 1.44 | | 1.44 | | 1.44 |
| 44768680003 | Golden Gate Est U152 N 75' T: 91 | 1.48 | | 1.48 | | 1.48 |
| 44764000001 | Golden Gate Est U152 E105' Tr 51 | 2.01 | | 2.01 | | 2.01 |
| 44760540009 | Golden Gate Est U 152 W75' E150' Tr 12 | 1.44 | | 1.44 | | 1.44 |
| 44768800003 | Golden Gate Est U 152 S75' N180' Tr 92 | 1.48 | | 1.48 | | 1.48 |
| | | | | | | |
| | | | | | | |

k
idro
ney
rd

| DUE IN JAN | OR | DUE IN FEB | OR | DUE IN MAR |
|---|---|---|---|---|
| 7.85 | | 7.95 | | 7.85 |

linquent taxes must be paid with a Cashier's Check
money order ONLY.

TICE TO PERSONS REQUESTING A TAX SEARCH: The Tax Collector of Collier County, Florida and ployees of the Tax Collector disclaim any liability for any errors in the information provided herein and cc warrant the accuracy of this information. You should have an independent tax search prepared by a ed abstract or title company or an attorney at law. The delinquent tax records for Collier County are public inspection by anyone desiring to perform a tax search.

EXHIBIT "A"

# STATE OF FLORIDA
OFFICE OF COMPTROLLER
REMITTANCE ADVICE

4-02 396 939

THIS IS NOT A PAYMENT DEVICE

| FLAIR ACCOUNT CODE | OLO | SITE | DOCUMENT NUMBER | OBJECT | DATE | PAYMENT NO |
|---|---|---|---|---|---|---|
| 37-302332010-37100200-00-08410800 | 370000 | 08 | D2000437120 | 5690 | 02/06/02 | 1284573 |

PAYMENT AMOUNT
$ 10,027.85

DO NOT CASH

AGENCY DOCUMENT NO
VF05236

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 |
|---|---|
| 014052CA | $ 10,027.85 |

01-4052-CA

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 |
|---|---|---|---|---|---|---|
| 37-302332010-37100200-00-08410800 | D2000437120 | VF05236 | 5690 | 02/06/02 | 1284573 | |

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

VOID AFTER 12 MONTHS

# STATE OF FLORIDA
OFFICE OF COMPTROLLER

4-02 396 939

PAY
TEN-THOUSAND-TWENTY-SEVEN & 85/100 DOLLARS

AMOUNT
$****10,027.85

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: TREASURER OF FLORIDA
TALLAHASSEE

Robert L. McCluney
COMPTROLLER OF FLORIDA

⑈ 2 4 1 2 8 4 5 7 3 0 6 ⑈ ⑆ 0 6 3 0 0 0 6 9 4 ⑆ ⑈ 4 2 ⑈

Case No.: 01-4052-CA Name: Betts/ DesChamps 5/12/04
Parcel ID: 447606640009 5/7/04 02

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 3,640 321490

**Subtract**

B) Total Amount Paid to Seller at Order of Taking - $ 1,760

C) **Subtotal** $ 1,880 A-B

**Subtract**

D) Property taxes due and owing on said parcel (as stated in SFJ) - $ 1.44

E) Total due to seller = $ 1,878.56 C-D
Atty Fees $ Ø

**Warrant should equal D + E + $100.00 for Court Fees + Atty Fees** $ 1,978.56 D+E+100+Atty

*Warrant actually equals* $ 1,978.56

*Difference of:* $ Ø

☐ 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,

COPY

Petitioner,

v.

JERRY BETTS, et al.,

Defendants.
_____/

Case No. 01-4052-CA

Judge: MARTIN

**STIPULATED FINAL JUDGMENT AS TO DEFENDANTS, FRANK A. DES CHAMPS and DOROTHY L. DES CHAMPS**

**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 Defendant, Frank A. Des Champs and Dorothy L. Des Champs, both deceased, by and through their surviving heirs, Dorothy A. Courtney, Donna Marie Kowalski, Mary Ellen Gallagher, Frank A. Des Champs, Jr., Thomas George Des Champs and William John Des Champs, 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. Defendant, owner of parcel 44760640009 shall have and recover the total sum of **THREE THOUSAND SIX HUNDRED FORTY AND NO/100 DOLLARS ($3,640.00),** 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 Defendant with respect to the particular parcel specified herein.

3. There are property taxes due and owing on said parcel in the amount of **ONE AND 44/100 DOLLARS ($1.44).**

4. Petitioner has previously deposited the amount of **ONE THOUSAND SEVEN HUNDRED SIXTY AND NO/100 DOLLARS ($1,760.00)** into the Registry of the Clerk of the Circuit Court toward acquisition of said parcel 44760640009 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 a Court-approved copy of this Stipulated Final Judgment, Petitioner shall deposit the additional sum of **ONE THOUSAND EIGHT HUNDRED SEVENTY-EIGHT AND 56/100 DOLLARS** 1,978.56 **($1,878.56)** into the Registry of the Clerk of the Circuit Court, which sum represents the difference between full compensation owed to said Defendant and Petitioner's prior deposit, less the aforementioned taxes.

6. Upon the deposit of the sum as 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 **THREE THOUSAND SIX HUNDRED THIRTY-EIGHT AND 56/100 DOLLARS ($3,638.56) to Dorothy A. Courtney** and send it to her at 339 Oak Meadow Drive, Los Gatos, CA 95032-4450. Said sum represents full compensation, less the aforementioned taxes.

7. Upon entry of this Stipulated Final Judgment, any and all claims by said Defendant 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 Defendant

and parcel specified herein and the said Defendant shall seek no further compensation from Petitioner.

**DONE AND ORDERED** this 22 day of April, 2004 at Naples, Collier County, Florida.

/s/
**CIRCUIT COURT 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 Defendant, Frank A. Des Champs and Dorothy L. Des Champs, both deceased, by and through their surviving heirs, Dorothy A. Courtney, Donna Marie Kowalski, Mary Ellen Gallagher, Frank A. Des Champs, Jr., Thomas George Des Champs and William John Des Champs, 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.

Elaine M. Asad FBN: 0109630
Office of the Attorney General
110 SE 6th Street, 9th Floor
Ft. Lauderdale, FL 33301-5000
Telephone: 954.712.4609
Telefax: 954.721.4716

Dorothy A. Courtney

Donna Marie Kowalski

Mary Ellen Gallagher

Frank A. Des Champs, Jr.

Thomas George Des Champs

William John Des Champs

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

4-03 010 352

THIS IS NOT A PAYMENT DEVIC

| FLAIR ACCOUNT CODE | OLO | SITE | DOCUMENT NUMBER | OBJECT | DATE | PAYMENT NO |
|---|---|---|---|---|---|---|
| 37-302348021-37100200-00-08410803 | 370000 | 08 | D4000589287 | 5690 | 05/07/04 | 1605401 |

PAYMENT AMOUNT
$ 15,342.73

DO NOT CASH

AGENCY DOCUMENT NO
VF05573

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

**PLEASE DIRECT QUESTIONS TO: (850) 245-2494, FCO**

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

| INVOICE NUMBER | AMOUNT | INVOICE NUMBER | AMOUNT | INVOICE NUMBER | AMOUNT |
|---|---|---|---|---|---|
| 02147-CA | $ 2,037.73 | 012251-CA | $ 2,640.91 | 014052-CA | $ 1,978.56 |
| 021527-CA | $ 4,278.01 | 021558-CA | $ 4,407.52 | | |

Mailed
5-11-04
LRA

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

FLAIR ACCOUNT CODE 37-302348021-37100200-00-08410803 DOCUMENT NO D4000589287 VENDOR NO VF05573 OBJECT 5690 DATE 05/07/04 WARRANT NO 1605401 63-69/630

OLO 370000 SITE 08 CONTACT (850) 245-2494 FOR PAYMENT QUESTIONS

VOID AFTER 12 MONTHS

# STATE OF FLORIDA
## DEPARTMENT OF FINANCIAL SERVICES

4-03 010 352

PAY
FIFTEEN-THOUSAND-THREE-HUNDRED-FORTY-TWO & 01/100 DOLLARS

AMOUNT
$*****15,342.73

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

EXPENSE WARRANT
TO: DIVISION OF TREASURY
TALLAHASSEE

Tom Gallagher
CHIEF FINANCIAL OFFICER

⑈1605401⑈ ⑆063000897⑆ 42⑈