Order of Taking Money Breakdown

Case No: 02-3445-CA
Case Name: Hems
Court Deposit Amount: $15326.90 ✓

OT 12/13/02
WD 12/19/02

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
44559960000	Hems	96GE	U148	37.43	4860	20	$0.00
44554000004	Engel			16.04	2160	20	$0.00
44551680003	Shadeeky			15.64	1980	20	$0.00
44555800009	Amodeo			22.15	4140	20	$0.00
44559680005	Auletti			15.64	1980	20	$0.00
				106.90			$0.00
					15120		$0.00
							$0.00
							$0.00
							$0.00
				OT Total (Total should include all court fees and monies awarded in the Order of Taking)			$0.00

OT: Fund: 348 Ltr: 12-19-02 Warr: 12-19-02

NAME	LTR	Warr	Fund
HEMS	3-27-03	3-31-03	348
SHADEEKY	7-23-03	7-25-03	348
AMODEO	2-10-03	2-11-03	348
AULETTI	12-18-02	12-19-02	348

15326.90
* DO − 106.90
15220.00
− 100
15120.00

Additional Monies Awarded at Stipulated Final Judgement

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
37.93	4722.57	300	100	3/21/03
16.04	4743.96	—	—	
15.64	4,764.36	300	100	7/25/03
22.15	4,977.85	300	100	3/1/03
15.64	4764.36		100	12/19/02

Ent SFJ 2/20/03 ROE

Ent OT 2/3/03 KLE

ENT SFJ 8/13/03 SAW

BNA 300140

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,

vs.

ROLAND J. HEMS, et al.,

Defendants.
_____/

Case No.: 02-3475-CA

Judge: BROUSSEAU

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 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 $106.90, 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 of Taking, plus the aforementioned taxes, plus a $100.00 Clerk of Court fee, for a total deposit in the amount of $15,326.90.

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 13 day of DECEMBER, 2002, at Naples, Collier County, Florida.

S/Ted Brousseau
CIRCUIT JUDGE

cc: all parties of record

DEP v. HEMS, et al
SERVICE LIST

PARCEL: 44559960000

ROLAND J. HEMS
ELIZABETH HEMS
327 WOOD ST
BRISTOL, PA 19007

PARCEL: 44554000004

JULIA B. ENGEL
83 ½ HITCHCOCK ST
HOLYOKE, MA 01040

PARCEL: 44551680003

JOHN A. SNADECKY
ANNE M. SNADECKY
c/o Eugene F. Crowe, Esquire
59-09 Myrtle Avenue
Ridgewood, NY 11385

PARCEL: 44555800009

ANTHONY J. AMODEO
LAURA C. AMODEO
BIRDSALL AVE AUX #2
MARLBORO, NY 12542

PARCEL: 44559680005

FRANK AULETTI
1697 E 93RD ST
BROOKLYN, NY 11236

ALL PARCELS:

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

Prepared For: Glenn Tucker

10/1/2002

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

ESTIMATED TAXES DUE PENDING FINAL ORDER OF TAKING DATE

DEP vs	Case # 02-3475	Judge: Brousseau						
ame	ID #	Legal Desc:	IF PAID IN DEC	OR	IF PAID IN JAN	OR	IF PAID IN FEB
ems	44559960000	Golden Gate Est U148 W 180' Tt 106	37.43		37.43		37.43
ngle	44554000004	Golden Gate Est U 148 S 75' N 180' Tr 44	16.04		16.04		16.04
adecky	44551680003	Golden Gate Est U 148 W 75' E180' Tr 24	15.64		15.64		15.64
nodeo	44555800009	Golden Gate Est U 148 E 150' Tr 58	22.15		22.15		22.15
letti	44559680005	Golden Gate Est U 148 W 75' Tr 102	15.64		15.64		15.64

DUE IN DEC	DUE IN JAN	OR	DUE IN FEB
106.90	106.90		106.90

TICE TO PROPERTY OWNER: Taxes will be d by the courts. Do not send payment to the Collectors office. Should you have any further estions, please contact the Attorney Generals ice

TICE TO PERSONS REQUESTING A TAX SEARCH: The Tax Collector of Collier nty, Florida and employees of the Tax Collector disclaim any liability for any errors in the provided herein and do not warrant the accuracy of this information. You should dependent tax search prepared by a qualified abstract or title company or an ney at law. The delinquent tax records for Collier County are open for public inspection by ne desiring to perform a tax search.

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

DEP v. HEMS, et al
LEGAL DESCRIPTIONS

HEMS-PARCEL: 44559960000

THE WEST 180 FEET OF TRACT 106, GOLDEN GATE ESTATES UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

ENGEL-PARCEL: 44554000004

THE SOUTH 75 FEET OF THE NORTH 180 FEET OF TRACT 44, GOLDEN GATE ESTATES UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

SNADECKY-PARCEL: 44551680003

THE WEST 75 FEET OF THE EAST 180 FEET OF TRACT 24, GOLDEN GATE ESTATES UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

AMODEO-PARCEL: 44555800009

THE EAST 150 FEET OF TRACT 58, GOLDEN GATE ESTATES UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

AULETTI-PARCEL: 44559680005

THE WEST 75 FEET OF TRACT 102, GOLDEN GATE ESTATES UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA



STAT[illegible]RIDA OFFI[illegible]LER RE[illegible]CE

4-04 577 338

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37-302348021-37100200-00-08410802	370000	08	D3000323798	5620	12/19/02	0982513

PAYMENT AMOUNT
$ 910,025.04

DO NOT CASH

AGENCY DOCUMENT NO
VF02416

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
022689CA	$ 5,209.39	023437CA	$ 26,487.89	023438CA	$ 37,101.99
023439CA	$ 32,588.96	023442CA	$ 56,780.19	023443CA	$ 56,403.27
023445CA	$ 35,149.95	023446CA	$ 33,611.73	023447CA	$ 9,350.21
023450CA	$ 42,735.68	023474CA	$ 51,541.00	023475CA	$ 15,326.90
023527CA	$ 116,409.43	023530CA	$ 68,832.74	023532CA	$ 14,974.23
023533CA	$ 49,751.69	023536CA	$ 45,354.63	023538CA	$ 57,834.28
023539CA	$ 47,546.06	023543CA	$ 56,505.25	023544CA	$ 18,418.07
023545CA	$ 32,111.50				

mailed
12-23-02

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 37-302348021-37100200-00-08410802 SWDN D3000323798 ADN VF02416 OBJECT 5620 DATE 12/19/02 WARRANT NO 0982513 63-69 630

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

STATE OF FLORIDA
OFFICE OF COMPTROLLER

4-04 577 338

PAY AMOUNT
$***910,025.04

NINE-HUNDRED-TEN-THOUSAND-TWENTY-FIVE AND 04/100 DOLLARS

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

COMPTROLLER OF FLORIDA

Order of Taking Attachment

12/17/2002

Payee: Collier County, Clerk of Circuit Court

	Defendants	Case Number	Review Number	Amount
1	Thomas S. Baily, et al.,	02-3438-CA	BLA300131	$37,101.99
2	Charles G. Caldwell	02-3437-CA	BLA300132	$26,487.89
3	Frank L. Campos	02-3446-CA	BLA300133	$33,611.73
4	John Carini	02-3439-CA	BLA300134	$32,588.96
5	Reginald E. Cathey	02-3447-CA	BLA300135	$9,350.21
6	Jacob Goldstein	02-3445-CA	BLA300137	$35,149.95
7	Max A. Green	02-3442-CA	BLA300136	$56,780.19
8	Hall Joint Trust	02-3443-CA	BLA300138	$56,403.27
9	Roland J. Hems	02-3475-CA	BLA300140	$15,326.90
10	James W. Howard	02-3474-CA	BLA300141	$51,541.00
11	Robert H. Lewis	02-3450-CA	BLA300142	$42,735.68
12	Donald Marshall	02-3544-CA	BLA300143	$18,418.07
13	Orlando A. Ozzimo	02-3530-CA	BLA300144	$68,832.74
14	Bonnie Lee Peoples	02-3532-CA	BLA300145	$14,974.23
15	Russell Riley	02-2689-CA	BLA300146	$5,209.39
16	Selin L. Rollan	02-3545-CA	BLA300147	$32,111.50
17	Maria M. Santiago-Vega	02-3538-CA	BLA300151	$57,834.28
18	Carson P. Sawyer	02-3543-CA	BLA300150	$56,505.25
19	Jerry R. Steele	02-3536-CA	BLA300149	$45,354.63
20	Marlin E. Stone	02-3533-CA	BLA300148	$49,751.69
21	Christopher Sutton	02-3527-CA	BLA300152	$116,409.43
22	Dan R. Volpe	02-3539-CA	BLA300154	$47,546.06
23				
	Total of Orders			$910,025.04

12/19/02

Case No.: 02-3475-CA Items / AULETTI
Parcel ID: 44559680005

A)	Total Amount Order to Seller (as stated in Stipulated Final Judgement)		6760.00
	Subtract		
B)	Total Amount Paid to Seller at Stipulated Final Judgement	-	1980.00
C)		**Subtotal**	4780.00
	Subtract		
D)	Property taxes due and owing on said parcel (as stated in SFJ)	-	15.64
E)		Total due to seller =	4764.36
	Warrant should equal D + E + $100.00 for Court Fees		4880.00

$4864.36 - does not include taxes due.

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.

ROLAND J. HEMS, et al.,

Defendants.
_____/

Case No. 02-3475-CA

Judge: BROUSSEAU

STIPULATED FINAL JUDGMENT AS TO DEFENDANT, FRANK AULETTI

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 Auletti, 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 44559680005 shall have and recover the total sum of **SIX THOUSAND SEVEN HUNDRED SIXTY AND NO/100 DOLLARS ($6,760.00),** 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 **FIFTEEN AND 64/100 DOLLARS ($15.64).**

4. Petitioner has previously deposited the amount of **ONE THOUSAND NINE HUNDRED EIGHTY AND NO/100 DOLLARS ($1,980.00)** into the Registry of the Clerk of the Circuit Court toward acquisition of said parcel 44559680005 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 **FOUR THOUSAND SEVEN HUNDRED SIXTY-FOUR AND 36/100 DOLLARS ($4,764.36)** 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. 4,864.36

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 **SIX THOUSAND SEVEN HUNDRED FORTY-FOUR AND 36/100 DOLLARS ($6,744.36) to Frank Auletti** and send it to her at 350 Fifth Avenue, Suite 3304, New York City, NY 10118. 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 13 day of Dec, 2002 at Naples, Collier County, Florida.

S/Ted Brousseau
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 Auletti, 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

X Frank Auletti

Frank Auletti
350 5th Ave. Ste 3304
New York, NY 10118

F FLORIDA
COMPTROLLER
NCE ADVICE

4-04 577 339

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	OL	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
-302348021-37100200-00-08410802	370 00	08	D3000323799	5690	12/19/02	0982514

PAYMENT AMOUNT
$ 336,319.76

DO NOT CASH

AGENCY DOCUMENT NO
VF02417

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
014060CA	$ 6,569.92	021523CA	$ 249,438.66	023437CA	$ 7,264.63
023438CA	$ 4,579.90	023439CA	$ 4,620.93	023442CA	$ 4,102.20
023443CA	$ 5,021.94	023447CA	$ 4,864.36	023450CA	$ 9,766.22
023474CA	$ 5,060.93	023475CA	$ 4,864.36	023527CA	$ 6,203.68
023532CA	$ 4,757.51	023538CA	$ 5,053.11	023543CA	$ 4,987.71
023544CA	$ 4,758.20	023553CA	$ 4,405.50		

mailed
12-23-02

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: 37-302348021-37100200-00-08410802 OBJECT: 5690 DATE: 12/19/02 WARRANT NO: 63-69 0982514 630

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

4-04 577 339

STATE OF FLORIDA
OFFICE OF COMPTROLLER

PAY AMOUNT

THREE-HUNDRED-THIRTY-SIX-THOUSAND-THREE-HUNDRED-NINETEEN & 76/100 DOLLARS $***336,319.76

EXPENSE WARRANT

TO THE ORDER OF:

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

VENDOR ID NUMBER

TO: TREASURER OF FLORIDA
TALLAHASSEE

COMPTROLLER OF FLORIDA

DECEMBR 16th, 2002

CASE NAME	Case #	DEFENDANTS	AMOUNT
BAILY	02-3438-CA	THOMAS, GLENNA BAILY	$ 4,579.90
CALDWELL	02-3437-CA	CHARLES, STEVEN CALDWELL	$ 2,731.27
CALDWELL	02-3437-CA	THOMAS, MARY SPICER	$ 4,533.36
CARINI	02-3439-CA	JOHN, MARIA CARINI	$ 4,620.93
CATHEY	02-3447-CA	FRED, SANDRA MOWERY	$ 4,864.36
GREEN	02-3442-CA	SEBASTIAN FREZZA	$ 4,102.20
HALL	02-3443-CA	JOHN, GARY HALL	$ 5,021.94
HEMS	02-3475-CA	FRANK AULETTI	$ 4,864.36
HOWARD	02-3474-CA	PETER & MARLENE LU	$ 5,060.00
LEWIS	02-3450-CA	WASYL GRUNTOWSKY, MELNYK	$ 5,194.34
LEWIS	02-3450-CA	McGINNIS, CRABTREE, EATON	$ 4,571.88
MARSHALL	02-3544-CA	KENNETH E. CHIRKO	$ 4,758.20
PEOPLES	02-3532-CA	JOHN SEVILLE	$ 4,757.71
PORRO	02-1523-CA	ISMAOURLU, INC	$ 249,438.66
SANTIAGO-VEGA	02-3538-CA	JOHN WINKELBACH	$ 5,053.11
SAWYER	02-3543-CA	CHAPMAN, McCONAUGHY, PEED	$ 4,987.71
SCHEUNEMANN	01-4060-CA	CALVIN SCHEUNEMANN	$ 6,569.92
STONE	02-3553-CA	JOHN, BERTIE ZENDER	$ 4,405.50
SUTTON	02-3527-CA	CHARLES, ROSELLA SESEMANN	$ 6,203.68
			$ 336,319.03