45

Order of Taking Money Breakdown

Case No: 02-3439-CA
Case Name: Carini
Court Deposit Amount: $32,588.96 ✓

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

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
42CC036000 9	Carini	GGE	U98	39.07	4840	20	$0.00
4199868000 9	Cintron	↓	↓	39.07	4840	20	$0.00
4199268000 5	Gelb			40.10	5280	20	$0.00
4199356000 1	Howe			194.52	10120	20	$0.00
4199240000 7	Cintron	↓	↓	56.20	7040	20	$0.00
				—			$0.00
				368.96	32120		$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
39.07	4,520.93		100	9400
39.07	4560			9400
40.10	4,479.90	Ø	100	9800
194.52	3,885.48	—	100	14,200
56.20	4360			11,400

Ent SFJ 2/13/03 ROE
Ent SFS 3/29/04 DT
Ent SFS 4/21/04 DT

32588.96
- 368.96
32220.00
100
32120.00

OT: Fund: 348 Ltr: 12-17-02 War: 12-19-02

NAME	LTR	Warr	Fund
CARINI	12-18-02	12-19-02	348
GELB	2-20-04	2-23-04	348
HOWE	3-29-04	3-31-04	348

Ent OT 2/3/03 KLE

BLA 300134

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,

Case No.: 02-3439-CA

vs.

Judge: BROUSSEAU

JOHN CARINI, et al.,

Defendants.
_____/

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 $368.96, 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 $32,588.96.

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. CARINI, et al
SERVICE LIST

PARCEL: 42000360009

JOHN CARINI
MARIA CARINI
4740 CHEROKEE DR
BROOKFIELD, WI 53045

PARCEL: 41998680009
PARCEL: 41992400007

JUAN A CINTRON
RACHEL CINTRON
PO BOX 2285
SAN GERMAN, PR 00683

PARCEL: 41992680005

PAUL GELB
ELEONORE GELB
4604 SQUARE LAKE DR
WEST PALM BEACH, FL 33418

PARCEL: 41993560001

HERBERT L. HOWE
LOUISE M. HOWE
1020 GLEN RD
NEWPORT, MN 55055

ALL PARCELS:

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

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 # 02-3439	Judge: Brousseau						
ne	ID #	Legal Desc:	IF PAID IN DEC	OR	IF PAID IN JAN	OR	IF PAID IN FEB
ini	42000360009	Golden Gate Est U 98 E 75' Tr 122	39.07		39.07		39.07
tron	41998680009	Golden Gate Est U 98 W 75' E150' Tr 103	39.07		39.07		39.07
tron	41992400007	Golden Gate Est U 98 S 105' Tr 28	56.20		56.20		56.20
lb	41992680005	Golden Gate Est U 98 S 75' Tr 31	40.10		40.10		40.10
we	41993560001	Golden Gate Est U 98 S 150' tr 39	194.52		195.98		197.45

DUE IN DEC	DUE IN JAN	OR	DUE IN FEB
368.96	370.42		371.89

OTICE TO PROPERTY OWNER: Taxes will paid by the courts. Do not send payment to e Tax Collectors office. Should you have any ther questions, please contact the Attorney enerals Office

OTICE TO PERSONS REQUESTING A TAX SEARCH: The Tax Collector of Collier unty, Florida and employees of the Tax Collector disclaim any liability for any errors in information provided herein and do not warrant the accuracy of this information. You ou an independent tax search prepared by a qualified abstract or title company or att y at law. The delinquent tax records for Collier County are open for public pection by anyone desiring to perform a tax search.

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

DEP v. CARINI, et al
LEGAL DESCRIPTIONS

CARINI-PARCEL: 42000360009

THE EAST 75 FEET OF THE EAST 150 FEET OF TRACT 122, GOLDEN GATE ESTATES UNIT 98, AS RECORDED IN PLAT BOOK 7, PAGE 97, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

CINTRON-PARCEL: 41998680009

THE WEST 75 FEET OF THE EAST 150 FEET OF TRACT 103, GOLDEN GATE ESTATES UNIT 98, AS RECORDED IN PLAT BOOK 7, PAGE 97, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

CINTRON-PARCEL: 41992400007

THE SOUTH 105 FEET OF THE SOUTH 180 FEET OF TRACT 28, GOLDEN GATE ESTATES UNIT 98, AS RECORDED IN PLAT BOOK 7, PAGE 97, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

GELB-PARCEL: 41992680005

THE SOUTH 75 FEET OF THE SOUTH 150 FEET OF TRACT 31, GOLDEN GATE ESTATES UNIT 98, AS RECORDED IN PLAT BOOK 7, PAGE 97, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

HOWE-PARCEL: 41993560001

THE SOUTH 150 FEET OF TRACT 39, GOLDEN GATE ESTATES UNIT 98, AS RECORDED IN PLAT BOOK 7, PAGE 97, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA



STAT[redacted]RIDA
OFFI[redacted]LER
R[redacted]CE

4-04 577 338

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
3[redacted]348021-37100200-00-08410802	370000	08[redacted]	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 | VENDOR ID NUMBER | OBJECT | DATE | WARRANT NO. 63-69 530
37-302348021-37100200-00-08410802 | D3000323798 | VF02416 | 5620 | 12/19/02 | 0982513

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

STATE OF FLORIDA 4-04 577 338
OFFICE OF COMPTROLLER

PAY AMOUNT
NINE-HUNDRED-TEN-THOUSAND-TWENTY-FIVE-DOLLARS-04/100 $***910,025.04

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

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

IN THE CIRCUIT COURT OF THE 20th 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.

JOHN CARINI, et al.,

Defendants.
_____/

COPY

Case No. 02-3439-CA

Judge: BROUSSEAU

STIPULATED FINAL JUDGMENT AS TO DEFENDANTS, HERBERT L. HOWE, DECEASED, AND LOUISE M. HOWE, HUSBAND AND WIFE

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, Louise M. Howe, surviving joint tenant, 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 **41993560001** shall have and recover the total sum of **FOURTEEN THOUSAND TWO HUNDRED AND NO/100 DOLLARS ($14,200.00)**, which sum represents complete payment of full compensation for property taken, interest, attorney's fees, experts' fees and costs, 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 taxes due and owing on said parcel in the amount of **ONE HUNDRED NINETY-FOUR AND 52/100 DOLLARS. ($194.52).**

4. Petitioner has previously deposited the amount of **TEN THOUSAND ONE HUNDRED TWENTY AND NO/100 DOLLARS ($10,120.00)** into the Registry of the Clerk of the Circuit Court toward acquisition of said parcel **41993560001** at which time title to said parcel, as described in the Petition in Eminent Domain, vested in the name of the 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 **THREE THOUSAND EIGHT HUNDRED EIGHTY-FIVE** 3,985.48 **AND 48/100 DOLLARS ($3,885.48)**, which represents the difference between full compensation owed to said Defendant and Petitioner's prior deposit made pursuant to the Order of Taking, and less the outstanding property taxes.

6. Upon deposit of the amount set forth in paragraph five (5) above and without further order of the Court, the Clerk of the Court shall, within seven (7) days of the date of said deposit, pay the total sum of **FOURTEEN THOUSAND FIVE AND 48/100 DOLLARS ($14,005.48) to Louise M. Howe** and send it to her at 8840 Compton Drive, Inver Grove Heights, MN 55076. Said sum represents full compensation, less the aforementioned property 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 _____ day of _____, 2004 at Naples, Collier County, Florida.

The original of this document was signed MAR 16 2004 by Ted Brousseau Circuit Judge

_____
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, Louise M. Howe, surviving joint tenant, 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.

Annie J. Shook FBN: 0640603
Office of the Attorney General
110 SE 6th Street, 9th Floor
Ft. Lauderdale, FL 33301-5000
Telephone: (954)712-4600
Attorney for Petitioner

X Louise M Howe
Louise M. Howe

March 29, 2004

CASE NAME	Parcel #	DEFENDANTS	AMOUNT	CASE #
AMOLE	43600960002	PATRICIA BRADLEY	$ 2,046.40	01-4057-CA
CARINI	41993560001	HERBERT AND LOUISE HOWE	$ 3,985.48	02-3439-CA
HOWE	42853080002	HERBERT AND LOUISE HOWE	$ 4,268.45	02-2646-CA
			$ 10,300.33	

STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES
REMITTANCE ADVICE

4-02 768 821

THIS IS NOT A PAYMENT DEVIC

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT N
37-302348 001-37100200-00-08410803	370000	08	D4000513565	5690	03/31/04	1401260

PAYMENT AMOUNT
$ 10,300.33

DO NOT CASH

AGENCY DOCUMENT NO
VF04829

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
014057CA	$ 2,046.40	022646CA	$ 4,268.45	023439CA	$ 3,985.48

mailed
4-5-04
LRR

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

FLAIR ACCOUNT CODE 37-302348001-37100200-00-08410803 DOCUMENT NUMBER D4000513565 OBJECT 5690 DATE 03/31/04 WARRANT NO 63-69 1401260 630

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

VOID AFTER 12 MONTHS

4-02 768 821

STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES

PAY TEN-THOUSAND-THREE-HUNDRED & 33/100 DOLLAR

AMOUNT
$****10,300.33

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

"1401260" "063000663" "621