Order of Taking Money Breakdown

Case No: 02-3544-CA
Case Name: Marshall
Court Deposit Amount: 18418.07 ✓

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
445604800003	Marshall	GGE	U148	68.55	9000	20	$0.00
445510400 09	Chirko			21.80	2880		$0.00
445523600 05	Cox Norman			16.04	2160		$0.00
44561320007	Cox, Marion			15.64	1980		$0.00
445520000 06	Rudolph			16.04	2160		$0.00
				138.07			$0.00
					18180		$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
68.55	3931.45	300	100	
21.80	4,658.20		100	
16.04	4,743.96	—	100	
15.64	4764.36	∅	100	
16.04	4983.96		100	1/31/03

Ent OT 2/3/03 KLE

18418.07
138.07
18280.0
100
-18180

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

NAME	LTR	Warr	Fund
CHIRKO	12-18-02	12-19-02	348
COX	3-9-04	3-10-04	348
RUDOLPH	1-29-03	1-31-03	348

Ent SFJ 2/13/03 + ROE 2/20/03

Ent SFS 4/6/04 DT

BLA 300143

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.: 02-3544-CA

vs.

Judge: BROUSSEAU

DONALD MARSHALL, 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 $138.07, 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 $18,418.07.

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. MARSHALL, et al
SERVICE LIST

PARCEL: 44560480003

DONALD MARSHALL
2820 STIRLING RD
HOLLYWOOD, FL 33020

PARCEL: 44551040009

KENNETH E. CHIRKO
345 STRATFORD CT
AURORA, IL 60504

PARCEL: 44552360005

NORMAN E. COX
KATHLEEN G. COX
803 BARONRIDGE DR
SEABROOK, TX 77586

PARCEL: 44561320007

MARION O. COX
RT 6 BOX 836
TRURO, MA 02666

PARCEL: 44552000006

HANS U. RUDOLPH
50 RUTH PL
NORTH BABYLON, NY 11703

ALL PARCELS:

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

ed For: Glenn Tucker

10/2/2002

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

ESTIMATED TAXES DUE PENDING FINAL ORDER OF TAKING DATE

DEP vs	Case # 02-3544	Judge: Brousseau						
ame	ID #	Legal Desc:	IF PAID IN DEC	OR	IF PAID IN JAN	OR	IF PAID IN FEB
larshall	44560480003	Golden Gate Est U 148 Tr 112	68.55		68.55		68.55
hirko	44551040009	Golden Gate Est U 148 W 105' Tr 15	21.80		21.80		21.80
ox	44552360005	Golden Gate Est U 148 S 75' N 180' Tr 31	16.04		16.04		16.04
ox	44561320007	Golden Gate Est U 148 W75' E150' Tr 121	15.64		15.64		15.64
udolph	44552000006	Golden Gate Est U 148 N 75' S 180' Tr 28	16.04		16.04		16.04

DUE IN DEC	DUE IN JAN	OR	DUE IN FEB
138.07	138.07		138.07

NOTICE TO PROPERTY OWNER: Taxes will be paid by the courts. Do not send payment to the Tax Collectors office. Should you have any further questions, please contact the Attorney Generals Office

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

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

Exhibit "A"

DEP v. MARSHALL, et al
LEGAL DESCRIPTIONS

MARSHALL-PARCEL: 44560480003

ALL OF TRACT 112, GOLDEN GATE ESTATES UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

CHIRKO-PARCEL: 44551040009

THE WEST 105 FEET OF TRACT 15, GOLDEN GATE ESTATES UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

COX-PARCEL: 44552360005

THE SOUTH 75 FEET OF THE NORTH 180 FEET OF TRACT 31, GOLDEN GATE ESTATES UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

COX-PARCEL: 44561320007

THE WEST 75 FEET OF THE EAST 150 FEET OF TRACT 121, GOLDEN GATE ESTATES, UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

RUDOLPH-PARCEL: 44552000006

THE NORTH 75 FEET OF THE SOUTH 180 FEET OF TRACT 28, GOLDEN GATE ESTATES UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA



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

4-04 577 338

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37 2348021-37100200-00-08410802	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: 37-30348021-37100200-00-08410802 | VENDOR ADN: D3000323798 | VENDOR ID NUMBER: VF02416 | OBJECT: 5620 | DATE: 12/19/02 | WARRANT NO: 0982513 | 63-69 / 630

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

VOID AFTER 12 MONTHS

STATE OF FLORIDA
OFFICE OF COMPTROLLER

4-04 577 338

PAY NINE-HUNDRED-TEN-THOUSAND-TWENTY-FIVE & 04/100 DOLLARS

AMOUNT $***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

TO: TREASURER OF FLORIDA
TALLAHASSEE

Robert L. McCluney
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

Case No.: 02-3544-CA Name: Marshall / Cox
Parcel ID: 445523600005 3/10/04

4/6/04
DJ

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 6,920

Subtract

B) Total Amount Paid to Seller at Order of Taking - $ 2,160

C) **Subtotal** $ 4760 A-B

Subtract

D) Property taxes due and owing on said parcel (as stated in SFJ) - $ 16.04

E) Total due to seller = $ 4,743.96 C-D
Atty Fees $ 0

Warrant should equal D + E + $100.00 for Court Fees + Atty Fees $ 4,860 D+E+100+Atty

Warrant actually equals $ 4,843.96

Difference of: $ 16.04

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

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.

DONALD MARSHALL, et al.,

Defendants.

_____/

COPY

Case No. 02-3544-CA

Judge: BROUSSEAU

STIPULATED FINAL JUDGMENT AS TO DEFENDANTS NORMAN E. COX AND KATHLEEN G. COX, HIS 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 Defendants, Norman E. Cox and Kathleen G. Cox, his wife, 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 **44552360005**, shall have and recover the total sum of **SIX THOUSAND NINE HUNDRED TWENTY AND NO/100 DOLLARS ($6,920.00)**, 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 Defendants with respect to the particular parcel specified herein.

3. There are taxes due and owing on said parcel in the amount of **SIXTEEN AND 04/100 DOLLARS. ($16.04).**

4. Petitioner has previously deposited the amount of **TWO THOUSAND ONE HUNDRED SIXTY AND NO/100 DOLLARS ($2,160.00)** into the Registry of the Clerk of the Circuit Court toward acquisition of said parcel **44552360005** 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 **FOUR THOUSAND SEVEN HUNDRED FORTY-THREE** 4,843.96 **AND 96/100 DOLLARS ($4,743.96)**, which represents the difference between full compensation owed to said Defendants 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 **SIX THOUSAND NINE HUNDRED THREE AND 96/100 DOLLARS ($6,903.96) to Norman and Kathleen Cox** and send it to them at 803 Baronridge Drive, Seabrook, TX 77586. Said sum represents full compensation, less the aforementioned property 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 _____, 2004 at Naples, Collier County, Florida.

The original of this document was signed
MAR 02 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 Defendants, Norman E. Cox and Kathleen G. Cox, his wife, 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 _____ 02-20-04
Norman E. Cox

4 _____
Kathleen G. Cox

SOE

Memorandum

Florida Department of
Environmental Protection

March 9, 2004

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 JUDGMENT

Please process a voucher for payment concerning the attached **Stipulated Final Judgments.** Please use the following accounting codes (FFTF):

Org Code	EO	Fund	Object	Category	Project #
3710 3100 000	HS	348022	569000	084108-03	00591

PAYEE: Collier County Clerk of Court
Amount $ 30,575.78
See attached list of 7 Judgments

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:lrl

cc: Sheryl P. Jones
File Copy

STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES
REMITTANCE ADVICE

4-02 650 913

THIS IS NOT A PAYMENT DEVIC

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37-302348001-37100200-00-08410803	370000	08	D4000471006	5690	03/10/04	1285444

PAYMENT AMOUNT
$ 30,575.78

DO NOT CASH

AGENCY DOCUMENT NO
VF04357

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
014051CA	$ 4,522.29	023441CA	$ 4,086.64	023471CA	$ 9,355.01
023544CA	$ 4,843.96	025237CA	$ 3,934.79	025274CA	$ 3,833.09

mailed 3/12/04 Judy Booth

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

FLAIR ACCOUNT CODE: 37-302348001-37100200-00-08410803 | DOCUMENT NUMBER: D4000471006 | VENDOR ID NUMBER: VF04357 | OBJECT: 5690 | DATE: 03/10/04 | WARRANT NO: 1285444 | 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

4-02 650 913

PAY THIRTY-THOUSAND-FIVE-HUNDRED-SEVENTY-FIVE 78/100 DOLLARS

AMOUNT $****30,575.78

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

CHIEF FINANCIAL OFFICER

⑈1285444⑈ ⑆063000694⑆ 42⑈

March 9, 2004

CASE NAME	Parcel #	DEFENDANTS	AMOUNT	CASE #
COOLEY	42323240000	HERBERT C. COOLEY	$ 5,428.60	02-3471-CA
COOLEY	42328680005	HERBERT C. COOLEY	$ 3,926.41	02-3471-CA
ERDOS	44889280007	THOMAS AND LOIS FOTHERGILL	$ 4,522.29	01-4051-CA
FOSTER	42912720009	ROBERT AND VIRGINIA CALDERWOOD	$ 4,086.64	02-3441-CA
ZINKAR	42861440003	AYERS, et al.	$ 3,934.79	02-5237-CA
MARSHALL	44552360005	NORMAN E. AND KATHLEEN G. COX	$ 4,843.96	02-3544-CA
MICHAEL	42619160001	NORVAL E. AND DALE RIGGS	$ 3,833.09	02-5274-CA
TOTAL			**$ 30,575.78**	