12

Order of Taking Money Breakdown

Case No: 02-1548-CA
Case Name: Jackson
Court Deposit Amount: 54,301.17 ✓

OT- 7/30/02
WD- 8/9/02

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
44027200001	Jackson	GGE	U140	23.76	4840	20	$0.00	23.76	4818.24			
42612880003	Downey	GGE	U106	56.77	10,120	20	$0.00	56.77	4,023.23		100	2/14/03
42618920006	Earle	GGE	U106	58.51	10,120	20	$0.00	58.51	4,781.49	300	100	
43736080001	Miller	GGE	U131	1195.62	22,000	20	$0.00	1271.69	1728.31	300	100	
45678760009	Klenk	GGE	U167	26.51	5760	20	$0.00	26.51	4,333.49		100	
					52840.00		$0.00					
				1361.17			$0.00					
							$0.00					
							$0.00					
				OT Total (Total should include all court fees and monies awarded in the Order of Taking)			$0.00					

54,301.17
-1,361.17 taxes
52,940.00
100.00 cow
52,840.00

OT: Fund: 348 Ltr: 8-6-02 War: 8-9-02

NAME	LTR	Warr	Fund
DOWNEY	2-3-03	2-4-03	348
EARLE	10-24-02	10-25-02	348
MILLER	" "	" "	" "
KLENK	10-7-02	10-3-02	131

Memo 10/22/02
KLE

3) 10/3/02 Ent SFJ 2/6/03
1.)+2.) 10/25/02 ROE + 2/12/03 + 2/20/03 RCE

* Jackson does not have a SFJ - it was entered into wrong tax id #
@ Miller had SFJ Jackson did not

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.

RODES S. JACKSON, et al.,

Defendants.

_____/

Case No.: 02-1548-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, 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 1,361.17, 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 $54,301.17.

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. JACKSON, et al.
SERVICE LIST

PARCEL: 44027200001

RODES S. JACKSON
WILLIAM F. LILE
VEATRICE JACKSON
JILL DENISE JACKSON
MARGARET SUE CRAWFORD
CYNTHIA JANE WOODWARD
RODES S. JACKSON, JR.
12315 CROSSWINDS DR
LOUISVILLE, KY 40243

PARCEL: 42612880003

GERALD DOWNEY
CAROLYN ANN DOWNEY
5093 ANNAPOLIS DE KALB RD
BUCYRUS, OH 44820

PARCEL: 42618920006

ROWENA Y. EARLE, TR
14009 NW 72ND ST
KANSAS CITY, MO 64152

PARCEL: 43730080001

ARMOND N. MILLER
LEO N. MILLER
RR 1 BOX 206
HAMPTON, IA 50441

PARCEL: 45678760009

JOSEPH KLENK
CATHERINE KLENK
LORRAINE A. HUNTLEY
ARTHUR KLENK
9814 LAURENCE AVE
ALLEN PARK, MI 48101

ALL PARCELS:

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

,pared 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 # 02-1548	Judge: Hayes						
Name	ID #	Legal Desc:	IF PAID IN July	OR	IF PAID IN Aug	OR	IF PAID IN Sept	
Jackson	44027200001	Golden Gate Est U 140 E 75' Tr 83	23.76		23.76		23.76	
Downey	42612880003	Golden Gate Est U 106 E 150' Tr 36	56.77		56.77		56.77	
Earle	42618920006	Golden Gate Est U 106 N 150' Tr 95	58.51		58.51		58.51	
Miller	43730080001	Golden Gate Est U 131 Tr 103	1,187.02		1,195.62		1,206.23	
Klein	45678760009	Golden Gate Est U 167 E 150' Tr 98	26.51		26.51		26.51	

DUE IN July	OR	DUE IN Aug	OR	DUE IN Sept
1,352.57		1,361.17		1,371.78

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 should receive an independent tax search prepared by a qualified abstract or title company or an attorney 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.

DEP v. JACKSON, et al.
LEGAL DESCRIPTIONS

JACKSON-PARCEL: 44027200001

THE EAST 75 FEET OF THE EAST 150 FEET OF TRACT 83, GOLDEN GATE ESTATES, UNIT 140, AS RECORDED IN PLAT BOOK 5, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

DOWNEY -PARCEL: 42612880003

THE EAST 150 FEET OF TRACT 36, GOLDEN GATE ESTATES UNIT 106, AS RECORDED IN PLAT BOOK 7, PAGE 36, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

EARLE-PARCEL: 42618920006

THE NORTH 150 FEET OF TRACT 95, GOLDEN GATE ESTATES UNIT 106, AS RECORDED IN PLAT BOOK 7, PAGE 36, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

MILLER -PARCEL: 43730080001

ALL OF TRACT 103, GOLDEN GATE ESTATES, UNIT 131 AS RECORED IN PLAT BOOK 5, PAGE 44, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

KLENK-PARCEL: 45678760009

TRACT 98, LESS THE WEST 180 FEET, GOLDEN GATE ESTATES, UNIT 167, AS RECORDED IN PLAT BOOK 5, PAGE 95, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

EXHIBIT

B

norandum

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

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

STATE OF FLORIDA
OFFICE OF COMPTROLLER

4-03 721 086

PAY AMOUNT

FIVE-HUNDRED-FIFTY-TWO-THOUSAND-FIVE-HUNDRED-THIRTY & 22/100 DOLLARS $***552,530.22

TO THE ORDER OF:

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

EXPENSE WARRANT

VENDOR ID NUMBER

TO: TREASURER OF FLORIDA
TALLAHASSEE

COMPTROLLER OF FLORIDA

⑈340204195021⑈ ⑆063000694⑆ 62⑈

02-1548-CA

hearing 7/30/02

DEP v. JACKSON, et al.
SERVICE LIST

✓ **PARCEL: 44027200001** GGE

RODES S. JACKSON
WILLIAM F. LILE
VEATRICE JACKSON
JILL DENISE JACKSON
MARGARET SUE CRAWFORD
CYNTHIA JANE WOODWARD
RODES S. JACKSON, JR.
12315 CROSSWINDS DR
LOUISVILLE, KY 40243

✓ **PARCEL: 42612880003** GGE

GERALD DOWNEY
CAROLYN ANN DOWNEY
5093 ANNAPOLIS DE KALB RD
BUCYRUS, OH 44820

✓ **PARCEL: 42618920006** GGE

ROWENA Y. EARLE, TR
14009 NW 72ND ST
KANSAS CITY, MO 64152

✓ **PARCEL: 43730080001** GGE

ARMOND N. MILLER
LEO N. MILLER
RR 1 BOX 206
HAMPTON, IA 50441

✓ **PARCEL: 45678760009** GGE

JOSEPH KLENK
CATHERINE KLENK
LORRAINE A. HUNTLEY
ARTHUR KLENK
9814 LAURENCE AVE
ALLEN PARK, MI 48101

ALL PARCELS:

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

2/4/03

Case No.: 02-1548-CA Name: Downey

Parcel ID: 4261288 0003

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 14,200

Subtract

B) Total Amount Paid to Seller at Order of Taking - $ 10,120

Subtotal $ 4,080 A-B

C)

Subtract

D) Property taxes due and owing on said parcel (as stated in SFJ) - $ 56.77

Total due to seller = $ 4,023.23 C-D

E) Atty Fees $

Warrant should equal D + E + $100.00 for Court Fees + Atty Fees $ 4,180 D-E+100+Atty

Warrant actually equals $ 4,123.23

Difference of: $ 56.77

☑ 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.

RODES S. JACKSON, et al.,

Defendants.
_____/

Case No. 02-1548-CA

Judge: HAYES

STIPULATED FINAL JUDGMENT AS TO DEFENDANT, GERALD DOWNEY AND CAROLYN ANN DOWNEY

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, Gerald Downey and Carolyn Ann Downey, 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 42612880003 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, 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 **FIFTY-SIX AND 77/100 DOLLARS ($56.77).**

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 42612880003 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** 4,123.23 **THOUSAND TWENTY-THREE AND 33/100 DOLLARS ($4,023.33)** 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 **FOURTEEN THOUSAND ONE HUNDRED FORTY-THREE AND 23/100 DOLLARS ($14,143.23) to Gerald Downey and Carolyn Ann Downey** and send it to them at 5093 Annapolis De Kalb Road, Bucyrus, OH 44820-9006. 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 _____ day of _____, 2003 at Naples, Collier County, Florida.

_____
CIRCUIT COURT JUDGE

COPY

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, Gerald Downey and Carolyn Ann Downey, 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 Gerald Downey
Gerald Downey

X Carolyn A. Downey
Carolyn Ann Downey

Katy

Memorandum

Florida Department of
Environmental Protection

February 3, 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 5 Stipulated Final Judgements
Amount $23,176.27

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

4-186 435

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37-302348021-37100200-00-08410802	370000	08	D3000405532	5690	02/04/03	1236068

PAYMENT AMOUNT
$ 23,176.27

DO NOT CASH

AGENCY DOCUMENT NO
VF03072

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
021548CA	$ 4,123.23	022708CA	$ 3,851.93	023442CA	$ 4,924.50
023443CA	$ 5,215.68	023545CA	$ 5,060.93		

mailed
2-6-03

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

FLAIR ACCOUNT CODE: 37-302348021-37100200-00-08410802 | DOCUMENT NO: D3000405532 | VENDOR: VF03072 | OBJECT: 5690 | DATE: 02/04/03 | WARRANT NO: 1236068 63-69/630

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

VOID AFTER 12 MONTHS

STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES

4-186 435

PAY
TWENTY-THREE-THOUSAND-ONE-HUNDRED-SEVENTY-SIX & 27/100 DOLLARS

AMOUNT
$****23,176.27

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

Tom Gallagher
CHIEF FINANCIAL OFFICER

⑈341236068⑈ ⑆063000694⑆ ⑈421⑈

February 3, 2003

CASE NAME	CASE #	DEFENDANTS	AMOUNT
GREEN	02-3442-CA	MAYRA, HIGINIO GONZALEZ	$ 4,924.50
HALL	02-3443-CA	WILLIAM, PATRICIA FORESMAN	$ 5,215.68
JACKSON	02-1548-CA	GERALD, CAROLYN DOWNEY	$ 4,123.23
PERRY	02-2708-CA	MARK, NADINE, ANN PERRY	$ 3,851.93
ROLLAN	02-3545-CA	SELIN ROLLAN	$ 5,060.93
			$ 23,176.27