# Order of Taking Money Breakdown

Case No: 02-2572-CA
Case Name: Maloney
Court Deposit Amount: 36,878.77

OT 10/15/02
WD 10/22/02

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 |
|---|---|---|---|---|---|---|---|
| 442028400008 | Maloney | GGE | U143 | 32.43 | 4,840 | 20 | $0.00 |
| 440302400003 | Maloney | GGE | U140 | 32.43 | 4,840 | 20 | $0.00 |
| 440251600004 | Maloney | GGE | U140 | 142.26 | 32,000 | 20 | $0.00 |
| 446161200000 | Maloney | GGE | U149 | 18.67 | 2,880 | 20 | $0.00 |
| 445597200004 | Maloney | GGE | U148 | 17.98 | 1,980 | 20 | $0.00 |
| | | | | 238.77 | | 100 | $0.00 |
| | | | | | 36540 | | $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 |
|---|---|---|---|---|
| 47.77 | 9,726.06 | | 100 | 2/20/03 |
| 47.75 | 9,726.09 | | 100 | |
| 47.75 | 9,726.09 | | 100 | 2/20/03 |
| 47.75 | 9,726.09 | | 100 | 2/20/03 |
| 47.75 | 9,726.09 | | 100 | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

ENT 5/5/03 JAW

36878.77
- 238.77
36640.00
- 100
36540

Ent 11/22/02
ROE

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.**

**TIMOTHY MALONEY, et al.,**

**Defendants.**
_____/

**Case No.:** 02-2572-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 Amended 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 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 $238.77 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 $36,878.77.

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 15 day of OCTOBER, 2002, at Naples, Collier County, Florida.

S/ Ted Brousseau
CIRCUIT JUDGE

cc: all parties of record

**DEP v. T. MALONEY**
**SERVICE LIST**

**PARCEL: 44202840008**
**PARCEL: 44030240003**
**PARCEL: 44025160004**
**PARCEL: 44616120000**
**PARCEL: 44559720004**

**T. MALONEY**
**c/o GREGORY S. RIX, ESQ**
One Tampa City Center, Suite 3410
Tampa, FL 33602

**ALL PARCELS:**

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

Prepared For: Glenn Tucker

8/22/2002

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

## ESTIMATED TAXES DUE PENDING FINAL ORDER OF TAKING DATE

| DEP vs | Case # 02-2572 | | Judge: Brousseau | | | | | |
|---|---|---|---|---|---|---|---|---|
| Name | ID # | Legal Desc: | IF PAID IN Nov-02 | OR | IF PAID IN Dec-02 | OR | IF PAID IN Jan-03 | |
| Maloney | 44202840008 | Golden Gate Est U 143 W75' E180' Tr 27 | 32.43 | | 32.43 | | 32.43 | |
| Maloney | 44030240003 | Golden Gate Est U140 W75' E150' Tr 119 | 32.43 | | 32.43 | | 32.43 | |
| Maloney | 44025160004 | Golden Gate Est U 140 Tr 59 | 142.26 | | 142.26 | | 142.26 | |
| Maloney | 44616120000 | Golden Gate Est U149 S105' Tr 100 | 18.67 | | 18.67 | | 18.67 | |
| M. :y | 44559720004 | Golden Gate Est U148 E75' W150' Tr 102 | 12.98 | | 12.98 | | 12.98 | |
| | | | | | | | | |
| | | | | | | | | |

| DUE IN Nov-02 | DUE IN Dec-02 | OR | DUE IN Jan-03 |
|---|---|---|---|
| 238.77 | 238.77 | | 238.77 |

**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 th rmation provided herein and do not warrant the accuracy of this information. You sh ave an independent tax search prepared by a qualified abstract or title company or a ney at law. The delinquent tax records for Collier County are open for public in on by anyone desiring to perform a tax search.

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

Exhibit "A"

**DEP v. T. MALONEY**
**LEGAL DESCRIPTIONS**

**PARCEL: 44202840008**

THE WEST 75 FEET OF THE EAST 180 FEET OF TRACT 27, GOLDEN GATE ESTATES, UNIT 143 AS RECORDED IN PLAT BOOK 5, PAGE 50, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

**PARCEL: 44030240003**

THE WEST 75 FEET OF THE EAST 150 FEET OF TRACT 119, GOLDEN GATE ESTATES, UNIT 140 AS RECORDED IN PLAT BOOK 5, PAGE 49, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

**PARCEL: 44025160004**

ALL OF TRACT 59, GOLDEN GATE ESTATES UNITY 140 AS RECORDED IN PLAT BOOK 5, PAGE 49, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

**PARCEL: 44616120000**

THE SOUTH 105 FEET OF TRACT 100, GOLDEN GATE ESTATES, UNIT 149, AS RECORDED IN PLAT BOOK 7, PAGE 46, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

**PARCEL: 44559720004**

THE EAST 75 FEET OF THE WEST 150 FEET OF TRACT 102, GOLDEN GATE ESTATES, UNIT 148, AS RECORDED IN PLAT BOOK 7, PAGE 45, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

EXHIBIT
B

r of Taking
tta iment

ayee: Collier County, Clerk of Circuit Court

| Defendants | Case Number | Review Number | Amount |
|---|---|---|---|
| William H. Butler, et al., | 02-2703-CA | BLA283581 | $19,974.13 |
| Sol Biren, et al., | 02-2700-CA | BLA283582 | $41,990.73 |
| James K. Cain, et al., | 02-2582-CA | BLA283583 | $17,308.68 |
| Francisco Calixto, et al., | 02-2649-CA | BLA283584 | $33,760.20 |
| John Scott Davis, et al., | 02-2711-CA | BLA283585 | $19,292.12 |
| Violet M. Fonville, et al., | 02-2692-CA | BLA283586 | $40,233.11 |
| Dudley C. Goodwin, JR., et al | 02-2579-CA | BLA283587 | $18,037.85 |
| Everett E. Goldsberry, et al., | 02-2709-CA | BLA283588 | $10,314.63 |
| Margaret Hartung, et al., | 02-2693-CA | BLA283589 | $17,955.74 |
| Ruberta May Jordon, et al., | 02-2651-CA | BLA283590 | $36,859.54 |
| Benjamin Krick, Jr., et al., | 02-2706-CA | BLA283591 | $245,633.53 |
| Marion Kot, et al., | 02-2576-CA | BLA283592 | $19,299.82 |
| Joseph J. Lobo, et al., | 02-2573-CA | BLA283593 | $68,139.30 |
| John H. Lentz, et al., | 02-2577-CA | BLA283594 | $20,519.34 |
| Timothy Maloney, et al., | 02-2572-CA | BLA283595 | $36,878.77 |
| Mark A. Perry, et al., | 02-0278-CA | BLA283596 | $336,407.54 |
| Robert A. Ongert, et al., | 02-2644-CA | BLA283597 | $38,626.65 |
| L a Paine, et al., | 02-2575-CA | BLA283598 | $11,253.34 |
| I ell Riley, et al., | 02-2689-CA | BLA283599 | $41,911.73 |
| Mildred G. Smith, et al., | 02-2578-CA | BLA283600 | $14,229.00 |
| Henry A. Stewart, et al., | 02-2643-CA | BLA283601 | $10,425.56 |
| Mark Nathan Wadel | 02-2710-CA | BLA283602 | $10,786.22 |
| Shady Lee Walters, et al., | 02-2581-CA | BLA283603 | $11,330.67 |
| Anna D. Zarro, et al., | 02-2707-CA | BLA283604 | $31,056.60 |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| Total of Orders | | | $1,152,224.80 |

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT,
IN AND FOR COLLIER COUNTY, FLORIDA

COPY

2002 JUN 20 PM 3:02
CLERK OF COURTS
COLLIER COUNTY, FLORIDA
BY D.C.

**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, on behalf of THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND,**

**Petitioner,**

**v.**

**TIMOTHY MALONEY, et al.,**

**Defendants.**

**Case No.:** 02-2572

**Judge:** JB

# DECLARATION OF TAKING

Petitioner, FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, on behalf of THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND, having the right to take possession and title in advance of the entry of final judgment in eminent domain actions, pursuant to Chapters 73 and 74, Florida Statutes (2001), makes its Declaration of Taking as follows:

1. Property identified as individual parcel listed below and in the Petition in Eminent Domain is taken for the uses set forth in the Petition.

2. A good faith estimate of the parcels' value, based upon a valid appraisal, are as follows:

| | | | |
|---|---|---|---|
| **44202840008** | **$ 4,840** | **44030240003** | **$4,840** |
| **44025160004** | **$22,000** | **44616120000** | **$2,880** |
| **44559720004** | **$ 1,980** | | |

**ROBERT A. BUTTERWORTH**
Attorney General

**ELAINE M. ASAD** FBN 0109630
Senior Assistant Attorney General
Office of the Attorney General
110 S.E. 6th St., 9th Floor
Ft. Lauderdale, FL 33301
Phone: 954-712-4600 Fax: 954-712-4761

**DEP v. T. MALONEY**
**SERVICE LIST**

**PARCEL: 44202840008**
**PARCEL: 44030240003**
**PARCEL: 44025160004**
**PARCEL: 44616120000**
**PARCEL: 44559720004**

**T. MALONEY**
**c/o GREGORY S. RIX, ESQ**
One Tampa City Center, Suite 3410
Tampa, FL 33602

**ALL PARCELS:**

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

anaum

Florida Department of
Environmental Protection

October
~~August~~ 18, 2002

TO: Naomi Dzikunu, Accountant IV
Bureau of Finance & Accounting
Division of Administrative Services

FROM: for Lynda I. Godfrey, Closing Section Supervisor
Bureau of Land Acquisition
Division of State Lands

**SUBJECT: ORDER OF TAKING**

P se process a voucher for payment as provided by the attached **Orders of Taking** for th ave 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 | 562080 | 084108-02 | 00591 |

**PAYEE: Please see the attached list of 24 Orders of Taking**

**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.

LIG/jb

cc: Sheryl P. Jones
File

chments

# STATE OF FLORIDA
## OFFICE OF COMPTROLLER
## REMITTANCE ADVICE

4-04 188 465

THIS IS NOT A PAYMENT DEVICE

| FLAIR ACCOUNT CODE | OLO | SITE | DOCUMENT NUMBER | OBJECT | DATE | PAYMENT NO |
|---|---|---|---|---|---|---|
| 37-302348021-37100200-00-08410802 | 370000 | 08 | D3000212600 | 5620 | 10/22/02 | 0631763 |

PAYMENT AMOUNT
$ 1,152,224.80

**DO NOT CASH**

AGENCY DOCUMENT NO
VF01480

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 |
|---|---|---|---|---|---|
| 020278CA | $ 336,407.54 | 022572CA | $ 36,878.77 | 022573CA | $ 68,139.30 |
| 022575CA | $ 11,253.34 | 022576CA | $ 19,299.82 | 022577CA | $ 20,519.34 |
| 022578CA | $ 14,229.00 | 022579CA | $ 18,037.85 | 022581CA | $ 11,330.67 |
| 022582CA | $ 17,308.68 | 022643CA | $ 10,425.56 | 022644CA | $ 38,626.65 |
| 022649CA | $ 33,760.20 | 022651CA | $ 36,859.54 | 022689CA | $ 41,911.73 |
| 022692CA | $ 40,233.11 | 022693CA | $ 17,955.74 | 022700CA | $ 41,990.73 |
| 022703CA | $ 19,974.13 | 022706CA | $ 245,633.53 | 022707CA | $ 31,056.60 |
| 022709CA | $ 10,314.63 | 022710CA | $ 10,786.22 | 022711CA | $ 19,292.12 |

mailed
10-24-02
LBK

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

37-302348021-37100200-00-08410802 D3000212600 VF01480 5620 10/22/02 0631763

STATE OF FLORIDA
OFFICE OF COMPTROLLER

4-04 188 465

PAY AMOUNT
ONE MILLION ONE HUNDRED FIFTY TWO THOUSAND TWO HUNDRED TWENTY FOUR DOLLARS AND 80 CENTS $ 1,152,224.80

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

EXPENSE WARRANT

TREASURER OF FLORIDA
TALLAHASSEE

COMPTROLLER OF FLORIDA

VOID AFTER 12 MONTHS

⑈0631763⑈ ⑆063069630⑆ 37302348021⑈

Case No.: 02-2572-CA Name: Maloney 2/20/03

Parcel ID: 442028400008

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 17,081.83

**Subtract**

B) Total Amount Paid to Seller at Order of Taking - $ 7,308

C) **Subtotal** $ 9,773.83 A-B

**Subtract**

D) Property taxes due and owing on said parcel (as stated in SFJ) - $ 47.77

E) Total due to seller = $ 9,726.06 C-D

Atty Fees $

**Warrant should equal D + E + $100.00 for Court Fees + Atty Fees** $ 9,873.83 D-E+100+Atty

$ under

*Warrant actually equals* $ 9,746.10

*Difference of:* $ 127.73

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

Case No.: 02-2572-CA Name: Maloney

Parcel ID: 440302400003

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 17,081.84

**Subtract**

B) Total Amount Paid to Seller at Order of Taking - $ 7,308

C) **Subtotal** $ 9,773.84 A-B

**Subtract**

D) Property taxes due and owing on said parcel (as stated in SFJ) - $ 47.75

E) Total due to seller = $ 9,726.09 C-D

Atty Fees $

**Warrant should equal D + E + $100.00 for Court Fees + Atty Fees** $ 9,873.84 D-E+100+Atty

*Warrant actually equals* $ 9,746.68

*Difference of:* $ 127.76

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

Case No.: 02-2572-CA Name: Maloney

Parcel ID: 440251600004

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 17,081.84

**Subtract**

B) Total Amount Paid to Seller at Order of Taking - $ 7,308

C)

**Subtotal** $ 9,773.84 A-B

**Subtract**

D) Property taxes due and owing on said parcel (as stated in SFJ) - $ 47.75

E)

Total due to seller = $ 9,726.09 C-D

Atty Fees $

**Warrant should equal D + E + $100.00 for Court Fees + Atty Fees** $ 9,873.84 D-E+100+Atty

*Warrant actually equals* $ 9,746.08

*Difference of:* $ 127.76

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

Case No.: 02-2572-CA

Parcel ID: 4461612000 Name: Maloney

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 17,081.84

**Subtract**

B) Total Amount Paid to Seller at Order of Taking - $ 7,308

C)

**Subtotal** $ 9,773.84 A-B

**Subtract**

D) Property taxes due and owing on said parcel (as stated in SFJ) - $ 47.75

E)

Total due to seller = $ 9,726.09 C-D

Atty Fees $

**Warrant should equal D + E + $100.00 for Court Fees + Atty Fees** $ 9,873.84 D-E+100+Atty

*Warrant actually equals* $ 9,746.08

*Difference of:* $ 127.76

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

Case No.: 02-2572-CA

Parcel ID: 445.9720004 Name: Maloney

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $17,081.84

**Subtract**

B) Total Amount Paid to Seller at Order of Taking - $7,308

C)

**Subtotal** $9773.84 A-B

**Subtract**

D) Property taxes due and owing on said parcel (as stated in SFJ) - $47.75

E)

Total due to seller = $9,726.09 C-D

Atty Fees $

**Warrant should equal D + E + $100.00 for Court Fees + Atty Fees** $9,873.84 D-E+100+Atty

*Warrant actually equals* $9,746.08

☐ Check here if taxes due on SFJ not included in warrant amount *Difference of:* $127.76

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,

v.

TIMOTHY MALONEY, et al.,

Defendants.

_____/

COPY

Case No.: 02-2572-CA

Judge: BROUSSEAU

Parcel: 44202840008
44030240003
44025160004
44616120000
44559720004

## STIPULATED FINAL JUDGMENT

THIS CAUSE having come on for consideration upon joint motion for the entry of a Final Judgment made by Petitioner, **Florida Department of Environmental Protection,** by and through undersigned counsel, and Defendant, **Timothy Maloney,** by and through undersigned counsel, it appearing to the Court that the parties were authorized to enter into such stipulation, and the court finding that the compensation to be paid by Petitioner is full, just and reasonable for all parties concerned 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 fo a public purpose.

2. Defendant, **Timothy Maloney,** does have and recover from the Petitioner the sum of **EIGHTY FIVE THOUSAND FOUR HUNDRED NINE AND 19/100 DOLLARS ($85,409.19),** which sum represents complete payment of full compensation for the property taken (Parcels 44202840008, 44030240003, 44025160004, 44616120000 and 445597200004), interest, attorney's fees, expert fees and costs, and any and all other claims of whatsoever kind or nature, by said Defendant

with respect to the particular parcels specified herein.

3. There are property taxes due and owing on said parcels in the amount **of TWO HUNDRED THIRTY-EIGHT AND 77/100 DOLLARS ($238.77).**

4. Petitioner has previously deposited the combined amount of **THIRTY-SIX THOUSAND FIVE HUNDRED FORTY AND NO/100 ($36,540.00)** into the Registry of the Clerk of the Circuit Court toward acquisition of said Parcels 44202840008, 44030240003, 44025160004, 44616120000 and 445597200004); at which time title to said parcels, as described in the Petition in Eminent Domain, vested in the name of Petitioner.

5. Within fifteen (15) days of the date of this Order, and without further order of this Court, the Petitioner shall pay the sum of **FORTY EIGHT THOUSAND SIX HUNDRED THIRTY AND 42/100 ($48,630.42) DOLLARS**, to **Brigham Moore, LLP Trust Account** and send to Gregory S. Rix, Esquire, One Tampa City Center, Suite 3410, Tampa, Florida 33602 for proper disbursement. Said sum represents full compensation as set forth above, less the aforementioned taxes. 48,730.42

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

**DONE AND ORDERED** in Naples, Collier County, Florida this ___ day of December, 2002.

The original of this document was signed

FEB 05 2003

by Ted Brousseau
Circuit Judge

CIRCUIT COURT JUDGE

Copies Furnished to:
Elaine Asad, Esq.
Gregory S. Rix, Esq.

## 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, Timothy Maloney, by and through undersigned counsel, 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.


OFFICE OF THE ATTORNEY GENERAL
110 S.E. 6th Street, 9th Floor
Ft. Lauderdale, Florida 33301
Telephone - (954) 712-4600
Facsimile - (954) 712-4761

ELAINE M. ASAD, Esquire
Florida Bar No.: 0109630
Attorney for Plaintiff

Date: 2-3-03

BRIGHAM MOORE, LLP
One Tampa City Center, Suite 3410
Tampa, Florida 33602
Telephone - (813) 318-9000
Facsimile - (813) 318-0700

GREGORY S. RIX, Esquire
Florida Bar No.:0317217
Attorneys for Defendants

Date: 12-11-02

Katy

Florida Department of
**Environmental Protection**

Memorandum

**February 18, 2003**

**TO:** **Naomi Dzikunu, Accountant IV**
**Bureau of Finance & Accounting**
**Division of Administrative Services**

**FROM:** **Lynda I. Godfrey, Closing Section Supervisor** AB for LIG
**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 9 Stipulated Final Judgements**
**Amount $ 216,577.53**

**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

| February 18, 2003 | | | | |
|---|---|---|---|---|
| | | | | |
| **CASE NAME** | **Parcel #** | **DEFENDANTS** | **DATE SENT** | **AMOUNT** |
| **BURCH** | **43910080009**<br>**43912400001** | JOSEPH BURCH AND PATRICIA BURCH<br>ANITA CHASE | 01-2442-CA | $ 46,025.55 |
| **COOLEY** | **42327240006** | MEYER AND FERGUSON | 02-3471-CA | $ 4,620.93 |
| **GARDY** | **44332040008** | JOSE AND REBECCA JAUS | 02-0151-CA | $ 17,848.38 |
| **HART** | **43037120004** | EDNA HART, SPILLANE AND ERVOLINO | 02-0145-CA | $ 5,198.59 |
| **MALONEY** | **44202840008**<br>**44030240003**<br>**44025160004**<br>**44616120000**<br>**44559720004** | T. MALONEY | 02-2572-CA | $ 48,730.42 |
| **MENOR** | **00475960005** | MARCELO AND MINDA MENOR | 01-2988-CA | $ 25,288.96 |
| **ROMAK** | **44028520007** | JOSEPH, EMMA, SANTE, FRANK CUNDARI | 02-1542-CA | $ 15,411.37 |
| **WILSON** | **42556280002** | LILIAN HULSE | 02-1547-CA | $ 4,632.16 |
| **YOUNG** | **00773120000** | T. MALONEY | 02-1539-CA | $ 48,821.17 |
| | | | | $ 216,577.53 |
| | | | | |

# STATE OF FLORIDA

DEPARTMENT OF FINANCIAL SERVICES

REMITTANCE ADVICE

4-281 159

THIS IS NOT A PAYMENT DEVICE

| FLAIR ACCOUNT CODE | OLO | SITE | DOCUMENT NUMBER | OBJECT | DATE | PAYMENT NO |
|---|---|---|---|---|---|---|
| 37-302348021-37100200-00-08410802 | 370000 | 08 | D3000439407 | 5690 | 02/20/03 | 1327372 |

PAYMENT AMOUNT
$ 216,577.53

DO NOT CASH

AGENCY DOCUMENT NO
VF03313

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 |
|---|---|---|---|---|---|
| 012988CA | $ 25,288.96 | 020145CA | $ 5,198.59 | 020151CA | $ 17,848.38 |
| 021539CA | $ 48,821.17 | 021542CA | $ 15,411.37 | 021547CA | $ 4,632.16 |
| 022442CA | $ 46,025.55 | 022572CA | $ 48,730.42 | 023471CA | $ 4,620.93 |

Mailed 2/21/03

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

FLAIR ACCOUNT CODE 37-302348021-37100200-00-08410802 SWDN D3000439407 ADN VF03313 OBJECT 5690 DATE 02/20/03 WARRANT NO 1327372 63-69/630

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

VOID AFTER 12 MONTHS

4-281 159

# STATE OF FLORIDA

DEPARTMENT OF FINANCIAL SERVICES

PAY TWO-HUNDRED-SIXTEEN-THOUSAND-FIVE-HUNDRED-SEVENTY-SEVEN & 53/100 DOLLARS

AMOUNT $***216,577.53

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

⑈341327327205⑈ ⑆063000694⑆ 21⑈