Order of Taking Money Breakdown

OT/ 12/12/02

WD/ 12/18/02

Case No: 02-3441-CA
Case Name: Foster
Court Deposit Amount: $40,112.67 ✓

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
43673200003	Foster	GGE	4130	54.50	7040	20	$0.00
42443280005	Amkie	|	4103	40.10	5280	20	$0.00
42507640002	Colquhoun	|	4104	1,056.73	10120*	20	$0.00
42912720009	Calderwood	|	4111	93.36	11880*	20	$0.00
43200040005	Caspara	↓	4114a	47.98	6160	20	$0.00
				—	—	—	$0.00
				1,292.67	40480	100	$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

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
54.50	4945.50	600	100	12,040
40.10	4,959.00		100	19,280
93.36	3,986.64	-	100	14,200
47.98	3,392.02	Ø	100	9,600

Ent SFJ 2/28/03 ROE

* Calderwood used Colquhoun deposit amt on SFJ.

$1760 diff

40112.67
1292.67
38820.00
100
38720

Foster

OT: F_und: 348 Ltr: 12-16-02 Warr: 12-18-02

NAME	LTR	Warr	Fund
HENDERSON	2-13-03	2-14-03	348
AMKIE	4-23-03	4-23-03	348
CALDERWOOD	3-9-04	3-10-04	" "
CASPER	1-29-04	2-3-04	332

ENT SFJ 7/11/03 JAW
ENT SFJ 3/25/04 -DT
Ent SFJ 4/6/04 DT

BLA 300111

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

Copy

Filed in Open Court
Date:
By: D.C

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

Petitioner,

vs.

LURAL P. FOSTER, et al.,

Defendants.
_____/

Case No.: 02-3441-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 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 $1,292.67, 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 $40,112.67.

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

CIRCUIT JUDGE

cc: all parties of record

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 # 02-3441	Judge: Hayes						
Name	ID #	Legal Desc:	IF PAID IN DEC	OR	IF PAID IN JAN	OR	IF PAID IN FEB
Foster	43673200003	Golden Gate Est U 130 W 105' Tr 115q	54.50		54.50		54.50
Amkie	42443280005	Golden Gate Est U 103 N 75' S 180' Tr 33	40.10		40.10		40.10
Colquhoun	42507640002	Golden Gate Est U 104 W 150' Tr 98	1,056.73	TDA	1,070.46	TDA	2,061.30
Calderwood	42912720009	Golden Gate Est U 111 E 150' Tr 34	93.36		93.36		93.36
Caspara	43200040005	Golden Gate Est U 114a E 150' Tr 9	47.98		47.98		47.98

DUE IN DEC	DUE IN JAN	OR	DUE IN FEB
1,292.67	1,306.40		2,297.24

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 have 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.

Exhibit "A"

DEP v. FOSTER, et al

LEGAL DESCRIPTIONS

FOSTER-PARCEL: 43673200003

THE WEST 105 FEET OF THE WEST 180 FEET OF TRACT 115, GOLDEN GATE ESTATES, UNIT 130, AS RECORDED IN PLAT BOOK 5, PAGE 43, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

AMKIE-PARCEL: 42443280005

THE NORTH 75 FEET OF THE SOUTH 180 FEET OF TRACT 33, GOLDEN GATE ESTATES, UNIT 103, AS RECORDED IN PLAT BOOK 7, PAGE 98, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

McCABE-PARCEL: 42507640002

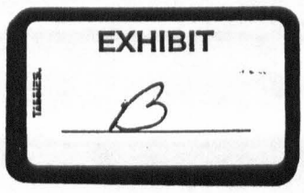
THE WEST 150 FEET OF TRACT 98, GOLDEN GATE ESTATES, UNIT 104, AS RECORDED IN PLAT BOOK 7, PAGE 35, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

CALDERWOOD-PARCEL: 42912720009

THE EAST 150 FEET OF TRACT 34, GOLDEN GATE ESTATES, UNIT 111, AS RECORDED IN PLAT BOOK 7, PAGE 41, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

CASPARA-PARCEL: 43200040005

THE EAST 150 FEET OF TRACT 9, GOLDEN GATE ESTATES, UNIT 114A, AS RECORDED IN PLAT BOOK 7, PAGE 105, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA, LESS THE NORTH 125 FEET OF SUBJECT PROPERTY CONVEYED TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION BY DEED RECORDED IN O.R. BOOK 1178, PAGE 1041, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.



Order of Taking 12/16/2002
Attachment

Payee: Collier County, Clerk of Circuit Court

	Defendants	Case Number	Review Number	Amount
1	Herbert C. Cooley, et al.,	02-3471-CA	BLA300109	$58,192.15
2	Dino Cornella, et al.,	02-3440-CA	BLA300110	$28,107.64
3	Lural P. Foster, et al.,	02-3441-CA	BLA300111	$40,112.67
4	Thomas R. Foster, et al.,	02-3436-CA	BLA300112	$32,928.22
5	Devlin J. Haas, et al.,	02-3444-CA	BLA300113	$46,301.60
6	Clifford Ham, et al.,	02-3649-CA	BLA300114	$488,896.28
7	Florian Hoben, et al.,	02-3473-CA	BLA300115	$45,771.66
8	Eric Herz, et al.,	02-3472-CA	BLA300116	$41,459.90
9	Betty Jacks, et al.,	02-3448-CA	BLA300117	$37,283.00
10	Emery Paul Karu, et al.,	02-3449-CA	BLA300118	$17,751.33
11	Sally H. Ligon, et al.,	02-3540-CA	BLA300119	$14,160.16
12	Alberto Mata, et al.,	02-3523-CA	BLA300120	$386,943.23
13	Alberto Matos, et al.,	02-3541-CA	BLA300121	$37,409.64
14	William Post, JR., et al.,	02-3534-CA	BLA300122	$54,624.67
15	Lewis B. Raines, et al.,	02-3529-CA	BLA300123	$27,196.25
16	Charles E. Rauch, et al.,	02-3528-CA	BLA300124	$37,125.56
17	Iris Stevens, et al.,	02-3537-CA	BLA300125	$28,195.50
18	Nina E. Stovall, et al.,	02-3542-CA	BLA300126	$48,882.20
19	James V. Thomas, et al.,	02-3546-CA	BLA300127	$49,148.37
20	Victor J. Tritto, et al.,	02-3531-CA	BLA300128	$28,078.71
21	Frank J. Harmer, et al.,	02-2647-CA	BLA300139	$2,274.00
22				
23				
	Total of Orders			$1,550,842.74

Case No.: 02-3441-CA Name: Foster / Caspary 2/12/04

Parcel ID: 43200040005

2/17/04

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 9,600

Subtract

B) Total Amount Paid to Seller at Order of Taking - $ 6,160

C) **Subtotal** $ 3,440 A-B

Subtract

D) Property taxes due and owing on said parcel (as stated in SFJ) - $ 47.98

E) Total due to seller = $ 3,392.02 C-D

Atty Fees $ Ø

Warrant should equal D + E + $100.00 for Court Fees + Atty Fees $ 3,540 D+E+100+Atty

Warrant actually equals $ 3,492.02

Difference of: $ 47.98

☑ 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.

LURAL P. FOSTER, et al.,

Defendants.
_____/

Case No. 02-3441-CA

Judge: MARTIN

STIPULATED FINAL JUDGMENT AS TO DEFENDANTS
JACK CASPARA AND ELIZABETH CASPARA, HIS WIFE
JOINT TENANTS WITH FULL RIGHTS OF SURVIVORSHIP, BOTH DECEASED

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, Jack Caspara and Elizabeth Caspara, his wife, Joint Tenants with Full Rights of Survivorship, both deceased, by and through their heir Peter J. Frabotta, 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 **43200040005**, shall have and recover the total sum of **NINE THOUSAND SIX HUNDRED AND NO/100 DOLLARS ($9,600.00)**, 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 **FORTY-SEVEN AND 98/100 DOLLARS. ($47.98).**

4. Petitioner has previously deposited the amount of **SIX THOUSAND ONE HUNDRED SIXTY AND NO/100 DOLLARS ($6,160.00)** into the Registry of the Clerk of the Circuit Court toward acquisition of said parcel **43200040005** 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 THREE HUNDRED NINETY-TWO AND 02/100 DOLLARS ($3,392.02)**, 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.

3,492.02

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 **NINE THOUSAND FIVE HUNDRED FIFTY-TWO AND 02/100 DOLLARS ($9,552.02) to Peter J. Frabotta** and send it to him at 14324 Susanna, Livonia, MI 48154. 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 16 day of JAN., 2004 at Naples, Collier County, Florida.

/s/ Lawrence D Martin

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, Jack Caspara and Elizabeth Caspara, his wife, Joint Tenants with Full Rights of Survivorship, both deceased, by and through their heir Peter J. Frabotta, 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

Peter J. Frabotta 1-9-04

January 29, 2004

CASE NAME	Parcel #	DEFENDANTS	AMOUNT	CASE #
BU[illegible]CH	43904320005	NORMAN CHIN	$ 2,654.62	01-2242-CA
BU[illegible]CH	43909680009	DANIEL AND JUDY DOMAGALSKI	$ 2,665.50	01-2242-CA
BURGESS	45671880009	THOMAS AND MARY CONWAY	$ 2,134.73	01-4026-CA
EDWARDS	45237400001	HERBERT AND FRANCES EDWARDS	$ 3,315.62	02-5272-CA
FEIL	45356840005	ANDREW AND ANN CRICCO	$ 4,846.00	02-2699-CA
POST	42790200000	VIOLA W. WHITACRE	$ 5,501.88	02-3534-CA
VEST	42619640000	WILLIAM AND AYAKO EICHAKER	$ 2,042.63	03-2690-CA
BACCAM	00473000006	IVAN ARISTOZABAL	$ 137,160.00	01-3416-CA
FAJARDO	00476040500	CHALUAY DAVIS	$ 65,004.91	01-2991-CA
FAJARDO	00475520005 00475480006	JACK AND ROSE FORD	$ 124,909.82	01-2991-CA
FRANCIS	00475040006 00474040007	DIGNA BARRIOS AND MARIA MENDEZ	$ 179,049.27	01-2987-CA
GALIN	00472920006	JUAN MONDEJAR	$ 62,160.00	01-3411-CA
GALIN	00476042702	TROPICAL RANCH PROPERTIES	$ 52,530.00	03-2693-CA
GODOY	00472640001	PEDRO AND MARTA SOTO	$ 114,915.82	02-1559-CA
GODOY	00473360005	HUGO GODOY AND SYLVIA SEVERDIJO	$ 59,160.00	02-1559-CA
GODOY	00473400004	CLYDE AND BUASEE WRIGHT	$ 134,415.82	02-1559-CA
HENNING	00476040801	NANCY HENNING	$ 61,504.91	01-2993-CA
MADDEN	00475080008	MARIA AND DIGNA MENDEZ	$ 63,160.00	01-2992-CA
MADDEN	00476042100	WILLIAM AND AGNES MADDEN	$ 62,160.00	01-2992-CA
MARMONTELLO	00470680005	COLLIER CATTLE CORPORATION	$ 117,160.00	01-2995-CA
MENOR	00474120008	RON ROGOWSKI	$ 1,119,046.00	01-2988-CA
MENOR	00475640008	COLLIER CATTLE CORPORATION	$ 59,160.00	01-2988-CA
SAYASANE	00474840003	HAIMCHAND SOOKRAM	$ 63,160.00	01-3148-CA
SA[illegible]SANE	00475800000	KEOVILAYSONE AND BOUALAY SAYASANE	$ 56,660.00	01-3148-CA
VALDESPINO	00474480007	DETH VONGKHAMPHRA	$ 55,217.00	02-3525-CA
BUTLER	45352960002	WILLIAM H. AND THELMA I. BUTLER	$ 4,527.48	02-2703-CA
FOSTER	43200040005	JACK AND ELIZABETH CASPARA	$3,492.02	02-3441-CA
CAMPOS	43661400006	DUNCAN AND NELLIE MCKINNON	$8,078.93	02-3446-CA
HOBEN	42442520009	ELBERT JENKINS, JR.	$4,579.90	02-3473-CA
TOTAL			**2,630,372.86**	

DEPARTMENT OF FINANCIAL SERVICES

REMITTANCE ADVICE

4-02 434 649

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37-302332008-37100200-00-08410804	370000	08	D4000395569	5690	02/02/04	1090264

PAYMENT AMOUNT
$ 2,630,372.86

DO NOT CASH

AGENCY DOCUMENT NO
VF03678

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
012242-CA	$ 5,320.12	012987-CA	$ 179,049.27	012988-CA	$ 1,178,206.00
012991-CA	$ 189,914.73	012992-CA	$ 125,320.00	012993-CA	$ 61,504.91
012995-CA	$ 117,160.00	013148-CA	$ 119,820.00	~~013411-CA~~	~~$ 62,160.00~~
013416-CA	$ 137,160.00	014026-CA	$ 2,134.73	021559-CA	$ 308,491.64
022699-CA	$ 4,846.00	022703-CA	$ 4,527.48	023441-CA	$ 3,492.02
023446-CA	$ 8,078.93	023473-CA	$ 4,579.90	023525-CA	$ 55,217.00
023534-CA	$ 5,501.88	025272-CA	$ 3,315.62	032690-CA	$ 2,042.63
032693-CA	$ 52,530.00				

Mailed
2-3-04
KRR

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

STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES

WARRANT NO 63-69
02/02/04 1090264 630

VOID AFTER 12 MONTHS

4-02 434 649

AMOUNT
$2,630,372.86

PAY TWO MILLION SIX HUNDRED THIRTY THOUSAND THREE HUNDRED SEVENTY-TWO DOLLARS AND 86 CENTS

TO THE ORDER OF
COLLIER COUNTY CLERK OF THE
CIRCUIT COURT

VENDOR NUMBER

EXPENSE WARRANT

TO DIVISION OF TREASURY
TALLAHASSEE

CHIEF FINANCIAL OFFICER

F FLORIDA
COMPTROLLER
NCE ADVICE

4-04 565 424

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	O	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37-302348021-37100200-00-08410802	370000	08	D3000320730	5620	12/18/02	0971735

PAYMENT AMOUNT
$ 1,550,842.74

DO NOT CASH

AGENCY DOCUMENT NO
VF02408

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
022647CA	$ 2,274.00	023436CA	$ 32,928.22	023440CA	$ 28,107.64
023441CA	$ 40,112.67	023444CA	$ 46,301.60	023448CA	$ 37,283.00
023449CA	$ 17,751.33	023471CA	$ 58,192.15	023472CA	$ 41,459.90
023473CA	$ 45,771.66	023523CA	$ 386,943.23	023528CA	$ 37,125.56
023529CA	$ 27,196.25	023531CA	$ 28,078.71	023534CA	$ 54,624.67
023537CA	$ 28,195.50	023540CA	$ 14,160.16	023541CA	$ 37,409.64
023542CA	$ 48,882.20	023546CA	$ 49,148.37	023649CA	$ 488,896.28

S/B $41,872.67

mailed
12-20-02

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 5620 | DATE 12/18/02 | WARRANT NO 63-69 / 630 0971735

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

STATE OF FLORIDA
OFFICE OF COMPTROLLER

4-04 565 424

PAY AMOUNT $*1,550,842.74

ONE-MILLION-FIVE-HUNDRED-FIFTY-THOUSAND-EIGHT-HUNDRED-FORTY-TWO DOLLARS AND 74 CENTS

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

Robert L McCague
COMPTROLLER OF FLORIDA

⑈0971735⑈ ⑆063000694⑆ 3409717350⑈