Stipulated

Order of Taking Money Breakdown

Case No: 01-3149-CA
Case Name: Collier Cattle.
Court Deposit Amount: $112,074.31

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
475560007	Collier Cattle.	8001		464.86	22394.86	20	$0.00	Ø	159060	Ø	30 33	50 *
475600006	" "			464.86	"	20	$0.00	Ø	54060	Ø	100	1
474520006	" "			464.86	"	20	$0.00	Ø	59060	Ø	100	
474360004	" "			464.86	"	20	$0.00	Ø	59060	Ø	30 33	50 *
474880005	" "			464.87	22394.87	20	$0.00	Ø	59060	Ø	35 34	50 *
				2,324.31	109,650	100	$0.00					
							$0.00					
							$0.00					
							$0.00					

SOT * ** ***

$111,974.31 (+$100 to court fees
− 2324.31 (taxes)
$109,650.00

OT Total (Total should include all court fees and monies awarded in the Order of Taking) $0.00

ent: 1/24/04 JSF

* Ent - 3/23/04 (OT) amount of SFJ is for 3 parcels.

Motion to withdraw funds (faxed from Ellin) was for $108,636.60. Did we over pay???
taxes were valued at $1013.40
parcels valued at $109,650

parcel value less taxes = $108,636.60???

SOT
Fund: 332
Ltr: 1-17-02
War: 1-22-02

SFJ

NAME	LTR	Warr	Fund
CC 60007	2-11-04	2-12-04	348
CC 600006	12-12-03	12-16-03	332
CC 60004	02-11-04	2-12-04	348
80005	2-11-04	2-12-04	348

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.

COLLIER CATTLE CORPORATION,

Defendants.
_____/

CASE NO.: CA 01-3149

J UDGE: Hayes

STIPULATED ORDER OF TAKING

THIS MATTER having come before the Court upon the 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, Collier Cattle Corporation, by and through undersigned counsel, and it appearing that proper notice was first given to said Defendant, who is the fee simple owner of the property which is the subject of this litigation and identified in Exhibit "A" attached hereto, and to all other persons having or claiming any equity, lien, title or other interest in or to the real property described in the Petition, and the Court being otherwise fully advised in the premises, it is hereby:

ORDERED AND ADJUDGED that the Court has jurisdiction over this action, of the subject matter, and of the parties to this Cause, pursuant to Chapters 73, 74, 259 and 375, Florida Statutes; and it is further

ORDERED AND ADJUDGED that the pleadings in this cause are sufficient and Petitioner is properly exercising its delegated authority. The condemnation of this property is for a valid public purpose and is necessary for such purpose; and it is further

ORDERED AND ADJUDGED that the Amended Declaration of Taking filed in this matter by Petitioner was made in good faith and based upon valid appraisals; and it is further

ORDERED AND ADJUDGED that there are taxes due and owing on the property in the total amount of **TWO THOUSAND THREE HUNDRED TWENTY-FOUR AND 31/100 DOLLARS ($2,324.31);** and it is further

ORDERED AND ADJUDGED that within twenty-one (21) days of Petitioner's receipt of the Court's approval of this Stipulated Order of Taking, Petitioner shall deposit into the Registry of the Court the total sum of **ONE HUNDRED ELEVEN THOUSAND NINE HUNDRED SEVENTY-FOUR AND 31/100 DOLLARS ($111,974.31);** and it is further

ORDERED AND ADJUDGED that upon the payment of deposit noted above, fee simple title in and to the property described above, shall vest in the Board of Trustees of the Internal Improvement Trust Fund; and it is further

ORDERED AND ADJUDGED that upon payment of the deposit noted above and without further notice or order of this Court, the Petitioner shall be entitled to immediate possession of the property described above and in the Petition; and it is further

ORDERED AND ADJUDGED that upon payment of the deposit noted above and without further notice or order of the Court, the Clerk of the Circuit Court shall disburse the taxes to the Collier County Tax Collector; and it is further

ORDERED AND ADJUDGED that the deposit of monies will secure the persons lawfully entitled to the compensation, which will ultimately be determined by final judgment of this Court, after a trial by jury or a negotiated settlement between the parties.

DONE AND ORDERED this 15 day of January, 2002 at Naples, Collier County, Florida.

S/ Hugh D Hayes
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, Collier Cattle Corporation, by and through undersigned counsel, and together move the Court for entry of the above Stipulated Order of Taking 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
Attorney for Petitioner

James W. McDonald, Jr. FBN: 52579
McDonald & Associates
17000 SW 272nd Street
Homestead, FL 33031
Telephone: 305-245-7892
Telefax: 305-245-7893
Attorney for Defendant

Memorandum

Florida Department of
Environmental Protection

January 17, 2002

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

FROM: **Robert A. Hicks, OMC II**
Division of State Lands

SUBJECT: STIPULATED ORDER OF TAKING

Please process a voucher for payment as provided by the attached **Stipulated Order 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 2100 000	JS	332010	562080	084108-00	00591

PAYEE: **Collier County, Clerk of Circuit Court**
Collier Cattle, Case No: CA 01-3149
Stipulated Order of Taking

Review # 281113
Amount $ 112,074.31

PLEASE INCLUDE ALL PAYEE INFO PROVIDED ABOVE ON WARRANT!

If there is any additional information needed, please do not hesitate to contact this office.

RAH:me

cc: SOEGGE Team

Attachments

STATE OF FLORIDA
OFFICE OF COMPTROLLER
REMITTANCE ADVICE

4-02 277 328

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37-302332010-37100200-00-08410800	370000	08	D2000404363	5620	01/22/02	1181044

PAYMENT AMOUNT
$ 112,074.31

DO NOT CASH

AGENCY DOCUMENT NO
VF04689

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
013149CA	$ 112,074.31

01-3149-CA

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

FLAIR ACCOUNT CODE: 37-302332010-37100200-00-08410800 | SWDN: D2000404363 | ADN: VF04689 | OBJECT: 5620 | DATE: 01/22/02 | WARRANT NO: 1181044 63-69/630

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

VOID AFTER 12 MONTHS

4-02 277 328

STATE OF FLORIDA
OFFICE OF COMPTROLLER

PAY
ONE-HUNDRED-TWELVE-THOUSAND-SEVENTY-FOUR & 31/100 DOLLARS

AMOUNT
$***112,074.31

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

COMPTROLLER OF FLORIDA

⑈ 2411810440 5⑈ ⑆063000694⑆ ⑈42⑈

Case No.: 01-3149-CA Book Name: Collier Cattle

Parcel ID: 47556000 7, 4743600004 & 4748800005 2/12/04

3/2/04
02

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 242,970

Subtract

B) Total Amount Paid to Seller at Order of Taking - $ 65,790

C)

Subtotal $ 177,180 A-B

Subtract

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

E)

Total due to seller = $ 177,180 C-D

Atty Fees $ Ø

Warrant should equal D + E + $100.00 for Court Fees + Atty Fees $ 177,280 D+E+100+Atty

Warrant actually equals $ 177,280

Difference of: $ Ø

☐ 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

COPY

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

Petitioner,

v.

COLLIER CATTLE CORPORATION, et al.,

Defendants.

_____/

Case No. 01-3149-CA

Judge: MARTIN

Parcel: 00475560007
00474360004
00474880005

STIPULATED FINAL JUDGMENT AS TO DEFENDANT, COLLIER CATTLE CORPORATION

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, Collier Cattle Corporation, by and through their attorney, James McDonald, on behalf of himself, the firm, Attorney Bill Hoppe and Attorney George Vega, and Tropical Ranch Properties, Inc. 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 parcels, 00475560007, 00474360004, 00474880005 and Tropical Ranch Properties, Inc., owners of an easement on said parcel, shall have and recover the total sum of **TWO HUNDRED FORTY-TWO THOUSAND NINE**

HUNDRED SEVENTY AND NO/100 DOLLARS ($242,970.00), which sum represents complete payment of full compensation, improvements taken, easements, interest, and any and all other claims of whatsoever kind or nature with respect to the particular parcel specified herein, exclusive of attorneys fees, expert fees and costs.

3. There are no property taxes due and owing on said parcels.

4. Petitioner has previously deposited the total sum of **SIXTY-FIVE THOUSAND SEVEN HUNDRED NINETY AND NO/100 DOLLARS ($65,790.00)** into the Registry of the Circuit Court toward the acquisition of parcels 00475560007, 00474360004, 00474880005, at which time title to said parcels, as described in the Petition in Eminent Domain, vested in the name of Petitioner. The deposit has been withdrawn.

5. Within thirty (30) days of Petitioner's receipt of a copy of a Court approved Judgment, Petitioner shall deposit the additional sum of **ONE HUNDRED SEVENTY-SEVEN THOUSAND ONE HUNDRED EIGHTY AND NO/100 DOLLARS ($177,180.00)** into the Registry of the Clerk of the Circuit Court, which sum represents the difference between full compensation owed for said parcels and Petitioner's prior deposit, exclusive of attorney fees, expert fees and costs.

177,280

6. Upon 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 **ONE HUNDRED SEVENTY-SEVEN THOUSAND ONE HUNDRED EIGHTY AND NO/100 DOLLARS ($177,180.00) to McDonald & Associates, Attorneys-at-Law, Chartered, Trust Account,** and send it c/o James McDonald, 17000 SW 272nd Street, Homestead, FL 33031.

7. Upon entry of this Stipulated Final Judgment, any and all claims for full compensation, improvements taken, interest, easements, and all other claims of whatsoever kind or nature shall be resolved with respect to the parcel specified herein and the said Defendant, COLLIER CATTLE CORPORATION and Tropical Ranch Properties, Inc. shall seek no further compensation from Petitioner, exclusive of attorney fees, expert fees and costs.

8. The Court retains jurisdiction in this matter only on the issue of attorney fees, expert fees and costs if the parties cannot reach an agreement.

DONE AND ORDERED this _____ day of _____, 2004 at Naples, Collier County, Florida.

The original of this document was signed FEB 03 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, Defendant, Collier Cattle Corporation and Tropical Ranch Properties, Inc., by and through their attorney, James McDonald on behalf of himself, the firm, Attorney Bill Hoppe, and Attorney George Vega, 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
Attorney for Petitioner

James McDonald FBN: 52579
17000 SW 272nd Street
Homestead, FL 33031
Tel: 305-245-7892
Fax: 305-245-7893
On behalf of himself, Attorney Bill Hoppe, Attorney George Vega and said Defendant

Katy

Memorandum

Florida Department of
Environmental Protection

February 11, 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 $ 1,835,374.88
See attached list of 22 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

February 11, 2004

CASE NAME	Parcel #	DEFENDANTS	AMOUNT	CASE #
ALAS	44829760008	VINCENT AND BARBARA DUDAS	$ 800.00	01-4039-CA
BARONE	43543440003	LOUIS AND JOSEPH BARONE	$ 2,005.71	01-4054-CA
BERTRAND	45292360005	PAUL AND TESSIE FLYE	$ 4,612.83	02-2652-CA
BLASKEY	45126880004	SPIRITWOOD-MARSHLAND, INC	$ 2,981.32	03-2697-CA
BREWER	45726440006	GEORGETTE GOODMAN FOX	$ 3,649.62	02-5276-CA
FLAIG	43730920006	ANGEL AND PRISCILLA RIVERA	$ 4,387.64	02-1511-CA
GOLLIDAY	44441920006	CONNIE L. DAVIS AND KELLY F. CLARK	$ 3,749.44	03-2694-CA
KOT	45437640001	HAROLD AND EMMA JEAN MARTIN	$ 4,564.69	02-2576-CA
ROLLAN	43379720007	MARGARET TRANCHIDA/GARDINER	$ 4,620.93	02-3545-CA
STEVENS	42213000004	IRIS STEVENS	$ 3,919.38	02-3537-CA
STORY	43721960004	JOHN AND CATERINA VOSILLA	$ 4,084.44	02-1550-CA
TRITTO	42552120001	VICTOR AND MARY TRITTO	$ 4,571.88	02-3531-CA
			$ 43,947.88	

McDONALD CASES

	00472960008			
COLLIER	00476041800 00475840002 00474680001	COLLIER CATTLE CORPORATION	$ 294,340.00	01-2990-CA
COLLIER	00475560007 00474360004 00474880005	COLLIER CATTLE CORPORATION	$ 177,280.00	01-3149-CA
[illegible]OY	00474600007 00475920003	COLLIER CATTLE CORPORATION	$ 227,220.00	02-1559-CA
RAMIREZ	00472120000	MANUEL AND JOSEPHINE RAMIREZ	$ 62,660.00	01-3415-CA
SAYASANE	00476043002 00476040607 00476040908	TROPICAL RANCH PROPERTIES	$ 235,280.00	01-3148-CA
TROPICAL	00474440005 00474640009	COLLIER CATTLE CORPORATION	$ 200,952.00	02-3526-CA
TROPICAL	00476040209 00476042508	TROPICAL RANCH PROPERTIES	$ 99,705.00	02-3526-CA
TROPICAL	00476041402 00476040704	TROPICAL RANCH PROPERTIES	$ 176,220.00	01-2989-CA
TROPICAL	00476042906 00476040306	TROPICAL RANCH PROPERTIES	$ 176,650.00	01-3147-CA
VALDESPINO	00475760001	COLLIER CATTLE CORPORATION	$ 141,120.00	02-3525-CA
			$ 1,791,427.00	

TOTAL: $ 1,835,374.88

STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES
REMITTANCE ADVICE

4-02 492 589

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37-302348021-37100200-00-08410803	370000	08	D4000417331	5690	02/12/04	1146263

PAYMENT AMOUNT
$ 1,835,374.88

DO NOT CASH

AGENCY DOCUMENT NO
VF03909

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
012989CA	$ 176,220.00	012990CA	$ 294,340.00	013147CA	$ 176,650.00
013148CA	$ 235,280.00	013149CA	$ 177,280.00	013415CA	$ 62,660.00
014039CA	$ 800.00	014054CA	$ 2,005.71	021511CA	$ 4,387.64
021550CA	$ 4,084.44	021559CA	$ 227,220.00	022576CA	$ 4,564.69
022652CA	$ 4,612.83	023525CA	$ 141,120.00	023526CA	$ 300,657.00
023531CA	$ 4,571.88	023537CA	$ 3,919.38	023545CA	$ 4,620.93
025276CA	$ 3,649.62	032694CA	$ 3,749.44	032697CA	$ 2,981.32

mailed
2-13-04
LRR

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

37-302348021-37100200-00-08410803 | D4000417331 | VF03909 | 5690 | 02/12/04 | WARRANT NO 63-69 630 1146263

STATE OF FLORIDA | 370000 | 08 | CONTACT (850) 245-2494 FOR PAYMENT QUESTIONS | VOID AFTER 12 MONTHS

STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES

4-02 492 589

PAY ONE MILLION EIGHT HUNDRED THIRTY FIVE THOUSAND THREE HUNDRED SEVENTY FOUR AND 88/100 DOLLARS

AMOUNT
$*1,835,374.88

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

1146263 1:0302348021: 37100200 00 08410803 D4000417331