Order of Taking Money Breakdown

Case No: 02-0145-CA
Case Name: Hart
Court Deposit Amount: $42,220.21

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
4303236000 5	Maglisco	GGE	U113	18.22	6,400	20	$0.00
430371200004	Hart	GGE	U113	13.41	4,860	20	$0.00
430308800008	Underwood	GGE	U113	13.06	4,400	20	$0.00
430344800006	Manlie	GGE	U113	18.22	6,400	20	$0.00
43040320008	Penjevic	GGE	U113	57.30	20,000	20	$0.00
				120.21	42,000	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
18.22	416.78		100	
13.41	5,098.59		100	10/14/02
13.06	1936.94	300.00	150.00	
	1,075	—	100	10/1/09 *
-	54,500	-	100	

OT
L 5/6/02
W 5/8/02
F 348

*Marvel warrant equals $235.13. The difference is due to interest accrued on the deposit.

	SFJ L	W	F
Hart	2/18/03	2/20/03	348
Maglisco	10/11/02	10/16/02	348
Penjevic	4/5/04	4/7/04	332

10/16/02
Ent SFJ 2/12/02
ENT 5/2/03 JAW ROE
Ent SFS - 4/28/04 07

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.: 02-145-CA

Judge: BROUSSEAU

EDNA HART, 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

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 $120.21 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, the taxes due and owing on the property, plus a $100.00 Clerk of Court fee, for a total deposit amount of $42,220.21.

6. 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.

7. That upon payment of said deposit, as set forth above, and without further notice or order of the Court, the Clerk shall disburse the taxes to the Collier County Tax Collector.

8. 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 herein.

9. That upon the payment of the deposit hereinafter specified, fee simple title in the parcels described in the Petition in Eminent Domain and attached hereto as "Exhibit B", subject only to outstanding oil, gas, and mineral right interests, shall vest in The Board of Trustees of the Internal Improvement Trust Fund.

DONE and ORDERED this 26 day of **APRIL**, 2002 in Naples, Collier County, Florida.

S/ Ted Brousseau
CIRCUIT JUDGE

copies: all parties of record

Prepared For: Glenn Tucker

3/7/2002

By: Collier County Tax Collector
Sam Young, Acquisition Specialist
(941) 774-8882

ESTIMATED TAXES DUE PENDING FINAL ORDER OF TAKING DATE

DEP vs	Case # 02-145	Judge: Broussesau						
me	ID #	Legal Desc:	IF PAID IN Apr	OR	IF PAID IN May	OR	IF PAID IN June	
derwood/ bons	43030880008	Golden Gate Est U 113 E 75' W 180' Tr 14	13.06		13.06		13.06	
rt	43037120004	Golden Gate Est U 113 N 75' S 150' Tr 86	13.41		13.41		13.41	
glisco	43032360005	Golden Gate Est U 113 W 105' Tr 31	18.22		18.22		18.22	
anuel	43034480006	Golden Gate Est U 113 E 105' Tr 55	18.22		18.22		18.22	
njevic	43040320008	Golden Gate Est U 113 Tr 125	57.30		57.30		57.30	

DUE IN Apr 120.21 OR DUE IN May 120.21 OR DUE IN June 120.21

OTICE TO PROPERTY OWNER: Taxes will e paid by the courts. Do not send payment to ie Tax Collectors office. Should you have any irther questions, please contact the Attorney enerals Office

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

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

EXHIBIT "A"

DEP v. HART, et al.
SERVICE LIST

PARCEL: 43030880008

OCTAVENE UNDERWOOD
EILEEN DILLON
BRIGID DEVERY
KATHLEEN VINCI
MARGARET BOYETTE
7670 MARY LN
MENTOR, OH 44060-5901

PARCEL: 43037120004

EDNA HART
MYRNA SPILLANE
261 191ST TER
SUNNY ISL BCH, FL 33160-2317

PARCEL: 43032360005

JOHN D. MAGLISCO
C/O MARCIA STRICKLER
401 SHORE DR
EMPORIA,VA 23847-2813

PARCEL: 43034480006

D.A MANUEL
CATHERINE MANUEL
P.O BOX 441
MAPLE LAKE, MN 55358-0441

PARCEL: 43040320008

DR. RADOMIR PENJEVIC
4971 SW 94TH AVE
COOPER CITY, FL 33328-3410

ALL PARCELS:

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

DEP v. HART, et al.
LEGAL DESCRIPTIONS

UNDERWOOD -43030880008

THE EAST 75 FEET OF THE WEST 180 FEET OF TRACT 14, GOLDEN GATE ESTATES UNIT 113, AS RECORDED IN PLAT BOOK 5, PAGE 35, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

HART-43037120004

THE NORTH 75 FEET OF THE SOUTH 150 FEET OF TRACT 86, GOLDEN GATE ESTATES UNIT 113, AS RECORDED IN PLAT BOOK 5, PAGE 35, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

MAGLISCO -43032360005

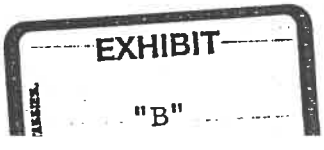
THE WEST 105 FEET OF THE WEST 180 FEET OF TRACT 31, GOLDEN GATE ESTATES UNIT 113, AS RECORDED IN PLAT BOOK 5, PAGE 35, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

MANUEL -43034480006

THE EAST 105 FEET OF THE EAST 180 FEET OF TRACT 55, GOLDEN GATE ESTATES UNIT 113, AS RECORDED IN PLAT BOOK 5, PAGE 35, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA

PENJEVIC-43040320008

ALL OF TRACT 125, GOLDEN GATE ESTATES UNIT 113, AS RECORDED IN PLAT BOOK 5, PAGE 35, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA



Order of Taking Money Breakdown

OT
4/26/02

Case No: 02-0145-CA
Case Name: Hart
Court Deposit Amount: $42,220.21

Parcel ID	Parcel Name	Project	Back Taxes paid	Court Deposit Amount per parcel	Total
Gibbons 4303088C0008	Underwood	U113	13.86	4,400	$0.00
43037120004	Hart	U113	13.41	4,800	$0.00
4303236C0005	Maglisco	U113	18.22	6,400	$0.00
4303448C0006	Manuel	U113	18.22	6,400	$0.00
4304032C0008	Peyton	U113	57.30	20,000	$0.00
					$0.00
				$42,000	$0.00
					$0.00
					$0.00
			Sub Total		$0.00
			Court fees		$100.00
			Total		$100.00

* Total should include all court fees and monies awarded in the Order of Taking

$42,220.21
120.21 taxes
100.00 court fees
$42,000.00

AMS
5/20/02

02-0145-CA

DEP v. HART, et al.
SERVICE LIST

GGE

✓ **PARCEL: 43030880008**

OCTAVENE UNDERWOOD
EILEEN DILLON
BRIGID DEVERY
KATHLEEN VINCI
MARGARET BOYETTE
7670 MARY LN
MENTOR, OH 44060-5901

✓ **PARCEL: 43037120004**

EDNA HART
MYRNA SPILLANE
261 191ST TER
SUNNY ISL BCH, FL 33160-2317

✓ **PARCEL: 43032360005**

JOHN D. MAGLISCO
C/O MARCIA STRICKLER
401 SHORE DR
EMPORIA,VA 23847-2813

✓ **PARCEL: 43034480006**

D.A MANUEL
CATHERINE MANUEL
P.O BOX 441
MAPLE LAKE, MN 55358-0441

✓ **PARCEL: 43040320008**

DR. RADOMIR PENJEVIC
4971 SW 94TH AVE
COOPER CITY, FL 33328-3410

ALL PARCELS:

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

STATE OF FLORIDA
OFFICE OF COMPTROLLER
REMITTANCE ADVICE

4-03 015 714

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37-302348011-37100200-00-08410801	370000	08	D2000624064	5690	05/08/02	1847122

PAYMENT AMOUNT
$ 42,220.21

DO NOT CASH

AGENCY DOCUMENT NO
VF08022

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
02145CA	$ 42,220.21

02-0145-CA

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

FLAIR ACCOUNT CODE	SWDN	ADN	OBJECT	DATE	WARRANT NO	63-69 / 630
37-302348011-37100200-00-08410801	D2000624064	VF08022	5690	05/08/02	1847122	

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

VOID AFTER 12 MONTHS
4-03 015 714

STATE OF FLORIDA
OFFICE OF COMPTROLLER

PAY
FORTY-TWO-THOUSAND-TWO-HUNDRED-TWENTY & 21/100 DOLLARS

AMOUNT
$****42,220.21

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. McCleary
COMPTROLLER OF FLORIDA

⑈ 2418471220 6⑈ ⑆063000694⑆ ⑈42⑈

*Case No.: 02-0145 Name: Spillane / Hart / Ervolino

Parcel ID: 4303.712000 4

2/20/03

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 9,912

Subtract

B) Total Amount Paid to Seller at Order of Taking - $ 4,800

C) **Subtotal** $ 5,112 A-B

Subtract

D) Property taxes due and owing on said parcel (as stated in SFJ) - $ 13.41

E) Total due to seller = $ 5,098.59 C-D

Atty Fees $

Warrant should equal D + E + $100.00 for Court Fees + Atty Fees $ 5,212 D-E+100+Atty

Warrant actually equals $ 5,198.59

Difference of: $ 13.41

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

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

CASE NO.: 02-145-CA
JUDGE: BROUSSEAU

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

Petitioner,

v.

EDNA HART, et al.

Defendants.
_____/

COPY

Parcel 43037120004

FILED IN OFFICE
CLERK CIRCUIT COURT
FEB -6 AM 10:50
Filed in Computer
BY _____ D.C.

STIPULATED FINAL JUDGMENT

THIS MATTER having come upon before the Court upon Joint Motion of the Petitioner, **Florida Department of Environmental Protection,** by and through undersigned counsel, and Defendants, **MYRNA SPILLANE and LAURETTE ERVOLINO, as suriving heirs of the Estate of EDNA R. HART,** 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 for a public purpose.

2. Defendant, **MYRNA SPILLANE and LAURETTE ERVOLINO, as suriving heirs of the Estate of EDNA R. HART,** have and recover the sum of **NINE THOUSAND NINE**

HUNDRED TWELVE AND NO/100 DOLLARS ($9,912.00) which sum represents full payment of full compensation for the property taken (Parcel 43037120004), 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. here are property taxes due and owing on said parcels in the amount of **THIRTEEN AND 41/100 DOLLARS ($13.41)**.

4. Petitioner has previously deposited the amount of **FOUR THOUSAND EIGHT HUNDRED AND NO/100 DOLLARS ($4,800.00)**, into the Registry of the Clerk of the Circuit Court toward acquisition of said Parcel 43037120004 which time title to said parcel, as described in the Petition in Eminent Domain, vested in the name of Petitioner.

5,198.59

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 **FIVE THOUSAND NINETY-EIGHT AND 59/100 DOLLARS ($5,098.59)**, 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.

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 5 day of ~~December~~ FEB, 2003.

CIRCUIT COURT JUDGE

Copies Furnished to:
✓Elaine Asad, Esq.
✓Gregory S. Rix, Esq.
✓ Bookkeeping
✓ Sam/Tax Collector

7-03
mt

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, Myrna Spillane and Laurette Ervolino, as Suriving Heirs of the Estate of Edna R. Hart, 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** LIG 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** **43912400001**	JOSEPH BURCH AND PATRICIA BURCH 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** **44030240003** **44025160004** **44616120000** **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 | XDN 03313 | 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

EXPENSE WARRANT

VENDOR ID NUMBER

TO: DIVISION OF TREASURY
TALLAHASSEE

CHIEF FINANCIAL OFFICER

⑈1327372⑈ ⑆063000094⑆ 20