50

Order of Taking Money Breakdown

Case No: 02-0142-CA
Case Name: O'Donnell
Court Deposit Amount: $51,868.20

OT - 4/19/02
WD - 5/1/02

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
44329600008	Oji (Winifred Sicknick)	GGE	U145	18.14	6,900	20	$0.00
4432864001	O'Donnell		U145	12.71	4,800	20	$0.00
44330160003	Esteves		U145	36.12	14,100	20	$0.00
44327520009	Olive		U145	21.79	8,400	20	$0.00
44332120009	Osborn		U145	979.44	16,500	20	$0.00
				1068.20			$0.00
					$50,700		$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
18.14	11,565.69		100	2/18/03
36.12	∅	∅		
–	33,320	–	100	
∅	∅		∅	

ENT 5/2/03 JAW
ENT SFJ 4/21/04 DT

$51,868.20
– 1068.20 taxes
– 100.00 Court fees
$50,700.00

OT L 4/26/02
W 5/1/02
F 348

SFJ

	L	W	F
OJ	2/17/03	2/18/03	348
olive	2/5/04	4/7/04	332

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.: 02-142-CA

Judge: HAYES

R. H. O'DONNELL, 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 $1,068.20 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 $51,868.20.

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 19 day of **APRIL**, 2002 in Naples, Collier County, Florida.

S/ Hugh D Hayes
CIRCUIT JUDGE

copies: all parties of record

DEP v. O'DONNELL, et al.
LEGAL DESCRIPTIONS

O'DONNELL -44328640001

THE SOUTH 105 FEET OF TRACT 92, GOLDEN GATE ESTATES UNIT 145, AS RECORDED IN PLAT BOOK 5, PAGE 52, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

MENDZ-44330160003

ALL OF TRACT 106, GOLDEN GATE ESTATES UNIT 145, AS RECORDED IN PLAT BOOK 5, PAGE 52, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

OJI -44329600008

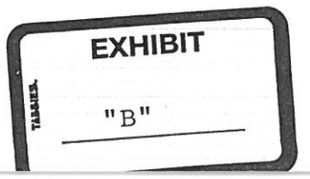
THE SOUTH 150 FEET OF TRACT 101, GOLDEN GATE ESTATES UNIT 145, AS RECORDED IN PLAT BOOK 5, PAGE 52, PUBLIC RECORDS OF COLLIER COUTNY, FLORIDA.

OLIVE -44327520009

THE SOUTH 180 FEET OF TRACT 81, GOLDEN GATE ESTATES UNIT 145, AS RECORDED IN PLAT BOOK 5, PAGE 52, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

OSBORN-44332120009

ALL OF TRACT 124, GOLDEN GATE ESTATES UNIT 145, AS RECORDED IN PLAT BOOK 5, PAGE 52, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.



STATE OF FLORIDA
OFFICE OF COMPTROLLER
REMITTANCE ADVICE

02 970 874

THIS IS NOT A PAYMENT DEVICE

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37-302348011-37100200-00-08410801	370000	08	D2000610342	5690	05/01/02	1803541

PAYMENT AMOUNT
$ 51,868.20

DO NOT CASH

AGENCY DOCUMENT NO
VF07760

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
02142CA	$ 51,868.20

02-0142-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	D2000610342	VF07760	5690	05/01/02	1803541	

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

VOID AFTER 12 MONTHS

STATE OF FLORIDA
OFFICE OF COMPTROLLER

4-02 970 874

PAY

AMOUNT

FIFTY-ONE-THOUSAND-EIGHT-HUNDRED-SIXTY-EIGHT & 20/100 DOLLARS

$****51,868.20

TO THE ORDER OF:

VENDOR ID NUMBER

EXPENSE WARRANT

TO: TREASURER OF FLORIDA
TALLAHASSEE

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

COMPTROLLER OF FLORIDA

⑈24180354102⑈ ⑆063000694⑆ ⑈4⑈

Memorandum

Florida Department of
Environmental Protection

April 26, 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: ORDER OF TAKING

Please process a voucher for payment as provided by the attached **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 3100 000	LS	348011	562080	084108-02	00591

PAYEE: Collier County, Clerk of Circuit Court
R. H. O'Donnell, Case No: 02-142-CA
Order of Taking

Review # 282695
Amount $ 51,868.20

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

02-0142-CA

DEP v. O'DONNELL, et al.
SERVICE LIST

PARCEL: 44328640001

R. H O'DONNELL
SINIFRED SIEKMANN
2215 KENT DR
FLORISSANT, MO 63033-1325

PARCEL: 44330160003

MARIANO E. MENDZ
MARIA B. ESTEVES
EDWARD ESTEVES
MARIAM ESTEVES
DANIEL ESTEVES
779 4TH AVE
BROOKLYN, NY 11232-1400

PARCEL: 44329600008

HASSAN M. OJI
P.O BOX 4392
HOLLYWOOD, FL 33083-4392

PARCEL: 44327520009

JESUS L. OLIVE
ISIS OLIVE
15476 NW 77TH CT #710
HIALEAH, FL 33016-5823

PARCEL: 44332120009

PAMELA R. OSBORN
YOLANDA R. COTO
3191 CORAL WAY SUITE 632
MIAMI, FL 33145

ALL PARCELS:

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

Case No.: 02-0142-CA Name: O'Donnell / Olive
Parcel ID: 44327520009 4/7/04

4/21/04
02

A) Total Amount Order to Seller (as stated in Stipulated Final Judgement) $ 41,720

Subtract

B) Total Amount Paid to Seller at Order of Taking - $ 8,400

C) **Subtotal** $ 33,320 A-B

Subtract

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

E) Total due to seller = $ 33,320 C-D
Atty Fees $ —

Warrant should equal D + E + $100.00 for Court Fees + Atty Fees $ 33,420 D+E+100+Atty

Warrant actually equals $ 33,420

Difference of: $ Ø

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

IN AND FOR COLLIER COUNTY, FLORIDA

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, on behalf of THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND,	Case No.	02-0142-CA
Petitioner,	Judge:	Martin
v.		
R.H. O'DONNELL, et. al.,	Parcel:	44327520009
Defendants.		

/

STIPULATED FINAL JUDGEMENT
AS TO DEFENDANT,
JESUS L. OLIVE and ISIS OLIVE

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, Jesus L. Olive, individually and as surviving spouse of Isis Olive, deceased, by and through his attorney, James McDonald, on behalf of himself, the firm, Attorney Bill Hoppe, and Attorney George Vega, and the Court being full 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 44327520009, shall have and recover the total sum of **FORTY-ONE THOUSAND SEVEN HUNDRED TWENTY AND 00/100 DOLLARS ($41,720.00)**, 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 on said parcel.

4. Petitioner has previously deposited the sum of **EIGHT THOUSAND FOUR HUNDRED AND 00/100 DOLLARS ($8,400.00)** into the Registry of the Circuit Court toward acquisition of said parcel 44327520009 at which time title to said parcel, as described in the Petition in Eminent Domain, was vested in the name of Petitioner. Said Defendant has withdrawn the deposit.

5. Within thirty (30) days of Petitioner's receipt of a copy of a Court-approved Judgment, Petitioner shall deposit the additional sum of **THIRTY-THREE THOUSAND THREE HUNDRED TWENTY AND 00/100 DOLLARS ($33,320.00)** 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, exclusive of attorney fees, expert fees and costs.

33,420.00

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 **THIRTY-THREE THOUSAND THREE HUNDRED TWENTY AND 00/100 DOLLARS ($33,320.00) to McDonald & Associates, Attorneys-at-Law, Chartered, Trust Account**, and send it c/o James McDonald, 17000 SW 272nd Street, Homestead, Florida 33031.

7. Upon entry of this Stipulated Final Judgment, any and all claims by said Defendant for full compensation, improvements taken, easements, interest, and all other claims of whatsoever kind or nature shall be resolved with respect to said Defendant and the parcel specified herein and the said Defendant 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.

County, Florida.

The original of document was sign MAR 30 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 Trust Fund, by and through undersigned counsel, Defendant, Jesus L. Olive, individually and as surviving spouse of Isis Olive, deceased, by and through his attorney, James McDonald, on behalf of himself, the firm, Attorney Bill Hoppe, and Attorney George Vega, 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 Southeast Sixth Street, 9th Floor
Ft. Lauderdale, Florida 33301-5000
Tel: 954.712.4609
Fax: 954.721.4716

James W. McDonald, Jr. FBN: 52579
McDONALD & ASSOCIATES
ATTORNEYS AT LAW, CHARTERED
17000 SW 272nd Street
Homestead, Florida 33031
Tel: 305.245.7892
Fax: 305.245.7893

On behalf of himself, the firm, Attorney Bill Hoppe and Attorney George Vega and said Defendants

SOE

Memorandum

Florida Department of
Environmental Protection

April 5, 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 2100 000	JS	332010	569000	084108-04	00591

PAYEE: **Collier County Clerk of Court**
Amount $ 1,303,613.89
See attached list of 19 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

SOE BOX

April 5, 2004

CASE NAME	Parcel #	DEFENDANTS	AMOUNT	CASE #
BICKING	00479200004 00479280008	PRANEE THNANIVAS	$ 89,100.00	02-3524-CA
BREWER	42682240000	ROBERT AND SUZANNE PARKER	$ 3,988.09	02-5276-CA
BROGAN	43430600008	SUZANNE HOLMES BROGAN	$ 29,530.00	02-0408-CA
BROOKS	42981480008	RITA H. SHUNK	$ 52,600.00	02-2650-CA
COLLIER	00471920007 00474920004	COLLIER CATTLE CORPORATION	$ 226,220.00	01-2990-CA
COTTAGE	00482186801	CARLOS AYALA	$ 55,180.00	01-3409-CA
COTTAGE	00487923001	VICTOR SHER	$ 112,251.75	01-3409-CA
FONDRIEST	43262880009	ROLANDO GUTIERREZ	$ 38,101.00	01-4053-CA
GALIN	00482175809	GALIN, INC	$ 23,850.00	03-2685-CA
GALIN	00483200304	HYUNG HANG	$ 49,681.70	01-3411-CA
HART	43040320008	RADOMIR PENJEVIC	$ 54,600.00	02-0145-CA
HAWKINS	00482240006	SANDRA HAWKINS	$ 46,600.00	02-2694-CA
KARU	45236560007	NATHAN AND KATHLEEN DOWNING	$ 4,709.37	02-3449-CA
O'DONNELL	44327520009	JESUS OLIVE AND ISIS OLIVE	$ 33,420.00	02-0142-CA
RAMIREZ	00482161004 00482160500	OTTO RIGABA AND GLADYS RIGABA	$ 67,762.16	01-3415-CA
SHELLER	00773800003	JAMES THOMPSON	$ 36,749.82	02-1532-CA
SHER REALTY	00482169802	SHER REALTY, INC	$ 23,850.00	03-2688-CA
	00474160000			
TROPICAL	00476041305	TROPICAL RANCH PROPERTIES	$ 177,710.00	01-3147-CA
	00476041606			
	00476040102			
TROPICAL	00476041101	TROPICAL RANCH PROPERTIES	$ 177,710.00	01-2989-CA
	00476041907			
			$ 1,303,613.89	

STATE OF FLORIDA

DEPARTMENT OF FINANCIAL SERVICES

REMITTANCE ADVICE

4-02 816 172

THIS IS NOT A PAYMENT DEVIC

FLAIR ACCOUNT CODE	OLO	SITE	DOCUMENT NUMBER	OBJECT	DATE	PAYMENT NO
37-302332010-37100200-00-08410804	370000	08	D4000526628	5690	04/07/04	1433290

PAYMENT AMOUNT
$ 1,303,613.89

DO NOT CASH

AGENCY DOCUMENT NO
VF04959

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
012990CA	$ 226,220.00	013147CA	$ 355,420.00	013409CA	$ 167,431.75
013411CA	$ 49,681.70	013415CA	$ 67,762.16	014053CA	$ 38,101.00
020142CA	$ 33,420.00	020145CA	$ 54,600.00	020408CA	$ 29,530.00
021532CA	$ 36,749.82	022650CA	$ 52,600.00	022694CA	$ 46,600.00
023449CA	$ 4,709.37	023524CA	$ 89,100.00	025276CA	$ 3,988.09
032685CA	$ 23,850.00	032688CA	$ 23,850.00		

Mailed
4
3-9-04
LRA

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

FLAIR ACCOUNT CODE 37-302332010-37100200-00-08410804 OLO 370000 SITE 08 CONTACT (850) 245-2494 FOR PAYMENT QUESTIONS
VENDOR ID NUMBER VF04959 OBJECT 5690 DATE 04/07/04 WARRANT NO 63-69 1433290 630
VOID AFTER 12 MONTHS

STATE OF FLORIDA

DEPARTMENT OF FINANCIAL SERVICES

4-02 816 172

PAY

ONE-MILLION-THREE-HUNDRED-THREE-THOUSAND-SIX-HUNDRED-THIRTEEN DOLLARS AND 89 CENTS

AMOUNT $*1,303,613.89

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

EXPENSE WARRANT

TO: DIVISION OF TREASURY
TALLAHASSEE

CHIEF FINANCIAL OFFICER

⑈1433290⑈ ⑆063000694⑆ 10 ⑈