

**IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT
IN AND FOR SARASOTA COUNTY, FLORIDA
CIVIL DIVISION**

**SCHOOL BOARD OF SARASOTA
COUNTY, FLORIDA,**

Petitioner,

v.

Case No.: 2011-CA-5416-NC

**ADAMS HOMES OF NW FLORIDA, INC.,
And all those listed on Exhibit A attached
To the Petition in Eminent Domain,**

Defendants.

_____ /

SETTLEMENT AGREEMENT

Petitioner, SCHOOL BOARD OF SARASOTA COUNTY, FLORIDA, and Defendant, ADAMS HOMES OF NW FLORIDA, INC. (hereinafter "ADAMS HOMES"), hereby settle all claims between them as follows:

1. ADAMS HOMES owned the real property described in Petitioner's Petition as "Parcel 1," which is more particularly described as Lot 14, Block 1758, THIRTY-FOURTH ADDITION TO PORT CHARLOTTE, according to the plat thereof, recorded in Plat Book 15, Page 18, of the Public Records of Sarasota County, Florida.

2. Defendant, BANK OF AMERICA, N.A., held a mortgage on Parcel 1.

3. Defendant, BANK OF AMERICA, N.A., was paid the \$7,000.00 that was deposited by Plaintiff on account of the above-styled eminent domain proceeding as to Parcel 1.

4. Defendant, BANK OF AMERICA, N.A., released Parcel 1 from its mortgage on account of the aforementioned \$7,000.00 payment. Attached hereto as Exhibit "A" is a partial release of BANK OF AMERICA, N.A.'S mortgage that included Parcel 1.

5. Petitioner has agreed to pay ADAMS HOMES the additional sum of \$4,000.00 on account of the taking of Parcel 1 within thirty (30) days from the date of this Settlement Agreement.

6. Petitioner shall pay ADAMS HOMES the additional sum of \$660 for its attorneys' fees and costs within (30) days from the date of this Settlement Agreement.

7. The sums described in paragraphs 5 and 6 shall be paid to ADAMS HOMES in care of its attorney, Roger H. Miller, III, 99 Nesbit Street, Punta Gorda, FL 33950.

8. Upon payment of the additional \$4,660.00, ADAMS HOMES releases Petitioner from any further claim to compensation on account of the taking of Parcel 1 and the parties will execute and file a Notice of Voluntary Dismissal with the Court.

FARR LAW FIRM

MATTHEWS EASTMOORE, HARDY,
CRAUWELS & GARCIA, P.A.

By: 

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Date: 7/19/12

Date: _____