

# TAX COLLECTOR'S CERTIFICATION

Application  
Date / Number  
Apr 20, 2015 / 150052

This is to certify that the holder listed below of Tax Sale Certificate Number **2013 / 3029.0000**, issued the **1st day of June, 2013**, and which encumbers the following described property located in the County of Escambia, State of Florida to wit: **Parcel ID Number: 05-3977-000**

**Certificate Holder:**

HMF FL D, LLC AND CAPITAL ONE RAI CUSTODIAN  
PO BOX 54291  
NEW ORLEANS, LOUISIANA 70154

**Property Owner:**

TINDALL WILLIAM  
PO BOX 19041  
PENSACOLA, FLORIDA 32523

**Legal Description:**

LT 13 BLK 2 OR 1610 P 626 CHARBAR LAKE S/D PB 5 P 43

has surrendered same in my office and made written application for tax deed in accordance with Florida Statutes. I certify that the following tax certificates, interest, ownership and encumbrance report fee, and Tax Collector's fees have been paid:

**CERTIFICATES OWNED BY APPLICANT AND FILED IN CONNECTION WITH THIS TAX DEED APPLICATION:**

Cert. Year	Certificate Number	Date of Sale	Face Amt	T/C Fee	Interest	Total
2013	3029.0000	06/01/13	\$725.47	\$0.00	\$36.27	\$761.74

**CERTIFICATES REDEEMED BY APPLICANT OR INCLUDED (COUNTY) IN CONNECTION WITH THIS APPLICATION:**

Cert. Year	Certificate Number	Date of Sale	Face Amt	T/C Fee	Interest	Total
2014	2663.0000	06/01/14	\$620.59	\$6.25	\$31.03	\$657.87

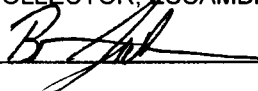
1. Total of all Certificates in Applicant's Possession and Cost of the Certificates Redeemed by Applicant or Included (County)
2. Total of Delinquent Taxes Paid by Tax Deed Application
3. Total of Current Taxes Paid by Tax Deed Applicant (2014)
4. Ownership and Encumbrance Report Fee
5. Tax Deed Application Fee
6. Total Certified by Tax Collector to Clerk of Court
7. Clerk of Court Statutory Fee
8. Clerk of Court Certified Mail Charge
9. Clerk of Court Advertising Charge
10. Sheriff's Fee
11. \_\_\_\_\_
12. Total of Lines 6 thru 11
13. Interest Computed by Clerk of Court Per Florida Statutes.....( %)
14. One-Half of the assessed value of homestead property. If applicable pursuant to section 197.502, F.S.
15. Statutory (Opening) Bid; Total of Lines 12 thru 14
16. Redemption Fee
17. Total Amount to Redeem

\$1,419.61
\$0.00
\$566.74
\$200.00
\$125.00
\$2,311.35
\$2,311.35
\$42,044.00
\$6.25

\*Done this 20th day of April, 2015

TAX COLLECTOR, ESCAMBIA COUNTY, FLORIDA

By



Date of Sale: 7/6/15

\* This certification must be surrendered to the Clerk of the Circuit Court no later than ten days after this date.

DR-512  
R.05/88

Application Number: 150052

## Notice to Tax Collector of Application for Tax Deed

**TO: Tax Collector of Escambia County**

In accordance with Florida Statutes, I,

**HMF FL D, LLC AND CAPITAL ONE RAI CUSTODIAN  
PO BOX 54291  
NEW ORLEANS, Louisiana, 70154**

holder of the following tax sale certificate hereby surrender same to the Tax Collector and make tax deed application thereon:

<b>Certificate No.</b>	<b>Parcel ID Number</b>	<b>Date</b>	<b>Legal Description</b>
3029.0000	05-3977-000	06/01/2013	LT 13 BLK 2 OR 1610 P 626 CHARBAR LAKE S/D PB 5 P 43

**2014 TAX ROLL**

TINDALL WILLIAM

PO BOX 19041

PENSACOLA , Florida 32523

I agree to pay all delinquent taxes, redeem all outstanding certificates not in my possession, pay any omitted taxes, and pay current taxes, if due, covering the land, and pay any interest earned (a) on tax certificates not in my possession, (b) on omitted taxes or (c) on delinquent taxes. I also agree to pay all Tax Collector's fees, ownership and encumbrance reports costs, Clerk of the Court costs, charges and fees and Sheriff's costs, if applicable. Attached is the above-mentioned tax sale certificate on which this application is based and all other certificates of the same legal description which are in my possession.

Gintdareo (Ginny Donaghy)

Applicant's Signature

04/20/2015

Date



# Chris Jones Escambia County Property Appraiser

Real Estate  
Search

Tangible Property  
Search

Sale  
List

Amendment 1/Portability  
Calculations

[Back](#)

◆ Navigate Mode ◆ Account ◆ Reference ◆

[Printer Friendly Version](#)

## General Information

**Reference:** 132S304100130002  
**Account:** 053977000  
**Owners:** TINDALL WILLIAM  
**Mail:** PO BOX 19041  
 PENSACOLA, FL 32523  
**Situs:** 2100 PULLMAN CIR 32526  
**Use Code:** SINGLE FAMILY RESID   
**Taxing Authority:** COUNTY MSTU  
**Tax Inquiry:** [Open Tax Inquiry Window](#)

Tax Inquiry link courtesy of Janet Holley  
 Escambia County Tax Collector

## 2014 Certified Roll Assessment

**Improvements:** \$71,168  
**Land:** \$16,150  
**Total:** \$87,318  
*Save Our Homes:* \$84,088

[Disclaimer](#)

[Amendment 1/Portability Calculations](#)

## Sales Data

Sale Date	Book	Page	Value	Type	Official Records (New Window)
01/1982	1610	626	\$32,800	SC	<a href="#">View Instr</a>
08/1979	1363	479	\$33,000	WD	<a href="#">View Instr</a>
01/1976	979	442	\$25,500	WD	<a href="#">View Instr</a>
01/1967	331	186	\$11,700	WD	<a href="#">View Instr</a>

Official Records Inquiry courtesy of Pam Childers  
 Escambia County Clerk of the Circuit Court and  
 Comptroller

## 2014 Certified Roll Exemptions

HOMESTEAD EXEMPTION, SENIOR EXEMPTION

## Legal Description

LT 13 BLK 2 OR 1610 P 626 CHAR BAR LAKE S/D PB 5 P 43

## Extra Features

FRAME GARAGE

## Parcel Information

[Launch Interactive Map](#)

**Section Map Id:**  
 13-2S-30-2



**Approx. Acreage:**  
 0.2300

**Zoned:**   
 R-1

**Evacuation & Flood Information**  
[Open Report](#)



[View Florida Department of Environmental Protection \(DEP\) Data](#)


## Buildings

Address: 2100 PULLMAN CIR, Year Built: 2000, Effective Year: 2000

## Structural Elements

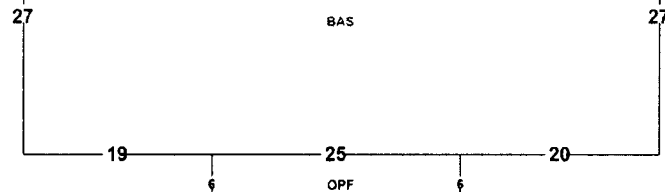
**DECOR/MILLWORK-ABOVE AVERAGE**  
**DWELLING UNITS-1**  
**EXTERIOR WALL-BRICK-FACE/VENEER**  
**FLOOR COVER-CARPET**  
**FOUNDATION-SLAB ON GRADE**  
**HEAT/AIR-CENTRAL H/AC**  
**INTERIOR WALL-DRYWALL-PLASTER**

NO. PLUMBING FIXTURES-6  
NO. STORIES-1  
ROOF COVER-COMPOSITION SHG  
ROOF FRAMING-HIP  
STORY HEIGHT-0  
STRUCTURAL FRAME-WOOD FRAME

 Areas - 1878 Total SF

BASE AREA - 1728

OPEN PORCH FIN - 150



1/21/03

The primary use of the assessment data is for the preparation of the current year tax roll. No responsibility or liability is assumed for inaccuracies or errors.

Last Updated:04/23/2015 (tc.5713)

# **Southern Guaranty Title Company**

4400 Bayou Boulevard, Suite 13B

Pensacola, Florida 32503

Telephone: 850-478-8121

Facsimile: 850-476-1437

## **OWNERSHIP AND ENCUMBRANCE REPORT**

File No.: 12029

April 23, 2015

Escambia County Tax Collector

P.O. Box 1312

Pensacola, Florida 32591

Pursuant to your request, the Company has caused a search to be made of the Public Records of Escambia County, Florida, solely as revealed by records maintained from 04-23-1995, through 04-23-2015, and said search reveals the following:

1. THE GRANTEE(S) OF THE LAST DEED(S) OF RECORD IS:

William Tindall

2. The land covered by this Report is:

LEGAL DESCRIPTION IS ATTACHED HERETO AND MADE A PART HEREOF

3. The following unsatisfied mortgages, liens and judgments affecting the land covered by this Report appear of record:

SEE CONTINUATION PAGE ATTACHED HERETO AND MADE A PART HEREOF

4. Taxes:

SEE CONTINUATION PAGE ATTACHED HERETO AND MADE A PART HEREOF

The foregoing report is prepared and furnished for information only, is not intended to constitute or imply any opinion, warranty, guaranty, insurance, or similar assurance as to the status of title, and no determination has been made of the authenticity of any instrument described or referred to herein. The name search for the purposes of determining applicable judgments and liens is limited to the apparent record owner(s) shown herein. No attempt has been made to determine whether the land is subject to liens or assessments which are not shown as existing liens by the public records. The Company's liability hereunder shall not exceed the cost of this Report, or \$1,000.00 whichever is less.

THIS REPORT SHALL NOT BE USED FOR THE ISSUANCE OF TITLE INSURANCE.

Southern Guaranty Title Company

By: 

April 23, 2015

**OWNERSHIP AND ENCUMBRANCE REPORT  
LEGAL DESCRIPTION**

File No.: 12029

April 23, 2015

**Lot 13, Block 2, Char Bar Lake Subdivision, as per plat thereof, recorded in Plat Book 5, Page 43, of the  
Public Records of Escambia County, Florida**

**OWNERSHIP AND ENCUMBRANCE REPORT  
CONTINUATION PAGE**

File No.: 12029

April 23, 2015

**UNSATISFIED MORTGAGES, LIENS AND JUDGMENTS AFFECTING THE LAND COVERED BY THIS REPORT THAT APPEAR OF RECORD:**

1. Judgment filed by State of Florida recorded in O.R. Book 7245, page 1449.
2. Utility Lien filed by ECUA recorded in O.R. Book 6589, page 1742.
3. Possible Civil Restitution Lien filed by State of Florida/Dept. of Financial Services Worker's Compensation Administration Trust Fund recorded in O.R. Book 6467, page 1041.
4. Code Enforcement Lien filed by Escambia County recorded in O.R. Book 5868, page 729; O.R. Book 7162, page 1677; and O.R. Book 6739, page 849 as amended in O.R. Book 6796, page 405.
5. Judgment filed by James M. Hopmeier recorded in O.R. Book 6212, page 967.
6. Judgment filed by Bayou Concrete, a division of Gulf Coast LLC recorded in O.R. Book 6795, page 584.
7. Tax Lien filed by Florida Dept. of Revenue recorded in O.R. Book 4159, page 463.
8. Taxes for the year 2012-2013 delinquent. The assessed value is \$84,088.00. Tax ID 05-3977-000.

**PLEASE NOTE THE FOLLOWING:**

- A. Subject to current year taxes.
- B. Taxes and assessments due now or in subsequent years.
- C. Subject to Easements, Restrictions and Covenants of record.
- D. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey and inspection of the premises.
- E. Oil, gas and mineral or any other subsurface rights of any kind or nature.

**SOUTHERN GUARANTY TITLE COMPANY**

4400 BAYOU BLVD., SUITE 13-B, CORDOVA SQUARE

PENSACOLA, FLORIDA 32503

TEL. (850) 478-8121 FAX (850) 476-1437

Email: rcsgrt@aol.com

Janet Holley  
Escambia County Tax Collector  
P.O. Box 1312  
Pensacola, FL 32596

CERTIFICATION: TITLE SEARCH FOR TDA

TAX DEED SALE DATE: 7-6-2015

TAX ACCOUNT NO.: 05-3977-000

CERTIFICATE NO.: 2013-3029

In compliance with Section 197.256, Florida Statutes, the following is a list of names and addresses of those persons, firms and/or agencies having legal interest in or claim against the above described property. The above referenced tax sale certificate is being submitted as proper notification of tax deed sale.

YES NO

☒ Notify City of Pensacola, P.O. Box 12910, 32521  
 221 Palafox Place, 4th Floor/  
☒ Notify Escambia County, 190 Governmental Center, 32502  
☒ Homestead for 2014 tax year.

William Tindall  
P.O. Box 19041  
Pensacola, FL 32523  
and  
2100 Pullman Circle  
Pensacola, FL 32526

Escambia County Code  
Enforcement  
3363 West Park Place  
Pensacola, FL 32505

ECUA  
9255 Sturdevant St.  
Pensacola, FL 32514

Bayou Concrete, a  
division of Gulf  
Coast LLC  
P.O. Box 3868  
Gulfport, MS 39505

James M. Hopmeier  
7980 Hwy. 87 North  
Milton, FL 32570

Florida Dept. of Revenue  
3670 North L St., Ste C  
Pensacola, FL 32505-5254

Florida Dept. of Financial  
Services, Workers Compensation  
Administration Trust Fund  
P.O. Box 7900  
Tallahassee, FL 32314-7900

State of Florida  
190 Governmental Center  
Pensacola, FL 32502

Certified and delivered to Escambia County Tax Collector,  
this 23rd day of April, 2015.

SOUTHERN GUARANTY TITLE COMPANY

by: Richard S. Combs, President

NOTE: The above listed addresses are based upon current information available, but said addresses are not guaranteed to be true or correct.



executive line

**This Indenture,**

(The terms "grantor" and "grantee" herein shall be construed to include all genders and singular or plural as the context indicates.)

This instrument prepared by  
TOMMY E. MCPHERSON  
Attorney at Law  
601 New Warrington Road  
Pensacola, Florida 32506  
Telephone: (904)453-9549

1610 PAGE 626

Made this 6th day of February 1981 Between

MICHAEL JOHN OGNIAN and D. DIANNE OGNIAN, husband and wife

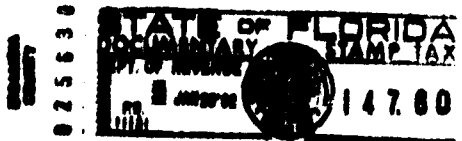
of the County of Escambia, State of Florida, grantor, and

WILLIAM TINDALL, a single man  
whose post-office address is 2100 Pullman Circle, Pensacola, Florida 32506  
of the County of Escambia, State of Florida, grantee.

Witnesseth: That said grantor, for and in consideration of the sum of \_\_\_\_\_ Dollars, and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said grantee, and grantee's heirs, successors and assigns forever, the following described land, situate, lying and being in \_\_\_\_\_ County, Florida, to-wit:

Lot 13, Block 2, CHARBAR LAKE SUBDIVISION,  
a subdivision of a portion of Section 13,  
Township 2 South, Range 30 West, according  
to Amended Plat of a portion of Charbar  
Lake Subdivision, Escambia County, Florida,  
recorded in Plat Book 5 at Page 43 of the  
public records of Escambia County, Florida.

This deed is subject to V A Mortgage and subject to the assumption of the mortgage owed to Stockton, Whatley, Davin and Company.



FILED & RECORDED IN  
THE PUBLIC RECORDS OF  
ESCAMBIA CO. FLA. 88  
JUN 22 4 22 PM '81  
123517

and said grantor does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

In Witness Whereof, Grantor has hereunto set grantor's hand and seal the day and year first above written. Signed, sealed and delivered in our presence:

Tommy E. McPherson  
Notary Public

Michael John Ognian  
MICHAEL JOHN OGNIAN

D. Dianne Ognian  
D. DIANNE OGNIAN

STATE OF FLORIDA  
COUNTY OF ESCAMBIA

I HEREBY CERTIFY that on this day before me, an officer duly qualified to take acknowledgments, personally appeared

MICHAEL JOHN OGNIAN and D. DIANNE OGNIAN

to me known to be the person(s) described in and who executed the foregoing instrument and acknowledged before me the execution of same

WITNESSE my hand and official seal in the County and State last aforesaid this 6th day of February, 1981.

Tommy E. McPherson  
Notary Public  
My commission expires 11-22-88

Recorded in Public Records 03/24/2006 at 11:47 AM OR Book 5868 Page 674,  
Instrument #2006029905, Ernie Lee Magaha Clerk of the Circuit Court Escambia  
County, FL Recording \$61.00

**THE OFFICE OF ENVIRONMENTAL CODE ENFORCEMENT  
SPECIAL MAGISTRATE  
IN AND FOR THE  
COUNTY OF ESCAMBIA, STATE OF FLORIDA**

ESCAMBIA COUNTY, FLORIDA

Vs.

Case No.: 05-03-1019  
Location: 2100 Pullman Circle  
PR# 132S30-4100-130-002

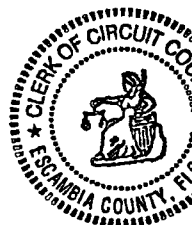
William Tindall  
2100 Pullman Circle  
Pensacola, FL 32506

**ORDER**

This CAUSE having come before the Office of Environmental Code  
Enforcement Special Magistrate on the Petition of the Environmental Code Enforcement  
Officer for alleged violation of the ordinances of the County of Escambia, State of  
Florida, and the Special Magistrate having considered the evidence before him in the  
form of testimony by the Code Enforcement Officer and the respondent or representative,  
(See attached) as well as evidence submitted and after consideration of the  
appropriate sections of the Escambia County Code of Ordinances, the Special Magistrate  
finds that a violation of the Code of Ordinances \_\_\_\_\_

See Attached

has occurred and continues.



Certified to be a true copy of  
the original on file in this office  
I witness my hand and official seal  
ERDIE LEE MAGAHA  
Clerk of the Circuit Court  
Escambia County, Florida

By: [Signature] D.C.  
Date: 3-24-06

THEREFORE, The Special Magistrate being otherwise fully advised in the premises; it is hereby **ORDERED** that: William Tindall shall have until \_\_\_\_\_, 2006 to correct the violation and to bring the violation into compliance. Corrective action shall include: \_\_\_\_\_

SEE ATTACHED

If you fail to fully correct the violation within the time required, you will be assessed a fine of \$ 250.00 per day, commencing \_\_\_\_\_, 2006. This daily fine shall continue until this violation is abated and the violation brought into compliance or until as otherwise provided by law. Immediately upon your full correction of this violation, you should contact the Escambia County Environmental Code Enforcement Office in writing to request that they immediately inspect the property to make an official determination of whether the violation has been abated and brought into compliance.

If the violation is not abated within the specified time period, then the County may elect to abate the violation for you and the reasonable cost of such will be assessed against you and will constitute a lien on the property.

Costs in the amount of \$ 650.00 are hereby awarded in favor of Escambia County as the prevailing party against William Tindall.

This fine shall be forwarded to the Board of County Commissioners. Under the authority of 162.09(1), F.S. and Sec. 30-34(d) of the Code of Ordinances, the Board of County Commissioners may make all reasonable repairs necessary to bring the

property into compliance if the violator does not correct the violation by a specified date. The costs of such repairs shall be certified to the Special Magistrate and may be added to any fines imposed pursuant to this order.

All monies owing hereunder shall constitute a lien on all your real and personal property including any property involved herein, which lien can be enforced by foreclosure and as provided by law.

You have the right to appeal orders of the Special Magistrate to the Circuit Court of Escambia County. If you wish to appeal, you must give notice of such in writing to both the Environmental Code Enforcement Division at 6708 Plantation Road Pensacola, Florida 32504 and the Escambia County Circuit Court Clerk at the M.C. Blanchard Judicial Building, 190 Governmental Center, Pensacola, Florida 32501, no later than 30 days from the date of the Order. Failure to timely file a written Notice of Appeal will waive your rights to appeal.

Jurisdiction is retained to enter such further orders as may be appropriate and necessary.

DONE AND ORDERED at Escambia County, Florida on the 20th day of March, 2006.

  
\_\_\_\_\_  
Robert O. Beasley  
Special Magistrate,  
Office of Environmental Code Enforcement

**THE OFFICE OF ENVIRONMENTAL CODE ENFORCEMENT  
SPECIAL MAGISTRATE  
IN AND FOR THE  
COUNTY OF ESCAMBIA, STATE OF FLORIDA**

**ESCAMBIA COUNTY, FLORIDA**

**v.**

**William Tindall  
2100 Pullman Circle  
Pensacola, FL 32506**

**CASE NO.: 05-03-1019  
Location: 2100 Pullman Circle  
PR# 132S30-4100-130-002**

**ADDENDUM TO ORDER DATED MARCH 20, 2006**

THIS MATTER came for hearing by this Special Magistrate on March 14, 2006. The evidence considered included thirteen (13) exhibits produced by both Escambia County Enforcement Officer Steve Littlejohn, and Mr. William Tindall. In addition to the exhibits, testimony was heard from Mr. Littlejohn and six (6) neighboring property owners in support of action by the County on behalf of Mr. Tindall. Further testimony was considered from six (6) neighbors and friends of Mr. Tindall regarding his use of the property as his personal residence and general statements of character. Copies of the exhibits received have been retained in the file.

The primary issue presented by the witnesses on behalf of Escambia County was the increased commercial traffic resulting from the use of the subject property as the primary business location for Mr. Tindall's company, American Lighting & Signs of Florida, Inc. The photographs submitted by the County illustrate up to seven (7) vehicles on the property at any given time. At least three (3) of these vehicles are large commercial vehicles with some type of boom for lifting men and materials. One vehicle appears to be used for drilling. In addition to the vehicles, the photos reveal a forklift, building materials, ladders, and various sized commercial signs. The signs illustrated in the photos are large illuminated signs used by restaurants or other commercial or retail

businesses. There also appears to be several personal vehicles parked on the property. Mr. Tindall testified that these vehicles are the property of independent contractors which work on site at the sign location. Mr. Tindall testified that these contractors park at the residence and are given a ride to the site. On behalf of Mr. Tindall, two (2) neighbors testified that the business operations located on the property were not a disturbance in the neighborhood and did not create a safety hazard on the adjacent roads. Mr. Tindall further testified of his efforts to coordinate deliveries by semi-trucks of materials never before 9 o'clock or after 5 o'clock each business day.

The County has alleged a violation of Escambia County Codes 6.04.01, 9.01.00(a)(b), 9.02.00(a)(b)(c), C.C.O. 30-30203(a)(b) and LDC 7.07.06. It appears from the testimony that both the Enforcement Officer, Mr. Littlejohn, and Mr. Tindall have met on several occasions in an effort to address the concerns of the neighbors as it related to the commercial use of this property.

#### **FINDINGS OF FACT**

The evidence presented by Mr. Tindall is sufficient to conclude his commercial use of the property located at 2100 Pullman Circle satisfies the requirements of a non-conforming use pursuant to 9.02.00, Land Development Code. Mr. Tindall uses the residence for both residential and commercial purposes. This dual use has existed since 1973. While the structure was destroyed by fire, it was by Mr. Tindall within a short period of time. It is also clear that the intensity of the use has increased significantly since business started in 1973. In fact, the intensity has increased dramatically over the last few years. Mr. Tindall acknowledged that his business has grown. To some extent the present situation is caused by the success of the business of American Lighting & Signs. This success has required Mr. Tindall acquire additional vehicles and employ the services of independent contractors for various trade areas in which he is not qualified. These independent contractors use the residence as a staging area before going to the job site in the morning. There was

no evidence submitted to suggest that Mr. Tindall allowed these independent contractors to drive the various vehicles located on the property but it is not likely Mr. Tindall is able to drive each of the vehicles by himself with enough frequency to make them commercially feasible. As a factor of the increased business the amount of merchandise deliveries to the property and signs under repair on the property has dramatically increased over the past several years. It is clear that this increase in intensity of commercial use is not permitted for a non-conforming use under the Land Development Code.

#### CONCLUSION

It is necessary to balance the rights of Mr. Tindall to continue to use the property as a commercial non-conforming use with the concerns of the surrounding neighbors for safety and impact on property values. The Land Development Code allows a non-conforming use but such use shall not increase in intensity. It is clear that Mr. Tindall's business has increased in intensity in all aspects. To this regard, the concerns of the neighboring property owners over a large scale commercial sign business in their residential neighborhood are legitimate. Review of the case law in Florida on the issue reveals that, absent an expressed provision which allows forfeiture of the non-conforming use upon an increase in intensity, such an increase does not by itself eliminate the right of the property owner to the non-conforming use. 3M National Advertising Company v. City of Tampa Code Enforcement Board, 587 So.2d 640 (2<sup>nd</sup> Dist. 1991). The case supports the proposition that a land owner can return the non-conforming use intensity level to its established status quo. The Escambia County Land Development Code does not contain a provision which allows forfeiture of the right to an existing non-conforming use in the case of an increase in intensity such as this. As such, it is clear that the property does not lose its non-conforming use status simply by virtue of the increased business intensity. Rather, Mr. Tindall should be required to reduce the existing intensity

to the level that existed on the date the non-conforming use was established. It has been suggested by the County that the significant date for the purposes of establishing non-conforming use intensity level was January 1989. It was the burden of Mr. Tindall to establish by testimony and evidence the level of intensity for the business use as of that date. The only evidence that I can find regarding the early use of the property for commercial purposes was the testimony of Mr. Tindall that his business has grown from one pick-up truck and himself to what it is now. This is supported by the testimony of some of the surrounding neighbors who lived in the neighborhood since before Mr. Tindall bought the property.

Therefore, this Special Magistrate finds that there has been a violation of the non-conforming use requirements of the Escambia County Code due to the increased intensity of commercial use on the property. Mr. Tindall is directed to reduce the commercial use of the property to the levels in existence on or about January 1989. Specifically, the commercial use of the property shall consist of no more than one commercial vehicle at any given time and no personal vehicles related to employees or independent contractors related to the business. Likewise, the associated machinery, inventory, materials and commercial signs located on the property shall be reduced or eliminated. No work by employees or independent contractors shall be performed on signs or vehicles on the property. Mr. Tindall has sixty (60) days from the date of this Order to correct the violation and make the adjustments described herein.

Following such time, Mr. Tindall will be assessed a fine in the amount of \$250.00 per day for each day the violation continues. All other matters found in the Order attached hereto shall be incorporated herein by reference. These findings of fact and conclusions shall be an attachment to the Order signed March 20, 2006.



Recorded in Public Records 07/08/2011 at 04:03 PM OR Book 6739 Page 805,  
Instrument #2011046243, Ernie Lee Magaha Clerk of the Circuit Court Escambia  
County, FL Recording \$44.00

**THE OFFICE OF ENVIRONMENTAL CODE ENFORCEMENT  
SPECIAL MAGISTRATE  
IN AND FOR THE  
COUNTY OF ESCAMBIA, STATE OF FLORIDA**

**ESCAMBIA COUNTY, FLORIDA**

v.

**CASE NO.: CE#11-06-#1278  
Location: 2100 Pullman Circle  
PR# 132S30-4100-130-002**

**William Tindall  
2100 Pullman Circle  
Pensacola, FL 32506**

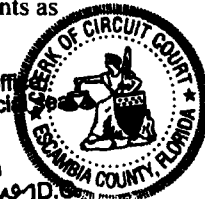
**ORDER**

Pursuant to Chapter 30, Article II, Section 30-34, Escambia County Code of Ordinances, this matter, after written notice to all parties, was heard on July 5, 2011, before Robert O. Beasley, Special Master, Office of Code Enforcement Special Master, in the Old County Courthouse, BCC Chambers, 223 South Palafox Place, Pensacola, Florida 32501 upon an alleged violation of the Ordinances of Escambia County, State of Florida, to specifically include Escambia County Codes 6.04.01, 9.01.00(a)(b), 9.02.00(a)(b)(c), C.C.O. 30-30203(a)(b) and LDC 7.07.06.

**B. Statement of the Case**

The matter came to hearing upon a Notice of Violation issued June 13, 2011. Exhibits A-J were submitted by the County and Exhibit 1 was submitted by the Respondent. Included in these exhibits was an Order of the Special Magistrate dated March 20, 2006, ("2006 Order"), which specifically addressed the same issues presented in the current Notice of Violation. The primary issue presented by the witnesses on behalf of Escambia County was the increased commercial traffic resulting from the use of the subject property as the primary business location for Mr. Tindall's company, Allied Services of NW FL LLC. These are the same complaints as

Certified to be a true copy  
the original on file in this office  
Witness my hand and official seal  
ERNIE LEE MAGAHA  
Clerk of the Circuit Court  
Escambia County, Florida  
By [Signature]  
Date July 8, 2011



presented in 2006 when the residence was being used by Mr. Tindall's then business, American Lighting & Signs of Florida, Inc. The photographs submitted by the County and neighbors illustrate multiple vehicles on the property at various times. Primarily these vehicles consist of up to three white pick-up trucks with ladder racks and one other large commercial vehicle such as a bucket truck or drilling truck. The photographic evidence revealed that these vehicles shared license plates at times. Mr. Tindall insists that two of the white pickup trucks are his personal vehicles and the other one belongs to a relative, Mr. Mincks, who visits often. Also parked at the residence on a regular basis are a white Saturn and a Dodge truck which Mr. Tindall has identified as belonging to his wife. Some of the photos reveal two other vehicles (Dodge truck and a blue SUV) which are parked by the fence on the side yard. Mr. Tindall claims that the two vehicles parked on the side by the fence are workers employed by his neighbor and he allows them to park there for convenience.

It is the position of Mr. Tindall that he is in compliance with the 2006 Order as he continues to maintain only one "commercial vehicle" on the property at any one time. This position centers the debate, in part, on the issue of whether the three white pickup trucks are "commercial vehicles." While I agree that the type of vehicle in question, a pickup truck, could be either personal or commercial use, these trucks are all white and are equipped with ladder racks. They appear to be the same vehicles which were parked on the property in 2006, but without the name on the side. One truck does appear to be titled in the name of Villachai Mincks and not Mr. Tindall. However, the evidence reflects that January Mincks (the daughter of Mr. Tindall) is an officer of Allied Services of NWFL LLC. Mr. Tindall acknowledged that Mr. Mincks works in his business, at least part time. Finally, the issue with the "borrowing" of license plates is concerning. It appears that Mr. Tindall is moving a plate from one vehicle to

another depending on his need for a vehicle. All of the above evidence leads to the conclusion that the three white pickup trucks are being used for commercial purposes in support of the ongoing sign business. While it is possible that Mr. Tindall and his wife use five different vehicles for their personal use, it is more likely that three of those vehicles are being used for commercial purposes.

The above analysis is unnecessary to reach a conclusion that Mr. Tindall is in violation of the 2006 Order once the testimony of the various neighbors is considered. The neighbors testified about multiple commercial vehicles coming and going on a daily basis. One photograph, Exhibit I, shows a loaded ladder truck with a boom lift trailer attached, in addition to a large bucket truck. This is a clear violation of the 2006 Order. Other neighbors testified that they witnessed employees parking at the residence and then taking another vehicle to start their work day. This activity was specifically prohibited in the 2006 Order.

It appears Mr. Tindall has made an effort to comply with the 2006 Order. The amount of business activity related to the assemblage of commercial signs appears to have ceased and there is an effort to control the number of vehicles at the property at any one time. It also appears that the size of this business is such that it may be impossible to base its operations from a residence and maintain compliance. Mr. Tindall simply has too much equipment and too many vehicles in his business to continue to use his residence as an office without interfering with the rights of his neighbors to peacefully enjoy their property<sup>1</sup>. In a way he is a victim of his own success. Mr. Tindall could move his operations to a commercial facility but that would obviously increase his operating expense. However, his cost savings should not come at the expense of his neighbors.

---

<sup>1</sup> The evidence submitted included a document reflecting certain restrictive covenants which may still exist and pertain to the use of the subject property. While there does not seem to be an existing Homeowners Association to enforce these covenants, Mr. Tindall does appear to be in violation thereof.

**D. Decision**

Mr. Tindall shall immediately cease and desist using the property for support of his commercial operations in violation of the 2006 Order. By way of clarification, the 2006 Order includes vehicles which could be personal use vehicles, like pickup trucks, but are in fact being used in support of the business operations. Failure to do so will result in a fine in the amount of \$500.00 per day, which shall commence on ten (10) days from the date of this Order. The amount of the penalty is justified as this is a second violation. Mr. Tindall shall continue to maintain compliance with the 2006 Order and shall not expand his commercial use of the residence. Specifically, the commercial use of the property shall consist of no more than one commercial vehicle at any given time and no personal vehicles related to employees or independent contractors related to the business. This includes white pickup trucks with ladder racks, regardless of who owns them. This Order shall constitute a continuing injunction regarding this activity and the Code Enforcement Officers shall periodically check the property and record an affidavit of violation at any time a violation shall exists. There shall be a \$500.00 fine assessed each time an affidavit of violation is recorded.

A cost award in favor of Escambia County in the amount of \$1100.00 is granted. This fine shall be forwarded to the Board of County Commissioners. Under the authority of 162.09 (1) F.S. and Sec 30-34(d), Code of Ordinances, the Board of County Commissioners will certify to the Special Magistrate all costs imposed pursuant to this Order. All Monies owing hereunder shall constitute a lien on **ALL YOUR REAL AND PERSONAL PROPERTY**, including any property involved herein, which lien can be enforced by foreclosure and as provided by law.

You have the right to appeal orders of the Special Magistrate to the Circuit Court of Escambia County. If you wish to appeal, you must give notice of such in writing to both the Environmental Enforcement Division at Escambia Central Complex, 3363 W. Park Place, Pensacola, Florida 32504 and the Escambia County Circuit Court no later than **30 days** from the date of this Order. Failure to file a timely Written Notice of Appeal will waive your rights to appeal.

Jurisdiction is retained to enter such further orders as necessary and appropriate.

**DONE and ORDERED** at Escambia County, Florida on this 6th day of July, 2011.



Robert O. Beasley, Special Master  
Office of Environmental Code Enforcement

THE OFFICE OF ENVIRONMENTAL ENFORCEMENT  
SPECIAL MAGISTRATE  
IN AND FOR ESCAMBIA COUNTY, FLORIDA

ESCAMBIA COUNTY, FLORIDA

vs.

Case No.: CE 11-06-01278  
Location: 2100 Pullman Circle  
PR# 132S304100130002

William Tindall  
P O Box 19041  
Pensacola, FL 32523

**ORDER**

THIS CAUSE was brought before the Office of the Environmental Enforcement Special Magistrate on Petitioner's Certification of Costs, pursuant to the Special Magistrate's Order of July 6, 2011; and the Special Magistrate having found the Respondent in violation of Escambia County Code of Ordinances 6.04.01, 9.01.00(a)(b), C.C.O. 30-30203(a)(b) and LDC 7.07.06. THEREFORE, the Special Magistrate being otherwise fully advised of the premises; it is hereby ORDERED, pursuant to Section 30-35 of the Escambia County Code of Ordinances, that the following itemized costs shall be added to the fines imposed by the Order of Special Magistrate dated July 06, 2011.

Itemized	Cost
a. Fines (one time fee)	\$ 0.00
b. Court Costs	\$ 1,100.00
c. County Abatement Fees	\$ 0.00

Total: \$ 1,100.00

DONE AND ORDERED at Escambia County, Florida on this 8<sup>th</sup> day of December, 2011.

  
\_\_\_\_\_  
Special Magistrate  
Office of Environmental Enforcement

**IN THE COUNTY COURT IN AND FOR ESCAMBIA COUNTY FLORIDA**

STATE OF FLORIDA

VS

CASE NO: 2013 CO 006702 A  
CODE ENFORCMENT CITATION NO:  
W/M DOB: 10/31/1943  
SSN: --

**WILLIAM M TINDALL  
2100 PULLMAN CIR  
PENSACOLA, FL 32526**

PAM CHILDERS  
CLERK OF CIRCUIT COURT  
ESCAMBIA COUNTY, FL  
2014 APR 25 P 3 24  
COUNTY CRIMINAL  
DIVISION  
FILED & RECORDED

**JUDGMENT AGAINST DEFENDANT FOR CODE ENFORCEMENT CIVIL PENALTY**

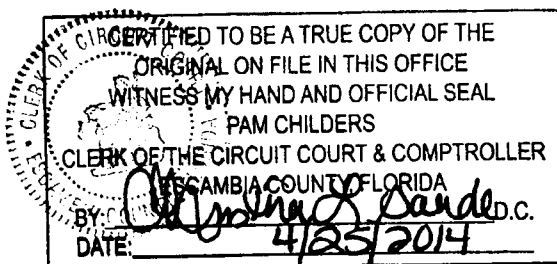
It is hereby ordered and adjudged that the above-named defendant shall pay to ESCAMBIA COUNTY, a political subdivision of the State of Florida, the sum of **\$50.00**, to the Clerk of the Circuit Court, which the Court has determined to be the defendant's liability for civil infraction under the current Escambia County Code Enforcement Resolution.

It is further ordered and adjudged that, in accordance with Section 162.21, Florida Statutes, a lien is hereby created against all of the property, both real and personal, of the defendant and his/her estate, in the amount aforesaid, in favor of the aforesaid county and shall bear interest at the rate set out in s.55.03 Florida Statutes, for which let execution issue.

DONE AND ORDERED this **APRIL 23, 2014**

  
**JUDGE DARLENE F DICKEY**

I do hereby certify that a copy of hereof has been furnished to defendant by delivery/mail, this **APRIL 23, 2014**



**PAM CHILDERS  
CLERK OF THE COURT**

By:   
**Deputy Clerk**

cc: **WILLIAM M TINDALL**

MMCOHEN

13907

2011 CC 4129  
IV

State of Alabama Unified Judicial System Form C-36 Rev. 10/99	<b>CERTIFICATE OF EXEMPLIFICATION</b>	Case Number DV-2011-000732
STATE OF ALABAMA		
IN THE _____ DISTRICT _____ COURT OF _____ MOBILE, ALABAMA (Circuit or District) (Name of County)		
<u>Bayou Concrete, division of G v. William Tindall</u> Gulf (State of Alabama or Plaintiff) Defendant Coast LLC		
I, <u>JO JO SCHWARZAUER</u> , Clerk of the above-named court, do hereby certify that the documents annexed to this Certificate of Exemplification are true copies of originals on file and of record in this office. In witness whereof, I have hereunto set my hand and seal of the court, this date.		
<div>ERNIE LEE MAGAHA CLERK OF CIRCUIT COURT ESCAMBIA COUNTY, FL</div> <div>2011 DEC -8 P 12:10 COUNTY CIVIL DIVISION FILED &amp; RECORDED</div> <div><u>Jo Jo Schwarzauer</u> Clerk Date <u>5/25/2011</u></div>		
I, <u>Bob Sherling</u> , Judge of the above-named court, do hereby certify that, <u>JO JO SCHWARZAUER</u> , whose name is signed to the preceding Certificate of Exemplification, is the Clerk of the above-named court, duly elected/appointed, and that full faith and credit are due to his/her official acts. I further certify that the seal affixed to the Exemplification is the seal of the court, and that the attestation thereof is in due form of law. <div><u>Bob Sherling</u> Judge Date <u>6/7/11</u></div>		
I, <u>JO JO SCHWARZAUER</u> , Clerk of the above-named court, do hereby certify that <u>Bob Sherling</u> , whose name is signed to the foregoing certificate, is the judge of the above-named court, elected and sworn, and that the signature of the Judge is genuine. In witness whereof, I have hereunto set my hand and affixed the seal of the court, this date. <div><u>Jo Jo Schwarzauer</u> Clerk Date <u>5/25/2011</u></div>		

Case: 2011 CC 004129



00033540772

Dkt: CC1125 Pg#: 2



AVSO312

ALABAMA JUDICIAL DATA CENTER  
MOBILE COUNTY  
CERTIFICATE OF JUDGMENT

DV 2011 900732.00

BOB SHERLING

IN THE DISTRICT COURT OF MOBILE COUNTY  
BAYOU CONCRETE, A DIVISION OF GULF COAST LLC V. WILLIAM TINDALL

DEFENDANT

PARTY'S ATTORNEY:

TINDALL WILLIAM  
2100 PULLMAN CIRCLE

\*\*\* PRO SE \*\*\*

PENSACOLA , FL 32526-0000

I, JOJO SCHWARZAUER , CLERK OF THE ABOVE NAMED COURT HEREBY  
CERTIFY THAT ON 04/27/2011 PLAINTIFF, BAYOU CONCRETE, A DIVI RECOVERED  
OF DEFENDANT IN SAID COURT A JUDGMENT WITHOUT WAIVER OF EXEMPTIONS FOR THE  
SUM OF \$2,956.80 DOLLARS PLUS \$261.00 DOLLARS COURT COSTS, AND  
THAT THE PLAINTIFF'S ATTORNEY(S) OF RECORD WAS:  
THOMPSON BARRY LYNN

GIVEN UNDER MY HAND THIS DATE 05/25/2011

CLERK JOJO SCHWARZAUER  
205 GOVERNMENT STREET  
MOBILE AL 36601-2913  
(251) 574-8526

OPERATOR: LAL  
PREPARED: 05/25/2011

PLAINTIFF'S ATTORNEY:

THOMPSON BARRY LYNN  
4317-A MIDMOST DR.  
MOBILE AL 36609

IN THE CIRCUIT COURT OF ESCAMBIA COUNTY, FLORIDA

ERNIE LEE MAGAHA  
CLERK OF CIRCUIT COURT  
ESCAMBIA COUNTY, FL

BAYOU CONCRETE, A DIVISION  
OF GULF CONCRETE, L.L.C.,

Plaintiff,

vs.

WILLIAM TINDALL,

Defendant.

\*

\*

\*

\*

\*

Case No. 2011 CC 4129

2011 DEC -8 P 12:10

COUNTY CIVIL DIVISION  
FILED & RECORDED

✓

**AFFIDAVIT OF HAYES WILSON**

STATE OF ALABAMA  
COUNTY OF MOBILE

Before me, the undersigned authority in and for said state and county, personally  
appeared Hayes Wilson, who, after being by me first duly sworn, did depose and say, on oath as  
follows:

1. My name is Hayes Wilson. I am over the age of 19 years. I am employed by Bayou  
Concrete, L.L.C. as its Sales Representative. In that capacity, I am familiar with the books and  
records of the company and the account it maintains with William Tindall. I give this affidavit  
based on my personal knowledge of the facts herein.

2. Bayou Concrete's post office address is as follows:

Bayou Concrete, a Division of Gulf Concrete, L.L.C.  
P.O. Box 3868  
Gulfport, MS 39505

3. On November 29, 2010, William Tindall purchased concrete and concrete related  
materials totaling \$3,278.00.

4. William Tindall failed or refused to pay the balance after written notice and a  
judgment in the amount of \$2,956.80 plus court costs of \$261 was entered in the District Court  
of Mobile County on April 27, 2011, Case Number DV-2011-900732.

5. There are no credits on the judgment and the balance of the judgment remains unpaid.

6. Bayou Concrete has no knowledge of William Tindall's Social Security Number.  
William Tindall's last known post office address is as follows:

William Tindall  
2100 Pullman Circle,  
Pensacola FL, 32526.

Case: 2011 CC 004129

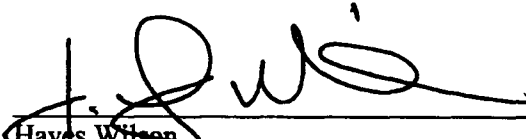


00053766191

Dkt: CC1001 Pg#:

2

Further affiant sayeth not.

  
Hayes Wilson

Sworn to and subscribed to before me  
on this the 5th day of December, 2011.



NOTARY PUBLIC

NOTARY PUBLIC STATE OF ALABAMA AT LARGE

MY COMMISSION EXPIRES: Oct 3, 2015

My Commission Expires: BONDED THRU NOTARY PUBLIC UNDERWRITERS



Recorded in Public Records 08/16/2007 at 03:42 PM OR Book 6201 Page 1792,  
Instrument #2007079006, Ernie Lee Magaha Clerk of the Circuit Court Escambia  
County, FL

IN THE CIRCUIT COURT IN AND FOR  
ESCAMBIA COUNTY, FLORIDA

JAMES M. HOPMEIER,  
7980 Highway 87, North  
Milton, Florida 32570

Plaintiff,

v.

WILLIAM M. TINDALL

Defendant.

/ CASE NO. 2006 CA 002124

**FINAL JUDGMENT PURSUANT TO DEFAULT**

Upon evidence presented to this Court and Plaintiff's Motion for Final Judgment Pursuant to  
Default, this Court having reviewed the evidence presented and being fully advised, it is hereby

**ORDERED AND ADJUDGED:**

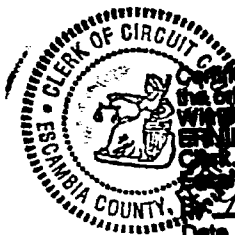
1. Defendant, WILLIAM M. TINDALL, owes Plaintiff, JAMES M. HOPMEIER of 7980  
Highway 87, North, Milton, Florida 32570, \$41,776.91 that is due on the Promissory Note, plus  
prejudgment interest in the amount of \$ 4,721<sup>36</sup> for a total of \$ 46,498<sup>27</sup>  
FOR WHICH LET EXECUTION ISSUE.

2. The Court reserves jurisdiction to award attorneys' fees and taxable costs, if appropriate.

DONE AND ORDERED in Chambers at Pensacola, Escambia County, Florida, this the

10<sup>th</sup> day of August, 2007.

JAN SHACKLEFORD  
CIRCUIT JUDGE



Certified to be a true copy  
the original on file in this office  
with my hand and official seal  
ERNIE LEE MAGAHA  
Clerk of the Circuit Court  
Escambia County, Florida  
Date 7-5-07

Case: 2006 CA 002124  
00006538677  
Dkt: CA1036 Pg8: 2

46

Conformed copies to:

Oscar J. Locklin  
✓ 4557 Chumuckla Highway  
Pace, Florida 32571

✓ Patrick J. Hammergren  
25 West Cedar Street  
Suite 430  
Pensacola, FL 32502

600  
Due  
DR-78  
R. 11/95

Florida Department of Revenue



DR BK 4159 P60463  
Escambia County, Florida  
INSTRUMENT 97-408095

RCD Aug 11, 1997 10:12 am  
Escambia County, Florida

468040

First American Lighting Systems  
William Morris Tindall  
2100 Pullman Circle  
Pensacola FL 32506

Ernie Lee Magaha  
Clerk of the Circuit Court  
INSTRUMENT 97-408095

27-000000-99/6  
ACCOUNT NUMBER  
Re: Warrant issued under chapter  
212, Florida Statutes

The State of Florida

To all and singular, the Clerks of the Circuit Courts and  
all and singular, the Sheriffs of the State of Florida

Warrant for Collection of Delinquent Sales and Use Tax.

The taxpayer named above in the county of Escambia, is indebted to  
the Department of Revenue, State of Florida, in the following amounts:

TAX	\$ <u>36,286.12</u>
PENALTY	<u>14,901.62</u>
INTEREST	<u>17,193.74</u>
TOTAL	\$ <u>68,381.48</u>
FILING FEE	<u>32.00</u>
GRAND TOTAL	\$ <u>68,413.48</u>
INTEREST COST PER DAY IS \$	<u>11.93</u>

WITNESS my hand and official seal in this city of Pensacola, Escambia

County, Florida, this 7th day of August, 19 97



L.H. Fuchs, Executive Director  
Department of Revenue  
State of Florida

This Instrument Prepared By:

[Signature]  
Authorized Agent

15-441

Pam Childers  
CLERK OF THE CIRCUIT COURT  
ESCAMBIA COUNTY FLORIDA  
INST# 2015035676 05/12/2015 at 04:13 PM  
OFF REC BK: 7343 PG: 557 - 557 Doc Type: RSTL1

IN THE CIRCUIT COURT IN AND FOR ESCAMBIA COUNTY, FLORIDA

STATE OF FLORIDA

Plaintiff,

vs.

WILLIAM MORRIS TINDALL,

Defendant.

Clerk Number: 1708CF006069A

Division: F

Date of Birth: 10/31/1943

Sex: M

Race: W

SS#: [REDACTED]

CIVIL RESTITUTION LIEN ORDER

IT IS HEREBY ORDERED AND ADJUDGED that American Lighting & Signs of Florida, Inc., shall pay in the amount of \$164,207.18 to DEPARTMENT OF FINANCIAL SERVICES, WORKERS' COMPENSATION ADMINISTRATION TRUST FUND, PO BOX 7900, TALLAHASSEE, FL 32314-7900 for restitution in the above-styled cause.

It is further ORDERED AND ADJUDGED that this lien shall exist upon any real or personal property of the defendant.

It is further ORDERED AND ADJUDGED that this lien order may be enforced by the crime victim in the same manner as a judgment in a civil action, pursuant to Section 775.089, Florida Statutes which shall bear interest at the rate of 8% (eight percent) per annum for which let execution issue.

DONE AND ORDERED this the 28th day of May 2009.

JAN SHACKELFORD  
CIRCUIT JUDGE

cc:

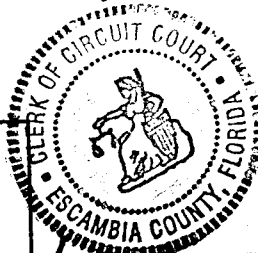
✓ KERRA A SMITH, Assistant State Attorney  
✓ JAMES M BURNS, Defense Attorney

CSN  
5/29/09

CERTIFIED TO BE A TRUE COPY OF THE  
ORIGINAL ON FILE IN THIS OFFICE  
WITNESS MY HAND AND OFFICIAL SEAL  
PAM CHILDERS

CLERK OF THE CIRCUIT COURT & COMPTROLLER  
ESCAMBIA COUNTY, FLORIDA

By: [Signature]  
DATE: 5.12.2015



Case: 2008 CF 006069 A



00028718848

Dkt: CLVICT Pg#:

FILED & RECORDED  
JUL 29 10 3 17

2009 JUL 29 10 3 17

CLERK OF CIRCUIT COURT  
ESCAMBIA COUNTY, FL

IN THE COUNTY COURT IN AND FOR ESCAMBIA COUNTY, FLORIDA

STATE OF FLORIDA,

vs.

Case No.: 2014 CT 002637

DIV: II

WILLIAM MORRIS TINDALL,  
DEFENDANT

ORDER OF JUDGMENT AND SENTENCE

This cause, coming on this day to be heard before the Court, and the Defendant being now present without Counsel, having entered a Plea(s) as follows:

Guilty as to Count(s): \_\_\_\_\_

Not Guilty as to Count(s): \_\_\_\_\_

No Contest as to Count(s): 1

The State Attorney announced Nolle Prosequi as to Count(s): \_\_\_\_\_

☐ A Jury of your peers having found you: \_\_\_\_\_

The Court hereby:

Adjudicates Defendant Guilty as to Count(s): 1

Withholds Adjudication as to Count(s): \_\_\_\_\_

Finds Defendant Not Guilty as to Count(s): \_\_\_\_\_

Finds as to Count(s): \_\_\_\_\_

Count	Statute	Statute Description	Level	Degree
1	320.261	ATTACH REGISTRATION LICENSE PLATE NOT ASSIGNED	M	S

PAM CHILDERS  
CLERK OF CIRCUIT COURT  
ESCAMBIA COUNTY, FL  
2014 OCT 20 P 2:26  
TRAFFIC DIVISION  
FILED & RECORDED



Under Authority granted to the Court by Florida law, it is ORDERED and ADJUDGED that:

As to COUNT 1, the Defendant is sentenced as follows:

☐ As to the Contempt:

- ☐ The Court takes no action  
☐ The Court finds the Defendant ☐ Guilty ☐ Withheld and sentences as follows:

☐ Amended/LIO: \_\_\_\_\_

**JAIL:**

- ☐ \_\_\_\_\_ Months, \_\_\_\_\_ Days County Jail as follows:  
☐ Credit for time served: \_\_\_\_\_ Days  
☐ \_\_\_\_\_ days County Jail Suspended  
☐ Work Release **Authorized**  
☐ Serve time beginning immediately  
☐ Report to Court on \_\_\_\_\_, at \_\_\_\_\_ to begin your sentence
- ☐ Time to be ☐ Consecutive ☐ Concurrent with Count \_\_\_\_\_  
☐ Time Served  
☐ Time to be served during probation

**PROBATION:**

- ☐ Serve \_\_\_\_\_ Year, \_\_\_\_\_ Month(s) Probation  
☐ Time to be ☐ Consecutive ☐ Concurrent with Count \_\_\_\_\_  
☐ Pay \$\_\_\_\_\_ monthly for Cost of Supervision to Community Corrections  
☐ Standard conditions of Probation imposed (F.S. 948.03)  
☐ May terminate upon compliance after \_\_\_\_\_ months  
☐ \_\_\_\_\_ apply for early termination  
☐ Electronic monitoring required as part of probation  
☐ Mail or phone reporting is authorized

**COMMUNITY SERVICE:**

- ☐ You shall complete \_\_\_\_\_ hours of Community Service work  
☐ You may buy out \_\_\_\_\_ hours of Community service at the rate of \$\_\_\_\_\_ per hour  
☐ You qualify to perform community service hours in lieu of paying court ordered court costs and fines at the rate of \$\_\_\_\_\_ per hour  
☐ You are ordered to complete Community Service work during the term of your probation if you are unable to pay your fine.  
☐ Community service work is authorized for all but \$\_\_\_\_\_ of the court ordered Costs and Fines at the rate of \$\_\_\_\_\_ per hour.  
☐ Community Service Work shall be complete within \_\_\_\_\_ months

**FINES:**

- ☐ \$\_\_\_\_\_ Fine

**The Defendant shall pay the following Court Costs:**

- ☒ \$273 Mandatory Court Costs
- ☐ \$303 Mandatory Court Costs (Traffic or Local Ordinance)
- ☐ \$456 DUI Court Costs
- ☐ \$423 BUI Court Costs
- ☐ \$201 Domestic Violence Trust Fund (F.S. 938.08)
- ☐ \$151 Rape Crisis Trust Fund (F.S. 938.085)
- ☐ \$151 Crimes against Minors (F.S. 938.10)
- ☐ \$15 Misdemeanor Crimes Involving Drugs/Alcohol (F.S. 938.13)
- ☐ \$5000 Prostitution (F.S. 796.07(6))
- ☐ \$65 Reckless Driving / Racing on Highway (F.S. 318.18(20))
- ☐ \$\_\_\_\_\_ County Drug Abuse Trust Fund (F.S. 938.21)
- ☐ \$\_\_\_\_\_ Additional Costs of Prosecution (F.S. 938.27)
- ☐ \$50 Public Defender Application (F.S. 27.52) ☐ Waived
- ☐ \$50 or the higher cost of \$\_\_\_\_\_ for legal assistance (F.S. 938.29) ☐ Waived
- ☐ \$100 FDLE (F.S. 938.055)
- ☐ \$\_\_\_\_\_ Surcharge on all fines (F.S. 938.04)
- ☐ \$5 EMS Trust Fund
- ☐ \$3 State Radio
- ☐ \$\_\_\_\_\_ Cost of Investigation to \_\_\_\_\_ (F.S. 938.27)
- ☐ \$\_\_\_\_\_

**The Defendant shall comply with the following Special Conditions of Probation:**

- ☐ Restitution: \$\_\_\_\_\_ to be paid to \_\_\_\_\_
- ☐ Restitution: State Attorney has \_\_\_\_\_ days to file and defense has \_\_\_\_\_ days to object
  - ☐ If defense fails to object, the amount stands
  - ☐ The Court reserves jurisdiction to determine restitution
- ☐ Restitution **may** be paid into the court registry
- ☐ Counseling: Complete **Alcohol** counseling
- ☐ DVIP: Complete a Domestic Violence Intervention Program
- ☐ Complete Shoplifter's Alternative class
- ☐ Evaluation: Must obtain a/an **alcohol** evaluation \_\_\_\_\_
- ☐ Treatment: Must begin any treatment deemed necessary by **alcohol** evaluation \_\_\_\_\_
- ☐ May not **consume** ☐ alcohol ☐ drugs
- ☐ Alcohol/Drug Testing: Conduct **alcohol** testing **randomly** at your expense
- ☐ Do not test positive for **alcohol** after \_\_\_\_\_ Days.
- ☐ DUI School: Must complete **1st Offender** DUI School
- ☐ Driving School: Must complete ☐ 1<sup>st</sup> Offender ☐ Multiple Offender Driving School
- ☐ Interlock \_\_\_\_\_ months with Business Purposes License
- ☐ Impact Panel: Must attend \_\_\_\_\_ Drunk Driving Impact Panel(s)
- ☐ Your vehicle will be impounded for \_\_\_\_\_ days
- ☐ You may not operate a motor vehicle
- ☐ Show proof of a ☐ valid ☐ clear driver's license
- ☐ You must show proof of a valid registration/tag for your vehicle, proof vehicle not registered to you, or affidavit
- ☐ You must show proof of valid insurance or affidavit

- ☐ Your Driver's License is ☐ Suspended ☐ Revoked for \_\_\_\_ months
- ☐ No Contact: Have no contact with \_\_\_\_
- ☐ Pay Civil Infractions during probation, case number(s) \_\_\_\_
- ☐ Pay all Court Costs and Fines during Probation
- ☐ Seek full time employment or school
- ☐ Perform \_\_\_\_ job searches per week ☐ if working less than \_\_\_\_ hours per week;
  - ☐ begin within \_\_\_\_ days of starting Supervision;
  - ☐ must continue until hired
- ☐ Abide by terms of \_\_\_\_
- ☐ Letter of Apology to \_\_\_\_

☐ Other Provisions: \_\_\_\_

☒ You must pay all Court Costs and Fines or enter into a Payment Plan with the Clerk of Court

- ☒ If you fail to do so by **12-16-2014**, you must appear in court on **12-16-2014 at 10:00 AM.**
- ☐ If you fail to do so by \_\_\_\_, your driver license will be suspended.
- ☐ If you fail to do so by \_\_\_\_, all fines and court costs will be reduced to a lien.

☐ It is determined that you are unable to pay the amounts due and your monetary obligations, consisting of Court Costs and Fees, are reduced to a Civil Judgment, which shall bear interest at the maximum rate allowed by law. (F.S. 55.03)

- ☐ Any remaining balance due on your civil judgment after 90 days from the date of this order will be referred to a collections agency.
- ☐ Your driving privileges will be suspended, a D6 issued

If you fail to complete the terms of this order, including payment of all costs, fees and fines, as required, you may be subject to Contempt of Court proceedings.

If a bail bond is currently in effect as to this case and has not been forfeited, that bond is hereby cancelled and the surety is discharged from liability on that bond. A cash bond may be applied towards outstanding financial obligations as allowed per F.S. 903.286.

Any active warrants, capias or summons in this case against this Defendant are hereby quashed.

The Defendant has 30 days from the date of this Order and Judgment in which to file an appeal of the findings and sentence in this matter by filing a Notice of Appeal with the Clerk of Court.

NUNC PRO TUNC TO: 10-09-2014

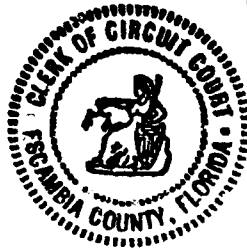
DONE AND ORDERED

10/20/14

*[Signature]*  
County Court Judge

I hereby certify that a true and correct copy of this document was sent via electronic mail to the State Attorney and Defense Counsel of Record or Defendant by US Mail if there is no Defense Counsel of Record, on 10-21-2014.

PAM CHILDERS, CLERK OF THE CIRCUIT COURT



By:

Heather Mason  
Deputy Clerk

This Instrument Was Prepared  
By And Is To Be Returned To:  
DEBORAH DAUGHERTY,  
Emerald Coast Utilities Authority  
9255 Sturdevant Street  
Pensacola, Florida 32514-0311



## NOTICE OF LIEN

### STATE OF FLORIDA COUNTY OF ESCAMBIA

Notice is hereby given that the EMERALD COAST UTILITES AUTHORITY has a lien  
against the following described real property situated in Escambia County, Florida,  
for water, wastewater and/or sanitation service provided to the following customer:

LT 13 BLK 2 OR 1610 P 626 CHARBAR LAKE S/D PB 5 P 43

Customer: WILLIAM TINDALL

Account Number: 91232-74459

Amount of Lien: \$ 187.65, together with additional unpaid utility service  
charges, if any, which may accrue subsequent to the date of this notice and simple  
interest on unpaid charges at 18 percent per annum, or at such lesser rate as may  
be allowed by law.

This lien is imposed in accordance with Section 159.17, Florida Statutes, Chapter 92-  
248, Laws of Florida, as amended and Emerald Coast Utilities Authority Resolution  
87-10, as amended.

Provided however, that if the above-named customer has conveyed said property by  
means of deed recorded in the public records of Escambia County, Florida, prior to  
the recording of this instrument, or if the interest of the above-named customer is  
foreclosed by a proceeding in which notice of lis pendens has been filed prior to the  
recording of this instrument, this lien shall be void and of no effect.

Dated: 050510

EMERALD COAST UTILITIES AUTHORITY

BY: Deborah Daugherty

### STATE OF FLORIDA COUNTY OF ESCAMBIA

The foregoing instrument was acknowledged before me this 5 day of  
May, 20 10, by Deborah Daugherty of  
the Emerald Coast Utilities Authority, who is personally known to me and who did not  
take an oath.

[Notary Seal]



GABRIEL M. BROWN  
My Comm. Exp. Nov. 22, 2013  
DD# 082024 ID# 782227  
( ) Personally Known  
( ) Other I.D.

[Signature]  
Notary Public - State of Florida

THE ESCAMBIA SUN-PRESS, LLC  
PUBLISHED WEEKLY SINCE 1948



(Warrington) Pensacola, Escambia County, Florida

STATE OF FLORIDA

County of Escambia

Before the undersigned authority personally appeared

MICHAEL P. DRIVER

who is personally known to me and who on oath says that he is Publisher of The Escambia Sun Press, a weekly newspaper published at (Warrington) Pensacola in Escambia County, Florida; that the attached copy of advertisement, being a

NOTICE in the matter of SALE

07/06/2015 - TAX CERTIFICATE # 03029

in the CIRCUIT Court  
was published in said newspaper in the issues of  
JUNE 4, 11, 18, & 25 2015

Affiant further says that the said Escambia Sun-Press is a newspaper published at (Warrington) Pensacola, in said Escambia County, Florida, and that the said newspaper has heretofore been continuously published in said Escambia County, Florida each week and has been entered as second class mail matter at the post office in Pensacola, in said Escambia County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

PUBLISHER

Sworn to and subscribed before me this 25TH  
JUNE A.D., 20 15

PAULA D. TURNER

NOTARY PUBLIC



PAULA D. TURNER  
Notary Public - State of Florida  
Commission #FF187479  
My Commission Expires  
August 24, 2016

NOTICE OF APPLICATION FOR  
TAX DEED

NOTICE IS HEREBY GIVEN, That HMF FL D LLC AND CAPITAL ONE RAI CUSTODIAN holder of Tax Certificate No. 03029, issued the 1st day of June, A.D., 2013 has filed same in my office and has made application for a tax deed to be issued thereon. Said certificate embraces the following described property in the County of Escambia, State of Florida, to wit:

LT 13 BLK 2 OR 1610 P 626 CHAR-  
BAR LAKE S/D PB 5 P 43

SECTION 13, TOWNSHIP 2 S,  
RANGE 30 W

TAX ACCOUNT NUMBER 053977000  
(15-441)

The assessment of the said property under the said certificate issued was in the name of WILLIAM TINDALL

Unless said certificate shall be redeemed according to law, the property described therein will be sold to the highest bidder at public auction at 9:00 A.M. on the first Monday in the month of July, which is the 6th day of July 2015.

Dated this 4th day of June 2015.

In accordance with the AMERICANS WITH DISABILITIES ACT, if you are a person with a disability who needs special accommodation in order to participate in this proceeding you are entitled to the provision of certain assistance. Please contact Emily Hogg not later than seven days prior to the proceeding at Escambia County Government Complex, 221 Palafox Place Ste 110, Pensacola FL 32502. Telephone: 850-595-3793.

PAM CHILDERS  
CLERK OF THE CIRCUIT COURT  
ESCAMBIA COUNTY, FLORIDA  
(SEAL)

By: Emily Hogg  
Deputy Clerk

oaw-2w-06-04-11-18-25-2015