

CERTIFICATION OF TAX DEED APPLICATION

Sections 197.502 and 197.542, Florida Statutes

DR-513 Rule 12D-16.002 F.A.C Effective 07/19 Page 1 of 2

0525-12

D 4 4 7 5 4							
Part 1: Tax Deed	Application Infor	mation				##4 *** *** ***************************	
Applicant Name Applicant Address			Applicati	on date	Apr 22, 2024		
Property description TINDALL WILLIAM M 2100 PULLMAN CIR PENSACOLA, FL 32526			Certificate #		2022 / 959		
	800 W DETROIT B 03-0319-200 BEG AT NW COR 0 S/D PB 11 P 98 S 8 OF SD LT 38 (Full I	OF LT 1 BL 38 DEG 15	MIN 17 SE		Date cer	tificate issued	06/01/2022
Part 2: Certificate	es Owned by App	licant an	d Filed wi	th Tax Deed	Applicat	ion	
Column 1 Certificate Numbe	Colum Date of Certif	—		olumn 3 unt of Certificate		Column 4 Interest	Column 5: Total (Column 3 + Column 4)
# 2022/959	06/01/2			674.94		33.75	708.69
			<u> </u>		→Part 2: Total*		708.69
Part 3: Other Cer	rtificates Redeem	ed by Ap	plicant (C	ther than Co	unty)		
Column 1 Certificate Number	Column 2 Date of Other Certificate Sale	Face A	umn 3 mount of Certificate	Column 4 Tax Collector's F	Fee	Column 5 Interest	Total (Column 3 + Column 4 + Column 5)
# 2023/918	06/01/2023		659.51		6.25	52.90	718.66
	1	1				Part 3: Total*	718.66
Part 4: Tax Colle	ector Certified Am	nounts (L	ines 1-7)				
1. Cost of all certi	ificates in applicant's	possessio	n and other			y applicant arts 2 + 3 above)	1,427.35
2. Delinquent tax	es paid by the applic	ant					0.00
3. Current taxes	paid by the applicant					, H a ., 140 h	580.59
4. Property inform	nation report fee						200.00
5. Tax deed appli	cation fee						175.00
6. Interest accrue	ed by tax collector un	der s.197.5	542, F.S. (s	ee Tax Collecto	r Instructi	ons, page 2)	0.00
7.					Total	Paid (Lines 1-6)	2,382.94
I certify the above in	nformation is true and that the property in						nd tax collector's fees
Sign here:	1					<u>Escambia,</u> Florid	a

Send this certification to the Clerk of Court by 10 days after the date signed. See Instructions on Page 2

Pai	rt 5: Clerk of Court Certified Amounts (Lines 8-14)	
8.	Processing tax deed fee	
9.	Certified or registered mail charge	
10.	Clerk of Court advertising, notice for newspaper, and electronic auction fees	
11.	Recording fee for certificate of notice	
12.	Sheriff's fees	
13.	Interest (see Clerk of Court Instructions, page 2)	
14.	Total Paid (Lines 8-13)	
15.	Plus one-half of the assessed value of homestead property, if applicable under s. 197.502(6)(c), F.S.	
16.	Statutory opening bid (total of Lines 7, 14, 15, and 16 if applicable)	
Sign I	here: Date of sale 05/07/2 Signature, Clerk of Court or Designee	2025

INSTRUCTIONS +6.25

Tax Collector (complete Parts 1-4)

Part 2: Certificates Owned by Applicant and Filed with Tax Deed Application

Enter the Face Amount of Certificate in Column 3 and the Interest in Column 4 for each certificate number. Add Columns 3 and 4 and enter the amount in Column 5.

Part 3: Other Certificates Redeemed by Applicant (Other than County)

Total. Add the amounts in Columns 3, 4 and 5

Part 4: Tax Collector Certified Amounts (Lines 1-7)

Line 1, enter the total of Part 2 plus the total of Part 3 above.

Total Paid, Line 7: Add the amounts of Lines 1-6

Line 6, Interest accrued by tax collector. Calculate the 1.5 percent interest accrued from the month after the date of application through the month this form is certified to the clerk. Enter the amount to be certified to the clerk on Line 6. The interest calculated by the tax collector stops before the interest calculated by the clerk begins. See Section 197.542, F.S., and Rule 12D-13.060(3), Florida Administrative Code.

The tax collector's interest for redemption at the time of the tax deed application is a cost of redemption, which encompasses various percentages of interest on certificates and omitted or delinquent taxes under Section 197.502, F.S. This interest is calculated before the tax collector calculates the interest in Section 197.542, F.S.

Attach certified statement of names and addresses of persons who must be notified before the sale of the property. Send this form and any required attachments to the Clerk of Court within 10 days after it is signed.

Clerk of Court (complete Part 5)

Line 13: Interest is calculated at the rate of 1.5 percent per month starting from the first day of the month after the month of certification of this form through the last day of the month in which the sale will be held. Multiply the calculated rate by the total of Line 7, minus Line 6, plus Lines 8 through 12. Enter the amount on Line 13.

Line 14: Enter the total of Lines 8-13. Complete Lines 15-18, if applicable.

BEG AT NW COR OF LT 1 BLK E MAPLE WOODS S/D PB 11 P 98 S 88 DEG 15 MIN 17 SEC E ALG N LI OF SD LT 385 48/100 FT N 01 DEG 37 MIN 50 SEC E 258 20/100 FT TO S LI OF DETROIT BLVD (50 FT R/W) N 88 DEG 07 MIN 57 SEC W ALG SD R/W 183 86/100 FT S 01 DEG 59 MIN 27 SEC W 150 FT N 88 DEG 07 MIN 57 SEC W 200 FT TO E R/W LI OF UNTREINER AVE (66 FT R/W) S 01 DEG 59 MIN 27 SEC W ALG SD E R/W 109 FT TO POB OR 7787 P 1130

APPLICATION FOR TAX DEED

Section 197.502, Florida Statutes

Application Number: 2400668

l,	
TLGFY, LLC	
CAPITAL ONE,	N.A., AS COLLATERAL ASSIGNEE OF TLGFY, LLC
PO BOX 66913	9
DALLAS, TX	75266-9139,
hold the listed t	tax certificate and hereby surrender the same to the Tax Collector and make tax deed application thereo

Account Number	Certificate No.	Date	Legal Description
03-0319-200	2022/959	06-01-2022	BEG AT NW COR OF LT 1 BLK E MAPLE WOODS S/D PB 11 P 98 S 88 DEG 15 MIN 17 SEC E ALG N LI OF SD LT 385 48/100 FT N 01 DEG 37 MIN 50 SEC E 258 20/100 FT TO S LI OF DETROIT BLVD (50 FT R/W) N 88 DEG 07 MIN 57 SEC W ALG SD R/W 183 86/100 FT S 01 DEG 59 MIN 27 SEC W 150 FT N 88 DEG 07 MIN 57 SEC W 200 FT TO E R/W LI OF UNTREINER AVE (66 FT R/W) S 01 DEG 59 MIN 27 SEC W ALG SD E R/W 109 FT TO POB OR 7787 P 1130

I agree to:

· pay any current taxes, if due and

To: Tax Collector of <u>ESCAMBIA COUNTY</u>, Florida

- · redeem all outstanding tax certificates plus interest not in my possession, and
- pay all delinquent and omitted taxes, plus interest covering the property.
- pay all Tax Collector's fees, property information report costs, Clerk of the Court costs, charges and fees, and Sheriff's costs, if applicable.

Attached is the tax sale certificate on which this application is based and all other certificates of the same legal description which are in my possession.

Electronic signature on file TLGFY, LLC
CAPITAL ONE, N.A., AS COLLATERAL ASSIGNEE OF
TLGFY, LLC
PO BOX 669139
DALLAS, TX 75266-9139

04-22-2024 Application Date

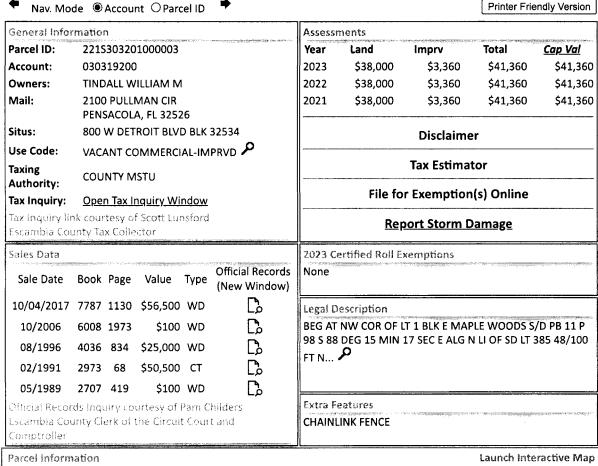
Applicant's signature

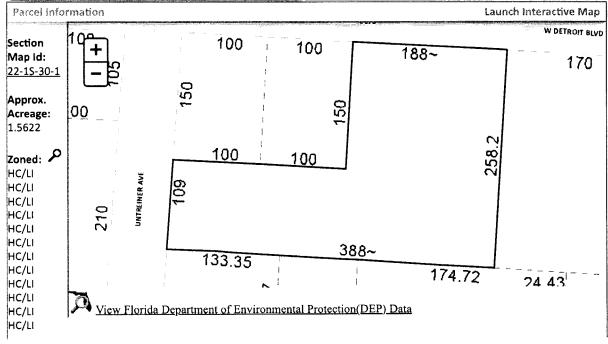
Real Estate Search

Tangible Property Search

Sale List

Back





uch:		
HC/LI HC/LI		
HC/LI		
Evacuation		
& Flood		
Information		
<u>Open</u>		
<u>Open</u> <u>Report</u>		
	Buildings	
	Images	
 Similarum suzheti natud endeaudhe chajeving promining in 1 v. 1967 syn endalati pp 3 g. hep p. as pages a. 		and was the straight for the straight of the s
	None	

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:05/03/2024 (tc.3632)

PAM CHILDERS

CLERK OF THE CIRCUIT COURT ARCHIVES AND RECORDS CHILDSUPPORT CIRCUIT CIVIL CIRCUIT CRIMINAL COUNTY CIVIL COUNTY CRIMINAL DOMESTIC RELATIONS FAMILY LAW JURY ASSEMBLY JUVENILE MENTAL HEALTH MIS OPERATIONAL SERVICES PROBATE TRAFFIC



COUNTY OF ESCAMBIA OFFICE OF THE CLERK OF THE CIRCUIT COURT

BRANCH OFFICES
ARCHIVES AND RECORDS
JUVENILE DIVISION
CENTURY

CLERK TO THE BOARD OF COUNTY COMMISSIONERS OFFICIAL RECORDS COUNTY TREASURY AUDITOR

PAM CHILDERS, CLERK OF THE CIRCUIT COURT Tax Certificate Redeemed From Sale

Account: 030319200 Certificate Number: 000959 of 2022

Payor: WILLIAM TINDALL 2100 PULLMAN CIR PENSACOLA, FL 32526 Date 9/3/2024

Clerk's Check #	5509495755	Clerk's Total	\$\$44/92 \$ 2.738
Tax Collector Check #	1	Tax Collector's Total	\$2,853.86
		Postage	\$100.00
		Researcher Copies	\$0.00
		Recording	\$10.00
		Prep Fee	\$7.00
		Total Received	\$3,515.78

\$ 2,755.11

PAM CHILDERS
Clerk of the Circuit Court

Received By: \(\)
Deputy Clerk

Escambia County Government Complex • 221 Palafox Place Ste 110 • PENSACOLA, FLORIDA 32502 (850) 595-3793 • FAX (850) 595-4827 • http://www.clerk.co.escambia.fl.us

PAM CHILDERS

CLERK OF THE CIRCUIT COURT ARCHIVES AND RECORDS CHILDSUPPORT CIRCUIT CIVIL CIRCUIT CRIMINAL COUNTY CIVIL COUNTY CRIMINAL DOMESTIC RELATIONS FAMILY LAW JURY ASSEMBLY JUVENILE MENTAL HEALTH MIS OPERATIONAL SERVICES PROBATE TRAFFIC



COUNTY OF ESCAMBIA OFFICE OF THE CLERK OF THE CIRCUIT COURT

BRANCH OFFICES
ARCHIVES AND RECORDS
JUVENILE DIVISION
CENTURY

CLERK TO THE BOARD OF COUNTY COMMISSIONERS OFFICIAL RECORDS COUNTY TREASURY AUDITOR

Case # 2022 TD 000959

Redeemed Date 9/3/2024

Name WILLIAM TINDALL 2100 PULLMAN CIR PENSACOLA, FL 32526

Clerk's Total = TAXDEED	\$544/92 \$ 2738,11
Due Tax Collector = TAXDEED	\$2,8 3.86
Postage = TD2	\$10q.òQ
ResearcherCopies = TD6	\$0.00
Release TDA Notice (Recording) = RECORD2	\$10.00
Release TDA Notice (Prep Fee) = TD4	\$7.00

• For Office Use Only

Date Docket Desc Amount Owed Amount Due Payee Name
FINANCIAL SUMMARY
No Information Available - See Dockets



PAM CHILDERS CLERK OF THE CIRCUIT COURT ESCAMBIA COUNTY, FLORIDA

Tax Deed - Redemption Calculator
Account: 030319200 Certificate Number: 000959 of 2022

Redemption	Yes 🗸	Application Date	4/22/2024	Interest Rate 18	3%	
		Final Redemption Payment ESTIMATED		Redemption Overpayment ACTUAL		
		Auction Date 5/7/2025		Redemption Date 9/3/2	2024	
Months		13		5		
Tax Collector		\$2,382.94		\$2,382.94		
Tax Collector Int	terest	\$464.67		\$178.72	\$178.72	
Tax Collector Fe	e	\$6.25		\$6.25		
Total Tax Collec	tor	\$2,853.86	(\$2,569.91		
Record TDA Not	tice	\$17.00		\$17.00		
Clerk Fee		\$119.00		\$119.00		
Sheriff Fee		\$120.00		\$120.00		
Legal Advertisen	nent	\$200.00		\$200.00		
App. Fee Interest		\$88.92		\$34.20		
Total Clerk		\$544.92		\$490.20) CH		
Release TDA No (Recording)	tice	\$10.00		\$10.00		
Release TDA No Fee)	tice (Prep	\$7.00	,	\$7.00		
Postage		\$100.00		\$0.00		
Researcher Copie	es	\$0.00		\$0.00		
Total Redemption	n Amount	\$3,515.78		\$3,075.11		
		Repayment Overpaym Amount	ent Refund	\$440.67		



PROPERTY INFORMATION REPORT

3050 Concho Drive, Pensacola, Florida 32507 | Phone: 850-466-3077

THE ATTACHI	ED REPOR	Γ IS ISSUED TO:			
SCOTT LUNSF	ORD, ESC	AMBIA COUNTY TA	AX COLLECTOR		
TAX ACCOUN	T #:	03-0319-200	CERTIFICATE #:	2022-	959
REPORT IS LIN	MITED TO	THE PERSON(S) EX	HE LIABILITY FOR ERR PRESSLY IDENTIFIED B (S) OF THE PROPERTY	Y NAME IN TH	HE PROPERTY
listing of the ow tax information encumbrances re title to said land	ner(s) of recand a listing ecorded in the as listed on isted. If a c	cord of the land describ g and copies of all open he Official Record Boo page 2 herein. It is th	the instructions given by the bed herein together with cure or unsatisfied leases, more oks of Escambia County, Figure 1 e responsibility of the party listed is not received, the of	rrent and delinqu tgages, judgment lorida that appea v named above to	nent ad valorem ts and r to encumber the o verify receipt of
and mineral or a	ny subsurfa overlaps, bo	ce rights of any kind o oundary line disputes,	kes and assessments due no or nature; easements, restric and any other matters that v	tions and covena	ints of record;
•	e insurance	•	ity or sufficiency of any do itle, a guarantee of title, or	· · · · · · · · · · · · · · · · · · ·	
Use of the term	"Report" he	rein refers to the Prop	erty Information Report and	d the documents	attached hereto.
Period Searched:	January	15, 2005 to and incl	uding January 15, 2025	_ Abstractor: _	Mike Campbell
BY					
11/16	alphi				

Michael A. Campbell, As President

Dated: January 16, 2025

PROPERTY INFORMATION REPORT

CONTINUATION PAGE

January 16, 2025

Tax Account #: 03-0319-200

1. The Grantee(s) of the last deed(s) of record is/are: WILLIAM M. TINDALL A/K/A WILLIAM MORRIS TINDALL

By Virtue of Warranty Deed recorded 10/5/2017 in OR 7787/1130

- 2. The land covered by this Report is: See Attached Exhibit "A"
- **3.** The following unsatisfied mortgages, liens, and judgments affecting the land covered by this Report appear of record:
- a. Code Enforcement Lien in favor of Escambia County, Florida, recorded 4/21/2022-OR 8767/1657
- b. Code Enforcement in favor of Escambia County, Florida, recorded 08/13/2018 OR 7948/507, together with Cost Order recorded 3/8/2023 OR 8941/199.
- c. Civil Restitution Lien in favor of Department of Financial Services Workers Compensation Administration Trust Fund recorded 5/12/2015 OR 7343/557.
- d. Code Enforcement Order in favor of Escambia County, Florida, recorded 07/08/2011 OR 6739/849 together with Cost Order recorded 12/12/2011 OR 6796/405.
- e. Judgment in favor of Bayou Concrete, a Division of Gulf Coast LLC, recorded 12/09/2011 OR 6795/584.
- f. Judgment in favor of James M. Hopmeier, recorded 09/05/2007 OR 6212/967, together with Judgment recorded 09/05/2007 OR 6212/969, and Judgment recorded 02/13/2008 OR 6286/1939.
- g. Code Enforcement Lien in favor of Escambia County, Florida, recorded 03/24/2006 OR 5868/729, together with Cost Order recorded 4/27/2022-OR 8772/159
 - 4. Taxes:

Taxes for the year(s) NONE are delinquent.

Tax Account #: 03-0319-200 Assessed Value: \$45,496.00

Exemptions: NONE

5. We find the following HOA names in our search (if a condominium, the condo docs book and page are included for your review): **NONE**

Payment of any special liens/assessments imposed by City, County, and/or State.

Note: Escambia County and/or local municipalities may impose special liens/assessments. These liens/assessments are not discovered in a title search or shown above. These special assessments typically create a lien on real property. The entity that governs subject property must be contacted to verify payment status.

PERDIDO TITLE & ABSTRACT, INC.

PROPERTY INFORMATION REPORT

3050 Concho Drive, Pensacola, Florida 32507 | Phone 850-466-3077

Scott Lunsford Escambia County Tax Collector P.O. Box 1312 Pensacola, FL 32591

CERTIFICATION: TITLE SEARCH FOR TDA

TAX DEED SALE DATE:	MIA Y /, 20.	25			
TAX ACCOUNT #:	03-0319-200				
CERTIFICATE #:					
In compliance with Section 197.522, F those persons, firms, and/or agencies I property. The above-referenced tax st sale.	naving legal interest in or claim aga	inst the above-described			
YES NO ☐ ☐ Notify City of Pensacola ☐ Notify Escambia County ☐ Homestead for 2024 t	y, 190 Governmental Center, 32502				
WILLIAM M. TINDALL AKA WILLIAM MORRIS TINDALL 2100 PULLMAN CIR PENSACOLA, FL 32526	WILLIAM M. TINDALL AKA WILLIAM MORRIS TIND 800 BLK W DETROIT BLVD PENSACOLA, FL 32534	ALL			
ESCAMBIA COUNTY CODE ENFORCEMENT 3363 W. PARK PLACE PENSACOLA, FL 32505 BAYOU CONCRETE	WILLIAM TINDALL P.O. BOX 19041 PENSACOLA, FL 32523 JAMES M. HOPMEIER	DEPARTMENT OF FINANCIAL SERVICES WORKERS COMP ADMINISTRATION TRUST FUND PO BOX 7900			
GULF COAST LLC 7890 HIGHWAY 87, NORTH 14312 CREOSOTE ROAD MILTON, FL 32570 32314-7900 GULFPORT, MS 39503					

Certified and delivered to Escambia County Tax Collector, this 16th day of January, 2025.

PERDIDO TITLE & ABSTRACT, INC.

Malphel

BY: Michael A. Campbell, As It's President

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

PROPERTY INFORMATION REPORT

January 16, 2025 Tax Account #:03-0319-200

LEGAL DESCRIPTION EXHIBIT "A"

BEG AT NW COR OF LT 1 BLK E MAPLE WOODS S/D PB 11 P 98 S 88 DEG 15 MIN 17 SEC E ALG N LI OF SD LT 385 48/100 FT N 01 DEG 37 MIN 50 SEC E 258 20/100 FT TO S LI OF DETROIT BLVD (50 FT R/W) N 88 DEG 07 MIN 57 SEC W ALG SD R/W 183 86/100 FT S 01 DEG 59 MIN 27 SEC W 150 FT N 88 DEG 07 MIN 57 SEC W 200 FT TO E R/W LI OF UNTREINER AVE (66 FT R/W) S 01 DEG 59 MIN 27 SEC W ALG SD E R/W 109 FT TO POB OR 7787 P 1130

SECTION 22, TOWNSHIP 1 S, RANGE 30 W

TAX ACCOUNT NUMBER 03-0319-200(0525-12)

ABSTRACTOR'S NOTE: WE CAN NOT CERTIFY LEGAL AS WRITTEN ON TAX ROLL WITHOUT A CURRENT SURVEY

Recorded in Public Records 10/5/2017 2:59 PM OR Book 7787 Page 1130, Instrument #2017077081, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording \$18.50 Deed Stamps \$395.50

> Prepared by and return to: Richard Hill Turner, III

Whibbs Stone & Barnett, P.A. 801 W. Romana Street Unit C Pensacola, FL 32502 850-434-5395 File Number: 17-285407

Will Call No.:

[Space Above This Line For Recording Data]

Warranty Deed

This Warranty Deed made this 4th day of October, 2017 between Hand of Love Outreach, Inc., a Florida corporation whose post office address is 1135 Woodlake Drive, Cantonment, FL 32533, grantor, and William M Tindall, a single man whose post office address is 2100 Pullman Circle, Bellview, FL 32526, grantee:

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) 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 and assigns forever, the following described land, situate, lying and being in Escambia County, Florida to-wit:

Begin a the Northwest corner of Lot 1, Block "E", of Maple Woods Subdivision, a subdivision (Plat Book 11, Page 98), in Section 22, Township 1 South, Range 30 West, Escambia County, Florida; thence run South 88°15'17" East along the North line of said Lot 1 and the extension thereof for 385.48 feet; thence run North 01°37'50" East for 258.20 feet to the South right of way line of Detroit Boulevard (50' R/W); thence run North 88°07'57" West along said right of way line for 283.86 feet; thence run South 01°59'27" West for 150.00 feet; thence run North 88°07'57" West for 100.00 feet to the East right of way line of Untreiner Avenue (66' R/W); thence run South 01°59'27" West along said East right of way line for 109.00 feet to the Point of Beginning.

LESS AND EXCEPT the following described parcel:

Commence at the Northwest corner of Lot 1, Block "E", Maple Woods Subdivision, (Plat Book 11, Page 98), Section 22, Township 1 South, Range 30 West, Escambia County, Florida; thence run South 88°15'17" East along the North line of said subdivision for 200 feet; thence North 01°59'27" East for 108.64 feet for the Point of Beginning; thence continue along the last course run North 01°59'27" East for 150 feet to the South right of way line of Detroit Boulevard (50' R/W); thence run North 88°07'57" West along said South right of way line for 100 feet; thence run South 01°59'27 West for 150 feet; thence run South 88°07'57" East for 100 feet to the Point of Beginning.

Parcel Identification Number: 221S303201000003

Subject to covenants, conditions, restrictions, reservations, limitations, easements and agreements of record, if any; taxes and assessment for the year 2017 and subsequent years; and all applicable zoning ordinances and/or restrictions and prohibitions imposed by governmental authorities, if any,

THIS CONVEYANCE IS APPROPRIATE TO WIND UP AND LIQUIDATE THE BUSINESS AND AFFAIRS OF THE GRANTOR.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby fully warrants 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:

Name: SQTT JENNINGS

Witness Name: Richard Turner

Hand of Love Outreach, Inc., a Florida corporation

Hand of Love Outreach, Inc., by Denise Samuel its attorney-in-fact

(Corporate Seal)

State of Florida County of Escambia

The foregoing instrument was acknowledged before me this 4th day of October, 2017 by Denise Samuel attorney-in-fact for Hand of Love Outreach, Inc., a Florida corporation, on behalf of the corporation. He/she [] is personally known to me or [X] has produced a driver's license as identification.

[Notary Seal]

Notary Public

Printed Name:

My Commission Expires:

RICHARD HILL TURNER III
Commission # GG 032950
Expires September 22, 2020
Bonded Thru Troy Fain Insurance 800-385-701

Recorded in Public Records 4/21/2022 11:53 AM OR Book 8767 Page 1657, Instrument #2022040420, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording \$27.00

Recorded in Public Records 4/21/2022 11:02 AM OR Book 8767 Page 1524, Instrument #2022040385, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording \$27.00

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

PETITIONER

ESCAMBIA COUNTY FLORIDA,

CASE NO:

: CE21094989N

DA, LOCATION:

800 BLK W DETROIT BLVD

PR#:

221S303201000003

VS.

TINDALL, WILLIAM M 2100 PULLMAN CIR PENSACOLA, FL 32526

RESPONDENT(S)

ORDER

This CAUSE having come before the Office of Environmental Enforcement Special Magistrate on the Petition of the Environmental 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 Enforcement Officer and the Respondent(s) or representative thereof, Saw 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 following Code of Ordinances has occurred and continues:

LDC. Ch. 3. Art. 1. Sec. 3-1.4 Allowed Uses

THEREFORE, the Special Magistrate, being otherwise fully apprised, finds as follows:

It is hereby **ORDERED** that the **RESPONDENT(S)** shall have until **7/18/2022** to correct the violation(s) and to bring the violation into compliance. Corrective action shall include:

LDC 3-1.4 Allowed uses

If Respondent(s) fail to fully correct the violation(s) within the time required,

Page 1 Of 3

BK: 8767 PG: 1658 BK: 8767 PG: 1525

> Respondent(s) will be assessed a fine of \$25.00 per day, commencing 7/19/2022. This fine shall continue until the violation(s) is/are abated and the violation(s) brought into compliance, or until as otherwise provided by law. RESPONDENT IS REQUIRED, immediately upon full correction of the violation(s), to contact the Escambia County Office of Environmental Enforcement in writing to request that the office immediately inspect the property to make an official determination of whether the violation(s) has/have been abated and brought into compliance. If the violation(s) is/are not abated within the specified time period, Escambia County may elect to undertake any necessary measures to abate the violation(s). These measures could include, but are not limited to, DEMOLISHING NON-COMPLIANT STRUCTURES, LEGALLY DISPOSING OF ALL CONTRIBUTING CONDITIONS, AND TOWING OF DESCRIBED VEHICLE(S). At the request of Escambia County, the Sheriff shall enforce this order by taking reasonable law enforcement action to remove from the premises any unauthorized person interfering with the execution of this order or otherwise refusing to leave after warning. The reasonable cost of such abatement will be assessed against RESPONDENT(S) and shall constitute a lien on the property. Pursuant to Escambia County Resolution R2017-132, costs in the amount of \$235.00 are awarded in favor of Escambia County as the prevailing party against RESPONDENT(S).

> This fine shall be forwarded to the Board of County Commissioners of Escambia County. Under the authority of Sec. 162.09, Fla. Stat., as amended, and Sec. 30-35 of the Escambia County Code of Ordinances, as amended, the Board of County Commissioners will certify to the Special Magistrate all costs imposed pursuant to this order. All fees, fines, and costs owing hereunder shall constitute a lien upon ALL REAL AND PERSONAL PROPERTY OWNED BY RESPONDENT(S) including property involved

Page 2 Of 3

BK: 8767 PG: 1659 Last Page BK: 8767 PG: 1526 Last Page

herein, which lien can be enforced by foreclosure and as provided by law.

RESPONDENT(S) have the right to appeal the order(s) of the Special Magistrate to the Circuit Court of Escambia County. If RESPONDENT(S) wish(es) to appeal, RESPONDENT(S) must provide notice of such appeal in writing to both the Environmental Enforcement Division at 3363 West Park Place, Pensacola, Florida 32505, and the Escambia County Circuit Court, M.C. Blanchard Judicial Building, 190 W. Government St, Pensacola, Florida, 32502, no later than 30 days from the date of this order. Failure to timely file a Written Notice of Appeal will constitute a waiver of the right to appeal this order.

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

DONE AND ORDERED in Escambia County, Florida on this 19th day of April, 2022.

John B. Trawick Special Magistrate Office of Environmental Enforcement

Page 3 Of 3

Recorded in Public Records 8/13/2018 11:22 AM OR Book 7948 Page 507, Instrument #2018063510, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording 844.00

Recorded in Public Records 8/13/2018 9:40 AM OR Book 7948 Page 236, Instrument #2018063463, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording 844.00

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

PETITIONER
ESCAMBIA COUNTY FLORIDA.

CASE NO: CE18041202Z LOCATION: 2100 PULLMAN CIR PR#: 1328304100130062

VS.

WILLIAM TINDALL PO BOX 19841 PENSACOLA, FL 32523

RESPONDENT

ORDER

This CAUSE having come before the Office of Environmental Enforcement
Special Magistrate on the Petition of the Environmental 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
Enforcement Officer and the Respondent or representative, thereof, William Tourist
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 following Code of Ordinance(s) has occurred and continues.

ď	42-196 (a) Nuisance Conditions
M	42-196 (b) Trash and Debris
	42-196 (c) Inoperable Vehicle(s); Described
	42-196 (d) Overgrowth

Order: QuickView_Gtr Gte
Doc: FLESCA:7948-00507~12033

BK: 7948 PG: 508 BK: 7948 PG: 237 2 30-203 Unsafe Building; Described as Main Structure Accessory Building(s) 94-51 Obstruction of County Right-of-Way (ROW) ☐ 82-171 Mandatory Residential Waste Collection ☐ 82-15 Illegal Burning ■ 82-5 Littering Prohibited ☐ LDC Chapter 3 Commercial in residential and non-permitted use ☐ LDC Chapter 2 Article 3 Land Disturbance without permits LDC Chapter 5 Article 8 Prohibited Signs, Un-permitted Sign Row ☐ LDC Sec 4-7.9 Outdoor Storage ☐ Other □ Other_____ ☐ Other ☐ Other Other THEREFORE, The Special Magistrate being otherwise fully advised in the premises; it is hereby ORDERED that the RESPONDENT shall have until 10-4. 20 to correct the violation and to bring the violation into compliance.

Order: QuickView_Gtr Gte
Doc: FLESCA:7948-00507~12033

238
Corrective action shall include:
Complete removal of all contributing nuisance conditions; trash, rubbish, overgrowth and legally dispose of. Maintain clean conditions to avoid a repeat violation.
☐ Remove vehicle. Repair vehicle or store in rear yard behind 6' opaque fencing
Obtain building permit and restore structure to current building codes or, obtain demolition permit and remove the structure(s), legally disposing of all debris.
☐ Remove all structures, signs, vehicles, etc. from County ROW; refrain from further obstruction.
☐ Subscribe for residential waste collection with a legal waste collection service and comply with solid waste disposal methods
☐ Immediately cease burning and refrain from future burning
Remove all refuse and dispose of legally and refrain from future littering
☐ Rezone property and conform to all performance standards or complete removal of the commercial or industrial entity
☐ Obtain necessary permits or cease operations
☐ Acquire proper permits or remove sign(s)
☐ Other
☐ Other
☐ Other
☐ Other

O Other _____

Order: QuickView_Gtr Gte
Doc: FLESCA:7948-00507~12033

BK: 7948 PG: 510

BK: 7948 PG: 239

If you fail to fully correct the violation within the time required, you will be per day, commencing 10-7, 2015. This daily assessed a fine of \$ 10 fine shall continue until this violation is abated and the violation brought into compliance or until as otherwise provided by law. YOU ARE REQUIRED, immediately upon your full correction of this violation(s), to contact the Escambia County Environmental 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 take whatever measurers are necessary to abate the violation for you. These measurers could include, but are not limited to, DEMOLISHING YOUR STRUCTURE (S), LEGALLY DISPOSING OF ALL CONTRIBUTING CONDITIONS, AND TOWING OF DESCRIBED VEHICLE (S). The reasonable cost of such will be assessed against you and will constitute a lien on the property. Costs in the amount of \$23 are 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 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.

Order: QuickView_Gtr Gte
Doc: FLESCA:7948-00507~12033

BK: 7948 PG: 511 Last Page

BK: 7948 PG: 240 Last Page

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 3363 W Park Place, Pensacola, Florida 32505 and the Escambia County Circuit Court at the M.C. Blanchard Judicial Building, 190 Governmental Center, Pensacola, Florida 32501, no later than 30 days from the date of this 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 Coulogo Florida on the 7th day of August, 2018.

Qregory Farrar Special Magistrate

Office of Environmental Enforcement

GERTIFIED TO BE A TRUE COPY OF THE

ORIGINAL ON FILE IN THIS OFFICE

ORIGINAL ON FILE IN THIS OFFICE

PAM CHILDERS

PAM CHILDERS

ESCAMBIA COUNTY, FLORIDA

BY

DATE: 08/13/2000

Order: QuickView_Gtr Gte
Doc: FLESCA:7948-00507~12033

Recorded in Public Records 3/8/2023 3:07 PM OR Book 8941 Page 199, Instrument #2023018170, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording \$10.00

Recorded in Public Records 3/8/2023 2:36 PM OR Book 8941 Page 82, Instrument #2023018133, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording \$10.00

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

ESCAMBIA COUNTY, FLORIDA

VS.

TINDALL, WILLIAM PO BOX 19041 PENSACOLA, FL 32523 Case No: CE18041202Z Location: 2100 PULLMAN CIR PR #: 132S304100130002

Cost 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 and the Special Magistrate having found the Respondent in violation of Escambia County Code of Ordinances.

Escambia County has confirmed that the property has been brought into compliance per the Special Magistrate Order. 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 8/7/2018.

Itemized Cost

Daily fines\$15,580.00Fines\$0.00Court Cost\$235.00County Abatement Fees\$0.00Administrative Costs\$0.00Payments\$0.00

Total: \$15,815.00

DONE AND ORDERED at Escambia County, Florida on

Special Magistrate

\$10.00 Per Day From: <u>08/07/2018</u> To: <u>01/12/2023</u>

Office of Environmental Enforcement

CLERK OF THE CIRCUIT COURT & COMPTROLLER

ESCAMBIA COUNTY, FLORIDA

DATE: 3-8-202

Recorded in Public Records 05/12/2015 at 04:13 PM OR Book 7343 Page 557. Instrument #2015035676, Pam Childers Clerk of the Circuit Court Escambia County, FL

Recorded in Public Records 06/03/2009 at 03:58 PM OR Book 6467 Instrument #2009037047, Ernie Lee Magaha Clerk of the Circuit Court Escambia County, FL

IN THE CIRCUIT COURT IN AND FOR ESCAMBIA COUNTY, FLORIDA

STATE OF FLORIDA

Clerk Number: 1708CF006069A

Division: F Plaintiff.

Date of Birth: 10/31/1943

Sex: M

VS.

Race: W SS#: I

WILLIAM MORRIS TINDALL,

Defendant.

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

JAN SHACKELFORD CIRCUIT JUDGE

KERRA A SMITH, Assistant State Attorney IAMES M BURNS, Defense Attorney

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

00028718848

Dkt: CLVICT Pg#:

Order: QuickView_Gtr Gte Doc: FLESCA:7343-00557~12033 Page 1 of 1

Recorded in Public Records 07/08/2011 at 04:25 PM OR Book 6739 Page 849, Instrument #2011046255, Ernie Lee Magaha Clerk of the Circuit Court Escambia County, FL Recording \$44.00

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 ENFOREMENT SPECIAL MAGISTRATE IN AND FOR THE COUNTY OF ESCAMBIA, STATE OF FLORIDA

ESCAMBIA COUNTY, FLORIDA

₩..

CASE NO.: CE#11-06-61278 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)(e), 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 AJ were submitted by the County and Exhibit I 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

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Certified to be a true copy
the original on file in this office;
Witness my hand and official Feather
ERNIE LEE MAGAHA
Clerk of the Circuit Court
Escambia County, Florida
By: 101 42 horizes D. Sale

Order: QuickView_Gtr Gte
Doc: FLESCA:6739-00849~12033

BK: 6739 PG: 850

BK: 6739 PG: 806

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

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Order: QuickView_Gtr Gte
Doc: FLESCA:6739-00849~12033

BK: 6739 PG: 851

BK: 6739 PG: 807

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 it 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 l. 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.

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I 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. Tindail does appear to be in violation thereof.

BK: 6739 PG: 852

BK: 6739 PG: 808

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.

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Order: QuickView_Gtr Gte
Doc: FLESCA:6739-00849~12033

BK: 6739 PG: 853 Last Page

BK: 6739 PG: 809 Last Page

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 optifis 6th day of July, 2011.

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

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Order: QuickView_Gtr Gte
Doc: FLESCA:6739-00849~12033

Recorded in Public Records 12/12/2011 at 02:21 PM OR Book 6796 Page 405, Instrument #2011088022, Ernie Lee Magaha Clerk of the Circuit Court Escambia County, FL Recording \$10.00

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# 1328304100130002

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, F	lorida on this	day of Deut 2011.

Special Mügistrate

Office of Europemental Enforcement

Order: QuickView_Gtr Gte Doc: FLESCA:6796-00405~12033 Recorded in Public Records 12/09/2011 at 11:32 AM OR Book 6795 Page 584, Instrument #2011087376, Ernie Lee Magaha Clerk of the Circuit Court Escambia County, FL

13907

State of Alabama Unified Judicial System Case Number CERTIFICATE OF EXEMPLIFICATION Farm C-36 Rev. 10/99 DV-2011-90073: STATE OF ALABAMA MOBILE DISTRICT COURT OF __ ALABAMA IN THE (Name of County) (Circuit or District) Bayou Concrete, division of G v. William Tindall (State of Alabama or Plaintiff) Gulf Defendant JO JO SCHWARZAUER . 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. Bob Sherling Judge of the above-named court, to hereby certify that, JO JO SCHWARZAUER , 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, and the to this/her official acts. I further certify that the seal affixed to the Exemplification is the seal of the court, and that the seal affixed to the Exemplification is the seal of the court, and that the seal affixed to the Exemplification is the seal of the court, and that the seal affixed to the Exemplification is the seal of the court, and that the seal affixed to the Exemplification is the seal of the court, and the seal affixed to the Exemplification is the seal of the court, and the seal affixed to the Exemplification is the seal of the court. form of law. Jude Date JO JO SCHWARZAUER Clerk of the above-named court, do hereby certify that Bbb Sherling , 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.

Case: 2011 CC 004129

00033340774

Dkt: CC1125 Pg#:

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BK: 6795 PG: 585 Last Page

AVS0312

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

CLER OF A STATE OF THE STATE OF

ÓPERATOR: LAL PREPARED: 05/25/2011

PLAINTIFF'S ATTORNEY:

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

Order: QuickView_Gtr Gte
Doc: FLESCA:6795-00584~12033

Recorded in Public Records 09/05/2007 at 03:44 PM OR Book 6212 Page 967, Instrument #2007085378, Ernie Lee Magaha Clerk of the Circuit Court Escambia County, FL Recording \$18.50

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.

IMIN NO. 13 P 4 26

/ 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

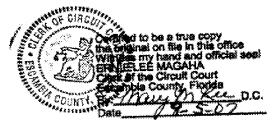
 Highway 87, North, Milton, Florida 32570, \$41,776.91 that is due on the Promissory Note, plus prejudgment interest in the amount of \$4,721 for a total of \$46,49827

 FOR WHICH LET EXECUTION ISSUE.
 - 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

10th day of August, 2007

JAN SHACKLEFORD GIRCHIT JUDGE



00086558677 Dkt: CA1036 Pg#:

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Order: QuickView_Gtr Gte
Doc: FLESCA:6212-00967~12033

Page 1 of 2

BK: 6212 PG: 968 Last Page

BK: 6201 PG: 1793 Last Page

Conformed copies to:

Oscar J. Locklin 4557 Chumuckla Highway Pace, Florida 32571

Patrick J. Hammergren 25 West Cedar Street Suite 430 Pensacola, FL 32502 Recorded in Public Records 09/05/2007 at 03:44 PM OR Book 5212 Page 969, Instrument #2007085379, Ernie Lee Magaha Clerk of the Circuit Court Escambia County, FL Recording \$18.50

IN THE CIRCUIT COURT IN AND FOR ESCAMBIA COUNTY, FLORIDA

JAMES M. HOPMEIER.	*****	M
Plaintiff,		1 350
v.		án
WILLIAM M. TINDALL	SEASON SE	U بيا
Defendant.	₽ Q	لنبا
/ CASE NO. 2006 CA 002124		
JUDGMENT FOR ATTORNEY FEES AND TAXABLE COSTS		ward
THIS CAUSE having come before the Court on the Plaintiff's Motion		
Attorney Fees and Taxable Costs, and the Court having reviewed the pl	leadings	ano
otherwise being advised in the premises, it is hereby ORDERED AND ADJUD	GED:	
1. The Court finds that with regard to attorney fees, 27	hours	are a
reasonable number of hours to be expended in connection with this	action,	that
\$ 12500 per hour is a reasonable rate, and that no enhancement or reduct	ion of th	ie fee
prayed for is appropriate. With regard to paralegal fees, the Court finds th		
hours are a reasonable number of hours to be expended in connection with th	is action	and
that \$\frac{76^2}{per hour is a reasonable rate.}		
2. Plaintiff, James M. Hopmeier of 7980 Highway 87, North, Mi	ilton, Fl	orida
32570, shall recover from Defendant \$ 4900 = in attorne	ys fees	and
s 420 °° in costs for a total of \$ 4920 °°		

FOR WHICH LET EXECUTION ISSUE.

Case: 2506 CA 502124 50058058787 Dkt: CA1310 Pg#:

52

Order: QuickView_Gtr Gte
Doc: FLESCA:6212-00969~12033

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It is further ORDERED AND ADJUDGED that the judgment debtor shall complete under oath Florida Rule of Civil Procedure Form 1.977 (Individual Fact Information Sheet), including all required attachments, and serve it on the judgment creditor's attorney, within 49 days from the date of this final judgment, unless the final judgment is satisfied or post-judgment discovery is stayed.

Jurisdiction of this case is retained to enter further orders that are proper to compel the judgment debtor to complete Florida Rule of Civil Procedure Form 1.977, including all required attachments, and serve it on the judgment creditor's attorney.

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

5 day of Septemby, 2007.

JAN SHACKLEFORD IRCUIT JUDGE

Conformed copies to:

Oscar J. Locklin 4557 Chumuckla Highway Pace, Florida 32571

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

"CERTIFIED TO BE A TRUE COPY OF THE ORIGINAL ON FILE IN THIS OFFICE WITNESS MY HAND AND OFFICIAL SEAL ERNIE LEE MAGAHA, ELERK

Order: QuickView_Gtr Gte Doc: FLESCA:6212-00969~12033 Requested By: codycampbell, Printed: 7/13/2021 11:55 AM

STATE OUNTY

Recorded in Public Records 02/13/2008 at 12:23 PM OR Book 6286 Page 1939, Instrument #2008011462, Ernie Lee Magaha Clerk of the Circuit Court Escambia County, FL

IN THE CIRCUIT COURT IN AND FOR ESCAMBIA COUNTY, FLORIDA

JAMES M. HOPMEIER,

Plaintiff,				Sec.
Ÿ,		E	-n	38
WILLIAM M. TINDALL		2° €	-	202 702 702
Defendant.		800 000 000	Þ	
		95	چہ س	76
	/ CASE NO.	2006 CA 002\$24	فسد	

SECOND JUDGMENT FOR ATTORNEY FEES AND TAXABLE COSTS

THIS CAUSE having come before the Court on the Plaintiff's Second Motion to Award Attorney Fees and Taxable Costs, and the Court having reviewed the pleadings and otherwise being advised in the premises, it is hereby ORDERED AND ADJUDGED:

- 1. The Court finds that with regard to attorney fees, 38.82 hours are a reasonable number of hours to be expended in connection with this action, that \$125.00 per hour is a reasonable rate, and that no enhancement or reduction of the fee prayed for is appropriate. With regard to paralegal fees, the Court finds that 13.28 hours are a reasonable number of hours to be expended in connection with this action and that \$75.00 per hour is a reasonable rate.
- Plaintiff, James M. Hopmeier of 7980 Highway 87, North, Milton, Florida
 32570, shall recover from Defendant \$5,848.50 in attorneys fees and \$1,010.00 in costs for a total of \$6,858.50.

FOR WHICH LET EXECUTION ISSUE.

Case: 2006 CA 002124 00003696242 Dkt: CA1036 29#:

B

Order: QuickView_Gtr Gte
Doc: FLESCA:6286-01939~12033

It is further ORDERED AND ADJUDGED that the judgment debtor shall complete under oath Florida Rule of Civil Procedure Form 1.977 (Individual Fact Information Sheet), including all required attachments, and serve it on the judgment creditor's attorney, within 45 days from the date of this final judgment, unless the final judgment is satisfied or post-judgment discovery is stayed.

Jurisdiction of this case is retained to enter further orders that are proper to compel the judgment debtor to complete Florida Rule of Civil Procedure Form 1.977, including all required attachments, and serve it on the judgment creditor's attorney.

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

the Bornary 2007.

JAN SHACKLEFORD SIRCUJI JUDGE

Conformed copies to:

Oscar J. Locklin
4557 Chumuckla Highway 4 100 108 08
Pace, Florida 32571

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

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Recorded in Public Records 03/24/2006 at 11:58 AM OR Book 5868 Page 729, Instrument #2006029914, Ernie Lee Magaha Clerk of the Circuit Court Escambia County, FL Recording \$61.00

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

Vş.

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, 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 Attache Certified to be a true copy of has occurred and continues. of cincuit cothe original on file in this office Witness my hand and official seal ERNIE LEE MAGAHA Glerk of the Circuit Court statembia County, Fibrida Syl Date:

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THEREFORE, The Special Magistrate being otherwise fully advised in
the premises; it is hereby ORDERED that: william Two AM
shall have until, 2006 to correct the violation and to bring the violation
into compliance. Corrective action shall include:
SEE AHACHED
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 S 150.00 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
Rowal at County Commissioner must make all responship rensire necessary to bring the

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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 267

of .

Robert O'Beasley

,2006.

Special Magistrate,

Office of Environmental Code Enforcement

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

ESCAMBIA COUNTY, FLORIDA

CASE NO.: 05-03-1019

Location: 2100 Pullman Circle PR# 132S30-4100-130-002

William Tindall 2100 Pullman Circle Pensacola, FL 32506

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

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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

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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 (2nd 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

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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.

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

ESCAMBIA COUNTY, FLORIDA

V\$

Case No: CE05031019 Location: 2100 PULLMAN CIR PR #: 132S304100130002

TINDALL, WILLIAM PO BOX 19041 PENSACOLA, FL 32523

Cost 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 and the Special Magistrate having found the Respondent in violation of Escambia County Code of Ordinances.

Escambia County has confirmed that the property has been brought into compliance per the Special Magistrate Order. 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 3/20/2006.

Itemized Cost

 Daily fines
 \$121,000.00

 Fines
 \$0.00

 Court Cost
 \$650.00

 County Abatement Fees
 \$0.00

Administrative Costs \$0.00 Payments \$0.00

Total: \$121,650.00

DONE AND ORDERED at Escambia County, Florida on

ب س

> John B. Trawick Special Magistrate Office of Environmental Enforcement

\$250.00 Per Day From: <u>05/21/2006</u> To: <u>09/17/2007</u>

I HEREBY CERTIFY THAT THIS ODCUMENT IS A TRUE AND CORRECT COPY OF AN OFFICIAL RECORD ON DOCUMENT AUTHORIZED BY LAW TO BE RECORDED ON FILED MAD ACTUALLY RECORDED OR FILED IN THE OFFICE OF THE ESCAMBLE COUNTY CLERK OF THE CIRCUIT COURT. THIS DOCUMENT MAY NAVE REDACTIONS AS REQUIRED BY LAW.



Digitally signed by The Honorable Pam Childers Date: 2022.04.27 15:11:38 -05:00 Escambia County Clerk of the Court and Comptroller Location: 190 W Government St., Pensacola, FL 32502