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CLERK OF COURT  
HERNANDO COUNTY, FLORIDA

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IN THE CIRCUIT COURT  
OF THE FIFTH JUDICIAL  
CIRCUIT, IN AND FOR  
HERNANDO COUNTY,  
FLORIDA

CASE NO. 92-869-CA-01

KEVIN and BARBARA WHITE,  
Plaintiffs,

vs.

DAVID TARDIFF, a single individual,  
and LYNDIA TARDIFF, a single individual,  
and FIRST FLORIDA BANK, N.A., a Florida  
corporation,

Defendants.

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**FINAL JUDGMENT OF PARTITION**

THIS CAUSE having come on to be heard on Plaintiff WHITE's Motion For Entry Of Final Judgment Of Partition, said Motion being duly noticed to all parties, and having heard argument of counsel and being otherwise advised in the premises, and this Court having previously entered Final Summary Judgment on January 11, 1993, finding that Plaintiff WHITE are entitled to partition of the subject property as a matter of right and finding further that Plaintiff WHITE's right of partition is superior as a matter of law to Defendant FIRST FLORIDA BANK's judgment lien against Defendant DAVID TARDIFF personally and being lodged against the entire subject real property, it is hereby;

**FINAL ORDER  
PAGE TWO**

ORDERED AND ADJUDGED

That Plaintiff WHITE shall have partitioned and set apart to Plaintiff WHITE in Fee Simple the following real property to be held in the ESTATE BY THE ENTIRETIES and not as Joint Tenants in Common, to-wit:

The south 1/2 of the southeast 1/4 of the southwest 1/4 of the northwest 1/4 of Section 10, Township 22 South, Range 18 East, Hernando County, Florida, except the westerly 25 feet and the southerly 50 feet thereof to be used for road right-of-way purposes.  
(hereinafter, Parcel I)

That the Defendant DAVID TARDIFF and the Defendant LYNDIA TARDIFF shall have partitioned and set apart to said Defendants in Fee Simple the following property to be held as JOINT TENANTS IN COMMON and not in the Estate by the Entireties, to-wit:

The north 1/2 of the southeast 1/4 of the southwest 1/4 of the northwest 1/4 of Section 10, Township 22 South, Range 18 East, Hernando County, Florida, except the westerly 25 feet thereof to be used for road right-of-way purposes.  
(hereinafter, Parcel II)

That the Final Judgment dated June 5, 1989, in the amount of \$27,369.24 in favor of Defendant FIRST FLORIDA BANK and against Defendant DAVID TARDIFF personally, and which heretofore constituted a lien against the entire subject real property, shall be shifted to and constitute a Judgment Lien against only that

**FINAL ORDER  
PAGE THREE**

portion of the subject real property (Parcel II) that has been by this Final Order of Partition set aside and apart to Defendant DAVID TARDIFF and said Judgment Lien is hereby canceled, released, and forever removed from the subject real property that has been by this Final Order of Partition set aside and apart to Plaintiff WHITE (Parcel I).

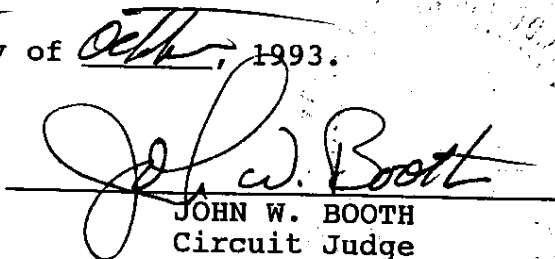
IT IS FURTHER ORDERED AND ADJUDGED;

That pursuant to Rule 1.570 of the Florida Rules of Civil Procedure this Final Order shall operate upon it's execution as a valid transfer and conveyance and vesting of title of the above described real properties as outlined herein. This Final Order shall be effective notwithstanding any disability of a party.

IT IS FURTHER ORDERED AND ADJUDGED;

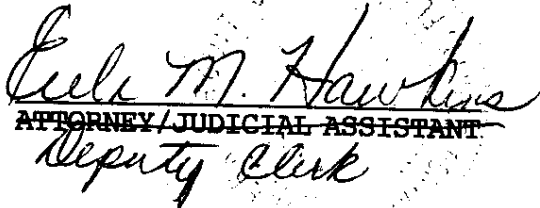
That Plaintiff WHITE are entitled to recovery of their costs and reasonable attorney's fees incurred in this instant action; the Commissioners - SKIP SAMPLES, KENT EPPLEY, and JOE JOHNSTON, III - are entitled to recovery of reasonable Commissioner's fees for services rendered in this instant action; and this court shall retain jurisdiction to determine a reasonable attorney's fee and costs to Plaintiff WHITE and determine a reasonable Commissioner's fee for services rendered by the Commissioners.

DONE AND ORDERED this 27th day of Oct, 1993.

  
JOHN W. BOOTH  
Circuit Judge

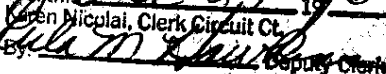
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished this 27 day of Oct, 1993, by regular U.S. Mail, postage pre-paid, to: **ROBERT L. McDONALD, JR., ESQUIRE**, of Cramer, Haber, McDonald & Levine, 1311 North Church Avenue, Tampa, Florida 33607, ATTORNEY FOR DEFENDANT FIRST FLORIDA BANK N.A.; **DEFENDANT DAVID TARDIFF**, 1200 Tarpin Woods Boulevard, Unit N-2, Palm Harbor, Florida 34698; **DEFENDANT LYNDA TARDIFF**, 1732 Patricia Avenue, Dunedin, Florida 34698; **COMMISSIONER SKIP SAMPLES**, 20 North Main, Room 245, Brooksville, Florida 34601; **COMMISSIONER KENT EPPLEY**, Gulf Coast Title Company, 111 North Main, Brooksville, Florida 34601; **COMMISSIONER JOE JOHNSTON III**, Johnston & Sasser, P.A., 29 South Brooksville Avenue, Brooksville, Florida 34601; **JAMES S. CURRY, ESQUIRE**, of McLeod, McLeod & McLeod, P.A., 48 East Main Street, Post Office Drawer 950, Apopka, Florida 32704-0950, ATTORNEY FOR PLAINTIFF WHITE.

  
~~ATTORNEY/JUDICIAL ASSISTANT~~  
Deputy Clerk

**R** JAMES S. CURRY, Esq.  
48 E. MAIN STREET  
P.O. DRAWER 950  
APOPKA, FLA. 32704-0950

STATE OF FLORIDA  
COUNTY OF HERNANDO  
This is to certify that the  
foregoing is a true and correct  
copy of the original on file  
in my office.

Witness my hand and official  
seal this 27 day of Oct, 1993  
Eula M. Hawkins, Clerk Circuit Ct.  
By  Deputy Clerk