

IN THE CIRCUIT COURT IN AND FOR SUMTER COUNTY, FLORIDA

SUMTER COUNTY, FLORIDA

Petitioner,

Case No. 2009-CA-000476

v.

**TURKEY RUN 2, a Florida limited liability company, et al.,**

**Parcels: 127**

Respondents.

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**MEDIATED SETTLEMENT AGREEMENT**

As a result of a Mediation Conference held on September 1, 2010, the parties reached the following Settlement Agreement:

1. This settlement is contingent upon Sumter County Board of County Commissioners approval by no later than next regularly scheduled BOCC meeting on 9/14/10.

2. Petitioner, **Sumter County** will pay to Respondents, **Patricia A. Paxton, Richard T. Austin and Michael J. Barry**, the sum of Ninety thousand dollars and no cents (\$90,000) with credit for the amount previously deposited of \$41,050.00 in full settlement of all claims for compensation from Petitioner whatsoever, but excluding attorney's fees, experts' fees, and costs, and subject to apportionment.

3. In addition to the settlement amount referenced in Paragraph 1 of this Agreement, Petitioner will pay \$16,153.50 in total attorney's fees and \$326.25 in attorney litigation costs in this case, including fees related to monetary and non-monetary benefits and supplemental proceedings, if any.

4. In addition to the settlement amount referenced in Paragraph 1 of this Agreement, Petitioner will pay \$24,659.00 in total experts' fees and costs in this case.

5. Counsel for Petitioner and Respondent will jointly submit to the Court for signature a mutually approved Stipulated Final Judgment within 30 days of BOCC approval.

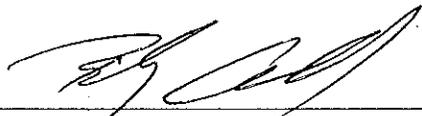
6. Respondent shall convey by Quitclaim deed to Sumter County the disputed area of maintained right of way within 30 days of BOCC approval

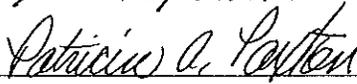
7. Petitioner will pay Respondent the balance due of \$ 90,088,75 within thirty (30) days of the actual date of receipt by the Petitioner's counsel of a conformed copy of the aforesaid Stipulated Final Judgment from the Court.

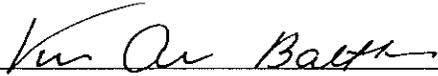
6 Attached hereto is an addendum to this Agreement.

\_\_\_\_\_ Yes        X   No

7. This Agreement, dated September 1, 2010, contains all of the agreements of the parties.

  
\_\_\_\_\_  
Sumter County Representative  
*Bradley Arnold*

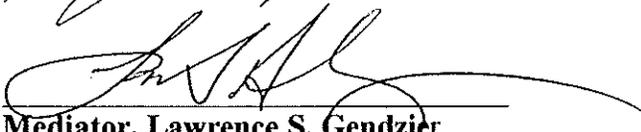
  
\_\_\_\_\_  
Patricia A. Paxton

  
\_\_\_\_\_  
Attorney for Sumter County  
Vivian Arenas Battles

  
\_\_\_\_\_  
Richard T. Austin

  
\_\_\_\_\_  
Michael A. Barry

  
\_\_\_\_\_  
Tom Callan

  
\_\_\_\_\_  
Mediator, Lawrence S. Gendzier