IN THE DISTRICT COURT OF APPEAL

FIRST DISTRICT, STATE OF FLORIDA

SANTA ROSA II, INC., SANTA ROSA THREE, INC., and LEE MADDAN,

NOT FINAL UNTIL TIME EXPIRES TO FILE MOTION FOR REHEARING AND DEPOSITION THEREOF IF FILED

Appellants,

V.

D E P A R T M E N T O F ENVIRONMENTAL PROTECTION,

Appellee.

Opinion filed March 22, 2005.

CASE NO. 1D03-4768

SAR -8 A II: 28

03-2040

RAH CWS

An appeal from an order of the Department of Environmental Protection.

Bert Moore of Bert Moore, P.A., Niceville, for Appellants.

Thomas M. Beason, Acting General Counsel; Charles T. "Chip" Collette and Kelli M. Dowell, Senior Assistant General Counsels, Florida Department of Environmental Protection, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED.

ERVIN, PADOVANO and LEWIS, JJ., CONCUR

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