



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: August 31, 1995
TO: JoAnne Jackson, Division of Records and Reporting
FROM: Pat Brady, Division of Water and Wastewater *pb*
RE: DOCKET NO. 941044-WS, Resolution of Board of County Commissioners of Charlotte County declaring Charlotte County subject to the provisions of Chapter 367, Florida Statutes - Request for exemption for provision of water and wastewater service by FANTASY ISLAND CONDOMINIUM ASSOCIATION, INC.

Please add the attached letter from Ms. Cora de Jonge of Fantasy Island Condominium Association to the docket file as response to verbal notification of deficiency. Thank you.

Attachment

cc: Ralph Jaeger (with attachment)

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- LIN _____
- OPC _____
- RCH _____
- SEC / _____
- WAS _____
- OTH _____

DOCUMENT NUMBER-DATE

08583 SEP-1 8

FPSC-RECORDS/REPORTING

TRIO ENGLEWOOD, INC.
2767 NORTH BEACH ROAD, # 208
ENGLEWOOD, FLA. 34223

Ms. Patricia Brady (WAW)
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Fla. 32399-0850

August 25, 1994

Re.: Waste Water Treatment Plant
Fantasy Island Condominium Association, Inc.

Dear Ms. Brady,

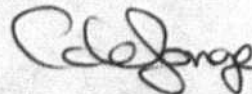
We herewith refer to our telephone conversation regarding the above mentioned application.

To complete the application you have requested us to provide you with proof that the above mentioned Association is the owner of the waste water treatment plant. The treatment plant is part of the common elements of the Association and as such each unit owner owns a 1/28 th share of the plant as they do in the pool, the roads, and other common elements. To show such ownership, we are enclosing a copy of a typical deed as they have been provided by the developer Trio Englewood, Inc. to each unit owner as the units have been sold.

Please be advised that the Association became home owner controlled on April 27, 1991. Even though the Association was turned over as per that date, the developer, at this time still owns 5 units. An affidavit attesting to these facts is enclosed.

We trust to have been of service to you,
and remain,

yours truly,
TRIO ENGLEWOOD, INC.



Cora de Jonge
Secretary/Treasurer

RECEIVED

AUG 30 1995

Florida Public Service Commission
Division of Water and Wastewater

AFFIDAVIT

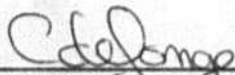
IN RE:

RESOLUTION OF BOARD OF COUNTY
COMMISSIONERS OF CHARLOTTE COUNTY
DECLARING CHARLOTTE COUNTY SUBJECT
TO THE PROVISIONS - REQUEST FOR
EXEMPTION FOR PROVISION OF WATER
AND WASTEWATER SERVICE BY FANTASY
ISLAND CONDOMINIUM ASSOCIATION, INC.

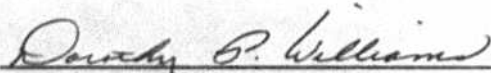
DOCKET NO. 941044-WS

I, Cornelia de Jonge, do solemnly swear or affirm that the facts stated below are true and correct:

The above referenced Association became home owner controlled on April 27, 1991. Further, the waste water treatment plant is owned by the unit owners of the Fantasy Island Condominium Association Inc. thru their ownership of 1/28th of the common elements as described in their deeds filed in the Public Records of Charlotte County.


BY: Cornelia I.G. de Jonge
Secretary/Treasurer
Trio Englewood, Inc.

Subscribed and sworn to before me this 25th
of August, 1995.


Dorothy P. Williams
Notary Public.



"OFFICIAL SEAL"
Dorothy P. Williams
My Commission Expires 7/30/97
Commission #CC 289858

WARRANTY DEED

MADE and executed this 15th day of December 1986, by TRIO ENGLEWOOD INC., a corporation existing under the laws of the State of Florida, and having its principal place of business at 2765 North Beach Road, Englewood,

LAWRENCE J. BAUER, JR. and RITA C. BAUER, husband and wife, whose address is 2621 West Lake Fern Road, Lutz, Florida 33549

hereinafter called the Grantee:

WITNESSETH: That the Grantor, for and in consideration of the sum of Ten (\$10.00) Dollars and other valuable considerations, receipt whereof is hereby acknowledged, by these presents does grant, bargain, sell, alien, remise, release, convey and confirm unto the grantee, all that certain land situate in Charlotte County, Florida, to-wit:

Condominium Unit No. 109 . Building C, of FANTASY ISLAND, a Condominium pursuant to Declaration of Condominium recorded in O.R. Book 649, Pages 1439 thru 1518, Public Records of Charlotte County, Florida, together with an undivided 1/28th interest in the common elements and all other appurtenances as set forth in the Declaration of Condominium and provided by law.

SUBJECT TO Declaration of Condominium and By-Laws of the Condominium Association; Conditions, limitations, restrictions, reservations and easements now of record or hereafter granted by grantee or imposed by governmental authorities having jurisdiction or control over the within described property; zoning, building code, ordinances, regulations, rights or interests vested in any local, county, state or federal government or agency; Taxes for the year of 1986 and subsequent years.

TOGETHER with all the tenements, hereditaments and appurtenance thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever.

AND the grantor hereby covenants with said grantee that is is lawfully seized of said land in fee simple ; that it has good right and lawful authority to sell and convey said land; that it hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances.

IN WITNESS WHEREOF the grantor has caused these presents to be executed in its name and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized the day and year first above written.

ATTEST:

[Signature]
Secretary

TRIO ENGLEWOOD, INC.

[Signature]
Lucas Pieter DeJonge, President

STATE OF FLORIDA
COUNTY OF SARASOTA

I HEREBY CERTIFY that on this day before me, an officer duly authorized to take acknowledgments, personally appeared LUCAS PIETER DeJONGE and CORNELIA IDA GEERTRUIDA DeJONGE, President and Secretary respectively of the TRIO ENGLEWOOD, INC, a Florida corporation, and that they severally acknowledged executing the same freely and voluntarily under authority duly vested in them by said corporation and that the seal affixed is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State aforesaid this 17th day of December, 1986.

[Signature]
Notary Public

My Commission Expires: Notary Public State of Florida
MY COMMISSION EXPIRES Feb. 6, 1989
Bonded Thru Troy Fein - Insurance, Inc.