

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer of water facilities from Alturas Water Works to Keen Sales, Rentals and Utilities, Inc. in Polk County, cancellation of Alturas' Certificate No. 591-W, and amendment of Keen's Certificate No. 582-W to include additional territory.

DOCKET NO. 980536-WU
ORDER NO. PSC-99-0431-FOF-WU
ISSUED: March 3, 1999

The following Commissioners participated in the disposition of this matter:

JOE GARCIA, Chairman
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.

ORDER CORRECTING ORDER NO. PSC-98-1752-FOF-WU
TO REFLECT ACCURATE TERRITORY DESCRIPTION
AND CLOSING DOCKET

BY THE COMMISSION:

On April 20, 1998, Alturas Water Works (Alturas) submitted an application for transfer of water facilities to Keen Sales, Rentals and Utilities, Inc., (Keen). The transfer was approved by Order No. PSC-98-1752-FOF-WU, issued on December 22, 1998, in Docket No. 980536-WU. That Order also canceled Certificate No. 591-W, held by Alturas, amended Certificate No. 582-W, held by Keen, to include the territory served by Alturas, and closed the docket.

Subsequent to issuance of the Order, it was discovered that there was an error in the first line of the territory description shown on Attachment A of Order No. PSC-98-1752-FOF-WU. Docket No. 980536-WU was reopened so that the territory could be corrected.

DOCUMENT NUMBER-DATE

02707 MAR-38

FPSC-RECORDS/REPORTING

ORDER NO. PSC-99-0431-FOF-WU
DOCKET NO. 980536-WU
PAGE 2

The word "South" was inadvertently omitted from the first line of the territory description. The first line of the description reads as follows:

In Township 30, Range 26 East, Section 16, Polk County,
Florida

The first line should read:

In Township 30 South, Range 26 East, Section 16, Polk
County, Florida

The correction does not affect any customers or add any additional area to Keen's certificated territory. The mistake appears to be a scrivener's error. Accordingly, we find it appropriate to correct Order No. PSC-98-1752-FOF-WU to reflect the correct territory description as shown on Attachment A of this Order, which by reference is incorporated herein. The utility provided tariff sheets reflecting the correct description.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the request of Keen Sales, Rentals and Utilities, Inc., 685 Dyson Road, Haines City, Florida 33844, to correct the scrivener's error in the territory description approved by Order No. PSC-98-1752-FOF-WU is hereby granted. The Order is hereby corrected to reflect the correct territory description as shown on Attachment A of this Order, which by reference is incorporated herein. It is further

ORDERED that Docket No. 980536-WU is hereby closed.

ORDER NO. PSC-99-0431-FOF-WU
DOCKET NO. 980536-WU
PAGE 3

By ORDER of the Florida Public Service Commission this 3rd day of March, 1999.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

ALC

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

ORDER NO. PSC-99-0431-FOF-WU
DOCKET NO.. 980536-WU
PAGE 4

ATTACHMENT A

KEEN SALES, RENTALS AND UTILITIES, INC.

Corrected Territory Description

WATER SERVICE AREA

POLK COUNTY

In Township 30 South, Range 26 East, Section 16, Polk County, Florida:

The Northeast 1/4 less the Northwest 1/4 of the Northeast 1/4 and less the Northwest 1/4 of the Northeast 1/4 of the Northeast 1/4 and less Star Lake.

The Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4.

The North 480 feet of the Southeast 1/4.

The East 672 feet of the Southeast 1/4 less the South 672 feet.