

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for amendment of ) DOCKET NO. 900455-WU  
Certificate No. 427-W in Marion County )  
by Windstream Utilities Company. ) ORDER NO. 24375  
 )  
 ) ISSUED: 4/17/91

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ORDER AMENDING CERTIFICATE TO INCLUDE  
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On May 10, 1990, Windstream Utilities Company (Windstream or Utility) filed an application with this Commission to amend Certificate No. 427-W to include additional territory in Marion County, Florida. The application is in compliance with Section 367.045, Florida Statutes, and other statutes and administrative rules concerning an application for amendment of certificate. In particular, the notarized application contains:

1. A filing fee in the amount of \$150, as prescribed by Rule 25-30.020, Florida Administrative Code.
2. Adequate service territory and system maps and a territory description, as prescribed by Rule 25-30.035, Florida Administrative Code. The additional territory in Marion County is described in Attachment A of this Order.
3. Proof of notice to interested governmental and regulatory agencies and utilities within a four-mile radius of the territory, and proof of advertisement in a newspaper of general circulation in Marion County, as prescribed by Rule 25-30.030, Florida Administrative Code.
4. Evidence that the Utility owns the land upon which its facilities are located, as required by Rule 25-30.035, Florida Administrative Code.

No objections to the notice of application have been received and the time for filing such has expired.

Since Windstream has been in operation under our jurisdiction since 1984, and has been providing satisfactory service to its customers, we believe that the Utility has demonstrated its ability to provide service to the additional territory. Further, Windstream appears to have the financial ability to provide service to the customers in the territory added herein. Therefore, we find that it is in the public interest to amend Certificate No. 427-W to include the territory described in Attachment A of this Order, which by reference is incorporated herein.

DOCUMENT NUMBER-DATE

03659 APR 17 1991

SO RECORDS/REPORTING

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It is, therefore,

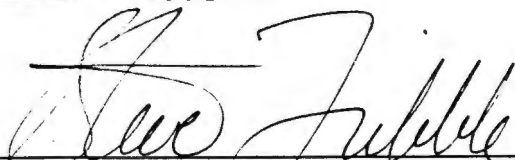
ORDERED by the Florida Public Service Commission that Certificate No 427-W, held by Windstream Utilities Company, Post Office Box 4201, Ocala, Florida 32678, is hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. The Utility is directed to return Certificate No. 427-W to this Commission within 30 days of the date of this Order for appropriate entry. It is further

ORDERED that the customers in the territory added herein shall be charged the rates approved in the Utility's tariff. It is further

ORDERED that Windstream Utilities Company shall file revised tariff sheets reflecting the additional territory within 30 days of the date of this Order. It is further

ORDERED that Docket No. 900455-WU is hereby closed.

By ORDER of the Florida Public Service Commission, this 17th  
day of APRIL, 1991.

  
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STEVE TRIBBLE, 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 120.59(4), 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

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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 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 or sewer 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.

ATTACHMENT A

WINDSTREAM UTILITIES COMPANY

TERRITORY DESCRIPTION IN MARION COUNTY

PIDGEON PARK SUBDIVISION

TOWNSHIP 16 SOUTH, RANGE 21 EAST

IN SECTION 17

Commence at the NW corner of the NE $\frac{1}{4}$  of Section 17, Township 16 South, Range 21 East, Marion County, Florida, thence S.89°39'21"E along the North boundary of said Section 17 a distance of 670.84 feet to the Point of Beginning, thence S.0°26'05"W 1323.60 feet to the South boundary of the NW $\frac{1}{4}$  of said NE $\frac{1}{4}$  of Section 17, thence S.89°43'37"E. along said South boundary 651.34 feet to the SE corner of said NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 17, thence N.0°28'47"E. along the East boundary of said NW $\frac{1}{4}$  of NE $\frac{1}{4}$  a distance of 1322.79 feet to the NE corner of said NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , said corner being also the SE corner of the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 8, Township 16 South, Range 21 East, thence N.0°23'25"E. along the East boundary of said SW $\frac{1}{4}$  of SE $\frac{1}{4}$  a distance of 1331.23 feet, thence S.89°44'10"E. 10.00 feet, thence No.0°23'25"E. 665.62 feet, thence N.89°46'35"W 330.41 feet to the Southeasterly right-of-way line of State Road No. 200, thence S.41°47'57"W along said Southeasterly right-of-way line 500.00 feet, thence S.0°26'05"W. 1621.43 feet to the Point of Beginning.