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FORM 7
PAGE 1 OF 2

APPLICATION FOR NONPROFIT ASSOCIATION EXEMPTION
SECTION 367.022(7), FLORIDA STATUTES
RULE 25-30.060(3)(g), FLORIDA ADMINISTRATIVE CODE

NAME OF SYSTEM: KNIGHT ISLAND UTILITIES, INC

PHYSICAL ADDRESS OF SYSTEM: 7092 PLACIDA ROAD
CAPE NAZE, FL 33946

MAILING ADDRESS (IF DIFFERENT): _____

COUNTY: CHARLOTTE

PRIMARY CONTACT PERSON:

NAME: PAN DURIN

ADDRESS: 7092 PLACIDA ROAD
CAPE NAZE, FL 33946

PHONE #: 813-697-2339

ACK _____
AFA _____
APP _____
C/F _____
CMU _____
CTR _____
ENG _____
LEG ✓ _____
LIN _____
OPC _____
RCH _____
SEC 1 _____
WAS Coker _____
OTH _____

NATURE OF APPLICANT'S BUSINESS ORGANIZATION: (CORPORATION, PARTNERSHIP, SOLE PROPRIETOR, ETC.) CORPORATION

I believe this system to be exempt from the regulation of the Florida Public Service Commission pursuant to Section 367.022(7), Florida Statutes, for the following reasons:

- 1. The corporation, association, or cooperative is nonprofit.
- 2. Service will be provided solely to members who own and control it.
- 3. The system provides (CHOOSE THE ONE THAT IS APPLICABLE)
Water only _____
Wastewater only _____
Both X

- 4. KNIGHT ISLAND UTILITY, INC will do the billing for such service. ALM ISLAND ASSOCIAT
- 5. The service area is located at: 7092 PLACIDA ROAD
CAPE NAZE, FL 33946

DOCUMENT NUMBER-DATE
02852 MAR 16 1988
FPSC-RECORDS/REPORTING

APPLICATION FOR NONPROFIT ASSOCIATION EXEMPTION

6. Attached are the articles of incorporation as filed with the Secretary of State and bylaws which clearly show the requirements for membership, that the members' voting rights are one vote per unit of ownership and the circumstances under which control of the corporation passes to the non-developer members. Control of the corporation must pass: 1) at 51 percent ownership by the non-developer members or 2) at some greater percentage delimited by a time period not to exceed 5 years from the date of incorporation.

7. Attached is proof of ownership of the utility facilities and the land upon which the facilities will be located or other proof of the applicant's right to continued use of the land, such as a 99-year lease. The Commission may consider a written easement or other cost effective alternative.

I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in Section 775.082, S. 775.083, or S. 775.084.

DEAN L. BECKSTEAD
(Applicant please print or type)

11/14/94
(Date)


(Signature)


(Title)

When you finish filling out the application, the original and two copies of the application, Articles of Incorporation, Bylaws and proof of ownership should be mailed to: Director, Division of Records and Reporting, Florida Public Service Commission, 101 East Gaines Street, Tallahassee, Florida 32399-0850.

ate of Florida



Department of State

is a true and correct copy of the Articles of Incorporation of
UTILITIES, INC.

OR 684 PG 7695

30, 1981.

of this corporation is F56392.

D. K. Coester

BUDDY C. ELLIOTT
CLERK OF THE COURT
CHARLOTTE, N.C.

21 JUL 8 10 53

Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capital, this the
30th day of November

George Firestone
Secretary of State

ARTICLES OF INCORPORATION
OF
KNIGHT ISLAND UTILITIES, INC.

FILED
Nov 30 1 23 PM '81
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

The undersigned join together to form a corporation not for profit authorized by Florida Statute Chapter 617, Part I (1981), pursuant to these Articles of Incorporation.

ARTICLE I. The name of this corporation is KNIGHT ISLAND UTILITIES, INC.

OR 684 PG 0696

ARTICLE II. The purposes for which this corporation is formed are the following:

A. To exercise all of the corporate powers from time to time granted to corporations not for profit under the laws of the State of Florida.

B. Without limiting the generality of the preceding paragraph, to provide exclusively to its members sewer, water and any and all other utility services; to build or purchase or receive as a gift, such treatment plants, collection and distribution facilities, and easements for installing and maintaining the same.

ARTICLE III. Membership in this corporation shall be limited to persons, firms and corporations, or associations representing persons, firms or corporations, holding or owning an interest in lands situate in Charlotte County, Florida, described as follows:

TRACT 1

U.S. Government Lots 2 and 5, Section 29, Township 41 South, Range 20 East.

TRACT 2

Begin at the Southwest corner of U.S. Government Lot 5, Section 29, Township 41 South, Range 20 East, Charlotte County, Florida, as said Lot 5 is described in the original 1895 survey of Eltsha-B; Camp; Thence Northerly along the Westerly boundary of said Lot 5, and also Northerly along the Westerly boundary of U.S. Government Lot 2, in said Section 29, as the Westerly boundaries of said Lots 5 and 2 are described in said original 1895 survey, to the Northern point of said Lot 2, as said Northern point is described in said original 1895 survey; Thence north to a point on the North line of said Section 29; Thence West along said North line of said Section 29 to the Southeast corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 20, Township 41 South, Range 20 East, Charlotte County, Florida; Thence North

OR 684 PG 9697

along the East line of said SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 20 to the waters of Old Knights Pass; Thence Northwesterly along the Westerly water line of Old Knights Pass to the North line of said SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 20; Thence West along the North line of said SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the Northwest corner of said SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 20; Thence North along the West line of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 20 to the waters of an open lagoon; Then Northerly along the Western water line of said open lagoon in Section 19, Township 41 South, Range 20 East, Charlotte County, Florida, to Stump Pass; Thence Westerly along the Southerly water line of Stump Pass to the Gulf of Mexico; Thence Southerly along the Gulf of Mexico in said Sections 19, 20 and 29 to a point on the South line of the North $\frac{1}{2}$ of said Section 29; Thence East along the South line of the North $\frac{1}{2}$ of said Section 29 to the Point of Beginning; A part of Section 29, Township 41 South, Range 20 East, Charlotte County, Florida, that part being more particularly described as follows:

Beginning at the most Easterly corner of Lot 30, Block A, PALM ISLAND ESTATES, Unit 1; recorded in Plat Book 3 at Pages 59A, 59B and 59C, Public Records of Charlotte County, Florida; Thence Northerly and Westerly along the Northeasterly boundary of said Lot 30, Block A, on a curve whose radius is 100.00 feet, Delta Angle is 90°00' an Arc distance of 157.08 feet to a point on the Southerly line of a 5 foot private walk easement; Thence North 29°22' West, 5.0 feet; Thence South 60°38' West along the Northerly line of said easement 530 feet Deed (563 feet measured), more or less to the waters of the Gulf of Mexico; Thence Northwesterly along said waters 490 feet Deed (435 feet measured), more or less to the intersection with the $\frac{1}{4}$ section line in Section 29; Thence South 89°58'30" East, along said $\frac{1}{4}$ line, 960 feet Deed (884 feet measured), more or less to the intersection with the Easterly right of way of Gulf Boulevard extended (66 foot right-of-way); Thence South 60°38' West, 66.00 feet; Thence S 29°22' East, 105.00 feet to the Point of Beginning and those parts of Section 20, Township 41 South, Range 20 East, in said County and State described as:

Parcel 1: Begin at the Southwest corner of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20, Township 41 South, Range 20 East, thence run East along the South line of said Section 20, 610 feet, more or less, to the waters of Old Knights Pass; thence Northwesterly along the Westerly line of Old Knights Pass to the West line of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20, Township 41 South, Range 20 East; thence South 908.00 feet, more or less, to the Point of Beginning; all being in SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20, Township 41 South, Range 20 East, and being an accretion to U.S. Government Lot 5 of said Section 20.

Parcel 2: That part of the South 500 feet of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 20 lying Southwesterly of the Southwesterly shore line of Old Knights Pass.

A tract or parcel of land lying in Palm Island Beach as shown on plat recorded in Plat Book 15, Page 10, Charlotte County Records and in Government Lot 5, Section 29, Township 41 South, Range 20 East, Palm Island, Charlotte County, Florida, which tract or parcel is described as follows:

Beginning at the easterly most corner of Lot 1 of said Palm Island Beach Subdivision run S 29°25'53" E along

W. WHITELY
J. L. HATBEL
C. CURRAN
AT LAW
TAMPA
FLORIDA

OR 684 PG 0698

the line common to Gulf Boulevard as shown on said plat and Lot 30, Palm Island Estates Unit No. 1 (Plat Book 3, Page 59, Charlotte County Records) for 5 feet; thence run northeasterly, easterly and southeasterly along said common line along the arc of a curve to the right of radius 100 feet (chord bearing S 74°25'53" E) for 157.08 feet to a point of tangency on the southwesterly line of said Gulf Boulevard as shown on said plat of Palm Island Estates Unit No. 1; thence run N 29°25'53" W along said southwesterly line as shown on said plat for 105 feet; thence run N 60°34'07" E along the northwesterly end of said Gulf Boulevard as shown on said plat for 66 feet to a concrete monument on the southerly line of said Government Lot 5; thence run N 89°58'54" E along said southerly line for 67.17 feet to a concrete post; thence run N 33°22'35" E, parallel with the State of Florida Department of Natural Resources Coastal Construction Set-back Line, for 633.07 feet to a concrete post; thence run S 60°34'07" W, parallel with the southeasterly line of said Palm Island Beach, for 600 feet more or less to the approximate Mean High Tide Line of the Gulf of Mexico, passing through a concrete post on said Set-back Line at 427 feet along said line; thence run southerly along said Mean High Tide Line for 600 feet more or less to an intersection with the line bearing S 60°34'07" W and passing through the Point of Beginning; thence run N 60°34'07" E along said line and the northwesterly line of a private walkway easement 5 feet wide for 390 feet more or less to the Point of Beginning, passing through a concrete post on said Set-back Line at 204.79 feet from said Point of Beginning. Containing 8.4 acres more or less.

Provided, however, that no person, firm or corporation shall be a member when it owns or holds an interest in the above-described lands merely as security for the performance of an obligation.

ARTICLE IV. This corporation shall have perpetual existence.

ARTICLE V. The names and post office addresses of the subscribers to these Articles of Incorporation are as follows:

| <u>NAME</u> | <u>ADDRESS</u> |
|--------------------|--|
| NANCY L. ELLIOTT | Suite 204, 590 Harbor Blvd. Port Charlotte, Florida 33952 |
| NANCY F. NORKEVECK | Suite 204, 590 Harbor Boulevard Port Charlotte, Florida 33952 |
| SUSAN J. MENZER | Suite 204, 590 Harbor Boulevard Port Charlotte, Florida 33952 |

ARTICLE VI. The officers shall be a president, a vice president, a secretary, an assistant secretary, a treasurer and such other officers as may from time to time be provided in the bylaws. The officers will be appointed by and hold office at the pleasure of the Board of Directors. The president, vice president and secretary shall be members of the board of directors.

ARTICLE VII. The officers who are to serve until the first appointments under these Articles of Incorporation are as follows:

| | |
|----------------------|---------------------|
| RICHARD WILLIAMS | President |
| BILLY C. CHRISTENSON | Vice President |
| JAMES R. BOYER | Secretary/Treasurer |
| C. GUY BATSEL | Assistant Secretary |

ARTICLE VIII. The affairs of the corporation shall be managed by a Board of Directors of not fewer than three nor more than nine members who need not be members of the corporation. Three persons shall comprise the first board of directors and shall serve until the first election hereunder.

The names and addresses of the persons who are to serve as directors until the first election of directors are:

| <u>NAME</u> | <u>ADDRESS</u> |
|-------------------|--|
| RICHARD WILLIAMS | 3935 N. Washington Blvd. Sarasota, FL 33580 |
| BILLY CHRISTENSON | Lone Tree Farm Road New Canaan, Connecticut 06840 |
| JAMES R. BOYER | P. O. Box 2201 Sarasota, FL 33575 |

ARTICLE IX. The bylaws may be made, altered, amended or rescinded by vote of two-thirds of the members of the Board of Directors.

ARTICLE X. These Articles of Incorporation may be amended by vote of two-thirds of the members attending any regular or special meeting called for that purpose.

ARTICLE XI. In the event of dissolution of the corporation, the assets shall be dedicated to an appropriate public agency or governmentally owned public utility. If such dedication is refused, the assets shall be conveyed to any non-profit corporation or other organization devoted as nearly as possible to the same purposes as this corporation.

ARTICLE XII. The street address of the initial registered office of this corporation shall be Suite 204, 590 Harbor Boulevard, Port Charlotte, Florida. The name of the initial registered agent at such address is C. GUY BATSEL.

IN WITNESS WHEREOF, the undersigned hereunto set their
Page 4

OR 684 PG 0699

hands and seals this 24th day of November, 1981.

Witnesses:

OR 684 PG 0700

[Signature]
Ellis D. Danahy
As to Nancy L. Elliott

Nancy L. Elliott (SEAL)
Nancy L. Elliott

[Signature]
Ellis D. Danahy
As to Nancy F. Norkeveck

Nancy F. Norkeveck (SEAL)
Nancy F. Norkeveck

[Signature]
Ellis D. Danahy
As to Susan J. Menzer

Susan J. Menzer (SEAL)
Susan J. Menzer

STATE OF FLORIDA;
COUNTY OF CHARLOTTE;

BEFORE ME, the undersigned officer, personally appeared NANCY L. ELLIOTT, NANCY F. NORKEVECK and SUSAN J. MENZER, and they acknowledged before me that they executed the foregoing Articles of Incorporation freely and voluntarily for the purposes therein mentioned.

Subscribed and sworn to before me at Port Charlotte, State and County aforesaid, this 24th day of November, 1981.

Ellis D. Danahy
Notary Public,

My commission expires: _____
Notary Public, State of Florida
My Commission Expires Aug. 3, 1985
Bound by the Florida Notary Public Act

ITERY, WOTITERY,
NIELL, NATREL
& WILKINS
LAWYERS AT LAW
70 GARDEN, FORTITUDE
4-10
CHARLOTTE, FLORIDA

CERTIFICATE DESIGNATING A REGISTERED AGENT AND REGISTERED OFFICE
FOR THE SERVICE OF PROCESS

FILED
NOV 30 1 23 PM '81

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

OR 684 PG 0701


In compliance with Section 48.091, Florida Statutes,
the following is submitted:

KNIGHT ISLAND UTILITIES, INC., desiring to organize
under the laws of the State of Florida with its principal office,
as indicated in the Articles of Incorporation, has designated C.
GUY BATSEL, whose street address is 590 Harbor Boulevard - Suite
204, Port Charlotte, County of Charlotte, State of Florida, as
its agent to accept service of process within this state.

KNIGHT ISLAND UTILITIES, INC.

ACCEPTANCE

Having been designated as agent to accept service of
process for the above-named corporation, at the place stated in
this certificate, I hereby agree to act in this capacity and to
comply with the provision of said law relative to same.


C. GUY BATSEL

This Indenture Made the 10th day of January A. D. 19 83 by KNIGHT ISLAND ASSOCIATES, LTD., a Florida limited partnership,

hereinafter called the grantor, to KNIGHT ISLAND UTILITIES, LTD., a Florida limited partnership,

whose postoffice address is 7092 Placida Road, Cape Haze, County of Charlotte, State of Florida 33946 hereinafter called the grantee:

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

Witnesseth: That the grantor, for and in consideration of the sum of \$ 10.00 and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, and transfers unto the grantee, all that certain land situate in CHARLOTTE County, Florida, viz:

OR 719 PG 1876

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

SUBJECT to reservations, restrictions, governmental zoning, encumbrances and all other matters of record and taxes for 1982 and subsequent years.

FILE 83-597677

Documentary Tax Pd. \$ 45
Inchable Tax Pd. \$
Waddy C. Alexander, Clerk Charlotte County
By: [Signature]

83 JUN 20 P2 54
CLERK OF CIRCUIT COURT
CHARLOTTE COUNTY, FLA.

RECORDED IN
OFFICE OF RECORDER

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

In Witness Whereof, the said grantor has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

[Signature] First Witness

[Signature] Second Witness

KNIGHT ISLAND ASSOCIATES, LTD., a Florida limited partnership, by R.L. WILLIAMS & ASSOC., INC., a Florida corporation general partner

BY: [Signature] RICHARD L. WILLIAMS, President

STATE OF FLORIDA
COUNTY OF MANATEE

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgments, personally appeared RICHARD L. WILLIAMS, President of R. L. Williams & Assoc., Inc, to me known to be the person described in and who executed the foregoing instrument and he acknowledged before me that he executed the same.

WITNESS my hand and official seal in the County and State last aforesaid this January A. D. 19 83.

[Signature] Notary Public

My Commission Expires

This instrument prepared by: JEFFREY W. WARREN, ESQ.

Address: 101 South Franklin, Tampa, Florida 33602

Notary Public, Commission Expires Feb. 1, 1985
Printed By U.S. Fidelity & Guaranty Co.

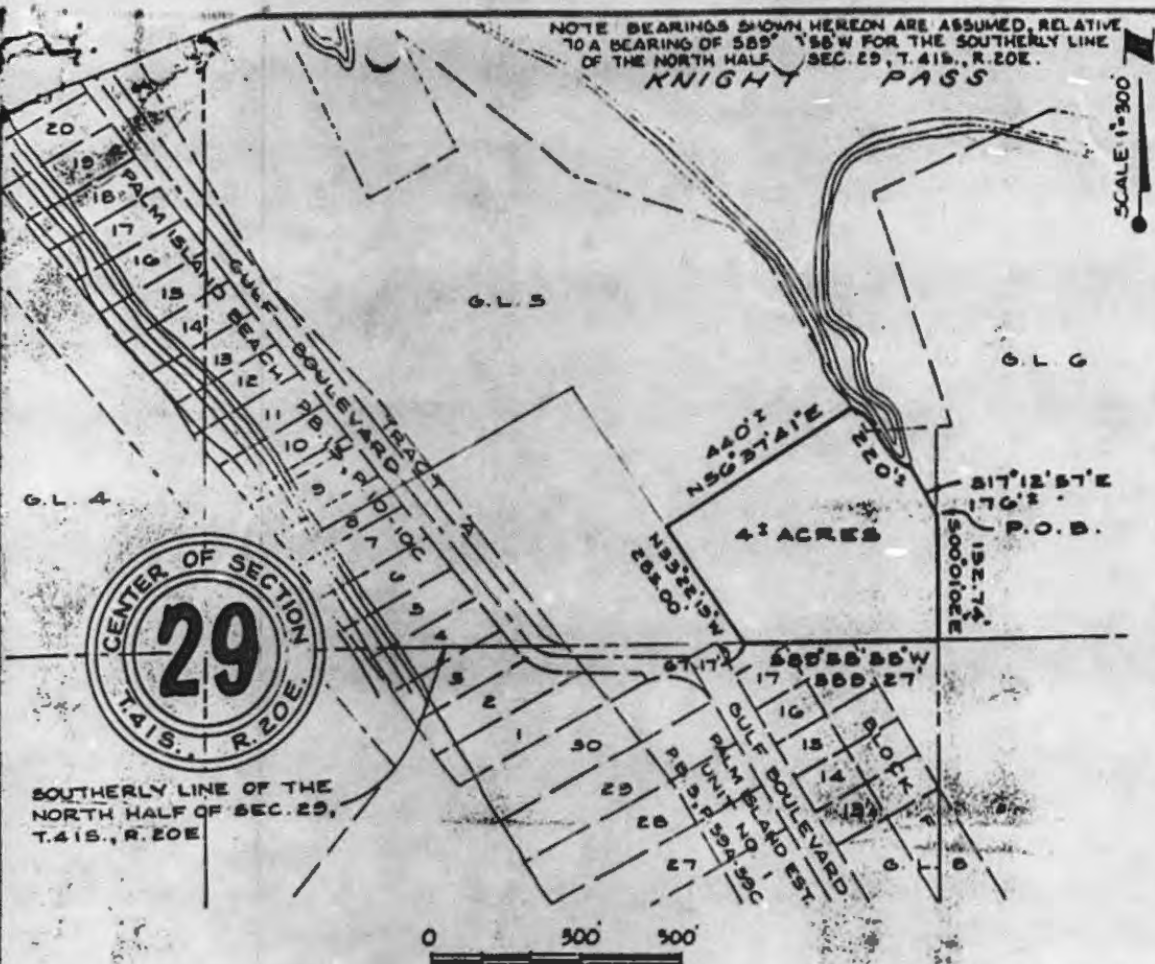


JEFFREY W. WARREN, ESQ.
101 SOUTH FRANKLIN, TAMPA, FLORIDA 33602

NOTE: BEARINGS SHOWN HEREON ARE ASSUMED RELATIVE TO A BEARING OF $585^{\circ} 15' 58''$ W FOR THE SOUTHERLY LINE OF THE NORTH HALF OF SEC. 29, T. 41 S., R. 20 E.

KNIGHT PASS

SCALE 1"=300'



DESCRIPTION

Wastewater Treatment Plant Site

A tract of land lying in Section 29, Township 41 South, Range 20 East, Charlotte County, Florida described as follows:

Commence at the intersection of the Southerly line of the North $\frac{1}{2}$ of said Section 29 with the Northeastery right-of-way line of Gulf Boulevard as shown on the Plat of Palm Island Estates, Unit No. 1 recorded in Plat Book 3 on Page 59 of the Public Records of Charlotte County, Florida; thence $N-89^{\circ}-58'-58''-E$ along the Southerly line of the North $\frac{1}{2}$ of said Section a distance of 456.44 feet to the Easterly line of U.S. Government Lot 5 of said Section 29; thence $N-00^{\circ}-01'-02''-E$ a distance of 132.74 feet to the POINT OF BEGINNING; thence return $S-00^{\circ}-01'-02''-E$ along said Easterly line a distance of 132.74 feet to the aforementioned Southerly line of the North $\frac{1}{2}$ of said Section; thence $S-89^{\circ}-58'-58''-W$ along said Southerly line a distance of 359.27 feet to a point which lies 67.17 feet $N-89^{\circ}-58'-58''-E$ of the aforementioned intersection of said Southerly line with the Northeastery right-of-way line of Gulf Boulevard; thence $N-33^{\circ}-22'-19''-W$ a distance of 285.00 feet; thence $N-56^{\circ}-37'-41''-E$ a distance of 440 feet, more or less, to the Mean High Water Line of Knight Pass; thence Southeastery along said Mean High Water Line a distance of 220 feet, more or less, to its intersection with a line which bears $N-17^{\circ}-12'-57''-W$ from the point of beginning; thence $S-17^{\circ}-12'-57''-E$ along said line a distance of 176 feet, more or less, to the POINT OF BEGINNING, containing 4 acres, more or less.

NOTE: THIS DRAWING IS A SKETCH AND DOES NOT REPRESENT A FIELD SURVEY.



[Handwritten signature]

FOR CHARLOTTE HARBOR LAND CO. SKETCH OF A 4 ACRE SITE IN SECTION 29

SMALLY, WELLFORD, BENALVEN, INC. CONSULTING ENGINEERS AND SURVEYORS SARASOTA - FLORIDA

OR 719 PG 1877