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FLORIDA PUBLIC
SERVICE COMMISSION

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December 30, 1998

Ms. Blanca Bayó, Director
Division of Records and Reporting
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 96⁷0229-SU, Application of K.W. Resort Utilities, Corp. limited
proceeding increase in reuse water rates.

Dear Ms. Bayó:

Enclosed for filing in the above reference docket are the original and fifteen copies
of the following:

Stipulation between key West Resort Utilities Corp. and Key West Golf Club
Agreeing to Raise the Reuse Water Rate

It is requested that the enclosed Stipulation be accepted by the Commission and
that the docket be closed.

Thank you for your assistance. If there are any questions, please contact me.

Sincerely yours,



Ben E. Girtman

- ACK _____
- AFA _____
- APP _____
- CAF _____ Encls.
- CMU _____ cc w/encl.
- CTR _____ Mr. William L. Smith, Jr.
- EAG _____ Mrs. Gwen H. Smith
- LEG _____ 1 _____
- LIN _____
- OPC _____
- RCH _____ C:\aserkey westbayo-ir wpt
- SEC _____
- WAS _____ Chase
- OTH _____

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of K.W.
Resort Utilities Corp.
limited proceeding increase
in reuse water rates.

) DOCKET NO. 970229-SU
) Submitted for filing:
) December 3rd, 1998
)
)
)

STIPULATION
between
KEY WEST RESORT UTILITIES CORP.
and
KEY WEST GOLF CLUB
AGREEING TO RAISE THE REUSE WATER RATE

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Florida Public Service Commission
Division of Water and Wastewater

COME NOW, Key West Resort Utilities Corp. (hereinafter referred to as the Utility) and Key West Golf Club (hereinafter referred to as the Golf Club), who submit this Stipulation for consideration of the Florida Public Service Commission, and state that:

1. The Utility provides reuse water to the Golf Club (the Utility's only reuse water customer) in its service area, on Stock Island, just north of Key West, Florida.

2. The Utility filed its petition for a limited proceeding in this Docket, seeking to increase its reuse water rate to the Golf Club.

3. The Golf Club filed a protest and limited appearance, and the parties entered into discussions to seek a resolution of the dispute. During the negotiations, the Utility was sold.

4. The Golf Club is owned by three individuals. Gwen H. Smith is a General Partner.

5. The Utility was purchased by WS Utility, Inc., of which

William L. Smith, Jr. is President. He is also President of KW Resort Utilities Corp.

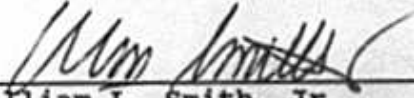
6. The official mailing addresses for both the Utility and for the Golf Club are now 6450 E. Junior College Rd., Key West, FL 33040.

7. William L. Smith, Jr. and Gwen H. Smith are husband and wife. They, in their official capacities, enter into this Stipulation for the purpose of agreeing to an increase in reuse water rate and to resolve the above styled Docket.

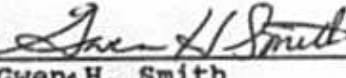
8. The current reuse water rate is \$.25/1,000 gallons. (See Order No. PSC-95-0335-POF-SU, issued March 10, 1995, in Docket No. 941323-SU.) The parties hereto stipulate and agree to an increase in the reuse water rate to \$.40/1,000 gallons. This is a 60% increase, and the parties believe that such a reuse water rate is fair and reasonable under the facts of this case.

WHEREFORE, the parties hereby stipulate to the increase in the reuse water rate as set forth above, and request that the Florida Public Service Commission accept and approve this Stipulation, enter its final order setting the reuse water rate for the Golf Course at \$.40/1,000 gallons, and close the Docket.

DATED this 25th day of December, 1998.



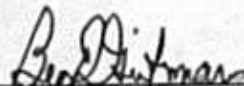
William L. Smith, Jr.
President
KW Resort Utilities Corp.



Gwen H. Smith
General Partner
Key West Golf Club

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the original and fifteen copies of the foregoing have been filed with the Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32301, and that a copy has been sent to F. Marshall Deterding, of Rose, Sundstrom & Bentley, 2548 Blairstone Pines Drive, Tallahassee, FL 32301, by U.S. Mail this 50th day December, 1998.



Ben E. Girtman
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(904) 656-3232

Attorney for Protestant,
Key West Golf Club