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RECORDS AND
REPORTING

January 6, 2000

BY HAND DELIVERY

Ms. Blanca Bayo, Director
Division of Records and Reporting
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Re: Docket 990817-WS

Dear Ms. Bayo:

Pursuant to FPSC Order No. PSC-99-2235-WS enclosed for filing are an original and fifteen copies of a Settlement Agreement between Florida Public Utilities Company and Florida Water Services Corporation in the above captioned docket.

Please call me if you have any questions.

Sincerely,



Norman H. Horton, Jr.

AFA _____
APP _____
CAF _____
CMU _____
CTR _____
EAG _____
LEG 2 cc: Mr. Patrick Foster
MAS 2 Parties of Record
OPC _____
RFR _____
SPL _____
WAW _____
OTH _____

NHH/amb
Enclosure

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

SETTLEMENT AGREEMENT

WHEREAS, Florida Public Utilities Company ("FPUC") and Florida Water Services Corporation ("Florida Water") are public utilities providing water and wastewater services respectively on portions of Amelia Island; and

WHEREAS, on June 23, 1999, Florida Water filed an application with the Florida Public Service Commission to extend its territory on Amelia Island; and

WHEREAS, on July 21, 1999, FPUC filed an objection to the application for extension; and

WHEREAS, the Parties have now resolved their dispute and have reached an agreement as to the boundary between the utilities and the service areas of the respective companies.

NOW, THEREFORE, the Parties have entered into the following agreement:

1. The Parties agree that the boundary between Florida Public Utilities Company and Florida Water Services Corporation is the southerly city limits of the City of Fernandina Beach as said boundary exists as of the date of this agreement.

2. FPUC does not object to the extension requested by Florida Water to add Craney Island to its certificated territory as that area is described in attachment A hereto.

3. With the exception of Craney Island, Florida Water will not add service territory nor provide service to customers north of the southerly boundary of the City of Fernandina Beach and FPUC will not add areas or serve customers south of that boundary or in the area described as Craney Island.

4. Neither Party believes that it has any customers in the other party's service area as agreed to herein but in the event there are, then those customers would continue to receive service from the current provider of service.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

5. The parties endorse approval of this Agreement by the FPSC and neither will recommend that the Commission modify or amend the Agreement. Neither party will protest or appeal an Order of the FPSC approving this Agreement.

CC Stern Sr U.P.
On behalf of Florida Public Utilities Company

Charles Stewart Vice President
On behalf of Florida Water Services Corp.

ATTACHMENT A

A portion of Section 19, "Craney Island", and a portion of Section 6 and 49, all in Township 2 North, Range 28 East, Nassau County, Florida, being more particularly described as follows:

Commence at the Northwest corner of said Section 6; thence S89°48'01"E, along the Northerly line of said Section 6, a distance of 1,143.72 feet; thence S23°19'40"W, 1,135.18 feet, to the Point of Beginning; Continue S23°19'40"W, 111.15 feet; thence S00°10'48"W, 327.86 feet; thence S09°53'05"E, 496.61 feet; thence S74°39'00"W, 281.30 feet; thence N78°01'26"W, 168.67 feet; thence S21°48'05"W, 80.78 feet; thence N68°11'55"W, 26.93 feet; thence N04°05'08"E, 70.18 feet; thence N78°41'24"W, 50.99 feet; thence S26°33'54"W, 44.72 feet; thence N83°53'04"W, 140.80 feet; thence N39°28'21"W, 110.11 feet; thence S49°23'55"W, 92.20 feet; thence S86°11'09"W, 150.33 feet; thence S12°31'44"E, 184.39 feet; thence S52°56'29"E, 265.50 feet; thence S40°42'33"E, 395.76 feet; thence S28°15'22"E, 30.83 feet; thence S01°20'01"W, 284.50 feet; thence S50°37'47"W, 46.38 feet; thence S14°48'00"E, 63.24 feet; thence S68°30'21"W, 49.57 feet; thence S44°11'53"W, 109.78 feet; thence S39°52'47"E, 49.14 feet; thence S38°05'15"W, 53.44 feet; thence S64°51'40"W, 59.41 feet; thence S29°31'42"W, 73.29 feet; thence S64°12'35"E, 57.34 feet; thence S04°07'01"E, 225.67 feet; thence S19°15'12"W, 75.00 feet; thence S13°01'15"E, 53.04 feet; thence S19°15'12"W, 85.26 feet; thence N02°57'43"W, 87.20 feet; thence N78°34'19"W, 62.01 feet; thence S25°20'49"W, 88.59 feet; thence S10°00'00"E, 67.54 feet; thence S51°06'36"W, 44.72 feet; thence S65°28'19"W, 261.52 feet; thence N69°31'03"W, 94.43 feet; thence S49°20'09"W, 94.17 feet; thence S74°34'09"E, 141.93

feet; thence S44°16'05"E 52.74 feet; thence
S04°49'42"W, 113.69 feet; thence S52°23'53"E, 69.62
feet; thence N75°32'52"E, 56.74 feet; thence
S28°04'35"E, 64.20 feet; thence S12°21'19"W, 248.98
feet; thence S36°22'50"W, 134.63 feet; thence
S08°46'24"W, 57.66 feet; thence S48°13'44"W, 114.05
feet; thence S36°54'27"W, 59.38 feet; thence
S51°09'37"W, 73.70 feet; thence S01°32'06"W, 63.56
feet; thence S13°16'09"W, 54.31 feet; thence
S05°24'52"W, 54.62 feet; thence S38°34'53"W, 99.52
feet; thence S57°45'16"W, 43.99 feet; thence
N20°53'50"W, 165.67 feet; thence N24°47'58"W, 100.27
feet; thence N41°09'56"W, 102.29 feet; thence
N33°19'15"W, 100.28 feet; thence N27°46'17"W, 100.02
feet; thence N39°13'10"E, 20.24 feet; thence
N39°26'44"W, 94.05 feet; thence N15°56'27"W, 100.65
feet; thence N25°31'47"W, 100.00 feet; thence
N22°22'49"W, 100.10 feet; thence N32°15'03"W, 100.82
feet; thence N22°03'09"W, 95.72 feet; thence
N07°35'42"W, 100.32 feet; thence N12°20'27"W, 100.00
feet; thence N14°27'34"W, 100.08 feet; thence
N01°34'37"W, 101.73 feet; thence N16°00'07"W, 100.22
feet; thence N16°23'39"W, 94.90 feet; thence
N05°55'55"W, 100.32 feet; thence N07°10'22"E, 101.12
feet; thence N08°05'08"W, 110.67 feet; thence
N02°37'48"E, 37.66 feet; thence N04°06'05"W, 199.79
feet; thence N04°53'01"W, 131.15 feet; thence
N12°09'13"W, 160.18 feet; thence N05°01'54"E, 160.02
feet; thence N13°25'31"W, 141.70 feet; thence
N14°18'10"W, 154.82 feet; thence N05°30'37"W, 143.95
feet; thence N05°35'10"W, 144.68 feet; thence
N41°54'22"E, 128.72 feet; thence N39°39'37"W, 184.51
feet; thence N08°26'08"W, 155.35 feet; thence
N00°22'39"W, 103.87 feet; thence N02°17'02"E, 114.51
feet; thence N59°55'35"E, 30.64 feet; thence
N83°34'36"E, 2,119.07 feet to the Point of Beginning.

Containing 113.69 acres, more or less

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the Settlement Agreement between Florida Public Utilities Company and Florida Water Services Corporation in Docket No. 990817-WS have been served by Hand Delivery(*) and/or U. S. Mail this 6th day of January, 2000 upon the following:

Patricia A. Christensen, Esq.*
Division of Legal Services
Room 370, Gunter Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Matt Feil, Esq.
Florida Water Services Corporation
P.O. Box 609520
Orlando, FL 32860-9520


NORMAN H. HORTON, JR.