

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application of )  
NORTH FORT MYERS UTILITY, INC. )  
for extension of wastewater ) Docket No. 011006-SU  
service in Lee County, Florida. )  
\_\_\_\_\_ )

AMENDMENT TO APPLICATION FOR  
AMENDMENT TO CERTIFICATE OF AUTHORIZATION

NORTH FORT MYERS UTILITY, INC. ("NFMU"), by and through its undersigned attorneys, files this Amendment to Application for Amendment to Certificate of Authorization and in support thereof states:

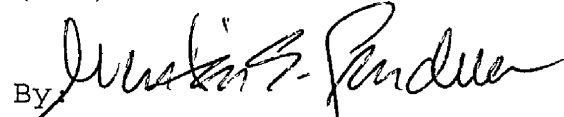
1. The purpose of this Amendment is to eliminate certain property owned by Norman Hale from this Application for Amendment to Certificate of Authorization.

2. Attached hereto is Revised Exhibit "B" which less and excepts Mr. Hale's property from the legal description.

3. Attached hereto is Revised Exhibit "D" which is the proposed tariff revision including the proposed territory which less and excepts Mr. Hale's property.

Respectfully submitted on this  
24th day of October, 2001, by:

ROSE, SUNDSTROM & BENTLEY, LLP  
2548 Blairstone Pines Drive  
Tallahassee, Florida 32301  
(850) 877-6555

By   
MARTIN S. FRIEDMAN

nfm\2001Ext\application.amd

DOCUMENT NUMBER DATE  
13472 OCT 24 2001  
FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via U.S. Mail this 24<sup>th</sup> day of October, 2001, to:

Jennifer Brubaker, Esquire  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Mr. Norman Hale  
10611 Bayshore Road  
N. Ft. Myers, FL 33917



MARTIN S. FRIEDMAN

## DESCRIPTION

That part of Lee County, Florida, lying in Township 43 South, Range 25 East, north of the Caloosahatchee River and northeasterly of I-75, more particularly described as follows:

From an intersection with the north line of Section 18, Township 43 South, Range 25 East and I-75 run east along the north line of Sections 18, 17, 16 and 15, Township 43 South, Range 25 East to the north quarter (N-1/4) section corner of said Section 15; thence run south along the north-south quarter (N-S-1/4) section line of said Section 15 and continuing south along the north-south quarter (N-S-1/4) section line of Section 22, Township 43 South, Range 25 East to an intersection with the line that is 500 feet north of (as measured on a perpendicular) and parallel with Bayshore Road; thence run easterly and northeasterly along said line that is 500 feet north of (as measured on a perpendicular) and parallel with Bayshore Road to the east line of Township 43 South, Range 25 East; thence run south along the east line of said Township to the Caloosahatchee River; thence run southwesterly along the Caloosahatchee River to I-75; thence run northwesterly along I-75 to the north line of said Section 18, Township 43 South, Range 25 East and the Point of Beginning.

LESS AND EXCEPT the South 500 feet of the NW 1/2 of the SE 1/4 and the South 500 feet of the W 1/4 of the NE 1/4 of the SE 1/4 all in Section 23, Township 43 South, Range 25 East.

AND

That part of Lee County, Florida, lying in Section 21, Township 43 South, Range 25 East, west of I-75 and north of Bayshore Road and designated as general interchange at Bayshore Road and I-75 on the Lee County Land Use Map

That part of Lee County, Florida, lying in Sections 4, 5, 6 and 7, Township 43 South, Range 24 East, west of US 41, more particularly described as follows:

From the northwest corner of Section 6, Township 43 South, Range 24 East run east along the north line of Section 6 and Section 5, Township 43 South, Range 24 East to US 41; thence run southeasterly along US 41 to the south line of Section 4, Township 43 South, Range 23 east; thence run west along the south line of Section 4 and Section 5, Township 43 South, Range 24 East to the northeast corner of Section 7, Township 43 South, Range 24 East; thence run south along the east line of said Section 7 to the southeast corner of said Section 7; thence run west along the south line of said Section 7 to the southwest corner of said Section 7; thence run north along the west line of said Section 7 and Section 6, Township 43 South, Range 24 East to the northwest corner of said Section 6 and the Point of Beginning.

**REVISED EXHIBIT "B"**

REVISED EXHIBIT "D"

TARIFF SHEET

(Continued from Sheet No. 3.4)

LEGAL DESCRIPTION, CONTINUED

That part of Lee County, Florida, lying in Township 43 South, Range 25 East, north of the Caloosahatchee River and northeasterly of I-75, more particularly described as follows:

From an intersection with the north line of Section 18, Township 43 South, Range 25 East and I-75 run east along the north line of Sections 18, 17, 16 and 15, Township 43 South, Range 25 East to the north quarter (N-1/4) section corner of said Section 15; thence run south along the north-south quarter (N-S-1/4) section line of said Section 15 and continuing south along the north-south quarter (N-S-1/4) section line of Section 22, Township 43 South, Range 25 East to an intersection with the line that is 500 feet north of (as measured on a perpendicular) and parallel with Bayshore Road; thence run easterly and northeasterly along said line that is 500 feet north of (as measured on a perpendicular) and parallel with Bayshore Road to the east line of Township 43 South, Range 25 East; thence run south along the east line of said Township to the Caloosahatchee River; thence run southwesterly along the Caloosahatchee River to I-75; thence run northwesterly along I-75 to the north line of said Section 18, Township 43 South, Range 25 East and the Point of Beginning LESS AND EXCEPT the South 500 feet of the NW 1/4 of the SE 1/4 and the South 500 feet of the W 1/4 of the NE 1/4 of the SE 1/4 all in Section 23, Township 43 South, Range 25 East, AND

That part of Lee County, Florida, lying in Section 21, Township 43 South, Range 25 East, west of I-75 and north of Bayshore Road and designated as general interchange at Bayshore Road and I-75 on the Lee County Land Use Map.  
AND

That part of Lee County, Florida, lying in Sections 4, 5, 6 and 7, Township 43 South, Range 24 East, west of US 41, more particularly described as follows:

From the northwest corner of Section 6, Township 43 South, Range 24 East run east along the north line of Section 6 and Section 5, Township 43 South, Range 24 East to US 41; thence run southeasterly along US 41 to the south line of Section 4, Township 43 South, Range 23 east; thence run west along the south line of Section 4 and Section 5, Township 43 South, Range 24 East to the northeast corner of Section 7, Township 43 South, Range 24 East; thence run south along the east line of said Section 7 to the southeast corner of said Section 7; thence run west along the south line of said Section 7 to the southwest corner of said Section 7; thence run north along the west line of said Section 7 and Section 6, Township 43 South, Range 24 East to the northwest corner of said Section 6 and the Point of Beginning.

Jack Schenkman  
ISSUING OFFICER

President  
TITLE