

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.)
_____)

SECOND AMENDMENT TO APPLICATION FOR
AMENDMENT TO CERTIFICATE OF AUTHORIZATION

NORTH FORT MYERS UTILITY, INC. ("NFMU"), by and through its undersigned attorneys, files this Second 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 from this Application for Amendment to Certificate of Authorization that was objected to by the Regional Planning Council as not needing service.

2. Attached hereto is Second Revised Exhibit "B" which less and excepts the property from the legal description that was objected to by the Regional Planning Council as not needing service.

3. Attached hereto is Second Revised Exhibit "D" which is the proposed tariff revision including the proposed territory which

DOCUMENT NUMBER DATE

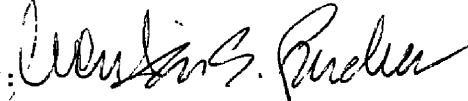
011684 FEB 13 88

FLORIDA PUBLIC SERVICE COMMISSION CLERK

less and excepts the property objected to by the Regional Planning Council, to wit.

Respectfully submitted on this
13th day of February, 2002, by:

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

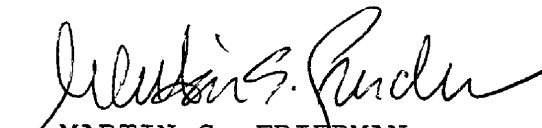
By: 
MARTIN S. FRIEDMAN

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via U.S. Mail this 13th day of February, 2002, 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

cc: Patti Daniel

nfmu\2001Ext\application.scd

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 NW 1/4 of the SE 1/4; and the W 1/2 of the SW 1/4 of the NE 1/4; and the E 1/2 of the SE 1/4 of the NW 1/4; and the E 1/4 of the NE 1/4 of the SW 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 Section 4 and the E 1/2 of Section 5, Township 43 South, Range 24 East, west of US 41.

SECOND REVISED EXHIBIT "B"

SECOND 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 NW 1/4 of the SE 1/4; and the W 1/2 of the SW 1/4 of the NE 1/4 ; and the E 1/2 of the SE 1/4 of the NW 1/4; and the E 1/4 of the NE 1/4 of the SW 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 Section 4 and the E 1/2 of Section 5, Township 43 South, Range 24 East, west of US 41.

Jack Schenkman
ISSUING OFFICER

President
TITLE