

ORIGINAL

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NOTICE OF APPLICATION FOR TRANSFER OF FACILITIES
OF DEL TURA UTILITIES TO NORTH FORT MYERS UTILITY, INC.

OCT 24 AM 9:04

Notice is hereby given on the 19th day of October, 2006, pursuant to Section 367.02, Florida Statutes, of the Application for Authority to Transfer the Facilities of Del Tura Phase I, LLC d/b/a Del Tura Utilities and Certificate No. 298-S in Lee County, Florida to North Fort Myers Utility, Inc., Cancellation of Certificate No. 298-S, and Amendment of Certificate No. 247-S, and limited proceeding for authority to charge the customers of Del Tura Utilities its aauthorized rates, fees and charges for wastewater service to the following described territory in Lee County, Florida:

COMMISSION
CLERK

Township 43 South, Range 24 East
Section 16

Commence at the Southwest corner of said Section 16, said point being the point of beginning, thence run East along said south boundary line of Section 16, 5,180.40 feet more or less to a point, thence N. 26°05'06" W. 2258.80 feet more or less to a point, thence N. 63°56'08" E. 491.26 feet more or less to a point on the West right-of-way line of State Road 45, thence N. 26°05'06" W. along said Westerly right-of-way line 66 feet more or less to a point, thence S. 63°56'08" W. 491.26 feet more or less to a point, thence N. 26°05'06" W. 300.05 feet more or less to a point, thence N. 63°56'08" E. 476.30 feet more or less to a point on the Westerly right-of-way line of State Road 45, thence Northwesterly along said westerly right-of-way line 1721.75 feet more or less to a point, thence leaving said westerly right-of-way line run S. 63°56'08" W. 800 feet more or less to a point, thence N. 25°58'00" W. 268.78 feet more or less to a point, thence S. 67°14'48" W. 3089.60 feet more or less to a point on the westerly section line of said section 16, thence South along said westerly section line of section 16, 2851.06 feet more or less to the Point of Beginning.

AND

A parcel of land lying in the North half of Section 16, Township 43 South, Range 24 East, Lee County, Florida more particularly described as follows:

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- RCA _____
- SCR _____
- SGA _____
- SEC 1
- OTH _____

Commencing at the North Quarter Corner of Section 16, thence South 89°49'58" West (basis of bearings being the Florida State Plane Coordinate system) along the north line of said Section 16, a distance of 2,155.39 feet to the Point of Beginning; thence continuing South 89°49'58" West, a distance of 338.42 feet; thence South 65°24'12" West, a distance of 312.69 feet to the West line of said Section 16, being 130.00 feet South of the Northwest corner of said

AND

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

A parcel of land in Section 16, Township 43 South, Range 24 East Lee County, Florida more particularly described as follows:

Commence at the northwest corner of Section 16, Township 43 South, Range 24 East thence N. 89°50'24" E. along the north line of the northwest one quarter of said Section 16 for 624.33 feet; thence S. 17°10'19" E. along the westerly line of Fountain View according to the plat thereof as recorded in Plat Book 34 Pages 165-172 of the Public Records of Lee County, Florida for 862.80 feet; thence S. 14°18'16" E. along the westerly line of Fountain View Unit 1-A according to the plat thereof as recorded in Plat Book 36 at Pages 50-51 of the aforementioned Public Records for 35.04 feet to the Point of Beginning of the herein described parcel of land; thence along the southerly boundary of Fountain View Unit 1-A for the following described two (2) courses; (1) N. 75°14'50" E. for 487.93 feet; (2) thence N. 89°58'28" E. for 301.37 feet; thence along the southerly boundary of the aforementioned plat of Fountain View for the following described three (3) courses; (1) S. 14°18'10" E. for 190.56 feet; (2) thence N. 75°41'50" E. for 889.91 feet; (3) thence N. 63°52'50" E. for 739.60 feet to an intersection with the westerly right-of-way line of S.R. 45 (U.S. 41 Tamiami Trail) Section 12010-2511; thence S. 26°07'10" E. along said Westerly right-of-way for 937.54 feet; thence S. 63°52'50" W. for 739.79 feet; thence N. 26°07'10" W. for 268.69 feet; thence S. 67°06'54" W. for 3089.60 feet to an intersection with the west line of the northwest one quarter of the aforementioned Section 16; thence N. 0°26'20" W. along said west line for 919.07 feet; thence N. 75°41'50" E. for 1028.11 feet; thence N. 14°18'16" W. for 523.40 feet to the Point of Beginning.

Any objections to the Application must be made in writing and filed with the Director, Division of Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, with a copy to Martin S. Friedman, Esquire, Rose, Sundstrom & Bentley, LLP, Sanlando Center, 2180 West State Road 434, Suite 2118, Longwood, FL 32779 within 30 days from the date of this Notice. The objection must state the grounds for the objection with particularity.

North Fort Myers Utility, Inc.
5660 Bayshore Road, Suite 36
North Fort Myers, Florida