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MARTIN S. FRIEDMAN, P.A.  
BRIAN J. STREET

CHRISTIAN W. MARCELLI, OF COUNSEL  
(LICENSED IN NEW YORK ONLY)

September 10, 2008

E-FILING

Ann Cole, Commission Clerk  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850


Re: Docket No.: 080574-SU; North Fort Myers Utility, Inc's Application for Amendment  
to Extend its Wastewater Service Area in Lee County, Florida  
(North River Village)  
Our File No.: 16319.77

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is Late Filed Exhibit "H" to North Fort Myers Utility, Inc.'s Application, which is the Affidavit of Mailing evidencing the Notice of Application has been mailed to each of the property owners in the proposed territory in care of its attorney.

Should you have any questions regarding this filing, please do not hesitate to give me a call.

Very truly yours,

  
MARTIN S. FRIEDMAN  
For the Firm

MSF/tlc  
Enclosures

cc: A.A. Reeves, III, Utility Manager (w/enclosures)  
Dr. Joel Schenkman (w/o enclosures)  
Dr. Michael Schenkman (w/o enclosures)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

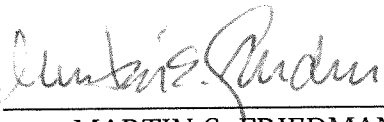
IN RE: Application of )  
NORTH FORT MYERS UTILITY, INC. )  
for extension of wastewater service ) Docket No. 080574-SU  
in Lee County, Florida. )  
\_\_\_\_\_ )

NOTICE OF FILING LATE FILED EXHIBIT "H"

Applicant, NORTH FORT MYERS UTILITY, INC. ("NFMU"), by and through its undersigned attorneys and pursuant to the applicable Florida Statutes and Florida Administrative Code, hereby gives notice of filing Late Filed Exhibit "H" to its Application filed in the above-referenced Docket, which is the Affidavit of Mailing evidencing the Notice of Application has been mailed to each of the property owners in the proposed territory in care of its attorney.

Respectfully submitted on this 10<sup>th</sup> day  
of September, 2008, by:

ROSE, SUNDSTROM & BENTLEY, LLP  
2180 W. State Road 434, Suite 2118  
Longwood, Florida 32779  
PHONE: (407) 830-6331  
FAX: (407) 830-8522  
[mfriedman@rsbattorneys.com](mailto:mfriedman@rsbattorneys.com)

By:   
\_\_\_\_\_  
MARTIN S. FRIEDMAN

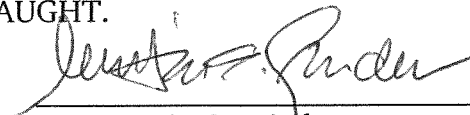
AFFIDAVIT OF MAILING

STATE OF FLORIDA

COUNTY OF SEMINOLE

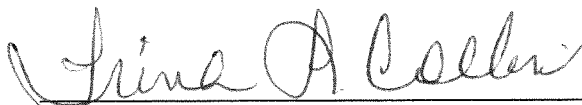
BEFORE ME, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Martin S. Friedman, who, after being duly sworn on oath, did depose on oath and say that he is the Attorney for North Fort Myers Utility, Inc., and that on the 10<sup>th</sup> day of September, 2008, he did send by regular U.S. mail, a copy of the notice attached hereto to each of the property owners in the proposed territory in care of its attorney.

FURTHER AFFIANT SAYETH NAUGHT.



BY: Martin S. Friedman  
Its: Attorney

Sworn to and subscribed before me this 10<sup>th</sup> day of September, 2008, by Martin S. Friedman as Attorney for North Fort Myers Utility, Inc., who is personally known to me or who has produced \_\_\_\_\_ as identification.



NOTARY PUBLIC – STATE OF FLORIDA  
Printed Name: Trina L. Collins  
My Commission Expires: 3-4-12

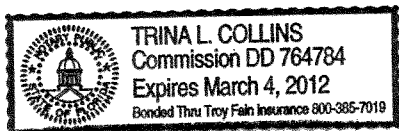


EXHIBIT "H"

**NOTICE OF APPLICATION FOR AN EXTENSION  
OF WASTEWATER SERVICE AREA**

Notice is hereby given on this 10<sup>th</sup> day of September, 2008, pursuant to Section 367.045(2), Florida Statutes, of the Application of North Fort Myers Utility, Inc., and of its intent to apply to the Florida Public Service Commission for an extension of its service area to provide wastewater service to the property in Lee County, Florida, more particularly described as follows:

**NORTH RIVER VILLAGE**

**MAIN PARCEL**

A PORTION OF SECTIONS 16, 17, 18, AND 19, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCE** AT THE NORTHWEST CORNER OF SECTION 18, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.88°52'16"E., ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 18, FOR A DISTANCE OF 1377.37 FEET; THENCE RUN S.00°17'01"W., FOR A DISTANCE OF 50.00 FEET, TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 78, A 100.0 FOOT RIGHT-OF-WAY AND THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE RUN S.88°52'16"E., ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 78, FOR A DISTANCE OF 1200.00 FEET TO A POINT ON THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 18; THENCE RUN S.88°52'29"E., ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 78, FOR A DISTANCE OF 2,396.18 FEET TO A POINT ON A CIRCULAR CURVE, CONCAVE TO THE NORTH, FROM WHICH THE RADIUS POINT BEARS N.01°06'36"E., A DISTANCE OF 11,509.16 FEET THEREFROM; THENCE RUN EASTERLY, ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 78 AND ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A RADIUS OF 11,509.16 FEET, THROUGH A CENTRAL ANGLE OF 01°47'00", SUBTENDED BY A CHORD OF 358.21 FEET AT A BEARING OF S.89°46'54"E., FOR A DISTANCE OF 358.22 FEET TO THE END OF SAID CURVE; THENCE RUN N.89°20'19"E., ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 78, FOR A DISTANCE OF 2,369.32 FEET TO A POINT ON A CIRCULAR CURVE, CONCAVE TO THE SOUTH, FROM WHICH THE RADIUS POINT BEARS S.00°38'45"E., A DISTANCE OF 11,409.16 FEET THEREFROM; THENCE RUN EASTERLY, ALONG THE SOUTHERLY RIGHT-OF-WAY OF COUNTY ROAD 78 AND ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 11,409.16 FEET, THROUGH A CENTRAL ANGLE OF 00°34'14", SUBTENDED BY A CHORD OF 113.60 FEET AT A BEARING OF N.89°38'22"E., FOR A DISTANCE OF 113.61 FEET TO THE WEST LINE OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.00°26'50"W., ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 17, FOR A DISTANCE OF 1,295.15 FEET TO THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 17; THENCE RUN S.89°42'51"E., ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 17, FOR A DISTANCE OF 1,336.16 FEET TO THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 17; THENCE RUN S.00°25'09"W., ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 17, FOR A DISTANCE OF 1,340.40 FEET TO THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 17; THENCE RUN S.89°56'37"E., ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 17, FOR A DISTANCE OF 1,336.84 FEET TO THE WEST QUARTER CORNER OF SECTION 16, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN N.89°59'02"E., ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16, FOR A DISTANCE OF 1,986.81 FEET TO THE NORTHWEST CORNER OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 16; THENCE RUN S.00°23'49"W., ALONG THE WEST LINE OF THE EAST

HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 16, FOR A DISTANCE OF 1,337.98 FEET TO THE SOUTHWEST CORNER OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 16; THENCE RUN S.89°55'52"E., ALONG THE SOUTH LINE OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 16, FOR A DISTANCE OF 602.26 FEET TO A POINT 60.00 FEET WESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16; THENCE RUN S.00°23'49"W., PARALLEL WITH THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16, FOR A DISTANCE OF 653.59 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF DUKE HIGHWAY AND A POINT ON A CIRCULAR CURVE, CONCAVE TO THE SOUTHEAST, FROM WHICH THE RADIUS POINT BEARS S.32°01'41"E., A DISTANCE OF 370.00 FEET THEREFROM; THENCE RUN SOUTHWESTERLY, ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID DUKE HIGHWAY AND ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A RADIUS OF 370.00 FEET, THROUGH A CENTRAL ANGLE OF 37°28'59", SUBTENDED BY A CHORD OF 237.76 FEET AT A BEARING OF S.39°13'49"W., FOR A DISTANCE OF 242.06 FEET TO THE END OF SAID CURVE; THENCE RUN S.20°29'19"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID DUKE HIGHWAY FOR A DISTANCE OF 314.11 FEET TO THE BEGINNING OF A TANGENTIAL CIRCULAR CURVE, CONCAVE TO THE NORTHWEST; THENCE RUN SOUTHWESTERLY, ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID DUKE HIGHWAY AND ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 270.00 FEET, THROUGH A CENTRAL ANGLE OF 69°39'29", SUBTENDED BY A CHORD OF 308.41 FEET AT A BEARING OF S.55°19'03"W., FOR A DISTANCE OF 328.26 FEET TO THE END OF SAID CURVE; THENCE RUN N.89°50'47"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID DUKE HIGHWAY, FOR A DISTANCE OF 2,079.72 FEET TO A POINT ON THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16; THENCE RUN N.89°40'34"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID DUKE HIGHWAY FOR A DISTANCE OF 2,006.87 FEET TO A POINT ON THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 17; THENCE RUN N.00°26'05"E., ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 17, FOR A DISTANCE OF 635.18 FEET TO THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 17; THENCE RUN N.89°44'35"W., ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 17, FOR A DISTANCE OF 668.84 FEET TO THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 17; THENCE RUN S.00°26'50"W., ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 17, FOR A DISTANCE OF 634.40 FEET TO A POINT OF THE NORTHERLY RIGHT-OF-WAY LINE OF SAID DUKE HIGHWAY; THENCE RUN N.89°57'11"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID DUKE HIGHWAY, FOR A DISTANCE OF 698.60 FEET TO THE WESTERLY TERMINUS OF SAID DUKE HIGHWAY; THENCE RUN S.00°02'49"W., ALONG THE WESTERLY TERMINUS OF SAID DUKE HIGHWAY, FOR A DISTANCE OF 30.00 FEET TO A POINT ON THE NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY FLORIDA; THENCE RUN N.89°57'11"W., ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 20, FOR A DISTANCE OF 1,959.09 FEET TO THE NORTHWEST QUARTER OF SAID SECTION 20; THENCE RUN S.00°18'24"W., ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 20, FOR A DISTANCE OF 2,480.74 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF CANAL 43; THENCE RUN S.71°02'37"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CANAL 43, FOR A DISTANCE OF 384.59 FEET TO A POINT ON THE MEAN HIGH WATER LINE OF THE OLD RIVER BED OF THE CALOOSAHATCHEE RIVER, HAVING ELEVATION 0.23' NAVD '88 (NORTH AMERICAN VERTICAL DATUM OF 1988) AS LOCATED OCTOBER 2007; THENCE RUN NORTHERLY, ALONG SAID MEAN HIGH WATER LINE, FOR THE FOLLOWING COURSES:

1. N.62°00'27"E. FOR A DISTANCE OF 12.90 FEET;
2. THENCE RUN N.63°48'04"E. FOR A DISTANCE OF 22.92 FEET;
3. THENCE RUN N.56°16'29"E. FOR A DISTANCE OF 25.40 FEET;
4. THENCE RUN N.35°28'50"E. FOR A DISTANCE OF 29.67 FEET;
5. THENCE RUN N.21°43'47"E. FOR A DISTANCE OF 64.73 FEET;
6. THENCE RUN N.06°40'56"W. FOR A DISTANCE OF 27.79 FEET;
7. THENCE RUN N.01°11'31"W. FOR A DISTANCE OF 25.87 FEET;
8. THENCE RUN N.12°13'59"W. FOR A DISTANCE OF 24.56 FEET;
9. THENCE RUN N.15°27'17"W. FOR A DISTANCE OF 17.55 FEET;
10. THENCE RUN N.28°59'14"W. FOR A DISTANCE OF 33.58 FEET;
11. THENCE RUN N.37°59'53"W. FOR A DISTANCE OF 60.81 FEET;
12. THENCE RUN N.41°49'33"W. FOR A DISTANCE OF 36.42 FEET;
13. THENCE RUN N.35°43'54"W. FOR A DISTANCE OF 23.76 FEET;
14. THENCE RUN S.53°54'27"E. FOR A DISTANCE OF 49.94 FEET;
15. THENCE RUN S.34°50'17"E. FOR A DISTANCE OF 48.29 FEET;
16. THENCE RUN N.89°27'51"E. FOR A DISTANCE OF 36.90 FEET;
17. THENCE RUN S.83°43'14"E. FOR A DISTANCE OF 37.81 FEET;
18. THENCE RUN N.87°31'58"E. FOR A DISTANCE OF 40.04 FEET;
19. THENCE RUN N.58°14'10"E. FOR A DISTANCE OF 42.56 FEET;
20. THENCE RUN N.59°22'02"E. FOR A DISTANCE OF 71.03 FEET;
21. THENCE RUN N.07°59'41"E. FOR A DISTANCE OF 90.11 FEET;
22. THENCE RUN N.05°59'57"E. FOR A DISTANCE OF 58.53 FEET;
23. THENCE RUN N.00°35'18"W. FOR A DISTANCE OF 88.38 FEET;
24. THENCE RUN N.02°16'31"W. FOR A DISTANCE OF 36.93 FEET;
25. THENCE RUN N.58°58'35"W. FOR A DISTANCE OF 81.85 FEET;
26. THENCE RUN S.84°44'10"W. FOR A DISTANCE OF 71.41 FEET;
27. THENCE RUN N.80°59'30"W. FOR A DISTANCE OF 124.50 FEET;
28. THENCE RUN S.70°11'51"W. FOR A DISTANCE OF 57.54 FEET;
29. THENCE RUN S.60°53'44"W. FOR A DISTANCE OF 67.66 FEET;
30. THENCE RUN S.15°32'51"W. FOR A DISTANCE OF 61.39 FEET;
31. THENCE RUN S.17°02'12"W. FOR A DISTANCE OF 87.20 FEET;
32. THENCE RUN S.35°30'57"W. FOR A DISTANCE OF 33.43 FEET;
33. THENCE RUN S.83°43'22"W. FOR A DISTANCE OF 30.96 FEET;
34. THENCE RUN S.79°49'36"W. FOR A DISTANCE OF 23.56 FEET;
35. THENCE RUN N.49°11'10"W. FOR A DISTANCE OF 32.66 FEET;
36. THENCE RUN N.40°46'22"W. FOR A DISTANCE OF 26.29 FEET;
37. THENCE RUN N.51°51'41"W. FOR A DISTANCE OF 34.64 FEET;
38. THENCE RUN N.35°50'45"W. FOR A DISTANCE OF 29.40 FEET;
39. THENCE RUN N.27°23'29"W. FOR A DISTANCE OF 20.36 FEET;
40. THENCE RUN N.33°02'26"W. FOR A DISTANCE OF 35.57 FEET;
41. THENCE RUN N.34°18'53"W. FOR A DISTANCE OF 31.47 FEET;
42. THENCE RUN N.13°04'44"W. FOR A DISTANCE OF 31.40 FEET;
43. THENCE RUN N.21°25'16"W. FOR A DISTANCE OF 22.76 FEET;
44. THENCE RUN N.22°33'16"W. FOR A DISTANCE OF 27.06 FEET;
45. THENCE RUN N.32°32'59"W. FOR A DISTANCE OF 24.95 FEET;
46. THENCE RUN N.25°30'33"W. FOR A DISTANCE OF 42.85 FEET;
47. THENCE RUN N.36°46'10"W. FOR A DISTANCE OF 31.25 FEET;
48. THENCE RUN N.15°12'52"W. FOR A DISTANCE OF 40.28 FEET;

49. THENCE RUN N.42°40'17"W. FOR A DISTANCE OF 25.89 FEET;  
50. THENCE RUN N.34°33'59"W. FOR A DISTANCE OF 39.39 FEET;  
51. THENCE RUN N.42°15'41"W. FOR A DISTANCE OF 54.72 FEET;  
52. THENCE RUN N.64°00'30"W. FOR A DISTANCE OF 36.61 FEET;  
53. THENCE RUN N.67°30'21"W. FOR A DISTANCE OF 49.36 FEET;  
54. THENCE RUN N.72°00'01"W. FOR A DISTANCE OF 27.37 FEET;  
55. THENCE RUN N.54°25'04"W. FOR A DISTANCE OF 28.60 FEET;  
56. THENCE RUN N.67°12'55"W. FOR A DISTANCE OF 48.33 FEET;  
57. THENCE RUN S.68°17'21"W. FOR A DISTANCE OF 25.38 FEET;  
58. THENCE RUN N.75°55'29"W. FOR A DISTANCE OF 24.82 FEET;  
59. THENCE RUN N.67°06'13"W. FOR A DISTANCE OF 69.23 FEET;  
60. THENCE RUN N.73°07'47"W. FOR A DISTANCE OF 24.15 FEET;  
61. THENCE RUN N.72°50'33"W. FOR A DISTANCE OF 42.04 FEET;  
62. THENCE RUN N.76°27'59"W. FOR A DISTANCE OF 25.97 FEET;  
63. THENCE RUN N.72°10'16"W. FOR A DISTANCE OF 24.87 FEET;  
64. THENCE RUN N.59°40'44"W. FOR A DISTANCE OF 32.18 FEET;  
65. THENCE RUN N.61°39'06"W. FOR A DISTANCE OF 27.84 FEET;  
66. THENCE RUN N.58°06'50"W. FOR A DISTANCE OF 39.18 FEET;  
67. THENCE RUN N.61°41'34"W. FOR A DISTANCE OF 23.82 FEET;  
68. THENCE RUN N.68°18'43"W. FOR A DISTANCE OF 28.71 FEET;  
69. THENCE RUN N.66°02'51"W. FOR A DISTANCE OF 29.11 FEET;  
70. THENCE RUN N.42°36'53"W. FOR A DISTANCE OF 22.78 FEET;  
71. THENCE RUN N.65°09'40"W. FOR A DISTANCE OF 26.83 FEET;  
72. THENCE RUN N.63°49'40"W. FOR A DISTANCE OF 23.67 FEET;  
73. THENCE RUN N.60°55'38"W. FOR A DISTANCE OF 22.49 FEET;  
74. THENCE RUN N.74°35'57"W. FOR A DISTANCE OF 29.13 FEET;  
75. THENCE RUN N.71°05'34"W. FOR A DISTANCE OF 29.39 FEET;  
76. THENCE RUN N.50°39'32"W. FOR A DISTANCE OF 7.35 FEET;

THENCE RUN N.48°06'50"E., FOR A DISTANCE OF 270.39 FEET; THENCE RUN N.42°11'10"W., FOR A DISTANCE OF 184.68 FEET; THENCE RUN N.03°40'10"W., FOR A DISTANCE OF 86.00 FEET; THENCE RUN N.44°50'41"E., FOR A DISTANCE OF 140.42 FEET; THENCE RUN N.48°53'50"E., FOR A DISTANCE OF 266.81 FEET; THENCE RUN N.37°56'50"E., FOR A DISTANCE OF 235.27 FEET; THENCE RUN N.28°49'50"E., FOR A DISTANCE OF 219.46 FEET; THENCE RUN N.15°00'10"W., FOR A DISTANCE OF 137.17 FEET; THENCE RUN S.74°59'50"W., FOR A DISTANCE OF 18.55 FEET; THENCE RUN N.15°00'10"W. , FOR A DISTANCE OF 53.03 FEET; THENCE RUN N.44°37'10"W., FOR A DISTANCE OF 466.55 FEET; THENCE RUN N.29°52'10"W., FOR A DISTANCE OF 128.59 FEET; THENCE RUN N.24°50'50"E., FOR A DISTANCE OF 318.05 FEET; THENCE RUN N.13°28'44"W., FOR A DISTANCE OF 177.41 FEET TO A POINT ON THE MEAN HIGH WATER LINE OF THE SOUTHERLY BANK OF TROUT CREEK HAVING ELEVATION 0.03' NAVD '88 (NORTH AMERICAN VERTICAL DATUM OF 1988); THENCE RUN EASTERLY, ALONG SAID MEAN HIGH WATER LINE, FOR THE FOLLOWING COURSES:

1. S.52°00'18"E. FOR A DISTANCE OF 43.55 FEET;
2. THENCE RUN S.82°21'30"E. FOR A DISTANCE OF 8.79 FEET;
3. THENCE RUN S.58°00'20"E. FOR A DISTANCE OF 13.35 FEET;
4. THENCE RUN S.81°00'44"E. FOR A DISTANCE OF 13.22 FEET;
5. THENCE RUN S.50°58'42"E. FOR A DISTANCE OF 18.40 FEET;
6. THENCE RUN S.81°32'11"E. FOR A DISTANCE OF 24.39 FEET;

7. THENCE RUN N.71°28'30"E. FOR A DISTANCE OF 18.86 FEET;  
8. THENCE RUN N.77°55'39"E. FOR A DISTANCE OF 17.45 FEET;  
9. THENCE RUN S.30°28'47"E. FOR A DISTANCE OF 24.96 FEET;  
10. THENCE RUN S.19°46'13"E. FOR A DISTANCE OF 19.05 FEET;  
11. THENCE RUN S.73°47'25"E. FOR A DISTANCE OF 10.14 FEET;  
12. THENCE RUN N.27°15'59"E. FOR A DISTANCE OF 26.27 FEET;  
13. THENCE RUN N.20°47'30"E. FOR A DISTANCE OF 23.02 FEET;  
14. THENCE RUN N.39°33'56"E. FOR A DISTANCE OF 35.67 FEET;  
15. THENCE RUN N.53°30'20"E. FOR A DISTANCE OF 19.26 FEET;  
16. THENCE RUN N.72°39'18"E. FOR A DISTANCE OF 37.54 FEET;  
17. THENCE RUN S.71°39'43"E. FOR A DISTANCE OF 33.60 FEET;  
18. THENCE RUN N.46°22'41"E. FOR A DISTANCE OF 57.59 FEET;  
19. THENCE RUN N.67°38'28"E. FOR A DISTANCE OF 44.70 FEET;  
20. THENCE RUN N.43°03'23"E. FOR A DISTANCE OF 43.65 FEET;  
21. THENCE RUN N.47°02'00"E. FOR A DISTANCE OF 48.24 FEET;  
22. THENCE RUN N.41°32'29"E. FOR A DISTANCE OF 29.34 FEET;  
23. THENCE RUN N.75°41'22"E. FOR A DISTANCE OF 54.95 FEET;  
24. THENCE RUN N.78°28'52"E. FOR A DISTANCE OF 120.04 FEET;  
25. THENCE RUN N.74°44'44"E. FOR A DISTANCE OF 21.33 FEET;  
26. THENCE RUN N.85°39'04"E. FOR A DISTANCE OF 31.66 FEET;  
27. THENCE RUN N.75°33'06"E. FOR A DISTANCE OF 97.06 FEET;  
28. THENCE RUN N.69°47'15"E. FOR A DISTANCE OF 43.50 FEET;  
29. THENCE RUN N.80°00'31"E. FOR A DISTANCE OF 34.17 FEET;  
30. THENCE RUN N.73°01'18"E. FOR A DISTANCE OF 127.36 FEET;  
31. THENCE RUN N.65°31'45"E. FOR A DISTANCE OF 110.79 FEET;  
32. THENCE RUN N.66°06'38"E. FOR A DISTANCE OF 27.49 FEET;  
33. THENCE RUN N.64°50'31"E. FOR A DISTANCE OF 84.74 FEET;  
34. THENCE RUN N.79°49'19"E. FOR A DISTANCE OF 25.62 FEET;  
35. THENCE RUN N.60°53'21"E. FOR A DISTANCE OF 60.88 FEET;  
36. THENCE RUN N.63°52'57"E. FOR A DISTANCE OF 81.38 FEET TO A POINT ON THE EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN N.00°20'51"E., ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 18, FOR A DISTANCE OF 82.08 FEET TO A POINT ON THE MEAN HIGH WATER LINE OF THE NORTHERLY BANK OF TROUT CREEK HAVING ELEVATION 0.03' NAVD '88 (NORTH AMERICAN VERTICAL DATUM OF 1988); THENCE RUN WESTERLY, ALONG SAID MEAN HIGH WATER LINE, FOR THE FOLLOWING COURSES:

1. S.62°08'17"W. FOR A DISTANCE OF 67.02 FEET;  
2. THENCE RUN S.67°41'25"W. FOR A DISTANCE OF 63.88 FEET;  
3. THENCE RUN S.65°12'54"W. FOR A DISTANCE OF 42.04 FEET;  
4. THENCE RUN S.66°13'26"W. FOR A DISTANCE OF 54.32 FEET;  
5. THENCE RUN S.75°59'09"W. FOR A DISTANCE OF 29.68 FEET;  
6. THENCE RUN S.71°28'03"W. FOR A DISTANCE OF 48.27 FEET;  
7. THENCE RUN S.72°23'04"W. FOR A DISTANCE OF 26.44 FEET;  
8. THENCE RUN S.85°21'17"W. FOR A DISTANCE OF 23.99 FEET;  
9. THENCE RUN N.75°49'37"W. FOR A DISTANCE OF 33.11 FEET;  
10. THENCE RUN S.75°16'14"W. FOR A DISTANCE OF 22.22 FEET;  
11. THENCE RUN N.12°52'51"E. FOR A DISTANCE OF 28.50 FEET;



12. THENCE RUN N.28°56'37"E. FOR A DISTANCE OF 24.27 FEET;  
13. THENCE RUN N.21°22'40"E. FOR A DISTANCE OF 23.80 FEET;  
14. THENCE RUN N.28°25'39"E. FOR A DISTANCE OF 34.34 FEET;  
15. THENCE RUN N.06°57'10"E. FOR A DISTANCE OF 76.76 FEET;  
16. THENCE RUN N.13°28'15"W. FOR A DISTANCE OF 38.30 FEET;  
17. THENCE RUN N.08°39'14"W. FOR A DISTANCE OF 38.54 FEET;  
18. THENCE RUN N.00°16'27"E. FOR A DISTANCE OF 34.92 FEET;  
19. THENCE RUN N.18°34'53"E. FOR A DISTANCE OF 63.15 FEET;  
20. THENCE RUN N.39°54'02"E. FOR A DISTANCE OF 44.70 FEET;  
21. THENCE RUN N.18°34'53"E. FOR A DISTANCE OF 63.15 FEET;  
22. THENCE RUN N.52°36'46"W. FOR A DISTANCE OF 66.61 FEET;  
23. THENCE RUN N.74°00'42"W. FOR A DISTANCE OF 81.06 FEET;  
24. THENCE RUN S.47°11'24"W. FOR A DISTANCE OF 44.93 FEET;  
25. THENCE RUN S.56°55'47"W. FOR A DISTANCE OF 60.22 FEET;  
26. THENCE RUN N.85°08'24"W. FOR A DISTANCE OF 74.22 FEET;  
27. THENCE RUN S.23°13'08"W. FOR A DISTANCE OF 54.30 FEET;  
28. THENCE RUN S.30°08'07"W. FOR A DISTANCE OF 18.19 FEET;  
29. THENCE RUN S.04°15'46"E. FOR A DISTANCE OF 55.28 FEET;  
30. THENCE RUN S.00°54'46"W. FOR A DISTANCE OF 49.18 FEET;  
31. THENCE RUN S.37°36'43"W. FOR A DISTANCE OF 51.79 FEET;  
32. THENCE RUN S.55°46'37"W. FOR A DISTANCE OF 49.29 FEET;  
33. THENCE RUN S.33°10'49"W. FOR A DISTANCE OF 35.30 FEET;  
34. THENCE RUN S.46°22'21"W. FOR A DISTANCE OF 65.91 FEET;  
35. THENCE RUN S.05°25'59"W. FOR A DISTANCE OF 22.96 FEET;  
36. THENCE RUN S.03°12'27"W. FOR A DISTANCE OF 29.13 FEET;  
37. THENCE RUN S.13°17'50"W. FOR A DISTANCE OF 30.36 FEET;  
38. THENCE RUN S.22°44'33"W. FOR A DISTANCE OF 39.04 FEET;  
39. THENCE RUN S.66°39'28"W. FOR A DISTANCE OF 31.56 FEET;  
40. THENCE RUN N.78°15'49"W. FOR A DISTANCE OF 42.32 FEET;  
41. THENCE RUN N.88°38'12"W. FOR A DISTANCE OF 39.12 FEET;  
42. THENCE RUN S.80°47'16"W. FOR A DISTANCE OF 49.09 FEET;  
43. THENCE RUN S.50°38'17"W. FOR A DISTANCE OF 21.44 FEET;  
44. THENCE RUN S.45°42'19"W. FOR A DISTANCE OF 27.32 FEET;  
45. THENCE RUN S.36°53'04"W. FOR A DISTANCE OF 23.27 FEET;  
46. THENCE RUN S.03°22'04"E. FOR A DISTANCE OF 27.73 FEET;  
47. THENCE RUN S.05°02'54"W. FOR A DISTANCE OF 30.08 FEET;  
48. THENCE RUN S.57°35'13"W. FOR A DISTANCE OF 27.90 FEET;  
49. THENCE RUN S.68°40'32"W. FOR A DISTANCE OF 22.60 FEET;  
50. THENCE RUN S.54°20'25"W. FOR A DISTANCE OF 27.17 FEET;  
51. THENCE RUN S.50°09'23"W. FOR A DISTANCE OF 65.54 FEET;  
52. THENCE RUN S.73°16'33"W. FOR A DISTANCE OF 34.34 FEET;  
53. THENCE RUN S.66°13'34"W. FOR A DISTANCE OF 23.80 FEET;  
54. THENCE RUN S.73°47'30"W. FOR A DISTANCE OF 24.27 FEET;  
55. THENCE RUN S.57°43'45"W. FOR A DISTANCE OF 28.50 FEET;  
56. THENCE RUN N.80°35'16"W. FOR A DISTANCE OF 26.03 FEET;  
57. THENCE RUN S.64°20'44"W. FOR A DISTANCE OF 27.66 FEET;  
58. THENCE RUN S.67°59'16"W. FOR A DISTANCE OF 34.14 FEET;  
59. THENCE RUN S.84°22'39"W. FOR A DISTANCE OF 22.64 FEET;

60. THENCE RUN S.61°36'34"W. FOR A DISTANCE OF 54.51 FEET;  
61. THENCE RUN S.38°23'32"W. FOR A DISTANCE OF 10.59 FEET;  
62. THENCE RUN N.89°16'27"W. FOR A DISTANCE OF 20.59 FEET;  
63. THENCE RUN N.86°19'33"W. FOR A DISTANCE OF 107.15 FEET;  
64. THENCE RUN N.86°34'25"W. FOR A DISTANCE OF 30.08 FEET;  
65. THENCE RUN N.86°14'00"W. FOR A DISTANCE OF 12.12 FEET;  
66. THENCE RUN N.84°47'54"W. FOR A DISTANCE OF 18.86 FEET;  
67. THENCE RUN S.63°25'34"W. FOR A DISTANCE OF 165.22 FEET;  
68. THENCE RUN S.38°49'39"W. FOR A DISTANCE OF 25.77 FEET;  
69. THENCE RUN S.77°21'20"W. FOR A DISTANCE OF 19.54 FEET;  
70. THENCE RUN N.72°22'06"W. FOR A DISTANCE OF 24.27 FEET;  
71. THENCE RUN S.60°33'03"W. FOR A DISTANCE OF 36.82 FEET;  
72. THENCE RUN S.51°52'41"W. FOR A DISTANCE OF 25.98 FEET;  
73. THENCE RUN S.55°25'15"W. FOR A DISTANCE OF 105.88 FEET;  
74. THENCE RUN S.41°29'04"W. FOR A DISTANCE OF 17.67 FEET;  
75. THENCE RUN S.44°35'57"W. FOR A DISTANCE OF 63.36 FEET;  
76. THENCE RUN S.17°51'59"W. FOR A DISTANCE OF 64.26 FEET;  
77. THENCE RUN S.09°10'03"W. FOR A DISTANCE OF 72.96 FEET;  
78. THENCE RUN S.04°23'39"W. FOR A DISTANCE OF 26.59 FEET;  
79. THENCE RUN S.04°50'52"E. FOR A DISTANCE OF 13.59 FEET;  
80. THENCE RUN S.10°42'03"W. FOR A DISTANCE OF 28.99 FEET;  
81. THENCE RUN S.11°57'24"W. FOR A DISTANCE OF 50.36 FEET;  
82. THENCE RUN S.16°00'12"W. FOR A DISTANCE OF 33.43 FEET;  
83. THENCE RUN S.19°03'59"W. FOR A DISTANCE OF 20.90 FEET;  
84. THENCE RUN S.14°12'59"W. FOR A DISTANCE OF 28.58 FEET;  
85. THENCE RUN S.11°40'12"W. FOR A DISTANCE OF 28.88 FEET;  
86. THENCE RUN S.14°22'04"W. FOR A DISTANCE OF 24.31 FEET;  
87. THENCE RUN S.22°28'18"W. FOR A DISTANCE OF 31.24 FEET;  
88. THENCE RUN S.18°12'44"W. FOR A DISTANCE OF 36.03 FEET;  
89. THENCE RUN S.14°07'55"W. FOR A DISTANCE OF 19.02 FEET;  
90. THENCE RUN S.19°18'50"W. FOR A DISTANCE OF 16.08 FEET;  
91. THENCE RUN S.19°07'38"W. FOR A DISTANCE OF 59.80 FEET;  
92. THENCE RUN S.06°32'49"W. FOR A DISTANCE OF 53.56 FEET;  
93. THENCE RUN S.22°49'39"W. FOR A DISTANCE OF 61.99 FEET;  
94. THENCE RUN S.16°30'59"W. FOR A DISTANCE OF 30.36 FEET;  
95. THENCE RUN S.20°49'04"W. FOR A DISTANCE OF 116.82 FEET;  
96. THENCE RUN S.05°06'07"W. FOR A DISTANCE OF 18.58 FEET TO A POINT OF THE APPROXIMATE TOP OF BANK OF AN APPARENT MAN-MADE DITCH; THENCE RUN NORTHWESTERLY, ALONG SAID APPROXIMATE TOP OF BANK, THE FOLLOWING COURSES:

1. N.17°16'30"W. FOR A DISTANCE OF 22.73 FEET;  
2. THENCE RUN N.47°23'44"W. FOR A DISTANCE OF 64.61 FEET;  
3. THENCE RUN N.24°12'11"W. FOR A DISTANCE OF 91.43 FEET;  
4. THENCE RUN N.03°48'12"W. FOR A DISTANCE OF 29.62 FEET;  
5. THENCE RUN N.06°50'11"W. FOR A DISTANCE OF 34.61 FEET;  
6. THENCE RUN N.08°54'45"W. FOR A DISTANCE OF 28.95 FEET;  
7. THENCE RUN N.12°43'52"W. FOR A DISTANCE OF 39.18 FEET;  
8. THENCE RUN N.28°20'46"W. FOR A DISTANCE OF 39.90 FEET;

9. THENCE RUN N.32°06'08"W. FOR A DISTANCE OF 30.67 FEET;  
10. THENCE RUN N.45°59'51"W. FOR A DISTANCE OF 43.84 FEET;  
11. THENCE RUN N.40°53'39"W. FOR A DISTANCE OF 33.01 FEET;  
12. THENCE RUN N.53°48'26"W. FOR A DISTANCE OF 60.20 FEET;  
13. THENCE RUN N.75°05'44"W. FOR A DISTANCE OF 54.64 FEET;  
14. THENCE RUN N.71°07'07"W. FOR A DISTANCE OF 40.46 FEET;  
15. THENCE RUN N.62°42'59"W. FOR A DISTANCE OF 34.22 FEET;  
16. THENCE RUN N.66°57'30"W. FOR A DISTANCE OF 51.84 FEET TO A POINT ON THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 18;  
THENCE RUN N.00°17'01"E., ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 18, FOR A DISTANCE OF 1,177.03 FEET; THENCE RUN N.88°52'02"W., FOR A DISTANCE OF 1,200.01 FEET; THENCE RUN N.88°52'26"W., FOR A DISTANCE OF 1,289.95 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF STATE ROAD 31; THENCE RUN N.00°26'33"W., ALONG SAID EASTERLY RIGHT-OF-WAY LINE, FOR A DISTANCE OF 2,450.06 FEET TO A POINT ON A CIRCULAR CURVE, CONCAVE TO THE EAST, FROM WHICH THE RADIUS POINT BEARS N.89°26'15"E., A DISTANCE OF 68,704.96 FEET THEREFROM; THENCE RUN NORTHERLY, ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 68,704.96 FEET, THROUGH A CENTRAL ANGLE OF 00°05'37", SUBTENDED BY A CHORD OF 112.20 FEET AT A BEARING OF N.00°30'56"W., FOR A DISTANCE OF 112.20 FEET; THENCE RUN S.88°51'20"E., FOR A DISTANCE OF 1,322.57 FEET; THENCE RUN N.00°17'01"E., FOR A DISTANCE OF 1,314.76 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 1,182.295 ACRES, MORE OR LESS.

AND

#### DUKE HIGHWAY PARCEL 1

A PORTION OF THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 43 SOUTH, RANGE 26 EAST; THENCE RUN N.00°23'49"E., ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16, FOR A DISTANCE OF 471.06 FEET; THENCE RUN S.89°23'44"W., FOR A DISTANCE OF 60.01 FEET TO A POINT THAT IS 60.00 FEET WESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16 AND THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE S.89°23'44"W, FOR A DISTANCE OF 96.74 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF DUKE HIGHWAY; THENCE RUN N.20°29'19"E., ALONG SAID EASTERLY RIGHT-OF-WAY LINE, FOR A DISTANCE OF 11.60 FEET TO THE BEGINNING OF A TANGENTIAL CIRCULAR CURVE, CONCAVE TO THE SOUTHEAST; THENCE RUN NORTHEASTERLY, ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 310.00 FEET, THROUGH A CENTRAL ANGLE OF 30°07'05", SUBTENDED BY A CHORD OF 161.09 FEET AT A BEARING OF N.35°32'53"E., FOR A DISTANCE OF 162.95 FEET TO A POINT 60.00 FEET WESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16; THENCE RUN S.00°23'49"W., PARALLEL WITH THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16, FOR A DISTANCE OF 140.91 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 0.188 ACRE, MORE OR LESS.

AND

**DUKE HIGHWAY PARCEL 2**

A PORTION OF THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCE** AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 43 SOUTH, RANGE 26 EAST; THENCE RUN N.89°50'47"W., ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16, FOR A DISTANCE OF 297.43 FEET AND THE POINT OF **BEGINNING** OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE N.89°50'47"W., ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16, FOR A DISTANCE OF 134.38 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF DUKE HIGHWAY, THE SAME BEING A POINT ON A CIRCULAR CURVE, CONCAVE TO THE NORTHWEST, FROM WHICH THE RADIUS POINT BEARS N.24°27'59"W., A DISTANCE OF 330.00 FEET THEREFROM; THENCE RUN NORTHEASTERLY, ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A RADIUS OF 330.00 FEET, THROUGH A CENTRAL ANGLE OF 24°24'48", SUBTENDED BY A CHORD OF 139.55 FEET AT A BEARING OF N.53°19'37"E., FOR A DISTANCE OF 140.61 FEET; THENCE RUN S.15°01'01"E., FOR A DISTANCE OF 86.67 FEET TO THE POINT OF **BEGINNING**. PARCEL CONTAINS 0.113 ACRE, MORE OR LESS.

**AND**

**DUKE HIGHWAY PARCEL 3**

A PORTION OF GOVERNMENT LOT 1 OF SECTION 20, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCE** AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 20, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.00°23'54"W., ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 20, FOR A DISTANCE OF 30.00 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF DUKE HIGHWAY AS THE SAME IS SHOWN ON THE LEE COUNTY DEPARTMENT OF TRANSPORTATION AND ENGINEERING RIGHT-OF-WAY MAP FOR DUKE HIGHWAY, DATED MAY OF 1988; THENCE RUN N.89°40'34"W., ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, PARALLEL WITH AND 30 FEET SOUTH OF THE NORTH LINE OF GOVERNMENT LOT 1 OF SAID SECTION 20, FOR A DISTANCE OF 330.00 FEET TO A POINT 330.00 FEET WESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF GOVERNMENT LOT 1 OF SAID SECTION 20 AND THE POINT OF **BEGINNING** OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE RUN S.00°23'54"W., PARALLEL WITH THE EAST LINE OF GOVERNMENT LOT 1 OF SAID SECTION 20, FOR A DISTANCE OF 734.86 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF CANAL 43; THENCE RUN S.77°07'55"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CANAL 43, FOR A DISTANCE OF 213.42 FEET; THENCE RUN S.86°59'22"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CANAL 43, FOR A DISTANCE OF 1,130.97 FEET TO A POINT 1666.69 FEET WEST OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF GOVERNMENT LOT 1 OF SAID SECTION 20; THENCE RUN N.00°23'54"E., PARALLEL WITH THE EAST LINE OF GOVERNMENT LOT 1 OF SAID SECTION 20, FOR A DISTANCE OF 849.34 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID DUKE HIGHWAY; THENCE RUN S.89°40'34"E., ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, FOR A DISTANCE OF 1,336.69 FEET TO THE POINT OF **BEGINNING**. PARCEL CONTAINS 24.781 ACRES, MORE OR LESS.

AND

**DUKE HIGHWAY PARCEL 4**

A PORTION OF GOVERNMENT LOT 1 AND THE NORTHEAST QUARTER OF SECTION 20, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF SECTION 20, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA, THE SAME BEING THE NORTHWEST CORNER OF GOVERNMENT LOT 1 OF SAID SECTION 20; THENCE RUN S.00°20'36"W., ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 20 AND ALONG THE WEST LINE OF SAID GOVERNMENT LOT 1, FOR A DISTANCE OF 30.00 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF DUKE HIGHWAY AND THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE RUN S.89°40'34"E., ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, FOR A DISTANCE OF 839.08 FEET; THENCE RUN S.00°24'32"W. FOR A DISTANCE OF 859.27 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF CANAL 43; THENCE RUN S.86°59'22"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CANAL 43, FOR A DISTANCE OF 139.41 FEET; THENCE RUN S.56°48'56"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CANAL 43, FOR A DISTANCE OF 672.60 FEET; THENCE RUN N.33°12'38"W. FOR A DISTANCE OF 250.08 FEET TO A POINT ON THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 20 AND A POINT ON THE WEST LINE OF SAID GOVERNMENT LOT 1; THENCE RUN N.00°20'36"E., ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 20 AND ALONG THE WEST LINE OF SAID GOVERNMENT LOT 1, FOR A DISTANCE OF 1,030.23 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 19.922 ACRES, MORE OR LESS.

AND

**WILLIAM'S ISLAND SOUTHEASTERLY PARCEL**

A PORTION OF GOVERNMENT LOT 8 OF SECTION 19, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 19, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN N.01°29'40"W., ALONG THE QUARTER SECTION LINE OF SAID SECTION 19, FOR A DISTANCE OF 1,099.34 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF CANAL 43, AND THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE N.01°29'40"W., ALONG THE QUARTER SECTION LINE OF SAID SECTION 19, FOR A DISTANCE OF 223.42 FEET TO THE NORTHWEST CORNER OF GOVERNMENT LOT 8 OF SAID SECTION 19; THENCE RUN S.88°17'40"E. ALONG THE NORTH LINE OF SAID GOVERNMENT LOT 8, FOR A DISTANCE OF 509.98 FEET TO A POINT ON THE MEAN HIGH WATER OF THE OLD RIVER BED OF THE CALOOSAHATCHEE RIVER, HAVING AN ELEVATION 0.23' NAVD '88 (NORTH AMERICAN VERTICAL DATUM OF 1988), AS LOCATED OCTOBER OF 2007; THENCE RUN SOUTHERLY, ALONG SAID MEAN HIGH WATER LINE, FOR THE FOLLOWING COURSES:

1. S.07°39'58"E. FOR A DISTANCE OF 11.67 FEET;
2. THENCE RUN S.12°19'31"E. FOR A DISTANCE OF 34.29 FEET;

3. THENCE RUN S.09°37'41"E. FOR A DISTANCE OF 33.67 FEET;  
4. THENCE RUN S.27°02'16"E. FOR A DISTANCE OF 41.73 FEET;  
5. THENCE RUN S.38°09'18"E. FOR A DISTANCE OF 27.38 FEET;  
6. THENCE RUN S.56°11'00"E. FOR A DISTANCE OF 16.78 FEET;  
7. THENCE RUN S.47°30'40"E. FOR A DISTANCE OF 19.86 FEET;  
8. THENCE RUN S.13°24'25"E. FOR A DISTANCE OF 26.45 FEET;  
9. THENCE RUN S.26°21'44"W. FOR A DISTANCE OF 24.86 FEET;  
10. THENCE RUN S.30°11'50"W. FOR A DISTANCE OF 22.95 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CANAL 43; THENCE RUN N.88°02'20"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CANAL 43, FOR A DISTANCE OF 566.78 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 2.817 ACRES, MORE OR LESS.

AND

**WILLIAM'S ISLAND SOUTHWESTERLY PARCEL**

A PORTION OF GOVERNMENT LOTS 6 AND 7 OF SECTION 19, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 19, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN N.01°29'40"W., ALONG THE QUARTER SECTION LINE OF SAID SECTION 19, FOR A DISTANCE OF 1,099.34 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF CANAL 43; THENCE RUN N.88°02'20"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CANAL 43, FOR A DISTANCE OF 300.55 FEET TO A POINT 300.00 FEET WESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, THE QUARTER SECTION LINE OF SAID SECTION 19 AND THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE N.88°02'20"W., ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CANAL 43, FOR A DISTANCE OF 1,330.73 FEET TO A POINT ON THE MEAN HIGH WATER LINE OF THE OLD RIVER BED OF THE CALOOSAHATCHEE RIVER HAVING AN ELEVATION 0.23' NAVD '88 (NORTH AMERICAN VERTICAL DATUM OF 1988), AS LOCATED OCTOBER OF 2007; THENCE RUN NORTHERLY AND EASTERLY ALONG SAID MEAN HIGH WATER LINE, FOR THE FOLLOWING COURSES:

1. N.15°58'10"W. FOR A DISTANCE OF 7.94 FEET;  
2. THENCE RUN N.01°41'18"E. FOR A DISTANCE OF 17.89 FEET;  
3. THENCE RUN N.40°32'22"E. FOR A DISTANCE OF 23.76 FEET;  
4. THENCE RUN N.44°09'58"E. FOR A DISTANCE OF 26.63 FEET;  
5. THENCE RUN N.08°49'38"E. FOR A DISTANCE OF 28.89 FEET;  
6. THENCE RUN N.27°15'31"E. FOR A DISTANCE OF 28.33 FEET;  
7. THENCE RUN N.43°36'36"E. FOR A DISTANCE OF 29.66 FEET;  
8. THENCE RUN N.29°49'37"E. FOR A DISTANCE OF 29.29 FEET;  
9. THENCE RUN N.23°56'50"E. FOR A DISTANCE OF 32.05 FEET;  
10. THENCE RUN N.14°54'49"E. FOR A DISTANCE OF 20.81 FEET;  
11. THENCE RUN N.48°43'12"E. FOR A DISTANCE OF 47.25 FEET;  
12. THENCE RUN N.58°40'27"E. FOR A DISTANCE OF 18.60 FEET;  
13. THENCE RUN N.76°41'42"E. FOR A DISTANCE OF 66.72 FEET;  
14. THENCE RUN S.50°31'58"E. FOR A DISTANCE OF 26.11 FEET;  
15. THENCE RUN S.51°14'01"E. FOR A DISTANCE OF 24.09 FEET;  
16. THENCE RUN S.47°38'56"E. FOR A DISTANCE OF 26.92 FEET;

17. THENCE RUN S.54°53'49"E. FOR A DISTANCE OF 19.34 FEET;  
18. THENCE RUN N.85°21'54"E. FOR A DISTANCE OF 16.74 FEET;  
19. THENCE RUN N.74°00'57"E. FOR A DISTANCE OF 48.02 FEET;  
20. THENCE RUN N.61°51'01"E. FOR A DISTANCE OF 72.57 FEET;  
21. THENCE RUN S.55°38'59"E. FOR A DISTANCE OF 77.54 FEET;  
22. THENCE RUN S.59°31'52"E. FOR A DISTANCE OF 33.99 FEET;  
23. THENCE RUN N.76°03'42"E. FOR A DISTANCE OF 27.37 FEET;  
24. THENCE RUN N.87°50'27"E. FOR A DISTANCE OF 36.13 FEET;  
25. THENCE RUN N.36°05'12"E. FOR A DISTANCE OF 50.66 FEET;  
26. THENCE RUN N.88°36'39"E. FOR A DISTANCE OF 35.39 FEET;  
27. THENCE RUN N.70°21'57"E. FOR A DISTANCE OF 49.72 FEET;  
28. THENCE RUN N.26°55'40"E. FOR A DISTANCE OF 17.31 FEET;  
29. THENCE RUN N.70°37'41"E. FOR A DISTANCE OF 39.73 FEET;  
30. THENCE RUN N.80°02'38"E. FOR A DISTANCE OF 28.96 FEET;  
31. THENCE RUN N.79°21'36"E. FOR A DISTANCE OF 26.29 FEET;  
32. THENCE RUN N.60°35'14"E. FOR A DISTANCE OF 56.67 FEET;  
33. THENCE RUN N.55°05'27"E. FOR A DISTANCE OF 20.76 FEET;  
34. THENCE RUN N.23°52'13"E. FOR A DISTANCE OF 23.90 FEET;  
35. THENCE RUN N.26°22'36"E. FOR A DISTANCE OF 27.78 FEET;  
36. THENCE RUN N.11°17'15"E. FOR A DISTANCE OF 32.93 FEET;  
37. THENCE RUN N.40°12'30"E. FOR A DISTANCE OF 44.39 FEET;  
38. THENCE RUN N.55°04'30"E. FOR A DISTANCE OF 42.13 FEET;  
39. THENCE RUN N.64°29'28"E. FOR A DISTANCE OF 61.62 FEET;  
40. THENCE RUN S.83°16'04"E. FOR A DISTANCE OF 28.59 FEET;  
41. THENCE RUN N.64°50'23"E. FOR A DISTANCE OF 33.85 FEET;  
42. THENCE RUN N.78°22'01"E. FOR A DISTANCE OF 82.47 FEET;  
43. THENCE RUN N.75°43'09"E. FOR A DISTANCE OF 37.09 FEET;  
44. THENCE RUN N.60°31'22"E. FOR A DISTANCE OF 39.83 FEET;  
45. THENCE RUN N.63°16'34"E. FOR A DISTANCE OF 62.80 FEET;  
46. THENCE RUN N.49°25'12"E. FOR A DISTANCE OF 57.39 FEET TO A POINT ON A LINE LOCATED 300.00 FEET WESTERLY OF, AS MEASURED AT RIGHT ANGLES TO THE NORTH-SOUTH QUARTER SECTION LINE OF SAID SECTION 19;

THENCE RUN S.01°29'40"E., PARALLEL WITH THE NORTH-SOUTH QUARTER SECTION LINE OF SAID SECTION 19, FOR A DISTANCE OF 671.77 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 10.766 ACRES, MORE OR LESS.

AND

**WILLIAM'S ISLAND NORTHERLY PARCEL**

A PORTION OF GOVERNMENT LOT 6 OF SECTION 19, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCE** AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 19, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN N.01°29'40"W., ALONG THE QUARTER SECTION LINE OF SAID SECTION 19, FOR A DISTANCE OF 1,099.34 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF CANAL 43; THENCE RUN N.88°02'20"W., ALONG THE

NORTHERLY RIGHT-OF-WAY LINE OF SAID CANAL 43, FOR A DISTANCE OF 300.55 FEET TO A POINT 300.00 FEET WESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, THE QUARTER SECTION LINE OF SAID SECTION 19; THENCE RUN N.01°29'40"W., PARALLEL WITH THE QUARTER SECTION LINE OF SAID SECTION 19, FOR A DISTANCE OF 1,626.16 FEET TO A POINT ON THE MEAN HIGH WATER LINE OF THE OLD RIVER BED OF THE CALOOSAHATCHEE RIVER HAVING ELEVATION 0.23' NAVD '88 (NORTH AMERICAN DATUM 1988) AND THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE RUN, ALONG SAID MEAN HIGH WATER LINE, FOR THE FOLLOWING COURSES:

1. S.67°11'49"W. FOR A DISTANCE OF 8.19 FEET;
2. THENCE RUN N.81°04'31"W. FOR A DISTANCE OF 36.37 FEET;
3. THENCE RUN N.72°22'16"W. FOR A DISTANCE OF 53.77 FEET;
4. THENCE RUN S.70°43'07"W. FOR A DISTANCE OF 32.56 FEET;
5. THENCE RUN S.68°12'27"W. FOR A DISTANCE OF 32.86 FEET;
6. THENCE RUN S.58°28'14"W. FOR A DISTANCE OF 73.97 FEET;
7. THENCE RUN S.67°31'54"W. FOR A DISTANCE OF 54.34 FEET;
8. THENCE RUN S.55°31'31"W. FOR A DISTANCE OF 29.18 FEET;
9. THENCE RUN S.60°37'55"W. FOR A DISTANCE OF 30.71 FEET;
10. THENCE RUN S.44°55'12"W. FOR A DISTANCE OF 77.54 FEET;
11. THENCE RUN S.34°30'17"W. FOR A DISTANCE OF 33.61 FEET;
12. THENCE RUN S.41°10'53"W. FOR A DISTANCE OF 46.49 FEET;
13. THENCE RUN S.54°19'31"W. FOR A DISTANCE OF 20.40 FEET;
14. THENCE RUN S.23°28'13"W. FOR A DISTANCE OF 48.08 FEET;
15. THENCE RUN S.61°28'41"W. FOR A DISTANCE OF 43.49 FEET;
16. THENCE RUN S.41°15'42"W. FOR A DISTANCE OF 32.21 FEET;
17. THENCE RUN S.34°58'19"W. FOR A DISTANCE OF 33.67 FEET;
18. THENCE RUN S.39°45'05"W. FOR A DISTANCE OF 55.04 FEET;
19. THENCE RUN S.40°43'08"W. FOR A DISTANCE OF 42.99 FEET;
20. THENCE RUN N.33°38'57"E. FOR A DISTANCE OF 44.00 FEET;
21. THENCE RUN N.31°33'27"E. FOR A DISTANCE OF 35.62 FEET;
22. THENCE RUN N.46°33'15"E. FOR A DISTANCE OF 21.41 FEET;
23. THENCE RUN N.33°23'31"E. FOR A DISTANCE OF 33.52 FEET;
24. THENCE RUN N.53°54'14"E. FOR A DISTANCE OF 32.46 FEET;
25. THENCE RUN N.45°16'00"E. FOR A DISTANCE OF 43.47 FEET;
26. THENCE RUN N.35°54'23"E. FOR A DISTANCE OF 41.10 FEET;
27. THENCE RUN N.52°22'04"E. FOR A DISTANCE OF 21.42 FEET;
28. THENCE RUN N.42°11'29"E. FOR A DISTANCE OF 46.78 FEET;
29. THENCE RUN N.32°18'28"E. FOR A DISTANCE OF 34.55 FEET;
30. THENCE RUN N.48°07'11"E. FOR A DISTANCE OF 37.55 FEET;
31. THENCE RUN N.38°39'40"E. FOR A DISTANCE OF 41.16 FEET;
32. THENCE RUN N.59°11'18"E. FOR A DISTANCE OF 30.98 FEET;
33. THENCE RUN N.55°06'41"E. FOR A DISTANCE OF 29.72 FEET;
34. THENCE RUN N.67°08'56"E. FOR A DISTANCE OF 35.19 FEET;
35. THENCE RUN N.57°57'46"E. FOR A DISTANCE OF 21.91 FEET;
36. THENCE RUN N.64°50'06"E. FOR A DISTANCE OF 32.90 FEET;
37. THENCE RUN N.59°31'35"E. FOR A DISTANCE OF 39.36 FEET;
38. THENCE RUN N.65°02'10"E. FOR A DISTANCE OF 31.63 FEET;
39. THENCE RUN N.71°30'59"E. FOR A DISTANCE OF 36.32 FEET;
40. THENCE RUN N.82°00'53"E. FOR A DISTANCE OF 43.91 FEET;



41. THENCE RUN N.86°42'40"E. FOR A DISTANCE OF 43.63 FEET;  
42. THENCE RUN S.82°50'54"E. FOR A DISTANCE OF 6.67 FEET TO A POINT 300.00 FEET WESTERLY OF,  
AS MEASURED AT RIGHT ANGLES TO, THE NORTH-SOUTH QUARTER SECTION LINE OF SAID SECTION  
19;

THENCE RUN S.01°29'40"E., PARALLEL WITH THE NORTH-SOUTH QUARTER SECTION LINE OF SAID  
SECTION 19, FOR A DISTANCE OF 35.34 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 0.160  
ACRE, MORE OR LESS.

Any objections to the Application must be made in writing and filed with the Director, Office of  
Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida  
32399-0850, no later than 30 days from the date of this Notice, with a copy to Martin S. Friedman, Esquire,  
Rose, Sundstrom & Bentley, LLP, 2180 W. State Road 434, Suite 2118, Longwood, FL 32779. The objection  
must state the grounds for the objection with particularity.