



### Application

The application is in compliance with Section 367.045, Florida Statutes, and other pertinent statutes and provisions of the Florida Administrative Code. In particular, the application contains a filing fee in the amount of \$200, as prescribed by Rule 25-30.020, Florida Administrative Code. In addition, Lake Suzy provided evidence, in the form of a warranty deed, that it owns the land upon which its facilities are located, as required by Rule 25-30.036, Florida Administrative Code.

Adequate service territory and system maps and a territory description have been provided, as prescribed by Rule 25-30.036, Florida Administrative Code. The additional territory which Lake Suzy is requesting to serve in Desoto County is described in Attachment A of this Order.

Lake Suzy has provided proof of compliance with the noticing requirements of Rule 25-30.030, Florida Administrative Code. No objections to the notice of application have been received and the time for filing such has expired.

Since Lake Suzy has been in operation under our jurisdiction since 1981, and has been providing satisfactory service to its customers, we believe that the Utility has demonstrated its ability to provide service to the additional territory. Although Lake Suzy's plant will reach ultimately 100 percent capacity with the addition of the territory, actual use is only 60 percent during peak time. Demand on Lake Suzy's system will be gradual since construction within the territory is not complete. Also, Lake Suzy is planning to expand its wastewater facility within the next two years. In addition, from the information filed with the application, it appears that Lake Suzy has the financial ability to serve the requested area.

Therefore, we find that it is in the public interest to amend Certificate No. 394-S, held by Kingsway, to delete the territory described in Attachment A of this Order, which by reference is incorporated herein. We also find that it is in the public interest to amend Certificate No. 416-S, held by Lake Suzy, to include the territory described in Attachment A of this Order. Kingsway and Lake Suzy have returned Certificates Nos. 394-S and 416-S, respectively, to this Commission for entry reflecting the amendment of the territory the utilities are authorized to serve. Kingsway has filed revised tariff sheets reflecting deletion of the territory described in Attachment A. Lake Suzy has filed revised tariff sheets reflecting the territory described in Attachment A.

Rates and Charges

Lake Suzy's existing rates and charges became effective on May 3, 1992, pursuant to Docket No. WS-92-0045. Lake Suzy shall charge the customers in the territory added herein the rates and charges approved in its tariff until authorized to change by this Commission in a subsequent proceeding.

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificate No. 394-S, held by Kingsway Properties, Inc., 850 Kingsway Circle, Lake Suzy, Florida 33821, is hereby amended to delete the territory described in Attachment A of this Order, which by reference is incorporated herein. It is further

ORDERED that Certificate No. 416-S, held by Lake Suzy Utilities, Inc., 12408 Southwest Sheri Street, Lake Suzy, Florida 33821, is hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. It is further

ORDERED that Lake Suzy Utilities, Inc. shall charge the customers in the territory added herein the rates and charges approved in the its tariff until authorized to change by this Commission. It is further

ORDERED that Docket No. 931225-SU is hereby closed.

By ORDER of the Florida Public Service Commission, this 8th day of June, 1994.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.

Description of Territory to be Deleted From  
Certificate No. 394-S and Added to Certificate No. 416-S

All of the land in the Southeast 1/4 plus the East 450 feet of the Southwest 1/4 of Section 31, Township 39 South, Range 23 East LESS and except the two parcels described as follows:

Two (2) parcels of land in Section 31, Township 39 South, Range 23 East, Desoto County, Florida. Bearings used in this description are taken from a deed recorded in Official Record Book 130, Pages 570-571, of said public records of Desoto County, Florida. Said tracts are described as follows:

Begin at the Southeast corner of Section 31; thence North 89°38'45" West along the South line of said Section 31, 2388.17 feet; thence North 25°01'05" West, 39.15 feet; thence North 32°09'31" West, 134.59 feet; thence North 58°16'39" West, 152.45 feet; thence North 08°41'03" East, 58.79 feet; thence North 11°35'37" East, 720.86 feet; thence North 22°03'27" West, 563.84 feet; thence North 20°08'35" East, 472.51 feet to the Point of Beginning of Parcel 1 of 2. Said Point of Beginning being a point on a curve concave to the Southwest with a radius of 400.00 feet and a tangent bearing of South 78°44'54" East, thence Southeasterly along arc of said curve, 369.13 feet; thence South 50°22'47" West, 159.29 feet; thence South 17°21'14" East, 704.05 feet; thence South 20°42'20" West, 582.63 feet; thence South 68°11'54" East, 177.71 feet; thence North 74°35'19" East, 353.72 feet; thence South 65°20'26" East, 726.23 feet; thence North 30°55'45" East, 287.95 feet; thence North 45°35'19" West, 863.70 feet; thence North 26°26'28" West, 725.47 feet; thence North 47°17'25" West, 194.61 feet; thence South 65°37'18" West, 58.42 feet to a point on a curve concave to the Southwest with a radius of 460.00 feet, said course is radial to said curve; thence Northwesterly along arc of said curve, 427.14 feet to a point on said curve to be labeled as Point A; thence continuing along said curve 296.21 feet through a total angle of 90°06'00"; thence South 65°31'26" West, 239.89 feet to the Easterly right-of-way of Kingsway Circle; thence South 24°28'34" East along the Easterly right-of-way of Kingsway Circle, 60.00 feet; thence North 65°31'26" East, 241.76 feet to a point on a curve concave to the Southwest with a radius of 400.00 feet; thence Northeasterly along arc of said curve 249.43 feet to the Point of Beginning of Parcel 1 of 2.

ATTACHMENT A  
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Thence beginning at above referenced Point A; thence North 67°18'04" West, 240.34 feet; thence North 74°28'27" West, 56.04 feet; thence North 05°02'43" East, 309.07 feet; thence North 42°08'49" East, 189.00 feet; thence South 85°12'39" East, 778.88 feet; thence South 74°40'25" East, 365.65 feet; thence North 66°43'21" East, 116.00 feet; thence South 58°43'09" East, 183.27 feet to the Point of Beginning of Parcel 2 of 2; thence South 10°57'21" West, 110.00 feet; thence North 76°33'11" East, 814.18 feet; thence North 02°30'36" West, 169.87 feet to the right-of-way of Kingsway Circle; thence South 87°29'24" West, 465.49 feet along the right-of-way of Kingsway Circle to a point on a curve concave to the North with a radius of 530.00 feet; thence Westerly along arc of said curve 67.52 feet; thence North 85°12'39" West, 217.99 feet; thence South 04°47'21" West, 221.24 feet; thence South 58°43'09" East, 51.12 feet to the Point of Beginning of parcel 2 of 2.