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August 13, 1999  
VIA HAND DELIVERY

ROBERT M. C. ROSE  
OF COUNSEL

Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

991056-5U

Re: Coolidge - Fort Myers Realty Limited Partnership d/b/a Herons Glen Utilities  
Application Transfer of Wastewater Certificate  
Our File No. 34073.01

Dear Ms. Bayo:

Attached in accordance with the requirements of Commission Rule 25-30.030(7), Florida Administrative Code are the original and fifteen copies of the Proof of Publication Notice related to the Application referenced above. This should be included as late-filed Exhibit "L" to the Application as filed on October July 27, 1999.

Should you, or any members of the staff have any questions in this regard, please let me know.

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CYR \_\_\_\_\_
- SAS \_\_\_\_\_
- LEB I
- MAS \_\_\_\_\_
- OTC \_\_\_\_\_
- FAI \_\_\_\_\_
- SEC I
- MAJ I
- OTR \_\_\_\_\_

Sincerely,

ROSE, SUNDBSTROM & BENTLEY, LLP

F. Marshall Deterding  
For The Firm

FMD/tmg  
Enclosures

cc: Bill Kouwenhoven

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

09538 AUG 13 99

FPSC-RECORDS/REPORTING

**NEWS-PRESS**

Published every morning — Daily and Sunday  
Fort Myers, Florida

**Affidavit of Publication**

STATE OF FLORIDA  
COUNTY OF LEE

Before the undersigned authority, personally appeared  
Suzanne Crawford

who on oath says that he/she is the Assistant  
Legal Coordinator of the News-Press, a

daily newspaper, published at Fort Myers, in Lee County, Florida, that the  
attached copy of advertisement, being a  
notice of application

in the matter of Transfer of Wastewater  
Certificate

in the \_\_\_\_\_ Court  
was published in said newspaper in the issues of  
August 10, 1999

Affiant further says that the said News-Press is a paper of general circulation daily in Lee, Charlotte, Collier, Glades and Hendry Counties and published at Fort Myers, in said Lee County, Florida and that said newspaper has heretofore been continuously published in said Lee County, Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of the advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

*Suzanne Crawford*

Sworn to and subscribed before me this  
10th day of  
August 1999

Suzanne Crawford

who is personally known to me or who has produced

as identification, and who did or did not take an oath.  
Notary Public Brenda Leighton

Print Name \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

CLASS-16



Brenda Leighton  
MY COMMISSION # CC008905 EXPIRES  
February 14, 2003  
BONDED THRU TROY FAIR INSURANCE, INC.

**NOTICE OF APPLICATION FOR TRANSFER OF WASTEWATER CERTIFICATE**

Coolidge - Fort Myers Realty, L.P., 2250 Avenida Del Vera, N. Fort Myers, Florida 33917-6700, pursuant to Section 367.071, Florida Statutes, hereby notifies its intent to apply to the Florida Public Service Commission for Transfer of Certificate or Facilities to the following described territory located in Lee County, Florida:  
A parcel of land in Sections 2, 3, 4, 5, & 10, Township 43 South, Range 24 East, Lee County, Florida, more particularly described as follows:  
Commerce at the northeast corner of Section 3, Township 43 South, Range 24 East; thence N89°57'30" W along the North line of the northeast one quarter of said Section 3 for 355.01 feet to an intersection with the westerly right of way line of the former S.A.L. Railroad and the point of beginning of the herein described parcel of land; thence continue N89°57'30" W along said North line for 2313.55 feet to the northeast corner of said Section 3; thence S89°48'38" W along the North line of said northwest one quarter for 2667.53 feet to the northwest corner of said Section 3; thence N89°42'40" W along the North line of Section 4, Township 43 South, Range 24 East for 5335.96 feet to the northwest corner of said Section 4; thence S89°33'20" W along the North line of the northeast one quarter of Section 5, Township 43 South, Range 24 East for 1671.76 feet to an intersection with the northeasterly line of North Fort Myers Park according to the plat thereof as recorded in plat book 9, page 113 of the Public Records of Lee County, Florida; thence S26°03'40" E along said northeasterly line for 318.66 feet to an intersection with the southeasterly line of Lot 3 of said plat of North Fort Myers Park; thence S63°56'20" W along said southeasterly line for 300.77 feet to an intersection with the northeasterly right of way line of Tamiami Trail (S.R. 45, U.S. 41) being a point on the arc of a circular curve concave to the southwest, said point bearing N63°13'24" E from the radius point of said curve; thence southeasterly along the arc of said curve having for its elements a radius of 7739.44 feet and a central angle of 0°42'56" for 96.66 feet to the point of tangency; thence S26°03'40" E along said northeasterly right of way line for 1943.40 feet to an intersection with the southeasterly line of the northwesterly one half of lot 24 of the aforementioned plat of North Fort Myers Park; thence N63°56'20" E along said southeasterly line for 300.17 feet to an intersection with the aforementioned northeasterly line of North Fort Myers Park; thence N26°03'40" W along said northeaster-

ly line for 4.46 feet to an intersection with the southerly line of that certain parcel of land described in Official Record Book 1032 at page 707 of the aforementioned Public Records; thence N89°48'47" E along said southerly line for 3357.09 feet to an intersection with the East line of that certain parcel of land described in Official Record Book 410 at page 690 of the aforementioned Public Records; thence S0°06'41" E along said East line for 2040.37 feet to an intersection with the South line of that certain parcel of land described in Deed Book 224 at page 437 of the aforementioned Public Records; thence S89°48'47" W along said South line for 2698.40 feet to an intersection with the aforementioned northeasterly right of way line of Tamiami Trail; thence S26°03'40" E along said northeasterly right of way line for 370.00 feet; thence N89°48'47" E for 3845.26 feet; thence N0°11'13" W for 332.91 feet to an intersection with the aforementioned South line of that certain parcel of land described in Deed Book 224 at page 437 of the aforementioned Public Records; thence N59°48'47" E along said South line for 4368.87 feet to an intersection with the northerly extension of the West line of that certain parcel of land described in Official Record Book 368 at page 80 of the aforementioned Public Records; thence S0°02'36" W along said northerly extension and along the West line of said parcel for 2553.91 feet; thence S89°56'45" E along the South line of said parcel for 1711.91 feet; thence N0°02'36" E along the East line of said parcel for 16.72 feet to an intersection with the South line of that certain parcel of land described in Official Record Book 1516 at page 1802 of the aforementioned Public Records; thence S89°56'45" E along said South line for 441.17 feet; thence N0°02'36" E along the East line of said parcel for 2546.26 feet to an intersection with the aforementioned South line of that certain parcel of land described in Deed Book 224 at page 437 of the aforementioned Public Records; thence N89°48'47" E along said South line for 775.65 feet to an intersection with the aforementioned westerly right of way line of the former S.A.L. Railroad; thence N11°11'01" W along said westerly right of way line for 4190.51 feet to the point of beginning. A tract or parcel of land lying in Section 4, Township 43 South, Range 24 East, Lee County, Florida, which tract or parcel is described as follows:  
From the southeast corner of lot 45 of Unit No. 1, North Fort Myers Park according to a plat thereof recorded in plat book 9 at page 113 Public Records of Lee County, Florida, run S 89°59' E along the South line of the lands conveyed by Deed recorded in Deed Book 224 at page 437 of said Public Records and along the South line of Section No. 1, Unit No. 2, Lakeville, according

to a plat thereof recorded in plat book 10, page 48 of said Public Records and Section No. 1, Unit No. 2, Lakeville according to a plat thereof recorded in Deed Book 298 at pages 303 to 306, inclusive of said Public Records for 1,940 feet to the southeast corner of said Section No. 1, Unit No. 2 and the point of beginning of the lands herein described:  
From said point of beginning continue S89°59' E along the South line of the lands conveyed by said Deed recorded in Deed Book 224 at page 437, for 425 feet to a concrete monument at the southwest corner of the lands described in and conveyed by Deed recorded in Deed Book 300, page 633, of said Public Records; thence run N0°01' E along the west line of said lands for 2040 feet to a point in the centerline of a roadway easement 60 feet wide which point is marked by a concrete monument; thence run N89°59' W along said centerline for 500 feet to a point on a prolongation of the East line of said Section No. 1, Unit No. 1, which point is 40 feet North of the northeast corner of said Section No. 1, Unit No. 2; thence run South along said prolongation and along the easterly boundary of said Section No. 1, Unit No. 2, S0°01' W for 335 feet, S89°59' E for 60 feet, S0°01' W for 400 feet to a point of curvature; thence run southeasterly along the arc of a curve of radius 236.25 feet for 131.72 feet, thence run S89°59' E for 39.71 feet, S0°01' W for 125 feet, N89°59' W for 35.48 feet, S0°01' W for 650 feet, N89°59' W for 25 feet and S0°01' W for 205 feet to the southeast corner of said Section No. 1, Unit No. 2, Lakeville and the point of beginning. Subject to roadway easements over and along the North 40 feet and over and along the North 80 feet being an extension of Lakeville Drive as shown on said plat of Section No. 1, Unit No. 2, Lakeville. Also granting an easement for roadway purposes over and along a strip of land 40 feet in width north of and adjacent to the northern boundary of the above described lands and an easement for roadway purposes 80 feet in width extending from the westerly boundary of the above described lands westerly along the northern boundaries of said Section No. 1, Unit No. 2, and Section No. 1, Unit No. 1 of Lakeville and through lot 24 of said Unit No. 1, Fort Myers Park to the Tamiami Trail (State Road No. 45).  
Any objections to the Application must be filed with the Director, Division of Records & Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, with copy to F. Marshall Detering, Esquire, Ross, Sundstrom & Bentley, 250 Blairstone Pines Drive, Tallahassee, Florida 32301, no later than 30 days after the last date that the Notice was mailed or published, whichever is later.  
Aug 10 No. 2525