

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Beauclerc) DOCKET NO. 910911-WS
Utilities Company for amendment of)
Certificates Nos. 210-W and 155-S in) ORDER NO. 25564
Duval County, Florida.)
_____) ISSUED: 1/3/92

ORDER AMENDING CERTIFICATES TO INCLUDE
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On September 3, 1991, Beauclerc Utilities Company (Beauclerc or Utility) filed an application with this Commission to amend Certificates Nos. 210-W and 155-S to include additional territory in Duval County, Florida. The application is in compliance with Section 367.045, Florida Statutes, and other pertinent statutes and administrative rules. In particular, the notarized application contains:

1. A filing fee in the amount of \$300.00, as prescribed by Rule 25-30.020, Florida Administrative Code.
2. Adequate service territory and system maps and a territory description, as prescribed by Rule 25-30.036, Florida Administrative Code. The additional territory in Duval County is described in Attachment A of this Order.
3. Proof of notice to interested governmental and regulatory agencies and utilities within a four-mile radius of the territory, and proof of advertisement in a newspaper of general circulation in Duval County, as prescribed by Rule 25-30.030, Florida Administrative Code.
4. Evidence that the Utility owns the land upon which its facilities are located, as required by Rule 25-30.036, Florida Administrative Code.

One objection to the application was received; however, that objection has been withdrawn. No other objections have been received and the time for filing such has expired.

Since Beauclerc has been in operation under our jurisdiction for several years, and has been providing satisfactory service to its customers, we believe that the Utility has demonstrated its ability to provide service to the territory requested. From the information filed with the application, it appears that Beauclerc has the financial ability to serve the additional territory. Therefore, we find that it is in the public interest to amend

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Certificates Nos. 210-W and 155-S to include the territory described in Attachment A of this Order, which by reference is incorporated herein. Beauclerc has filed revised tariff sheets reflecting the additional territory.

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificates Nos. 210-W and 155-S, held by Beauclerc Utilities Company, 500 Edward Ball Building, Jacksonville, Florida 32202-4388, are hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. The Utility is directed to return Certificates Nos. 210-W and 155-S to this Commission within 30 days of the date of this Order for appropriate entry. It is further

ORDERED that the customers in the territory added herein shall be charged the rates and charges approved in the Utility's tariff. It is further

ORDERED that Docket No. 910911-WS is hereby closed.

By ORDER of the Florida Public Service Commission, this 3rd
day of JANUARY, 1992.



STEVE TRIBBLE, 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.

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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 Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.

ATTACHMENT A

A part of the Dorcas Black Donation, Section 21, together with a part of the David Scurry Grant, Section 37, all being Township 3 South, Range 27 East, Jacksonville, Duval County, Florida, being more particularly described as follows:

For a point of reference commence at the Southwest corner of said Section 21; thence North $00^{\circ}59'00''$ West along the Westerly line of said Section 21, a distance of 212.9 feet to a point on the Southwesterly right-of-way line of Sanchez Road, a 60 foot right-of-way as established by the County Engineer's Office on May 12, 1949; thence North $58^{\circ}25'00''$ East, a distance of 79.59 feet to a point on the Northeasterly right-of-way line of the additional right-of-way acquired by the City of Jacksonville as shown on the map prepared by the City of Jacksonville Engineering Division, File No. 0839, dated 7/8/85, and described in Engineering Record #30/5838, said right-of-way line being a curve concave Northeasterly, having a radius of 61 feet; thence Southeasterly along the arc of said curve and along said right-of-way line being subtended by a chord bearing of South $46^{\circ}52'24''$ East and a chord distance of 32.21 feet to the Point of Tangency of said curve; thence South $62^{\circ}11'00''$ East along the Northeasterly right-of-way line of said Sanchez Road, a distance of 173.90 feet to the most Southerly corner of the lands as described in Official Records Volume 1875, page 469, of the current public records of said county; thence North $01^{\circ}34'00''$ East along the Easterly boundary of said lands, a distance of 205.0 feet to the Point of Beginning; thence South $01^{\circ}34'00''$ West returning along said Easterly line, a distance of 205.00 feet to the aforementioned Northeasterly right-of-way line of Sanchez Road; thence South $62^{\circ}11'00''$ East along said right-of-way line a distance of 569.34 feet to the Southeast corner of the lands described in Official Records Volume 2651, page 508, of said current public records; thence North $30^{\circ}46'02''$ East along the Southeasterly boundary of said lands and its Northerly prolongation, the same being the Northwesterly right-of-way line of Goodby's Hideaway Drive as shown on plat of Goodby's Hideaway as recorded in plat book 44, page 57, of said public records, along said line, a distance of 606.56 feet to a point in the Southerly right-of-way line of a 33 foot road as shown in plat book 11, page 10, of said public records and as established by agreement with Mr. Paul M. Danese, owner, said line also being the Southwesterly line of Lots 1 through 10 of said Goodby's Hideaway; thence North

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60°17'28" West along said line, a distance of 668 feet, more or less to the waters of Goodby's Creek; thence Southwesterly along said waters, a distance of 750 feet, more or less to the intersection of a line which bears North 17°52'20" West from the Point of Beginning; thence South 17°52'20" East along said line, said line also being the Easterly boundary of said lands as described in Official Records Volume 1875, page 469, a distance of 106 feet more or less to the Point of Beginning.