RUTLEDGE, ECENIA, PURNELL & HOFFMAN ORIGINAL

PROFESSIONAL ASSOCIATION ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA KENNETH A. HOFFMAN THOMAS W. KONRAD MICHAEL G. MAIDA MARTIN P. McDONNELL J. STEPHEN MENTON

POST OFFICE BOX 551, 32302-0551 215 SOUTH MONROE STREET, SUITE 420 TALLAHASSEE, FLORIDA 32301-1841

> TELEPHONE (850) 681-6788 TELECOPIER (850) 681-6515

December 21, 2001

R. DAVID PRESCOTT HAROLD F. X. PURNELL GARY R. RUTLEDGE

GOVERNMENTAL CONSULTANTS MARGARET A. MENDUNI M. LANE STEPHENS



Ms. Blanca Bayo, Director Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re: Docket No. 011634-SU

Dear Ms. Bayo:

Enclosed for filing on behalf of Florida Water Services Corporation ("Florida Water") are an original and five copies of Florida Water's Late-Filed Exhibits J, K and L to Florida Water's Application for Transfer filed on December 10, 2001.

Please acknowledge receipt of these documents by date-stamping the enclosed copy of this letter and returning it to the undersigned.

Sincerely,

Maiti P. McD.O

Martin P. McDonnell

MPM/rl Enclosures cc: Ms. Brenda Mazurak

APP CAF CMP сом CTR ECR LEG OPC PAI RGO SEC SER



DOCUMENT NUMBER-DATE

Exhibit J

An affidavit that the notice of actual application was given in accordance with Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code, by regular mail to the following: the governing body of the municipality, county, or counties in which the system or the territory proposed to be served is located; the privately owned water and wastewater utilities that hold a certificate granted by the Public Service Commission and that are located within the county in which the utility or the territory proposed to be served is located, if any portion of the proposed territory is within one mile of a county boundary, the utility shall notice the privately owned utilities located in the bordering counties and holding a certificate granted by the Commission; the regional planning council; the Office of Public Counsel; the Public Service Commission's Director of Records and Reporting; the appropriate regional office of the Department of Environmental Protection; and the appropriate water management district. Copies of the Notice and a list of entities noticed shall accompany the affidavit.

The required affidavit, Notice of Application and list of entities is attached hereto as Composite Exhibit J-1.

COMPOSITE EXHIBIT J-1

AFFIDAVIT

State of Florida County of Orange

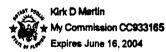
Before me, the undersigned authority, personally appeared, Brenda Mazurak as Legal Secretary of Florida Water Services Corporation and after being duly sworn said:

- 1. The she has personal knowledge of the matters contained herein.
- 2. Attached hereto and identified as "Appendix M-1" is a copy of the notice of application.
- 3. Attached hereto and identified as "Appendix M-2" is a copy of the entity list.
- 4. Copies of the notice were sent by U:S. Mail on December 13, 2001.

Further Affiant sayeth not.

Brenda Mazurak

Signed and sworn before me this 20^{4} day of December 2001, by Brenda Mazurak Legal Secretary of Florida Water Services Corporation, who is personally known to me and did take an oath.



Kirk D. Martin Notary Public, State of Florida at Large Commission Number: CC933/65 My Commission Expires: June 16, 2004

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APPENDIX	M-1
PAGE	OF

LEGAL NOTICE FOR

APPLICATION FOR TRANSFER OF CERTIFICATE

(Section 367.071, Florida Statutes)

LEGAL NOTICE

Notice is hereby given on December 12, 2001, pursuant to Section 367.071, Florida Statutes, of the application for a transfer of Wastewater Certificate No. 482-S held by Florida Water Services Corporation from Florida Water Services Corporation to Tropical Isles Utilities Corporation, providing service to the following described territory in St. Lucie County, Florida.

Township 36 South, Range 40 East, St. Lucie County, Florida. Section 10 The Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the East $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the North $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the East 10 feet of the North $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$.

Any objection to the said application must be made in writing <u>and filed</u> with the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within thirty (30) days from the date of this notice. At the same time, a copy of said objection should be mailed to the applicant whose address is set forth below. The objection must state the grounds for the objection with particularity.

> Florida Water Services Corporation P. O. Box 609520 Orlando, Florida 32860-9520

NET SatisFAXtion To: Ms. Mazurak

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From: Richard Redemann

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APPENDIX M-2

OF_3

LIST OF WATER AND WASTEWATER UTILITIES IN ST. LUCIE COUNTY

(VALID FOR 60 DAYS) 12/10/2001-02/07/2002

UTILITY NAME

MANAGER

PAGE

ST. LUCIE COUNTY

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FLORIDA WATER SERVICES CORPORATION (SU699) P. O. BOX 609520 ORLANDO, FL 32860-9520 FREDERICK W. LEONHARDT (407) 598-4152

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From: Richard Redemann

16-10-01 0.30am p. c. or o

OF_3

M - J APPENDIX

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LIST OF WATER AND WASTEWATER UTILITIES IN ST. LUCIE COUNTY PAGE

(VALID FOR 60 DAYS) 12/10/2001-02/07/2002

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

CLERK OF CIRCUIT COURT, ST. LUCIE COUNTY P. O. BOX 700 FT. PIERCE, FL 34954-0700

CLERK OF THE CIRCUIT COURT, ST. LUCIE COUNTY 221 SOUTH INDIAN RIVER DRIVE FT. PIERCE, FL 34950-4315

CLERK, BOARD OF COUNTY COMMISSIONERS, ST. LUCIE COUNTY 2300 VIRGINIA AVENUE FT.: PIERCE, FL 34982-5652

DEP SOUTHEAST DISTRICT 400 NORTH CONGRESS AVENUE WEST PALM BEACH, FL 33401

MAYOR, CITY OF FT. PIERCE CITY HALL P. O. BOX 1480 FT. PIERCE, FL 33450

MAYOR, CITY OF PORT ST. LUCIE 121 S.W. PORT ST. LUCIE BLVD. PORT ST. LUCIE, FL 34984-5099

MAYOR, TOWN OF ST. LUCIE VILLAGE P. O. BOX 3878 FT. PIERCE, FL 34948-3878

SO. FLORIDA WATER MANAGEMENT DISTRICT P.O. BOX 24680 WEST PALM BEACH, FL 33416-4680

M-2 APPENDIX

OF_3

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LIST OF WATER AND WASTEWATER UTILITIES IN ST. LUCIE COUNTY PAGE

(VALID FOR 60 DAYS) 12/10/2001-02/07/2002

UTILITY NAME

MANAGER

TREASURE COAST REGIONAL PLAN. COUNCIL 301 EAST OCEAN BLVD, SUITE 300 STUART, FL 34994

STATE OFFICIALS

STATE OF FLORIDA PUBLIC COUNSEL C/O THE HOUSE OF REPRESENTATIVES THE CAPITOL TALLAHASSEE, FL 32399-1300

DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES FLORIDA PUBLIC SERVICE COMMISSION 2540 SHUMARD OAK BOULEVARD TALLAHASSEE, FL 32399-0850

Exhibit K

An affidavit that the notice of actual application was given in accordance with Rule 25-30.030, Florida Administrative Code, by regular mail or personal delivery to each customer of the system being transferred. A copy of the Notice shall accompany the affidavit.

The required affidavit and a copy of the Notice are attached hereto as Composite Exhibit K-1.

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COMPOSITE EXHIBIT K-1

STATE OF FLORIDA COUNTY OF ORANGE

AFFIDAVIT

STEVEN M. GALLIS, having been duly sworn, states as follows:

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I am Supervisor of Administrative Services in the Office Services Department of 1. Florida Water Services Corporation ("Florida Water"), whose central office is located in Apopka, Florida.

As part of my duties, I am responsible for administering mailings to Florida Water ·· 2. customers, such as notices required by Florida Public Service Commission Rules and Orders.

On December 13, 2001, in my presence and under my supervision, Florida Water 3. personnel mailed to the customers of Tropical Isles in St. Lucie County, a copy of the document identified as "Legal Notice For Application for Transfer of Certificate" attached hereto and marked "Exhibit A."

The names and addresses of the aforesaid customers were previously obtained by 4. Florida Water from our Customer Service Department.

On December 13, 2001, my staff and I machine postmarked 254 envelopes 5. containing copies of the aforementioned document(s) and hand delivered the envelopes to a representative of the United States Postal Service for delivery.

Steven M. Gallis

STATE OF FLORIDA COUNTY OF ORANGE

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The foregoing instrument was acknowledged before me this $\frac{14^{4}}{2}$ day of <u>December</u>, 2001, by STEVEN M. GALLIS, who is personally known to me and who did take an oath.

Bunda Manurak

Brenda Mazurak () Notary Public - State of Florida Commission No. CC901521 My Commission Expires: Jan 12, 2004

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EXHIBIT		<u>A</u>	
PAGE	1	OF	

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Legal Notice

For Application for Transfer of Certificate

Dear Ladies/Gentlemen:

Florida Water

Notice is hereby given on December 12, 2001, pursuant to Section 367.071, Florida Statutes, of the application for a transfer of Wastewater Certificate No. 482-S held by Florida Water Services Corporation from Florida Water Services Corporation to Tropical Isles Utilities Corporation, providing service to the following described territory in St. Lucie County, Florida.

Township 36 South, Range 40 East, St. Lucie County, Florida. Section 10 The Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the East $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the Southeast $\frac{1}{4}$ and the East 10 feet of the North $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the East 10 feet of the North $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$.

Any objection to the said application must be made in writing <u>and filed</u> with the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within thirty (30) days from the date of this notice. At the same time, a copy of said objection should be mailed to the applicant, Florida Water Services Corporation, P. O. Box 609520, Orlando, Florida 32860-9520. The objection must state the grounds for the objection with particularity.

Sincerely,

Florida Water Services Corporation



Florida Water Services Corporation / P.O. Box 609520 / Orlando, Florida 32860-9520 / Phone 407/598-4100 Water For Florida's Future

Exhibit L

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Immediately upon completion of publication, an affidavit that the notice of actual application was published once in a newspaper of general circulation in the territory in accordance with Rule 25-30.030, Florida Administrative Code. A copy of the proof of publication shall accompany the affidavit.

A copy of the Affidavit of Publication and proof of publication is attached hereto as Exhibit L-1.

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EXHIBIT L-1

PRESS JOURNAL INDIAN RIVER COUNTY, FLORIDA 1801 U.S. 1, Vero Beach, FL 32960

AFFIDAVIT OF PUBLICATION

STATE OF FLOHIDA COUNTY OF INDIAN RIVER

Before the undersigned authority bersonally appeared, Judy Rejon, who on oath says that she is a Crassified Legal Advertising Representative of the Press Journal, a daily newspaper published at Vero Beach in Indian River County, Flurdia; that the attached copy of advertisement was published in the Press Journal in the following issues below. Affiant futurer says that the said Press Journal is a newspaper published at Vero Beach in said indian River County. Florida and that the said press Journal is a newspaper published at Vero Beach in said indian River County. Florida and that the said newspaper has boatsfore been continuously published in said indian River County. Florida daily and distributed in Indian River County. Florida, for a period of one year next breading the first publication of attached copy of advertisement; and affiant further says that she next hereading the first publication of attached copy of advertisement; and affiant further says that she next hereading the saventiement for publication in the said newspaper. The Press Journal has been entered as second class matter at the Post Diffice in Velo Beach, indian River County. Florida and has been for a period of one year next proceeding the first publication of the stack doopy of advertisement.

Ad_#	Name	Date	Prize	Per Day	PO	ŧ
2306978	FLORIDA WATER SERVICE	12/15/2001	Total	\$53.04 \$53.04	trans	cert,
		Y.	•			

Subscribed and sworn to me before this date:

12/21/2001 Notary Public

LECT LIGHT	BEVERLY M. KEEHNER My Comm Exp. 10/8/04 No. CC 973528 LI Penerally Known (1) Other LD.
	LI FRINKLEY RECEIPT LI VERT GEL
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