

STATE OF FLORIDA

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TIMOTHY DEVLIN, DIRECTOR
DIVISION OF ECONOMIC REGULATION
(850) 413-6900

Public Service Commission

August 31, 2004

Mr. Charles R. Freed
Zachary Taylor Camping and Lodge, Inc.
2995 Highway 441 SE
Okeechobee, FL 34974

Re: Docket No. 040793-SU, Application for certificate to operate a wastewater utility in Okeechobee County by Zachary Taylor Camping and Lodge, Inc.

Dear Mr. Freed:

Thank you for your application for a grandfather certificate. The application has been assigned the above referenced docket number and name. Please ensure that the docket number appears on the first page of any further correspondence you may file regarding this matter. In addition, all further correspondence should be filed directly with the:

Director, Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32308

Staff has reviewed your application and, as you are aware, there are a number of requirements which remain to be completed before the application can be considered filed. For reference, a list of those requirements is detailed below.

REMAINING FILING REQUIREMENTS

1. **Filing Fee** Rule 25-30.020(2)(d), Florida Administrative Code, requires a filing fee for grandfather applications. Since the application indicated that the utility is currently serving a 88 unit condominium, the appropriate filing fee would also be the minimum filing fee of \$100.00. Please send a check or money order in that amount made payable to the Florida Public Service Commission.

DOCUMENT NUMBER - DATE

09536 AUG31 04

FPSC-COMMISSION CLERK

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2. Corporate Officers Rule 25-30.035(3), Florida Administrative Code, requires a list of the names and addresses of all corporate officers, directors, or partners, or any other person(s) owning an interest in the utility. While the application listed the officers, the addresses were to be provided on a separate sheet. However, no such sheet was attached to the filing. Please provide a late-filed exhibit which lists the names and addresses for all corporate officers.

3. Proof of Ownership Rule 25-30.035(6), Florida Administrative Code, requires evidence that the utility owns the land upon which the utility treatment facilities are located, or a copy of an agreement which provides for the continued use of the land, such as a 99 year lease. If you can't locate your warranty deed for RV park, you should be able to obtain a recorded copy from the County Court House. However, be sure that the description does not rely on lot numbers or plat book references. If it does, you may wish to have an engineering or surveying firm translate the description into metes and bounds.

4. Territory Description Rule 25-30.035(9), Florida Administrative Code, requires a legal description of the territory the utility is serving, using township, range, and section references or a metes and bounds description. This is not the same matter as proof of ownership above. The territory description is for the entire area served by the utility, regardless of whether the land is owned by the utility corporation.

In this case, the legal description would be for the Taylor Creek Condominium Association, Inc. (condominium) land as well as for the land in the RV Park. You should be to get a legal description for the RV Park from the warranty deed in Item 3 above. If the condominium cannot provide a similar legal description for its land, you should be able to get a legal description from the County Court House, again, as long as the description does not rely on lot numbers or plat book references.

5. Territory Map Rule 25-30.035(11), Florida Administrative Code, requires one copy of the official county tax assessment map, or other map, with the territory plotted in metes and bounds, or quarter sections, and with a defined reference point of beginning. You should also be able to get a copy of the county's tax assessment map from the County Court House. If so, you may also wish to have an engineering or surveying firm plot the combined territory description in Item 4, above, onto the map.

6. System Map. Rule 25-30.035(10), Florida Administrative Code, requires a detailed system map showing the lines, treatment facilities, and territory to be served. Hopefully, you will be able to get a copy of the system map that was submitted to the Florida Department of Environmental Protection when the construction permit for the wastewater treatment plant was issued. If not, I believe you indicated to my staff that you could draw a fairly accurate system map by hand. If so, you may wish to draw it on the tax assessment map used for the territory map in Item 5, above.

Please try to file the above referenced requirements on or before September 30th. Again, ensure that "Docket No. 040793-SU" appears on the first page of any filing and that all filings

Mr. Charles R. Freed

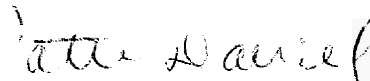
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are sent directly to the Division of the Commission Clerk and Administrative Services at the address given earlier.

If you have any questions, or need any assistance with these requirements, please feel free to contact members of staff. The analyst assigned to your filing is Ms. Patricia Brady at (850) 413-6686 or pbrady@psc.state.fl.us and the engineer assigned is Mr. Richard Redemann at (850) 413-6999 or rredeman@psc.state.fl.us. Should you have any legal questions, please contact Ms. Jennifer Rodan at (850) 413-6189 or jrodan@psc.state.fl.us.

Sincerely,



Patti Daniel
Supervisor of Certification

cc: Division of Economic Regulation (Brady, Redemann)
Office of the General Counsel (Rodan)
Division of the Commission Clerk and Administrative Services.