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DIVISION OF ECONOMIC REGULATION
(850) 413-6900

Public Service Commission

September 24, 2004

RECEIVED-FPSC
O. SEP 28 AM 9:23
COMMISSION
CLERK

Kenneth A. Hoffman, Esquire
Rutledge, Ecenia, Purnell & Hoffman, PA
PO Box 551
Tallahassee, Florida 32302-0551

Re: Docket No. 040951-WS -- Joint application for approval of sale of Florida Water Services Corporation's land, facilities, and certificates in Brevard, Highlands, Lake, Orange, Pasco, Polk, Putnam, a portion of Seminole, Volusia, and Washington counties to Aqua Utilities Florida, Inc.

Dear Mr. Hoffman:

Your application for transfer of land, facilities, and certificates has been received and reviewed by Commission staff. This letter addresses additional information needed regarding your application filed on August 24, 2004.

Pursuant to Rule 25-30.037 (2)(j), Florida Administrative Code, the buyer is to provide a showing of its financial ability to provide service to the purchased utility. The application did provide a statement that as of December 31, 2003, Aqua America's total permanent capitalization was approximately \$1.5 billion. Please provide a copy of Aqua America's financial statement or annual report for December 31, 2003. In addition, please provide a statement of commitment that Aqua America will fund and financially support Aqua Utilities Florida, Inc., to the extent necessary for Aqua Utilities to become a self-sufficient corporation.

CMP _____
COM _____ The staff engineer noted that two systems in Lake County, specifically Palms Mobile
CTR _____ Home Park and Friendly Center, do not have territorial descriptions, or a Commission Order,
ECR _____ recognizing these water systems as part of the territory granted to Florida Water. This matter
needs resolution so the territory can be transferred to Aqua Utilities Florida, Inc.

GCL _____ Please provide the original and four copies of the response to this letter to the
OPC _____ Commission on or before October 22, 2004. When filing the response, please be sure to refer to
MMS _____ the docket number and to direct the response to:

RCA _____
SCR _____
SEC / _____
OTH _____

Division of Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

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Kenneth A. Hoffman, Esquire
Page 2
September 24, 2004

Should you have any questions concerning the information in this letter, please contact Cheryl Johnson at 850-413-6984 or Tom Walden at 850-413-6950.

Sincerely,


Patti Daniel
Supervisor of Certification

PD:caj

cc: Division of Economic Regulation (Johnson, Walden)
Office of the General Counsel (Brubaker)
Division of Commission Clerk and Administrative Services