

ORIGINAL

**RUTLEDGE, ECENIA, PURNELL & HOFFMAN**

PROFESSIONAL ASSOCIATION  
ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA  
RICHARD M. ELLIS  
KENNETH A. HOFFMAN  
LORENA A. HOLLEY  
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

R. DAVID PRESCOTT  
HAROLD F. X. PURNELL  
MARSHA E. RULE  
GARY R. RUTLEDGE  
MAGGIE M. SCHULTZ  
GOVERNMENTAL CONSULTANTS  
MARGARET A. MENDUNI  
M. LANE STEPHENS

November 8, 2004

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

RECEIVED - FPSC  
NOV - 8 PM 1: 22  
COMMISSION  
CLERK

RE: Docket No. 040952-WS - Joint Application for Approval of Sale of Florida Water Services Corporation's Land, Facilities, and Certificates for its Chuluota Systems in Seminole County to Aqua Utilities Florida, Inc.

Dear Ms. Bayo:

Pursuant to Rule 25-30.030 (8), Florida Administrative Code, enclosed for filing on behalf of Florida Water Services Corporation ("Florida Water") and Aqua Utilities Florida, Inc. ("Aqua Utilities") are the original and five copies of the following documents:

- 1) Revised Late-Filed Exhibit "L" to Florida Water and Aqua Utilities' Joint Application filed in the above referenced docket (the "Joint Application"), consisting of an affidavit of Nance L. Guth, Regional Director of Accounting of Aqua Utilities, affirming that a letter from Aqua Utilities' President, Glenn LaBrecque, along with the appropriate legal notice, was mailed to the required legal entities. Copies of the aforementioned letter, the legal notice, and the list of entities that received the notice are also included with this revised exhibit. *12007-04*
  - 2) Revised Late-filed Exhibit "M" to the Joint Application, consisting of an affidavit of Nance L. Guth, Regional Director of Accounting of Aqua Utilities, affirming that a letter from Aqua Utilities' President, Glenn LaBrecque, along with the appropriate legal notice, was mailed to each customer of the Chuluota systems. Copies of the aforementioned letter and the legal notice are also included with this revised exhibit. *12008-04*
- CMP \_\_\_\_\_  
 COM \_\_\_\_\_  
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*[Signature]*  
FPSC-BUREAU OF RECORDS

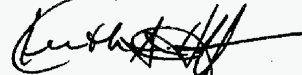
DOCUMENT NUMBER-DATE  
12007 NOV-8 3  
FPSC-COMMISSION CLERK

Ms. Blanca Bayo, Director  
November 8, 2004  
Page 2

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Sincerely,



Kenneth A. Hoffman

Enclosures

cc: Melissa Taylor, Esq. (w/enclosures)  
Kathy Pape, Esq. (w/enclosures)

**REVISED EXHIBIT L**

**An affidavit that the notice of actual application was given in accordance with Section 367.045(1), Florida Statutes, and Rule 25-30.030, Florida Administrative Code, by regular mail, a copy of the notice, and the list of entities is attached hereto.**

DOCUMENT NUMBER-DATE

12007 NOV-8 3

FPSC-COMMISSION CLERK

**BEFORE THE PUBLIC SERVICE COMMISSION**

In re: Joint Application for Approval )  
of Sale of Florida Water Services )  
Corporation's Land, Facilities, and )  
Certificates for its Chuluota Systems in )  
Seminole County to Aqua Utilities )  
Florida, Inc. )  
\_\_\_\_\_ )

Docket No. 040952-WS  
Filed: November 8, 2004

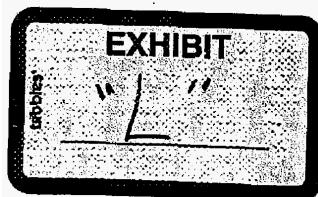
**AFFIDAVIT**

STATE OF FLORIDA:  
COUNTY OF SARASOTA:

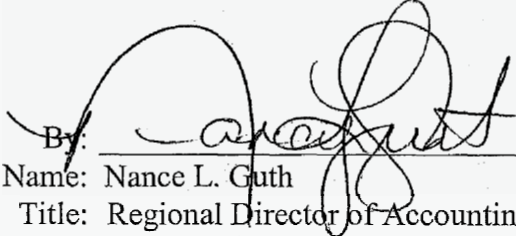
BEFORE ME, the undersigned authority, personally appeared NANCE L.GUTH, who after being duly sworn, deposes and says:

1. That I, NANCE L. GUTH, am the Regional Director of Accounting of Aqua Utilities Florida, Inc., and as part of my duties, I am responsible for administering mailings of Aqua Utilities Florida, Inc.

2. That on October 25, 2004, in my presence and under my supervision, and in accordance with Section 367.045, Florida Statutes, and Rule 25-30.030, Florida Administrative Code, Aqua Utilities Florida, Inc. provided a letter from Aqua Utilities Florida, Inc.'s President, Glenn LaBrecque, along with Notice of its Joint Application for Approval of Sale of Florida Water Services Corporation's Land, Facilities, and Certificates for Chuluota Systems in Seminole County to Aqua Utilities Florida, Inc., by regular mail to the list of governmental agencies, state officials, and certificated utilities obtained from the Florida Public Service Commission. A copy of the letter and Notice are attached hereto as Exhibit "A". A copy of the aforementioned list obtained from the Public Service Commission is attached hereto as Exhibit "B".




3. Further, Affiant sayeth not.

By:   
Name: Nance L. Guth  
Title: Regional Director of Accounting

STATE OF FLORIDA:  
COUNTY OF SARASOTA:

Subscribed and sworn to before me this 2nd day of November, 2004, by Nance L. Guth,  
who is personally known to me.

  
Notary Public's Signature  
Dianna R. Stiegler  
MY COMMISSION # DD188876 EXPIRES  
February 27, 2007  
BONDED THRU TROY FAIN INSURANCE, INC.

Print, Type or Stamp Commissioned  
Name of Notary Public

# AQUA

Utilities Florida.

Aqua Utilities Florida, Inc.  
6960 Professional Parkway East  
Suite 400  
Sarasota, FL 34240

[www.aquafl.com](http://www.aquafl.com)

October 25, 2004

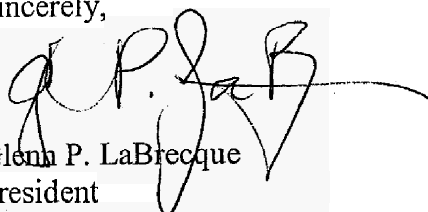
Dear Customer:

As you will likely recall, Florida Water Services Corporation and Aqua Utilities Florida, Inc. (Aqua) announced in April 2004 that the companies had reached an agreement to transfer the remaining Florida Water systems to Aqua..

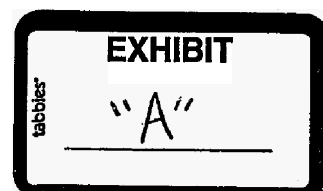
The attached public notice, which addresses the transaction, was originally sent to you at the end of August, 2004. However, because of the turbulent weather that plagued Florida and other parts of the South during that time, we understand that it is possible that you might not have had the opportunity to review the notice, which details how you may comment on the transaction. For that reason, we have decided it would be best to resend the notice to ensure that everyone has had the opportunity to read it.

We look forward to continuing to serve you.

Sincerely,



Glenn P. LaBrecque  
President



An Aqua America Company

## NOTICE OF APPLICATION FOR SALE OF FACILITIES

(Section 367.071, Florida Statutes)

### LEGAL NOTICE

Notice is hereby given on October 22, 2004, pursuant to Section 367.071, Florida Statutes, of the application of Florida Water Services, Corporation (Applicant) for the sale of its Chuluota water and wastewater facilities providing service in Seminole County, Florida, to Aqua Utilities Florida, Inc. (Purchaser). Please note that this application is not a request for a change in rates.

#### Seminole County

Chuluota (water & wastewater):

Township 21 South, Range 32 East, Sections 16, 17, 20, 21, 28 and 29

The full legal descriptions of the areas served by the Chuluota water and wastewater facilities are available upon written request to the Applicant at the address listed below.

Any objection to this Application must be made in writing and filed with the Director, Division of the Commission Clerk & Administrative Services, 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 and the Purchaser whose addresses are set forth below. The objection must state the grounds for the objection with particularity.

#### Applicant:

Florida Water Services Corporation  
Attn: Melissa Taylor, Esquire  
P.O. Box 609520  
Orlando, FL 32860-9520

#### Purchaser:

Aqua Utilities Florida, Inc.  
Attn: Kathy L Pape, Esquire  
762 West Lancaster Ave.  
Bryn Mawr, PA 19010

**LIST OF WATER AND WASTEWATER UTILITIES IN SEMINOLE COUNTY  
(VALID FOR 60 DAYS)  
10/13/2004 - 12/11/2004**

UTILITY NAME

MANAGER

SEMINOLE COUNTY

ALAFAYA UTILITIES, INC. (SU445)  
200 WEATHERSFIELD AVENUE  
ALTAMONTE SPRINGS, FL 32714-4099

PATRICK C. FLYNN  
(407) 869-1919

SANLAND  
200 WEATHE

UTILITIES

UTILITIES, INC. OF LONGWOOD (SU761)

PATRICK C. FLYNN  
(407) 869-1919

**EXHIBIT**

"B"

tabbles



**LIST OF WATER AND WASTEWATER UTILITIES IN SEMINOLE COUNTY  
(VALID FOR 60 DAYS)  
10/13/2004 - 12/11/2004**

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

CITY MANAGER, CITY OF CASSELBERRY  
95 TRIPLET LAKE DRIVE  
CASSELBERRY, FL 32707-3399

CLERK, BOARD OF COUNTY COMMISSIONERS, SEMINOLE COUNTY  
P. O. DRAWER C  
SANFORD, FL 32772-0659

DEP CENTRAL DISTRICT  
3319 MAGUIRE BLVD., SUITE 232  
ORLANDO, FL 32803-3767

EAST CENTRAL FLORIDA PLANNING COUNCIL  
631 NORTH WYMORE ROAD, SUITE 100  
MAITLAND, FL 32751

MAYOR, CITY OF ALTAMONTE SPRINGS  
225 NEWBURYPORT AVENUE  
ALTAMONTE SPRINGS, FL 32701-3642

MAYOR, CITY OF LAKE MARY  
P. O. BOX 950700  
LAKE MARY, FL 32746-0700

MAYOR, CITY OF LONGWOOD  
175 WEST WARREN AVENUE  
LONGWOOD, FL 32750-4107

MAYOR, CITY OF OVIEDO  
400 ALEXANDRIA BLVD.  
OVIEDO, FL 32765-6770

MAYOR, CITY OF SANFORD  
P. O. BOX 1788  
SANFORD, FL 32772-1788

MAYOR, CITY OF WINTER SPRINGS  
1126 EAST S. R. 434  
WINTER SPRINGS, FL 32708-2715

ST. JOHNS RIVER WTR MANAGEMENT DISTRICT  
P.O. BOX 1429  
PALATKA, FL 32178-1429

**LIST OF WATER AND WASTEWATER UTILITIES IN SEMINOLE COUNTY  
(VALID FOR 60 DAYS)  
10/13/2004 - 12/11/2004**

UTILITY NAME

MANAGER

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