

ORIGINAL

060653-WS

CLARK & ROBERTS, PLC

501 ST. JOHNS AVENUE
POST OFFICE BOX 2138
PALATKA, FLORIDA 32178-2138

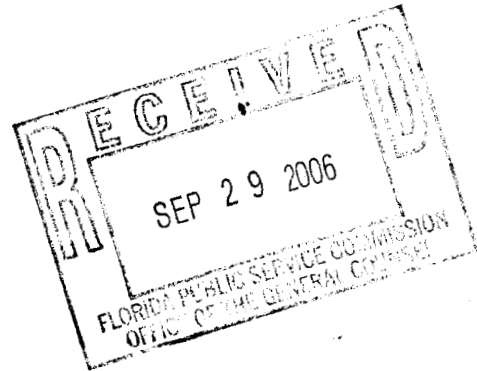
RONALD E. CLARK
TANCE E. ROBERTS

RECEIVED-FPSC
TELEPHONE (386) 328-2778
ST. AUGUSTINE (386) 321-2680
TELECOPIER (386) 325-6785
SEP 29 AM 10:4

COMMISSION
CLERK

September 26, 2006

Jennifer S. Brubaker, Senior Attorney
State of Florida
Public Service Commission
Division of Commission Clerk and
Administrative Services
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850



RE: Undocketed - St. Johns Landing of Putnam County Utilities Services, Inc. d/b/a St. Johns Landing Utilities Service (WS662)

Dear Ms. Brubaker:

Enclosed you will find the application, completed by my clients, Frank J. Uddo and Dolores Uddo, together with a check for the fee of \$750.00.

Should you have any questions, concerns or need any additional information, please do not hesitate to contact me.

Thank you for being so patient and for your courtesy, concerning this matter.

Sincerely,

A handwritten signature in dark ink, appearing to be "Ronald E. Clark", written over the word "Sincerely,".

Ronald E. Clark

REC/ljo

Enclosures.

DOCUMENT NUMBER-DATE

09035 SEP 29 06

FPSC-COMMISSION CLERK

ORIGINAL

060653-WS

RECEIVED-FPSC

APPLICATION FOR SALE, ASSIGNMENT OR TRANSFER
OF CERTIFICATE OR FACILITIES

06 SEP 29 AM 10:41

(Pursuant to Section 367.071, Florida Statutes)

COMMISSION
CLERK

TO: Director, Division of the Commission Clerk & Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

The undersigned hereby makes application for the sale,
assignment or transfer of (all or part) of Water Certificate No.

 and/or Wastewater Certificate No. WS662 or facilities in
Putnam County, Florida, and submits

the following information:

PART I APPLICANT INFORMATION

A) The full name (as it appears on the certificate), address
and telephone number of the applicant:

St. Johns Landing of Putnam County Utilities Services, Inc.
d/b/a St. Johns Landing Utilities Services
Name of utility

(386) 345-4101 () Same
Phone No. Fax No.

4340 Whiting Way
Office street address

Edgewater Florida 32141
City State Zip Code

Post Office Box 237, Edgewater, FL 32132
Mailing address if different from street address

N/A
Internet address if applicable

PSC/ECR 007 (Rev. 2/91)

Check received with filing and forwarded
to Fiscal for deposit. Fiscal to forward
deposit information to Records.

Initials of person who forwarded check:

DOCUMENT NUMBER - DATE

09035 SEP 29 8

FPSC-COMMISSION CLERK

B) The name, address, email address, and telephone number of the person to contact concerning this application:

Frank J. and Dolores Uddo, Husband & Wife (386) 345-4101)
Name Phone No.

4340 Whiting Way
Street address

Edgewater Florida 32141
City State Zip Code

N/A
E-mail Address

C) The full name (as it will appear on the certificate), address and telephone number of the buyer:

Frank J. Uddo
Name of utility

(368) 345-4101 (386) 345-4101 ()
Phone No. Fax No.

4340 Whiting Way
Office street address

Edgewater Florida 32141
City State Zip Code

Post Office Box 237, Edgewater, FL 32132
Mailing address if different from street address

N/A
E-mail Address

N/A
Internet address if applicable

D) Indicate the organizational character of the buyer: (circle one)

Corporation Partnership Sole Proprietorship

Other: _____
(specify)

E) The date and state of incorporation or organization of the buyer: N/A

F) If the buyer is a corporation, list the names, titles, and addresses of corporate officers and directors. (Use additional sheet if necessary).

N/A

G) If the buyer is not a corporation, list the names, titles, and addresses of all persons owning an interest in the organization. (Use additional sheet if necessary.)

Frank J. Uddo and Dolores Uddo
4330 Whiting Way, Edgewater, FL 32141

PART II FINANCIAL AND TECHNICAL INFORMATION

A) Exhibit "A" - A statement indicating how the transfer is in the public interest, including a summary of the buyer's experience in water and/or wastewater utility operations, a showing of the buyer's financial ability to provide service and a statement that the buyer will fulfill the commitments, obligations and representations of the seller with regard to utility matters.

B) List the names and locations of other water and/or wastewater utilities owned by the buyer and PSC certificate numbers, if any.

Terra Mar Village Utilities, Inc.
Recently sold to the City of Edgewater, Florida.

C) Exhibit N/A - A copy of the contract for sale and all auxiliary or supplemental agreements, which shall include, if applicable:

- (1) Purchase price and terms of payment. None
- (2) A list of and the dollar amount of the assets purchased and liabilities assumed or not assumed, including those of nonregulated operations or entities. None
- (3) A description of all consideration between the parties, for example, promised salaries, retainer fees, stock, stock options, assumption of obligations.

The contract for sale shall also provide for the disposition, where applicable, of the following:

- N/A (a) Customer deposits and interest thereon;
- N/A (b) Any guaranteed revenue contracts;
- N/A (c) Developer agreements;
- N/A (d) Customer advances;
- N/A (e) Debt of the utility; and
- N/A (f) Leases.

- D) Exhibit N/A - A statement regarding the disposition of any outstanding regulatory assessment fees, fines or refunds owed.
- E) Exhibit N/A - A statement describing the financing the purchase.
- F) Exhibit N/A - A list of all entities upon which the applicant is relying to provide funding to the buyer, and an explanation of the manner and amount of such funding, which shall include their financial statements and copies of any financial agreements with the utility. This requirement shall not apply to any person or entity holding less than 10 percent ownership interest in the utility.
- G) Exhibit N/A - The proposed net book value of the system as of the date of the proposed transfer. If rate base (or net book value) has been established previously by this Commission, state the Order No. and date issued. _____ Identify all adjustments made to update this rate base (or net book value) to the date of the proposed transfer.
- H) Exhibit N/A - A statement setting forth the reasons for the inclusion of an acquisition adjustment, if one is requested. (An acquisition adjustment results when the purchase price of the utility differs from the original cost calculation.)

- I) The full name, address and telephone number of the person who has possession of the books and records of the seller:

Frank J. Uddo & Delores Uddo (386) 345-4101
Name Phone No.
4340 Whiting Way
Street address
Edgewater FL 32141
City State Zip Code

- J) Exhibit N/A - If the books and records of the seller are not available for inspection by the Commission or are not adequate for purposes of establishing the net book value of the system, a statement by the buyer that a good faith, extensive effort has been made to obtain such books and records for inspection by the Commission and detailing the steps taken to obtain the books and records.
- K) Exhibit N/A - A statement from the buyer that is has obtained or will obtain copies of all of the federal income tax returns of the seller from the date the utility was first established, or rate base was last established by the Commission or, if the tax returns have not been obtained, a statement from the buyer detailing the steps taken to obtain the returns.
- L) Exhibit N/A - A statement from the buyer that after reasonable investigation, the system being acquired appears to be in satisfactory condition and in compliance with all applicable standards set by the Department of Environmental Protection (DEP)

If the system is in need of repair or improvement, has any outstanding Notice of Violation of any standard set by the DEP or any outstanding consent orders with the DEP, the buyer shall provide a list of the improvements and repairs needed and the approximate cost to make them, a list of the action taken by the utility with regard to the violation, a copy of the Notice of Violation(s), a copy of the consent order and a list of the improvements and repairs consented to and the approximate cost to make them.

PART III NOTICE OF ACTUAL APPLICATION

- A) Exhibit N/A - 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:

- (1) the governing body of the municipality, county, or counties in which the system or the territory proposed to be served is located;
- (2) 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;
- (3) 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;
- (4) the regional planning council;
- (5) the Office of Public Counsel;
- (6) the Public Service Commission's Director of the Division of the Commission Clerk and Administrative Services;
- (7) the appropriate regional office of the Department of Environmental Protection; and
- (8) the appropriate water management district.

Copies of the Notice and a list of entities noticed shall accompany the affidavit. THIS MAY BE A LATE-FILED EXHIBIT.

- B) Exhibit N/A - 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. THIS MAY BE A LATE-FILED EXHIBIT.
- C) Exhibit N/A - 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. THIS MAY BE A LATE-FILED EXHIBIT.

PART IV FILING FEE

Indicate the filing fee enclosed with the application:

 X (for water) and X (for wastewater).

Note: Pursuant to Rule 25-30.020, Florida Administrative Code, the amount of the filing fee as follows:

- (1) For applications in which the utility to be transferred has the capacity to serve up to 500 ERC's, the filing fee shall be \$750.
- (2) For applications in which the utility to be transferred has the capacity to serve from 501 to 2,000 ERC's the filing fee shall be \$1,500.
- (3) For applications in which the utility to be transferred has the capacity to serve from 2,001 ERC's to 4,000 ERC's the filing fee shall be \$2,250.
- (4) For applications in which the utility to be transferred has the capacity to serve more than 4,000 ERC's the filing fee shall be \$3,000.

PART V OTHER

- A) Exhibit N/A - Evidence that the utility owns the land where the utility treatment facilities are located. Or, where the utility does not own the land, a copy of the agreement which provides for the long term, continuous use of the land, such as a 99-year lease. The Commission may consider a written easement or other cost-effective alternative.
- B) Exhibit N/A - The original and two copies of sample tariff sheets reflecting the new name of the utility, the existing rates and charges and territorial description of the water and/or wastewater systems. **Sample tariff(s) are attached.**
- C) Exhibit N/A - The utility's current certificate(s) or, if not available, an explanation of the steps the applicant took to obtain the certificate(s).

PART VI AFFIDAVIT

X WE, Frank J. Uddo and Dolores Uddo (applicant) do solemnly swear or affirm that the facts stated in the forgoing application and all exhibits attached thereto are true and correct and that said statements of fact thereto constitutes a complete statement of the matter to which it relates.

BY: *Frank J. Uddo*
Dolores Uddo
Applicant's Signature
Frank J. Uddo
Dolores Uddo
Applicant's Name (Typed)

Applicant's Title *

Subscribed and sworn to before me this 26th day in the month of September in the year of 2006 by Frank J. Uddo and Dolores Uddo who ~~is~~ ^{are} personally known to me XX or produced identification Personally Known
Type of Identification Produced _____



Linda J O'Connor
My Commission DD354215
Expires November 24, 2008

[Signature]
Notary Public's Signature

Print, Type or Stamp Commissioned
Name of Notary Public

* If applicant is a corporation, the affidavit must be made by the president or other officer authorized by the by-laws of the corporation to act for it. If applicant is a partnership or association, a member of the organization authorized to make such affidavit shall execute same.

EXHIBIT "A"

The assignees, Frank J. Uddo and Dolores Uddo, are financially capable of providing the public interest in certification and are able to fulfill all conditions regarding utility matters.

In addition to having the financial ability, the assignees' new owner has experience in development and has knowledge of the use and operation of a utility.

The assignees, Frank J. Uddo and Dolores Uddo, owned an existing utility, Terra Mar Village Utility, Inc. and have the ability of meeting all legal requirements for proper management of a utility.