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BRIAN J. STREET

RECEIVED
JAN 13 11 3-17
COMMISSION CLERK

ROBERT M. C. ROSE, (1924-2006)

January 9, 2007

VIA HAND DELIVERY

Blanka S. Bayo, Director
Division of the Commission Clerk & Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

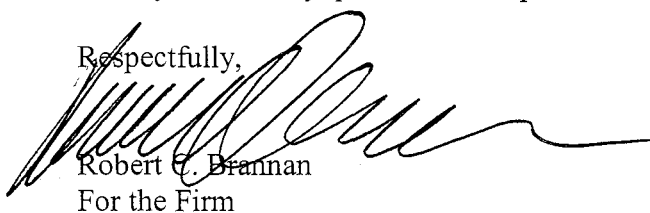
Re: **Docket No.: 060820-WS**; Application for Authority to Transfer Majority
Organizational Control of MSM Utilities, LLC, and Certificates 611-W and 527-S
to Sun River Utilities, Inc.
Our File No.: 41069.02

Dear Director Bayo:

Enclosed please find an original and fifteen (15) copies of Exhibit F, the Affidavit
of Mailing – Governmental Entities, and Exhibit G, the Affidavit of Mailing –
Customers, being late filed in accordance with our Application for Authority to Transfer
Majority Organizational Control of MSM Utilities, LLC and Certificates 611-W and 527-
S to Sun River Utilities, Inc.

Please do not hesitate to contact me should you have any questions or require
additional information.

Respectfully,



Robert C. Brannan
For the Firm

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- RCA _____
- SCR _____
- SGA _____
- SEC 1
- OTH _____

Enclosure

RECEIVED & FILED

Dem
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

00210 JAN-9 6

FPSC-COMMISSION CLERK

ORIGINAL

AFFIDAVIT OF MAILING

STATE OF FLORIDA
COUNTY OF Lee

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Mr. Ben Maltese, who, after being duly sworn on oath, did depose on oath and say that he is the Managing Member of MSM Utilities, LLC and that he did send by first class U.S. Mail a copy of the notice attached hereto to each of the customers of MSM Utilities, LLC on January 3rd, 2007.

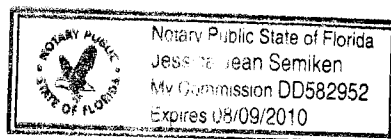
FURTHER AFFIANT SAYETH NAUGHT.

Dated January 3, 2007.

B. J. Maltese
BEN J. MALTESE
Managing Member

Sworn to and subscribed before me this the 3rd day of January, 2007, by Ben J. Maltese, who is personally known to me or who provided as identification.

Print Name: Jessica Jean Semiken
NOTARY PUBLIC Jessica Jean Semiken
My Commission Expires: 8-09-2010



DOCUMENT NUMBER-DATE

00210 JAN-9 6

FPSC-COMMISSION CLERK

ORIGINAL

AFFIDAVIT OF MAILING

STATE OF FLORIDA
COUNTY OF LEE

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Mr. A. A. REEVES, who, after being duly sworn on oath, did depose on oath and say that he is the Vice President and Utility Director for Sun River Utilities, Inc. and that he did send by first class U.S. Mail a copy of the notice attached hereto to each of the entities set forth on the list attached hereto on December 29, 2006.

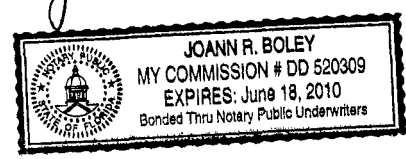
FURTHER AFFIANT SAYETH NAUGHT.

Dated 1-3, 2006⁷.

A. A. Reeves
A. A. REEVES
Vice President/Utility Director

Sworn to and subscribed before me this the 3
day of January, 2006⁷, **by A. A. Reeves, who is**
personally known to me or who provided as
identification.

Joann R. Boley
Print Name:
NOTARY PUBLIC
My Commission Expires:



**NOTICE OF APPLICATION FOR TRANSFER OF MAJORITY
ORGANIZATIONAL CONTROL OF MSM UTILITIES, LLC TO SUN RIVER
UTILITIES, INC.**

Notice is hereby given on the 28th day of December, 2006, pursuant to Section 367.071, Florida Statutes, of the Application for Authority to Transfer Majority Organizational Control of MSM Utilities, LLC, and Certificates 611-W and 527-S in Charlotte County to Sun River Utilities, Inc. The following described territory located in territory in Charlotte County:

Township 40 South,
Range 23 East Section 12

The NE ¼ of the NW ¼ of the SW ¼ of the SW ¼ of Section 12, Township 40 South, Range 23 East. And

The SE 1/4 of the NW 1/4 of the SW 1/4 of the SW ¼ of Section 12, Township 40 South, Range 23 East. And

The NW 1 ¼ of the SW ¼ of Section 12, Township 40 South, Range 23 East. And

That portion of Government Lot 2, Section 12, Township 40 South, Range 23 East, lying South of Lee Branch Creek.

And

The Westerly 30 feet of the SW ¼ of the SW ¼ of Section 12, Township 40 South, Range 23 East,

Township 40 South,
Range 23 East Section 11

All of Government Lot 5, lying South of Lee Branch Creek in Section 11, Township 40 South, Range 23 East. And

The NE 1/4 of the SE 1/4 of Section 11, Township 40 South, Range 23 East, lying East of Hunters Creek.

And

The Oaks at Rivers Edge (formerly Hunter Creek Village)

THE NORTH ¼ OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF THE SEABOARD COASTLINE RAILROAD AND NORTH OF TURBAK ROAD
TOGETHER WITH:

THE SOUTH ½ OF THE SOUTHEAST ¼ OF THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA

TOGETHER WITH:

THE SOUTH ½ OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ AND THE NORTH ½, OF THE SOUTHEAST ¼ OF THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA.

TOGETHER WITH

A PORTION OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, BEING MORE SPECIFICALLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 12; THENCE WEST ALONG THE SOUTHLINE OF SAID SECTION 12, A DISTANCE OF 2577.55 FEET; THENCE NORTH, A DISTANCE OF 385.34 FEET; THENCE WEST, A DISTANCE OF 531.75 FEET; THENCE NORTH, A DISTANCE OF 897.20 FEET; THENCE WEST, A DISTANCE OF 511.21 FEET; THENCE NORTH, A DISTANCE OF 438.40 FEET; THENCE EAST A DISTANCE OF 511.21 FEET; THENCE NORTH, A DISTANCE 178.65 FEET; THENCE EAST, A DISTANCE OF 606.14 FEET; THENCE SOUTH, A DISTANCE OF 600 FEET MORE OR LESS; THENCE EAST, A DISTANCE OF 2860 FEET MORE OR LESS TO THE EAST LINE OF SAID SECTION 12, THENCE SOUTH ALONG THE EAST LINE OF SAID SECTION 12 TO THE POINT OF BEGINNING.

TOGETHER WITH:

THE SOUTH ¼ OF SECTION 1, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF SEABOARD COASTLINE RAILROAD
THE SOUTH ¼ OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK.
THE NORTH ¼ OF SECTION 14, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK
AND:

THE NORTHEAST ¼, OF THE NORTHEAST ¼, OF THE NORTHEAST ¼, OF THE NORTHEAST ¼ OF SECTION 13, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LESS AND EXCEPT THE RIGHT-OF-WAY FOR A PUBLIC HIGHWAY ALONG THE EAST SIDE OF SAID LAND, AND LESS AND EXCEPT THE RIGHT-OF-WAY FOR A PUBLIC ROAD ALONG THE NORTH LINE OF SAID LAND, AND LESS AND EXCEPT THE FOLLOWING: COMMENCE AT THE NORTHEAST CORNER OF SAID SECTION 13; THENCE ALONG THE NORTH BOUNDARY OF SAID SECTION 13, NORTH 88°26'45" WEST, 45.15 FEET, TO THE WESTERLY MAINTAINED RIGHT-OF-WAY LINE OF STATE ROAD 35 (US 17) FOR A POINT OF BEGINNING; THENCE ALONG SAID WESTERLY MAINTAINED RIGHT OF WAY LINE, SOUTH 00°23'35" WEST, 330.28 FEET; THENCE NORTH 88°24' 16" WEST, 8.00 FEET; THENCE NORTH 00°23'35" EAST, 330.28 FEET, TO SAID NORTH BOUNDARY OF SECTION 13; THENCE ALONG SAID NORTH BOUNDARY, SOUTH 88°26'45" EAST, 8.00 FEET, TO THE POINT OF BEGINNING.

And,

TOWNSHIP 40 SOUTH, RANGE
23 EAST SECTION 11,

ALL OF GOVERNMENT LOT 5, LYING SOUTH OF LEE BRANCH CREEK IN SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23, EAST CHARLOTTE COUNTY, FLORIDA
AND THE NE ¼ OF THE SE ¼ OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

TOGETHER WITH

THE SOUTH ¼ OF SECTION 1, TOWNSHIP 40 SOUTH, RANGE 23 EAST,
CHARLOTTE COUNTY, FLORIDA, LYING EAST OF SEABOARD COASTLINE
RAILROAD

THE SOUTH ¼ OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23 EAST,
CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

THE NORTH ¼ OF SECTION 14, TOWNSHIP 40 SOUTH, RANGE 23 EAST,
CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

THE NORTH ¼ OF SECTION 13, TOWNSHIP 40 SOUTH, RANGE 23 EAST,
CHARLOTTE COUNTY, FLORIDA

THE NORTH ¼ OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST,
CHARLOTTE COUNTY, FLORIDA, LYING EAST OF THE SEABOARD
COASTLINE RAILROAD AND NORTH OF TURBAK ROAD

TOGETHER WITH:

A PORTION OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST,
CHARLOTTE COUNTY, FLORIDA, BEING MORE SPECIFICALLY
DESCRIBED AS FOLLOWS :

BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 12; THENCE WEST
ALONG THE SOUTHLINE OF SAID SECTION 12, A DISTANCE OF 2577.55 FEET;
THENCE NORTH, A DISTANCE OF 385.34 FEET; THENCE WEST, A DISTANCE OF
531.75 FEET; THENCE NORTH, A DISTANCE OF 897.20 FEET; THENCE WEST, A
DISTANCE OF 511.21 FEET; THENCE NORTH, A DISTANCE OF 438.40 FEET;
THENCE EAST A DISTANCE OF 511.21 FEET; THENCE NORTH, A DISTANCE
178.65 FEET; THENCE EAST, A DISTANCE OF 606.14 FEET; THENCE SOUTH, A
DISTANCE OF 600 FEET MORE OR LESS; THENCE EAST, A DISTANCE OF 2860
FEET MORE OR LESS TO THE EAST LINE OF SAID SECTION 12, THENCE SOUTH
ALONG THE EAST LINE OF SAID SECTION 12 TO THE POINT OF BEGINNING.

TOGETHER WITH:

THE SOUTH ¼ OF SECTION 1, TOWNSHIP 40 SOUTH, RANGE 23 EAST,
CHARLOTTE COUNTY, FLORIDA, LYING EAST OF SEABOARD COASTLINE
RAILROAD

THE SOUTH ¼ OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23 EAST,
CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK.

THE NORTH ¼ OF SECTION 14, TOWNSHIP 40 SOUTH, RANGE 23 EAST,
CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

And,

The South ½ of the Southeast ¼ of the Southwest ¼ of the Southwest ¼ of Section 12,
Township 40 South, Range 23 East, Charlotte County, Florida.

Together with:

The South $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the North $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

And:

The Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of Section 13, Township 40 South, Range 23 East, Charlotte County, Florida. Less and except the Right-of-Way for a public highway along the East side of said land, and Less and except the Right-of-Way for a public road along the North line of said land, and Less and except the following: Commence at the Northeast corner of said Section 13; thence along the North boundary of said Section 13, North $88^{\circ}26'45''$ West, 45.15 feet, to the Westerly maintained Right-of-Way line of State Road 35 (US 17) for a point of beginning; thence along said Westerly maintained Right-of-Way line, South $00^{\circ}23'35''$ West, 330.28 feet; thence North $88^{\circ}24'16''$ West, 8.00 Feet; thence North $00^{\circ}23'35''$ East, 330.28 feet, to said North boundary of Section 13; thence along said North boundary, South $88^{\circ}26'45''$ East, 8.00 feet, to the point of beginning.

Any objections to the Application must be made in writing and filed with the Director, Division of Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, with a copy to Robert C. Brannan, Rose, Sundstrom & Bentley, LLP, 2548 Blairstone Pines Drive, Tallahassee, 32301 within 30 days from the date of this Notice. The objection must state the grounds for the objection with particularity.

Sun River Utilities, Inc.
5660 Bayshore Road, Suite 36
North Fort Myers, Florida 33917
239-543-1005

**LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY
(VALID FOR 60 DAYS)
12/14/2006 - 02/11/2007**

<u>UTILITY NAME</u>	<u>CHARLOTTE COUNTY</u>	<u>MANAGER</u>
BOCILLA UTILITIES, INC. (WU744) 7025-A PLACIDA ROAD ENGLEWOOD, FL 34224-8758		R. CRAIG NODEN (941) 697-2000
LAKE SUZY UTILITIES, INC. D/B/A AQUA UTILITIES FLORIDA, IN (WS798) % AQUASOURCE, INC. 6960 PROFESSIONAL PARKWAY EAST SARASOTA, FL 34240-8428		NANCE GUTH (941) 907-7411
LITTLE GASPARILLA WATER UTILITY, INC. (WU838) P. O. BOX 5145 GROVE CITY, FL 34224-0145		JOHN R. BOYER (941) 626-8294
MSM UTILITIES, LLC (WS891) 9696 BONITA BEACH ROAD, SUITE 203 BONITA SPRINGS, FL 34135-8504		BEN J. MALTESE (239) 444-1444
NHC UTILITIES, INC. (WU796) TWO NORTH RIVERSIDE PLAZA, SUITE 800 CHICAGO, IL 60606-2682		NANCY REYNOLDS (312) 279-1480
TOWN AND COUNTRY UTILITIES COMPANY (WU811) 17837 MURDOCK CIRCLE PORT CHARLOTTE, FL 33948-4000		CHARLES DESANTI (941) 235-6900
UTILITIES, INC. OF SANDALHAVEN (SU809) 200 WEATHERSFIELD AVENUE ALTAMONTE SPRINGS, FL 32714-4027		PATRICK C. FLYNN (407) 869-1919

**LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY
(VALID FOR 60 DAYS)
12/14/2006 - 02/11/2007**

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

BOARD OF COUNTY COMMISSIONERS, CHARLOTTE COUNTY
CHARLOTTE COUNTY ADMINISTRATION CENTER
18500 MURDOCK CIRCLE, ROOM 536
PORT CHARLOTTE, FL 33948-1094

CLERK OF THE CIRCUIT COURT, CHARLOTTE COUNTY
CHARLOTTE COUNTY ADMINISTRATION CENTER
18500 MURDOCK CIRCLE, ROOM 423
PORT CHARLOTTE, FL 33948-1094

DEP SOUTH DISTRICT
2295 VICTORIA AVE., SUITE 364
FORT MYERS, FL 33901

MAYOR, CITY OF PUNTA GORDA
326 WEST MARION AVENUE
PUNTA GORDA, FL 33950-4492

S.W. FLORIDA REGIONAL PLANNING COUNCIL
1926 VICTORIA AVENUE
FT. MYERS, FL 33901

S.W. FLORIDA WATER MANAGEMENT DISTRICT
2379 BROAD STREET
BROOKSVILLE, FL 34609-6899

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

**LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY
(VALID FOR 60 DAYS)
12/14/2006 - 02/11/2007**

UTILITY NAME

STATE OFFICIALS

MANAGER

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