

Kimberley Pena

From: Trina Collins [TCollins@RSBattorneys.com]
Sent: Wednesday, July 16, 2008 11:58 AM
To: Filings@psc.state.fl.us
Cc: Martin Friedman; Christian W. Marcelli; Trina Collins
Subject: Filing in Docket No.: 080500-WS; Application of Indiantown Company, Inc., for Authority for Transfer of Majority Organizational Control
Importance: High
Attachments: PSC Clerk 02 (NOF AOM Notice to Entities)ltr.07-16-2008.pdf

- a. Martin S. Friedman, Esquire
Rose, Sundstrom & Bentley, LLP
Sanlando Center
2180 W. State Road 434, Suite 2118
Longwood, FL 32779
Phone: (407) 830-6331
Fax: (407) 830-8522
Email: mfriedman@rsbattorneys.com
- b. Docket No.: 080500-WS; Application of Indiantown Company, Inc., for Authority for Transfer of Majority Organizational Control – Filing Indiantown Company, Inc.’s Notice of Filing its Affidavit of Mailing Late Filed Exhibit “F” to its Application.
- c. Indiantown Company, Inc.
- d. 11 pages.
- e. Letter to Commission Clerk – 1 page; Notice of Filing – 1 page; Affidavit of Mailing – 1 page; Notice of Application for a Transfer of Majority Organizational Control – 8 pages.

DOCUMENT NUMBER-DATE

06122 JUL 16 8

FPSC-COMMISSION CLERK

7/16/2008

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REPLY TO CENTRAL FLORIDA OFFICE

CENTRAL FLORIDA OFFICE
SANLANDO CENTER
2180 W. STATE ROAD 434, SUITE 2118
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FAX (407) 830-8522

MARTIN S. FRIEDMAN, P.A.
BRIAN J. STREET

CHRISTIAN W. MARCELLI, OF COUNSEL
(LICENSED IN NEW YORK ONLY)

July 16, 2008

E-FILING

Ann Cole, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RE: Docket No.: 080500-WS; Application of Indiantown Company, Inc., for Authority for
Transfer of Majority Organizational Control
Our File No.: 43016.01

Dear Ms. Cole:

Enclosed for filing is Indiantown Company, Inc.'s Notice of Filing its Affidavit of Mailing Late Filed Exhibit "F" to its Application for Transfer of Majority Organizational Control in Martin County, Florida, which is the Affidavit that notice of the Application was given to the entities on the list provided by the Commission in accordance with Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code.

Should you have any questions regarding the enclosed, please do not hesitate to give me a call.

Very truly yours,



MARTIN S. FRIEDMAN
For the Firm

MSF/tlc
Enclosures

cc: Mr. David G. King, Jr. (w/enclosures)
Jeffrey S. Leslie, President (w/enclosures)
Kenneth A. Norman, Esquire (w/enclosures)

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application of
INDIANTOWN COMPANY INC.
for authority for transfer of
majority organizational control

Docket No. 080500-WS

NOTICE OF FILING

Applicant, INDIANTOWN COMPANY, INC., by and through its undersigned attorneys, hereby gives notice of filing in the above-referenced docket Late filed Exhibit "F" to its Application, which is the Affidavit that notice of the Application was given in accordance with Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code.

Respectfully submitted this 16th day of
July, 2008, by:

ROSE, SUNDSTROM & BENTLEY, LLP
Sanlando Center
2180 W. State Road 434
Suite 2118
Longwood, Florida 32779
(407) 830-6331 Telephone
(407) 830-8522 Facsimile
Email: mfriedman@rsbatttoneys.com

By: _____

MARTIN S. FRIEDMAN

AFFIDAVIT OF MAILING

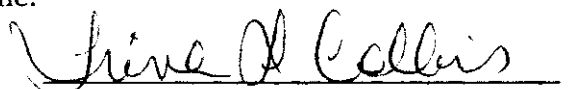
STATE OF FLORIDA
COUNTY OF SEMINOLE

BEFORE ME, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared MICHELE PARKS, who, after being duly sworn on oath, did depose on oath and say that she is the Legal Assistant to Martin S. Friedman, who is the attorney for the Applicant, and that she did send on the 15th day of July, 2008, by first class U.S. Mail, a copy of the notice attached hereto to each of the entities set forth on the list provided by the FPSC which is attached hereto.

FURTHER AFFIANT SAYETH NAUGHT.


MICHELE PARKS

Sworn to and subscribed before me this the 16th day of July, 2008, by MICHELE PARKS, who is personally known to me.


NOTARY PUBLIC - State of Florida
Print Name: Trina L. Collins
My Commission Expires: 3-4-12



LATE FILED EXHIBIT "F"

NOTICE OF APPLICATION FOR A TRANSFER OF
MAJORITY ORGANIZATIONAL CONTROL

Notice is hereby given on the 15th day of July, 2008, pursuant to Section 367.045, Florida Statutes, and Rule 25-30.030, Florida Administrative Code, by Indiantown Company, Inc., 15158 S. W. Farms Road, Indiantown, FL 34956, of its application for transfer of majority organizational control of Indiantown Company, Inc. (Water Certificate No. 387-W and Wastewater Certificate No. 331-S) for the following described territory in Martin County, Florida:

Water and Wastewater

Township 39 South, Range 38 East, Martin County

All of Section 22, South of State Road 710 R/W

Section 25, the South $\frac{1}{2}$

Section 26, the West $\frac{1}{2}$ of the South $\frac{1}{2}$

Parcel 1

In Section 26, Township 39 South, Range 38 East, commence at the Northwest corner of said Section 26, thence south along the west line of said Section 26 to the intersection with the westerly projection of the north line of Tract 56, Block B according to the Plat of Indiantown Farms as recorded in Plat Book 1, page 80 Public Records, Martin County, Florida, and the Point of Beginning; thence east along the north line of Tracts 56 and 11 and the easterly projection thereof to the east line of the west one-half of said Section 26; thence south along said east line to the intersection with the easterly projection of the south line of said Tract 11; thence west along the south lines of said Tracts 11 and 56 and the westerly projections thence to the west line of the aforesaid Section 26; thence north along said west line to the Point of Beginning.

All of Section 27, South of State Road 710 R/W

All of Section 34

All of Section 35, South of State Road 710 R/W

All of Section 36

Township 40 South, Range 38 East, Martin County

Section 1

The North $\frac{3}{4}$ of the East $\frac{1}{2}$, the East $\frac{1}{2}$ of the North $\frac{1}{2}$ of the West $\frac{1}{2}$, and the West $\frac{1}{2}$ of the North $\frac{1}{2}$ of the West $\frac{1}{2}$ lying North of West Farm Road. (West

Farm Road can be described approximately as follows: From the Northeast corner of said section Run 3,309 feet South along the East line to the intersection of West Farm Road; thence North 86 degrees West along said road a distance of 1,095 feet; thence North 59 degrees West a distance of 3,017 feet; thence North 77 degrees West a distance of 1,338 feet to the intersection of said road with the West line of said section. This point is also being 1,314 feet South of the Northwest corner of said section.)

Section 2

The area lying North of West Farm Road. (West Farm Road can be described approximately as follows: From the Northeast corner of said section run South along the East Section line a distance of 1,314 feet to the intersection of West Farm Road; thence North 77 degrees West a distance of 1,241 feet; thence North 61 degrees West a distance of 2,093 feet to the intersection of the North line of said section. This point also being 3,090 feet West of the Northeast corner of said section.)

Township 39 South, Range 39 East, Martin County

All of Section 33

Parcel 2

Section 31, The South $\frac{1}{4}$

Begin at the Northwest corner of Section 31, Township 39 South, Range 39 East, in the centerline of County Road 609 (SW Allapattah Road); thence east along the north line of said Section 31 to the northeast corner of said Section 31; thence south along the east line of said Section 31 to the intersection with the south line of the North half of the South half of said Section 31; thence west along said south line to the intersection with the west line of said Section 31 and the centerline of said County Road 609; thence north along said west line and centerline to the Northwest corner of said Section 31 and the Point of Beginning.

Parcel 3

Begin at the Northeast corner of Section 32, Township 39 South, Range 39 East; thence south along the east line of said Section 32 a distance of 1656 feet; thence northwest to the intersection with the north line of said Section 32 at a point 1880 feet west of the Northeast corner of said Section 32; thence east along said north line to the Northeast corner of said Section 32 and the Point of Beginning.

Parcel 4

Begin at the Southwest corner of Section 32, Township 39 South, Range 39 East; thence north along the west line of said Section 32 to the intersection with the

north line of the Southwest one quarter (SW ¼) of said Section 32; thence east along said north line to the intersection with the east line of said Southwest one quarter (SW ¼) of Section 32; thence south along said east line to the intersection with the south line of said Section 32; thence west along said south line to the Southwest corner of said Section 32 and the Point of Beginning.

Township 40 South, Range 39 East, Martin County

All of Section 5

All of Section 6

All of Sections 4, 7, 8, 9, North of the St. Lucie Canal R/W

Parcel 5

Being a parcel of land lying in Sections 8 and 9, Township 40 South, Range 39 East, Martin County, Florida, being more particularly described as follows: being bounded on the northwest by the southerly right-of-way line of State Road 76 and being bounded on the northeast and southeast by the westerly and northwesterly right-of-way line of SW Indiantown Avenue and being bounded on the southwest by the easterly right of way line of State Road 710.

Objections must be in writing and filed with the Director, Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399, no later than thirty (30) days after the last date this Notice was mailed or published, whichever is later, with a copy provided to Martin S. Friedman, Esquire, Rose, Sundstrom & Bentley, LLP, Sanlando Center, 2180 W. State Road 434, Suite 2118, Longwood, Florida 32779. The objection must state the grounds for the objection with particularity.

LIST OF WATER AND WASTEWATER UTILITIES IN MARTIN COUNTY
(VALID FOR 60 DAYS)
07/11/2008 - 09/08/2008

UTILITY NAME

MANAGER

MARTIN COUNTY

INDIANTOWN COMPANY, INC. (WS120)
P. O. BOX 397
INDIANTOWN, FL 34956-0397

ROBERT M. POST, JR.
(772) 597-3113

LANIGER ENTERPRISES OF AMERICA, INC. (WS617)
2340 N.E. DLXIE HIGHWAY
JENSEN BEACH, FL 34957-5952

REGINALD J. BURGE
(772) 334-3433

MILES GRANT WATER AND SEWER COMPANY (WS433)
200 WEATHERSFIELD AVENUE
ALTAMONTE SPRINGS, FL 32714-4027

PATRICK C. FLYNN
(407) 869-1919

UTILITIES, INC. OF HUTCHINSON ISLAND (WS872)
200 WEATHERSFIELD AVENUE
ALTAMONTE SPRINGS, FL 32714-4027

PATRICK C. FLYNN
(407) 869-1919

**LIST OF WATER AND WASTEWATER UTILITIES IN MARTIN COUNTY
(VALID FOR 60 DAYS)
07/11/2008 - 09/08/2008**

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

CHAIRMAN, BOARD OF COUNTY COMMISSIONERS, MARTIN COUNTY
2401 S.B. MONTEREY ROAD
STUART, FL 34996-3397

CITY OF STUART
121 S.W. FLAGLER AVE.
STUART, FL 34994-2139

DEP SOUTHEAST DISTRICT
400 NORTH CONGRESS AVENUE
WEST PALM BEACH, FL 33401

MAYOR, TOWN OF JUPITER ISLAND
P. O. BOX 7
HOBE SOUND, FL 33475-0007

MAYOR, TOWN OF OCEAN BREEZE PARK
P. O. BOX 1025
JENSEN BEACH, FL 34958-1025

MAYOR, TOWN OF SEWALL'S POINT
1 SOUTH SEWALL'S POINT ROAD
STUART, FL 34996-6730

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

TREASURE COAST REGIONAL PLAN. COUNCIL
301 EAST OCEAN BLVD, SUITE 300
STUART, FL 34994

**LIST OF WATER AND WASTEWATER UTILITIES IN MARTIN COUNTY
(VALID FOR 60 DAYS)
07/11/2008 - 09/08/2008**

UTILITY NAME

STATE OFFICIALS

MANAGER

STATE OF FLORIDA PUBLIC COUNSEL
C/O THE HOUSE OF REPRESENTATIVES
THE CAPITOL
TALLAHASSEE, FL 32399-1300

OFFICE OF COMMISSION CLERK
FLORIDA PUBLIC SERVICE COMMISSION
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850

**LIST OF WATER AND WASTEWATER UTILITIES IN ST. LUCIE COUNTY
(VALID FOR 60 DAYS)
07/11/2008 - 09/08/2008**

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

CLERK OF CIRCUIT COURT, ST. LUCIE COUNTY
P. O. BOX 700
FT. PIERCE, FL 34954-0700

CLERK OF THE CIRCUIT COURT, ST. LUCIE COUNTY
221 SOUTH INDIAN RIVER DRIVE
FT. PIERCE, FL 34950-4315

CLERK, BOARD OF COUNTY COMMISSIONERS, ST. LUCIE COUNTY
2300 VIRGINIA AVENUE
FT. PIERCE, FL 34982-5652

DEP SOUTHEAST DISTRICT
400 NORTH CONGRESS AVENUE
WEST PALM BEACH, FL 33401

MAYOR, CITY OF FT. PIERCE
CITY HALL
P. O. BOX 1480
FT. PIERCE, FL 33450

MAYOR, CITY OF PORT ST. LUCIE
121 S.W. PORT ST. LUCIE BLVD.
PORT ST. LUCIE, FL 34984-5099

MAYOR, TOWN OF ST. LUCIE VILLAGE
P O BOX 3878
FT. PIERCE, FL 34948-3878

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

TREASURE COAST REGIONAL PLAN. COUNCIL
301 EAST OCEAN BLVD, SUITE 300
STUART, FL 34994

**LIST OF WATER AND WASTEWATER UTILITIES IN ST. LUCIE COUNTY
(VALID FOR 60 DAYS)
07/11/2008 - 09/08/2008**

UTILITY NAME

STATE OFFICIALS

MANAGER

STATE OF FLORIDA PUBLIC COUNSEL
C/O THE HOUSE OF REPRESENTATIVES
THE CAPITOL
TALLAHASSEE, FL 32399-1300

OFFICE OF COMMISSION CLERK
FLORIDA PUBLIC SERVICE COMMISSION
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850