

**REQUEST FOR CHANGE TO AGENDA CONFERENCE  
HAND DELIVER**

Date of Request: 12/12/2008 Date of Agenda Conference: 12/16/2008 Item No. 3

Docket No.: 070405-WU Brief Title: Application for Certificate by Wilcox Investments

Requested by:  Staff  Other Wilcox Investments, Inc. (utility)  
(Name)

Please attach a copy of the written documentation filed (IF OTHER)

STAFF's Recommendation to Executive Suite (IF OTHER)  Approve Request  Deny Request

**ACTION REQUESTED [see APM 2.11]**

- Defer Item to Agenda Scheduled Date: \_\_\_\_\_
- Change Order of Item or Take Up at Time Certain
- Withdraw Item (not expected to return to Agenda)
- Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) A copy of the front page of the recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-holder during agenda preparation.
- Add Item to Published Agenda [see Section 120.525(2), F.S.] – Issue an ADDENDUM and give Legal NOTICE
- Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] – Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

Attached is the utility's request for withdrawal of staff's recommendation in this matter. The recommendation was that the Commission show cause the utility for failure to complete an application for certificate of authorization, or else file information demonstrating its exempt status. On December 11, 2008, the utility filed a letter requesting the docket be closed, attaching a copy of a recorded quit claim deed which transfers the utility to the customer homeowners' association. Staff believes that the information sufficiently demonstrates the utility's exempt status pursuant to Section 367.022(7), F.S. The utility is not requesting a refund of its filing fee, and there appears to be no other outstanding matter which requires action by the Commission.

COM \_\_\_\_\_  
ECR \_\_\_\_\_  
GCL \_\_\_\_\_  
OPC \_\_\_\_\_  
RCP \_\_\_\_\_  
SSC \_\_\_\_\_  
SGA \_\_\_\_\_  
ADM \_\_\_\_\_  
CLK  \_\_\_\_\_  
CVR \_\_\_\_\_

*Wang, Purvis,  
Williams*

Signature (Technical Staff): *[Signature]*

Initials (Division Director or Designee): *[Signature]*

Signature (Legal Staff): *[Signature]*

Initials (General Counsel or Designee): *[Signature]*

**EXECUTIVE DIRECTOR:**

Recommendation to the Chairman's Office

Initials: *[Signature]*

Comments:

Approve Request  Deny Request  
Date: 12/15/08

**CHAIRMAN's OFFICE:**

Initials: *[Signature]*

Approve Request  Deny Request  
Date: 12/15/08

Executive Suite will send the original to the Office of Commission Clerk and return copy to the requesting staff after the Chairman's Office takes action on this request. Requesting staff should distribute copies to the Division Directors (OPR & OCR) and Attorney assigned to the docket.

DOCUMENT NUMBER - DATE  
**11535 DEC 15 08**  
FPSC-COMMISSION CLERK

**Wilcox Investments, Inc.**

P. O. Box 1100  
Welaka, Florida 32193-1100

Office: (386) 467-8550

Facsimile: (386) 467-8551

December 5, 2008

**CERTIFIED MAIL**

Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399

RECEIVED-FPSC  
08 DEC 11 AM 8:24  
COMMISSION  
CLERK

Re: Docket No. 070405-WU (Wilcox Investments, Inc.)

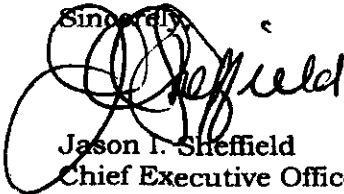
Dear Clerk:

In regard to the above referenced docket number, I hereby submit a copy of a recorded Quit Claim Deed that transfers property ownership from the C. Paul Wilcox Estate (Wilcox Investments, Inc.) to Mount Royal Airpark Property Owners' Association, Inc. and Mount Royal Estates Homeowners' Association, Inc. Furthermore, the ownership, operation, and management of the Mount Royal Water Treatment Plant are officially the responsibility of both associations.

Therefore, I sincerely request dismissal/closure of the above referenced docket based on the exemption qualification of the current ownership.

As always, please let me know if you have any questions (386) 467-8550 or [jsheffield@theiveygroup.net](mailto:jsheffield@theiveygroup.net).

Sincerely,



Jason I. Sheffield  
Chief Executive Officer

JIS

Enclosure

cc: File  
Wilcox Estate  
Stephanie Clapp, FPSC (Electronic Copy with Attachment)  
Patti Daniel, FPSC (Electronic Copy with Attachment)  
Jennifer Brubaker, FPSC (Electronic Copy with Attachment)

DOCUMENT NUMBER-DATE  
11437 DEC 11 08  
FPSC-COMMISSION CLERK

Prepared by and return to:  
Mount Royal Airpark P.O.A.  
P.O. Box 1100  
Welaka, FL. 32193

Inst:200854663747 Date:12/4/2008 Time:3:07 PM  
Doc Stamp-Deed:0.70  
DC.Tim Smith.Putnam County Page 1 of 1

Property Appraisers ID #:  
37-12-26-6084-0000-0003

### QUIT CLAIM DEED

Executed this 10<sup>th</sup> day of October, 2008, by Willanelle S. Wilcox, as personal representative of the estate of C. Paul Wilcox, conveying non-homestead property hereinafter called the grantor, to Mount Royal Airpark Property Owners Association, Inc. a Florida Corporation and Mount Royal Estates Homeowners Association, Inc. a Florida Corporation. hereinafter called the grantee, whose post office address is: P. O. Box 1100 Welaka, FL. 32193

(Wherever used herein the terms "grantor" and "grantee" shall include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth, That the grantor, for and in consideration of the sum of \$10.00 and/or other valuable consideration, the receipt whereof is hereby acknowledged, hereby remises, releases and quit claims unto the grantee, all the right, title, interest, claim and demand which the said grantor has in and to the following described land, situate in County of Putnam, State of Florida, to-wit:

All of that parcel of land described as "Utility Area", which lies Easterly and Southerly of Indian Mound Drive, Westerly of Lot 24, and Northerly of Lots 22 and 23, all in MOUNT ROYAL AIR PARK - PHASE II, according to plat thereof recorded in Map Book 6, page 73 of the public records of Putnam County, Florida.

To have and to hold the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of grantor, either in law or equity, to the only proper use, benefit and behoof of grantee forever.

In witness whereof, the said grantor has signed and sealed these presents the day and year first above written.

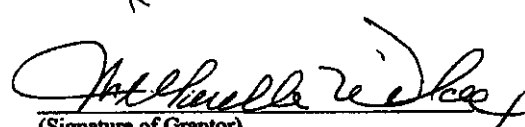
Signed, sealed and delivered in presence of:  
(Two witness signatures required)

  
(Signature of first witness)

Reynold Shephard  
(Printed name of first witness)

  
(Signature of second witness)

Reynold A. Shephard  
(Printed name of second witness)

  
(Signature of Grantor)


Willanelle S. Wilcox, as Personal Representative  
Of the Estate of C. Paul Wilcox

Address of Grantor: P.O. Box 1100  
Welaka, FL. 32193

STATE OF FLORIDA  
COUNTY OF PUTNAM

The foregoing instrument was acknowledged before me, a Notary Public, this 10<sup>th</sup> day of October, 2008, by Willanelle S. Wilcox, as Personal Representative of the Estate of C. Paul Wilcox who was personally known to me, or who produced the following identification: drivers license.

My Commission Expires:  
My Commission Number:

  
(Signature of Notary)

SHERYL S. CARTER  
(Printed Name of Notary)

