Pinecrest Utilities, LLC P.O. BOX 1798 EATON PARK, FL. 33840 863-904-5574

RECEIVED APSC 12 OCT 25 AM 8: 49 COMMISSION

Marshall Willis Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL. 32399

RE: Application for staff assisted rate case for Pinecrest Utilities, LLC in Polk County.

Dear Mr. Willis:

Enclosed please find an application for a staff assisted rate case for Pinecrest Utilities, LLC.

On behalf of the utility,

Mike Smallridge

COMMISSION

12 OCT 23 PH 4: 26

OFFICIAL REPORT OF A PERSONNER & FINANCE

OFFICIAL REPORT OF A PERSONNER REPOR

DOCUMENT NUMBER -DATE

07260 OCT 25 º

FLORIDA PUBLIC SERVICE COMMISSION

APPLICATION FOR A STAFF ASSISTED RATE CASE

120269 -WU **GENERAL DATA** A. Name of Utility: Pinecrest utilities, LLC. B. Address: P.O. Box 1798 Eaton Park, FL. 33840. 1. Telephone Nos.: (352) 302 - 7406 Nearest City: Bartw 2. County: POIK 2. County: 17011 3. General Area Served: Citrus Highlands C. Authority: Date Received: June 2011 1. Water Certificate No. 588 - W 2. Wastewater Certificate No. -Date Received: 3. Date Utility Started Operations: Water: 1987 Wastewater: D. How System Was Acquired: Purchased If utility was purchased, give date June 2011 Amount Paid \$ 7 1. Name of Seller: Pine Crest Ranches. Inc. 2. Was seller affiliated with present owners?

Yes
No E. Type of Legal Entity: Sole Proprietorship Corporation Partnership F. Ownership & Officers: Percent Ownership 1. Michael Smallridge owner 100%.

	West Lakeland Washwater, LLC POBEX 1798 Eaton Park, FC 33840.	
H.	If you have retained an attorney and/or a consultant to represent the utility name(s) and address(es):	for this application, furnish the
	Name: Address:	
	NO	
AC	COUNTING DATA	
Α.	Outside Accountant	
	1. Name: Att Small rings	
	2. Firm:	
	3. Address:	
	4. Telephone: () 382 - 7476	
B.	Individual To Contact On Accounting Matters:	
	1. Name: Cary MorsE	
	2. Telephone: () 407-970-7705	21 21
C.	Location of Books and Records: 1902 Barton Park Rd, Suite	33840
D.	Have you filed an Annual Report with the Commission?	
	Date Last Filed: Zoll	
E.	Has your latest Regulatory Assessment Fee Payment been made?	
	(January 30 or July 30 whichever is applicable) 🗐 Jan 30 🔲 July 30	
F.	Basic Rate Base Data: (Most recent two years)	
	1. <u>Water:</u>	20 // 20 / 0
	Cost of Plant In Service	\$ 206,578 \$ 191,941
	Less Accumulated Depreciation	102 866 94 417
	Less Contributed Plant	103,712 97524
	Net Owner's Investment	\$ 110,245 \$
•	2. Wastewater:	20 20

G. List of Associated Companies and Addresses:

11.

Cost	of Plant In Service	\$\$	
Less	Accumulated Depreciation		
Less	Contributed Plant		
/	Owner's Investment	\$	

	me Statement: (Most recent two years)		10
1. <u>Wate</u>		20 //	20 <i>10</i>
	enues (By Class) Lgidential	\$ 25,755 \$	5
b.			
c. I	ルバント	1456.	
Tota	Operating Revenues:	\$ <u>Z7,Z//</u> \$	5
Less	Expenses:		
a.	Salaries & Wages - Employees		
b.	Salaries & Wages - Officers, Directors, & Majority Stockholders	6008	***************************************
C.	Employee Pensions & Benefits		
d.	Purchased Water		
e.	Purchased Power	1188	4341
f.	Fuel for Power Production	***************************************	
g.	Chemicals	229	2205
h.	Materials & Supplies	509	949
í.	Contractual Services	10 320	28713
j.	Rents	126	3600
k.	Transportation Expenses	614	715
I.	Insurance Expense		4285
m.	Regulatory Commission Expense		2370
n.	Bad Debt Expense	640	176
0.	Miscellaneous Expense	2562	5883
p.	Depreciation Expense		
q.	Property Taxes	626	
r.	Other Taxes		
S.	Income Taxes		
Ope	rating Income (Loss)	\$ <u>24232</u> \$	53443.

G.

Pinecrest Utilities, LLC

Revenue Summary

From 1/1/2011 to 12/31/2011

		-		
L)	~ "	** 4	~	-
		11		

			* ****	8 86 I
<u>Jul 11</u>	Total Billings	Total Receipts	Balance Owing	Total Usage
	\$5,020.51	\$470.60	\$4,549.91	648687
<u>Aug 11</u>	Total Billings	Total Receipts	Balance Owing	Total Usage
	\$5,595.59	\$5,659.57	(\$63.98)	713002
<u>Sep 11</u>	Total Billings	Total Receipts	Balance Owing	Total Usage
	\$4,996.01	\$4,528.88	\$467.13	633176
Oct 11	Total Billings	Total Receipts	Balance Owing	Total Usage
	\$4,593.34	\$4,670.54	(\$77.20)	560805
<u>Nov 11</u>	Total Billings	Total Receipts	Balance Owing	Total Usage
	\$4,853.19	\$4,180.67	\$672.52	579945
<u>Dec 11</u>	Total Billings	Total Receipts	Balance Owing	Total Usage
	\$5,342.82	\$4,833.46	\$509.36	667322
Total Billings and Receipts	\$30,401.46	\$24,343.72	\$6,057.74	3802937
-		***************************************		* * * * * * * * * * * * * * * * * * * *

	2.	Wa <u>stew</u> a	ater /			20 /	20 /
			es (By Class):			\$	<u> </u>
		a. /					
		b//					_ //
		6.					
	-	ァ Total Op	erating Reven	ues:		\$	\$
	ı	Less Ex	penses:	Λ			
			•	es - Employees			
					ors, & Majority Stockh	olders	
				ons & Benefits		AUU	
				water Treatment			/
			udge Remoya	•			
			urchased Powe				
			uel for Pøwer F				
		_	hemicals	, , , , , , , , , , , , , , , , , , , ,			
			aterials & Sup	nlies /		7	
			ontractual Serv			<i></i>	
		-	ents	///////////////////////////////////////			<i>- </i>
		i	ransportation E	vnense			— <i>/</i>
		,	surance Exper	/			/
		,		mission Expense		/	_/
		•	ad Debt Expert	/	/		/
		,	iscellaneous E		./		
		<i>[</i> '	//	=			
	/		eprediation Exp	pense	V		
			roperty Taxes				
			ther Taxes				
			come Taxes	>			
			ng Income (Los	SS)		\$	*
Н.	Outsta	anding D	ebt:	Data	Dalamas	lada wa ak	Tination
		Cred	ditor	Date Borrowed	Balance Due	Interest Rate	Expiration Date
	1 (State Bank	5ne 2011	50073	7.50	33.0
		enter.	Steferal	3462011	30013	77.5	
	2						
	3			300			
	4						
1.	Indicat	te Type	of Tax Return	Field:			
		•	20 -Corporatio				
			-	ter S Corporation			
			65 - Partnersh	•			
	•			C - Individual (Pro	orietorship)		
	0						

3:36 PM 10/18/12 Accrual Basis

Pinecrest Utilities, LLC Account QuickReport All Transactions

Туре	Date	Num	Name	Memo	Split	Amount	Balance
· Long Term Debt							
224.1 · CenterState							
Seneral Journal	7/1/2011	10			303 · Land & L	51, 44 5.71	51,445.
ill	8/8/2011	Loan	CenterState	Principal	231 · Account	-332.64	51,113.0
heck	8/29/2011	10020	CenterState	loan payment	131.1 Checki	-663.64	50,449.4
heck	9/29/2011		CenterState		131.1 · Checki	-663.64	49,785.
heck	10/18/2011		CenterState	phone transf	131.1 · Checki	-663.64	49,122.
Check	11/29/2011	10087	CenterState	loan	131.1 Checki	-663.64	48,458.
Seneral Journal	12/31/2011	13		to adjust 7 m	427.1 · Center	1,614.18	50,072.
heck	1/4/2012		CenterState		131.1 · Checki	-663.64	49,409
heck	2/7/2012	Debit	CenterState		131.1 · Checki	-663.64	48,745
heck	3/7/2012		CenterState	phone transf	131.1 · Checki	-663.64	48,081.
heck	4/11/2012		CenterState	phone transf	131.1 · Checki	-663.64	47,418.
heck	5/8/2012	verbal	CenterState	phone transf	131.1 · Checki	-663.64	46,754
heck	6/7/2012	online	CenterState	phone transf	131.1 · Checki	-663.64	46,090
heck	7/11/2012		CenterState	·	131.1 · Checki	-663,64	45,427
heck	7/30/2012		CenterState	phone transf	131.1 · Checki	-663.64	44,763
heck	8/15/2012		CenterState	•	131.1 · Checki	-38.84	44,724
heck	8/29/2012	10250	CenterState	phone transf	131.1 · Checki	-663.64	44,061
heck	9/17/2012		CenterState	•	131.1 · Checki	-38.57	44,022
heck	10/3/2012		CenterState	phone transf	131.1 · Checki	-663.64	43,358
heck	10/15/2012		CenterState		131.1 · Checki	-37.22	43,321
heck	10/15/2012		CenterState		131.1 · Checki	-37.22	43,284
otal 224.1 · Cente	rState Bank Loar	1			_	43,284.44	43,284
24.2 · Richard Lit	tle Loan						
Seneral Journal	7/1/2011	10			303 · Land & L	15,000.00	15,000
heck	8/10/2011	10011	Richard Little	payment #1	131.1 · Checki	-277.28	14,722
heck	9/8/2011	10027	Richard Little	2nd payment	131.1 · Checki	-278.66	14,444
ill	10/10/2011	3rd P	Richard Little	principle	231 · Account	-280.06	14,164
ill	11/1/2011	4th p	Richard Little	repayment of	231 · Account	-281.46	13,882
heck	12/7/2011	10090	Richard Little	loan payment	131.1 · Checki	-282.87	13,599
heck	1/10/2012	10112	Richard Little	principal	131.1 · Checki	-284.28	13,315
heck	2/8/2012	10133	Richard Little	principal	131.1 · Checki	-285.70	13,029
ill	3/5/2012	8th p	Richard Little	principal	231 · Account	-287.13	12,742
ill	4/5/2012	9th p	Richard Little	principal	231 - Account	-288.57	12,453
ill	6/1/2012	10th	Richard Little	principal	231 · Account	-290.01	12,163
ill	7/1/2012	11th	Richard Little	principal	231 · Account	-291.46	11,872
ill	8/2/2012	12th	Richard Little	principal	231 - Account	-292.92	11,579
ill	9/2/2012	13th	Richard Little	principal	231 · Account	-294.38	11,285
ill	9/10/2012	14th	Richard Little	principal	231 · Account	-295.85	10,989
Bill	10/2/2012		Richard Little	principal	231 · Account	-291.46	10,697
otal 224.2 · Richa	rd Little Lean				_	10,697.91	10,697

3:36 PM 10/18/12 Accrual Basis

Pinecrest Utilities, LLC Account QuickReport All Transactions

Туре	Date	Num	Name	Memo	Split	Amount	Balance
224.3 · Old Fla Na	tional Bank - Vel	hicle					
Deposit	8/19/2011		First National Bank	Loan from Fir	131.1 · Checki	7,872.00	7,872.0
Check	10/12/2011	10041	Old Florida National	1/2 Truck pay	131.1 · Checki	-179.29	7,692.7
Bill	11/2/2011	due 1	Old Florida National	loan payment	231 · Account	-179.30	7,513.4
Bill	12/1/2011	due 1	Old Florida National	1/2 truck pay	231 · Account	-179.30	7,334.1
General Journal	12/31/2011	21		To adjust loa	427.6 · Vehicl	-272.34	7,061.7
Bill	1/6/2012	due 0	Old Florida National	1/2 truck pay	231 · Account	-179.30	6,882.4
Bill	2/10/2012	Due 1	Old Florida National	1/2 truck pay	231 · Account	-179.30	6,703.1
Bill	3/9/2012	3-18	Old Florida National		231 · Account	-179.30	6,523.8
Bill	3/10/2012		Old Florida National	1/2 truck pay	231 · Account	-179.30	6,344.5
Bill	4/10/2012		Old Florida National	1/2 truck pay	231 · Account	-179.30	6,165.2
Bill	5/10/2012		Old Florida National	1/2 truck pay	231 · Account	-179.30	5,985.9
Bill	6/10/2012		Old Florida National	1/2 truck pay	231 · Account	-179.30	5,806.6
Bill	7/10/2012		Old Florida National	1/2 truck pay	231 · Account	-179.30	5,627.3
Bill	8/10/2012	Augu	Old Florida National	1/2 truck pay	231 · Account	-179.30	5,448.0
Bill	9/10/2012	due 0	Old Florida National	1/2 truck pay	231 Account	-167.29	5,280.7
Bill	10/10/2012	Due 1	Old Florida National	1/2 truck pay	231 · Account	-168.17	5,112.6
			Old Florida Mational	172 truck pay	201 Account		
Total 224.3 · Old F	-	- Vehicle				5,112.61	5,112.6
224.4 · Mike Small							
General Journal	11/25/2011	20		Jojn Deere Tr	343 · Tools, S	2,500.00	2,500.0
General Journal	12/5/2011	15		Tank Rehab	320 · Water Tr	7,500.00	10,000.0
General Journal	12/31/2011	11		Cash to open	603 · Officers	150.00	10,150.0
General Journal	12/31/2011	11		5 months sal	603 · Officers	6,000.00	16,150.0
General Journal	12/31/2011	23		To add 6th m	603 · Officers	1,200.00	17,350.0
General Journal	4/20/2012	41	Florida Public Servi	2011 RAF	408.3 · Regula	1,026.00	18,376.0
Total 224.4 · Mike	Smallridge					18,376.00	18,376.0
224.5 · Vering Inc.							
General Journal	7/1/2011	10			303 · Land & L	12,000.00	12,000.0
General Journal	12/31/2011	11		5 pymts @ 3	603 · Officers	-1,642.15	10,357.8
General Journal	12/31/2011	11		xtra loan pymt	603 · Officers	-100.00	10,257.8
Bill	3/5/2012	8th p	Vering, Inc.		231 · Account	-316.41	9,941.4
Bill	4/5/2012	9th p	Vering, Inc.		231 · Account	-318.00	9,623.4
Bill	6/1/2012	10th	Vering, Inc.	loan repayment	231 · Account	-319.59	9,303.8
Bill	7/1/2012	11th	Vering, Inc.	loan repayment	231 · Account	-321.18	8,982.6
Bill	8/2/2012	12th	Vering, Inc.	loan repayment	231 · Account	-322.79	8,659.8
Bill	9/2/2012	13	Vering, Inc.	PAYMENT 12	231 · Account	-324.40	8,335.4
Bill	10/2/2012	14	Vering, Inc.	principal	231 · Account	-326.03	8,009.4
Total 224.5 · Vering	g Inc. Loan					8,009.45	8,009.4
al 224 · Long Term	Debt					85,480.41	85,480.4
_						85,480.41	85,480.4
-					•		

ENGINEERING DATA

А.	1. 2. 3. 4.	de Engineering Consultant: Name: Firm: Address: Telephone: () dual to contact on engineering matters: Name: mike Smalland so Telephone: () 352 - 302 - 7406 .
C.		utility under citation by the Department of Environmental Protection (DEP) or County Health Department? , explain:
D.	List a	ny known service deficiencies and steps taken to remedy problems:
E.	Name	e of plant operator(s) and DEP operator certificate number(s) held: SEE Attached
F.		utility serving customers outside of its certificated area? , explain:
G.	Wast	ewater:
	1.	Gallons per day capacity of treatment facilities:
		a. Existing b. Under Construction: c. Proposed:
	2.	Type and make of present treatment facilities:
	3.	Approximate average daily flow of treatment plant effluent:
	4.	Approximate length of wastewater mains:
		Size (diameter):
		Linear feet:
	5.	Number of manholes:
	6.	Number of lift stations:
	7.	How do you measure treatment plant effluent?
	8.	Is the treatment plant effluent chlorinated? Yes No

State of Florida

Department of Environmental Protection

ISSUED:

3/2/2011

LICENSE NO.: 0005025

THE CLASS A WASTEWATER TREATMENT PLANT OPERATOR NAMED BELOW IS LICENSED UNDER THE PROVISIONS OF CHAPTER 403, FLORIDA STATUTES.

VALID UNTIL: 4/30/2013

GAINES E. ALEXANDER

RICK SCOTT

HERSCHEL T. VINYARD, JR

GOVERNOR

DISPLAY IS REQUIRED BY LAW

SECRETARY

State of Florida

Department of Environmental Protection

ISSUED:

3/2/2011

LICENSE NO.: 0007801

THE CLASS C WASTEWATER TREATMENT PLANT OPERATOR NAMED BELOW IS LICENSED UNDER THE PROVISIONS OF CHAPTER 403, FLORIDA STATUTES.

VALID UNTIL: 4/30/2013

DANIEL THOMAS ALEXANDER

RICK SCOTT

HERSCHEL T. VINYARD, JR

GOVERNOR

DISPLAY IS REQUIRED BY LAW

SECRETARY

State of Florida

Department of Environmental Protection

ISSUED:

3/11/2011

LICENSE NO.: 0017313

THE CLASS C WASTEWATER TREATMENT PLANT OPERATOR NAMED BELOW IS LICENSED UNDER THE PROVISIONS OF CHAPTER 403, FLORIDA STATUTES.

VALID UNTIL: 4/30/2013

JAIMIE CAMACHO FIGUEROA

RICK SCOTT

HERSCHEL T. VINYARD, JR

GOVERNOR

DISPLAY IS REQUIRED BY LAW

SECRETARY

State of Florida

Department of Environmental Protection

ISSUED:

3/2/2011

LICENSE NO.: 0012379

THE CLASS C DRINKING WATER TREATMENT PLANT OPERATOR NAMED BELOW IS LICENSED UNDER THE PROVISIONS OF CHAPTER 403, FLORIDA STATUTES.

VALID UNTIL: 4/30/2013

DANIEL THOMAS ALEXANDER

RICK SCOTT

HERSCHEL T. VINYARD, JR

GOVERNOR

DISPLAY IS REQUIRED BY LAW

SECRETARY

State of Florida.

Department of Environmental Protection

ISSUED:

3/2/2011

LICENSE NO.: 0005472

THE CLASS C DRINKING WATER TREATMENT PLANT OPERATOR NAMED BELOW IS LICENSED UNDER THE PROVISIONS OF CHAPTER 403, FLORIDA STATUTES.

VALID UNTIL: 4/30/2013

GAINES E. ALEXANDER

RICK SCOTT

HERSCHEL T. VINYARD, JR

GOVERNOR

DISPLAY IS REQUIRED BY LAW

SECRETARY

9.	Tap in fees – Wastewa	iter: \$,		,	
10.	Service availability lee	s – Wastewater:					
11.	Note DEP Treatment Plant Certificate Number and date of expiration:						
	Number Expiration Da	te:					
12.	Total gallons treated d	uring most recent tw	elve mon	ths:			
13.	Wastewater treatment	purchased during m	ost recen	it twelve mor	iths:		
Wate	r:						
1.	Gallons per day capac	ity of treatment facili	ties:				
	a. Existing: 180,00			_	c. Propo	osed: N	Ð
2.	Type of treatment:	hlormation	. 2	5 gpd.			
				-	10		
3.	Approximate average	daily flow of treated	water: /	105,51	C		
4.	Source of water supply	: wells i	(2)				
5.	Types of chemicals us		dosage ra	ates:			
6.	Number of wells in ser	vice: Z					
	Total capacity in gallor						
	Diameter/Depth:	4-6, 19	10-405				/
	Motor horsepower:	5- 2			·′		
	Pump capacity (gpm):	75 - 30	50-		-		
7.	Reservoirs and/or hyd	opneumatic tanks:					
	Description:	Steel					
	Capacity:	idos					
8.	High service pumping:			4			
	Motor horsepower:						
	Pump capacity (gpm):	An are some some some some some some	-				
9.	How do you measure t	reatment plant produ	uction?	meter		U	
10.	Approximate feet of water mains:						
	Size (diameter):	4"-611					
	Linear feet:						
11.	Note any fire flow requ	irements and imposi	ing gover	nment agend	y: POIK	co.	
		_			,		
12.	Number of fire hydrant	s in service: 9					

If yes, what is the normal dosage rate?

Н.

	13.	Do you have a meter change out program	V							
	14.									
		15. Service availability fees - Water \$								
	16.									
	17.	Total gallons pumped during most recen								
	18. 19.	Total gallons sold during most recent two	•							
	19. 20.	Gallons unaccounted for during most rec Gallons purchased during most recent to								
DAT	E DAT		weive months.							
A.		idual to contact on tariff matters:								
Λ.	1.	Name: Mike SMAIlinge								
	2.	Telephone Number: (352) 302-74	W6.							
B.	Sche	dule of present rates: (Attach additional s	heets if more space is needed)							
	1.	Water:	,	/						
		a. Residential Water	SEE Attacks							
		b. General Service	yec A''							
		c. Special Contract								
		d. Other - Specify								
	2.	Was t ewater:								
		a. Residential Wastewater								
		b. Genera Service								
		c. Special Contract								
		d. Other - Specify								
C.	Numi	ber of Customers: (Most recent two years	·							
	1.	Water Metered	20 //	20 / D						
		a. Residential	178							
		b. General Service								
		c. Special Contract								
		d. Other - Specify								
	2.	Water Unmetered	20	20						
		a. Residential								
		b. General Service								
		c. Special Contract	_///							
		d. Other - Specify								
	3.	Wastewater	20	20						
		a. Residential								
		b. General Service								
		c. Special Contract		/_/_						
		d. Other - Specify	!	<i></i>						
			* E							

IV.

PINECREST UTILITIES, LLC.

WATER TARIFF

GENERAL SERVICE

RATE SCHEDULE GS

AVAILABILITY- Available throughout the area served by the Company.

APPLICABILITY- For water service to all Customers for which no other schedule applies.

<u>LIMITATIONS</u>- Subject to all of the Rules and Regulations of this Tariff and General Rules and

Regulations of the Commission.

BILLING PERIOD- Monthly

RATE-Meter Sizes: Base Facility Charge 5/8" x 3/4" 14.45 3/4" 21.68 1" 36.13 1 1/2" 72.26 2" 115.61 3" 231.22 4" 361.28 6" 722.55

Charge per 1,000 gallons \$4.35

MINIMUM CHARGE - Applicable Base Facility Charge (BFC)

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 25-

30.320, Florida Administrative Code, if a Customer is delinquent in paying the bill for water service, service may then be discontinued.

EFFECTIVE DATE - October 3, 2012

TYPE OF FILING – 2012 PRICE INDEXING

MICHAEL SMALLRIDGE Issuing Officer

OWNER

NAME OF COMPANY:

PINECREST RANCHES, INC.

WATER TARIFF

RESIDENTIAL SERVICE RATE SCHEDULE (RS)

AVAILABILITY ~

Available throughout the area served by the Company.

APPLICABILITY -

For water service to all customers for which no other schedule applies.

LIMITATIONS -

Subject to all of the Rules and Regulations of this Tariff and General Rules

and Regulations of the Commission.

BILLING PERIOD -

Monthly

RA	Т	Ε	

	Meter Size:	Base Facility Charge:
	5/8" × 3/4" 3/4" 1"	\$14.14 \$21.21 \$35.35
	1 1/2"	\$70.70
	2"	\$113.12
	3"	\$226.24
	4"	\$353.50
	6"	\$707.00
Gallonage Charge Per 1,000 Gallons		\$4.26
	4"	\$353.50 \$707.00

MINIMUM BILL -

The applicable base facility charge per month.

TERMS OF PAYMENT -

Bills are due and payable when rendered and become delinquent if not paid within twenty-one (21) days. After five (5) working days' written notice is mailed to the customer separate and apart from any other bill, service may then be discontinued.

EFFECTIVE DATE -

March 1, 2012

TYPE OF FILING -

Staff-Assisted Rate Case - Phase II Rates

Norman Duncan
ISSUING OFFICER

President

TITLE

AFFIRMATION

Michael Smallings the undersigned owner, officer, or partner of the above named public utility, doing business in the State of Florida and subject to the control and jurisdiction of the Florida Public Service Commission, certify that the statements set forth herein are true and correct to the best of my information, knowledge, and belief.

Notice: Section 837.06, Florida Statutes, provides that any person who knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his duty shall be guilty of a misdemeanor of the second degree.