

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for amendment)
of Certificate No. 427-W to add)
territory in Marion County by)
Windstream Utilities Company.)

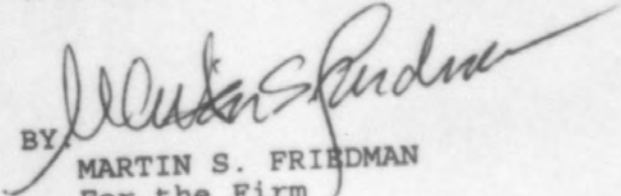
Docket No. 960867-WU

NOTICE OF FILING

Applicant, WINDSTREAM UTILITIES COMPANY, hereby notices the filing of the Prefiled Testimony of Butch Dlouhy in the above-referenced docket.

Respectfully submitted on this
9th day of December, 1996, by:

ROSE, SUNDSTROM & BENTLEY
2548 Blairstone Pines Drive
Tallahassee, Florida 32301
(904) 877-6555

BY 
MARTIN S. FRIEDMAN
For the Firm

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

13122 DEC-96

FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE

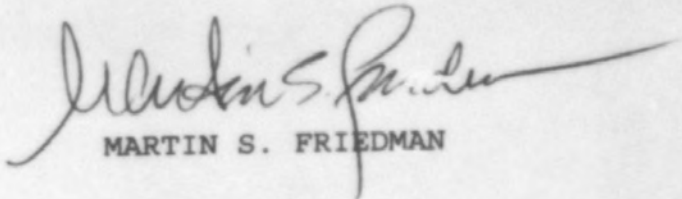
Docket No. 960867-WU

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail to the following parties this 9th day of December, 1996:

Carlyle Ausley
Ausley Construction Company
1107 E. Silver Springs Blvd., #2
Ocala, Florida 34470

Joseph Lettelleir
JB Ranch
300 S. Duncan Ave., #296
Clearwater, Florida 34615

Windstream Utilities Company
P.O. Box 4201
Ocala, Florida 34478-4201


MARTIN S. FRIEDMAN

1 BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

2 DOCKET NO. 960867-WU

3 WINDSTREAM UTILITIES COMPANY

4 APPLICATION FOR AMENDMENT OF CERTIFICATE NO. 427-W
5 TO ADD TERRITORY IN MARION COUNTY, FLORIDA

6 PREFILED DIRECT TESTIMONY OF BUTCH DLOUHY

7 Q. Please state your name and mailing address.

8 A. My name is Butch Dlouhy. My mailing address is P.O. Box
9 4201, Ocala, Florida 34478.

10 Q. By whom are you employed and in what capacity?

11 A. I am employed by Windstream Utilities Company in the
12 capacity of Utility Manager.

13 Q. What are your duties and responsibilities?

14 A. I am responsible for all aspects of the day to day
15 operation of the Utility from its technical operation to
16 handling regulatory matters before the Florida Public
17 Service Commission, such as this certificate extension.

18 Q. What is your experience in such matters?

19 A. For the past 12 years, I have handled the operation and
20 construction of the water systems which are owned and
21 operated by Windstream Utilities.

22 Q. Was Windstream Utilities Company's Application for
23 Amendment of Certificate prepared by you or under direct
24 supervision and control?

25 A. Yes, it was. Attached hereto as Exhibit BD-1 is the

DOCUMENT NUMBER-DATE

13122 DEC-98

FPSC-RECORDS/REPORTING

1 application. In addition, at the Public Service Commis-
2 sion Staff's request, Windstream Utilities Company
3 provided additional information supporting its applica-
4 tion. Attached hereto as Exhibit BD-2 is the letter to
5 the Staff setting forth that additional information. I
6 will continue to provide any additional information as
7 and when requested by the Staff.

8 Q. Have you prepared a map which shows the location of
9 Windstream's existing service area with the location of
10 the proposed service area?

11 A. Yes. Exhibit BD-3 shows the existing and the proposed
12 service areas, as well as the location and size of the
13 proposed distribution system.

14 Q. Would Windstream Utilities Company's extension of service
15 be in competition with, or a duplication of, any other
16 water system or portion of a water system?

17 A. No. There are no physical facilities in place within the
18 territory proposed to be served by Windstream Utilities
19 Company. However, Windstream Utilities Company has
20 excess capacity that will remain under-utilized if it is
21 not allowed to provided service to this additional
22 territory. Thus anyone other than Windstream Utilities
23 Company providing water service to the proposed territory
24 would be in competition with and a duplication of

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Windstream Utilities Company's existing water plant.

Q. Is it in the public interest for the Public Service Commission to grant this amendment?

A. Yes, it is. Windstream Utilities Company has existing service areas adjacent on two sides to most of the proposed territory. The proposed extension will provide Windstream Utilities Company with greater efficiencies in the utilization of provision of water service and will allow it to expand economies of scale. Windstream Utilities Company has existing excess capacity and can provide service on demand. The extension would also allow Windstream Utilities Company to interconnect its two existing systems resulting in more reliable service to its customers.

windstre\dlouhy.tmy

Docket No. 960867-WU
Windstream Utilities Company
Exhibit BD-1

~~CONFIDENTIAL~~
(EXTENSION OR DELETION)

(Pursuant to Section 367.045, Florida Statutes)

To: Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

The undersigned hereby makes application for amendment of
Water Certificate No. 427-W and/or Wastewater Certificate No.
N/A to add Marion (add or delete) territory located in
Marion 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:

WINDSTREAM UTILITIES COMPANY
Name of utility
(352) 620-8290 (352) 620-8688
Phone No. Fax No.
3002 N.W. 10th Street
Office street address
Ocala Florida 34475
City State Zip Code
P. O. Box 4201, Ocala, Florida, 34478-4201
Mailing address if different from street address
Internet address if applicable

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

Shari Dlouhy 352 620-8290
Name Phone No.
P. O. Box 4201
Street address
Ocala Florida 34478-4201
City State Zip Code

PART II

NEED FOR SERVICE

- A) Exhibit A - If the applicant is requesting an extension of territory, a statement regarding the need for service in the proposed territory, such as anticipated development in the proposed service area.
- B) Exhibit N/A - If the applicant is requesting a deletion of territory, a statement specifying the reasons for the proposed deletion, demonstrating that it is in the public interest and explaining the effect of the proposed deletion on the ability of any customer, or potential customer, to receive water and/or wastewater service, including alternative source(s) of service.
- C) Exhibit A - A statement that to the best of the applicant's knowledge, the provision of service will be consistent with the water and wastewater sections of the local comprehensive plan at the time the application is filed, as approved by the Department of Community Affairs, or, if not, a statement demonstrating why granting the amendment would be in the public interest.

PART III

SYSTEM INFORMATION

A) **WATER**

- (1) Exhibit A - A statement describing the proposed type(s) of water service to be provided by the extension (i.e., potable, non-potable or both).
- (2) Exhibit To Follow - A statement describing the capacity of the existing lines, the capacity of the existing treatment facilities, and the design capacity of the proposed extension.
- (3) Exhibit B - The numbers and dates of any construction or operating permits issued by the Department of Environmental Protection for the system proposed to be expanded.
- (4) Exhibit A - A description of the types of customers anticipated to be served by the extension, i.e., single family homes, mobile homes, duplexes, golf course, clubhouse, commercial, etc.

- (5) If the utility is requesting a deletion of territory, provide the number of current active connections within the territory to be deleted.

N/A

- (6) Exhibit C - Evidence the utility owns the land where the water facilities that will serve the proposed territory are, or will be, located. If the utility does not own the land, a copy of the agreement, such as a 99-year lease, which provides for the long term continuous use of the land. The Commission may consider a written easement or other cost-effective alternative.

B) **WASTEWATER** NOT APPLICABLE

- (1) Exhibit _____ - A statement describing the capacity of the existing lines, the capacity of the existing treatment and disposal facilities, and the design capacity of the proposed extension.
- (2) Exhibit _____ - The numbers and dates of any construction or operating permits issued by the Department of Environmental Protection for the system proposed to be expanded.
- (3) Exhibit _____ - If the utility is planning to build a new wastewater treatment plant, or upgrade an existing plant to serve the proposed territory, provide a written description of the proposed method(s) of effluent disposal.
- (4) Exhibit _____ - If (3) above does not include effluent disposal by means of reuse, provide a statement that describes with particularity the reasons for not using reuse.
- (5) Exhibit _____ - A description of the types of customers anticipated to be served by the extension, i.e., single family homes, mobile homes, duplexes, golf course, clubhouse, commercial, etc.
- (6) If the utility is requesting a deletion of territory, provide the number of current active connections within the territory to be deleted.

- (7) Exhibit N/A - Evidence the utility owns the land where the wastewater facilities that will serve the proposed territory are, or will be, located. If the utility does not own the land, a copy of the agreement, such as a 99-year lease, which provides for the long term continuous use of the land. The Commission may consider a written easement or other cost-effective alternative.

PART IV FINANCIAL AND TECHNICAL INFORMATION

- A) Exhibit To Follow - A statement as to the applicant's technical and financial ability to render reasonably sufficient, adequate and efficient service.
- B) Exhibit To Follow - A detailed statement regarding the proposed method of financing the construction, and the projected impact on the utility's capital structure.
- C) Provide the number of the most recent Commission order establishing or amending the applicant's rates and charges. :95 Price Index/Pass-Through Eff: 2/25/96
- D) Exhibit To Follow - A statement regarding the projected impact of the extension on the utility's monthly rates and service availability charges.

PART V TERRITORY DESCRIPTION AND MAPS

A) TERRITORY DESCRIPTION

Exhibit E - An accurate description of the territory proposed to be added or deleted, using township, range and section references as specified in Rule 25-30.030(2), F.A.C. If the water and wastewater territory is different, provide separate descriptions.

B) TERRITORY MAPS

Exhibit D - One copy of an official county tax assessment map or other map showing township, range and section with a scale such as 1"=200' or 1"=400' on which the proposed territory to be added or deleted is plotted by use of metes and bounds or quarter sections and with a defined reference point of beginning. If the water and wastewater territory is different, provide separate maps.

C) SYSTEM MAPS

Exhibit To Follow - One copy of detailed map(s) showing proposed lines and facilities and the territory proposed to be served. Map(s) shall be of sufficient scale and detail to enable correlation with a description of the territory proposed to be served. Provide separate maps for water and wastewater systems.

PART VI

NOTICE OF ACTUAL APPLICATION

A) Exhibit F - 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 are located within the county in which 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 that hold 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 Records and Reporting;
- (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 F - 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. A copy of the notice shall accompany the affidavit. THIS MAY BE A LATE-FILED EXHIBIT.
- C) Exhibit To Follow - 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 VII FILING FEE

Indicate the filing fee enclosed with the application:

\$ 1,000.00 (for water) and/or \$ N/A (for wastewater).

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

- (1) For applications in which the area to be extended or deleted has the proposed capacity to serve up to 100 ERCs, the filing fee shall be \$100.
- (2) For applications in which the area to be extended or deleted has the proposed capacity to serve from 101 to 200 ERCs, the filing fee shall be \$200.
- (3) For applications in which the area to be extended or deleted has the proposed capacity to serve from 201 to 500 ERCs, the filing fee shall be \$500.
- (4) For applications in which the area to be extended or deleted has the proposed capacity to serve from 501 to 2,000 ERCs, the filing fee shall be \$1,000.
- (5) For applications in which the area to be extended or deleted has the proposed capacity to serve from 2,001 to 4,000 ERCs, the filing fee shall be \$1,750.
- (6) For applications in which the area to be extended or deleted has the proposed capacity to serve more than 4,000 ERCs, the filing fee shall be \$2,250.

PART VIII TARIFF AND ANNUAL REPORTS

- A) Exhibit To Follow - An affidavit that the utility has tariffs and annual reports on file with the Commission.

- B) Exhibit G - The original and two copies of proposed revisions to the utility's tariff(s) to incorporate the proposed change to the certificated territory. Please refer to Rules 25-9.009 and 25-9.010, Florida Administrative Code, regarding page numbering of tariff sheets before preparing the tariff revisions. (The rules and sample tariff sheets are attached.)

PART IX AFFIDAVIT

I Sharon (Shari) Dlouhy (applicant) do solemnly swear or affirm that the facts stated in the foregoing application and all exhibits attached thereto are true and correct and that said statements of fact thereto constitute a complete statement of the matter to which it relates.

BY:

Sharon Dlouhy
Applicant's Signature

Sharon (Shari) Dlouhy
Applicant's Name (Typed)

President
Applicant's Title *

Subscribed and sworn to before me this 24th of July 1996.



Kathie L. Atkinson
Notary Public

* If the 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 the applicant is a partnership or association, a member of the organization authorized to make such affidavit shall execute same.

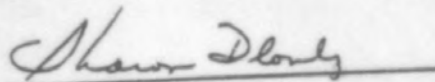


TO WHOM IT MAY CONCERN:

RE: Certificate 427-W
Application for Amendment

The Marion County Land Development Code requires that developments of more than 15 units that are located within one mile of an existing water system connect to such water system. The purpose of this extension of service area is to implement that development code provision which was revised in April of this year (See Exhibit A-1). The development in this area needing immediate service is the proposed JB Ranches, which will consist of 694 residential units and 165 general service units.

The proposed JB Ranches will construct and donate to the Utility the on-site and off-site distribution system and will prepay \$100,000 in service availability charges which will be sufficient for the Utility to fund any capital improvements necessary to serve this territory. (see July 16, 1996, letter from JB Ranch attached)


Sharon (Shari) Dlouhy

SD:ns

EXHIBIT "A"

**RANCH
OFFICE**
7606 S.W. Hwy. 200
Ocala, FL 34474
352-873-3534
FAX 352-873-8521



**FLORIDA'S WESTERN
FAMILY RESORT**

**CORPORATE
OFFICE**
300 S. Duncan Ave., Suite 296
Clearwater, FL 34615
813-447-0488
FAX 813-449-2415

July 16, 1996

Mr. Butch Dlouhy
Windstream Utilities, Inc.
P. O. Box 4201
Ocala, FL 34478

Dear Mr. Dlouhy:

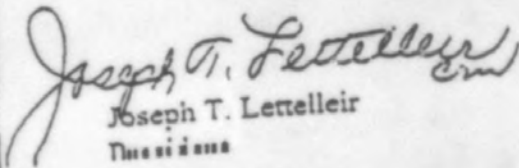
Per our discussion, we will agree to purchase up to 100,000 prepaid ERC's. In addition, we will provide a "standard" service line from Windstream Utilities' tap closest to our property. Should we wish to increase the size of that line you would pay the difference.

For the above you agreed to supply water at regulated rates and ERC's at your current fee. In addition, Windstream Utilities will provide for the entire JB Ranch project, at no additional cost to JB Ranch, necessary fire flow to meet all state and county regulations.

As we discussed, if this is agreeable we will move forward. Time is of the essence as we must begin our permitting for alternative sources absent this agreement.

Sincerely,

JB RANCH


Joseph T. Lettelleir
President

JTL:cm

EXHIBIT "A"

Visit our web site at <http://www.jbranch.com>

MEMBER: Professional Rodeo Cowboys' Assoc.; Sunshine State Horse Council, Inc.; The Dude Ranchers' Assoc.; The Florida Cattlemen's Assoc.

7. WATER SUPPLY SYSTEM DESIGN

a. Definitions - As used herein, the following words and terms shall have the following meanings:

(1) Public Water Supply Systems shall mean pipes, lines, valves, meters, water main laterals, or reservoirs, used or having the present capacity for future use in connection with the obtaining and supplying of water for domestic consumption, fire protection, irrigation, consumption by business, or consumption by industry. Without limiting the generality of the foregoing definition, the system shall embrace all necessary appurtenances and equipment and shall include all property, rights, easements and franchises relative to any such system and deemed necessary or convenient for the operation thereof.

(2) Water Mains - A water supply pipe or system of pipes, installed and maintained by a government entity or private utility company, on public property or in private road rights-of-way, in the street or approved dedicated easement for public or community use.

(3) Water Service Line - The pipe from the water main to the meter.

(4) Fire Line - Piping from the water main to point of delivery providing fire protection.

b. General Criteria

(1) Urban Expansion or Service Area (Rev. 4/17/96)

(a) General

All proposed water supply systems shall either be connected to an approved and functioning public or private community water system or a new system constructed. The water supply system shall be determined on a case-by-case basis, taking into consideration density of the development, costs and ground water availability and quality.

(b) Service Criteria (Rev. 4/17/96)

Depending on the number of housing units, residential subdivisions shall be connected to an existing public or

privately-owned water supply system if service is available within the following distances: (Rev. 4/17/96)

Size of Developments	Distance
1 Unit	200 feet
2 Units	400 feet
3 Units	600 feet
4 Units	800 feet
5-15 Units	1,000 feet

For developments with more than 15 units and located within one mile of an existing public or privately-owned water system, the project engineer shall provide justification as to why they shall not construct or provide a connection to the existing public or privately owned water supply system. The water supply system shall be determined on a case-by-case basis taking into consideration, density of the development, costs, and ground water availability and quality. (Rev. 4/17/96)

(2) Rural Land Area

- (a) In the rural land area where an existing public or privately owned water system has the capacity and desire to expand and provide service to a proposed development the standards in Paragraph 1(b), Service Criteria, above shall apply. (Rev. 4/17/96)
- (b) When there is no existing public or privately-owned water system available with expansion capability, the proposed development shall either develop and provide a central water system or if the project density cannot support such a system, individual wells may be provided, subject to the rules and regulations of the State of Florida, Department of Health and Rehabilitative Services and the appropriate water management district rules and regulations. (Rev. 4/17/96)



SEP 22 1989

Florida Department of Environmental Regulation

Southwest District • 4520 Oak Fair Boulevard • Tampa, Florida 33610-7347 • 813-623-5561

Bob Martinez, Governor

Dale Twachtman, Secretary

John Shearer, Assistant Secretary
Dr. Richard Garry, Deputy Assistant Secretary

September 19, 1989

Ms. Sharon Dlouhy, President
Windstream Utilities
Post Office Box 4201
Ocala, FL 32678

Marion County
Majestic Oaks
PWS-ID# 6424678

file
sm 19-

Dear Ms. Dlouhy:

This will acknowledge receipt of the required bacteriological clearances and certification letter from the engineer of record stating the subject public drinking water system has been constructed in accordance with the engineering plans and related materials approved by this Department under Permit Number WC-42-1629, issued on June 22, 1989.

Based on the reports and an inspection conducted September 15, 1989, these facilities are acceptable for service. You are now responsible for a state approved public drinking water system and are reminded that this responsibility involves four (4) primary duties which are required by Florida Administrative Code Rules 17-16, 17-550 and 17-555. These duties are as follows:

1. Florida Administrative Code Rule 17-16.01 requires an approved public water supply utility to employ a certified operator for operation of the plant, to perform daily tests, maintain daily records, and submit reports required by Florida Administrative Code Rule 17-555.
2. Florida Administrative Code Rule 17-550, Part III sets maximum contaminant levels for water in public drinking water systems, and Rule 17-550 Part IV requires monitoring of these potential contaminants on a routing basis.
3. Florida Administrative Code Rule 17-550 (3)(d) requires that water treatment plant operation reports be submitted to the Department or designated county health department on a monthly basis. Forms supplied by this Department are to be used for tabulation of the operational data and must be signed by the certified water plant lead operator prior to submittal.

EXHIBIT "B"

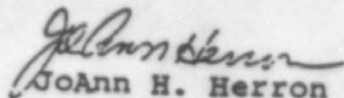
Ms. Sharon Dlouhy, President
Page Two

4. Report any abnormal occurrences immediately as required by Florida Administrative Code Rule 17-555.350(3).

Changes in applicable laws and regulations which affect operating procedures and/or quality standards must be complied with. In addition, we wish to call your attention to the requirements that no sanitary hazards, regardless of how slight, shall be placed within 100 feet of a public water supply well and under certain circumstances, this distance can be increased.

If you need any assistance, please consult your county health department or the Department.

Sincerely,


JoAnn H. Herron
Permitting Engineer

JHH/lgb

cc: Marion CPHU
Sheikh Hasan, P.E.

EXHIBIT "B"



Florida Department of Environmental Regulation

Southwest District • 4520 Oak Fair Boulevard • Tampa, Florida 33610-7347 • 813-623-5561

Bob Martinez, Governor

Dale Twachtman, Secretary

John Shearer, Assistant Secretary
Dr. Richard Garrity, Deputy Assistant Secretary

PERMITTEE
Windstream Utilities
Post Office Box 4201
Ocala, FL 32678

Attn: Ms. Sharon Dlouhy
President

Permit/Certification

I.D. Number:
Permit Number WC-42-1629
Date of Issue: 6/22/89
Expiration Date: 6/22/90
County: Marion
Lat/Long: 29°06'13"N/82°12'36"W
Sect/Town/Rge:
Project: Majestic Oaks, Phase I
Water Supply and Treatment

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Rule(s) 17-555. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawing(s), plans, and other documents, attached hereto or on file with department and made a part hereof and specifically described as follows:

Construction of a community water system to serve 99 residential lots in Majestic Oaks, Phase I. The new construction is to consist of the following:

- One 12-inch, 260 feet deep supply well equipped with a 40 Hp, 500 gpm submersible pump,
- Hypochlorination system; and
- 10,000 gallon hydropneumatic tank.

Location: S.W. 80th Street (1/4 mile east of S.W. 60th Avenue).
Ocala, Florida

PERMITTEE:

Windstream Utilities
MAJESTIC OAKS, PHASE I
WATER SUPPLY AND TREATMENT

PERMIT NO.: WC-42-1629

SPECIFIC CONDITIONS:

1. The system shall not be placed in service until a letter of clearance is received (Chapter 17-555.345, F.A.C.).
2. A letter of clearance to place this system in service will not be issued until all the following are submitted:
 - a. A ' Request for a Letter of Release to Place Water Supply System into Service' (DER Form 17-555.910(9),
 - b. A satisfactory bacteriological survey of the raw water completed pursuant to Chapter 17-555.315(3)(c), Florida Administrative Code,
 - c. Copy of bacteriological analysis of the water from the hydropneumatic tank collected on two consecutive days, and
 - d. Signed and sealed record drawings.
3. Prior to permitting additional connections to this system or receiving clearance on that portion of the water distribution line permitted under Permit Number WC42-1614 which would serve more than 99 connections, a minimum of one additional well must be provided.
4. A dual gas chlorination facility must be provided once the chlorine demand reaches 10 lbs per day.
5. Monthly operation reports shall be submitted by a certified operator who meets the requirements of Chapter 17-16, F.A.C.
6. Compliance Monitoring:
 - a. The drinking water shall be analyzed for primary and secondary contaminants listed in Chapter 17-550.310 and 17-550.320, F.A.C., to the degree and frequency therein. The analyses shall be performed by a laboratory certified by the Department of Health and Rehabilitative Services (DHRS), and the results forwarded to the district office.
 - b. The drinking water shall be analyzed for coliform bacteria every month. The minimum number of samples required is outlined in Chapter 17-550.510, but shall at least include one (1) raw sample from each supply well, and a minimum of two (2) distribution samples, depending upon the population served. The samples should be taken early in the month, and submitted to a laboratory certified by DHRS.

PERMITTEE:
Windstream Utilities
MAJESTIC OAKS, PHASE I
WATER SUPPLY AND TREATMENT

PERMIT NO.: WC-42-1629

SPECIFIC CONDITIONS (con't):

6. (con't):

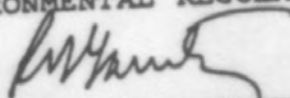
c. The drinking water shall be analyzed for unregulated contaminants listed in Chapter 17-550.410, F.A.C., to the degree and frequency specified in Chapter 17-550.510.

7. No sanitary hazards shall be installed within 100' of any water supply well (Chapter 17-555.312, F.A.C.).

8. Sewage disposal facilities shall not be installed within 200' of any water supply well (Chapter 17-555.312, F.A.C.).

9. The permittee shall be aware of and operate under the attached "General Conditions". General conditions are binding upon the permittee and enforceable pursuant to Chapter 403, Florida Statutes.

STATE OF FLORIDA DEPARTMENT OF
ENVIRONMENTAL REGULATION



Richard D. Garrity, Ph.D.
Deputy Assistant Secretary



Florida Department of Environmental Regulation

Southwest District • 4520 Oak Fair Boulevard • Tampa, Florida 33610-7547 • 813-623-5561

Bob Martinez, Governor

Dale Twachtmann, Secretary

John Shearer, Assistant Secretary
Dr. Richard Garrity, Deputy Assistant Secretary

NOTICE OF PERMIT

Ms. Sharon Dlouhy, President
Windstream Utilities
Post Office Box 4201
Ocala, FL 32678

Re: Majestic Oaks, Phase I

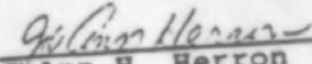
Dear Ms. Dlouhy:

Enclosed is Permit Number WC-42-1629 to construct a community water system, issued pursuant to Section(s) relevant statutes, Florida Statutes.

Any party to this Order (permit) has the right to seek judicial review of the permit pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date this Notice is filed with the Clerk of the Department.

Executed in Tampa, Florida.


STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL REGULATION


JoAnn H. Herron
Permitting Engineer

JHH/lgb

cc: Planning and Engineering Resources

EXHIBIT "B"



PERMITTEE: Windstream Utilities
PERMIT NO.: WC42-1629

CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF PERMIT and all copies were mailed before the close of business on 6/22/89 to the listed persons.

Clerk Stamp

FILING AND ACKNOWLEDGEMENT
FILED, on this date, pursuant to
§120.52(9), Florida Statutes, with
the designated Department Clerk,
receipt of which is hereby
acknowledged.

Linda Bratten 6/22/89
(Clerk) (Date)

EXHIBIT "B"

SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT
(SWFWMD)
GENERAL CONSUMPTIVE USE PERMIT

PERMIT GRANTED TO:
Windstream Utilities Co.
P. O. Box 4201
Ocala, FL 32678

(Legal Name and Address)

PERMIT NO.: 209360.00
DATE PERMIT GRANTED: December 9, 1988
DATE PERMIT APPLICATION FILED: September 6, 1988
PERMIT EXPIRES ON: December 9, 1998
SOURCE CLASSIFICATION: Groundwater
USE CLASSIFICATION: Public Supply
COUNTY: Marion
LOCATION: S16, T16S, R21S

TERMS AND CONDITIONS OF THIS PERMIT ARE AS FOLLOWS:

1. The Permittee attests that all statements in the application and in supporting data are true and accurate and based upon the best information available, and that all conditions set forth in this Permit will be complied with. If any of the statements in the application and in the supporting data are found to be untrue and inaccurate, or if the applicant fails to comply with all of the conditions set forth herein, then this Permit may be revoked following notice and hearing.
2. This Permit is predicated upon the assertion by applicant that the use of water applied for and granted is and continues to be a reasonable and beneficial use as defined in Section 373.019(5), Florida Statutes, is and continues to be consistent with the public interest, and will not interfere with any legal use of water existing on the date this Permit is granted.
3. In granting this Permit, SWFWMD has, by regulation, reserved from use by applicant, water in such locations and quantities, for such seasons of the year, as it determines may be required for the protection of fish and wildlife and the public health and safety. Such reservations are subject to periodic review and revision in light of changed conditions.
4. This Permit authorizes the applicant named above to make a combined average annual withdrawal of 280,000 gallons of water per day with a maximum combined withdrawal rate not to exceed 560,000 gallons during a single day. Withdrawals are authorized as shown in the table below.

5. USER I.D.	DISTRICT I.D.	WITHDRAWAL POINT		GALLONS PER DAY	GALLONS PER DAY
		<u>LATITUDE</u>	<u>LONGITUDE</u>	<u>AVERAGE</u>	<u>MAXIMUM</u>
P-1	1.	29 06 13	82 12 36	280,000	560,000
P-2	2.	29 06 13	82 12 37	280,000 -stand by-	560,000

EXHIBIT "B"

Permittee: Windstream Utilities Co.
Permit No.: 209360.00

6. The use of water is restricted to the use classification set forth above. Any changes in the type of use, the quantity used, or the method of use, will require a modification of this Permit.
7. In the event the District declares that a Water Shortage exists pursuant to Chapter 40D-2.511, F.A.C., the District may alter, modify or declare inactive, all or parts of this Permit.
8. The District reserves the right, at any reasonable times, to collect water samples from any withdrawal point listed in the Permit. The District may require the Permittee to submit samples in mailable containers provided by the District.
9. An authorized District Representative may, at any reasonable time, enter the property, inspect the facility, and make environmental or hydrologic assessments. The Permittee shall either accompany District staff onto the property or make provision for access onto the property. The Permittee must keep a copy of this permit and have it available for District staff to examine during such an inspection.
10. If the District, after consultation with the Permittee, determines that significant water quantity or quality changes, or adverse environmental impacts are occurring, the Board, upon notice and hearing, may reconsider the quantities permitted or other conditions of the permit.
11. Issuance of this permit does not exempt the Permittee from any other District permitting requirements.
12. The District may, at a future date, establish minimum water levels in aquifers and lakes, and minimum rates of flow in streams, which may require the Permittee to limit withdrawal from these sources at times when water levels or flows fall below the established minimums.
13. Water conservation shall be practiced by the Permittee to increase the efficiency of transport, application, and use, to decrease waste and to minimize runoff from the property. At such time as the Governing Board adopts specific conservation criteria for the Permittee's water use classification, this Permit will be subject to such criteria upon notice and after a reasonable period for compliance.
14. The following points, District Withdrawal No(s). 1 and 2, shall be equipped with totalizing flow meters or other flow measuring devices as approved in writing by the Director, Resource Regulation Department. Such devices shall have and maintain an accuracy within five percent of the actual flow. Those designated withdrawal points not equipped with such devices on the date the Consumptive Use Permit is granted shall be so equipped within 120 days of the permit date or upon completion of construction of the withdrawal facility, unless an extension is approved in writing by District staff.

EXHIBIT "B"

Permittee: Windstream Utilities Co.
Permit No.: 209360.00

15. Total flow from each metered source shall be recorded on a monthly basis and reported to the District (on District forms) on or before the tenth (10th) day of the following month.

Reports shall be addressed to: Permits Data Group
Southwest Florida Water Management District
2379 Broad Street
Brooksville, Florida 34609-6899

16. Water quality samples shall be collected and analyzed as indicated in the table below. Reports of the analyses shall be submitted to the District (on District forms) on or before the tenth (10th) day of the following month. The parameters and frequency of sampling and analysis may be modified by District staff as necessary to ensure the protection of the resource.

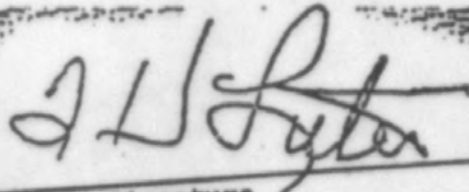
<u>District W/D No(s).</u>	<u>Parameters</u>	<u>Sampling Frequency</u>
1	chloride, sulfate, total dissolved solids	<u>quarterly</u> (February, May August, November)

Analyses shall be performed according to procedures outlined in the current edition of Standard Methods for the Examination of Water and Wastewater by APHA-AWWA-WPCF or Methods for Chemical Analyses of Water and Wastes by the USEPA. Reports shall be addressed as stated above.

17. The Permittee shall submit a report describing the sampling and analytical methodologies employed. The report shall address sampling procedures, chain of custody of samples, and methods of analysis for all parameters for which analyses are performed. The report shall be included with the first data submitted after the date this permit is granted, and upon any change in sampling and/or analytical methodology. Reports shall be addressed as stated above.
18. District Withdrawal No. 3 (2-inch diameter well) shall be properly abandoned (plugged) by a licensed water well contractor in accordance with Chapter 17-21.10(4), F.A.C., under a well abandonment permit issued by the Southwest Florida Water Management District. Plugging of the well shall take place by December 1, 1989, unless an extension is granted in writing by District staff.
19. The 4-inch diameter test well (Well Construction Permit No. 467800) shall be either converted to a production well or properly abandoned (plugged) in accordance with Chapter 17-21.10(4), F.A.C. All work shall be performed by a licensed water well contractor, under a permit issued by the Southwest Florida Water Management District, and shall take place by March 10, 1989, unless an extension is granted in writing by District staff.

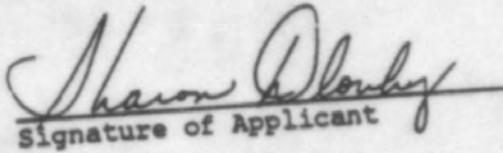
EXHIBIT "G"

Permittee: Windstream Utilities Co.
Permit No.: 209360.00



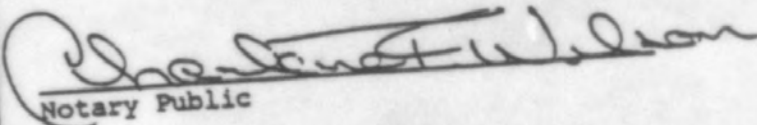
Authorized Signature
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

Applicant hereby certifies that applicant owns, leases, or controls the property contained in the application for this permit, that the information contained in the application is true and accurate and, if applicant is a corporation or a partnership, that the undersigned has the legal authority to execute this permit and affidavit on behalf of said corporation or partnership.



Signature of Applicant

Sworn to and subscribed before me this
20th day of December
1988



Notary Public

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. NOV. 2, 1991
BOND \$2,000 THROUGH GENERAL INS. CO.

EXHIBIT "B"

Page 4 of 4

BK1643 PG. 620

This Instrument Prepared By:
Douglas N. Oswald, Esquire
AYRES, CLOSTER, CURRY, McCALL
& BRIGGS, P.A.
Post Office Box 1148
Ocala, Florida 32678
(904) 351-2222



QUIT CLAIM DEED

THIS INDENTURE made this 26th day of FEBRUARY, 1990, between MAJESTIC OAKS, INC., a Florida corporation, of the County of Marion, State of Florida, party of the first part, and WINDSTREAM UTILITIES, INC., a Florida corporation, of the County of Marion, State of Florida, party of the second part, whose mailing address is Post Office Box 4281, Ocala, Florida, 32678.

WITNESSETH:

That the said party of the first part, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00), to it in hand paid, the receipt whereof is hereby acknowledged, has remised, released, and quit-claimed, and by these presents does remise, release and quit-claim unto the said party of the second part, and its heirs and assigns forever, all that certain parcel of land lying and being in the County of Marion, State of Florida, described as follows:

As more fully described in Exhibit "A" attached hereto.

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, and claim whatsoever of the said party of the first part, either in law or equity, to the only proper use, benefit and behalf of the said party of the second part, its heirs and assigns forever.

IN WITNESS WHEREOF, the said party of the first part has hereunto set its hand and its corporate seal the day and year first above written.

Signed, sealed and delivered in our presence as witnesses:

[Signature]
[Signature]

MAJESTIC OAKS, INC., a Florida corporation
By: *[Signature]*
Herman Bern, President

STATE OF FLORIDA
COUNTY OF MARION

I HEREBY CERTIFY, that on this day, before me, an official duly authorized in the state aforesaid and in the county aforesaid to take acknowledgements, personally appeared HERMAN BERN, as President of MAJESTIC OAKS, INC., a Florida corporation, described in and who executed the foregoing instrument and he has acknowledged before me that he executed the same.

WITNESS my hand and official seal in the county and state last aforesaid this 26th day of FEBRUARY, 1990.

Notary Public
State of Florida at Large

My Commission Expires:
December 19, 1993

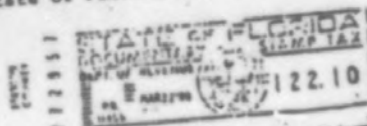


EXHIBIT "C"



VISION
MARION COUNTY, FL
90 MAR 22 PM 11:37

DC
BY *[Signature]*
90-018176

BK1643 PG:621

EXHIBIT "C"

(to that certain Quit Claim Deed between Majestic and Windstream)

BEGINNING AT THE S.E. CORNER OF TRACT "A", BLOCK "C", MAJESTIC OAKS AS PER PLAT THEREOF RECORDED IN PLAT BOOK "1" PAGES 79-80 OF THE PUBLIC RECORDS OF MARION COUNTY, FLORIDA AND PROCEED N89°32'12"W ALONG THE NORTH RIGHT-OF-WAY LINE OF S.W. 82TH STREET (BEING .60 FEET WIDE) A DISTANCE OF 60.00 FEET; THENCE N00°27'46"W A DISTANCE OF 22.74 FEET; THENCE N68°46'53" W A DISTANCE OF 202.87 FEET; THENCE N08°20'13"E A DISTANCE OF 282.91 FEET; THENCE S59°54'57"E A DISTANCE OF 242.85 FEET; THENCE S00°27'46"E A DISTANCE OF 254.94 FEET TO THE POINT-OF-BEGINNING.

EXHIBIT "C"

NOTICE OF APPLICATION FOR EXTENSION OF SERVICE AREA

PURSUANT TO THE PROVISIONS OF SECTION 367.045, FLORIDA STATUTES, AND THE PROVISIONS OF FLORIDA PUBLIC SERVICE COMMISSION RULE 25-30.030, NOTICE IS HEREBY GIVEN BY WINDSTREAM UTILITIES COMPANY, P.O. BOX 4201, OCALA, FLORIDA, 34478, OF ITS APPLICATION TO EXTEND ITS SERVICE AREA TO PROVIDE WATER SERVICE TO THE FOLLOWING DESCRIBED LANDS IN MARION COUNTY, FLORIDA:

LEGAL DESCRIPTIONS:

THE NORTH 1/2 OF SECTION 20, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA.

AND

THE NORTH 1/2 OF SECTION 21, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA.

AND

THE NORTH 1/2 OF THE N.E. 1/4, AND THAT PART OF THE N.E. 1/4 OF THE N.W. 1/4 OF SECTION 19, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA, LYING SOUTH AND EAST OF STATE ROAD 200.

AND

SECTION 16, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA, AND THAT PART OF SECTIONS 8, 17, AND 18, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA, LYING SOUTH AND EAST OF STATE ROAD 200.

EXCEPT THE FOLLOWING:

THE NORTH 1/2 OF THE N.W. 1/4 OF THE S.E. 1/4 OF SECTION 17, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA.

AND EXCEPT:

FROM THE S.W. CORNER OF THE S.E. 1/4 OF SECTION 8, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA, AND THE POINT OF BEGINNING; RUN N 0°19'46" E FOR A DISTANCE OF 859.77 FEET TO A POINT ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF STATE ROAD 200; THENCE RUN N 41°47'57" E ALONG SAID RIGHT-OF-WAY LINE FOR A DISTANCE OF 1017.47 FEET TO A POINT; THENCE RUN S 0°26'05" W FOR A DISTANCE OF 1621.43 FEET TO A POINT ON THE SOUTH LINE OF THE S.E. 1/4 OF SAID SECTION 8; THENCE CONTINUE S 0°26'05" W FOR A DISTANCE OF 1323.60 FEET TO A POINT; THENCE RUN S 89°43'37" E FOR A DISTANCE OF 651.54 FEET TO A POINT; THENCE CONTINUE S 89°43'47" E FOR A DISTANCE OF 1377.18 FEET TO A POINT; THENCE RUN S 0°25'25" W, ALONG A LINE PARALLEL TO AND 40.00 FEET WEST OF THE EAST LINE OF THE N.E. 1/4 OF SECTION 17, TOWNSHIP 16 SOUTH, RANGE 21 EAST, FOR A DISTANCE OF 1321.19 FEET TO A POINT; THENCE RUN S 0°26'43" W, ALONG A LINE PARALLEL TO AND 40.00 FEET WEST OF THE EAST LINE OF THE S.W. 1/4 OF SAID SECTION 17; THENCE 1321.50 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 1/2 OF THE S.W. 1/4 OF SAID SECTION 17; THENCE RUN S 89°59'04" W ALONG SAID SOUTH LINE FOR A DISTANCE OF 2637 FEET ± TO A POINT; THENCE CONTINUE S 89°59'04" W FOR A DISTANCE OF 290.40 FEET TO A POINT; THENCE RUN N 0°31'41" E FOR A DISTANCE OF 1995.16 FEET TO A POINT; THENCE RUN N 89°45'19" E FOR A DISTANCE OF 290.40 FEET TO A POINT; THENCE RUN N 0°31'41" E ALONG THE WEST LINE OF THE EAST 1/2 OF SAID SECTION 17 FOR A DISTANCE OF 1987 FEET ± TO THE POINT OF BEGINNING.

ALL LYING AND BEING IN MARION COUNTY, FLORIDA.

WRITTEN OBJECTIONS OF THE ABOVE NOTED EXTENSION MUST BE FILED WITH THE DIRECTOR OF THE DIVISION OF RECORDS AND REPORTING, FLORIDA PUBLIC SERVICE COMMISSION, 2540 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA, 32399-0870, AND A COPY PROVIDED TO F. MARSHALL DETERDING, ROSE, SUNDBLUM & BENTLEY, 2548 BLAIRSTONE PINES DRIVE, TALLAHASSEE, FLORIDA, 32301, NO LATER THAN 30 DAYS AFTER THE LAST DATE THIS NOTICE WAS MAILED OR PUBLISHED WHICHEVER IS LATER.

EXHIBIT "E"



AFFIDAVIT
of
NOTICE OF APPLICATION

I, Sharon Dlouhy, do solemnly swear or affirm that the legal Notice of Application for Amendment of Water Certificate was given in accordance with Rule 25-30.030, FAC by certified mail and publication in local newspaper. Copies of notice and certified mail receipts are attached.

WINDSTREAM UTILITIES COMPANY

By: Sharon Dlouhy
Sharon Dlouhy, President

Subscribed and sworn to before me
this 24th day of July, 1996.

Kathie L. Atkinson
Notary Public



EXHIBIT "F"

P.O. Box 4201 • Ocala, Florida 34478 • (904) 620-8290 • Fax (904) 620-8688

LIST OF WATER AND WASTEWATER UTILITIES IN MARION COUNTY

(VALID FOR 60 DAYS)
08/11/1996-08/09/1996

UTILITY NAME

MANAGER

MARION COUNTY

CERTIFIED RECEIPT #

A. P. Utilities, Inc. (WU592)
3925 S.E. 45th Court, Suite E
Ocala, FL 34480-7431

P 315 941 886

Philip D. Woods
(904) 694-7474

Astor West, Inc. (WS004)
% Mr. S. Ray Gill, P.A.
P. O. Box 337
Ocala, FL 34478-0337

P 315 941 887

Selma J.R. Collins
(352) 732-8030

BFF Corp. (SUS95)
P. O. Box 5220
Ocala, FL 34478-5220

P 315 941 888

Charles De Menzes
(352) 622-4949

C.F.A.T. H2O, Inc. (WS719)
P. O. Box 5220
Ocala, FL 34478-5220

P. 315 941 888

Charles deMenzes
(352) 622-4949

Countywide Utility Company (WU008)
P. O. Box 1476
Ocala, FL 34478-1476

P 315 941 889

Dirk J. Leeward
(352) 245-7007

Decca Utilities, a Division of Decca (VS465)
8865 S.W. 104th Lane
Ocala, FL 34481-8961

P 315 941 890

James A. Bell
(352) 854-6210

Eagle Springs Utilities, Inc. (WU470)
P. O. Box 1975
Silver Springs, FL 34489-1975

P 315 941 891

Leonard (Len) B. Tabor
(904) 351-8800

East Marion Sanitary Systems, Inc. (SUS35)
% First Federal Bank of Osceola
200 East Broadway
Kissimmee, FL 34741-5791

P 315 941 892

James V. Burns
(407) 846-3000

East Marion Water Distribution, Inc. (WU536)
% First Federal Bank of Osceola
200 East Broadway
Kissimmee, FL 34741-5791

P 315 941 892

James V. Burns
(407) 846-3000

General Development Utilities, Inc. (WS402)
(Silver Springs Shores Division)
2601 South Bayshore Drive
Miami, FL 33133-5461

P 315 941 893

Peggy Haga
(904) 687-3033

LIST OF WATER AND WASTEWATER UTILITIES IN MARION COUNTY

(VALID FOR 90 DAYS)
08/11/1996-08/09/1996

UTILITY NAME

MANAGER

MARION COUNTY (continued)

CERTIFIED RECEIPT #

Linadale Water Company (WU148)
24901 S.E. County Highway 42
Umatilla, FL 32784-9144

P 315 941 894

Fannie J. Shields
(904) 669-3589

Loch Harbour Utilities, Inc. (WS151)
P. O. Box 2100
Ocala, FL 34478-2100

P 315 941 895

Joseph C. McCoun
(904) 732-2100

Marion Utilities, Inc. (WS160)
710 N. E. 30th Avenue
Ocala, FL 34470-6460

P 315 941 897

Tim E. Thompson
(904) 622-1171

Ocala Oaks Utilities, Inc. (WU174)
1343 N.E. 17th Road
Ocala, FL 34470-4800

P 315 941 898

Michael Ellzey
(904) 732-3504

Pine Run Utilities, Inc. (WU337)
8865 S.W. 104th Lane
Ocala, FL 34481-8961

P 315 941 890

James A. Bell
(352) 854-6210

Quail Meadow Utilities, Inc. (WU532)
2477 East Commercial Blvd.
Ft. Lauderdale, FL 33308-4041

P 315 941 899

Stephen G. Mahallis
(305) 491-1722

Rainbow Springs Utilities, L.C. (WS199)
P. O. Box 1850
Dunnellon, FL 34430-1850

P 315 941 900

Lowell D. Smellridge
(352) 489-5264

Residential Water Systems, Inc. (WU370)
P. O. Box 5220
Ocala, FL 34478-5220

P 315 941 888

Charles deMenzes
(352) 822-4949

S & L Utilities, Inc. (SU327)
P. O. Box 4186
Ocala, FL 34478-4186

P 315 941 901

Charles Fletcher, Jr.
(904) 694-3057/622-7236

Sateke Utilities, Inc. (WS212)
606 S.W. 2nd Avenue
Ocala, FL 34474-4296

P 315 941 902

Terry S. Roberts
(904) 622-4141

Silver City Utilities (WU362)
355 Princes Street
Kincardine, Ontario, N2Z 2T7

P 315 941 903

David Small
(519) 396-2658

LIST OF WATER AND WASTEWATER UTILITIES IN MARION COUNTY

(VALID FOR 60 DAYS)
06/11/1996-08/09/1996

UTILITY NAME

MANAGER

MARION COUNTY (continued)

CERTIFIED RECEIPT #

Southern States Utilities, Inc. (VS487) 1000 Color Place Apopka, FL 32703-7753	P 315 941 904	Brian P. Armstrong (407) 880-0058
Spruce Creek South Utilities, Inc. (SU653) 17585 S.E. 102nd Avenue Summerfield, FL 34491-8820	P 315 941 905	Harvey D. Erp (904) 347-3700
Spruce Creek South Utilities, Inc. (WU591) 17585 S.E. 102nd Avenue Summerfield, FL 34491-8920	P 315 941 905	Harvey D. Erp (904) 347-3700
Steeplechase Utility Company, Inc. (VS598) % Stonecrest 11053 S.E. 174th Loop Summerfield, FL 34491-8619	P 315 941 906	L. Hall Robertson, Jr. (904) 245-2770
Sun Communities Operating Limited Partnership (VS746) Attn: Saddle Oak Club 31700 Middlebelt Road, Suite 145 Farmington Hills, MI 48334	P 315 941 907	Jan Carr (407) 521-9533
Sunshine Utilities of Central Florida, Inc. (WU239) 10230 S.E. Highway 25 Belleview, FL 34420-5531	P 315 941 908	James H. Hodges (904) 347-8228
Tradewinds Utilities, Inc. (VS350) P. O. Box 5220 Ocala, FL 34478-5220	P 315 941 888	Charles de Menzes (352) 622-4949
Utilities, Inc. of Florida (SU661) 200 Weathersfield Avenue Altamonte Springs, FL 32714-4099	P 315 941 909	Donald Rasmussen (407) 869-1919
Utilities, Inc. of Florida (WU443) 200 Weathersfield Avenue Altamonte Springs, FL 32714-4099	P 315 941 909	Donald Rasmussen (407) 869-1919
Venture Associates Utilities Corp. (WU512) 2661 N.W. 60th Avenue Ocala, FL 34482-3933	P 315 941 910	Arthur F. Tait (904) 732-5000

All Local Government Agencies

As of 06/11/1996

Clerk, Board of County Commissioners, Marion County CERTIFIED RECEIPT #

P. O. Box 1030
Ocala, FL 32678-1030
FAX: (904) 620-3344

P 315 941 911

Mayor, City of Belleview
5343 S.E. Abshier Blvd.
Belleview, FL 34420-3904
FAX: (904) 245-6532

P 315 941 912

Mayor, City of Dunnellon
12014 South Williams Street
Dunnellon, FL 34432
FAX: (904) 465-0829

P 315 941 913

Mayor, City of Ocala
P. O. Box 1270
Ocala, FL 32678-1270

P 315 941 914

Mayor, Town of McIntosh
P. O. Box 165
McIntosh, FL 32664-0165
FAX: (904) 591-1047

P 315 941 915

Mayor, Town of Reddick
P. O. Box 203
Reddick, FL 32686-0203
Phone: (904) 591-1332

P 315 941 916

LIST OF WATER AND WASTEWATER UTILITIES IN MARION COUNTY

(VALID FOR 60 DAYS)
06/11/1996-08/09/1996

GOVERNMENTAL AGENCIES

~~CITY OF BELLEVUE
5343 S.E. ABSHIER BLVD.
BELLEVUE, FL 32620~~

use other list

~~CITY OF DUNNELLON
114 S. WILLIAMS ST.
DUNNELLON, FL 32630-9814~~

~~CITY OF OCALA
151 S.E. OSCEOLA AVE.
OCALA, FL 32678-1270~~

CERTIFIED RECEIPT #

DEP CENTRAL DISTRICT
3319 MAGUIRE BLVD., SUITE 232
ORLANDO, FL 32803-3767

P 315 941 917

DEP SOUTHWEST DISTRICT
3804 COCONUT PALM DRIVE
TAMPA, FL 33619

P 315 941 918

MARION COUNTY BOARD OF COMMISSIONERS
P.O. BOX 1030
OCALA, FL 32670

P 315 941 919

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

P 315 941 920

ST. JOHNS RIVER VTR. MANAGEMENT DISTRICT
P.O. BOX 1429
PALATKA, FL 32178-1429

P 315 941 921

~~TOWN OF MCINTOSH
5975 AVENUE G
MCINTOSH, FL 32664~~

LIST OF WATER AND WASTEWATER UTILITIES IN MARION COUNTY

(VALID FOR 60 DAYS)
06/11/1996-08/09/1996

TOWN OF REDDICK
P.O. BOX 99
REDDICK, FL 32686

CERTIFIED RECEIPT #

WITHLACOOCHEE PLANNING COUNCIL
1241 S.W. 10TH STREET
OCALA, FL 32674

P 315 941 924

STATE OFFICIALS

State Of Florida Public Counsel
C/O The House Of Representatives
The Capitol
Tallahassee, FL 32399-1300

P 315 941 922

Division Of Records And Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

P 315 941 923

COMPANY Windstream Utilities Company
ATER TARIFF

TERRITORY SERVED

CERTIFICATE NUMBER - 427-W

COUNTY - Marion

COMMISSION ORDER(s) APPROVING TERRITORY SERVED -

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
13295	8/29/64	840126-WU	Original
17153	2/5/67	861538-WU	Amendment
24435	4/25/91	900311-WU	Amendment
24375	4/17/91	900455-WU	Amendment

Sharon Dlouhy
ISSUING OFFICER

President
TITLE

WINDSTREAM UTILITIES COMPANY
WATER TARIFF

DESCRIPTION OF TERRITORY SERVED

THE NORTH 1/2 OF SECTION 20, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA.

AND

THE NORTH 1/2 OF SECTION 21, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA.

AND

THE NORTH 1/2 OF THE N.E. 1/4, AND THAT PART OF THE N.E. 1/4 OF THE N.W. 1/4 OF SECTION 19, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA, LYING SOUTH AND EAST OF STATE ROAD 200.

AND

SECTION 16, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA, AND THAT PART OF SECTIONS 8, 17, AND 18, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA, LYING SOUTH AND EAST OF STATE ROAD 200.

EXCEPT THE FOLLOWING:

THE NORTH 1/2 OF THE N.W. 1/4 OF THE S.E. 1/4 OF SECTION 17, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA.

AND EXCEPT:

FROM THE S.W. CORNER OF THE S.E. 1/4 OF SECTION 8, TOWNSHIP 16 SOUTH, RANGE 21 EAST, MARION COUNTY, FLORIDA, AND THE POINT OF BEGINNING; RUN N 0°19'46" E FOR A DISTANCE OF 859.77 FEET TO A POINT ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF STATE ROAD 200; THENCE RUN N 41°47'57" E ALONG SAID RIGHT-OF-WAY LINE FOR A DISTANCE OF 1017.47 FEET TO A POINT; THENCE RUN S 0°26'05" W FOR A DISTANCE OF 1621.43 FEET TO A POINT ON THE SOUTH LINE OF THE S.E. 1/4 OF SAID SECTION 8; THENCE CONTINUE S 0°26'05" W FOR A DISTANCE OF 1323.60 FEET TO A POINT; THENCE RUN S 89°43'37" E FOR A DISTANCE OF 651.54 FEET TO A POINT; THENCE CONTINUE S 89°43'47" E FOR A DISTANCE OF 1377.18 FEET TO A POINT; THENCE RUN S 0°25'25" W, ALONG A LINE PARALLEL TO AND 40.00 FEET WEST OF THE EAST LINE OF THE N.E. 1/4 OF SECTION 17, TOWNSHIP 16 SOUTH, RANGE 21 EAST, FOR A DISTANCE OF 1321.19 FEET TO A POINT; THENCE RUN S 0°26'43" W, ALONG A LINE PARALLEL TO AND 40.00 FEET WEST OF THE EAST LINE OF THE S.W. 1/4 OF SAID SECTION 17, FOR A DISTANCE OF 1321.50 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 1/2 OF THE S.W. 1/4 OF SAID SECTION 17; THENCE RUN S 89°59'04" W ALONG SAID SOUTH LINE FOR A DISTANCE OF 2637 FEET * TO A POINT; THENCE CONTINUE S 89°59'04" W FOR A DISTANCE OF 290.40 FEET TO A POINT; THENCE RUN N 0°31'41" E FOR A DISTANCE OF 1995.16 FEET TO A POINT; THENCE RUN N 89°45'19" E FOR A DISTANCE OF 290.40 FEET TO A POINT; THENCE RUN N 0°31'41" E ALONG THE WEST LINE OF THE EAST 1/2 OF SAID SECTION 17 FOR A DISTANCE OF 1987 FEET * TO THE POINT OF BEGINNING.

ALL LYING AND BEING IN MARION COUNTY, FLORIDA.

Sharon Dlouhy
ISSUING OFFICER

President
TITLE

Docket No. 960867-WU
Windstream Utilities Company
Exhibit BD-2

LAW OFFICES

ROSE, SUNDBSTROM & BENTLEY

A PARTNERSHIP INCLUDING PROFESSIONAL ASSOCIATIONS

2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301

(904) 877-6888

CHRIS H. BENTLEY, P.A.
JENNIFER S. BRUBAKER
R. MARSHALL DETERDING
BRIAN L. DOSTER
MARTIN S. FRIEDMAN, P.A.
JOHN R. JENKINS, P.A.
STEVEN T. MINOLUN, P.A.
ROBERT M. C. ROSE
DAREN L. SHIPPY
WILLIAM E. SUNDBSTROM, P.A.
DIANE G. TREMOR, P.A.
JOHN L. WHARTON

MAILING ADDRESS
POST OFFICE BOX 1587
TALLAHASSEE, FLORIDA 32302-1587
TELECOPIER (904) 886-4025

October 9, 1996

VIA HAND DELIVERY

Richard Redemann, P.E.
Division of Water and Wastewater
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399

Re: Windstream Utilities Company; Docket No. 960867-WU
Application for Amendment of Water Certificate in Marion
County, Florida
Our File No. 26067.02

Dear Mr. Redemann:

Attached in accordance with your letter dated August 8, 1996, are responses prepared by Windstream Utilities to each of the 13 points raised in your letter. These attachments have been prepared over the last month and a half and have finally been accumulated in total in the last few days. I apologize for the delay in getting these to you. However, significant research of files and accumulation of data was necessary in order to properly respond to your questions. Also attached are two letters prepared by Shari Dlouhy outlining these responses referencing your 13 numbered questions.

Should you need any further information or have any questions with regard to the information submitted with this letter, please let me know.

Sincerely,

ROSE, SUNDBSTROM & BENTLEY

F. Marshall Deterding
F. Marshall Deterding
For The Firm

Dictated by Mr. Deterding
but signed in his absence
to avoid delay in mailing.

FMD/lts

Enclosures

cc: Ms. Alice Crosby
Div. of Records and Reporting
Ms. Shari Dlouhy (w/o enc.)



September 12, 1996

Richard Redemann, PE
Division of Water and Wastewater
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

RE: Docket No. 960867-WU; Application for amendment of Certificate No. 427-W to add territory by Windstream Utilities Company in Marion County.

Dear Mr. Redemann:

Per your request by letter dated August 8, 1996, the following is the additional information requested (by your item number):

1. Affidavit of notice by newspaper with copy of proof of publication (Exhibit F-1)
3. Statement enclosed (Exhibit A-2)
4. On previous amendments to our Certificate (Dockets #900311-WU and #900455-SU), this quit claim deed was sufficient and accepted. Copy of Sun Country's deed enclosed. (Exhibit C-1)
5. Per phone conversation with legal department with regards to legal description, it was noted that both descriptions refer to the exceptions and that at this time we will not have the re-notice.
7. Our County tax assessment maps do not show either the 200' or 400' so the one we have furnished is 1" = 600'. We have located POB for you on another copy of the map.

Richard Redemann, PE
Page 2
September 12, 1996

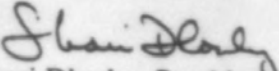
8. Our existing plant capacity is 580,000 gpd and we are presently using approximately 185,000 gpd.

11. See Exhibit G-1.

13. Enclosed.

With regards to which rates and charges we will be utilizing, we will be charging the rates that exist for Windstream (not Sun Country). The Majestic Oaks plant will be providing the water service with Sun Country being for backup only.

Sincerely,


Shari Dlouhy, President

SD:ns
encls.

CC: F. Marshall Deterding

Voice of South Marion

P.O. Box 700, Belleview, Florida 34421 (904) 245-3141

Published Weekly

Belleview, Marion County, Florida

STATE OF FLORIDA
COUNTY OF MARION

Before the undersigned authority personally appeared Jim Waldron, who on oath says that he is Publisher of the Voice of South Marion, a weekly newspaper published at Belleview, in Marion County, Florida; that the attached copy of advertisement, being a:

Notice of Application For
Extension of Service Area

in the matter of

The Nopth 1/2 etc

in the Circuit Court,

was published in said newspaper in the issues of:

August 1, 1996

Affiant further says the said Voice of South Marion is a newspaper published at Belleview, in said Marion County, Florida, and that the said newspaper has heretofore been continuously published in said Marion County, Florida, each Thursday and has been entered as second class mail matter at the post office in Belleview, in said Marion County, Florida for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this

2 day of AUGUST, 19 96

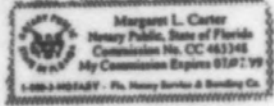
Jim Waldron
Jim Waldron

who is personally known to me or who has produced a Driver's License as identification

Margaret L. Carter
(Signature of Notary Public)

Margaret L. Carter
(Printed Name of Notary Public)

Commission # CC 465348
My Commission Expires July 7, 1999
(Notary Public)



NOTICE OF APPLICATION FOR
EXTENSION OF SERVICE AREA
PURSUANT TO THE PROVISIONS OF
SECTION 367.545, FLORIDA STATUTES, AND
THE PROVISIONS OF FLORIDA PUBLIC
SERVICE COMMISSION RULES 39-30.225
NOTICE IS HEREBY GIVEN BY WINDSTREAM
UTILITIES COMPANY, P.O. BOX 4861, OCALA,
FLORIDA 34478 OF ITS APPLICATION TO
EXTEND ITS SERVICE AREA TO PROVIDE
WATER SERVICE TO THE FOLLOWING
DESCRIBED LANDS IN MARION COUNTY,
FLORIDA:

LEGAL DESCRIPTIONS
THE NORTH 1/2 OF SECTION 20,
TOWNSHIP 18 SOUTH, RANGE 21 EAST,
MARION COUNTY, FLORIDA;

AND
THE NORTH 1/2 OF SECTION 21,
TOWNSHIP 18 SOUTH, RANGE 21 EAST,
MARION COUNTY, FLORIDA;

AND
THE NORTH 1/2 OF THE N.E. 1/4, AND
THAT PART OF THE N.E. 1/4 OF THE N.W.
1/4 OF SECTION 16, TOWNSHIP 18
SOUTH, RANGE 21 EAST, MARION
COUNTY, FLORIDA, LYING SOUTH AND
EAST OF STATE ROAD 338.

AND
SECTION 16, TOWNSHIP 18 SOUTH,
RANGE 21 EAST, MARION COUNTY,
FLORIDA, AND THAT PART OF
SECTIONS 5, 17, AND 18, TOWNSHIP 18
SOUTH, RANGE 21 EAST, MARION
COUNTY, FLORIDA, LYING SOUTH AND
EAST OF STATE ROAD 338.

EXCEPT THE FOLLOWING:
THE NORTH 1/2 OF THE N.W. 1/4 OF THE
S.E. 1/4 OF SECTION 17, TOWNSHIP 18
SOUTH, RANGE 21 EAST, MARION
COUNTY, FLORIDA;

AND EXCEPT:
FROM THE S.W. CORNER OF THE S.E.
1/4 OF SECTION 5, TOWNSHIP 18
SOUTH, RANGE 21 EAST, MARION
COUNTY, FLORIDA AND THE POINT OF
BEGINNING, RUN N 89° 52' 41" E FOR A
DISTANCE OF 88.77 FEET TO A POINT
ON THE SOUTHEASTERLY RIGHT-OF-
WAY LINE OF STATE ROAD 338;

THENCE RUN N 47° 42' 57" E ALONG
SAID RIGHT-OF-WAY LINE FOR A
DISTANCE OF 121.15 FEET TO A POINT
ON THE SOUTH LINE OF THE S.E. 1/4 OF
SAID SECTION 5; THENCE CONTINUE S
89° 52' 41" E FOR A DISTANCE OF 138.81
FEET TO A POINT; THENCE, RUN S
89° 52' 41" E FOR A DISTANCE OF 81.34
FEET TO A POINT; THENCE CONTINUE S
89° 52' 41" E FOR A DISTANCE OF

137.15 FEET TO A POINT; THENCE RUN
S 47° 42' 57" E ALONG A LINE PARALLEL
TO AND 48.00 FEET WEST OF THE EAST
LINE OF THE N.E. 1/4 OF SECTION 17,
TOWNSHIP 18 SOUTH, RANGE 21 EAST,
FOR A DISTANCE OF 138.15 FEET TO A
POINT; THENCE RUN S 89° 52' 41" E
ALONG A LINE PARALLEL TO AND 48.00
FEET WEST OF THE EAST LINE OF THE
S.W. 1/4 OF SAID SECTION 17, FOR A
DISTANCE OF 138.15 FEET TO A POINT
ON THE SOUTH LINE OF THE NORTH 1/2
OF THE S.W. 1/4 OF SAID SECTION 17;

THENCE RUN S 89° 52' 41" W ALONG
SAID SOUTH LINE FOR A DISTANCE OF
252.7 FEET TO A POINT; THENCE
CONTINUE S 89° 52' 41" W FOR A
DISTANCE OF 88.45 FEET TO A POINT;
THENCE RUN N 89° 52' 41" E FOR A
DISTANCE OF 198.15 FEET TO A POINT;
THENCE RUN N 39° 45' 19" E FOR A
DISTANCE OF 288.45 FEET TO A POINT;

THENCE RUN N 89° 52' 41" E ALONG THE
WEST LINE OF THE EAST 1/2 OF SAID
SECTION 17 FOR A DISTANCE OF 188.7
FEET TO THE POINT OF BEGINNING.

ALL LYING AND BEING IN MARION
COUNTY, FLORIDA.

WRITTEN OBJECTIONS OF THE ABOVE NOTED
EXTENSION MUST BE FILED WITH THE
DIRECTOR OF THE DIVISION OF RECORDS
AND REPORTS, FLORIDA PUBLIC SERVICE
COMMISSION, 2540 S. SHUMARD OAK
BOULEVARD, TALLAHASSEE, FLORIDA,
32399-9876, AND A COPY PROVIDED TO F.
MARSHALL DETERING, ROSS, SUNSTRON
& BERTLEY, 2945 BLAIRSTONE PARK
DRIVE, TALLAHASSEE, FLORIDA, 32301, 90
DAYS AFTER THE LAST DATE
THIS NOTICE WAS MAILED OR PUBLISHED,
WHICHEVER IS LATER.



TO WHOM IT MAY CONCERN:

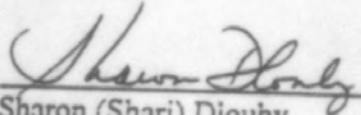
RE: Application for Amendment
to Certificate 427-W

Marion County's Comprehensive Plan (adopted April 7, 1994) in its Future Land-Use Element policies calls for adoption of land development regulations and also references the Sanitary Sewer and Potable Water sub-elements.

In the Potable Water Sub-Element, Objective 4.0 deals with privately owned public water systems (specifically Policies 4.3 and 4.4).

Exhibit A-1 are copies of the above.

Exhibit A (already submitted with original application) is the Land Development Code portion of the Marion County Comprehensive Plan.


Sharon (Shari) Diouhy

SD;ns

EXHIBIT "A-2"

P.O. Box 4201 • Ocala, Florida 34478 • (904) 620-8290 • Fax (904) 620-8688

FUTURE LAND-USE ELEMENT

GOALS, OBJECTIVES AND POLICIES

GOAL:

1. Ensure that the character and location of land uses maximize the potential for economic benefit while protecting the current unique character of our urban, rural and environmentally sensitive areas;
2. Discourage urban sprawl, incompatible land use, and encourage compact urban development patterns and facilitate central services.
3. Enjoy and conserve our natural and man-made resources.

OBJECTIVE 1: Upon Plan adoption, growth and development will be coordinated by ensuring the appropriate compatibility with adjacent uses, topography, soil conditions, and the availability of services and facilities through the preparation, adoption, implementation and enforcement of innovative land development regulations, including mixed use techniques.

Policy 1.1: Adopt land development regulations that shall contain specific and detailed provisions required to implement the adopted Comprehensive Plan, and which as a minimum:

- a. Direct the location of and regulatory parameters for future growth;
- b. Regulate the use of land and water consistent with this Element and ensure the compatibility of adjacent land uses and provide for permanent open space;
- c. Protect the environmentally sensitive lands as identified in this Plan.
- d. Regulate activities having an adverse impact upon areas subject to seasonal and periodic flooding and provide for drainage and stormwater management;
- e. Protect potable water wellfields; and aquifer recharge areas;
- f. Regulate signage to preserve existing rural character, aesthetic, and scenic values;
- g. Ensure safe and convenient onsite traffic flow and vehicle parking needs;

FUTURE LAND-USE ELEMENT

- h. Provide that development orders and permits shall not be issued which result in a reduction of the level of services for the affected public facilities below the level of service standards adopted in this Comprehensive Plan; and
- i. Discourage urban and rural sprawl, incompatible land uses and encourage infill development.

Policy 1.2: Innovative land use development patterns including, but not limited to, Traditional Neighborhood Overlay Districts, Hamlets Rural Towns, and clustering shall be permitted and encouraged.

Policy 1.3: Central water and sewage treatment facilities shall be constructed in accordance with the Sanitary Sewer and Potable Water sub-elements of this Plan. All development orders, except building permits for single-family residences, shall require the use of stormwater and treated effluent in place of potable water for landscape irrigation, golf course irrigation, and industrial and agricultural water needs when it is available and of acceptable quality. The use of xeriscape practices shall be required to be used at a minimum of 40% in all required landscaping plans. To the maximum extent feasible, the use of pervious or porous materials will be required in the construction of paved surfaces. Where practical, the use of grey-water systems and low-volume plumbing fixtures shall be required.

Policy 1.4: The provisions of potable water, septic tanks and other wastewater treatment facilities by private developers as an interim measure and/or as a long term measure shall not be prohibited provided such facilities meet recommended level of service standards, are in compliance with other elements of this Plan and are in compliance with all state and local regulations.

Policy 1.5: All development in areas not providing public water and sewer services shall be done in accord with the provisions of state law and Florida Administrative Code until such time as county performance standards are adopted in the Land Development Regulations, to regulate on-site sewage disposal systems; the installation of individual wastewater disposal facilities and individual water supplies.

Policy 1.6: Residential development shall be designed to include an efficient system of internal circulation, including the provision of collector and local streets to feed the traffic onto arterial roads and highways where it doesn't conflict with Traditional Neighborhood Design. Individual lots shall be designed with access to the internal street system where they will not conflict with Traditional Neighborhood Design.

EXHIBIT "A-2"

INFRASTRUCTURE

Potable Water Sub-Element

POLICY 2.1: The potable water systems regulations, standards and specifications shall address, but shall not be limited to the following: retrofitting existing water systems; evaluation of the feasibility of existing utilities to continue their operations; evaluation of the

expansion of these facilities; and establishment of minimum criteria for future County ownership.

OBJECTIVE 3.0: By December 1995, Marion County, through its potable water supply systems manual, shall establish regulations and priorities to coordinate the extension of, or increase the capacity of, designated potable water system within each service area.

POLICY 3.1: By December 1995, Marion County, through its potable water supply systems manual, shall regulate construction standards for all existing potable water system expansions and all future potable water systems, in addition to regulating dedication standards for possible future County owned water systems.

OBJECTIVE 4.0: By May 1993, the County shall enter into interlocal agreements with municipalities and franchise agreements with publicly owned and privately owned public water systems to ensure the availability of water in the Urban Service Area and Urban Expansion Areas.

POLICY 4.1: For areas currently within the unincorporated portions of the County which are proposed to be served by municipal facilities, by May 1993, the County will coordinate with the appropriate municipality to ensure that the land use regulations and existing potable water facility capacity and expansion plans for the area are consistent.

POLICY 4.2: Interlocal agreements will be sought with the Cities of Ocala, Belleview, and Dunnellon. Such interlocal agreements, will include, but not be limited to, the delineation of specific future service area boundaries, schedules for facility development and mechanisms for the coordination of development review and approval, to ensure that adequate infrastructure capacity will be available to serve development in the service areas.

POLICY 4.3: Private utilities which are not under any regulatory enforcement action and which have adequate potable water facility capacity for the proposed expansion may provide service to contiguous development within the unincorporated areas of the County.

POLICY 4.4: Franchise agreements with such publicly owned and privately owned public water systems shall include, among other things: provision to coordinate with PSC for

EXHIBIT "A-2"

INFRASTRUCTURE

Potable Water Sub-Element

specific future service area boundaries; schedules for facility development, and mechanisms to ensure that adequate capacity will be available to serve development in the service areas.

POLICY 4.5: The minimum design capacity, installation, operation and regulation of individual private wells, publicly owned and privately owned public water systems, and the expansion of such water systems, shall be coordinated with HRS, DEP, PSC, Marion County, and with other municipal water systems.

POLICY 4.6: Priority to hook up to either regional or sub-regional facilities (as specified by the potable water master plan for Areas 1 and Area 2, which include the Rainbow River), shall be given, first to water systems which have immediate or imminent potential for causing public health or pollution problems, second to failing water systems, third to water systems which are functioning near their capacity, and fourth to new development which does not promote urban sprawl.

OBJECTIVE 5.0: By December 1995, Marion County, through its potable water master plan, shall analyze and evaluate all existing potable water systems capacities and shall establish a program to maximize the utilization of such facilities to discourage urban sprawl.

POLICY 5.1: By December 1995, Marion County, through its potable water master plan, shall create incentives to utilize existing potable water systems according to the potable water master plan and according to the water supply systems manual. The expansion of these water systems will provide capacity for future development hook up.

OBJECTIVE 6.0: By May 1, 1992, Marion County shall regulate land use to achieve a development pattern consistent with the provision of publicly owned and privately owned public water systems.

POLICY 6.1: Marion County's land development regulations will be amended so that all new and/or expansion of existing publicly owned and privately owned public water systems developed within the identified service areas will be required to comply with the established fire flow, design, construction, maintenance and operations standards, in addition to the level of service standards indicated in Policy 1.2 above and shall be connected to regional systems according to the master plan.

POLICY 6.2: To ensure the continued viability of municipal expansions, Marion County Engineering Division shall revise their existing Water Supply Construction Manual, ordinance 86-17, to ensure that new water facilities are designed and constructed so that future municipal expansions can be easily accommodated.

Rec. 10.50
O'S 273.00

This instrument prepared by:
Frank C. Amatea
500 N. E. Eighth Avenue
Ocala, FL 34470



93-079972

REC. MARION COUNTY, FL
93 NOV 18 11 08:36

PERSONAL REPRESENTATIVE'S DEED

BY THIS DEED, SALLY E. BOYD, as Personal Representative of the Estate of Roy Thagard Boyd, Jr., also known as R. T. Boyd, Jr., deceased, whose address is 3707 N. W. 110th Avenue, Ocala, FL 34482, hereinafter called Grantor, pursuant to the powers granted to her in the Last Will and Testament of decedent dated November 1, 1990, and filed with the Clerk of Court, Fifth Judicial Circuit, in Case No. 93-438 CP, and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, whose mailing address is P. O. Box 4201, Ocala, FL 34478, and whose Employer by WINDSTREAM UTILITIES COMPANY, a Florida corporation, whose mailing address is P. O. Box 4201, Ocala, FL 34478, and whose Employer Identification Number is 59-238672, hereinafter called the Grantee, conveys to Grantee the following real property in Marion County, Florida:

A portion of Tract "M", Block K, Sun Country Estates II, as recorded in Plat Book V, pages 90 and 91, of the Public Records of Marion County, Florida, being more fully described as follows:

Commence at the Northwest corner of the Northeast 1/4 of the Southwest 1/4 of Section 17, Township 16 South, Range 21 East, Marion County, Florida; thence run South 89°47'54" East along the north boundary of said Northeast 1/4 of Southwest 1/4 of Section 17 (also the centerline of S. W. 85th Street right-of-way, 80.0 feet wide), 46.08 feet; thence depart said centerline South 03°02'06" West, 57.65 feet to the Point of Beginning; thence continue South 03°02'06" West 20.60 feet; thence depart South 89°31'33" East 72.88 feet; thence North 02°13'06" East 20.45 feet; thence North 89°24'57" West 72.59 feet to the Point of Beginning.

TOGETHER WITH an easement for ingress and egress to said property and an easement to locate a second well on Tract M or Lots 5 and 6, Block K, if those lots are acquired by the Estate, its successors or assigns.

SUBJECT TO restrictions, reservations and easements, if any, as shown on the plat of Sun Country Estates II as recorded in Plat Book V, pages 90 and 91, public records of Marion County, Florida; easement to Florida Power Corporation as recorded in Deed Book 264, page 292, public records of Marion County, Florida; Covenant to the Board of County Commissioners of Marion County, Florida, as recorded in Official Records Book 1155, page 854, public records of Marion County, Florida; Agreement recorded in Official Records Book 1155, page 855, public records of Marion County, Florida; and real property taxes for 1993.

Part of Property Appraiser's Tax Parcel No. 3563-000-001.

Grantor covenants with Grantee that Grantor has good right and lawful authority to sell and convey the property and warrants the title to the property for any acts of Grantor and will defend the title against the lawful claims of all persons claiming by, through or under Grantor, and Grantor hereby releases the above described property from any rights of the Personal Representative under Sections 733.607 and 733.608 of the Florida Probate Code.

IN WITNESS WHEREOF, Grantor has hereunto set her hand and seal this 8 day of March, 1993.

Signed, sealed and delivered in the presence of:

Sign: Emma Jean Moore
Print name: Emma Jean Moore

Sign: Frank C. Amatea
Print name: Frank C. Amatea

Sign: Sally E. Boyd
Sally E. Boyd, as Personal Representative of the Estate of Roy Thagard Boyd, Jr., also known as R. T. Boyd, Jr., deceased

BR 1970PC0627

EXHIBIT "C-1"

STATE OF FLORIDA
COUNTY OF MARION

The foregoing instrument was acknowledged before me, this
8th day of March, 1993, by Sally E. Boyd, as Personal
Representative of the Estate of Roy Thagard Boyd, Jr., also known as R. T.
Boyd, Jr., deceased, who is personally known to me and who did take an oath.

Sign: Emma Jean Moore
Print name: Emma Jean Moore
NOTARY PUBLIC, STATE OF FLORIDA
AT LARGE

My commission expires:

OFFICIAL NOTARY SEAL
EMMA JEAN MOORE
NOTARY PUBLIC STATE OF FLORIDA
COMMISSION NO. CC246315
MY COMMISSION EXP. DEC. 15, 1996

STATE OF FLORIDA
NOTARY PUBLIC
NOV 1993
273.00

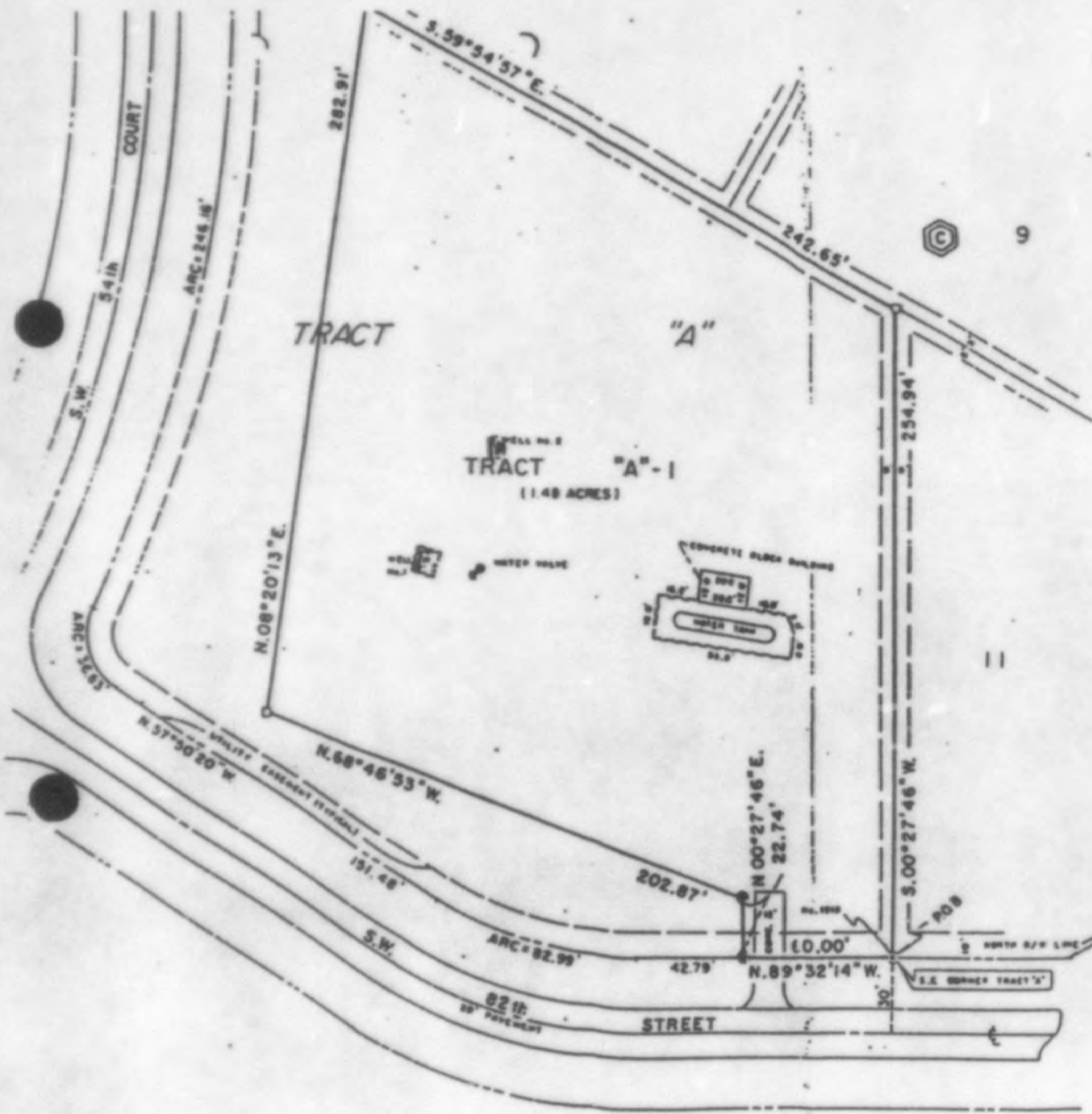
CONFIRMING A TRUE COPY
FRANCES E. TUMPHIL, CLERK
BY [Signature] D.C.

MAP OF SURVEY
FO. 7
WINDSTREAM UTILITIES

LEGAL DESCRIPTION:

TRACT "A"-1 BEING A PORTION OF TRACT "A", BLOCK "C",
MUNICIPAL OWNERS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE S.E. CORNER OF TRACT "A", BLOCK "C",
MUNICIPAL OWNERS AS PER PLAT THEREOF RECORDED IN PLAT BOOK "1"
PAGES 79-80 OF THE PUBLIC RECORDS OF MARION COUNTY, FLORIDA
AND PROCEEDED N89°32'14"W ALONG THE NORTH RIGHT-OF-WAY LINE OF
S.W. 82TH STREET (BEING 60 FEET WIDE) A DISTANCE OF 60.00
FEET; THENCE N00°27'46"W A DISTANCE OF 22.74 FEET; THENCE
N68°46'53" W A DISTANCE OF 202.87 FEET; THENCE N08°20'13"E A
DISTANCE OF 282.91 FEET; THENCE S59°54'57"E A DISTANCE OF
242.65 FEET; THENCE S00°27'46"E A DISTANCE OF 254.94 FEET TO
THE POINT-OF-BEGINNING.



SURVEYOR NOTES:

1. Bearings shown herein are relative to assumed datum, (unless noted)
2. Reproduction of this map of survey is invalid unless containing the original signature and embossed surveyors seal.
3. This map of survey may not show all encumbrances which could affect upon this survey.
4. There may be other maps pertinent to this survey the location of which are on this map of survey.

EXHIBIT "C-1"



AFFIDAVIT

I, Sharon Dlouhy, do solemnly swear or affirm that Windstream Utilities has tariffs and annual reports on file with the Florida Public Service Commission in accordance with Rule 25-30.036(3)(r), FAC.

WINDSTREAM UTILITIES COMPANY

By: Sharon Dlouhy
Sharon Dlouhy, President

Subscribed and sworn to before me
this 18th day of Sept., 1996.

Kathie L. Atkinson
Notary Public



EXHIBIT "G-1"



September 30, 1996

Richard Redemann, PE
Division of Water and Wastewater
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

RE: Docket No. 960867-WU; Application for amendment of Certificate No. 427-W to add territory by Windstream Utilities Company in Marion County.

Dear Mr. Redemann:

This is followup with information per your request in letter dated 8/8/96 (by referencing your item number):

2. Windstream has the financial and technical ability to provide the utility service proposed in its application and there is a need for service therein. Windstream's technical ability is demonstrated by over 12 years of experience in the provision of water service in the surrounding areas. We have continually operated the system in a professional manner in compliance with all regulatory requirements in providing such service. Windstream will continue to utilize appropriate professional staff in order to enable it to provide service to the territory proposed for service within its application.

Windstream has ample capacity within its existing facilities to enable it to continue to provide service in the short term to those customers in need of service in both its existing area and the new area proposed for service in this application. As time goes by, Windstream will need to expand its existing facilities and the cost of such facilities will be funded through a combination of required contributions and infusion of either debt or equity capital. Windstream has the ability to obtain any needed funds in addition to CIAC in order to accomplish these expansions.

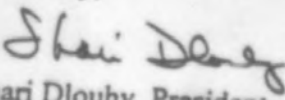
While Windstream has experienced some operating losses in the past, expansion of its territory will only allow it to better utilize its existing facilities and take advantage of economies of scale to eliminate such losses. In addition, because the majority of new cost will be borne by new customers within these areas, the capital requirements on Windstream should be relatively minor as Windstream's customer base grows. We believe that it will be better able to enhance service to all customers as well as to take advantage of economies of scale resulting from full utilization of its existing facilities and staff.

Richard Redemann, PE
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September 30, 1996

There is a need for service in the proposed territory in that new development is being approved on a regular basis in these adjacent areas and it is anticipated that request for service will be forthcoming immediately. Discussions have already been had between Windstream and developments within the area concerning such service though no developer agreements for service have been entered into at this time.

10. Windstream proposes to finance construction of its new facilities necessary to serve the proposed territory by utilization of contributions provided by developers and customers within the new territory and infusion of either debt or equity capital depending upon the timing and the extent of the needs for such additional capital. Windstream anticipates that a substantial portion of the costs of any such facilities will be provided by developers within the new area and, as such, it is projected that the impact on Windstream's capital structure will be minimal.
12. As stated previously, Windstream anticipates that the cost of new facilities necessary to serve the proposed territory will be funded primarily through contributions from developers within the new areas and, as such, the additional capital requirements of Windstream are anticipated to be relatively small in comparison to the funds provided by such CIAC. As such, Windstream anticipates that the expansion of service territory will have little or no impact on Windstream's rates. However, Windstream hopes that in the long run, those rates will be stabilized as a result of the additional customer base that will be served and the greater utilization and the economies of scale that will be created as a result of this expansion of customer base and territory. Because Windstream currently has facilities which will enable it to meet the immediate needs of both its current territory and the proposed territory, there is no anticipated immediate need for capital improvements other than lines which will be contributed by those requesting service.

Sincerely,


Shari Dlouhy, President

SD:ns

Docket No. 960867-WU
Windstream Utilities Company
Exhibit BD-3

SECTION 8-16-21

UTIL-1.DCS
DATE: 10-3-1998
TIME: 4:22 PM

WINDSTREAM UTILITIES
PROPOSED SERVICE AREA
IN SECTIONS 8, 16, 17, 18, 19, 20, AND 21
OF TOWNSHIP 16 SOUTH, RANGE 21 EAST
MARION COUNTY, FLORIDA

NOTE:
THE SUBDIVISIONS OF MAJESTIC OAKS, PIGEON PARK,
AND SUN COUNTRY ESTATES ARE IN THE EXISTING
SERVICE AREA OF WINDSTREAM UTILITIES.







SCALE: 1" = 660'

COUNTRYSIDE FARMS OF OCALA
19 NORTH 1/2

NORTH 1/2
20

NORTH 1/2
21

LEGEND:

-  PROPOSED SERVICE AREA
-  EXISTING SERVICE AREA
-  EXTENT OF EXISTING AND PROPOSED SERVICE AREA
-  AREAS NOW SERVED BY WINDSTREAM UTILITIES
-  EXCEPTION AREA NOT TO BE SERVED BY WINDSTREAM
-  EXISTING AND PROPOSED SUBDIVISIONS TO BE SERVED BY WINDSTREAM

