

NORMAN V. ROBERTS
19810 SW 196TH PLACE
DUNNELLON FL. 34432

ORIGINAL

September 25, 1997

Director, Div. of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0870

971495-WS

Re: Attached "Notice of Application for Transfer of
Majority Organizational Control."

Sir:

Having received the above referenced "Notice" by mail, and as directed in the final paragraph of that document, please accept these comments in objection to the "Transfer" apparently proposed so gravely under "Pursuant to the provisions of Section 367.045, Florida Statutes, and the provisions of Florida Public Service Commission Rule 25-030."

Bases for objection are:

1. Despite a "notice" document engulfing two full pages, in reduced print, containing ninety typewritten lines, with seventeen paragraphs of land descriptions, connected by thirteen ubiquitous "And's," the undersigned has been unable to discern any intelligence from it relative to its purpose or intent.
2. Pondering further, one wonders what "property" (the term used in the last line of the pronouncement paragraph of the "Notice") organizational control has been proposed for transfer; from whom or what is such transfer of "control" to be taken; and to whom or what is such "control" to be given?
3. Most importantly, the undersigned harbors profound misgivings as to the probable consequences to the public and property owners' interests should the proposal be consummated.
4. Because the "Notice" document was delivered to property owners in the Rainbow Springs development under the undated letterhead of Rainbow Springs Utilities, L.C., recipients might reasonably assume that the document contained information of interest and purpose pertinent to the development's water utility, particularly considering the formal citing of the "Statutes" and "Public Service Commission Rules." However, intensive study of legal land descriptions hardly enlightens, but suggests the author or authors chose purposely to obfuscate (a word well known to attorneys, meaning: to confuse, bewilder or stupefy!) Nor did calls to the RS Utility office result in any useful response as to the purpose of the notice or as to what entity's organizational control was to be transferred or as to

ACK _____
 AFA _____
 APP _____
 CAF _____
 CMI _____
 CTR _____
 EAG _____
 LEG 1 _____
 LHM _____
 OF _____
 R _____
 SEC 1 _____
 WAS 1 _____
 OTH mg to dm _____

Robert V. Roberts
10/7/97

DOCUMENT NUMBER-DATE
10028 SEP 30 97
 FPSC-RECORDS/REPORTING

who presently exercised such control, or even as to who authored the notice! The telephone respondent admitted only to being instructed to mail the notice, not to understand or explain it.

Delivery to property owners of enigmatic "Notices," clothed in pseudo dignity and pompous references, devoid of intelligence does not inspire confidence in the recipient that his interests are being served or protected, but serves to aggravate suspicion as to the motives, purposes and intent of their author.

If it is indeed the Public Service commission's role to provide oversight of utilities in the public's interest, please reject the referenced "application" and require that those offered in the future clearly inform those with a right to know what is proposed and its consequences if approved by the Commission.



**Norman V. Roberts
Village of Rainbow Springs
Dunnellon, Florida**

**copy:
F. Marshall Deterding
ROSE, SUNDSTROM & BENTLEY, LLP
2548 Blairstone Pines Drive
Tallahassee, Florida 32301**

P.S. Lacking appropriate insight as to the date of this undated "notice," nor any way of divining the last date of mailing, or whichever is later," compliance with the final paragraph's stern warning as to timeliness of objections becomes problematic.



**NOTICE OF APPLICATION FOR TRANSFER
OF MAJORITY ORGANIZATIONAL CONTROL**

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 Rainbow Springs Utilities, L.C., 8625 S.W. 200th Circle, Dunnellon, Florida 34431-5325, of its Application for Transfer of Majority Organizational Control of the following described property located in Marion County, Florida:

DESCRIPTION OF TERRITORY SERVED

That part of the S 3/4 of Section 12, Township 16 South, Range 18 East, lying West of U.S. Highway No. 41; that part of Section 12, Township 16 South, Range 18 East, lying East of U.S. Highway No. 41, West of the A.C.L. Railroad right-of-way, North of County Road No. 6.8-S and North of County Road No. 320; the S $\frac{1}{4}$ of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$; that part of the E $\frac{1}{4}$ of the SE $\frac{1}{4}$ lying East of the A.C. L. Railroad right-of-way; that part of the S $\frac{1}{4}$ of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ lying East of the A.C.L. Railroad right-of-way, all in Section 12, Township 16 South, Range 18 East.

AND

That part of the SW $\frac{1}{4}$ of Section 7, Township 16 South, Range 19 East lying East of the Rainbow River; the SE $\frac{1}{4}$ of Section 7, Township 16 South, Range 19 East being further described as follows: That part of Rainbow Springs, as recorded in Plat Book P, pages 10 thru 29, public records of Marion County, Florida, lying in the SE $\frac{1}{4}$ of Section 7, Township 16 South, Range 19 East, as shown on sheets 17 and 18, recorded on pages 26 and 27, of said Rainbow Springs.

AND

The W $\frac{1}{4}$ of the SW $\frac{1}{4}$; the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; all in Section 8, Township 16 South, Range 19 East, being further described as follows: That part of Rainbow Springs, as recorded in Plat Book P, pages 10 thru 29, public records of Marion County, Florida, lying in the W $\frac{1}{4}$ of the SW $\frac{1}{4}$ and in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8, Township 16 South, Range 19 East, as shown on sheets 17 and 18, recorded on pages 26 and 27 of said Rainbow Springs.

AND

The SE $\frac{1}{4}$ of the NE $\frac{1}{4}$; that part of the W $\frac{1}{4}$ of the NW $\frac{1}{4}$ lying East of the Rainbow River; all in Section 18, Township 16 South, Range 19 East and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18, Township 16 South, Range 19 East being further described as follows: That part of Rainbow Springs, as recorded in Plat Book P, pages 10 thru 29, public records of Marion County, Florida, lying in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18, Township 16 South, Range 19 East as shown on Sheet 17, recorded on page 26 of said Rainbow Springs.

The NW $\frac{1}{4}$ of Section 8, the W $\frac{1}{4}$ of Section 8 and that portion of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 8, lying South of State Road No. 40 and except that portion of the W $\frac{1}{4}$ of Section 8 lying within the right-of-way of State Road No. 40, all the above lying in Township 16 South, Range 19 East, Marion County, Florida. Less that portion of a 24 foot wide right-of-way of an abandoned railroad in that portion of the SW $\frac{1}{4}$ of Section 8, as recorded in Deed Book 89, page 199 of the public records of Marion County, Florida.

AND

That part of Section 15, Township 16 South, Range 18 East, lying South and West of the A.C.L. Railroad right-of-way.

AND

That part of Section 22, Township 16 South, Range 18 East, lying South and West of the A.C.L. Railroad right-of-way.

AND

The W 3/8 of the SW4 and that part of the NW4 lying South and West of the A.C.L. Railroad right-of-way, all in Section 23, Township 16 South, Range 18 East.

Being further described as follows: That part of Rainbow Springs, as recorded in Plat Book P, pages 10 thru 29, public records of Marion County, Florida, lying West of U.S. Highway No. 41 and South of the A.C.L. Railroad right-of-way as shown on Sheets 4, 5, 6 and 7, recorded on pages 13, 14, 15 and 16 of said Rainbow Springs.

AND

The S4 of Section 3, Township 16 South, Range 18 East, except the SW4 of the SW4.

AND

The E4 and the SE4 of the NW4 of Section 10, Township 16 South, Range 18 East.

AND

The NW4 of Section 11, Township 16 South, Range 18 East.

Tract C, Rainbow Springs Fourth Replat, as recorded in Plat Book 5, pages 54 thru 74, public records of Marion County, Florida, and lying in Section 23, Township 16 South, Range 18 East as shown on sheet 3, recorded on Page 56.

AND

Tract J, Rainbow Springs, as recorded in Plat Book P, pages 10 thru 29, public records of Marion County, Florida, lying in Section 6, Township 16 South, Range 18 East, as shown on sheet 20, recorded on page 29.

AND

Tracts E & F, Rainbow Springs, as recorded in Plat Book P, pages 10 thru 29, public records of Marion County, Florida, lying in Sections 23 and 24, Township 16 South, Range 18 East, as shown on sheet 14, recorded on page 23.

AND

Rainbow Springs Country Club Estates, as recorded in Plat Book 5, pages 106 thru 116, public records of Marion County, Florida.

AND

Rainbow Springs Fifth Replat, as recorded in Plat Book 7, pages 46 thru 59, public records of Marion County, Florida.

Written objections of the above noted transfer 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, SUNDSTROM & BENTLEY, LLP, 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.