

2335 Sanders Road
Northbrook, Illinois 60062-6196
Telephone 847 498-6440
Facsimile 847 498-2066

November 2, 1998

Ms. Blanco S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RE: **Docket No. 981403-WS**
Application for Transfer of Certificate Nos. 469-W and 358-S from
Bayside Utilities, Inc. to Bayside Utility Services, Inc. in Bay County

Dear Ms. Bayo:

The above referenced application was filed on October 26, 1998. Attached hereto as **Late Filed Exhibit "D"** is the Affidavit of Mailing indicating that actual notice of the application has been provided in accordance with Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code.

- ACK _____
- AFA _____
- APP _____ Also attached is **Late Filed Exhibit "E"**, indicating that actual notice of
- CAF _____ the application has been sent by regular mail to each customer of the
- CMU _____ utility in accordance with Rule 25-30.030, Florida Administrative Code.
- CTR _____
- EAG _____
- LEG 1 *Carl J. Wenz*
- LIN _____
- OPC _____ Carl J. Wenz
- RCH _____ Vice President, Regulatory Matters
- SEC 1 cc: Mr. Ben Girtman, Esq.

RECEIVED
FLORIDA PUBLIC
SERVICE COMMISSION
NOV 5 1998
MAIL ROOM
AM 8:50

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DOCUMENT NUMBER-DATE
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FPSC-RECORDS/REPORTING

AFFIDAVIT OF MAILING

STATE OF ILLINOIS

COUNT OF COOK

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Carl J. Wenz, who, after being sworn on oath, did depose on oath and say that he is the Vice President, Regulatory Matters of Utilities, Inc. and that on October 29, 1998, he did send by first class U.S. Mail a copy of the notice attached hereto to each of the entities set forth on the list attached hereto.

FURTHER AFFIANT SAYETH NAUGHT.

By: Carl J. Wenz
Its: Vice President Regulatory Matters

Sworn to and subscribed before me this 3rd day of NOVEMBER, 1998, by CARL J. WENZ, who is personally known to me, or who provided _____ as identification:-

Phil Ann Scully
Print Name: Phil Ann Scully
NOTARY PUBLIC
My Commission Expires: 09-18-01



Late Filed
EXHIBIT "D"

**NOTICE OF APPLICATION FOR SALE, ASSIGNMENT OR TRANSFER
OF A WATER AND/OR WASTEWATER CERTIFICATE OR FACILITIES
PURSUANT TO SECTION 367.071, FLORIDA STATUTES**

LEGAL NOTICE

Notice is hereby given on October 27, 1998 pursuant to Section 367.071, Florida Statutes, of the application for the transfer of Certificate Nos. 469-W and 358-S from Bayside Utilities, Inc. to Bayside Utility Services, Inc. to provide water and wastewater service in Bay County, Florida.

TERRITORY SERVED

TOWNSHIP 3 SOUTH - RANGE 15 WEST

SECTION 28

COMMENCE AT THE NW CORNER OF THE SW 1/4 OF NW 1/4 OF SAID SECTION 28, AND RUN EAST 33 FEET TO THE EAST R/W LINE OF WILDWOOD ROAD FOR THE P.O.B., THENCE SOUTH ALONG SAID R/W LINE 621 FEET TO THE INTERSECTION OF A CENTER LINE OF A CANAL EXTENDED A DISTANCE OF 2710 FEET MORE OR LESS TO THE INTERSECTION OF THE NORTHEASTERLY SHORE LINE OF A CANAL AND LAGOON, THENCE RUN SOUTHEASTERLY, NORTHEASTERLY ALONG THE SHORE LINE AND/OR BULKHEAD LINE OF SAID CANAL AND LAGOON TO WHERE IT INTERSECTS THE MEAN HIGH WATER LINE OF WEST BAY, THENCE RUN NORTHEASTERLY ALONG SAID MEAN HIGH WATER LINE A DISTANCE OF 900 FEET MORE OR LESS TO INTERSECTION WITH THE NORTH BOUNDARY LINE OF THE SW 1/4 OF NW 1/4 OF SAID SECTION 28, THENCE RUN WEST ALONG SAID LINE 5029.31 FEET TO THE POINT OF BEGINNING.

Any objection to said applications must be made in writing and filed within thirty (30) days from this date to the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399-0850. A copy of said objection should also be mailed to the attorney for the applicant whose address is:

Mr. Ben E. Girtman
Attorney at Law
1020 East Lafayette St. #207
Tallahassee, FL 32301

and also to:

Carl J. Wenz
Vice President, Regulatory Matters
Utilities, Inc.
2335 Sanders Road
Northbrook, IL 60062

LIST OF WATER AND WASTEWATER UTILITIES IN BAY COUNTY

(VALID FOR 60 DAYS)
10/20/1998-12/18/1998

UTILITY NAME

MANAGER

BAY COUNTY

BAYSIDE UTILITIES, INC. (WS390)
6325 P.O. DADDY DRIVL
PANAMA CITY BEACH, FL 32407-5506

LEONARD JETER
(850) 234-6568

FOREST SHORES UTILITIES, INC. (SL297)
8138 EAST HIGHWAY 98
PANAMA CITY, FL 32404-7421

JAMES H. CREWS
(850) 671-5111

SANDY CREEK UTILITIES, INC. (WS275)
1732 HIGHWAY 2257
PANAMA CITY, FL 32409-2762

NANCY L. ADAMS
(850) 874-8533

LIST OF WATER AND WASTEWATER UTILITIES IN BAY COUNTY

(VALID FOR 60 DAYS)
10/20/1998-12/18/1998

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

CLERK, BOARD OF COUNTY COMMISSIONERS, BAY COUNTY
P. O. BOX 2205
PANAMA CITY, FL 32402-2205

DEP NORTH-WEST DISTRICT
150 GOVERNMENT CENTER
PENSACOLA, FL 32501-3794

MAYOR, CITY OF CALLAWAY
6501 EAST HIGHWAY 22
CALLAWAY FL 32409-9547

MAYOR, CITY OF LYNN HAVEN
825 CHINA AVENUE
LYNN HAVEN, FL 32444-7351

MAYOR, CITY OF PANAMA CITY
P. O. BOX 1850
PANAMA CITY, FL 32402-1850

MAYOR, CITY OF PARKER
P. O. BOX 10619
PARKER CITY FL 32404-1619

MAYOR, CITY OF SPRINGFIELD
P. O. DRAWER 3717
SPRINGFIELD, FL 32401-3717

MAYOR, PANAMA CITY BEACH
110 SOUTH ARNOLD ROAD
PANAMA CITY BEACH, FL 32413-2139

MAYOR, TOWN OF CLEAR GROVE
2728 EAST 14TH STREET
PANAMA CITY, FL 32401-5022

LIST OF WATER AND WASTEWATER UTILITIES IN BAY COUNTY

(VALID FOR 90 DAYS)
10/20/1998-12/18/1998

UTILITY NAME

MANAGER

MAYOR, TOWN OF MEXICO BLACH
P. O. BOX 13426
MEXICO BLACH, FL 32411-3426

N.W. FLORIDA WATER MANAGEMENT DISTRICT
RT. 1 BOX 3130
HAVANA, FL 32535

WEST FLORIDA REGIONAL PLANNING COUNCIL
P.O. BOX 486
PENSACOLA, FL 32592-0486

STATE OFFICIALS

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

DIVISION OF RECORDS AND REPORTING
FLORIDA PUBLIC SERVICE COMMISSION
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399 0850

AFFIDAVIT OF MAILING

STATE OF ILLINOIS

COUNT OF COOK

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Carl J. Wenz, who, after being sworn on oath, did depose on oath and say that he is the Vice President, Regulatory Matters of Utilities, Inc. and that on October 27, 1998, he did send by first class U.S. Mail a copy of the notice attached hereto to each of the customers served by the utility.

FURTHER AFFIANT SAYETH NAUGHT.

By: Carl J. Wenz
Its: Vice President, Regulatory Matters

Sworn to and subscribed before me this 2ND day of NOVEMBER, 1998, by CARL J. WENZ, who is personally known to me, or who provided _____ as identification.

Phil Ann Scully
Print Name: PHIL ANN SCULLY
NOTARY PUBLIC
My Commission Expires: 09-18-01



Late Filed
EXHIBIT "E"

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