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DIVISION OF WATER & WASTEWATER
CHARLES H. HILL
DIRECTOR
(850) 413-6900

Public Service Commission

March 4, 1999

Ms. Nancy L. Adams
1732 Highway 2297
Panama City, Florida 32404

Re: Docket No. 981992-WS: Application for transfer of majority organizational control of Sandy Creek Utilities, Inc., holder of Certificate Nos. 514-W and 446-S in Bay County to Fox-Run Utilities, Inc.

Dear Ms. Adams:

My staff reports that the February 8, 1999, meeting with Mr. Gary Souders and you concerning this docket was very productive. Many items that were noted as deficiencies in my February 1, 1999, letter were addressed and corrected during that meeting. The purpose of this letter is to itemize the remaining information which must be submitted for this docket. These items are as follows:

ACK Deficiency:

- AFA _____ Utilities' Ownership of Land. Pursuant to Rule 25-30.037(3)(i), F.A.C., evidence is to be provided that the utility owns the land upon which the utility treatment facilities are located.
- APP _____
- CAF _____ A long term lease (99 years) may be substituted for the ownership requirement. The wastewater treatment facilities appear to be located on property owned by Sandy Creek Properties, Inc. Please provide either a warranty deed that shows the property has been transferred to the utility, or a copy of a long term lease. Also, please clearly identify which facility the warranty deed is for.
- CMU _____
- CTR _____
- EAG _____

LEG Other Information Needed

- LA _____
- OPD _____ The Contract for Sale and Purchase of Sandy Creek Utilities contains references to Exhibit A, Exhibit B, Exhibit C and Exhibit D. None of these exhibits were included with the copy
- PCF _____
- SPD _____

DOCUMENT NUMBER-DATE

02847 MAR -4 99

FPSC-RECORDS/REPORTING

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of the contract submitted. Please provide copies of these exhibits clearly marked such as
"Contract for Sale and Purchase Exhibit A."

Should you have any questions on this matter, feel free to contact Ms. Stephanie Clapp at (850)
413-6997.

Sincerely,



John D. Williams
Chief, Policy Development
and Industry Structure

JDW/SC

cc: Division of Water and Wastewater (Hill, Messer, Clapp, Redemann)
Division of Legal Services (Crosby, Fleming)
Division of Records and Reporting
Mr. Gary L. Souders
7328 Littleton Road
Panama City, Florida 32404

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