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

Public Service Commission

April 7, 1999

Mr. Matt Feil, Esquire
Florida Water Services, Inc.
P.O. Box 609520
Orlando, FL 32860-9520

RE: Docket No. 990054-WU; Application by Florida Water Services Corporation for amendment of Water Certificate No. 106-W to add and delete territory in Lake County, Florida.

After reviewing the application in the above referenced docket, the staff needs the additional information listed below.

1. As required by Section 367.045(1)(a), Florida Statutes (F.S.), and Rule 25-30.030, Florida Administrative Code (FAC), the utility must provide notice of the application and provide affidavits that the notice was given. The notice must be given to the governmental entities and all utilities in the county, all cities located in the county, and to each of the customers in the proposed territory. The notice must be published in a newspaper of general circulation in the area proposed to be served. The affidavit for the notice to the utilities and the governmental entities, the customers and the newspaper has been filed. The affidavit states the notice was given to the utilities and the governmental entities indicated on the list provided by the Commission, Exhibit O. However, the return receipt cards, Supplemental Appendix O-4, are missing for Crystal River Utilities, Inc., Lake Groves Utilities, Inc., East Central Florida Planning Council, and Mayor, City of Fruitland Park. Please provide a copy of their return receipt cards. If you have not noticed these entities, please call and request a new county list. We have a similar discrepancy for the customers. There are 69 return receipt cards, Supplemental Appendix P-3. However, according to the application the utility noticed 208 customers that are outside of the utility's service area, Appendix P-2. Please explain. If you have any questions about renoticing, please contact Ms. Samantha McRae at (850) 413-6202 or Ms. Alice Crosby at (850) 413-6222 in the Legal Division.

2. As Required by Rule 25-30.036(3)(i), FAC, provide one copy of the official county tax assessment map or other map showing Township, range, and section with a scale such as 1"=200' or 1"=400', with the proposed territory plotted thereon by use of metes and bounds. Please plot AquaSource Utility, Inc.'s Haines Creek service area (Attachment A) to determine if there is an

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overlap of territory. Please label all angles and distances on the map. Please determine if there is an overlap and advise.

3. As required by Rule 25-30.036(3)(e), and Rule 25-30.030(2)(b), FAC a territory description needs to be provided. Your territory description may overlap the territory granted to AquaSource Utility, Inc.'s, Haines Creek service area. We have attached that description as Attachment A. Please determine if there is an overlap and advise.

As indicated in the application, the utility is serving outside its certificated territory. Please explain how this happened, how long the utility has been serving outside its certificated territory, why the utility did not file sooner, and what steps the utility has taken to ensure that this situation will not happen again.

Please file an original and twelve copies of the requested information no later than April 30, 1999 with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399. Only one territory map is needed.

If you have any questions please call Mr. Richard Redemann at (850) 413-6999, or Ms. Samantha McRae at (850) 413-6202.

Sincerely,



John D. Williams, Chief
Bureau of Policy and Industry Structure

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cc: AquaSource Utility, Inc. (Mr. Friedman)
Division of Legal Services (McRae, Crosby)
Division of Water and Wastewater (Hill, Lowe, Crouch, Davis, Edwards, Munroe)
Division of Records and Reporting (Bayo, Security File)

Lake County

Haines Creek Mobile Homesites Waterworks - Water Service Area

Order No. PSC-97-0375-FOF-WU, Docket No. 960793-WU

The following described lands located in portions of Sections 11 and 12, Township 19 South, Range 25 East, Lake County, Florida:

In Section 11: Commence at the Northeast corner of said Section 11, for a Point of Beginning; thence South $89^{\circ} 55' 30''$ West along the North line of the Northeast $1/4$ of said Section, 142.86 feet to a point on the West right-of-way line of County Road No. 473, said point being 40 feet from the centerline of said county road; thence South $00^{\circ} 07' 47''$ West along said West right-of-way line, 720.08 feet to the point of beginning; thence continue South $00^{\circ} 07' 47''$ West along said West right-of-way line, 612.00 feet; thence departing said West right-of-way-line and run North $89^{\circ} 56' 23''$ West; 660.00 feet; thence North $00^{\circ} 07' 50''$ East, 183.67 feet; thence North $36^{\circ} 22' 38''$ East, 501.98 feet; thence North $86^{\circ} 18' 09''$ East, 364.00 feet to the point of beginning, containing 7.63 acres, more or less.

In Section 12: Commence at the Northwest corner of said Section 12 for a Point of Beginning; thence run East along said section line 825 feet to the East Boundary of Learn's Road; thence South 500 feet; thence West 200 feet; thence South 1390 feet to the North right-of-way line of Haines Creek Road; thence West along said right-of-way line 630 feet to the West section line of said Section 12; thence North along said section line 1870 feet to the Point of Beginning.