



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: June 15, 1999

TO: Division of Records and Reporting

FROM: Patricia Brady, Division of Water and Wastewater *pb JBM JW*

RE: Docket No. 981858-WS, Application for authority to transfer facilities of Rotonda West Utility Corporation and Certificates Nos. 565-W and 493-S in Charlotte County to AquaSource Utility, Inc.

Please add to the docket file the attached letter dated April 1, 1999 from Ms. Kathleen W. Errett, Esquire, Consulting Attorney for Charlotte County Utilities, to Ms. Patricia Brady, Commission staff. The letter is intended to follow-up Mr. Richard E. Howell's March 17, 1999 letter [Document No. 03998-99] noticing an area of potential conflict between the water service territory granted to Fiveland Investments, Inc. and Rotonda West Utility Corporation.

Attachment

cc: Division of Legal Services (Cibula, Crosby)

- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- MAS _____
- OPC _____
- RRR _____
- SEC
- WAW _____
- OTH _____

DOCUMENT NUMBER-DATE

07256 JUN 15 99

FPSC-RECORDS/REPORTING



COUNTY OF CHARLOTTE

OFFICE OF THE COUNTY ATTORNEY

18500 Murdock Circle
Port Charlotte, Florida 33948-1094
Phone: (941) 743-1330
FAX: (941) 743-1550

RENEE FRANCIS LEE
COUNTY ATTORNEY

April 1, 1999

VIA FACSIMILE

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APR - 5 1999
Florida Public Service Commission
Division of Water and Wastewater

Ms. Patricia Brady
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Re: Application for Transfer of the Utility Facilities of Rotonda West Utility Corporation and Certificates Nos. 565-W and 493-S to Aqua Source Utilities, Inc.

Dear Ms. Brady:

I am addressing this letter to you since you have already corresponded with Richard E. Howell, Director of Charlotte County Utilities ("CCU"), concerning other aspects of the above-referenced application. As you know, the County recently acquired the utility facilities of Fiveland Investment, and during the process the original PSC Notice of the Application was sent to Fiveland. It was in turn sent to us and we have discovered an error in the description of the Water and Wastewater Service Area, Paragraph one, **Township 41 South, Range 20 East, Charlotte County, Florida**. The description includes the entire Sections 27 and 34. This is incorrect. The Rotonda Service Area includes only the east 1/2 of Section 27 and the east 1/2 of Section 34. Fiveland's, now CCU's service area includes the west 1/2 of Sections 27 and 34. Please see attached copy of Attachment "A" to PSC Order No. PSC95-0613-FOF-WU, Docket No. 941340-WU.

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Ms. Patricia Brady
April 1, 1999
Page two

I trust this is simply a scrivener's error and can be corrected easily. If you need any further information, please contact me or Rick Howell directly.

Thank you.

Very truly yours,

Kathleen W. Errett / *el*
Kathleen W. Errett
Consulting Attorney

KWE:el

Attachment

cc: Martin S. Friedman, Esq.
Richard E. Howell, Director, CCU

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ATTACHMENT A

Riveland Investments, Inc.

TERRITORY DESCRIPTION

Township 41 South, Range 20 East, Charlotte County, Florida.

Section 21

All that portion of the Southwest 1/4 of said Section 21 lying South of Buck Creek and East of Lemon Bay AND that portion of the Southwest 1/4 of the Southeast 1/4 lying South of Buck Creek and West of State Road 775 as it is now constructed.

Section 27

The West 2400 feet more or less of said Section 27.

Section 28

All that portion of said Section 28 lying East of Lemon Bay.

Section 33

All that portion of said Section 33 lying East of Lemon Bay.

Section 34

The West 2400 feet more or less of said Section 34.

Township 42 South, Range 20 East, Charlotte County, Florida.

Section 3

All that portion of the Northwest 1/4 of said Section 3 lying East of Lemon Bay and North and West of an existing canal.