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# 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 bsm GNL*  
**RE:** Docket No. 981930-WU, Application for transfer of facilities of Fiveland Investments, Inc. to Charlotte County, and cancellation of Certificate No. 571-W.

Please add to the docket file the attached letter dated April 22, 1999 from Mr. Martin S. Friedman, Esquire, to Ms. Patricia Brady, Commission staff. The letter represents AquaSource Utility, Inc.'s request that the territory overlap among Fiveland Investments, Inc., Sandalhaven Utility, Inc., and Rotonda West Utility Corporation be excluded from the territory transferred from Rotonda West Utility Corporation to AquaSource Utility, Inc. pursuant to Docket 981858-WS.

**Attachment**

cc: Division of Legal Services (Crosby)

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- MAS \_\_\_\_\_
- OPC \_\_\_\_\_
- RER \_\_\_\_\_
- SEC \_\_\_\_\_
- WAW \_\_\_\_\_
- OTH \_\_\_\_\_

DOCUMENT NUMBER- DATE

07257 JUN 15 99

FILED AT: CHARLOTTE COUNTY

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April 22, 1999

VIA HAND DELIVERY

BIGGEST M.C. HOUSE  
04/22/99

Ms. Blanca Bayo, Director  
Florida Public Service Commission  
Water and Wastewater Division  
2540 Shumard Oaks Boulevard  
Tallahassee, Florida 32399-0850

Re: Docket No. 98185B-WS; AquaSource Utility, Inc.; Transfer of  
Rotonda West Utility Corporation  
Our File No. 33087.09

Dear Ms. Bayo:

The Commission Staff has brought to AquaSource Utility, Inc.'s attention, as purchaser of the assets of Rotonda West Utility Corporation, the apparent overlap between its water and wastewater service area and the water service area of Fivaland Investments, Inc., now owned by Charlotte County, and the wastewater service area of Sandalhaven Utility, Inc.

We have discussed this matter with Richard Howell, the Director of Charlotte County Utilities, and otherwise reviewed the situation. In the spirit of cooperation with Charlotte County, AquaSource Utility, Inc. hereby agrees that the description of the service area it is acquiring in connection with its purchase of the assets of Rotonda West Utility Corporation, exclude that portion of its service area in the northwest quarter of Section 3 of Township 42 South, Range 20 East which overlaps with the service areas of the aforementioned utilities. It is my understanding that Pat Brady has the more specific legal description.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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Ms. Blanca Bayo  
April 22, 1999  
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Should there be any questions concerning this matter, please do not hesitate to give me a call.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Martin S. Friedman".

MARTIN S. FRIEDMAN  
For the Firm

MSF/brm

cc: Mr. James Lahtinen  
Mr. Derek Clow  
Samantha McRae, Esquire  
Ms. Pat Brady