

STATE OF FLORIDA

Commissioners:
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DIVISION OF REGULATORY OVERSIGHT
DANIEL M. HOPPE, DIRECTOR
(850) 413-6480

Public Service Commission

September 28, 2000

Ms. Sandra Seyffart
c/o Haselton Village
14 Coral Street
Eustis, Florida 32726

Re: Docket No. 001083-WU: Application for transfer of Certificate No. 518-W in Lake County from Century Realty Funds, Inc. and Haselton Associates, Ltd. d/b/a Route 19A North Joint Venture to CWS Communities LP.

Dear Ms. Seyffart:

The above referenced application has been received and reviewed by my staff. This letter is a follow up to the review and subsequent telephone call to you concerning deficiencies which need to be cured and additional clarifications or corrections necessary to process the application.

Deficiencies

- Additional statements: Pursuant to Rule 25-30.037(2)(j), Florida Administrative Code, (F.A.C.), a statement is to be provided which addresses: how the transfer is in the public interest; a summary of the buyer's experience; a showing of the buyer's financial ability to provide service; and that the buyer will fulfill the commitments, obligations and representations of the seller with regard to utility matters. No statement was provided addressing whether the buyer will fulfill the commitments, obligations and representations of the seller with regard to utility matters. Please provide a statement addressing this missing subject area.
- Evidence the utility owns the land: Pursuant to Rule 25-30.037(2)(q), F.A.C., evidence that the utility either owns or has a 99-year lease for the property the utility is located on is to be submitted. Exhibit B submitted for this purpose provides a copy of an unrecorded copy of a Special Warranty Deed transferring the property to CWS Communities LP. Please provide a copy of the recorded deed.
- Transfer without prior Commission approval: Pursuant to Section 367.071, Florida Statute, no transfer is to take place without prior Commission approval. This section was modified effective June 11, 1999, to allow for transfer prior to commission approval if the contract is approved by the Commission.

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sale, assignment, or transfer is made contingent upon commission approval. Therefore, if the closing took place prior to June 11, 1999, or if the sales contract did not have wording making the contract contingent upon approval of the Commission, please provide a statement explaining why the closing took place prior to receiving Commission approval.

Please provide a copy of the utility's territory description on a 3.5 inch disk in Corel WordPerfect 6.1 for Windows format or other word processing format, if possible. This will prevent any typographical errors when we prepare the recommendation.

The original and four copies of the response to the information requested in this letter should be filed with the Commission on or before **November 10, 2000**. When filing the response, please be sure to reference the docket and to direct the response to :

**Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850**

Should you have any questions concerning the information requested in this letter, please contact Ms. Stephanie Clapp, of my staff, at (850) 413-6997.

Sincerely,



Patti Daniel
Chief, Bureau of Certification

PD/sc

cc: Division of Water and Wastewater (lowe, Messer, Clapp, Redemann)
Division of Legal Services (Crosby)
Division of Records and Reporting