

State of Florida



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: August 29, 2002
TO: Division of Commission Clerk and Administrative Service
FROM: Division of Economic Regulation (Clapp) *Clapp*
RE: Docket No. 011379-SU - Application for Transfer of Certificate No. 422-S in Gulf County from Gulf Aire Properties d/b/a Gulf Aire Wastewater Treatment Plant to ESAD Enterprises, Inc. d/b/a Beaches Sewer System

Please add to the docket file the attached letter from Ike Duren which forwards two notarized statements, regarding 12 sewer taps for which AFPI fees were not collected, and a copy of the June billing for eight of those taps.

Thank you.

Attachment

cc: Division of Economic Regulation (Rieger)
Office of the General Counsel (Harris)

DOCUMENT NUMBER-DATE

09144 AUG 29 8

FPSC-COMMISSION CLERK

To: Stephanie Clapp

Fax: # 850-413-6998

Office # 850-413-6997

From: Ike Duren

Fax # 850-230-5918

Cell # 850-832-0949

RE: Gulf Aire Wastewater Treatment Plant

Within this fax please find Affidavits from Jim Faison and Jim and Virginia & Jim Howard. They all received sewer taps toward at the end of my term of being in charge of the Gulf Aire Sewer Plant. None of them paid the AFPI which is termed to be refunded under issue 5 of the items set for agenda for Gulf Aire Wastewater Treatment Plant on August 20, 2002.

When I approached Jim he informed me that there was 8 taps not 7 as I had written up and therefore changed and initialed the change. Virginia informed me that there was a total of 4 taps not 3 as I had written up and therefore changed and initialed the change. Between the two there is 12 taps that I did not collect AFPI Fees.

I want to know today if this is sufficient show that I did not collect AFPI charges for over 78 as instructed by the PSC? I want to know if with these Affidavits I am expected to pay any money as a result of the transfer.

I have not received an audit report as promised. I have not had the opportunity to look over my records to see if there are other lots that the AFPI charges were waived. If I have cleared my part I am satisfied to not appear on August 20, 2002 and not filed an objection to the staff recommendations.

I remember using the waiver of tap fees sometimes as an incentive to get buyers to purchase lots.

Please call me so that I can govern myself accordingly.

Very truly yours,



Ike Duren
850-832-0949

RECEIVED

02 AUG 22 11:11:49

REGISTRATION

Prepared by and return to:
Ike Duren
P.O. Box 9595
Panama City Beach, FL 32417

AFFIDAVIT

State of Florida
County of Bay


BEFORE ME, the undersigned authority personally appeared who after being duly sworn deposes and says the following:

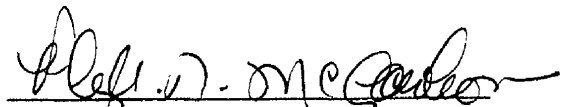
- 1) Our names are Jim and Virginia Howard.
- 2) We bought two lots in Phase IV & ~~One~~ Lot in Phase III from Gulf Aire Properties/Ike Duren.
- 3) I, Virginia Howard assisted in preparation of the PSC required annual reports for Gulf Aire Wastewater Treatment Plant until 2000.
- 4) On or about 2000, we received sewer taps for all these lots however all AFPI Fees were waived (not paid by the trust).

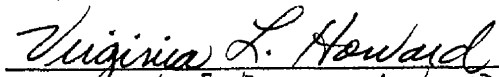
The purpose of this Affidavit is to verify the fact that when these seven taps were transferred to the 1992 Duren Family Trust No AFPI Fees were paid by the Trust.


Further Affiant sayeth not:

Signed, sealed and delivered in
The presence of these witnesses:

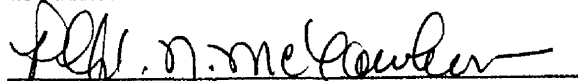

Witness JAMES R. HOWARD


Witness

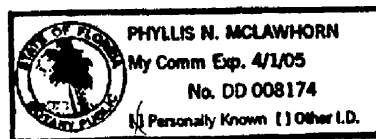

Witness VIRGINIA L. HOWARD


Witness

SWORN TO, SUBSCRIBED AND ACKNOWLEDGED before me this 19th day of August, by who is/are personally known to me or who has produced _____ as identification.


Notary Public

My commission expires:



Prepared by and return to:
 Ike Duren
 P.O. Box 9595
 Panama City Beach, FL 32417

AFFIDAVIT

State of Florida\
 County of Bay

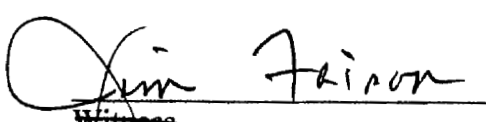
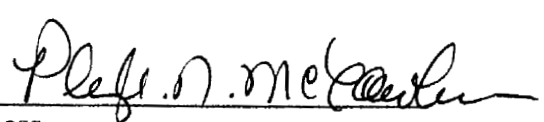

BEFORE ME, the undersigned authority personally appeared who after being duly sworn deposes and says the following:

- 1) My name is Jim Faison.
- 2) I am the Trustee of the 1992 Duren Family Trust.
- 3) On or about 2000, ~~seven~~ ^{eight} taps were transferred to the trust and all AFPI Fees were waived (not paid by the trust).

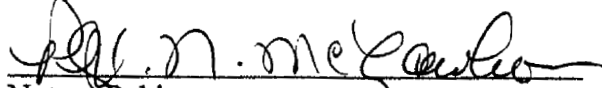
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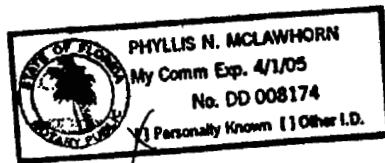
 _____ Witness	 _____ Witness
_____ Witness	 _____ Witness

SWORN TO, SUBSCRIBED AND ACKNOWLEDGED before me this 19th day of August, by who is/are personally known to me or who has produced _____ as identification.



 Notary Public

My commission expires:



Gulf Aire Waste Water Treatment Plant

509 4th Street
 P O Box 503
 Port St Joe, FL 32457
 1-850-227-9875

Invoice

DATE	INVOICE #
6/1/2002	6293

BILL TO
Jim Faison/ Trustee P.O. Box 13901 Mexico Beach, Fl. 32410

Description	AMOUNT
Guarantee Revenue	8.82
Guarantee Revenue	8.82
Guarantee Revenue	8.82
Guarantee Revenue	8.82
Guarantee Revenue	8.82
Guarantee Revenue	8.82
Guarantee Revenue	8.82
Guarantee Revenue	8.82
Guarantee Revenue	8.82
<i># 1356</i>	
Payment due upon receipt, \$ 3.00 late charge if received after the 20th of the month.	Total \$70.56