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June 12, 2003

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Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Betty Easley Conference Center, Room 110
Tallahassee, Florida 32399-0850

HAND DELIVERY

RECEIVED-FPSC
JUN 12 PM 12:05
COMMISSIONER
CLERK

RE: Docket No. 021137-WU
In re: Application for Amendment of Certificate No. 106-W to add territory in Lake
County by Florida Water Services Corporation

Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of Florida Water Services Corporation ("Florida Water") are:

1. The original and five copies of Revised Exhibits D, E (including appendices E-1 and E-2), G (including appendices G-1 and G-2), K and R;
2. The original and five copies of the Developer Agreement for the proposed territory;
3. One copy of Revised Exhibit M (the system distribution map); and,
4. Revised Exhibit L (the service territory boundary map).

These documents are submitted in response to the deficiencies identified by Staff as set forth in a letter from Ms. Patti Daniel dated March 20, 2003.

MAPS forwarded to ECR

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me. Thank you for your attention to this matter.

AUS _____
CAF _____
CMP _____
COM 3
CTR _____
ECR MAPS
GCL _____
OPC _____
MMS _____
SEC 1
OTH _____

RECEIVED & FILED
17
FPSC-BUREAU OF RECORDS

Sincerely,
J. Stephen Menton
J. Stephen Menton

JSM/knb
Enclosures
cc: Richard Redemann

DOCUMENT NUMBER - DATE
05199 JUN 12 8
Bayo.026
FPSC-COMMISSION CLERK

**ORIGINAL AND FIVE COPIES
OF
RESPONSES TO DEFICIENCIES**

Exhibit D - Revised

A statement describing the capacity of the existing lines, the capacity of the existing treatment facilities, and the design capacity of the proposed extension.

The existing water lines have ample capacity to deliver water to a pressure of 60 - 65 psi at the extremities of the system under normal operating conditions. The water mains serving the territory range in size from 2-inch to 12-inch in diameter. The proposed development is located within 100 feet from an existing 6-inch water main. The design plans for the proposed subdivision include a looped 6-inch main. According to the engineer, the design fire flow for the subdivision is 500 gpm for 2 hours.

The interconnected Silver Lake Estates/Western Shores system includes three water supply wells. These wells can deliver a maximum daily demand of 2,632,000 gallons per day or an annual average demand of 1,316,000 gallons per day. The high service pumps located at the Silver Lakes plant can deliver a peak instantaneous demand of 4,420 gallons per minute. The highest maximum daily demand in the last 12 months was 1,833,000 gallons per day (5/02) for Silver Lake Estates and 73,000 gallons per day for Western Shores (5/02). The annual average demand through January 2003 for Silver Lake Estates was 810,099 gallons per day. The annual average demand through January 2003 for Western Shores was 14,503 gallons per day.

The estimated water demand for the proposed 30 single-family homes is approximately 10,500 gallons per day on an annual average basis and 26,250 gallons per day on a maximum daily basis. The existing water system has sufficient capacity to handle the immediate demands for the existing service territory and the proposed areas in the near future. If the existing and proposed areas were to build out as estimated, additional wells and high service pumps would be required in the future.

Exhibit E - Revised

The numbers and dates of any construction or operating permits issued by the Department of Environmental Protection for the system proposed to be expanded.

The consumptive use permit for the Silver Lake Estates plant is Permit No. 2644, issued by the St. Johns River Water Management District on May 9, 2000 and expiring May 9, 2005.

A copy of the consumptive use permit is attached and marked as Appendix E-1.

The permit to construct a water distribution system extension is Permit No. WD35-0080523-004 issued by the Department of Environmental Protection on December 13, 2002 and expiring December 12, 2005.

A copy of the construction permit is attached and marked as Appendix E-2.

PERMIT NO. 2644
PROJECT NAME: Silver Lake/Western Shores

DATE ISSUED: May 9, 2000

APPENDIX E-1

A PERMIT AUTHORIZING:

PAGE 1 OF 4

This permit authorizes, as limited by the attached permit conditions, the use 282.9 million gallons per year of ground water from the Floridan aquifer for household use, 78.1 million gallons per year of ground water from the Floridan aquifer for water utility use, 5.1 million gallons per year of ground water from the Floridan aquifer for commercial/industrial use, and 1.08 million gallons per day of ground water from the Floridan aquifer for fire protection for an estimated population of 4140 people in 5 years.

LOCATION:

Site: Silver Lake/Western Shores
Lake County

Section(s):	14	Township(s):	19S	Range(s):	25E
	7		19S		26E

ISSUED TO:

Florida Water Services Corporation
PO Box 609520
Orlando, FL 32860-9520

Permittee agrees to hold and save the St. Johns River Water Management District and its successors harmless from any and all damages, claims, or liabilities which may arise from permit issuance. Said application, including all maps and specifications attached thereto, is by reference made a part hereof.

This permit does not convey to permittee any property rights nor any rights of privileges other than those specified herein, nor relieve the permittee from complying with any law, regulation or requirement affecting the rights of other bodies or agencies. All structures and works installed by permittee hereunder shall remain the property of the permittee.

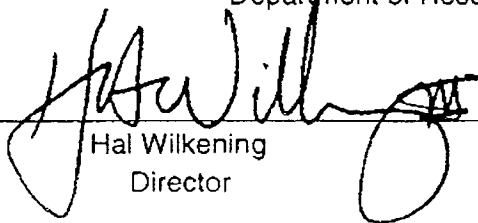
This permit may be revoked, modified or transferred at any time pursuant to the appropriate provisions of Chapter 373, Florida Statutes and 40C-1, Florida Administrative Code.

PERMIT IS CONDITIONED UPON:

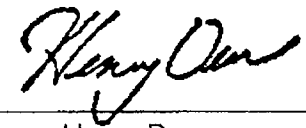
See conditions on attached "Exhibit A", dated May 9, 2000

AUTHORIZED BY: St. Johns River Water Management District
Department of Resource Management

By: _____


Hal Wilkening
Director

By: _____


Henry Dean
Assitant Secretary

"EXHIBIT A"
CONDITIONS FOR ISSUANCE OF PERMIT NUMBER ~~2004~~ PAGE 2 OF 4
FLORIDA WATER SERVICES CORPORATION
DATED MAY 9, 2000

1. District Authorized staff, upon proper identification, will have permission to enter, inspect and observe permitted and related facilities in order to determine compliance with the approved plans, specifications and conditions of this permit.
2. Nothing in this permit should be construed to limit the authority of the St. Johns River Water Management District to declare a water shortage and issue orders pursuant to Section 373.175, Florida Statutes, or to formulate a plan for implementation during periods of water shortage, pursuant to Section 373.246, Florida Statutes. In the event a water shortage, is declared by the District Governing Board, the permittee must adhere to the water shortage restriction as specified by the District, even though the specified water shortage restrictions may be inconsistent with the terms and conditions of this permit.
3. Prior to the construction, modification, or abandonment of a well, the permittee must obtain a Water Well Construction Permit from the St. Johns River Water Management District, or the appropriate local government pursuant to Chapter 40C-3, Florida Administrative Code. Construction, modification, or abandonment of a well will require modification of the consumptive use permit when such construction, modification or abandonment is other than that specified and described on the consumptive use permit application form.
4. Leaking or inoperative well casings, valves, or controls must be repaired or replaced as required to eliminate the leak or make the system fully operational.
5. Legal uses of water existing at the time of the permit application may not be interfered with by the consumptive use. If unanticipated interference occurs, the District may revoke the permit in whole or in part to curtail or abate the interference unless the permittee mitigates for the interference. In those cases where other permit holders are identified by the District as also contributing to the interference, the permittee may choose to mitigate in a cooperative effort with these other permittees. The permittee must submit a mitigation plan to the District for approval prior to implementing such mitigation.
6. Off-site land uses existing at the time of permit application may not be significantly adversely impacted as a result of the consumptive use. If unanticipated significant adverse impacts occur, the District shall revoke the permit in whole or in part to curtail or abate the adverse impacts, unless the impacts can be mitigated by the

permittee.

7. The District must be notified, in writing, within 30 days of any sale, conveyance, or other transfer of a well or facility from which the permitted consumptive use is made or within 30 days of any transfer of ownership or control of the real property at which the permitted consumptive use is located. All transfers of ownership or transfers of permits are subject to the provisions of section 40C-1.612, Florida Administrative Code.
8. A District-issued identification tag shall be prominently displayed at each withdrawal site by permanently affixing such tag to the pump, headgate, valve or other withdrawal facility as provided by Section 40C-2.401, Florida Administrative Code. Permittee shall notify the District in the event that a replacement tag is needed.
9. All submittals made to demonstrate compliance with this permit must include the CUP number 2644 plainly labeled on the submittal.
(Silver Lake/Western Shores)
10. This permit will expire 5 years from the date of issuance.
(Silver Lake/Western Shores)
11. Maximum annual ground water withdrawals from the Floridan aquifer for household use must not exceed:
 - 267.9 million gallons from 2000 through 2001
 - 271.9 million gallons from 2001 through 2002
 - 275.2 million gallons from 2002 through 2003
 - 278.9 million gallons from 2003 through 2004
 - 282.9 million gallons from 2004 through 2005(Silver Lake/Western Shores)
12. Maximum annual ground water withdrawals from the Floridan aquifer for water utility use must not exceed :
 - 71.9 million gallons from 2000 through 2001
 - 73.6 million gallons from 2001 through 2002
 - 75.2 million gallons from 2002 through 2003
 - 77.1 million gallons from 2003 through 2004
 - 78.1 million gallons from 2004 through 2005(Silver Lake/Western Shores)
13. Maximum annual ground water withdrawals from the Floridan aquifer for commercial/industrial use must not exceed a total of 5.1 million gallons from 2000 to 2005. (Silver Lake/Western Shores)
14. Maximum daily ground water withdrawals from the Floridan aquifer for fire protection must not exceed a total of 1.08 million gallons from 2000 to 2005.

(Silver Lake/Western Shores)

15. Production well #2, #3 and #4, as listed on the application, must continue to use the in-line totalizing flow meters to monitor water use. These flow meters must maintain 95% accuracy, be verifiable and be installed according to the manufacturer's specifications. (Silver Lake/Western Shores)
16. Total withdrawals from well #2, #3 and #4, as listed on the application, must be recorded continuously, totaled monthly, and reported to the District at least every six months from the initiation of the monitoring using District Form No. EN-50. The reporting dates each year will be as follows:
,, Reporting Period,, Report Due Date
,, January - June,, July 31
,, July - December,, January 31
(Silver Lake/Western Shores)
17. The permittee must maintain the flow meters. In case of failure or breakdown of any meter, the District must be notified in writing within 5 days of its discovery. A defective meter must be repaired or replaced within 30 days of its discovery. (Silver Lake/Western Shores)
18. The Permittee must have the flow meters checked for accuracy at least once every 3 years, within 30 days of the anniversary date of permit issuance, and recalibrated if the difference between the actual flow and any meter reading is greater than 5%. District Form No. EN-51 must be submitted to the District within 10 days of the inspection/calibration. (Silver Lake/Western Shores)
19. The lowest quality water source, such as reclaimed water and surface/storm water, must be used to supply water use needs within the service area whenever it is deemed feasible pursuant to District rules and applicable state law. (Silver Lake/Western Shores)
20. In the event of any unforeseen impacts occur to presently existing legal uses of water, the impacts must be mitigated either by the permittee or through a cooperative mitigation effort with other permittees. (Silver Lake/Western Shores)
21. The permittee shall submit, to the District, a proposed water conservation rate structure for approval, within 2 years of issuance of this permit. The permittee shall propose adoption of the approved rate structure at the next rate related Public Service Commission hearing. (Silver Lake/Western Shores)



Department of Environmental Protection

Jeb Bush
Governor

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

David B. Struhs
Secretary

NOTICE OF PERMIT ISSUANCE

SENT BY E-MAIL
3527878317@fax1.dep.state.fl.us

Garner Custom Homes, Inc.
Post Office Box 490873
Leesburg, FL 34749-0873

Attention: Reggie Garner, Owner

Lake County - PW
Silver Lake Estates
Silver Lake Crest

Dear Mr. Garner:

Enclosed is Permit Number WD35-0080523-004 to construct a water distribution system extension issued pursuant to Section 403.861(9), *Florida Statutes*.

The Department's proposed agency action shall become final unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57 of the *Florida Statutes* before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57 of the *Florida Statutes*. The petition must contain the information set forth below and must be filed (received by the clerk) with:

Clerk of the Department of Environmental Protection
Office of General Counsel
3900 Commonwealth Boulevard, Mail Station 35
Tallahassee, Florida 32399-3000.

Petitions by the applicant or any of the parties listed below must be filed within fourteen days of receipt of this written notice. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3) of the *Florida Statutes* must be filed within fourteen days of publication of the notice or within fourteen days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3) of the *Florida Statutes*, however, any person who has asked the Department for notice of agency action may file a petition within fourteen days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57 of the *Florida Statutes*. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the *Florida Administrative Code*.



A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name, address, and telephone number of each petitioner; the name, address, and telephone number of the petitioner's representative, if any; the Department permit identification number and the county in which the subject matter or activity is located;
- (b) A statement of how and when each petitioner received notice of the Department action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department action;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A statement of facts that the petitioner contends warrant reversal or modification of the Department action;
- (f) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle the petitioner to relief; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, *Florida Statutes*.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation under Section 120.573 of the *Florida Statutes* is not available for this proceeding.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

Any party to the order has the right to seek judicial review of the order under Section 120.68 of the *Florida Statutes*, by the filing of a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with:

Clerk of the Department of Environmental Protection
Office of General Counsel
Mail Station 35,
3900 Commonwealth Boulevard
Tallahassee, Florida, 32399-3000

and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.



Jeb Bush
Governor

Department of Environmental Protection

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

David B. Struhs
Secretary

Permittee:
Garner Custom Homes, Inc.
Post Office Box 490873
Leesburg, FL 34749-0873

Permit Number: WD35-0080523-004
Expiration Date: 12/12/05
County: Lake
Utility: Silver Lake Estates
Project: Silver Lake Crest

Attention: Reggie Garner, Owner

This permit is issued under the provisions of Chapter 403, *Florida Statutes*, and Rule 62-555, *Florida Administrative Code*, (F.A.C.). The above named permittee is hereby authorized to perform the work shown on the application and approved drawing, plans, and other documents attached hereto or on file with the Department and made a part hereof and specifically described as follows:

Extension of the Silver Lake Estates water distribution system to serve Silver Lake Crest [a 30-unit residential subdivision]. The project is located on Park Lane west of Green Tree. The estimated average day water demand is 10,500 GPD.

This permit does not pertain to any wastewater, stormwater or dredge and fill aspects of the project.

Permittee:
Garner Custom Homes, Inc.
Post Office Box 490873
Leesburg, FL 34749-0873
Attention: Reggie Garner, Owner

Permit Number: WD35-0080523-004
Expiration Date: 12/12/05
County: Lake
Utility: Silver Lake Estates
Project: Silver Lake Crest

GENERAL CONDITIONS

1. The terms, conditions, requirements, limitations and restrictions set forth in this permit, are "permit conditions" and are binding and enforceable pursuant to Sections 403.141, 403.727, or 403.859 through 403.861, F.S. The permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violations of these conditions.
2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.
3. As provided in subsections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state, or local laws or regulations. This permit is not a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in this permit.
4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.
5. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.
6. The permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the permittee to achieve compliance with the conditions of this permit, as required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.
7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times, access to the premises where the permitted activity is located or conducted to:
 - (a) Have access to and copy any records that must be kept under conditions of the permit;
 - (b) Inspect the facility, equipment, practices, or operations regulated or required under this permit; and
 - (c) Sample or monitor any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.Reasonable time may depend on the nature of the concern being investigated.
8. If, for any reason, the permittee does not comply with or will be unable to comply with any conditions or limitation specified in this permit, the permittee shall immediately provide the Department with the following information:
 - (a) A description of and cause of noncompliance; and
 - (b) The period of noncompliance, including dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance.The permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.
9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is prescribed by Section 403.111 and 403.73, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.

Permittee:
 Garner Custom Homes, Inc.
 Post Office Box 490873
 Leesburg, FL 34749-0873
 Attention: Reggie Garner, Owner

Permit Number: WD35-0080523-004
 Expiration Date: 12/12/05
 County: Lake
 Utility: Silver Lake Estates
 Project: Silver Lake Crest

GENERAL CONDITIONS

10. The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance; provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.
11. This permit is transferable only upon Department approval in accordance with Rule 62-4.120 and 62-30.300, F.A.C., as applicable. The permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the Department.
12. This permit or a copy thereof shall be kept at the work site of the permitted activity.
13. ~~This permit also constitutes:~~
- ~~() Determination of Best Available Control Technology (BACT)~~
 - ~~() Determination of Prevention of Significant Deterioration (PSD)~~
 - ~~() Certification of compliance with state Water Quality Standards (Section 401, PL 92-500)~~
 - ~~() Compliance with New Source Performance Standards~~
14. The permittee shall comply with the following:
- (a) Upon request, the permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.
 - (b) The permittee shall hold at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation) required by the permit, copies of all reports required by this permit, and records of all data used to complete the application for this permit. These materials shall be retained at least three years from the date the sample, measurement, report, or application unless otherwise specified by Department rule.
 - (c) Records of monitoring information shall include:
 1. the date, exact place, and time of sampling or measurements;
 2. the person responsible for performing the sampling or measurements;
 3. the dates analyses were performed;
 4. the person responsible for performing the analyses;
 5. the analytical techniques or methods used;
 6. the results of such analyses.
15. When requested by the Department, the permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware the relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be corrected promptly.

Permittee:
Garner Custom Homes, Inc.
Post Office Box 490873
Leesburg, FL 34749-0873
Attention: Reggie Garner, Owner

Permit Number: WD35-0080523-004
Expiration Date: 12/12/05
County: Lake
Utility: Silver Lake Estates
Project: Silver Lake Crest

SPECIFIC CONDITIONS:

Clearance of the Project

1. *A Clearance Letter must be issued by the DEP Central District Potable Water program before placement of this project into service. Failure to do so will result in enforcement action against the permittee.*

To obtain clearance letter, the engineer of record must submit the following:

- (1) completion of the enclosed "Request for Letter of Release to Place Water Supply System into Service" [DEP Form 62-555.900(9), F.A.C.];
 - (2) a copy of this permit; and
 - (3) a copy of satisfactory bacteriological sample results taken on two consecutive days from the following locations:
 - A. the point of connection; and
 - B. Lots 4, 11 and 24.
 - (4) A statement indicating what was done in the field to prevent backflow contamination into the existing system during filing, and that Specific Condition #12 below was satisfied.
2. *NOTE TO THE UTILITY: Pursuant to Rule 403.859(6), Florida Statutes, do not provide water service to this project (other than flushing/testing) until the Department of Environmental Protection has issued a letter of clearance or the utility, shall be subject to enforcement action.*

Permit Transfer

3. The permittee will promptly notify the Department upon sale or legal transfer of the permitted facility. In accordance with General Condition #11 of this permit, this permit is transferable only upon Department approval. The new owner must apply, by letter, for a transfer of permit within 30 days.

Utility Separation – Vertical Clearance

4. Where water and gravity sanitary sewer mains cross with less than 18 inches vertical clearance or the sewer main is above the water main, the sanitary sewer will be 20 feet of either:
 - A. ductile iron pipe, centered on the point of crossing, or;
 - B. concrete encased vitrified clay; or
 - C. PVC pipe upgraded to water main standards and pressure tested.
5. Where water mains and storm sewer pipes cross with less than 18 inches vertical clearance, the water main shall be 20 feet of ductile iron pipe centered on the point of crossing.

Permittee:
Garner Custom Homes, Inc.
Post Office Box 490873
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Attention: Reggie Garner, Owner

Permit Number: WD35-0080523-004
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County: Lake
Utility: Silver Lake Estates
Project: Silver Lake Crest

SPECIFIC CONDITIONS:

Utility Separation – Horizontal Separation

6. When a water main parallels a gravity sanitary sewer main, a separation (measured edge to edge) of at least ten feet should be maintained. Where this separation is not met, one of the following must occur:
 - A. the water main is laid in a separate trench or on an undisturbed earth shelf located on one side of the sewer at such an elevation that the bottom of the water main is at least 18 inches above the top of the sewer, or;
 - B. if both sanitary sewer and potable water mains are proposed and the above (A) is not met, the sanitary sewer pipes shall be upgraded to the equivalent pipe material as the water main and pressure tested.
 - C. if the sanitary sewer is existing and the potable water main is proposed, the water main shall, at a minimum, be upgraded to ductile iron pipe, constructed in separate trenches, laid at a higher elevation than the sanitary sewer, and utilize staggered joints.
7. Separation requirements between force mains and potable water mains must be maintained unless approved in advance by the Department.

Construction Notes

8. The PERMITTEE shall be separately responsible for appropriate construction, disinfection and testing beyond the meter to assure potability at the point of use.
9. Potable water pipes will be disinfected in accordance with AWWA Specifications C651.
10. Potable water pipes will be hydrostatically tested in accordance with Specification Numbers C600 and C605/M23 for ductile iron and PVC pipes, respectively.
11. Potable water pipes must be manufactured in accordance with the following AWWA Specifications:
 - A. Ductile iron pipe (3 inches to 54 inches) – AWWA C160/C151;
 - B. PVC (with National Sanitation Foundation seal)
 - (1) AWWA C900/ASTM 1784 (4 inches to 12 inches) with DR25 minimum;
 - (2) AWWA C905 (14 inches to 36 inches);
 - (3) ASTM 1785 or AWWA C905 (less than 4 inches) Schedules 40, 80, and 120 or ASTM 2241 (SDR 21 minimum);
 - C. Polyethylene pipe – AWWA C901 with valves and fittings (AWWA C800); and
 - D. Polybutylene pipe – AWWA C902.

Permittee:
 Garner Custom Homes, Inc.
 Post Office Box 490873
 Leesburg, FL 34749-0873
 Attention: Reggie Garner, Owner

Permit Number: WD35-0080523-004
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 County: Lake
 Utility: Silver Lake Estates
 Project: Silver Lake Crest

SPECIFIC CONDITIONS:

Connection to Existing Water Mains

12. If connection of the proposed activity to the water main will result in a depressurization of the existing system below 20 pounds per square inch, one of the following must occur:
- A. Precautionary boil water notices must be issued in cases of planned distribution interruptions, which are deemed an imminent public health threat by the DEP Central District or will affect the bacteriological quality of the drinking water unless the public water system can demonstrate, by sound engineering judgement, that the integrity of the water system has been maintained; or
 - B. In cases of brief interruption in service, advisories (not boil water notices) should be issued if temporary changes in water quality are expected to occur and not deemed an imminent public health risk.

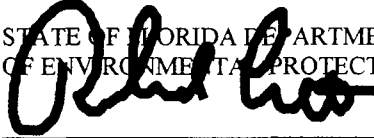
Air/Vacuum Relief Valves

13. All air/vacuum relief valves must end in a down-turned elbow with at least 12 inches above the surrounding grade unless the wet season water table can be shown to be below the vault bottom.

Filling of Water Mains

14. Filling of proposed water mains from existing water mains will be done in accordance with AWWA Specification C651.

STATE OF FLORIDA DEPARTMENT
 OF ENVIRONMENTAL PROTECTION


 Richard S. Lott, P.G., P.E.
 Program Manager, Drinking Water

ISSUED 12-13-02

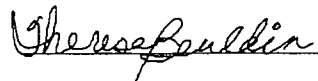
RSL:kk:pp

Copies furnished to:

Keith E. Riddle, P.E. [keith@riddlenewman.com]
 William D. Denny, Vice President Operations and Engineering [daved@florida-water.com]
 Clara S. Dozier, Development Specialist [clarad@florida-water.com]

FILING AND ACKNOWLEDGMENT

FILED, on this date, under Section 120.52(7), *Florida Statutes*, with the designated Department Clerk, receipt of which is hereby acknowledged.



Clerk

December 13, 2002

Date

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certified that this NOTICE OF PERMIT ISSUANCE and all copies were sent by E-Mail before the close of business on December 13, 2002 to the listed persons.

Page 6 of 6

Exhibit G - Revised

Evidence that the utility owns the land where the water facilities that will serve the proposed territory are, or will be, located. If the utility does not own the land, a copy of the agreement, such as a 99-year lease, which provides for the long-term continuous use of the land. The Commission may consider a written easement or other cost-effective alternative.

The deed for Silver Lake Estates is attached as Appendix G-1.

The deed for Western Shores is attached as Appendix G-2.

executive line

This Indenture,

(The terms "grantor" and "grantee" herein shall be construed to include all genders and singular or plural as the context indicates.)

C.N. BOOK 956 PAGE 2485

9.00
32.50
7.50

88 11637

Made this 13th day of February 1988, Return

JACK N. PURDUM and ROSEMARY P. PURDUM, as Trustees of the Jack N. Purdum Living Trust dated December 12, 1984

of the County of Lake, State of Florida, grantor, and

SOUTHERN STATES UTILITIES, INC.

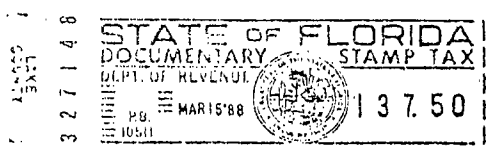
whose post-office address is 1000 Color Place, Apopka, FL 32703 of the County of Lake, State of Florida, grantee,

Witnesseth: That said grantor, for and in consideration of the sum of Ten, and no/100 Dollars, and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said grantee, and grantee's heirs, successors and assigns forever, the following described land, situate, lying and being in Lake County, Florida, to-wit:

SEE EXHIBIT "A" ATTACHED.

Subject to taxes subsequent to 1987.

THE GRANTEE AGREES TO REFRAIN FROM BUILDING A WATER TOWER ON THE PROPERTY OR A WATER STORAGE STACK OR ANY FACILITY WHICH DETRACTS FROM ITS "HOUSE" APPEARANCE.



MAR 15 5 02 PM '88

and said grantor does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

In Witness Whereof, Grantor has hereunto set grantor's hand and seal the day and year first above written. Signed, sealed and delivered in our presence:

Boscoe Pringle
H. L. Pringle
As to both parties

Jack N. Purdum (Seal)
Jack N. Purdum, as Trustee

Rosemary P. Purdum (Seal)
Rosemary P. Purdum, as Trustee

STATE OF FLORIDA
COUNTY OF LAKE

I HEREBY CERTIFY that on this day before me, an officer duly qualified to take acknowledgments, personally appeared

Jack N. Purdum and Rosemary P. Purdum, as trustees to me known to be the person(s) described in and who executed the foregoing instrument and acknowledged before me the execution of same.

WITNESS my hand and official seal in the County and State last aforesaid this 13th day of February 1988.

PRINGLE NOTARY PUBLIC
STATE OF FLORIDA
My commission expires

APPENDIX G-1

PAGE 1 OF 2

EXHIBIT "A"

APPENDIX G-1

PAGE 2 OF 2

C. H. BOOK 956 PAGE 2486

FROM WEST 1/4 CORNER OF SECTION 14, TOWNSHIP 19 SOUTH, RANGE 25 EAST, LAKE COUNTY, FLORIDA, RUN THENCE SOUTH 89° 29' 53" EAST, 250.00 FEET ALONG AN EAST-WEST MID-SECTION LINE WHOSE DIRECTION IS INDICATED BY AN IRON AXLE AT THE EAST 1/4 CORNER OF SAID SECTION 14; THENCE NORTH 00° 26' 00" EAST, 34.65 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY OF OVERTON DRIVE, AS SHOWN BY THE PLAT OF COUNTRY CLUB VIEW SUBDIVISION, FIRST ADDITION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 14, PAGE 37, PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, SAID POINT BEING 66.00 FEET NORTHERLY OF, BY PERPENDICULAR MEASUREMENT, THE SOUTH RIGHT OF WAY LINE OF MORNINGSIDE DRIVE, AS SHOWN ON THE PLAT OF COUNTRY CLUB VIEW SUBDIVISION, FOURTH ADDITION, AS RECORDED IN PLAT BOOK 25, PAGES 67 AND 68, PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, SAID POINT BEING THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE SOUTH 89° 52' 34" EAST, 1037.52 FEET ALONG A LINE THAT IS PARALLEL TO AND 66.00 FEET NORTHERLY OF, BY PERPENDICULAR MEASUREMENT, THE SOUTHERLY RIGHT OF WAY OF MORNINGSIDE DRIVE, AS SHOWN ON PLAT OF SAID COUNTRY CLUB VIEW SUBDIVISION, FOURTH ADDITION, TO A POINT THAT IS 40.00 FEET WESTERLY OF THE EAST LINE OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 14; THENCE NORTH 00° 25' 59" EAST, 903.77 FEET ALONG A LINE THAT IS PARALLEL TO AND 40.00 FEET WESTERLY OF THE EAST LINE OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 14; THENCE NORTH 89° 30' 33" WEST, 400.00 FEET FOR A POINT OF BEGINNING; THENCE SOUTH 00° 25' 58" WEST, 158.33 FEET; THENCE NORTH 89° 52' 34" WEST, 237.73 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHEAST, SAID CURVE HAVING A RADIUS OF 25.00 FEET; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE THRU A CENTRAL ANGLE OF 93° 27' 15" A DISTANCE OF 40.78 FEET TO THE POINT OF TANGENCY; THENCE NORTH 03° 34' 41" EAST, 132.82 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTHEAST, SAID CURVE HAVING A RADIUS OF 33.00 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE THRU A CENTRAL ANGLE OF 37° 07' 03" A DISTANCE OF 21.38 FEET TO THE POINT OF TANGENCY THEREOF; THENCE NORTH 40° 41' 44" EAST, 60.00 FEET; THENCE SOUTH 72° 22' 17" EAST, 218.77 FEET TO THE POINT OF BEGINNING AND POINT OF TERMINUS. (CONTAINING 49649.96 SQUARE FEET).

80 35846

This Warranty Deed Made and executed the 16th day of November A.D. 1980 by Western Shores, Inc.

a corporation existing under the laws of Florida and having its principal place of business at Tavares, Florida hereinafter called the grantor, to Southern States Utilities, Inc., a Florida corporation,

whose postoffice address is 1450 N.E. 123rd Street, North Miami, Fla. hereinafter called the grantee:

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

Witnesseth: That the grantor, for and in consideration of the sum of \$ 10.00 and other valuable considerations, receipt whereof is hereby acknowledged, by these presents does grant, bargain, sell, alien, remise, release, convey and confirm unto the grantee, all that certain land situate in Lake County, Florida, viz:

Lot 41 of Western Shores Subdivision, First Addition, a subdivision in Section 7, Township 19 South, Range 26 East, Lake County, Florida and recorded at Plat Book 18, page 12, Public Records of Lake County, Florida, LESS that part of Lot 41 described as follows: Begin at the most Southeasterly corner of said Lot 41, run thence North 14°35' West along the Easterly line of Lot 41 a distance of 48.45 feet; thence South 86°22'20" West 80.96 feet to the Westerly line of Lot 41; run thence South 0°45'00" West along said Westerly line of Lot 41 a distance of 47.60 feet to the most Southwesterly corner of Lot 41; run thence Easterly along the South line of said Lot 41 a distance of 102.60 feet to the point of beginning.

Subject to easements of record and to restrictions of record to the extent the same are valid or enforceable.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in wise appertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that it is lawfully seized of said land in fee simple; that it has good right and lawful authority to sell and convey said land; that it hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances



In Witness Whereof the grantor has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized, the day and year first above written.

ATTEST: _____ Secretary

WESTERN SHORES, INC.

Signed, sealed and delivered in the presence of:

Flora Kuhn
Mary J. Kerdich

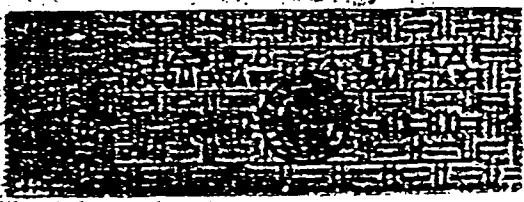
By Robert F. Travis President

STATE OF FLORIDA
COUNTY OF DUVAL

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Robert F. Travis

well known to me to be the President of the corporation named as grantor in the foregoing deed, and that they severally acknowledged executing the same in the presence of two subscribing witnesses freely and voluntarily under authority duly vested in them by said corporation and that the seal affixed therein is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid this 16th day of November A.D. 1980.



NOTARY PUBLIC
Notary Public, State of Florida at Large
My Commission Expires January 1, 1982
Issued by American F. & Co. County Seal press

Prepared by Roger Rice
As Agent For LTIC
P. O. Box 325

Dec 30 4 21 PM '80

APPENDIX G-2

PAGE 1 OF 1

Exhibit K - Revised

An accurate description of the territory proposed to be added or deleted, using township, range and section references as specified in Rule 25-30.030(2), F.A.C. If the water and wastewater territory is different, provide separate descriptions.

The territory proposed to be added is described as follows:

Township 19 South, Range 25 East, Lake County, Florida

Sections 10 and 15

Commence at the Southeast corner of the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 10, Township 19 South, Range 25 East, Lake County, Florida, and proceed S 89°40'51" W a distance of 400.00 feet to the Point of Beginning; thence proceed S 89°57'03" W a distance of 304.29 feet; thence proceed S 00°19'46" W a distance of 274.67 feet; thence proceed S 36°34'29" W a distance of 65.54 feet; thence proceed N 45°50'35" W a distance of 9.80 feet; thence proceed N 65°55'01" W a distance of 649.91 feet; thence proceed N 00°02'52" E a distance of 64.30 feet; thence proceed N 00°00'52" E a distance of 659.90 feet; thence proceed N 89°52'37" E a distance of 460.66 feet; thence proceed N 11°18'03" E a distance of 407.81 feet; thence proceed N 89°49'43" E a distance of 131.67 feet; thence proceed N 00°35'06" E a distance of 258.97 feet; thence proceed N 88°45'27" E a distance of 296.19 feet; thence proceed S 01°07'11" W a distance of 1,325.13 feet to the Point of Beginning.

Exhibit R - Revised

The original and two copies of proposed revisions to the utility's tariff(s) to incorporate the proposed change to the certificated territory. Please refer to Rules 25-9.009 and 25-9.010, Florida Administrative Code, regarding page numbering of tariff sheets before preparing the tariff revisions.

Original Sheet No. 12.19-A is attached.

LAKE COUNTY

Description Of Territory Served

SILVER LAKE ESTATES (Cont.)

Sections 10 and 15

Commence at the Southeast corner of the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 10, Township 19 South, Range 25 East, Lake County, Florida, and proceed S $89^{\circ}40'51''$ W a distance of 400.00 feet to the Point of Beginning; thence proceed S $89^{\circ}57'03''$ W a distance of 304.29 feet; thence proceed S $00^{\circ}19'46''$ W a distance of 274.67 feet; thence proceed S $36^{\circ}34'29''$ W a distance of 65.54 feet; thence proceed N $45^{\circ}50'35''$ W a distance of 9.80 feet; thence proceed N $65^{\circ}55'01''$ W a distance of 649.91 feet; thence proceed N $00^{\circ}02'52''$ E a distance of 64.30 feet; thence proceed N $00^{\circ}00'52''$ E a distance of 659.90 feet; thence proceed N $89^{\circ}52'37''$ E a distance of 460.66 feet; thence proceed N $11^{\circ}18'03''$ E a distance of 407.81 feet; thence proceed N $89^{\circ}49'43''$ E a distance of 131.67 feet; thence proceed N $00^{\circ}35'06''$ E a distance of 258.97 feet; thence proceed N $88^{\circ}45'27''$ E a distance of 296.19 feet; thence proceed S $01^{\circ}07'11''$ W a distance of 1,325.13 feet to the Point of Beginning.

Effective Date:

By:


Tony Isaacs, Vice President
Customer Services

**ORIGINAL AND FIVE COPIES
OF
DEVELOPER'S AGREEMENT**

FLORIDA WATER SERVICES CORPORATION DEVELOPER AGREEMENT

FWS Project # 1785

Florida Water Services Corporation (UTILITY) and Garner Custom Homes, Inc. (DEVELOPER) agree as follows:

1. DEVELOPER desires to make water service available to the property known as the Silver Lake Crest / 30 SFH's (Property) described on Exhibit A attached hereto and incorporated by reference herein for the benefit in perpetuity of DEVELOPER, its successors, administrators and assigns.
2. UTILITY agrees to make water service available to the Property for the benefit of DEVELOPER, its successors, administrators, and assigns, subject to the terms and conditions as set forth below.
3. The obligations incurred by DEVELOPER as a result of this agreement shall constitute an encumbrance on the Property. This Agreement is made subordinate to mortgage liens on the Property and property which may follow, except that such subordination is only to subordinate UTILITY's interest to the mortgage lien and in no way waives or releases UTILITY's rights arising from this Agreement.
4. The Contribution-In-Aid-of-Construction (CIAC) required by UTILITY to provide water service is estimated to be \$35,680.00. A breakdown of the CIAC estimate is provided in Exhibit B. This amount must be paid to UTILITY, upon execution of this agreement, and before water service is provided. Additional charges, such as meter installation, tap and Allowance for Funds Prudently Invested (AFPI), shall be paid at time of connection, or as otherwise provided in UTILITY's tariff.
5. The estimated CIAC of \$35,680.00 is further based upon an charge of \$750.00 plan and specification review as well as inspection efforts related to the construction of facilities described in Section 8. UTILITY reserves the right to modify construction design that may become necessary to accommodate field conditions, without the consent of the DEVELOPER.
6. The estimated CIAC of \$35,680.00 is further based upon an estimate of \$500.00 administrative and legal fees and \$50.00 for recording fees associated with this agreement.

7. DEVELOPER will install at its expense, in accordance with UTILITY-approved plans, the necessary water main extension to serve 30.00 Equivalent Residential Connections (ERCs), for Silver Lake Crest / 30 SFH's and connect the entire system to UTILITY's existing water system. Plans and specifications will be designed, produced and submitted by a Florida registered professional engineer to the UTILITY for review and approval in accordance with the UTILITY's specifications and standards. Acceptance of the DEVELOPER's completed water system extension will be subject to review and approval by UTILITY. As a condition precedent to acceptance of the completed water system extension by UTILITY and prior to receiving service, the items listed in Exhibit C shall be submitted and accepted by the UTILITY. Acceptance will not unreasonably be withheld. Once accepted, UTILITY will be responsible for all subsequent maintenance of the water system extension not related to warranties.

8. UTILITY reserves the right and the DEVELOPER agrees to allow the UTILITY to inspect and/or test the on-site water distribution collection systems prior to rendering service and from time to time thereafter, but UTILITY assumes no responsibility for the system. Any identified deficiencies shall be corrected by DEVELOPER immediately.

9. DEVELOPER shall be responsible for assuring that all work is done in accordance with applicable rules and regulations including, but not limited to, those promulgated by EPA, FDEP and OSHA; and the presence of a UTILITY representative on the construction site shall in no way transfer responsibility to UTILITY for any actions of the DEVELOPER, his employees and/or his contractors.

10. Subject to the DEVELOPER's compliance with the terms and conditions of this agreement and the UTILITY's tariff, the UTILITY hereby agrees to allocate and reserve 7,650 gpd of water service capacity to the DEVELOPER for use by the DEVELOPER with its improvements to Silver Lake Crest / 30 SFH's. Any such water service which is not connected or used by the DEVELOPER within five (5) years from the date of execution of this Agreement shall revert back to the UTILITY, and in such an event, the UTILITY shall not be obligated to refund these charges paid by the DEVELOPER.

11. The providing of water service is subject to prevailing rates, fees, and charges of UTILITY, as set forth in UTILITY's approved tariff. These rates, fees and charges are subject to change as approved by the appropriate governmental authority. The DEVELOPER agrees to comply with all Rules and Regulations of UTILITY as set forth in the tariff. These Rules and Regulations are subject to change as approved by the appropriate governmental authority and are available upon request.

12. DEVELOPER shall provide written notice to UTILITY, at least 72 hours prior to start of construction, that construction of contributed facilities or a connection to the UTILITY's existing system is about to commence. UTILITY shall not be required to accept contributed facilities which were constructed without prior notification. If the DEVELOPER fails to give said written notice, the UTILITY may require DEVELOPER to uncover and expose said connections or contributed facilities for inspection, at the sole cost of DEVELOPER or the UTILITY may disconnect DEVELOPER installations from the UTILITY's system at the DEVELOPER's expense.

13. Except as expressly provided herein, the DEVELOPER agrees not to assign or transfer all or any portion of this Agreement. The allocation of water service capacity granted to DEVELOPER may be assigned or transferred if and only if: a) the developer has obtained the prior written consent of the UTILITY to such an assignment, sale or disposition; b) the assignment is in direct connection with a bona fide sale of the DEVELOPER's property or a portion thereof to which the water service capacity reserve relates, and the UTILITY is notified in writing of such an assignment; and c) the assignee pays all of the UTILITY's legal and administrative costs incurred in connection with such assignment and assumes all of the duties and obligations of the assignor under this Agreement. The UTILITY shall have the right to assign or transfer this Agreement or the rights and responsibilities contained herein to any properly authorized commission, authority, corporation, or other public or private person, firm or entity without the consent of the DEVELOPER.

14. It is estimated that the above noted UTILITY services can be made available within approximately 30 days after UTILITY acceptance of the above mentioned contributed facilities. Such time period is subject to change for inclement weather, strikes, acts of God, material shortage, acts of government and other delaying conditions beyond the control or responsibility of UTILITY.

15. The parties agree that the following mutual protections are included in this Agreement:

- a. This document is the entire agreement between the parties and supercedes all previous agreements between the parties;
- b. Amendments to and waivers of the provisions contained in this Agreement may be made only by the parties in writing by formal amendment;
- c. This Agreement is subject to the laws of the State of Florida and the DEVELOPER agrees to pay for recording this document;
- d. This Agreement is intended to benefit only the parties who sign it and their authorized assigns and does not create any rights for other persons or entities;
- e. The UTILITY has the exclusive right to provide water service to the Property; and,
- f. This Agreement is binding on both parties and each has the power and authority to bind themselves by signing below.

16. This agreement is contingent upon a territory expansion approval by the Florida Public Service Authority or applicable Governmental Regulatory Authority to include this site into Florida Water Services' existing service territory. In the event a territory amendment is not approved for the subject property, UTILITY shall refund the aforementioned CIAC charges, less the administrative, legal and recording fees, which total \$1,300.00 and deem this Agreement null and void upon verification that all FDEP permits have been rescinded

THE REST OF THIS PAGE IS LEFT INTENTIONALLY BLANK

Internal Agmt # 259

(Corporate Seal)

Attest: _____
Secretary

Printed Name: _____

Address: _____

Signed, Sealed, and Delivered in the Presence of:

1. [Signature]
Printed Name: JACK BENSON

2. [Signature]
Printed Name: JENNIFER FAYANNE

State of FL County of Orange

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared JAMES R. GARNER and _____ well known to me to be the owner/president and _____ respectively of the corporation named as Customer in the foregoing agreement, and that they severally acknowledged executing the same in the presence of two subscribing witnesses freely and voluntarily under authority duly vested in them by said corporation and that the seal affixed thereto is the true corporate seal of said corporation.

Witness my hand and official seal in the County and State last aforesaid this 6th day of Nov. A.D. 2002

[Signature]
Notary Public
Janice Baker Spry
My Commission CC933202
Expires June 28 2004

(Corporate Seal)

Attest: [Signature]
Assistant Secretary

Printed Name: Kirk D. Martin

Printed Address: P.O. Box 609520
Orlando, FL 32860-9520

Signed, Sealed, and Delivered in the Presence of:

1. [Signature]
Printed Name: RACHEL L. COWING

2. [Signature]
Printed Name: MERVIN MOLTERT

State of Florida County of Orange

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Kirk D. Martin and Tony Isaacs well known to me to be the Assistant Secretary and Vice President, Customer Services respectively of the corporation named as UTILITY in the foregoing agreement, and that they severally acknowledged executing the same in the presence of two subscribing witnesses freely and voluntarily under authority duly vested in them by said corporation and that the seal affixed thereto is the true corporate seal of said corporation.

Witness my hand and official seal in the County and State last aforesaid this 5th day of May A.D. 2003

BRENDA MAZURAK
Notary Public - State of Florida
My Commission Expires Jan 12, 2004
Commission # CC901521

[Signature]
Notary Public

In Witness, **Garner Custom Homes, Inc.** has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized, this _____ day of _____ A.D. 2_____.

By: [Signature]

Title: OWNER / PRES.

Printed Name: JAMES R. GARNER

Printed Address: P.O. Box 873 LEESBURG, FL
34749

In Witness, **FLORIDA WATER SERVICES CORPORATION** has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized, this 5 day of May A.D. 2003.

By: [Signature]

Title: Vice President, Customer Services

Printed Name Tony Isaacs

Printed Address: P.O. Box 609520, Orlando, Florida 32860-9520

Exhibit A

PARCEL 1:

That part of Block 21 and Block 24 of SILVER LAKE ESTATES, a subdivision according to the record plat thereof recorded in Plat Book 10, Page 66, in the Public Records of Lake County, Florida, bounded and described as follows:

Commence at a 6x6 concrete monument, said point being a permanent reference monument for Silver Lake Estates at the Northwest corner of Lot 1, of said Block 21, of Silver Lake Estates, and run N.89°54'11"E. along the North line of said Block 21, a distance of 675.00 feet to a concrete monument (no number), said concrete monument being the point of beginning of this description: from said point of beginning, run N.88°45'27"E. along the north line of said Block 21, a distance of 296.19 feet to a concrete monument labeled PSM4614; thence S.00°12'01"E., 364.50 feet to a concrete monument labeled PSM4614, said concrete monument being on the North line of Green Tree Subdivision, a subdivision recorded in Plat Book 25, Page 46, in the Public Records of Lake County, Florida; thence S.89°50'21"W. along the north line of said Green Tree and the Westerly extension thereof a distance of 125.00 feet to an iron pin labeled LB3827; thence S.00°05'22"E., 216.00 feet to an iron pin labeled LB3827, said iron pin being on the Westerly extension of the South line of Lot 12 of said Green Tree; thence N.89°50'21"E. along the West extension of said Lot 12, a distance of 100.00 feet to an iron pin (no number), said iron pin being at the Southwest corner of said Lot 12 of Green Tree; thence S.00°05'22"E. along the West line of said Green Tree, a distance of 84.00 feet to a concrete monument (no number); thence continue S.00°24'54"E. along the West line of said Green Tree, a distance of 594.18 feet to a concrete monument labeled LS1571, said concrete monument being on the Westerly right-of-way line of Park Lane (Torwoodlee Lane); thence S.00°01'00"E. along the West right-of-way line of Park Lane (Torwoodlee Lane), a distance of 66.00 feet to a concrete monument labeled LS1571, said concrete monument being at the Northeast corner of Lot 17 of the aforementioned Green Tree, a subdivision recorded in Plat Book 25, Page 46, in the Public Records of Lake County, Florida; thence S.89°48'53"W. along the North line of said Lot 17, a distance of 200.00 feet to a concrete monument labeled LS1571, said concrete monument being at the Northwest corner of said Lot 17; thence S.00°19'12"E. along the West line of said Lot 17 and along the Westerly line of Lot 18 of said Green Tree, a distance of 131.75 feet; thence S.36°34'29"W. along the Westerly line of Lot 18, 19 and 20 of said Green Tree, a distance of 256.23 feet to an iron pin (no number), said iron pin being at the most Westerly corner of Lot 20 of said Green Tree, said iron pin also being on the Northerly line of Lot 11 of Silver Lake Estates, Subdivision "D", a subdivision recorded in Plat Book 11, Page 75, in the Public Records of Lake County, Florida; thence N.45°50'35"W. along the Northerly line of said Lot 11, a distance of 9.80 feet to an iron pipe being at the most Easterly corner of Lot 10 of Silver Lake Estates, Subdivision "D", thence N.65°55'01"W. along the Northerly line of said Silver Lake Estates, Subdivision "D", a distance of 649.91 feet to a concrete monument (no number); thence N.00°02'52"E., 64.30 feet to a 6x6 concrete monument, said concrete monument being a Silver Lake permanent reference monument representing the Southwest corner of the aforementioned Block 21 of Silver Lake Estates, recorded in Plat Book 10, Page 66, in the Public Records of Lake County, Florida; thence N.00°00'52"E. along the West line of said Block 21, a distance of 659.90 feet to a concrete monument (no number), said concrete monument being at the northwest corner of the South 1/2 of said Block 21; thence N.89°52'37"E. along the north line of the South 1/2 of Block 21, a distance of 460.66 feet to a concrete monument (no number); thence N.11°18'03"E., 407.81 feet to a concrete monument (no number); thence N.89°49'43"E., 131.67 feet to a concrete monument (no number); thence N.00°35'06"E., 258.97 feet to the Point of Beginning.

Parcel Identification Number: 1019250500-021-00100

Exhibit B

CALCULATION OF CONTRIBUTION IN AID OF CONSTRUCTION

Project Name: Silver Lake Crest	Plant Name: Silver Lake Estates	Date of Calculation: 10/24/02
FWS Project #: 1785		

		WATER	WASTEWATER	OTHER
A. Plant Capacity:				
Water Demand (GPD)	7,650	\$21,000.00		
B. Main Extension:				
Water Demand (GPD)	7,650	\$13,380.00		
C. Miscellaneous Fees				
Engineering Review and Inspection				\$750.00
Administrative and Legal				\$500.00
Recording Fees				\$50.00
D. Prepaid CIAC		\$0.00	\$0.00	\$0.00
TOTAL CIAC		\$34,380.00	\$0.00	\$1,300.00
		TOTAL DUE	\$35,680.00	

E. Fees due at time of connection

- ➔ Allowance for Funds Prudently Invested (AFPI) - See Attachment B-2
- ➔ Service Installation/Tap Charge - See Exhibit B-1
- ➔ Meter Installation Charge - See Exhibit B-1
- ➔ Backflow Prevention Charge - See Exhibit B-1
- ➔ Administrative Charge - \$15.00 per account
- ➔ Deposits - See Exhibit B-1

Exhibit B-1
STANDARD CHARGES SHEET

Project Name: Silver Lake Crest	Plant Name: Silver Lakes Estates
FWS Project #: 1785	Date of Calculation: 10/24/02

WATER

Meter Installation Charge

5/8" X 3/4" Meter:	\$ 90.00	1 1/2" Meter:	\$ 300.00
3/4" Meter:	\$ 110.00	2" Meter:	\$ 385.00
1" Meter:	\$ 140.00	Greater than 2" Meter:	Actual Cost

Deposits

5/8" X 3/4" Meter:	\$ 10.00
3/4" Meter:	\$ 20.00
1" Meter:	\$ 30.00
1 1/2" Meter:	\$ 40.00
2" Meter:	\$ 50.00

**FLORIDA WATER SERVICES
Exhibit B-2**

Project Number: 1785	Plant Number: 574
Project Name: Silver Lake Crest	Plant Name: Silver Lake Estates

	<u>AFPI Water ERC's</u>
RES	30.0000

	WATER		
	Treatment Plant	Transmission / Distribution	Per Unit AFPI
AFPI cost per ERC:	\$ 109.00	\$ 147.00	= \$ 256.00
X AFPI ERC's:	\$ 3,270.00	\$ 4,410.00	

Total AFPI for Water & Wastewater **\$ 7,680.00**

AFPI fees are paid at the time of connection with the meter and account fees show on Exhibit B & B-1

Exhibit C

Documents Required Prior to Utility Acceptance of Developer Addition

1. Easements dedicated to Florida Water Services (Recorded with the County)
2. Final plat on disk/CD in AutoCAD Release 14 minimum, 2000 or 2000i and list of S.T.R.aP. (Section, Township Range and Parcel) numbers for all lots in the project
3. Electronic "Record" or "As-Built" drawings on disk/CD in AutoCAD Release 14 minimum, 2000 or 2000i and three (3) sets of hard copy record drawings
4. Contractor's Letter of Warranty for a one year period after Utility Acceptance (Signed and sealed by PE or Notarized)
5. Contractor's Waiver and Release of Lien (Recorded with County)
6. Engineer's Letter of Certification (Signed and sealed by Engineer)
7. Copies of all tests required by the Florida Department of Environmental Protection or governing State or local Health Department as well as any other tests deemed necessary by the UTILITY to ensure conformance with UTILITY standards and specifications
8. Applications for certification of completion required by the Florida Department of Environmental Protection or governing State or local Health Department
9. Bill of Sale for Water contributed property with accurate cost records establishing the construction cost of the completed additions (a copy of related construction contracts duly certified by a Notary of the State of Florida as true and correct copies of the originals required).

Exhibit L - Revised

One copy of an official county tax assessment map or other map showing township, range, and section with a scale such as 1" = 200' or 1" = 400' on which the proposed territory to be added or deleted is plotted by use of metes and bounds or quarter sections and with a defined reference point of beginning. If the water and wastewater territory is different, provide separate maps.

Please find the required map attached.

Map Forwarded to ECR

Exhibit M - Revised

One copy of detailed map(s) showing proposed lines and facilities and the territory proposed to be served. Map(s) shall be of sufficient scale and detail to enable correlation with a description of the territory proposed to be served. Provide separate maps for water and wastewater systems.

Please find the required map attached.

Map Forwarded to ECR