STATE OF FLORIDA PUBLIC SERVICE COMMISSION

)

IN RE:

Application of Farmton Water Resources,) LLC for original Water Certificate in Volusia) and Brevard Čounties, Florida)

DOCKET NO. 021256-WU

NOTICE OF TAKING DEPOSITION DUCES TECUM

PLEASE TAKE NOTICE that the CITY OF TITUSVILLE will take the following deposition:

NAME

DATE & TIME

Michael L. Thomas

June 7, 2004 2:00 p.m.

LOCATION

Storch & Morris P.A. 420 South Nova Road Daytona Beach, FL 32114 Call In Number: (210) 839-1195 Participant Code: 384104#

by oral examination before a member of the firm of Volusia Reporting Company, or before some other person duly authorized to administer oaths, who is not of counsel to either of the parties or interested in the event of the cause, for the purpose of discovery, for use at trial, and for such other uses and purposes as are permitted under the Florida Rules of Civil Procedure, Florida Administrative Code, and Florida Statutes, and to have with you at said time and place the following:

- 1. Any and all documents (not privileged) reviewed, referenced, relied upon, referred to, analyzed or regarding Farmton's application and the issues in this case.
- 2. Any and all documents evidencing or regarding agreements or contracts between the Miami Tract Hunt Club, Inc. and Farmton Water Resources LLC.
- 3. Any and all documents evidencing or regarding the amount of water used by Miami Tract Hunt Club, Inc. and/or its members on the Miami Corporation property in Brevard County and Volusia County, Florida.

DOCUMENT NUMBER-DATE

FPSC-COMMISSION CLERK

4. Any and all documents regarding development of camp sites by the Miami Tract Hunt Club on the Miami Corporation property in Brevard County and Volusia County.

Respectfully Submitted,

Edward P. de la Parte, Jr. Florida Bar No. 236950 Patrick McNamara Florida Bar No. 699837 Charles Fletcher Florida Bar No. 0093920 de la Parte & Gilbert, P.A. Post Office Box 2350 Tampa, Florida 33601-2350 Telephone: (813) 229-2775 Facsimile: (813) 229-2712 Counsel for City of Titusville, Florida

,

4

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by U.S.

Mail to the following on 5 - 18, 2004:

Scott L. Knox, Esquire Brevard County Attorney 2725 Judge Fran Jamieson Way Viera, FL 32940

Jennifer A. Rodan, Esq. Office of General Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

John Wharton, Esquire F. Marshall Deterding, Esquire Rose, Sundstrom & Bentley, LLP 2548 Blairstone Pines Drive Tallahassee, FL 32301

William J. Bosch, III, Esquire Volusia County Attorney 123 West Indiana Avenue DeLand, FL 32720-4613

Patrick J. McNamara

cc: Volusia Reporting Company