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July 8, 2004

Blanca Bayo  
Division of Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

040497-WS

In re: Application for Amendment of Certificates –  
Indiantown Company, Inc.

Dear Ms. Bayo:

On May 25, 2004, Indiantown Company, Inc. (IC) filed an application to add certain territory to the certificates of the company. The intent of the application was to add the territory in the Martin County Indiantown Urban Service District to the company's certificated territory. In the application, the company added some territory in the Primary and Secondary Urban Service Districts, but omitted two small parcels in the Primary Urban Service District.

IC now believes that Martin County would like to have IC eliminate the territory from the application that is included in the Secondary Urban Service District and include the Primary Urban Service District parcels that were omitted. Consequently, in order to avoid any protest by Martin County, IC hereby amends its application to satisfy Martin County, by substituting a revised Exhibit L (Territory Description) and a revised Exhibit M (map). The exhibits were prepared at the request of IC by GCY Incorporated, professional surveyors and mappers.

Exhibit L, as filed, includes a description of five parcels. Parcels 1 and 3 are the parcels that are in the Primary Urban Service District that were not included in the original application. As a consequence of this addition of territory to the application, IC believes that the application will have to be re-noticed. IC will re-notice, and IC will file substitute Exhibits O, P and Q when the re-noticing has been accomplished. Hopefully, this amendment will eliminate the need for Martin County to protest the application.

DOCUMENT NUMBER - DA1

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FPS-COMMISSION CLERK

Please note that Parcel 4 on the map contains less territory than requested in the original application, in order to eliminate all of the Secondary Urban Service District territory in Section 32, T39S, R39E. Parcels 2 and 5 on the map are intended to be identical to the territory sought in the original application, although they are described in a slightly different way:

Thank you for your attention to this filing.

✍

Sincerely,

A handwritten signature in black ink, appearing to read "David B. Erwin". The signature is fluid and cursive, with the first name "David" being the most prominent.

David B. Erwin

DBE:jm

Enclosures

Copy: Jeff Leslie  
Tom Walden, FPSC

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EXHIBIT L

Revised July 8, 2004

# Sketch and Legal Description for: Indiantown

## LEGAL DESCRIPTION

### PARCEL 1

In Section 26, Township 39 South, Range 38 East, Commence at the Northwest Corner of said section 26, Thence South along the West line of said section 26 to the intersection with the Westerly Projection of the North line of tract 56, Book 9 according to the Plat of Indiantown Farms as recorded in Plat Book 1, page 90, Public Records, Martin County, Florida, and the point of beginning, Thence East along the North line of Tracts 66 and 11 and the Easterly projection thereof to the East line of the west one half (1/2) of said section 26, Thence South along said East line to the intersection with the Easterly projection of the South line of said Tract 11; Thence West along the South lines of said Tracts 11 and 55 and the Westerly Projection thence of to the West line of the aforesaid section 26; Thence North along said West line to the Point Of Beginning.

### PARCEL 2

Begin at the Northwest corner of Section 31, Township 39 South, Range 38 East in the centerline of County Road 609 (SW Allagatchah Road); Thence East along the North line of said section 31 to the Northeast corner of said section 31; Thence South along the East line of said section 31 to the intersection with the South line of the North one half (N 1/2) of the South one half (S 1/2) of said section 31; Thence West along said South line to an intersection with the West line of said section 31 and the centerline of said County Road 609; Thence North along said West line and centerline to the Northwest corner of said section 31 and the Point Of Beginning.

### PARCEL 3

Begin at the Northeast corner of Section 32, Township 39 South Range 39 East, Thence South along the East line of Said Section 32 a distance of 1559 feet; Thence Northwest to the intersection with the North line of said section 32 at a point 1880 feet West of the Northeast corner of said section 32; Thence East along said North line to the Northeast corner of said section 32 and the Point Of Beginning.

### PARCEL 4

Begin at the Southwest corner of Section 32, Township 39 South, Range 39 East; Thence North along the West line of said section 32 to the intersection with the North line of the of the Southwest one quarter (SW 1/4) of said section 32; Thence East along said North line to the intersection with the East line of said southwest one quarter (SW 1/4) of section 32; Thence South along said East Line to the intersection with the South line of said 32; Thence West along said South line to the Southwest corner of said section 32 and the Point Of Beginning.

### PARCEL 5

Being a parcel of land lying in the Section 8, Township 40 South, Range 39 East and in Section 9, Township 40 South, Range 39 East, Martin County, Florida and being more particularly described as follows:

Being bounded on the northwest by the southerly right-of-way line of State Road 76 and being bounded on the northeast and southeast by the westerly and northwesterly right-of-way line of SW Indiantown Avenue and being bounded on the southwest by the easterly right-of-way line of State Road 710.

## SURVEYOR'S NOTES:

- 1) This sketch and legal description is based on office information only and does not represent a boundary survey.
- 2) This legal description shall not be valid unless:
  - A) Provided in its entirety consisting of 2 sheets, with sheet 2 being the sketch of description.
  - B) Reproductions of the description and sketch are signed and sealed with an embossed surveyor's seal.

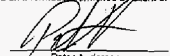
## CERTIFICATION

(Not valid without the signature and original raised seal of a Florida licensed Surveyor and Mapper)

I hereby certify that the Sketch and Legal Description of the property shown and described hereon was completed under my direction and said Sketch and Description is true and correct to the best of my knowledge and belief.

I further certify that this sketch and description meets the Minimum Technical Standards for Surveys set forth by the Florida Board of Professional Surveyors and Mappers in Chapter 61G17-6, Florida Administrative Code, pursuant to Section 472.027 Florida State Statutes. The Sketch and Description is based on information furnished by client or client's representative.

7/2/2004  
Date of Signature

  
Peter Anderson  
Professional Surveyor and Mapper  
Florida Certificate No. 5199

Sheet 1 of 2





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## EXHIBIT M

Revised July 8, 2004

