

ORIGINAL

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October 27, 2004

RECEIVED FPSC
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COMMISSION
CLERK

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

In re: Application for Amendment of Certificates 387-W and 331-S,
Indiantown Company, Inc., Docket No. 040497-WS

Dear Ms. Bayo:

On October 5, 2004, Order No. PSC-04-0967-FOF-WS granted additional territory to Indiantown Company, Inc., and ordered the Company to provide proof of ownership of the treatment facilities in order to comply with Rule 25-30.036(3)(d), F. A. C.

Attached is a letter from Attorney Michael C. Dale, dated September 17, 2004. The Company believes that the search of records conducted by the attorney will satisfy the staff that rule compliance has been achieved.

Please call if you have any questions.

Sincerely,



David B. Erwin

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- SEC 1
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DBE:jm

Copy: Tom Walden
Jeff Leslie

DOCUMENT NUMBER-DATE
11595 OCT 27 04
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LAW OFFICE OF
MICHAEL L. DALE, P.A.

MICHAEL L. DALE, ESQ.
ATTORNEY-AT-LAW

2616 SE WILLOUGHBY BLVD.
STUART, FLORIDA 34994
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September 17, 2004

Indiantown Company
P. O. Box 277
Indiantown Florida 34956

Attn: Mr. Jeff Leslie, VP
Re: Ownership and Encumbrance Search
Parcels in Indiantown Industrial Park
Martin County, Florida

Dear Mr. Leslie;

I have completed, at your request, an ownership and encumbrance search of the public records of Martin County, Florida for the property legally describe in the attached two exhibits. Both of the properties are located in Indiantown Industrial Park, an unrecorded subdivision in Martin County, Florida. The Martin County Property Appraiser's Office has the property separated out into four parcel identification numbers.

I find that as of September 10, 2004 that the subject parcels are clear of encumbrances and title is vested in Indiantown Company, Inc., a Florida corporation. A copy of the deed dated October 24, 1997 vesting title in ICO Enterprises, Inc., a Florida Corporation, as recorded in Official Records Book 1281, pages 1170 and 1171, public records of Martin County Florida is included. The name of the corporate title holder was changed on January 5, 1998 to Indiantown Company, Inc., a Florida Corporation, by virtue of a name change amendment filed with the Florida Department of State, Division of Corporations. A copy of the amendment is included. Martin County real estate taxes are current through 2003 for both parcels. The 2003 gross real estate tax due for parcel identification number 6-40-39-001-016-00000.6 was \$8,361.73, for 6-40-39-001-011-00040.9 was \$1,039.65, for 6-40-39-001-014-00010.9 was \$1,086.18 and 6-40-39-000-00070.6 was \$3,526.04.

Should you be in need of anything further do not hesitate to contact me.

Sincerely,



Michael L. Dale, Esq.

MLD:ml
enclosures