

ORIGINAL



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KATHRYN.COWDERY@RUDEN.COM

December 21, 2004

Blanca S. Bayo, Director
Division of Commission Clerk and
Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Betty Easley Building, Room 110
Tallahassee, Florida 32399-0850

Via Hand Delivery

RECEIVED FPSC
04 DEC 21 PM 2:39
COMMISSION
CLERK

Re: Docket No. 041394-WS
Joint Application for Transfer of CWS Communities LP d/b/a Crystal Lake Club,
Holder of Certificate Nos. 525-W and 454-S in Highlands County, to Mink
Associates II, LLC d/b/a Crystal Lake Club Utilities

Dear Ms. Bayo:

Enclosed for filing in this docket are an original and twelve copies of the following:

1. An executed Affidavit of Freida Fitch, Manager of Mink Associates II, LLC d/b/a Crystal Lake Club Utilities, attesting that a copy of the Notice of the above application was hand delivered to each customer of record within the service area of Crystal Lake Club Utilities.
2. An executed Affidavit of Publication of the Notice of the above application.

CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
RCA _____
SCR _____
SEC 1
OTH _____

Please acknowledge receipt of the foregoing by stamping the enclosed extra copy of this letter and returning same to my attention.

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

Enclosures

Sincerely,

Kathryn G.W. Cowdery

TAL:46064:1

RUDEN, McCLOSKEY, SMITH, SCHUSTER & RUSSELL, P.A.

DOCUMENT NUMBER-DA

13387 DEC 21

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Joint Application for Transfer of CWS)
Communities LP d/b/a Crystal Lake Club, holder) Docket No. _____
of Certificate Nos. 525-W and 454-S in Highlands)
County to Mink Associates II, LLC d/b/a)
Crystal Lake Club Utilities)

AFFIDAVIT

STATE OF: FLORIDA
COUNTY OF: HIGHLANDS

BEFORE ME personally appeared Frieda Fitch, who being duly sworn, deposes and says:

1. That the Affiant has personal knowledge of the matters set forth herein;
2. That on December 15, 2004, under my direction, supervision and control, a copy of the Notice of Application attached hereto was sent by U.S. Mail to each customer of record within the service area of Crystal Lake Club Utilities.

FURTHER AFFIANT SAYS NOT.

Frieda Fitch

Frieda Fitch

Manager

Sworn to and subscribed before me this 15 day of December, 2004.

Personally known:

Produced identification: _____

Type of identification produced: _____



Heather P. Barfield

Notary Public

My Commission Expires: 6-24-2008

DOCUMENT NUMBER-DATE

13387 DEC 21 08

FPSC-COMMISSION CLERK

**NOTICE OF APPLICATION FOR A
TRANSFER OF WATER AND WASTEWATER UTILITY
CWS COMMUNITIES LP D/B/A CRYSTAL LAKE CLUB TO
MINK ASSOCIATES II, LLC D/B/A CRYSTAL LAKE CLUB UTILITIES**

Notice is hereby given on December 15, 2004, pursuant to Section 367.071, Florida Statutes, of the application for a transfer of the water and wastewater utility serving Crystal Lake Club from CWS Communities LP d/b/a Crystal Lake Club, holder of certificate Nos. 525-W and 454-S in Highlands County, to Mink Associates II, LLC d/b/a Crystal Lake Club Utilities, providing service to the following described territory in Highlands County, Florida:

The following described lands located

In Section 2, Township 34 South, Range 28 East

All that part of the Southeast 1/4 and the Southeast 1/4 of the Northeast 1/4 of Section 2, Township 34 South, Range 28 East, lying West of the A.C.L. Railroad right-of-way together with that part of lots 9 to 14 inclusive, of WARREN AND MONDAY'S SUBDIVISION as recorded in P.B. 1, Page 10, Highlands County, Florida, lying within the following described boundary.

Commence at the Southeast corner of Section 2, Township 34 South, Range 28 East; run thence North 1° 08' 50" West along the line between Section 1 and 2 for 242.14 feet for a point of beginning, thence North 89° 48' 08" West, 2042.29 feet; thence North 1° 16' 18" West in and parallel with the West line of said Southeast 1/4 for 2352.93 feet to intersect the North line of said Southeast 1/4 (being also the South line of said WARREN AND MONDAY SUBDIVISION); thence run North 20° 20' 23" West 899.56 feet to a point herein designated point "A" which is the Westerly end of a control line along Lake Denton; thence continue North 20° 20' 23" West 30 feet, more or less, to the shore of Lake Denton, thence Easterly along the meanders of Lake Denton, 370 feet, more or less to intersect the North line of lot 9 of WARREN AND MONDAY SUBDIVISION; thence North 88° 38' 32" East, 50.0 feet, more or less along said North line to a point of the aforesaid control line which bears North 68° 29' 12" East, 417.65 feet from said point "A", thence continue North 88° 38' 32" East along said North line of Lot 9, 626.48 feet to intersect the East line of Southwest 1/4 of Northeast 1/4, thence North 1° 12' 34" West, 331.46 feet to the Northwest corner of Southeast 1/4 of Northeast 1/4, thence North 88° 38' 48" East along North line of Southeast 1/4 of Northeast 1/4, 220.95 feet to the Westerly R/W line of the A.C.L. Railroad R/W, thence South 18° 16' 58" East along said Westerly R/W, 3746.87 feet to the East line of Section 2; thence South 1° 08' 50" East, along the section line 149.60 feet to the point of beginning. Lying in Section 2, Township 34 South, Range 28 East, Highlands County, Florida. Also a 50 foot easement whose centerline is described as beginning at a point 437.82 feet North and 2051.50 feet West of the Southeast corner of Section 2, Township 34 South, Range 28 East, Highlands County, Florida, run North 89° 48' 08" West, 1548.40 feet, to the beginning of a 100 foot easement, thence continue North 89° 48' 08" West, 300.0 feet to a point in the East right-of-way boundary of SR-17A.

Said lands situate, lying and being in Highlands County, Florida.

Any objections to the said application must be made in writing and filed with the Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870, no later than thirty (30) days after the last date that the notice was mailed or published, whichever is later. At the same time, a copy of said objection should be mailed to Kathryn G.W. Cowdery, Ruden, McClosky, Smith, Schuster & Russell P.A., 215 South Monroe Street, Suite 815, Tallahassee, Florida 32301, (850) 412-2000, Attorneys for CWS Communities LP d/b/a Crystal Lake Club. The objection must state the grounds for the objection with particularity.