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REPLY TO ALTAMONTE SPRINGS

January 13, 2005

HAND DELIVERY

MARTIN S. FRIEDMAN, P.A.  
VALERIE L. LORD  
RECEIVED-PPSC  
05 JAN 13 AM 10:01  
COMMISSION  
CLERK

Ms. Blanca Bayo  
Commission Clerk and Administrative Services Director  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

Re: Docket No. 050013; Application of Spring Creek Villages, Ltd., for Authority to Transfer Facilities in Lee County, Florida to Bonita Springs Utilities, Inc., and for Cancellation of Certificate No. 271-W  
Our File No.: 39045.01

Dear Ms. Bayo:

Enclosed please find for filing in the above-referenced docket the original and fifteen (15) copies of Late Filed Exhibit "E", which is the Affidavit of Mailing evidencing that the Notice of Application was sent to the Utility's customers.

Should you have any questions regarding this filing, please do not hesitate to give me

CMP \_\_\_\_\_ a call.

COM \_\_\_\_\_

CTR \_\_\_\_\_

ECR \_\_\_\_\_

GCL \_\_\_\_\_

OPC \_\_\_\_\_

MMS VLL/mp


RCA Enclosures

SCR \_\_\_\_\_ cc: Mr. Allan Fox (w/o enclosure)

SEC 1

OTH \_\_\_\_\_ M:\1 ALTAMONTE\SPRING CREEK VILLAGE\MISC (.01)\PSC Clerk 03.ltr.wpd

Very truly yours,

  
VALERIE L. LORD  
For the Firm

DOCUMENT NUMBER-DATE  
00463 JAN 13 05  
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Authority to Transfer  
Transfer the Facilities of SPRING CREEK  
VILLAGES, LTD., in Lee County, Florida  
to BONITA SPRINGS UTILITIES, INC.,  
and for cancellation of Certificate  
No. 271-W

Docket No. 050013-WS

**NOTICE OF FILING**

SPRING CREEK VILLAGES, LTD., by and through its undersigned attorneys, hereby gives notice of filing in the above-referenced docket Late Filed Exhibit "E", which is the Affidavit of Mailing evidencing that the Notice of Application was sent to the Utility's customers.

Respectfully submitted on this 13<sup>th</sup> day of  
January 2005, by:

ROSE, SUNDSTROM & BENTLEY, LLP  
600 S. North Lake Boulevard, Ste. 160  
Altamonte Springs, FL 32701  
PHONE: (407) 830-6331  
FAX: (407) 830-8522

By: 

MARTIN S. FRIEDMAN  
VALERIE L. LORD  
For the Firm

M:\1 ALTAMONTE\SPRING CREEK VILLAGE\MISC (.01)\NOF - AOM Notice to Customers.wpd

DOCUMENT NUMBER-DATE

00463 JAN 13 05

FPSC-COMMISSION CLERK

AFFIDAVIT OF MAILING

STATE OF FLORIDA

COUNTY OF Lee

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Allan Fox, who, after being duly sworn on oath, did depose on oath and say that he/she is the General Partner of SPRING CREEK VILLAGE, LTD., and that on the 7th day of January 2005, he/she did send by first class U.S. Mail a copy of the Notice attached hereto to each of the Utility's customers.

FURTHER AFFIANT SAYETH NAUGHT.

BY: Allan Fox  
President of Flordeco, Inc.

As: General Partner of Spring Creek Villages, Ltd.  
A Florida Limited Partnership

Sworn to and subscribed before me this 7<sup>th</sup> day of January 2005, by Allan Fox, as President of Flordeco, Inc. / General Partner of SPRING CREEK VILLAGE, LTD. He/she is personally known to me or has provided \_\_\_\_\_ as identification.

Michele J. Smith  
NOTARY PUBLIC  
Print Name: MICHELE J. SMITH  
My Commission Expires:



Michele J. Smith  
Commission #DD325967  
Expires: Jun 11, 2008  
Bonded Thru  
Atlantic Bonding Co., Inc.

EXHIBIT "E"

**NOTICE OF APPLICATION OF SPRING CREEK VILLAGES, LTD., FOR AUTHORITY TO TRANSFER FACILITIES IN LEE COUNTY, FLORIDA TO BONITA SPRINGS UTILITIES, INC., AND FOR CANCELLATION OF CERTIFICATE NO. 271-W**

Notice is hereby given on this 7th day of January, 2005, pursuant to Section 367.045(2), Florida Statutes, of the application of Spring Creek Villages, Ltd., of its intent to apply to the Florida Public Service Commission for authority to transfer facilities in Lee County, Florida to Bonita Springs Utilities, Inc. and for cancellation of Certificate No. 271-W in Lee County, Florida, more particularly described as follows:

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, BEING A PART OF THE SOUTHWEST QUARTER OF SECTION 17, TOWNSHIP 47 SOUTH, RANGE-25 EAST; AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 17, AND RUNNING IN A NORTHERLY DIRECTION 2628 FEET TO THE SOUTH LINE OF THE SPRING CREEK ROAD RIGHT-OF-WAY EASEMENT; THENCE IN A WESTERLY DIRECTION ALONG THE RIGHT-OF-WAY EASEMENT 435 FEET TO THE NORTHWEST CORNER OF LOT 27, SPRING CREEK VILLAGE; THENCE IN A SOUTH EASTERLY DIRECTION 114.70 FEET AS PER PLAT TO A CANAL; THENCE IN A WESTERLY DIRECTION 470 FEET ALONG THE NORTH SIDE OF A CANAL; THENCE IN A SOUTHERLY DIRECTION 1297 FEET ALONG THE WEST SIDE OF A CANAL; THENCE IN A WESTERLY DIRECTION APPROXIMATELY 300 FEET ALONG THE NORTH SIDE OF A CANAL TO THE EAST SHORE LINE OF SPRING CREEK; THENCE MEANDER IN A SOUTHERLY DIRECTION APPROXIMATELY 1250 FEET ALONG THE EAST SHORE LINE OF SPRING CREEK TO A POINT WEST OF THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 17; THENCE IN A EASTERLY DIRECTION APPROXIMATELY 980 FEET TO THE POINT OF BEGINNING.

copy to Martin S. Friedman, Esquire, Rose, Sundstrom & Bentley, LLP, 600 S. North Lake Boulevard, Suite 160, Altamonte Springs, Florida 32701, within 30 days from the date of this Notice. The objection must state the grounds for the objection with particularity.