

ORIGINAL

29 January 2005

RECEIVED-FPSC

05 FEB -2 PM 2:28

Director

Division of Commission Clerk and ~~Administrative~~ ^{COMMISSION} ~~CLERK~~ Services

Florida Public Service Commission

2540 Sturnard Oak Boulevard

Tallahassee, Florida 32399-0850

Re: Docket No: 050028-WU

Raintree Utilities Inc (Exhibit A, B, C, D)

Reference: Application for transfer of Silver Oaks System and amendment of certificate No. 106-W Silver Oaks

Gentlemen:

As owners of subplot No.3 and subplot No.16 in block B of the Silver Oak Subdivision, also known as 35200 Silver Oak Drive, Leesburg, Florida, 34788-3151: We here by OBJECT to the transfer and registration of certificate "106-W to provide water service to Silver Oak Subdivision: by Raintree Utilities Inc. 2100 Lake Eustis Drive, Tavares, Florida 32778.

Objection One: On our 1987 sales brochure, the brochure states "Community Well" and we were directed to understand that as owners of property in Silver Oak Subdivision, the "Community Well" was conveyed to the owners of the properties in Silver Oak Subdivision as the streets, and the storm water retention ponds were conveyed to the owners of property in the Silver Oak Subdivision

- JMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- RCA _____
- SCR _____
- SEC 1
- OTH Kim P.

DOCUMENT NUMBER-CAT

01229 FEB-2 05

Objection two: We have not been able to obtain any information about Raintree Utilities Inc. from the Central Florida Business Bureau regarding customer relationship, satisfaction, or problems as of this date.

Objection three: We are inquiring as to the financial integrity of Raintree Utilities with no results as of this date. We are looking for financial and tax payment records over the last several years (audited).

Objection four: We have been denied the opportunity to invite competitive quotations for operation of our community well.

This application for transfer first came to our knowledge by mail from:

Rose, Sundstrom, and Bentley, LLP of
600 S. North Lake Blvd. Suite 160
Altamonte Springs, Florida, 32701-6177
See Exhibit A, B, C, and D attached to this letter. No (No Person Name or signature from either Raintree Utilities or the offices of Rose, Sundstrom, and Bentley LLP

Seems to me to be very strange that no person has signed such an important letter??

Is this just a formality after the fact??
Objection five: The rate schedule is vague to me as to the actual base fee rate table. Who has what Class/Meter size? Can not see in the value hole.

Understand "Billing Period: Quarterly" but do not know if rate is monthly?? This is a disastrous burden as we are on social security.

We believe this transfer is possibly being done in a way to deceive the silver Oak property owners into acquiescence into this transfer of the community well to Raintree Utilities Inc.

Please we would like an investigation into this situation with a written report of findings

Yours Truly

Signed on the 29th day of January 2005

August Strachovsky

Joann E. Strachovsky

August P. Strachovsky

Joann E. Strachovsky

35200 Silver Oak Dr. Leesburg, FL, 34788-3151

Telephone 352-365-2867

August Strachovsky
Joann Strachovsky
35200 Silver Oak Dr.
Leesburg, FL 34788-3151

Copy to: Raintree Utilities Inc
2100 Lake Eustis Drive
Tavares, Florida 32778

NOTICE OF APPLICATION OF RAINTREE UTILITIES, INC., FOR AUTHORITY TO TRANSFER EXISTING WATER SYSTEM, AND FOR AMENDMENT OF WATER CERTIFICATE NO. 539-W TO ADD TERRITORY TO ITS CERTIFICATED AREA IN LAKE COUNTY, FLORIDA

Notice is hereby given on this 24th day of January, 2005, pursuant to Section 367.071, Florida Statutes, of the application of Raintree Utilities, Inc. (**Applicant**), for authority to transfer a water system providing water service to the Silver Oaks Subdivision in Lake County, Florida, to the Applicant, and for amendment of water certificate No. 539-W pursuant to Section 367.045(2), Florida Statutes, to add territory to its certificated water service area in Lake County, Florida.

The water system in the Silver Oaks Subdivision to be transferred serves 39 customers in the area more particularly described as follows:

A parcel of land situated in Section 2, Township 19 South, Range 25 East, Lake County, Florida, more particularly described as follows:

The West $\frac{1}{2}$ of the East $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; and the East $\frac{1}{2}$ of the West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, LESS the West 125 feet thereof (per deed);

and more particularly described by metes and bounds as follows:

BEGINNING at the Southeast corner of the West $\frac{1}{2}$ of the East $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 2, Township 19 South, Range 25 East, Lake County, Florida; thence South $89^{\circ} 55' 36''$ West, along the South line of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of said Section 2, 547.55 feet; thence North $00^{\circ} 03' 56''$ West 1327.39 feet to the centerline of County Road District 1 - 5832, also the North line of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of said Section 2; thence North $89^{\circ} 56' 07''$ East along said North line 546.68 feet to the East line of the West $\frac{1}{2}$ of the East $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of said Section 2; thence South $00^{\circ} 03' 23''$ East along said East line 1327.31 feet to the POINT OF BEGINNING.

In addition, the Applicant proposes to add the following described territory to its certificated water service area:

The Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ Section 2, Township 19 South, Range 25 East, and the East $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 2, Township 19 South, Range 25 East, Lake County, Florida, as recorded in Official Records Book 832, Page 745, Public Records of Lake County, Florida, subject to an easement for ingress, egress and utilities over, upon and across the real property described as follows:

Begin at a point on the East line of the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 2, Township 19 South, Range 25 East, Lake County, Florida, said point being 5 feet North of the Southeast corner of the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of said Section 2, said point being the POINT OF BEGINNING; thence run northerly along the East line of said Section a distance 25 feet; thence run westerly and parallel to the South line of the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of said Section 2, a distance of 223.59 feet; thence South a distance of 30 feet more or less to the South line of the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of said Section 2, said line also being the North line of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 11, Township 19 South, Range 25 East; thence East along the South line of the Southwest $\frac{1}{4}$ of

August Strachovsky
Joann Strachovsky
35200 Silver Oak Dr.
Leesburg, FL 34788-3151

the Southeast ¼ of Section 2 a distance of 25 feet; thence North a distance of 5 feet; thence East and parallel to the South line of the Southwest ¼ of the Southeast ¼ of said Section 2 to the POINT OF BEGINNING.

Less right-of-way for Poe Street per ORB 749, Page 347. Containing 50.44 acres, more or less.

Any objections to the Application must be made in writing and filed with the Director, Division of Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, with a 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.

RAINTREE UTILITIES, INC.
2100 Lake Eustis Drive
Tavares, FL 32778

August Strachovsky
Joann Strachovsky
35200 Silver Oak Dr.
Leesburg, FL 34788-3151

BEFORE THE PUBLIC SERVICE COMMISSION
CUSTOMER NOTICE OF REQUEST FOR LIMITED PROCEEDING

TO THE PROPOSED CUSTOMERS OF
RAINTREE UTILITIES, INC.
AND
ALL OTHER INTERESTED PERSONS

RE: DOCKET NO.: 050028-WU

APPLICATION FOR AUTHORITY TO CHARGE FOR WATER SERVICE
IN LAKE COUNTY, FLORIDA BY RAIN TREE UTILITIES, INC.

DATED: January 24, 2005

NOTICE hereby given that on January 11, 2005, Raintree Utilities, Inc. (*Utility*) filed an application with the Florida Public Service Commission. The Utility has entered into an agreement with RTG Properties, the owner of the water system serving the Silver Oaks Subdivision, for the transfer of the water system to the Utility. The Utility has requested the Commission's approval to charge the 39 customers located in the Silver Oaks Subdivision in Lake County, Florida, the Commission-approved rates and charges for water service provided by the Utility.

Copies of the Application can be reviewed at the offices of the Utility located at 2100 Lake Eustis Drive, Tavares, Florida during normal business hours. Its telephone number is (352) 343-6677.

PROPOSED RATES AND CHARGES

The Utility proposes to charge the customers in the Silver Oaks Subdivision the following rates and charges:

WATER
Residential, General and Multi-Residential Service

<u>Class/Meter Size</u>	<u>Current Rates</u>	<u>Rates</u>
5/8" X 3/4"	\$0.00	\$39.00
3/4"	\$0.00	\$58.50
1"	\$0.00	\$97.50
1 1/2 "	\$0.00	\$195.00
2"	\$0.00	\$312.00
3"	\$0.00	\$585.00
4"	\$0.00	\$975.00
6"	\$0.00	\$1,950.00
Gallage Charge (per 1,000 gallons)	\$0.00	\$1.40

Billing Period: Quarterly

August Strachovsky
Joann Strachovsky
35200 Silver Oak Dr.
Leesburg, FL 34788-3151