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COMMISSION
CLERK

Public Service Commission

February 16, 2005

Valerie L. Lord, Esquire
Rose, Sundstrom & Bentley, LLP
600 S. North Lake Boulevard, Suite 160
Altamonte Springs, FL 32701

Re: Docket No. 050028-WU; Application for authority to transfer a non-regulated water system, for a limited proceeding to implement rates and charges, and for amendment to extend territory of Certificate No. 539-W in Lake County by Raintree Utilities, Inc.

Dear Ms. Lord:

Staff has contacted the Florida Department of Environmental Protection (DEP) regarding the expansion of the Silver Oaks system and they have advised staff that the system will need an additional well and standby power for the new development. This well is in addition to the existing Silver Oaks well. Based on the new information, please complete the following deficiency and clarify the funding for the new water system.

As required by Rules 25-30.036(3)(d), and 25-30.037(2)(q) Florida Administrative Code (F.A.C.), the utility must provide evidence that it owns the land upon which the utility treatment facilities are located, including the proposed facilities to serve the proposed territory, or a copy of an agreement, such as a 99-year lease, which provides for the continued use of the land. The Commission may consider a written easement or other cost-effective alternative. Please provide a copy of the proof of ownership of the land for the water treatment facilities in the new subdivision. A recorded copy of the proof of ownership of the new water treatment facilities will be needed. This new information may change your application, please explain the funding for the expanded water system, and provide an update to the application, if needed.

A response to the above deficiency and question should be filed with the Director, Division of Commission Clerk and Administrative Services, on or before **March 18, 2005**. If you have any questions please contact Ms. Stephanie Clapp at (850) 413-6997, or Mr. Richard Redemann at (850) 413-6999.

Sincerely,

Patti Daniel, Supervisor
Certification Section

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

cc: Division of Economic Regulation (Redemann, Clapp)
General Counsel (Jaeger)
Division of the Commission Clerk and Administrative Services

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