

ORIGINAL



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KATHRYN.COWDERY@RUDEN.COM

July 8, 2005

Via Hand Delivery

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, FL 32399-0850

RECEIVED FPSC
08 JUL - 8 PM 2: 18
COMMISSION
CLERK

Re: Docket No. 050313-WU; Application for Transfer of Majority Organizational Control of NHC Utilities, Inc., Holder of Certificate No. 573-W in Charlotte County from EMB/NHC, L.L.C. to MHC-Encore Holdings, L.P.

Dear Ms. Bayo:

This letter responds to the May 27, 2005 letter from Ms. Patti Daniel requesting additional information concerning the above-named filing.

Statement describing the financing of the purchase.

CMP _____ The Utility has requested and received approval from Staff for an extension of time until
COM _____ July 22, 2005 in which to provide this information.

CTR _____ Additional Information

ECR _____ 1. The closing occurred on February 17, 2004.

GCL _____ 2. A corrected territory description is attached hereto as Attachment "A."

OPC _____ 3. One copy of a territory map is attached hereto as Attachment "B."

MMS _____ 4. A statement as to books and records is attached hereto as Attachment "C."

RCA _____
SCR _____
SEC I Please contact me if you have any questions.

OTH _____

Sincerely,

Maggie Friedman for
Kathryn G.W. Cowdery

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

Enclosures

cc(w/enc.): Stephanie Clapp
TAL:52678:1

DOCUMENT NUMBER - DATE

06454 JUL -8 05

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

ATTACHMENT A

A parcel of land lying in Section 21, Township 40 South, Range 21 East, Charlotte County, Florida, being more particularly described as follows:

A portion of Plan No. 1 of a part of Ward Seven El Jobean, as recorded in Plat Book 2, Page 37, of the Public Records of Charlotte County, Florida, and a portion Plan No.2 of a part of Ward Seven El Jobean, as recorded in Plat Book 2, Page 48, of the Public Records of Charlotte County, Florida, all being more particularly described as follows:

Commencing at the Northeast corner of said Section 21; run North 89° 32' 10" West along the North line of said Section 21, a distance of 12.03 feet to the intersection with the centerline of the C.H. & N. Railroad; thence South 12° 11' 23" West along said centerline, a distance of 4258.40 feet to the intersection of the centerline of the C.H. & N. Railroad and the Northerly right of way line of Russell Avenue, said point being the Point of Beginning,

Thence South 72° 11' 23" West along the Northerly right of way line said Russell Avenue, a distance of 1257.07 feet to a point on the arc of a curve whose radius point bears South 67° 00' 19" West from said point, and being the right of way line of Seminole Circle; thence, Northerly and Westerly, along the arc of said curve, having a radius of 332 feet and a central angle of 49° 37' 52", an arc distance of 287.59 feet, to the Easterly right-of-way line of Southland Avenue; thence North 12° 11' 23" East, along said Easterly right-of-way line, a distance of 2024.95 feet; thence North 77° 48' 37" West, a distance of 1390.0 feet, to the center of Lincoln Park; thence North 17° 22' 27" East radially a distance of 331.97 feet to the intersection of Lincoln Circle with the Easterly right-of-way line of Hamner Avenue; thence North 12° 11' 23" East along the Easterly right-of-way line of Hamner Avenue, a distance of 1222.32 feet to the intersection with the Southeasterly right-of-way line of Colonial Avenue; thence North 72° 11' 23" East along the Southeasterly right-of-way line of Colonial Avenue, a distance of 605.01 feet to the Southwesterly extension of the Southeasterly right-of-way line of Ward Road; thence North 12° 11' 23" East along the Southeasterly right-of-way line of Ward Road, a distance of 417.62 feet to a point on the North line of Section 21, Township 40 South, Range 21 East, Charlotte County, Florida; thence South 89° 32' 10" East along the North line of said Section 21, a distance of 2212.21 feet to the intersection with the centerline of the C.H. & N. Railroad; thence South 12° 11' 23" West along said centerline, a distance of 4258.40 feet to the Point of Beginning, containing 202.5285 acres, more or less.

ATTACHMENT B

TERRITORY MAP

POINT OF COMMENCEMENT
NORTHEAST CORNER
SECTION 21

NORTHWEST CORNER
SECTION 21

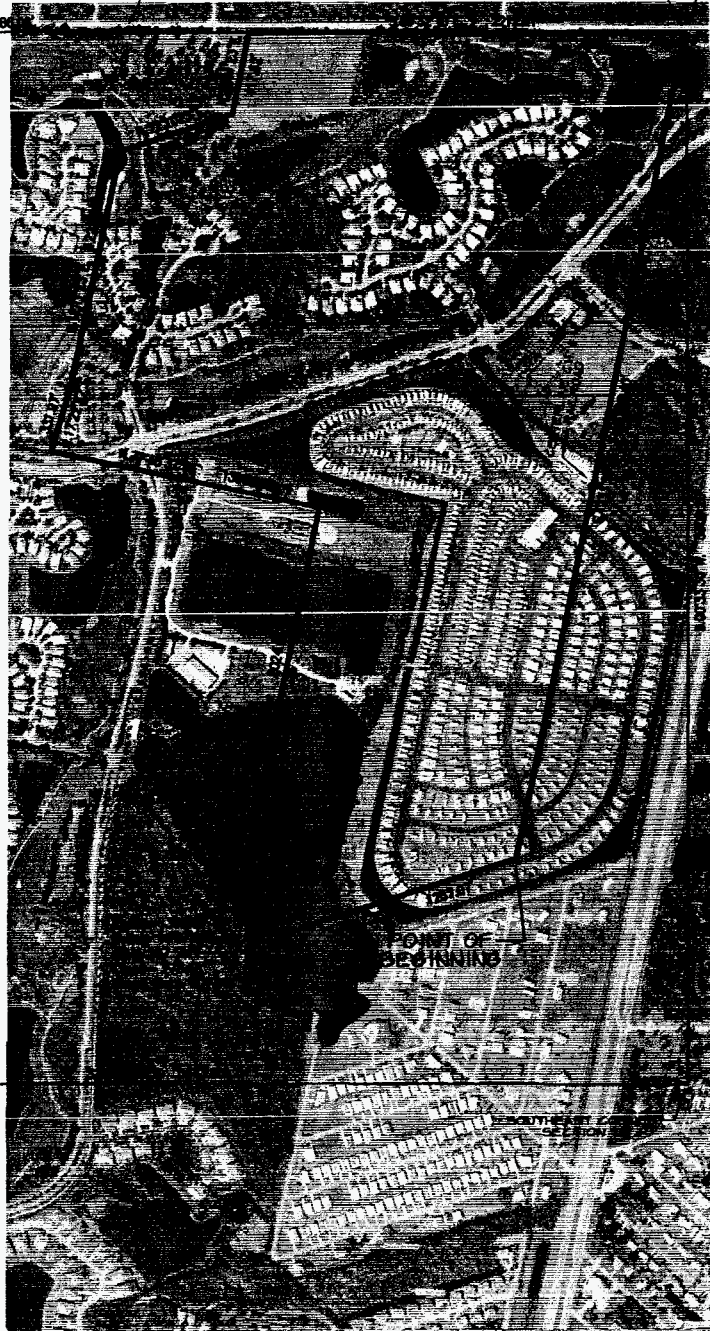
NORTH LINE SECTION 21
TOWNSHIP 40 S. RANGE 21 E.

N.89°32'10"W.
12.03'

N.89°32'10"W. 306'

N.00°56'15"E. 5318.97'

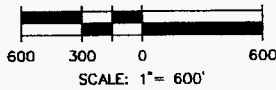
SOUTHWEST CORNER
SECTION 21



NOTES

THIS IS NOT A BOUNDARY SURVEY.

BEARINGS SHOWN HEREON ARE BASED ON THE NORTH LINE OF SECTION 21,
TOWNSHIP 40 SOUTH, RANGE 21 EAST, AS BEING NORTH 89°32'10" WEST (ASSUMED).



Strayer Surveying & Mapping, Inc.



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Venice, Florida 34293
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Fax (941) 824-3471

DATE OF SKETCH
7/6/05

FILE NO. 05-06-59P

ATTACHMENT C



Equity Lifestyle Properties, Inc.
Two North Riverside Plaza
Chicago, IL 60606
(312) 279-1400
(312) 279-1710 Fax

July 6, 2005

Patti Daniel, Supervisor
Certification Section
State of Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 050313-WU; Application for transfer of majority organizational control of NHC Utilities, Inc., holder of Certificate No. 573-W in Charlotte County from EMB/NHC, L.L.C. to MHC Encore Holdings, L.P.

Dear Ms. Daniel:

The following statement is in response to #4 in your request, dated May 27, 2005, for additional information.

Please be advised that the books and records will be maintained in compliance with the National Association of Regulatory Utility Commissioners Uniform System of Accounts and will be available for any future audit proceedings by the Florida Public Service Commission.

Sincerely,

Nancy Reynolds
NHC Utilities, Inc.