

ORIGINAL

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05 NOV 16 AM 8:58

050820-WS

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05 NOV 16 PM 1:18

COMMISSION  
CLERK

1665 Westport Point SW  
Marietta, GA 30064

November 8, 2005

Director  
Division of the Commission Clerk & Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Dear Director:

The purpose of this letter is to state our objection to the amendment of Water Certificate No. 611-W and Wastewater Certificate No. 527-S to add territory in Charlotte County, Florida as described in Exhibit A, attached. We own property within the proposed area (29196 Orangewood St.) and do not want nor find it necessary to add public water or sewer to the area in which our property is located. We have a well and septic tank on our property as do all of the other property owners on Orangewood Street and throughout the entire Peace River Subdivision. The addition of public water and sewer to an entire development where well and septic are already in use is a complete waste of time and money and would benefit no one.

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR   1
- GCL   1
- OPC \_\_\_\_\_
- RCA \_\_\_\_\_
- SCR \_\_\_\_\_
- SGA \_\_\_\_\_
- SEC   1
- OTH   kim P.

Sincerely,

*Gaylon D. Bancroft*      *Tamara Ann Bancroft*  
 Gaylon D. & Tamara Ann Bancroft

DOCUMENT NUMBER-DATE

11017 NOV 16 05

FPSC-COMMISSION CLERK

## **LEGAL NOTICE**

Notice is hereby given on October 18, 2005, pursuant to Section 367.045, Florida Statutes, of the application of MSM Utilities, LLC to amend its Water Certificate No.611-W and Wastewater Certificate No. 527-S to add territory in Charlotte County, Florida as described in Exhibit A attached hereto and made a part hereof.

Any objection to the said application must be made in writing and filed with the Director, Division of the Commission Clerk & Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within thirty (30) days from the date of this notice. At the same time, a copy of said objection should be mailed to the applicant whose address is set forth below. The objection must state the grounds for the objection with particularity.

MSM Utilities, LLC  
9696 Bonita Beach Road  
Suite 210  
Bonita Springs, FL 34135

## EXHIBIT A

### **Territory to be added:**

THE SOUTH  $\frac{3}{4}$  OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING SOUTHERLY OF BRANCH CREEK (TIDAL)

#### TOGETHER WITH

THE NORTH  $\frac{1}{4}$  OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF THE SEABOARD COASTLINE RAILROAD

#### TOGETHER WITH

THE SOUTH  $\frac{1}{4}$  SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING WEST OF THE SEABOARD COASTLINE RAILROAD AND SOUTH OF BRANCH CREEK (TIDAL)

#### LESS AND EXCEPT

THE EXISTING SERVICE TERRITORY FOR THE OAKS AT RIVER EDGE (FORMERLY: HUNTERS CREEK VILLAGE) BEING DESCRIBED AS FOLLOWS:

#### TOWNSHIP 40 SOUTH, RANGE 23 EAST, SECTION 12

THE NE  $\frac{1}{4}$  OF THE NW  $\frac{1}{4}$  OF THE SW  $\frac{1}{4}$  OF THE SW  $\frac{1}{4}$  OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA

AND

THE SE  $\frac{1}{4}$  OF THE NW  $\frac{1}{4}$  OF THE SW  $\frac{1}{4}$  OF THE SW  $\frac{1}{4}$  OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST CHARLOTTE COUNTY, FLORIDA

AND

THE NW  $\frac{1}{4}$  OF THE SW  $\frac{1}{4}$  OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST CHARLOTTE COUNTY, FLORIDA

AND

THAT PORTION OF GOVERNMENT LOT 2, SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING SOUTH OF LEE BRANCH CREEK

AND

THE WESTERLY 30 FEET OF THE SW  $\frac{1}{4}$  OF THE SW  $\frac{1}{4}$  OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA

#### TOWNSHIP 40 SOUTH, RANGE 23 EAST SECTION 11

ALL OF GOVERNMENT LOT 5, LYING SOUTH OF LEE BRANCH CREEK IN SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23, EAST CHARLOTTE COUNTY, FLORIDA

AND

THE NE  $\frac{1}{4}$  OF THE SE  $\frac{1}{4}$  OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

#### TOGETHER WITH

THE SOUTH  $\frac{1}{4}$  OF SECTION 1, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF SEABOARD COASTLINE RAILROAD

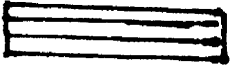
THE SOUTH  $\frac{1}{4}$  OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

THE NORTH  $\frac{1}{4}$  OF SECTION 14, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

THE NORTH  $\frac{1}{4}$  OF SECTION 13, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA

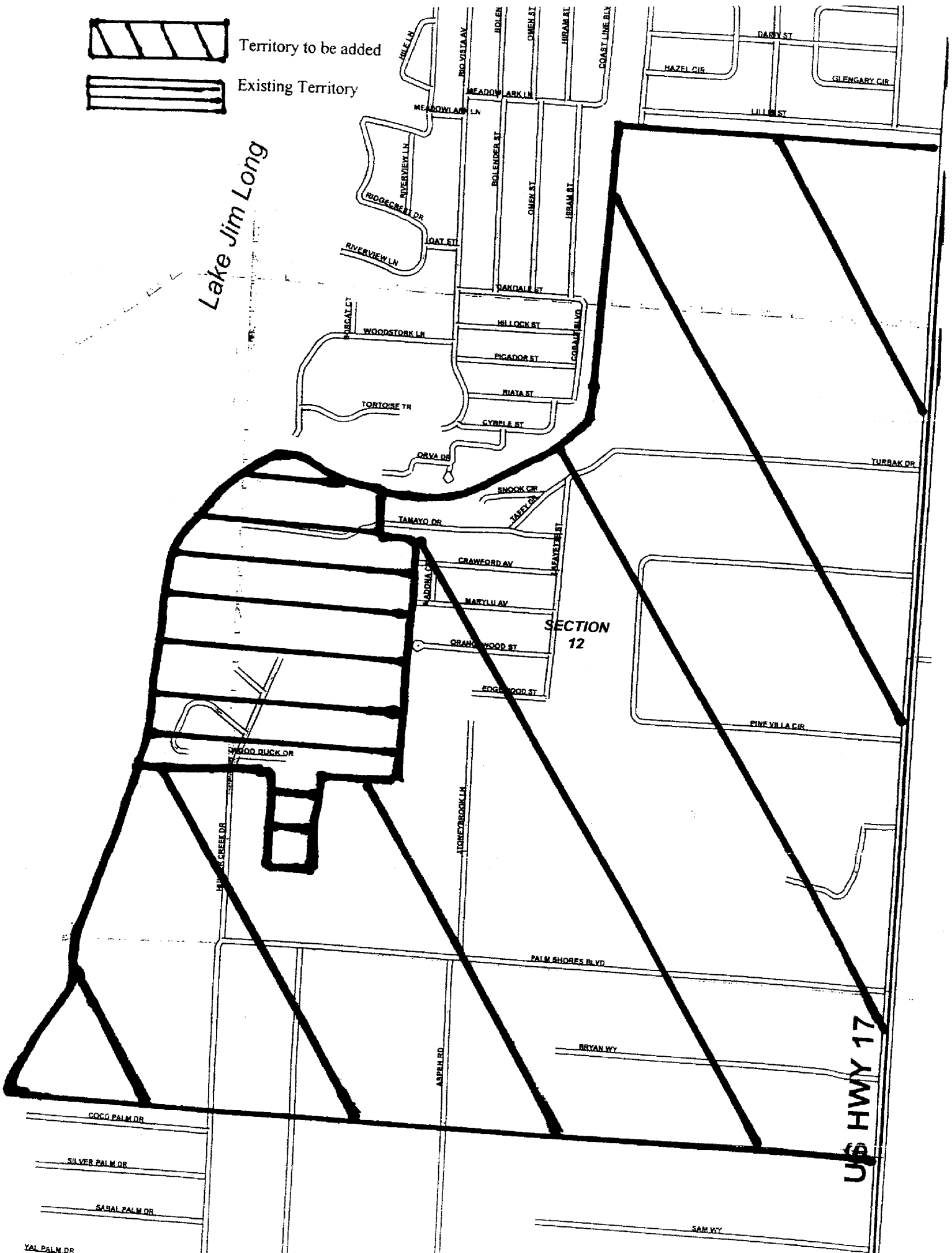


Territory to be added



Existing Territory

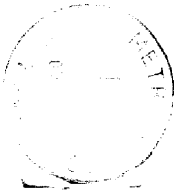
Lake Jim Long



SECTION 12

US HWY 17

Bancroft  
1165 Westport Pt SW  
Marietta GA 30064



DIRECTOR  
DIVISION OF THE COMMISSION CLERK & ADMINISTRATIVE SERVICES  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 SHUMARD OAK BOULEVARD  
TALAHASSEE FL 32399-0850

32399-0850

