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January 10, 2007

VIA HAND DELIVERY

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

RECEIVED-FPSC
07 JAN 10 PM 2:31
COMMISSION
CLERK

Re: **Docket No.: 060820-WS**; Application for Authority to Transfer Majority
Organizational Control of MSM Utilities, LLC, and Certificates 611-W and 527-S
to Sun River Utilities, Inc.
Our File No.: 41069.02

Dear Director Bayo:

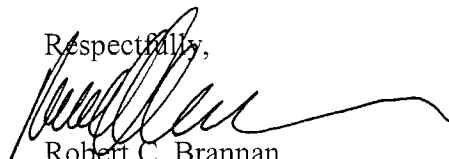
CMP _____ Enclosed please find the original and fifteen (15) copies of Exhibit H, the
COM _____ Publisher's Affidavit of Publication, being late filed in accordance with our application
CTR _____ for Authority to Transfer Majority Organizational Control of MSM Utilities, LLC and
ECR _____ Certificates 611-W and 527-S to Sun River Utilities, Inc.

GCL _____ Please do not hesitate to contact me should you have any questions or require
OPC _____ additional information.

RCA _____
SCR _____
SGA _____
SEC 1
OTH _____

Enclosure

Respectfully,



Robert C. Brannan
For the Firm

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DOCUMENT NUMBER-D/

00263 JAN 10 2007

FPSC-COMMISSION CLERK

SUN NEWSPAPERS

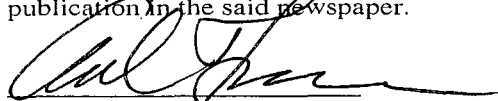
Charlotte • DeSoto • Englewood • North Port • Venice

**PUBLISHER'S AFFIDAVIT OF PUBLICATION
STATE OF FLORIDA
COUNTY OF CHARLOTTE:**

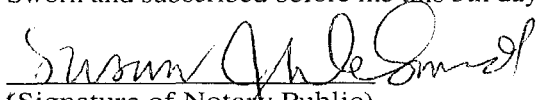
Before the undersigned authority personally appeared Amber Freeman, who on oath says that she is legal clerk of the (Charlotte Sun, Englewood Sun, DeSoto Sun, North Port Sun, Venice Gondolier Sun), a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, being a Notice, was published in said newspaper in the issues of:

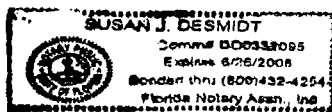
January 5, 2007

Affiant further says that the said newspaper is a newspaper published at Charlotte Harbor, in said Charlotte County, Florida, and that the said newspaper has heretofore been continuously published in said Charlotte County, Florida, Sarasota County, Florida and DeSoto County, Florida, each day and has been entered as periodicals matter at the post office in Punta Gorda, in said Charlotte County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.


(Signature of Affiant)

Sworn and subscribed before me this 5th day of January, 2007.


(Signature of Notary Public)



NOTICE OF APPLICATION FOR TRANSFER OF MAJORITY ORGANIZATIONAL CONTROL OF MSM UTILITIES, LLC TO SUN RIVER UTILITIES, INC.

Notice is hereby given on the 28th day of December, 2006, pursuant to Section 367.071, Florida Statutes, of the Application for Authority to Transfer Majority Organizational Control of MSM Utilities, LLC, and Certificates 611-W and 527-S in Charlotte County to Sun River Utilities, Inc. The following described territory located in territory in Charlotte County:

Township 40 South, Range 23 East Section 12
The NE 1/4 of the NW 1/4 of the SW 1/4 of the SW 1/4 of Section 12, Township 40 South, Range 23 East. And
The SE 1/4 of the NW 1/4 of the SW 1/4 of Section 12, Township 40 South, Range 23 East. And
The NW 1/4 of the SW 1/4 of Section 12, Township 40 South, Range 23 East. And
That portion of Government Lot 2, Section 12, Township 40 South, Range 23 East, lying South of Lee Branch Creek.

And
The Westerly 30 feet of the SW 1/4 of the SW 1/4 of Section 12, Township 40 South, Range 23 East, 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. And
The NE 1/4 of the SE 1/4 of Section 11, Township 40 South, Range 23 East, lying East of Hunters Creek.

And
The Oaks at Rivers Edge (formerly Hunter Creek Village) THE NORTH 1/4 OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF THE SEABOARD COASTLINE RAILROAD AND NORTH OF TURBAK ROAD TOGETHER WITH:

THE SOUTH 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA

TOGETHER WITH:
THE SOUTH 1/2 OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 AND THE NORTH 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA.

TOGETHER WITH:
A PORTION OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, BEING MORE SPECIFICALLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 12; THENCE WEST ALONG THE SOUTHLINE OF SAID SECTION 12, A DISTANCE OF 2577.55 FEET; THENCE NORTH, A DISTANCE OF 385.34 FEET; THENCE WEST, A DISTANCE OF 531.75 FEET; THENCE NORTH, A DISTANCE OF 897.20 FEET; THENCE WEST, A DISTANCE OF 511.21 FEET; THENCE NORTH, A DISTANCE OF 438.40 FEET; THENCE EAST A DISTANCE OF 511.21 FEET; THENCE NORTH, A DISTANCE 178.65 FEET; THENCE EAST, A DISTANCE OF 606.14 FEET; THENCE SOUTH, A DISTANCE OF 600 FEET MORE OR LESS; THENCE EAST, A DISTANCE OF 2860 FEET MORE OR LESS TO THE EAST LINE OF SAID SECTION 12, THENCE SOUTH ALONG THE EAST LINE OF SAID SECTION 12 TO THE POINT OF BEGINNING.

TOGETHER WITH:

THE SOUTH 1/4 OF SECTION 1, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF SEABOARD COAST-LINE RAILROAD

THE SOUTH 1/4 OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK.

THE NORTH 1/4 OF SECTION 14, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

AND:

THE NORTHEAST 1/4, OF THE NORTHEAST 1/4, OF THE NORTHEAST 1/4, OF THE NORTHEAST 1/4 OF SECTION 13, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA. LESS AND EXCEPT THE RIGHT-OF-WAY FOR A PUBLIC HIGHWAY ALONG THE EAST SIDE OF SAID LAND, AND LESS AND EXCEPT THE RIGHT-OF-WAY FOR A PUBLIC ROAD ALONG THE NORTH LINE OF SAID LAND, AND LESS AND EXCEPT THE FOLLOWING: COMMENCE AT THE NORTHEAST CORNER OF SAID SECTION 13; THENCE ALONG THE NORTH BOUNDARY OF SAID SECTION 13, NORTH 88°26'45", WEST, 45.15 FEET, TO THE WESTERLY MAINTAINED RIGHT-OF-WAY LINE OF STATE ROAD 35 (US 17) FOR A POINT OF BEGINNING; THENCE ALONG SAID WESTERLY MAINTAINED RIGHT OF WAY LINE, SOUTH 00°23'35" WEST, 330.28 FEET; THENCE NORTH 88°24'16" WEST, 8.00 FEET; THENCE NORTH 00°23'35" EAST, 330.28 FEET, TO SAID NORTH BOUNDARY OF SECTION 13; THENCE ALONG SAID NORTH BOUNDARY, SOUTH 88°26'45" EAST, 8.00 FEET, TO THE POINT OF BEGINNING.

And,

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 1/4 OF THE SE 1/4 OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

TOGETHER WITH

THE SOUTH 1/4 OF SECTION 1, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF SEABOARD COAST-LINE RAILROAD

THE SOUTH 1/4 OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

THE NORTH 1/4 OF SECTION 14, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

THE NORTH 1/4 OF SECTION 13, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA

THE NORTH 1/4 OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF THE SEABOARD COASTLINE RAILROAD AND NORTH OF TURBAK ROAD

TOGETHER WITH:

A PORTION OF SECTION 12, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, BEING MORE SPECIFICALLY

DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 12; THENCE WEST ALONG THE SOUTHLINE OF SAID SECTION 12, A DISTANCE OF 2577.55 FEET; THENCE NORTH, A DISTANCE OF 385.34 FEET; THENCE WEST, A DISTANCE OF 531.75 FEET; THENCE NORTH, A DISTANCE OF 897.20 FEET; THENCE WEST, A DISTANCE OF 511.21 FEET; THENCE NORTH, A DISTANCE OF 438.40 FEET; THENCE EAST A DISTANCE OF 511.21 FEET; THENCE NORTH, A DISTANCE 178.65 FEET; THENCE EAST, A DISTANCE OF 606.14 FEET; THENCE SOUTH, A DISTANCE OF 600 FEET MORE OR LESS; THENCE EAST, A DISTANCE OF 2860 FEET MORE OR LESS TO THE EAST LINE OF SAID SECTION 12, THENCE SOUTH ALONG THE EAST LINE OF SAID SECTION 12 TO THE POINT OF BEGINNING.

TOGETHER WITH:

THE SOUTH 1/4 OF SECTION 1, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF SEABOARD COAST-LINE RAILROAD

THE SOUTH 1/4 OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK.

THE NORTH 1/4 OF SECTION 14, TOWNSHIP 40 SOUTH, RANGE 23 EAST, CHARLOTTE COUNTY, FLORIDA, LYING EAST OF HUNTERS CREEK

And,

The South 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Southwest 1/4 of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

Together with:

The South 1/2 of the Northeast 1/4 of the Southwest 1/4 of the Southwest 1/4 and the North 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Southwest 1/4 of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

And:

The Northeast 1/4, of the Northeast 1/4, of the Northeast 1/4, of Section 13, Township 40 South, Range 23 East, Charlotte County, Florida.

Less and except the Right-of-Way for a public highway along the East side of said land, and Less and except the Right-of-Way for a public road along the North line of said land, and Less and except the following: Commence at the Northeast corner of said Section 13; thence along the North boundary of said Section 13, North 88°26'45" West, 45.15 feet, to the Westery maintained Right-of-Way line of State Road 35 (US 17) for a point of beginning; thence along said Westery maintained Right-of-Way line, South 00°23'35" West, 330.28 feet; thence North 88°24'16" West, 8.00 Feet; thence North 00°23'35" East, 330.28 feet, to said North boundary of Section 13; thence along said North boundary, South 88°26'45" East, 8.00 feet, to the point of beginning.

Any objections to the Application must be made in writing and filed with the Director, Division of Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, with a copy to Robert C. Brannan, Rose, Sundstrom & Bentley, LLP, 2548 Blairstone Pines Drive, Tallahassee, 32301 within 30 days from the date of this Notice. The objection must state the grounds for the objection with particularity.

Sun River Utilities, Inc.

5660 Bayshore Road, Suite 36

North Fort Myers, Florida 33917

239-543-1005

Publish: January 5, 2007

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