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MICHAEL B. TWOMEY

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09 FEB -6 PM 12:16

COMMISSION
CLERK

February 6, 2009

Ms. Ann Cole, Director
Commission Clerk and Administrative Services
Florida Public Service Commission
1540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 090056-SU, Application for approval of transfer of wastewater system of Fountain Lake Sewer Corporation, holder of Certificate 442-S, to Aqua Utilities Florida, Inc., holder of Certificate 268-S, and for amendment of Certificate 258-S, in Lee County, by Aqua Utilities Florida, Inc.

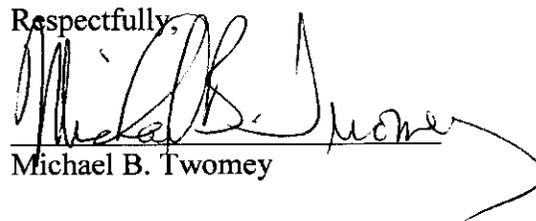
Dear Ms. Cole:

Enclosed for filing in the above-referenced docket are the originals of Aqua Utilities Florida, Inc.'s Exhibit L, Affidavit of Mailing of notice to utilities, governmental bodies, agencies and municipalities, as well as the list of those noticed, and Exhibit M, Affidavit of Mailing of notice to each customer of the Fountain Lakes Sewer Corp. wastewater system.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Respectfully,



Michael B. Twomey

cc: William T. Rendell
Carl Smith

DOCUMENT NUMBER-DATE

00952 FEB-6 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Aqua Utilities Florida, Inc.'s Application)
for Approval of Transfer of Fountain Lakes Sewer)
Corp. Wastewater System and Amendment of)
Certificate in Lee County, Florida.)

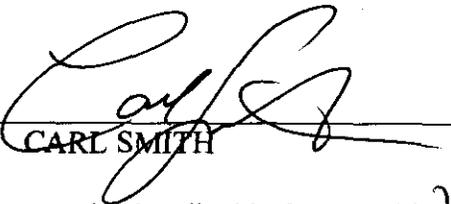
Docket No. 090056-SU
Filed: Feb. 6, 2009

AFFIDAVIT OF MAILING-Exhibit L

STATE OF FLORIDA
COUNTY OF LAKE

Before me, the undersigned authority, authorized to administer oaths and take Acknowledgements, personally, appeared CARL SMITH, who after being duly sworn on oath, did depose on oath and say that he is the Director of Corporate Development for Aqua Utilities Florida, Inc. and that on 1/29/, 2009, he did send by regular U.S. Mail, a copy of the notice attached hereto to each of the utilities, governmental bodies, agencies, and municipalities, in according with the list provided by the Florida Public Service Commission, which is attached hereto.

FURTHER AFFIANT SAYETH NAUGHT:

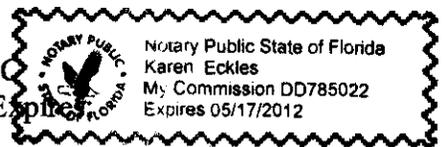

CARL SMITH

Sworn to and subscribed before me this 29th day of Jan, 2009, by Carl Smith, who is personally known to me.

STATE OF FLORIDA
COUNTY OF LAKE



Print Name
NOTARY PUBLIC
My Commission Expires



NOTICE OF TRANSFER OF WATER AND WASTEWATER SYSTEMS OF FOUNTAIN LAKES SEWER CORP. TO AQUA UTILITIES FLORIDA, INC.

Notice is hereby given on the 29th day of January, 2009 pursuant to Section 367.071, Florida Statutes of the Application for Approval of Transfer of the Wastewater System of Fountain Lakes Sewer Corp. located in Lee County Florida to Aqua Utilities Florida, Inc., (Aqua) and Amendment of Aqua's Wastewater Certificate No. 268-S. Aqua does not propose to change rates pursuant to this Application. The Fountain Lakes Sewer Corp. wastewater system provides service to the following described territory in Lee County, Florida:

LEGAL DESCRIPTION:

TOWNSHIP 47 SOUTH, RANGE 25 EAST IN LEE COUNTY, FLORIDA

SECTIONS 4 AND 9

ALL THAT PART OF SECTION 4, TOWNSHIP 47 SOUTH, RANGE 25 EAST, LYING MORE THAN 500 FEET WEST OF THE RIGHT-OF-WAY OF STATE ROAD 45, AND ALL THAT PART OF THE NORTH ½ OF THE NORTH ½ OF SECTION 9, TOWNSHIP 47 SOUTH, RANGE 25 EAST, LYING MORE THAN 500 FEET WEST OF THE RIGHT-OF-WAY OF STATE ROAD 45, CONSISTING OF 372.02 ACRES MORE OR LESS.

TOGETHER WITH THAT CERTAIN PARCEL OF LAND 400 FEET IN WIDTH AND 500 FEET IN DEPTH SITUATED IN SAID SECTION 4, LYING BETWEEN THE FOREGOING TRACT AND STATE ROAD 45 WHICH PARCEL IS DESCRIBED AS:

COMMENCE AT THE INTERSECTION OF THE SOUTH LINE OF SAID SECTION 4 AND THE WEST LINE OF STATE ROAD 45; THENCE NORTH 06°39'59" WEST ALONG THE SAID WEST LINE OF STATE ROAD 45 A DISTANCE OF 1867.59 FEET TO THE POINT OF BEGINNING, THENCE SOUTH 83°20'01" WEST A DISTANCE OF 500 FEET, THENCE NORTH 06°39'59" WEST A DISTANCE OF 400 FEET, THENCE NORTH 83°20'01" EAST A DISTANCE OF 500 FEET TO THE WEST LINE OF STATE ROAD 45, THENCE SOUTH 06°39'59" EAST ALONG SAID WEST LINE OF THE TAMiami TAIL A DISTANCE OF 400 FEET TO THE POINT OF BEGINNING.

Any objections to the Application must be made in writing and filed with the Director, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, no later than 30 days after the last date this notice was mailed or published, whichever is later, with a copy provided to Michael B. Twomey, Esq., Post Office Box 5256 Tallahassee, Florida 32314-5256. The objection must state the grounds for the objection with particularity.

Aqua Utilities Florida, Inc.
1100 Thomas Ave.
Leesburg, FL 34748

COMMISSIONERS:
MATTHEW M. CARTER II, CHAIRMAN
LISA POLAK EDGAR
KATRINA J. McMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP

STATE OF FLORIDA



TIMOTHY DEVLIN, DIRECTOR
DIVISION OF ECONOMIC REGULATION
(850) 413-6900

Public Service Commission

January 23, 2009

Mr. Carl Smith
Director, Corporate Development
Aqua Utilities Florida, Inc.
1100 Thomas Ave.
Leesburg, FL 34748

Re: Noticing List for Lee County for the Application for Transfer of the Wastewater Certificate No. 442-S in Lee County to Aqua Utilities Florida, Inc.

Dear Mr. Smith:

Enclosed is the list of water and wastewater utilities and governmental/regulatory agencies in the above mentioned county. Please refer to Commission Rule 25-30.030, Florida Administrative Code, for the noticing requirements. Noticing must be done in the proper format, consistent with the rule. If your notice is not in the proper format, you will be required to renotice and your application will be delayed. Instructions for preparation of a territory description are available upon request.

Please note that if your county list includes two Department of Environmental Regulation offices or two Water Management District offices, you must identify which is the proper district office for your notice.

You will note that the county list is dated and is valid for sixty days from that date. If you have not performed the noticing by this date, you must request an updated list.

If you have any questions, please contact the undersigned at (850) 413-6999.

Sincerely,

Handwritten signature of Richard Redemann in cursive.

Richard Redemann, PE
Bureau of Certification, Economics & Tariffs

RECEIVED
Enclosure

JAN 27 2009

Aqua Utilities
Florida Inc.
PSC Website: <http://www.floridapsc.com>

CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850
An Affirmative Action / Equal Opportunity Employer

Internet E-mail: contact@psc.state.fl.us

**LIST OF WATER AND WASTEWATER UTILITIES IN LEE COUNTY
(VALID FOR 60 DAYS)
01/23/2009 - 03/23/2009**

<u>UTILITY NAME</u>	<u>MANAGER</u>
<u>LEE COUNTY</u>	
AQUA UTILITIES FLORIDA, INC. (SU821) 3116 CAPITAL CIRCLE N.E., SUITE 5 TALLAHASSEE, FL 32308-7791	TROY RENDELL (850) 575-8500
BAYSHORE UTILITIES, INC. (WU013) 2259 CLUBHOUSE ROAD NORTH FT. MYERS, FL 33917-2523	WAYNE CARSON WAMPLER (239) 482-4024
BE UTILITY SYSTEMS, L.L.C. D/B/A BUCCANEER WATER SERVICE (WU730) % MANUFACTURED HOME COMMUNITIES, INC. 2 NORTH RIVERSIDE PLAZA, SUITE 800 CHICAGO, IL 60606-2682	HELMA REYNOLDS (239) 995-3337
ENVIRONMENTAL PROTECTION SYSTEMS OF PINE ISLAND, INC. (SU287) 3039 YORK ROAD ST. JAMES CITY, FL 33956-2303	KEVIN J. CHERRY (239) 283-1144
FOREST UTILITIES, INC. (SU293) 6000 FOREST BLVD. FT. MYERS, FL 33908-4318	DAVID SWOR (239) 481-0111
FOUNTAIN LAKES SEWER CORP. (SU572) 523 SOUTH EIGHTH STREET MINNEAPOLIS, MN 55404-1078	MARY JO KELLY (612) 332-7281
HUNTER'S RIDGE UTILITY CO. OF LEE COUNTY (SU674) 28400 HUNTERS RIDGE BLVD. BONITA SPRINGS, FL 34135-3511	DON HUPRICH (239) 992-6061
MOBILE MANOR WATER COMPANY, INC. (WU167) 150 LANTERN LANE NORTH FORT MYERS, FL 33917-6515	BONITA VANDALL (239) 277-0718
MSKP TOWN AND COUNTRY UTILITY, LLC D/B/A TOWN & COUNTRY UT (SU904) 17837 MURDOCK CIRCLE PORT CHARLOTTE, FL 33948-4000	CHARLES DESANTI (941) 235-6900
MSKP TOWN AND COUNTRY UTILITY, LLC D/B/A TOWN & COUNTRY UT (WU811) 17837 MURDOCK CIRCLE PORT CHARLOTTE, FL 33948-4000	CHARLES DESANTI (941) 235-6900
NI FLORIDA, LLC (WU920) 10913 METRONOME HOUSTON, UT 77043-2201	KENNETH A. HOFFMAN (850) 681-6788

**LIST OF WATER AND WASTEWATER UTILITIES IN LEE COUNTY
(VALID FOR 60 DAYS)
01/23/2009 - 03/23/2009**

UTILITY NAME

MANAGER

LEE COUNTY

NORTH FORT MYERS UTILITY, INC. (SU317)
P. O. BOX 2547
FT. MYERS, FL 33902-2547

JOEL SCHENKMAN
(239) 543-1005

NORTH FORT MYERS UTILITY, INC. (WU834)
P. O. BOX 2547
FT. MYERS, FL 33902-2547

JOEL SCHENKMAN
(239) 543-1005

PINE ISLAND COVE HOMEOWNERS ASSOCIATION, INC. (SU724)
7290 LADYFISH DRIVE
ST. JAMES CITY, FL 33956-2723

PAUL WILLIAMS
(239) 283-3100

USEPPA ISLAND UTILITY, INC. (WS249)
P. O. BOX 640
BOKEELIA, FL 33922-0640

TIM FITZSIMMONS
(239) 283-1061

UTILITIES, INC. OF EAGLE RIDGE (SU749)
200 WEATHERSFIELD AVENUE
ALTAMONTE SPRINGS, FL 32714-4027

PATRICK C. FLYNN
(407) 869-1919

**LIST OF WATER AND WASTEWATER UTILITIES IN LEE COUNTY
(VALID FOR 60 DAYS)
01/23/2009 - 03/23/2009**

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

CHAIRMAN, BOARD OF COUNTY COMMISSIONERS, LEE COUNTY
P. O. BOX 398
FT. MYERS, FL 33902-0398

CLERK OF THE CIRCUIT COURT, LEE COUNTY
P. O. BOX 2469
FORT MYERS, FL 33902-2469

DEP SOUTH DISTRICT
2295 VICTORIA AVE., SUITE 364
FORT MYERS, FL 33901

MAYOR, CITY OF CAPE CORAL
P. O. BOX 150027
CAPE CORAL, FL 33915-0027

MAYOR, CITY OF FT. MYERS
P. O. BOX 2217
FORT MYERS, FL 33902-2217

MAYOR, CITY OF SANIBEL
800 DUNLOP ROAD
SANIBEL, FL 33957-4096

S.W. FLORIDA REGIONAL PLANNING COUNCIL
1926 VICTORIA AVENUE
FT. MYERS, FL 33901

SO. FLORIDA WATER MANAGEMENT DISTRICT
P.O. BOX 24680
WEST PALM BEACH, FL 33416-4680

**LIST OF WATER AND WASTEWATER UTILITIES IN LEE COUNTY
(VALID FOR 60 DAYS)
01/23/2009 - 03/23/2009**

UTILITY NAME

MANAGER

STATE OFFICIALS

STATE OF FLORIDA PUBLIC COUNSEL
C/O THE HOUSE OF REPRESENTATIVES
THE CAPITOL
TALLAHASSEE, FL 32399-1300

OFFICE OF COMMISSION CLERK
FLORIDA PUBLIC SERVICE COMMISSION
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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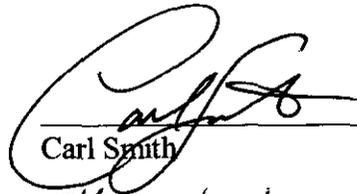
Docket No. 090056-SU
Filed: Feb 6, 2009

AFFIDAVIT OF MAILING- Exhibit -M

STATE OF FLORIDA
COUNTY OF LAKE:

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared CARL SMITH, , who, after being duly sworn on oath, did depose on oath and say that he is the Director of Corporate Development for Aqua Utilities Florida, Inc., and that on 1/29/, 2009, he/she did send by regular U. S. Mail, a copy of the notice attached hereto to each customer of the Fountain Lakes Sewer Corp. wastewater system.

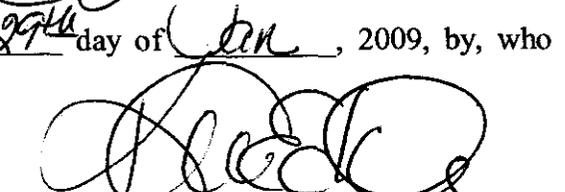
FURTHER AFFIANT SAYETH NOT.



Carl Smith

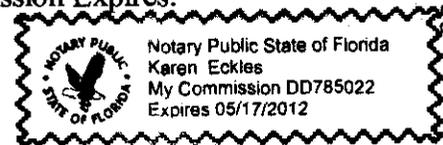
Sworn to and subscribed before me this 27th day of Jan, 2009, by, who is personally known to me.

STATE OF FLORIDA
COUNTY OF LAKE



Print Name

NOTARY PUBLIC
My Commission Expires:



DOCUMENT NUMBER-CATE
00952 FEB-6 09
FPSC-COMMISSION CLERK

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Aqua Utilities Florida, Inc.
1100 Thomas Ave.
Leesburg, FL 34748