

**SUNDSTROM,
FRIEDMAN & FUMERO, LLP**

Attorneys | Counselors



2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301

PHONE (850) 877-6555
FAX (850) 656-4029

www.sfflaw.com

February 24, 2012

VIA HAND DELIVERY

Ann Cole, Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

RECEIVED-PPSC
12 FEB 24 PM 3:43
COMMISSION
CLERK

Re: **PSC Docket No. 110298-SU; Farmton Water Resources, LLC
Application for Wastewater Certificate in Brevard County**

Dear Ms. Cole,

On October 27, 2011, I filed on behalf of Farmton Water Resources, LLC an Application for Original Wastewater Certificate in the above-referenced docket. By letter dated December 8, 2011 followed up by a letter with revised exhibits and tariffs dated December 27, 2011, I filed on behalf of Farmton Water Resources, LLC, a restrictive amendment to that application.

By this letter, Farmton Water Resources, LLC hereby wishes to restrictively amend the application for original wastewater certificate additionally to exclude one small parcel of property identified in my letter of February 17, 2012 as the Roark parcel (Parcel 3) containing 1.31 acres of land.

I am attaching hereto the following revisions to the application in order to incorporate all of the changes necessary for this second restrictive amendment.

1. Proposed Wastewater Territory sketches. First and second pages of Appendix B to Exhibit B (Engineering Report).
2. Legal description of proposed wastewater territory sketch last page of Appendix B to Exhibit B (Engineering Report).
3. Revised tariff sheets No. 3.1 – 3.4.

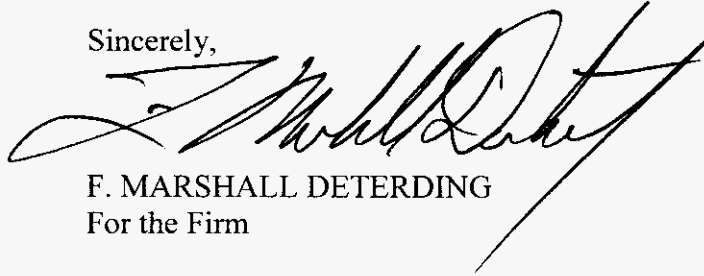
COM _____
 APA _____
 ECR 4 _____
 GCL 1 _____
 RAD _____
 SRC _____
 ADM _____
 OPC _____
 CLK _____

DOCUMENT NUMBER-DATE
 01079 FEB 24 12

Ms. Ann Cole
February 17, 2012
Page | 2

I am enclosing the original and five copies of each of these revised exhibits that should replace those filed with the restrictive amendment dated December 27, 2011. We believe that the attached changes are the only one necessary to the application in order to incorporate this second restrictive amendment. If you or members of staff have any questions in this regard, or need any further information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "F. Marshall Deterding", written in a cursive style. The signature is positioned above the printed name and title.

F. MARSHALL DETERDING
For the Firm

FMD/bsr

cc: Kathy Kaproth
Patti Daniel
Caroline Klancke, Esquire
Melissa Jones-Alexis
George Slemkewicz
Barbra Goering, Esquire
Glenn Storch, Esquire
Jim Boyd, PE
Robert C. Nixon, CPA

NAME OF COMPANY FARMTON WATER RESOURCES LLC

WASTEWATER TARIFF

(Continued from Sheet No. 3.0)

DESCRIPTION OF TERRITORY SERVED

A PART OF SECTIONS 4, 5, 6, 7, 8, 9, 15, 16, 17, 18, 19, 20 AND 21, TOWNSHIP 20 SOUTH, RANGE 34 EAST, BREVARD COUNTY, FLORIDA, AND A PART OF THE JOSEPH DELESPINE GRANT, SECTION 41, AND A PART OF THE BERNARDO SEGUI GRANT, SECTION 42, BOTH IN TOWNSHIP 20 SOUTH, RANGE 34 EAST, BREVARD COUNTY, FLORIDA AND SECTION 37, TOWNSHIP 21 SOUTH, RANGE 34 EAST, BREVARD COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:

FROM THE NORTHWEST CORNER OF SAID SECTION 6, AS THE POINT OF BEGINNING, RUN S.00°47'08"E., ALONG THE WEST LINE OF SAID SECTION 6, A DISTANCE OF 5,460.91 FEET; THENCE S.01°03'19"E., ALONG THE WEST LINE OF SAID SECTION 7, A DISTANCE OF 5,293.89 FEET; THENCE S.01°16'36"E., ALONG THE WEST LINE OF SAID SECTION 18, A DISTANCE OF 5,294.30 FEET; THENCE S.01°13'54"E., ALONG THE WEST LINE OF SAID SECTION 19, A DISTANCE OF 2,646.95 FEET; THENCE S.00°53'46"E., ALONG THE WEST LINE OF SAID SECTION 19, AND ALONG THE WEST LINE OF SAID TOWNSHIP 20 SOUTH, RANGE 34 EAST, A DISTANCE OF 2,646.82 FEET; THENCE S.01°11'54"E. ALONG THE WEST LINE OF SAID TOWNSHIP 20 SOUTH, RANGE 34 EAST, A DISTANCE OF 10596.94 FEET TO THE SOUTHWEST CORNER OF SAID TOWNSHIP 20 SOUTH, RANGE 34 EAST; THENCE S.00°44'05"E. ALONG THE WEST LINE OF SAID TOWNSHIP 21 SOUTH, RANGE 34 EAST, A DISTANCE OF 2705.30 FEET TO THE SOUTH LINE OF SAID BERNARDO SEGUI GRANT, SECTION 37, TOWNSHIP 21 SOUTH, RANGE 34 EAST; THENCE RUN ALONG THE SOUTH LINE OF SAID BERNARDO SEGUI GRANT THE FOLLOWING COURSES AND DISTANCES: N.78°54'18"E. A DISTANCE OF 12476.05 FEET; THENCE N.78°51'19"E. A DISTANCE OF 2644.03 FEET; THENCE N.78°54'23"E. A DISTANCE OF 2621.21 FEET; THENCE DEPARTING SAID SOUTH LINE, RUN N.16°53'42"W. A DISTANCE OF 660.00 FEET; THENCE S.78°47'52"W. A DISTANCE OF 2619.60 FEET; THENCE N.16°53'42"W. A DISTANCE OF 675.21 FEET; THENCE N.78°54'23"E. A DISTANCE OF 1319.00 FEET; THENCE N.16°50'34"W. A DISTANCE OF 1319.84 FEET; THENCE N.78°54'29"E. A DISTANCE OF 1299.88 FEET; THENCE N.16°54'12"W. A DISTANCE OF 647.20 FEET; THENCE S.78°54'29"W. A DISTANCE OF 1299.90 FEET; THENCE N.16°54'12"W. A DISTANCE OF 1978.43 FEET; THENCE N.17°01'13"W. A DISTANCE OF 2638.46 FEET; THENCE N.16°49'27"W, A DISTANCE OF 1336.66 FEET; THENCE N.78°54'29"E. A DISTANCE OF 1299.87 FEET; THENCE N.16°49'23"W. A DISTANCE OF 645.97 FEET; THENCE S.78°54'29"W. A DISTANCE OF 639.90 FEET; THENCE N.16°49'23"W. A DISTANCE OF 681.15 FEET; THENCE N.78°54'29"E. A DISTANCE OF 639.78 FEET; THENCE N.17°07'37"W. A DISTANCE OF 4960.27 FEET TO THE NORTH LINE OF THE BERNARDO SEGUI GRANT; THENCE N.78°50'28"E., ALONG THE NORTH LINE OF SAID BERNARDO SEGUI GRANT, A DISTANCE OF 7,858.19 FEET TO THE WEST RIGHT OF WAY LINE OF THE FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL (FORMERLY THE FLORIDA EAST COAST RAILROAD); THENCE RUN ALONG THE WEST RIGHT OF WAY LINE OF SAID FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL THE FOLLOWING COURSES AND DISTANCES; N.24°12'03"W., A DISTANCE OF 1,275.08 FEET TO A POINT OF CURVE TO THE LEFT HAVING A RADIUS OF 2,764.93 FEET AND A CENTRAL ANGLE OF 27°56'49", A CHORD DISTANCE OF 1,335.31 FEET, AND A CHORD BEARING OF N.38°10'27"W.; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 1,348.64 FEET; THENCE N.52°08'52"W., A DISTANCE OF 4,791.26 FEET TO THE WEST LINE OF SAID JOSEPH DELESPINE GRANT; THENCE N.10°15'13"W., ALONG THE WEST LINE OF SAID JOSEPH DELESPINE GRANT A DISTANCE OF 74.88 FEET; THENCE DEPARTING SAID LINE, CONTINUE ALONG THE WEST LINE OF SAID FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL THE FOLLOWING COURSES AND DISTANCES; N.52°08'52"W., A DISTANCE OF 753.03 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 5,779.65 FEET AND A CENTRAL ANGLE OF 12°13'18", A CHORD DISTANCE OF 1,230.50 FEET, AND A CHORD BEARING OF N.46°02'13"W.; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 1,232.84 FEET; THENCE N.39°55'34"W., A DISTANCE OF 3,846.52 FEET TO THE SOUTH LINE OF SAID SECTION 4; THENCE N.89°32'42"E., ALONG THE SOUTH LINE OF SAID SECTION 4, A DISTANCE OF 3,172.78 FEET; THENCE N.11°54'09"W., ALONG THE EAST LINE OF SAID SECTION 4, A DISTANCE OF 5,680.75 FEET; THENCE S.89°03'20"W., ALONG THE NORTH LINE OF SAID SECTION 4, A DISTANCE OF 3,213.88 FEET; THENCE S.89°03'20"W. ALONG THE NORTH LINE OF SAID SECTION 5, A DISTANCE OF 5,297.93 FEET; THENCE S.89°01'51"W., ALONG THE NORTH LINE OF SAID SECTION 6, A DISTANCE OF 5,623.75 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH,

MIKE BROWN
ISSUING OFFICER

MANAGER
TITLE

NAME OF COMPANY FARMTON WATER RESOURCES LLC

WASTEWATER TARIFF

(Continued from Sheet No. 3.1)

DESCRIPTION OF TERRITORY SERVED (Continued)

A PART OF CAPE ATLANTIC ESTATES, SECTION K-4 AND CAPE ATLANTIC ESTATES, SECTION K-4 FIRST ADDITION, UNRECORDED SUBDIVISIONS IN LOTS 3 AND 4 OF THE WISCONSIN-FLORIDA FRUIT LAND COMPANY SUBDIVISION, RECORDED IN MAP BOOK 2. PAGE 43, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, AND A PART OF LOT 6, PABLO FONTAINE GRANT, RECORDED IN DEED BOOK "D", PAGE 525, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, ALL BEING IN THE JOSEPH DELESPINE GRANT, SECTION 41, TOWNSHIP 20 SOUTH, RANGE 34 EAST, BREVARD COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:

FROM THE INTERSECTION OF THE CENTERLINE OF STATE ROAD NO. 9 (INTERSTATE NO. 95), WITH THE CENTERLINE OF COUNTY ROAD NO. 5A (STUCKWAY ROAD) AS NOW ESTABLISHED, RUN S.46°46'30"W. ALONG THE CENTERLINE OF SAID COUNTY ROAD NO. 5A, A DISTANCE OF 700.00 FEET TO THE POINT OF BEGINNING; THENCE RUN ALONG THE LIMITED ACCESS RIGHT OF WAY LINE OF SAID STATE ROAD NO. 9 THE FOLLOWING COURSES AND DISTANCES; S.43°13'30"E., A DISTANCE OF 100.00 FEET; THENCE N.46°46'30"E., A DISTANCE OF 100.00 FEET; THENCE S.80°09'25"E., A DISTANCE OF 124.82 FEET; THENCE S.27°54'28"E., A DISTANCE OF 470.67 FEET; THENCE DEPARTING SAID LIMITED ACCESS RIGHT OF WAY LINE, RUN S.72°12'58"W., A DISTANCE OF 727.92 FEET TO THE WEST RIGHT OF WAY LINE OF JABEZ ROAD, AN 80 FOOT RIGHT OF WAY; THENCE N.17°46'00"W. ALONG SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 266.94 FEET; THENCE N.43°13'30"W. ALONG SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 100.00 FEET; THENCE S.46°46'30"W. ALONG THE WESTERLY EXTENSION OF THE CENTERLINE OF SAID COUNTY ROAD NO. 5A, A DISTANCE OF 229.28 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 1,599.41 FEET AND A CENTRAL ANGLE OF 14°32'09", A CHORD DISTANCE OF 404.68 FEET, AND A CHORD BEARING OF S.54°02'34"W.; THENCE RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE AND SAID WESTERLY CENTERLINE EXTENSION A DISTANCE OF 405.76 FEET; THENCE DEPARTING SAID CENTERLINE EXTENSION, RUN S.13°57'30"E., A DISTANCE OF 547.24 FEET; THENCE N.76°02'30"E., A DISTANCE OF 421.73 FEET; THENCE S.17°46'00"E., A DISTANCE OF 140.31 FEET; THENCE S.76°02'30"W., A DISTANCE OF 151.05 FEET; THENCE S.13°57'30"E., A DISTANCE OF 350.00 FEET; THENCE N.76°02'30"E., A DISTANCE OF 174.35 FEET; THENCE S.17°46'00"E., A DISTANCE OF 278.77 FEET; THENCE N.72°14'00"E., A DISTANCE OF 563.38 FEET; THENCE S.13°57'30"E., A DISTANCE OF 206.60 FEET; THENCE N.76°02'30"E., A DISTANCE OF 430.00 FEET TO THE WESTERLY LIMITED ACCESS RIGHT OF WAY LINE OF SAID STATE ROAD NO. 9; THENCE S.13°57'30"E. ALONG SAID WESTERLY LIMITED ACCESS RIGHT OF WAY LINE, A DISTANCE OF 220.00 FEET; THENCE DEPARTING SAID WESTERLY LIMITED ACCESS RIGHT OF WAY LINE, RUN S.76°02'30"W., A DISTANCE OF 400.00 FEET; THENCE N.13°57'30"W., A DISTANCE OF 20.00 FEET; THENCE S.76°02'30"W., A DISTANCE OF 317.01 FEET TO THE WESTERLY RIGHT OF WAY LINE OF SAID JABEZ ROAD; THENCE S.17°46'00"E. ALONG SAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 553.89 FEET; THENCE DEPARTING SAID WESTERLY RIGHT OF WAY LINE, RUN S.76°02'30"W., A DISTANCE OF 644.78 FEET; THENCE S.13°57'30"E., A DISTANCE OF 430.00 FEET; THENCE S.76°02'30"W., A DISTANCE OF 250.00 FEET; THENCE N.13°57'30"W., A DISTANCE OF 230.00 FEET; THENCE S.76°02'30"W., A DISTANCE OF 250.00 FEET; THENCE N.13°57'30"W., A DISTANCE OF 100.00 FEET; THENCE S.76°02'30"W., A DISTANCE OF 990.00 FEET; THENCE N.13°57'30"W., A DISTANCE OF 165.00 FEET; THENCE S.76°02'30"W., A DISTANCE OF 390.57 FEET; THENCE N.11°14'36"W., A DISTANCE OF 495.56 FEET; THENCE N.76°02'30"E., A DISTANCE OF 697.09 FEET; THENCE S.13°57'30"E., A DISTANCE OF 330.00 FEET; THENCE N.76°02'30"E., A DISTANCE OF 330.00 FEET; THENCE N.13°57'30"W., A DISTANCE OF 660.00 FEET; THENCE N.76°02'30"E., A DISTANCE OF 330.00 FEET; THENCE N.13°57'30"W., A DISTANCE OF 330.00 FEET; THENCE S.76°02'30"W., A DISTANCE OF 165.00 FEET; THENCE N.13°57'30"W., A DISTANCE OF 330.00 FEET; THENCE S.76°02'30"W., A DISTANCE OF 495.00 FEET; THENCE S.13°57'30"E., A DISTANCE OF 165.00 FEET; THENCE S.76°02'30"W., A DISTANCE OF 330.00 FEET; THENCE S.13°57'30"E., A DISTANCE OF 165.00 FEET; THENCE S.76°02'30"W., A DISTANCE OF 335.79 FEET; THENCE S.11°14'36"E., A DISTANCE OF 147.16 FEET; THENCE S.78°46'46"W., A DISTANCE OF 439.39 FEET; THENCE S.11°14'07"E., A DISTANCE OF 385.00 FEET; THENCE S.78°46'46"W., A DISTANCE OF 289.12 FEET; THENCE N.11°13'56"W., A DISTANCE OF 385.00 FEET; THENCE S.78°46'46"W., A DISTANCE OF 289.09 FEET; THENCE S.11°13'46"E., A DISTANCE OF 385.00 FEET; THENCE S.78°46'46"W., A DISTANCE OF 1445.21 FEET; THENCE S.78°48'07"W. A DISTANCE OF 289.01 FEET; THENCE S.11°13'11"E., A DISTANCE OF 385.00 FEET; THENCE S.78°48'07"W., A DISTANCE OF 371.07 FEET TO THE EASTERLY RIGHT OF WAY LINE OF THE FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL (FORMERLY FLORIDA EAST COAST RAILROAD RIGHT OF WAY); THENCE S.37°50'30"W. ACROSS SAID RIGHT OF WAY, A DISTANCE OF 200.00 FEET; THENCE N.52°09'30"W. ALONG THE WESTERLY RIGHT OF WAY LINE OF SAID FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL,

MIKE BROWN
ISSUING OFFICER

MANAGER
TITLE

NAME OF COMPANY FARMTON WATER RESOURCES LLC

WASTEWATER TARIFF

(Continued from Sheet No. 3.2)

DESCRIPTION OF TERRITORY SERVED (Continued)

A DISTANCE OF 2,074.25 FEET; THENCE N.37°50'30"E. ACROSS SAID FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL, A DISTANCE OF 200.00 FEET; THENCE DEPARTING THE EASTERLY RIGHT OF WAY LINE OF SAID FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL, RUN N.78°48'07"E., A DISTANCE OF 574.28 FEET; THENCE S.11°12'47"E., A DISTANCE OF 411.40 FEET; THENCE N.78°48'07"E., A DISTANCE OF 578.01 FEET; THENCE N.11°13'00"W., A DISTANCE OF 785.00 FEET; THENCE N.78°48'07"E., A DISTANCE OF 288.98 FEET; THENCE S.11°13'06"E., A DISTANCE OF 373.60 FEET; THENCE N.78°48'07"E., A DISTANCE OF 577.97 FEET; THENCE N.11°13'14"W., A DISTANCE OF 373.60 FEET; THENCE N.78°46'46"E., A DISTANCE OF 2,312.27 FEET; THENCE N.11°14'36"W., A DISTANCE OF 238.49 FEET; THENCE N.76°02'30"E., A DISTANCE OF 150.17 FEET; THENCE N.11°14'36"W., A DISTANCE OF 660.74 FEET; THENCE N.76°02'30"E., A DISTANCE OF 419.41 FEET; THENCE N.13°57'30"W., A DISTANCE OF 330.00 FEET; THENCE N.76°02'30"E., A DISTANCE OF 330.00 FEET; THENCE S.13°57'30"E., A DISTANCE OF 330.00 FEET; THENCE N.76°02'30"E., A DISTANCE OF 990.00 FEET; THENCE N.13°57'30"W., A DISTANCE OF 660.00 FEET; THENCE N.76°02'30"E., A DISTANCE OF 1,195.40 FEET TO THE WESTERLY LIMITED ACCESS RIGHT OF WAY LINE OF SAID STATE ROAD NO. 9 ; THENCE RUN ALONG SAID LIMITED ACCESS RIGHT OF WAY LINE THE FOLLOWING COURSES AND DISTANCES; S.00°56'30"E., A DISTANCE OF 764.19 FEET; THENCE S.20°12'40"W., A DISTANCE OF 223.61 FEET; THENCE S.46°46'30"W., A DISTANCE OF 100.00 FEET; THENCE S.43°13'30"E., A DISTANCE OF 100.00 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPT THE FOLLOWING PARCEL:

FROM THE INTERSECTION OF THE EAST LINE OF SECTION 9, TOWNSHIP 20 SOUTH, RANGE 34 EAST, BREVARD COUNTY, FLORIDA, WITH THE SOUTHERLY RIGHT OF WAY OF THE FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL (FORMERLY THE FLORIDA EAST COAST RAILROAD), A 200 FOOT RIGHT OF WAY, RUN S.52°09'30"E. ALONG THE SOUTHERLY LINE OF SAID FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL A DISTANCE OF 216.62 FEET; THENCE DEPARTING SAID LINE, RUN N.37°50'30"E. ACROSS SAID FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL, A DISTANCE OF 200.00 FEET; THENCE DEPARTING THE EASTERLY RIGHT OF WAY LINE OF SAID FLORIDA EAST CENTRAL REGIONAL RAIL TRAIL, RUN N.78°48'07"E., A DISTANCE OF 574.28 FEET; THENCE S.11°12'47"E., A DISTANCE OF 411.40 FEET; THENCE N.78°48'07"E., A DISTANCE OF 578.01 FEET; THENCE N.11°13'00"W., A DISTANCE OF 785.00 FEET; THENCE N.78°48'07"E., A DISTANCE OF 288.98 FEET; THENCE S.11°13'06"E., A DISTANCE OF 373.60 FEET; THENCE N.78°48'07"E., A DISTANCE OF 577.97 FEET; THENCE N.11°13'14"W., A DISTANCE OF 373.60 FEET; THENCE N.78°46'46"E., A DISTANCE OF 2023.21 FEET; THENCE S.11°14'07"E. A DISTANCE OF 400.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S.11°14'07"E. A DISTANCE OF 385.00 FEET; THENCE S.78°46'46"W. A DISTANCE OF 144.54 FEET; THENCE N.11°14'01"W. A DISTANCE OF 385.00 FEET; THENCE N.78°46'46"E. A DISTANCE OF 144.53 FEET TO THE POINT OF BEGINNING.

MIKE BROWN
ISSUING OFFICER

MANAGER
TITLE

