

YOUNG, VAN ASSENDERP & VARNADOE, P.A.

ATTORNEYS AT LAW

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David B. Erwin  
C. Laurence Keesey  
Andrew I. Solis  
Kenza van Assenderp  
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Roy C. Young

William J. Roberts  
Of Counsel

Reply to:

Tallahassee

June 11, 1997

Gallie's Hall  
225 South Adams Street, Suite 200  
Post Office Box 1833  
Tallahassee, Florida 32302-1833  
Telephone (904) 222-7206  
Telecopier (904) 561-6634

SunTrust Building  
601 Laurel Oak Drive, Suite 300  
Post Office Box 7907  
Naples, Florida 34101-7907  
Telephone (941) 597-2814  
Telecopier (941) 597-1050

Ms. Blanca Bayo  
Director, Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Transfer of Controlling Stock Interest of the Water and  
Wastewater Systems of Indiantown Company, Inc.  
Docket No. 970556-WS

Dear Ms. Bayo:

At the time of filing of the Application in this docket,  
Indiantown Company, Inc. indicated that compliance with notice  
provisions would be accomplished through late-filed exhibits.  
Said exhibits are attached hereto, as follows:

1) Affidavit of David B. Erwin that notice of the appli-  
cation was sent by regular mail to the entities and utilities  
listed (as taken from the list obtained from the Commission) and  
that a complete copy of the application was hand delivered to the  
Public Counsel and the FPSC Clerk.

2) Affidavit of Don Hartsfield that notice (in the form  
attached) was sent to each subscriber of Indiantown Company, Inc.  
with the monthly bill for service for June 1997.

3) Proof of Publication from the Stuart News.

We believe that the notice requirements of Rule 25-30.030,  
F.A.C., and Section 367.045(1)(a), F.S. have been complied with.

At the time of filing the application, we did not have a  
copy of the stock purchase agreement signed by all the parties.  
Enclosed herewith are the signature pages which bear the

DOCUMENT NUMBER-DATE

05902 JUN 12 5

FPSC-RECORDS/REGISTRATION

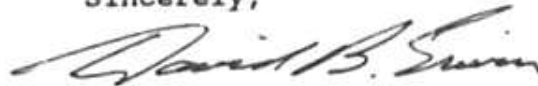
ACK \_\_\_\_\_  
AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAS \_\_\_\_\_  
LEW \_\_\_\_\_  
LIT \_\_\_\_\_  
RUB \_\_\_\_\_  
S \_\_\_\_\_  
W.S. \_\_\_\_\_  
OTH \_\_\_\_\_

Ms. Blanca Bayo  
June 11, 1997  
Page Two

signatures of the parties. These are pages 36 and 37 of Attachment B. Page 36 should replace the previous page 36 and page 37 should be added.

Please let me know if there are any other items that you need.

Sincerely,

A handwritten signature in cursive script, appearing to read "David B. Erwin".

David B. Erwin

DBE:akh  
Enclosures  
cc: Don Hartsfield

AFFIDAVIT

I, David B. Erwin, having been duly sworn, state that I sent a notice of the filing of the Indiantown Company, Inc.'s "Application for Transfer of Majority Organizational Control" by U.S. Mail, on May 9, 1997, to each of the following:

Fisherman's Cove of Stuart, Inc. P. O. Box 1830 Stuart, FL 34995-1830	FL Water Services Corporation P. O. Box 609520 Orlando, FL 32860-9520
Hobe Sound Water Company p. O. Box 68  Hobe Sound, FL 33475-0068	Hydratech Utilities, Inc. 6570 Southeast Federal Highway  Stuart, FL 34997-8383
IBSCO, Inc. P. O. Box 365 Jensen Beach, FL 34958-0365	Laniger Enterprises of America 1662 N.E. Dixie Highway Jensen Beach, FL 34957-6360
Miles Grant Water & Sewer Co. 200 Weathersfield Avenue Altamonte Springs, FL 32714	Plantation Utilities c/o IRP Realty 555 N.E. Ocean Blvd. Stuart, FL 34996-1692
Sailfish Point Utility Corp. Gardens Plaza 3300 P.G.A. Blvd., Ste. 900 Palm Beach Gardens, FL 33410	City of Stuart 121 S.W. Flagler Ave. Stuart, FL 34995-2139
Chairman, Board of County Commissioners, Martin County 2401 S.E. Monterey Road Stuart, FL 34996-3397	DEP Southeast District 400 N. Congress Ave. West Palm Beach, FL 33401
Mayor, Town of Jupiter Island P. O. Box 7 Hobe Sound, FL 33475-0007	Mayor, Town of Sewall's Point 1 South Sewall's Point Rd. Stuart, FL 34996-6730
Mayor, Town of Ocean Breeze Park P. O. Box 846 Jensen Beach, FL 34958-0846	Treasure Coast Regional Planning Council P. O. Box 1529 Palm City, FL 33491
South Florida Water Mgmt District P. O. Box 24680 West Palm Beach, FL 33416-4680	

In addition, I hand delivered a copy of the complete application in Docket No. 970556-WS, on May 9, 1997, to each of the following:

Jack Shreve  
Office of the Public Counsel  
111 West Madison St., Rm 812  
Tallahassee, FL 32399-1400

Blanco Bayo, Director  
Records and Reporting  
Florida Public Service Commission  
Tallahassee, FL 32399-0850

  
David B. Erwin

Subscribed and sworn to before me, this 20<sup>th</sup> day of  
May, 1997.

*Karen Darrah Robins*



KAREN DARRAH ROBINS  
MY COMMISSION # CC408875 EXPIRES:  
September 13, 1998  
BONDED THRU TROY FAIR INSURANCE, INC

LATE FILED EXHIBIT \_\_\_\_\_  
DOCKET NO. 970556-WS

**APPLICATION FOR TRANSFER OF MAJORITY ORGANIZATIONAL CONTROL**

(Section 367.071, Florida Statutes)

**LEGAL NOTICE**

Notice is hereby given on May 8, 1997, pursuant to Section 367.071, Florida Statutes, of the application for a transfer of majority organization control of INDIANTOWN COMPANY, INC, from INDIANTOWN COMPANY, INC., to POSTCO, INC., providing water service and wastewater service to the following described territory in Martin County, Florida:

The incorporated area in and around Indiantown, consisting of the following territory in

Township 39 South, Range 38 East

All of Section 22, South of State Road 710 R/W  
Section 25, The South 1/2  
Section 26, The West 1/2 of the South 1/2  
All of Section 27, South of State road 710 R/W  
All of Section 34  
All of Section 35, South of State Road 710 R/W  
All of Section 36

Township 40 South, Range 38 East

Section 1 - a portion north of West Farm Road

Township 40 South, Range 38 East

Section 2 - a portion north of West Farm Road

Township 39 South, Range 38 East

All of Section 33

Section 31, The South 1/4

Township 40 South, Range 39 East

All of Section 5

All of Section 6

All of Sections 4, 7, 8, 9, North of the St. Lucie Canal R/W

Any objection to this application must be made in writing within thirty (30) days from this date to the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. A copy of said objection should be mailed to the applicant, Indiantown Company, Inc., P.O. Box 397, Indiantown, FL 34956.

LIST OF WATER AND WASTEWATER UTILITIES IN MARTIN COUNTY

(VALID FOR 60 DAYS)  
05/06/1997-07/04/1997

UTILITY NAME

MANAGER

MARTIN COUNTY

FISHERMAN'S COVE OF STUART, INC. (WS073) P. O. BOX 1830 STUART, FL 34995-1830	ARTHUR G. QUINN, JR. (407) 287-5406
FLORIDA WATER SERVICES CORPORATION (WS231) P. O. BOX 609520 ORLANDO, FL 32860-9520	BRIAN P. ARMSTRONG (407) 880-0058
HOBE SOUND WATER COMPANY (WU108) P. O. BOX 68 HOBE SOUND, FL 33475-0068	MICHAEL A. CARFONE (407) 546-2511
HYDRATECH UTILITIES, INC. (WS115) 6570 SOUTHEAST FEDERAL HIGHWAY STUART, FL 34997-8383	GERALD BOBO (407) 286-3300
IBSCO, INC. (WS116) P. O. BOX 365 JENSEN BEACH, FL 34958-0365	ROBERT CUY (407) 334-6166
INDIANTOWN COMPANY, INC. (WS120) P. O. BOX 397 INDIANTOWN, FL 34956-0397	ROBERT M. POST, JR. (407) 597-3113
LANIGER ENTERPRISES OF AMERICA, INC. (WS617) 1662 N.E. DIXIE HIGHWAY JENSEN BEACH, FL 34957-6350	REGINALD J. BURGE (407) 334-3433
MILES GRANT WATER & SEWER CO. (UTILITIES INC. OF FLORIDA) (WS433) 200 WEATHERSFIELD AVENUE ALTAMONTE SPRINGS, FL 32714-4099	DON RASMUSSEN (407) 869-1919
PLANTATION UTILITIES (RADNOR/PLANTATION CORPORATION D/B/A) (WS436) & IRP REALTY 555 N.E. OCEAN BLVD. STUART, FL 34996-1692	STEPHEN H. OSBURN (407) 334-5778
SAILFISH POINT UTILITY CORPORATION (WS208) GARDENS PLAZA 3300 P.G.A. BLVD., SUITE 900 PALM BEACH GARDENS, FL 33410-2811	STEVE SMORE (407) 622-7550

LIST OF WATER AND WASTEWATER UTILITIES IN MARTIN COUNTY

(VALID FOR 60 DAYS)  
05/06/1997-07/04/1997

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

CITY OF STUART  
121 S.W. FLAGLER AVE.  
STUART, FL 34994-2139

CHAIRMAN, BOARD OF COUNTY COMMISSIONERS, MARTIN COUNTY  
2401 S.E. MONTEREY ROAD  
STUART, FL 34996-3397

DEP SOI THEAST DISTRICT  
400 NORTH CONGRESS AVENUE  
WEST PALM BEACH, FL 33401

MAYOR, TOWN OF JUPITER ISLAND  
P. O. BOX 7  
HOBE SOUND, FL 33475-0007

MAYOR, TOWN OF OCEAN BREEZE PARK  
P. O. BOX 846  
JENSEN BEACH, FL 34958-0846

MAYOR, TOWN OF SEWALL'S POINT  
1 SOUTH SEWALL'S POINT ROAD  
STUART, FL 34996-6730

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

TREASURE COAST REGIONAL PLAN, COUNCIL  
P. O. BOX 1529  
PALM CITY, FL 33491

LIST OF WATER AND WASTEWATER UTILITIES IN MARTIN COUNTY

(VALID FOR 60 DAYS)  
05/06/1997-07/04/1997

UTILITY NAME

MANAGER

STATE OFFICIALS

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

DIVISION OF RECORDS AND REPORTING  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850



**AFFIDAVIT**

I, Don Hatfield, having been duly sworn, hereby state that I have caused to be sent to each subscriber of Indiantown Company, Inc., along with their monthly bill for service for the month of June, 1997, a NOTICE that Indiantown Company, Inc. will file an application with the Florida Public Service Commission seeking approval of the sale and transfer of a controlling stock interest in Indiantown Company, Inc. to Postco, Inc.

Subscribed and sworn to before me, this 3rd day of June, 1997.

Joan Shevlin  
Notary Public

JOAN J. SHEVLIN  
My Comm Exp: 10/24/2000  
Bonded By Service Ins  
No. CC595681  
 Personally Known  Other I.D.

**APPLICATION FOR TRANSFER OF MAJORITY  
ORGANIZATIONAL CONTROL**

Notice is hereby given pursuant to Section 367.071, Florida Statutes, of the application for a transfer of majority organizational control of INDIANTOWN COMPANY, INC., from INDIANTOWN COMPANY, INC., to POSTCO, INC. INDIANTOWN COMPANY, INC., provides water service and wastewater service to the area in and around Indiantown, Florida. There will be no change in customer rates, service or tariffs. Service will continue to be provided by the new owner under the previous name of INDIANTOWN COMPANY, INC. If you have any questions regarding this matter, please contact:

Robert M. Post, Jr.  
Indiantown Company, Inc.  
P. O. Box 397  
Indiantown, Florida 34956  
(561) 597-3113

Any objection to this application must be made in writing within thirty (30) days from your receipt of this Notice to:

Director, Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
(904) 413-6770 or (800) 342-3552

A copy of said objection should be mailed to the applicant:

Indiantown Company, Inc.  
P. O. Box 397  
Indiantown, Florida 34956

May 30, 1997



# The Stuart News and The Port St. Lucie News

(an edition of The Stuart News)

STATE OF FLORIDA  
COUNTY OF MARTIN: COUNTY OF ST. LUCIE:

Before the undersigned authority appeared KATHLEEN N. PITCHARD who on oath says that he/she ACCOUNTS RECEIVABLE MANAGER of The Stuart News, and The Port St. Lucie News, a daily newspaper Published at Stuart in Martin County, Florida, that the attached copy of advertisement, being a \_\_\_\_\_

**LEGAL NOTICE**

in the matter of INDIANTOWN COMPANY, INC.

in the \_\_\_\_\_ Court, was Published in The Stuart News and The Port St. Lucie News in the issues of \_\_\_\_\_ MAY 13, 1997

Affiant further says that the said The Stuart News and The Port St. Lucie News is a newspaper published at Stuart, in said Martin County, Florida with offices and paid circulation in Martin County, Florida, and St. Lucie County, Florida and that the said newspapers have heretofore been continuously published in said Martin County, Florida and distributed in Martin County, Florida and St. Lucie County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he/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. The Stuart News has been entered as second class matter at the post office in Stuart, Martin County, Florida, and Ft. Pierce, St. Lucie County, Florida and has been for a period of one year next preceding the first publication of the attached copy of advertisement.

*[Handwritten Signature]*

Sworn to and subscribed before me

this 15th day of May, 1997  
CATHERINE RUDOLF  
 Notary Public - State of Florida  
 Commission Expires Apr 19, 2000  
 Commission # CF546552  
Catherine Rudolf  
 Notary Public

APPLICATION FOR TRANSFER  
OF MAJORITY ORGANIZATION  
CONTROL  
(Section 367.071,  
Florida Statutes)  
**LEGAL NOTICE**

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\_\_\_\_\_ Incorporated area in and adjacent Indiantown, consisting of the following territory in \_\_\_\_\_

- \_\_\_\_\_ Township 39 South, Range 38 East
- All of Section 22, South of State Road 710 R/W
- Section 25, The South 1/4
- Section 26, The West 1/4 of the \_\_\_\_\_
- All of Section 27, South of State Road 710 R/W
- All of Section 34
- All of Section 35, South of State Road 710 R/W
- All of Section 36

\_\_\_\_\_ Township 40 South, Range 38 East  
 Section 1 - a portion north of West Farm Road

\_\_\_\_\_ Township 40 South, Range 38 East  
 Section 2 - a portion north of West Farm Road

\_\_\_\_\_ Township 39 South, Range 39 East  
 All of Section 33  
 Section 31, 1/4 South 1/4

\_\_\_\_\_ Township 40 South, Range 39 East  
 All of Section 5  
 All of Section 6  
 All of Sections 4, 7, 8, 9, North of the St. Lucie Canal R/W

Any objection to this application MUST be made in writing within thirty (30) days from this date to the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shunard Drive Boulevard, Tallahassee, Florida 32399-0850. A copy of said objection should be mailed to the applicant, Indiantown Company, Inc., P.O. Box 397, Indiantown, FL 34956.

Pub. May 13, 1997

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.

INDIANTOWN COMPANY, INC., a Florida corporation (name to be changed to [CFC Parent, Inc.]

By:   
Robert M. Post, Jr.  
President

POSTCO, INC., a Florida corporation


By:   
Robert M. Post, Jr.  
President

APPROVAL BY INDIANTOWN COMPANY, INC. SHAREHOLDERS:

South Flora Land Development Corporation, a Florida corporation

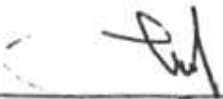
By:   
Thomas Beard  
President

National Investors Fund, Inc., a Delaware corporation

By:   
Thomas Beard  
President

SIGNATURE PAGES TO SUBSIDIARY STOCK PURCHASE AGREEMENT RE:  
SALE OF INDIANTOWN COMPANY, INC. SUBSIDIARY CORPORATIONS

  
Yves Jacques Rey-Millet

  
Christian Rey-Millet, by Paul  
Vernay, legal representative and  
guardian

SIGNATURE PAGES TO SUBSIDIARY STOCK PURCHASE AGREEMENT RE:  
SALE OF INDIANTOWN COMPANY, INC. SUBSIDIARY CORPORATIONS

296192.4 March 21, 1997 (10:03am)