



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: June 26, 1998
TO: Division of Records and Reporting
FROM: Division of Water & Wastewater (Golden) *mm*
RE: Docket No. 971157-WS, Application for amendment of Certificates Nos. 378-S and 447-W to add territory in Marion County, and request for new class of service by Decca Utilities, a Division of Decca

Please add the attached "First Amendment to Marion County/Decca Wholesale Water and Wastewater Supply Agreement Contract No. 97-1" to the docket file. I have attached an extra copy if you need it. Please feel free to call me at 413-7015 if you have any questions.

Attachment

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- LIN _____
- OPC _____
- RCH _____
- SEC 1
- WAS _____
- OTH *copy cover ltr. to each*

DOCUMENT NUMBER - DATE

06811 JUN 29 88

STATE RECORDS ADMINISTRATION

LAW OFFICES
ROSE, SUNDBY & BENTLEY, LLP

2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301

(850) 877-6555

CHRIS H. BENTLEY, P.A.
F. MARSHALL DETERING
MARTIN S. FRIEDMAN, P.A.
JOHN R. JENKINS, P.A.
STEVEN T. MENDELIN, P.A.
DAREN L. SHIPPY
WILLIAM E. SUNDBY, P.A.
DIANE D. TREMBLE, P.A.
JOHN L. WHARTON

MAILING ADDRESS
POST OFFICE BOX 1567
TALLAHASSEE, FLORIDA 32302-1567

TELEPHONE (850) 656-4029

June 22, 1998

ROBERT M. C. ROSE
OF COUNSEL

Mr. Richard Redemann
Florida Public Service Commission
Water and Wastewater Division
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0873

RECEIVED
JUN 24 1998

Re: First Amendment to Marion County/Decca Wholesale Water and
Wastewater Supply Agreement
Public Service Commission Order No. PSC-98-0475-FOF-WS
Our File No. 20982.13

Dear Richard:

In accordance with Public Service Commission Order No. PSC-98-0475-FOF-WS, Decca Utilities and Marion County have amended the Wholesale Water and Wastewater Supply Agreement. A copy of that Amendment is enclosed. It is my understanding that with the filing of this Amendment the above-referenced Docket will be closed.

Should you have any questions regarding the Amendment, please do not hesitate to give me a call.

Very truly yours,



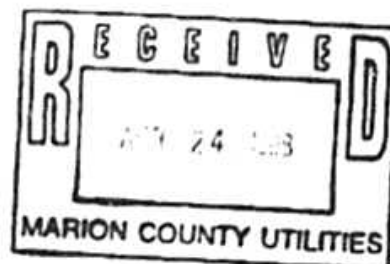
MARTIN S. FRIEDMAN
For the Firm

MSF/jmt
Enclosure
cc: Mr. Jim Bell
Mr. Chuck Pigeon

ADMINISTRATION
MAIL ROOM
JUN 24 7 15 AM '98
RECEIVED

This Instrument Prepared By:

MARTIN S. FRIEDMAN, ESQUIRE
Rose, Sundstrom & Bentley
2548 Blaiirstone Pines Drive
Tallahassee, Florida 32301
(850)877-6555
(850)656-4029 Fax



FIRST AMENDMENT TO
MARION COUNTY/DECCA
WHOLESALE WATER AND WASTEWATER
SUPPLY AGREEMENT
CONTRACT NO. 97-1

THIS FIRST AMENDMENT is made and entered into this 21st day of April, 1998 by and between DECCA UTILITIES, a Division of DEVELOPMENT & CONSTRUCTION CORPORATION OF AMERICA, a Florida Corporation, whose principal place of business is 8865 Southwest 104th Lane, Ocala, Florida 32676 (hereinafter "DECCA") and MARION COUNTY, a political subdivision of the State of Florida (hereinafter "COUNTY").

R E C I T A L S

1. On July 15, 1997, COUNTY and DECCA entered into a Wholesale Water and Wastewater Supply Agreement, Contract No. 97-1 (hereinafter "Contract").

2. The Contract was specifically made subject to approval by the Florida Public Service Commission (hereinafter "FPSC").

3. The PSC has approved the Contract with one modification to which COUNTY and DECCA agree.

ACCORDINGLY, in consideration of the above-stated Recitals and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties, the parties agree as follows:

SECTION 1. RECITALS. The above Recitals are true and correct, and form a material part of this First Amendment.

SECTION 2. The Contract shall be amended by substituting the following as Section 5 of the Contract:

PAYMENT OF BILLS. DECCA agrees to bill the COUNTY on a monthly basis. The COUNTY agrees to pay for all Water and Wastewater Service received from DECCA and agrees to make payments to DECCA within 20 days from the date the bill is rendered by DECCA. A past due notice will be mailed to the COUNTY after 20 days; if payment has not been received after one hundred ten (110) days from the original bill, service may be discontinued.

WITNESSETH

DECCA UTILITIES, a Division of DEVELOPMENT & CONSTRUCTION CORPORATION OF AMERICA

James A. Bell
Print Name: James A. Bell
James A. Bell

Kulbir Ghumman
By: Kulbir Ghumman, President
Chief Executive Officer

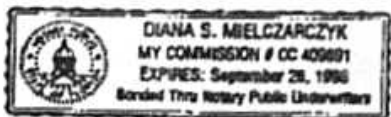
Patricia Ronderick
Print Name: PATRICIA RONDERICK

DATE: 3-23-98
[CORPORATE SEAL]

STATE OF FLORIDA
COUNTY OF MARION

The foregoing instrument was acknowledged before me this 23rd day of March, 1998, by Kulbir Ghumman, as President of DECCA UTILITIES, a Division of DEVELOPMENT & CONSTRUCTION CORPORATION OF AMERICA, a Florida Corporation, on behalf of the corporation. He is personally known to me or has produced _____ as identification.

[AFFIX NOTARY STAMP]



Diana S. Mielczarczyk
Signature of Notary Public
Diana S. Mielczarczyk
Print Notary Public Name
My Commission Expires:

MARION COUNTY, FLORIDA

Randy Harris
By: Randy Harris
County Chairman
DATE: 4-21-98

STATE OF FLORIDA
COUNTY OF MARION

SWORN to and subscribed freely and voluntarily for the purposes therein expressed before me by Randy Harris, Chairman of the Board of County Commissioners, known to me to be the person described in and who executed the foregoing, this 21st day of April, 1998.



Miriam Pauley
MY COMMISSION # CC680773 EXPIRES
October 22, 2001
KIMBLE INSURANCE CO. FAY INSURANCE CO.

[AFFIX NOTARY STAMP]

Miriam Pauley
Signature of Notary Public
Miriam Pauley
Print Notary Public Name
My Commission Expires:

FOR THE USE AND RELIANCE OF
MARION COUNTY ONLY. APPROVED
AS TO FORM.

APRIL 13, 1998

Thomas A. Cloud
Thomas A. Cloud
Utility Counsel