MEMORANDUM

November 6, 1998

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DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (CROSBY)

DIVISION OF WATER AND WASTEWATER (WALKER)

RE:

OTH ___

DOCKET NO. 971269-WS - APPLICATION FOR TRANSFER OF MAJORITY ORGANIZATIONAL CONTROL OF EACH MARION SANITARY SYSTEMS, INC. AND EAST MARION WATER DISTRIBUTION, INC. IN MARION COUNTY FROM DEL-AMERICAN/FIRST FEDERAL OF OSCEOLA TO HERBERT HEIN AND CHANGE IN NAME ON CERTIFICATE NO. 490-W FROM EAST MARION WATER DISTRIBUTION TO EAST MARION

SANITARY SYSTEMS, INC.

On July 7, 1998, this Commission issued Order No. PSC-98-0928-FOF-WS, which approved the transfer of the water and sewer systems to Herbert Hein. That Order also required East Marion Sanitary Systems, Inc. to provide proof of ownership or continued use of the land upon which the facilities are located. On November 4, 1998, East Marion Sanitary Systems, Inc. provided an affidavit regarding the East Marion Water Distribution Trust and East Marion Sanitary Systems Trust, which own the land upon which the facilities are located. This information satisfies the requirements of Order No. PSC-98-0928 FOF WS, and Docket No. 971269-WS. Therefore, please close Docket No. 971269-WS. Please place the

ACK attached Affidavit	in the docket file	
AFA		
APP		
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CMIJ Attachment	(
CTR		
EAG	OK	
LEG	SM IN	
LIN	12/2/98	
OPC		
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SEC	DOCUMENT NUMBER-DA	T
WAS	DOCUMENT NUMBER OA	

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FPSC-RECORDS/REPORTING

AFFIDAVIT OF HERBERT HEIN

TO: Florida Public Service Commission

RE: Ownership of Tract "B & C" of Trails East Subdivision as recorded in Plat Book "Z", Pages 37 through 40, inclusive, of the Public Records of Marion County, Florida.

NOW COMES Herbert Hein being duly sworn deposes and says:

That I Herbert Hein as President of East Marion Sanitary Systems Inc. have sole control & power of direction of the Land Trusts & Trustees for the above referenced properties. These properties are where the water & sever plants for the utility are located.

Herbert Hein

STATE OF Michigan)

)SS

COUNTY OF GENESEE)

On this <u>14</u> day of October 1998 before me personally came the above named <u>Herbert Hein</u> and made oath that he had read the foregoing Affidavit, and knows the contents thereof, and that the same is true of his own knowledge.

Donna Congdon

Donna Congdon Notary Public

Genesee County, Michigan

My Commission Expires: 10/18/02

NOV 0 4 1998

EAST MARION SANITARY SYSTEMS INC

CERTIFIED

1.0. BOX 1972

SILVER SPRINGS, FL.

34489-1972

Z 559 729 428

MAIL

RETURN RECEIPT RECUESTED

FLORIDA PUBLIC SERVICE COMMISSION DIVISION O 2540 SHUMAND OAK BOULEUAND TALLAHASSEE, FL 32399-6850

ATTN: LILA JABER