

710 NE 30TH AVE. OCALA, FLORIDA 34470 (352) 622-1171

Division of Commission Clerk & Administrative Svcs. 2540 Shumard Oak Boulevard Tallahassee, Fl. 32399-0850 September 27th, 2002

ORIGINAL

Attn: Patti Daniel Re: Docket No. 020650-WU

Dear Patti,

1.0

In response to your letter of September 16th, 2002, we are enclosing the information requested in paragraphs one and five.

Our CPA, Elsie Crippen is doing research on matters pertaining to the sale, and we do not anticipate being able to deliver the other information until October 31st, 2002.

Sincerely.

Tim Thompson, President Marion Utilities, Inc.

EMB SED OTH

10:6 NV 1-100 ZO

DISTRIBUTION CENTER

DOCUMENT HUMPEN-DATE

FPSC-CCr. LSCIDII CLERK



710 NE 30TH AVE. OCALA, FLORIDA 34470 (352) 622-1171

July 24, 2002

Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 Attn: Records & Reporting

Re: Docket Number 020650-W4

I certify that the attached notice was sent to all residents of Quadvilla Estates in accordance with Florida Public Service Commission rule number 25-30.030.

Sincerely, Tim E. Thompson

President, Marion Utilities, Inc.

TT/plt

EXHIBIT G



710 NE 30TH AVE. OCALA, FLORIDA 34470 (352) 622-1171

LEGAL NOTICE

6/28/2002

Notice is hereby given on 6/28/2002, pursuant to Section 367,071, Florida Statutes, of the application for a transfer of a portion of Water Certificate No. 347W held by Marion Utilities, Inc. from Marion Utilities, Inc. to Silver Springs Regional Water and Sewer, Inc. providing service to the following described territory in Marion County, Florida.

Legal Description

1

Section 1 Township 15 South Range 22 East

Quadvilla Estates:

The East 1/2 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4.

Sugar Hills Quadvillas:

The Northwest 1/4 of the Northwest 1/4 of Section 1, except the East $\frac{1}{2}$ of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of said Section 1.

Any objection to the said application must be made in writing <u>and filed</u> with the Director, Division of the Commission Clerk & Administrative Services, Florida Public Service Commission, 2540 Shumard Oaks Boulevard, Tallahassee, FL 32399-0850, within thirty (30) days from the date of this notice. At the same time a copy of said objection should be mailed to the applicant whose address is set forth below. The objection must state the grounds for the objection with particularity.

Marion Utilities, Inc. 710 NE 30th Avenue, Ocala, FL 34470.



September 25, 2002

Public Service Commission Mr. Timothy Devlin, Director Capital Circle Office Center 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0865

Re: Transfer of facilities from Marion Utilities, Inc. to Silver Springs Regional Water & Sewer, Inc. Certificate No. 347-W

Dear Mr. Devlin:

This letter is written to address "Membership" to those who obtain water and/or sewage services from Silver Springs Regional water & Sewer, Inc.. As published in the Bylaws of the Corporation, Article V,(enclosed); a member is one who is a record owner of property served by the water system, or a person having a substantial possessory interest in the property (a person who has the legal right to control and occupy under lease, the property) served by the water system. Each record owner or person who holds interest in the property served, shall have only one membership for each property served, thereby designating one vote.

The Board of Directors meet monthly, the first Wednesday of every month, and all meetings are open to the public. There is an agenda which is published before each meeting, which will designate which Members are present and the nature of their business.

If I can be of further assistance or additional information is needed, I can be reached at the below listed telephone number or address.

Sincerely,

Donna McMurdy Administrator

enclosure

cc: Mr. Tim Thompson, Marion Utilities, Inc. $_{\rm psc0925}$

Florida Instruction 1942-A Guide 8

ARTICLE V

<u>Membership</u>

Section 1. Membership will be limited to those who obtain the organization's services. acquire a tangible interest in its assets in proportion to the business done with the organization and have a voice in its management.

Section 2. Every person (which word as used herein includes and legal entity) who is a record owner of a fee or undivided fee interest, or having a substantial possessory interest, in a property served by the water system may become a member of the Corporation upon signing such applications and agreements for the purchase of water as may be provided and required by the Corporation and upon the payment of such connection fee as may be imposed by the Board of Directors provided that only one membership at a time may be held for each property served. A single membership may be issued to all persons owning or having a substantial possessory interest in the property. Only one membership may be held with respect to property at one time. The Board of Directors shall cause to be issued appropriate certificates of membership, provided that membership shall not be denied because of the applicant's race, color, creed, or national origin Membership may be denied if capacity of the Corporation's water system is exhausted by the need of its existing members, or, ir the proposed use by the applicant is such that it would interfere with existing uses previously authorized by the Board of Directors.

A. A substantial possessor interest is one where the person or persons have a legal right to control and occupancy of a property but do not have the legal or the equitable ownership of the property. It may be under a lease or similar right to possession.

(1) Before membership is allowed to one or more persons claiming such an interest, the Corporation will endeavor to obtain the application for membership from the owner of such property.

(2) Where membership is granted to one or more persons having a substantial possessory interest, the Corporation as a condition to the membership may require such applicant to post such collateral or bond as the Directors determine necessary to fully protect the Corporation from any additional risk that may be involved to the Corporation by reason of the lack of legal ownership in the applicant.

Section 3. Each member shall have only one membership for each property served, regardless of the number of service connections he may obtain to serve his property. Each

. ۲ membership certificate shall represent one vote. When more than one person holds the interest in a property served, the vote shall be exercised by the person in whose name to certificate is registered or by such person as the several persons my designate, but in no event shall more than one vote be cast with respect to any property.

Section 4. Membership shall be transferable but the transfer will be effective only when noted on the basis of the Corporation. Such transfer will be made only to a person who obtains a qualifying interest in the property. A member will transfer his membership in the Corporation to his successor in interest as part of the transaction whereby he disposes of his interest to said property The Secretary, upon request, will make note of such transfer upon the records of the Corporation but need not issue a new certificate to the successor in the interest of the former member.

Section 5. When membership in the Corporation is not transferred, it shall terminate upon the disposition or other termination of the member's interest in the property, regardless of whether or not the certificate is surrendered to the Corporation. Membership also may e terminated y action of the Board of Directors where the use of the property is changed so as to materially increase the amount of water consumed to the prejudice of other existing members or to the prejudice of the orderly operation of the system.

Section 6. Termination of membership will not result in forfeiture of the former member's rights and interest in the organizations's assets and he will not be precluded from receiving his proportionate share of any subsequent distribution of such assets by the organization.

Section 7. The termination of the membership of any member shall not disqualify for . membership any other person who has or obtains an interest in the property of the terminated member and who otherwise meets the requirements of these Bylaws.

Section 8. In the event a member's property inter4est is divested other than by voluntary means, such member's membership will pass to the trustee, receiver, executor, or the like who will e entitled either in person or through a designated representative to exercise all of the rights incident to such membership, but subject to such duties and liabilities also applicable to the membership. The trustee, receiver, executor, or the like, may terminate such membership by written notice to such effect, delivered or mailed to the Secretary of the Corporation. Upon the final disposition of such property rights, the owner thereof shall be entitled to membership in like manner as if the membership had been transferred to him by the original member as set forth in Section 4 above.

Section 9. Upon the transfer of a membership, the Corporation will not look to the successor in interest for the payment of any past due amounts. The Corporation will seek collection only from the individual who incurred such charges or assessments or from the property itself if a judgment lien had been duly perfected against such property.

¢