

ORIGINAL



215 SOUTH MONROE STREET
SUITE 815
TALLAHASSEE, FLORIDA 32301

(850) 412-2000
FAX: (850) 412-1307
KATHRYN.COWDERY@RUDEN.COM

May 12, 2005

Blanca S. Bayo, Director
Division of Commission Clerk and
Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 050313-WU
Application for Transfer of Majority Organizational Control of NHC Utilities,
Inc., Holder of Certificate No. 573-W in Charlotte County

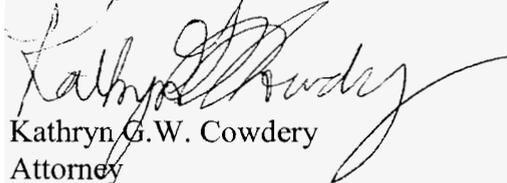
Dear Ms. Bayo:

Enclosed for filing on behalf of NHC Utilities, Inc., are:

1. An original and twelve copies of an executed Affidavit of Maggie B. Freedman, Legal Assistant, attesting that a copy of the Notice of the above application was sent by U.S. Mail to each of the utilities and governmental authorities identified on the service list provided by the Commission Staff for this purpose.
2. An original and twelve copies of an executed Affidavit of Micheline Fortier, Park Manager, attesting that a copy of the Notice of the above application was sent via U.S. Mail to each customer of record within the service area of NHC Utilities, Inc.

Please contact me if you have any questions.

Sincerely,


Kathryn G.W. Cowdery
Attorney

CMP _____
 COM _____
 CTR _____
 ECR _____
 GCL _____
 OPC _____
 MMS _____
 RCA _____
 SCR _____
 SEC 1
 OTH _____

Enclosures

TAL:52221:1

RUDEN, McCLOSKEY, SMITH, SCHUSTER & RUSSELL, P.A.

DOCUMENT NUMBER-DATE

04661 MAY 13 05

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Transfer of Majority)
Organizational Control of NHC Utilities, Inc.,) Docket No. _____
Holder of Certificate No. 573-W in)
Charlotte County, FL)

AFFIDAVIT

STATE OF: FLORIDA
COUNTY OF: LEON

BEFORE ME personally appeared Maggie B. Freedman, who being duly sworn,
deposes and says:

1. On May 6, 2005, under my direction, supervision and control, a Notice of Application was sent by U.S. Mail to each of the utilities and governmental authorities identified on the service list provided to me by the Commission Staff for this purpose; and
2. A copy of the Notice is appended hereto as Attachment 1.
3. A copy of the service list referred to in paragraph 1 hereinabove is appended hereto as Attachment 2.

FURTHER AFFIANT SAYS NOT.

Maggie B. Freedman
Maggie B. Freedman
Legal Assistant

Sworn to and subscribed before me this May 6, 2005.

Personally known: X



Mary F. Smallwood
Notary Public
My Commission Expires: 7-5-07

ATTACHMENT 1

**NOTICE OF APPLICATION FOR
TRANSFER OF MAJORITY ORGANIZATIONAL CONTROL OF
NHC UTILITIES, INC.**

Notice is hereby given on May 6, 2005, pursuant to Section 367.071, Florida Statutes, of the application for a transfer of majority organizational control of NHC Utilities, Inc., holder of Certificate No. 573-W, providing service to the following described territory in Charlotte County, Florida:

A portion of Plan No. 1 of a part of Ward Seven El Jobean, as recorded in Plat Book 2, Page 37, of the Public Records of Charlotte County, Florida, and a portion Plan No.2 of a part of Ward Seven El Jobean, as recorded in Plat Book 2, Page 48, of the Public Records of Charlotte County, Florida, all being more particularly described as follows:

Beginning at the intersection of the Northerly right of way line of Russell Avenue and the centerline of the C.H. & N. Railroad; thence South 72° 11' 23" West along the Northerly right of way line said Russell Avenue, a distance of 1257.07 feet to a point on the arc of a curve whose radius point bears South 67° 00' 19" West from said point, and being the right of way line of Seminole Circle; thence, Northerly and Westerly, along the arc of said curve, having a radius of 332 feet and a central angle of 49° 37' 52", an arc distance of 287.59 feet, to the Easterly right-of-way line of Southland Avenue; thence North 12° 11' 23" East, along said Easterly right-of-way line, a distance of 2024.95 feet; thence North 77° 48' 37" West, a distance of 1390.0 feet, to the center of Lincoln Park; thence North 17° 22' 27" East radially a distance of 331.97 feet to the intersection of Lincoln Circle with the Easterly right-of-way line of Hamner Avenue; thence North 12° 11' 23" East along the Easterly right-of-way line of Hamner Avenue, a distance of 1222.32 feet to the intersection with the Southeasterly right-of-way line of Colonial Avenue; thence North 72° 11' 23" East along the Southeasterly right-of-way line of Colonial Avenue, a distance of 605.01 feet to the Southwesterly extension of the Southeasterly right-of-way line of Ward Road; thence North 12° 11' 23" East along the Southeasterly right-of-way line of Ward Road, a distance of 417.62 feet to a point on the North line of Section 21, Township 40 South, Range 21 East, Charlotte County, Florida; thence South 89° 32' 10" East along the North line of said Section 21, a distance of 2212.21 feet to the intersection with the centerline of the C.H. & N. Railroad; thence South 12° 11' 23" West along said centerline, a distance of 4258.40 feet to the Point of Beginning, containing 202.5285 acres, more or less.

Any objections to the said application must be made in writing and filed with the Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870, no later than

thirty (30) days after the last date that the notice was mailed or published, whichever is later. At the same time, a copy of said objection should be mailed to Kathryn G.W. Cowdery, Ruden, McClosky, 215 South Monroe Street, Suite 815, Tallahassee, Florida 32301, (850) 412-2000, attorneys for NHC Utilities, Inc. The objection must state the grounds for the objection with particularity.

ATTACHMENT 2

**LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY
(VALID FOR 60 DAYS)
04/28/2005 - 06/26/2005**

UTILITY NAME

MANAGER

CHARLOTTE COUNTY

BOCILLA UTILITIES, INC. (WU744)
7025-A PLACIDA ROAD
ENGLEWOOD, FL 34224-8758

R. CRAIG NODEN
(941) 697-2000

LAKE SUZY UTILITIES, INC. D/B/A AQUA UTILITIES FLORIDA, IN (WS798)
% AQUASOURCE, INC.
6960 PROFESSIONAL PARKWAY EAST, #400
SARASOTA, FL 34240-8432

NANCE GUTH
(941) 907-7411

LITTLE GASPARILLA WATER UTILITY, INC. (WU838)
P. O. BOX 5145
GROVE CITY, FL 34224-0145

JOHN R. BOYER
(941) 626-8294

MSM UTILITIES, LLC (WS891)
9696 BONITA BEACH ROAD, SUITE 210
BONITA SPRINGS, FL 34135-8504

BEN J. MALTESE
(239) 444-1444

NHC UTILITIES, INC. (WU796)
TWO NORTH RIVERSIDE PLAZA, SUITE 800
CHICAGO, IL 60606-2682

NANCY REYNOLDS
(312) 279-1480

TOWN AND COUNTRY UTILITIES COMPANY (WU811)
2220 PALMER STREET
PITTSBURGH, PA 15218-2603

RICHARD S. CUDA
(941) 639-3958

UTILITIES, INC. OF SANDALHAVEN (SU809)
200 WEATHERSFIELD AVENUE
ALTAMONTE SPRINGS, FL 32714-4027

PATRICK C. FLYNN
(407) 869-1919

**LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY
(VALID FOR 60 DAYS)
04/28/2005 - 06/26/2005**

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

BOARD OF COUNTY COMMISSIONERS, CHARLOTTE COUNTY
CHARLOTTE COUNTY ADMINISTRATION CENTER
18500 MURDOCK CIRCLE, ROOM 536
PORT CHARLOTTE, FL 33948-1094

CLERK OF THE CIRCUIT COURT, CHARLOTTE COUNTY
CHARLOTTE COUNTY ADMINISTRATION CENTER
18500 MURDOCK CIRCLE, ROOM 423
PORT CHARLOTTE, FL 33948-1094

DEP SOUTH DISTRICT
2295 VICTORIA AVE., SUITE 364
FORT MYERS, FL 33901

MAYOR, CITY OF PUNTA GORDA
326 WEST MARION AVENUE
PUNTA GORDA, FL 33950-4492

S.W. FLORIDA REGIONAL PLANNING COUNCIL
P.O. BOX 3455
NORTH FT. MYERS, FL 33918-3455

S.W. FLORIDA WATER MANAGEMENT DISTRICT
2379 BROAD STREET
BROOKSVILLE, FL 34609-6899

SOUTH FLORIDA WTR MANAGEMENT DISTRICT
P.O. BOX 24680
WEST PALM BEACH, FL 33416-4680

**LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY
(VALID FOR 60 DAYS)
04/28/2005 - 06/26/2005**

UTILITY NAME

STATE OFFICIALS

MANAGER

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

DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES
FLORIDA PUBLIC SERVICE COMMISSION
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850