LAW OFFICES

## ROSE, SUNDSTROM & BENTLEY, LLP

**2548 BLAIRSTONE PINES DRIVE** TALLAHASSEE, FLORIDA 32301

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Longwood, Florida 32779 (407) 830-6331 Fax (407) 830-8522

Martin S. Friedman, P.A. Brian J. Street

CHRISTIAN W. MARCELLI, OF COUNSEL (LICENSED IN NEW YORK ONLY)

Ms. Ann Cole Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

Re: Grove Utilities, Inc.; Application for Deletion of Service Territory and Cancellation of Water Certificate 633-W and Wastewater Certificate 542-S Docket No.: 060601

Dear Ms. Cole:

FREDERICK L. ASCHAUER, JR. CHRIS H. BENTLEY, P.A.

ROBERT C. BRANNAN

F. MARSHALL DETERDING JOHN R. JENKINS, P.A. Kyle L. Kemper

STEVEN T. MINDLIN, P.A.

DIANE D. TREMOR, P.A. JOHN L. WHARTON

ROBERT M. C. ROSE, (1924-2006)

CHASITY H. O'STEEN WILLIAM E. SUNDSTROM, P.A.

> Enclosed for filing in the above-referenced docket please find an original and five copies each of late filed Exhibit "C" and Exhibit "D" providing public notice of the Application for Deletion of Service Territory and Cancellation of Water Certificate 633-W and Wastewater Certificate 542-S filed on behalf of Grove Utilities, Inc. Should you have any questions, please feel free to contact me.

Sincerely, enkins For the Firm

JRJ/kem

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OPC RCP SSC SGA

ADM

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cc: Ms. Katie Sproul Mr. Ron Edwards David Genson, P.E.

DOCUMENT NUMBER-DATE 03906 APR 27 ප FPSC-COMMISSION CLERK

April 27, 2009

### VIA HAND DELIVERY

### EXHIBIT "C"

#### FORM OF AFFIDAVIT OF NOTICE

### STATE OF FLORIDA COUNTY OF LEON

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Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared <u>ACMWNL</u> . MWNL who, after being duly sworn on oath, did depose on oath and say that she is the secretary to John R. Jenkins, Esq., attorney for GROVE UTILITIES, INC. and that on <u>AWI</u> . 2009 she did send by regular mail, a copy of the notice attached hereto to each of the utilities and governmental authorities, as set forth on the list provided by the Florida Public Service Commission, which is also attached hereto.

### FURTHER AFFIANT SAYETH NAUGHT.

2009.

bv

Sworn to and subscribed before me this 22 day Katharine E. Murphy who is personally known to me.

Print JacquelynM NOTARY PUBLIC

of

My Commission Expires:



JACQUELYN M. TRIBBLE Commission DD 646218 Expires June 5, 2011 Bonded Tray Tray Fain Insurance 800 335 7019

> 03906 APR 27 8 FPSC-COMMISSION CLERK

### LEGAL NOTICE

e . ...

Notice is hereby given on April 15, 2009, pursuant to §367.045, Florida Statutes, of the application of Grove Utilities, Inc., 2600 Golden Gate Parkway, Naples, FL, 34105, to amend its Water Certificate No. 633-W and Wastewater Certificate No. 542-S to delete territory in Okeechobee County, Florida as follows:

All of Sections 1, 2, 3, 10, 11, 12, 13, 14, and 15 in Township 34 South, Range 36 East, Okeechobee County, Florida, less and except the following described lands:

Beginning at a concrete monument marking the Southeast corner of said Section 13, run N89°26'05" W a distance of 5284, 42' to an iron pipe marking the Southwest corner of said Section 13; thence run S89°42'28" W a distance of 5114.05' along the south line of Section 14 to an iron pipe at the S.W. corner thereof; thence run N89°31'14" W along the south line of Section 15 a distance of 5302.02' to a concrete monument marking the Southwest corner of said Section 15; thence run N 00°00'14" E along the West line of Section 15 a distance of 174.49'; thence run S 89°12'07" E along a fence line a distance of 5302.87' to a point which is 145' North of the Southwest corner of said Section 14; thence run S 00° 12'46" W a distance of 20.0'; thence run N 89°42'28" E along a line lying parallel to and 125' North of the South line of Section 14 a distance of 5113.88' to a point which is 125' North of the Southwest corner of Section 13; thence run S 89°26'05" E along a line parallel to and 125' North of the South line of Section 13 a distance of 5149.10' to a point which is 135' West and 125' North of the Southeast corner of Section 13; thence run N 00°00'22" W a distance of 100'; thence run S 89°26'05"E a distance of 135' to the East line of said Section 13; thence run S 00°00'22" E a distance of 225' to the point of beginning at the Southeast corner of Section 13, Township 34 South, Range 36 East, Okeechobee County, Florida.

Any objection to the said application must be made in writing and filed with the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 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.

JOHN R. JENKINS ROSE, SUNDSTROM & BENTLEY, LLP 2548 Blairstone Pines Drive Tallahassee, Florida 32301

### LIST OF WATER AND WASTEWATER UTILITIES IN OKEECHOBEE COUNTY (VALID FOR 60 DAYS) 03/24/2009 - 05/22/2009

#### UTILITY NAME

### OKEECHOBEE COUNTY

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GROVE UTILITIES, INC. (WS903) 2600 GOLDEN GATE PARKWAY NAPLES, FL 34105-3227

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PINE RIDGE MANAGEMENT CORPORATION (WS895) P. O. BOX 307 LAKE PLACID, FL 33862-0307

THE VANTAGE DEVELOPMENT CORPORATION (SU877) 1595 S.E. 32ND AVENUE OKEECHOBEE, FL 34974-6522

ZACHARY TAYLOR CAMPING AND LODGE, INC. (SU876) 2995 HIGHWAY 441 S.E. OKEECHOBEE, FL 34974-6899

.

<u>MANAGER</u>

JOHN R. JENKINS (850) 877-6555

VIRGINIA L. GADSDEN (863) 699-1582

JOE HAZELLIEF (863) 763-4892

CHARLES R. FREED (863) 763-3377

### LIST OF WATER AND WASTEWATER UTILITIES IN OKEECHOBEE COUNTY (VALID FOR 60 DAYS) 03/24/2009 - 05/22/2009

#### UTILITY NAME

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<u>MANAGER</u>

#### **GOVERNMENTAL AGENCIES**

CENTRAL FL REGIONAL PLANNING COUNCIL P.O. BOX 2089 BARTOW, FL 33831

CLERK, BOARD OF COUNTY COMMISSIONERS, OKEECHOBEE COUNTY 304 N. W. 2ND STREET OKEECHOBEE, FL 34972-4146

DEP CENTRAL DISTRICT 3319 MAGUIRE BLVD., SUITE 232 ORLANDO, FL 32803-3767

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

MAYOR, CITY OF OKEECHOBEE 55 S. E. 3RD AVENUE OKEECHOBEE, FL 34974-2932

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

ST.JOHNS RIVER WTR MANAGEMENT DISTRICT P.O. BOX 1429 PALATKA, FL 32178-1429

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## LIST OF WATER AND WASTEWATER UTILITIES IN OKEECHOBEE COUNTY (VALID FOR 60 DAYS) 03/24/2009 - 05/22/2009

#### UTILITY NAME

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MANAGER

#### STATE OFFICIALS

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

OFFICE OF COMMISSION CLERK FLORIDA PUBLIC SERVICE COMMISSION 2540 SHUMARD OAK BOULEVARD TALLAHASSEE, FL 32399-0850





107 S.W. 17th Street, Suite D, Okeechobee, FL 34974

## STATE OF FLORIDA COUNTY OF OKEECHOBEE

Before the undersigned authority personally appeared Judy Kasten, who on oath says she is Publisher of the Okeechobee News, a three times a week Newspaper published at Okeechobee, in Okeechobee County, Florida, that the attached copy of advertisement being a <u>Public Notice</u>

in the matter of Legal Notice

in the 19th Judicial District of the Circuit Court of Okeechobee County, Florida, was published in said newspaper in the issues of

# APTIN 17, 2009

Affiant further says that the said Okeechobee News is a newspaper published at Okeechobee, in said Okeechobee County, Florida, and that said <sup>1</sup> newspaper has heretofore been published continuously in said Okeechobee County, Florida each week and has been entered as second class mail matter at the post office in Okeechobee, in said Okeechobee County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that 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.

Sworn to and subscribed before me this

AD2009 day of

Notary Public, State of Florida at Large



#### LEGAL NOTICE

Notice is hereby given on April 17th, 2009, pursuant to §367.045, Florida Statutes, of the application of Grove Utilities, Inc., 2600 Golden Gate Parkway, Naples, FL, 34105, to amend its Water Certificate No. 633-W and Wastewater Certificate No. 542-S to delete territory in Okeechobee County, Florida as follows:

All of Sections 1, 2, 3, 10, 11, 12, 13, 14, and 15 in Township 34 South, Range 36 East, Okeechobee County, Fiorida, less and except the following described lands:

ing described lands: Beginning at a concrete monument marking the Southeast corner of said Section 13, run N89°2605" W a distance of 5284, 42' to an iron pipe marking the Southwest corner of said Sectian 13, thence run S89°4228" W a distance of 5114.05" along the south line of Section 14 to an iron pipe at the S.W. corner thereof, thence run N89°4278" marking the Southwest corner of said Sectian 15, thence run N00°014" E along the West line of Section 15 a distance of 5302.02' to a concrete monument marking the Southwest corner of said Section 15, thence run N00°014" E along the West line of Section 15 a distance of 5302.87' to a point which is 145' North of the Southwest corner of said Section 14', thence run S 00 246' W a distance of 20.07', thence run N 89°4226" E along a line lying parallel to and 125' North of the South line of Section 14 a distance of 5113.88' to a point which is 125' North of the Southwest corner of Section 135' West and 125' North of the Southwest corner of Section 13, thence run N 09°0022" W a distance of 100'; thunce run S 89°2605"E a distance run N 09°0022" W a distance of 100'; thunce run S 89°2605"E a distance run N 09°0022" W a distance of 100'; thunce run S 80°2605"E a distance run N 00°0022" W a distance of 100'; thunce run S 80°2605"E a distance run N 00°0022" W a distance of 100'; thunce run S 80°2605"E a distance run N 00°0022" W a distance of 100'; thunce run S 80°2605"E a distance run N 00°0022" W a distance of 100'; thunce run S 80°2605"E a distance run N 00°0022" W a distance of 100'; thunce run S 80°2605"E a distance run N 00°0022" W a distance of 100'; thunce run S 80°2605"E a distance run N 00°0022" W a distance of 100'; thunce run S 80°2605"E a distance run N 00°0022" W a distance of 100'; thunce run S 80°2605"E a distance run N 00°0020.2" K and Section 13'; thence run S 00°0022"E a distance of 2.25' to the point of beginning at the Southeast corner of Section 13'; township ad South, Runga 36 East, Ckeechobee County, Findka.

Any objection to the said application must be made in writing and filed with the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within thuy (30) days from the date of this notice. At the same time, a copy of said objection should be mailed to the applicant winse address is set forth below. The objection must state the grounds for the objection with particuarity.

318040 ON 4/17/09

JOHN R. JENKINS ROSE, SUNDSTROM & BENTLEY, LLP 2548 Blairstone Pines Drive Tallahassee, Florida 32301

DOCUMENT NUMBER-DATE 0 3 9 0 6 APR 27 8 FPSC-COMMISSION CLERK

(863) 763-3134