

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.



DIVISION OF WATER & WASTEWATER
CHARLES H. HILL
DIRECTOR
(850) 413-6900

Public Service Commission

February 12, 1999

Mr. Martin S. Friedman
Rose, Sundstrom & Bentley, LLP
2548 Blairstone Pines Drive
Tallahassee, Florida 32301

Re: Docket No. ⁹⁸¹⁹⁰⁷~~981907~~-WU: Application for transfer of majority organizational control of Ocala Oaks Utilities, Inc., holder of Certificate No. 346-W in Marion County, to AquaSource Utility, Inc.

Dear Mr. Friedman:

This letter is to follow up the telephone conversation you had with Ms. Samantha McRae of the Division of Legal Services, concerning deficiencies in the above referenced docket. You provided some information to Ms. McRae during your conversation, however the following is still needed.

Deficiency

Evidence utility owns the land. Pursuant to Rule 25-30.037(3)(i), F.A.C., evidence that the utility owns the land upon which the utility treatment facilities are located is to be provided as part of the application. A review of the deeds provided reveals:

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- LIN _____
- OPC _____
- RCH _____
- SEC /
- WAS _____
- OTH _____

- a. Quit-Claim Deed from W.M. Palmer Company to Ocala Oaks Utilities, Inc. Please provide either a Warranty Deed or proof of title insurance for this property.
- b. Indenture from Continental Development Corp. of Ocala to Ocala Oaks Utilities, Inc. Please provide either a Warranty Deed or proof of title insurance for this property.
- c. Indenture from Ocala Oaks, Inc. to Harold Ellzey. Please provide either a Warranty Deed of property to Ocala Oaks, Inc., or proof of title insurance for this property.

DOCUMENT NUMBER - DATE

01949 FEB 15 99

FPSC-RECORDS/REPORTING

Mr. Martin S. Friedman
Page 2
February 12, 1999

Additional Information Needed

1. A copy of the purchase agreement including both the purchase amount and the proposed closing date.

Should the closing take place prior to Public Service Commission approval of the transfer of majority organizational control a statement must be provided as to why it was necessary. A show cause issue will be included in the recommendation for the docket.

2. Mr. Mike Ellzey indicated that there is a typographical error in the original order's property description. Please include the corrected property description.

Please file an original and five copies of the requested information no later than March 12, 1999, with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

If you have any questions please call Stephanie Clapp at (850) 413-6997.

Sincerely,



John D. Williams, Chief
Bureau of Policy and Industry Structure

JW:sc
Enclosure

cc: Division of Water and Wastewater (Hill, lowe, Clapp, Redemann)
Division of Legal Services (McRae)
Division of Records and Reporting