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PLEASE REPLY TO:

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\* BOARD CERTIFIED  
REAL ESTATE LAWYER

March 10, 1995

Director, Division of Records & Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0870

Re: Gasparilla Island Water Association, Inc.  
Docket # 941044-WS

Dear Sir:

Pursuant to conversations with Scott Edmonds, Esq., a staff attorney with your Commission, we transmit herewith the affidavit of Darrell Polk who is General Manager of Gasparilla Island Water Association, Inc. (GIWA).

As is pointed out in the affidavit, GIWA is a Florida corporation not-for-profit controlled by its members who are the exclusive users of the water and wastewater service provided by the corporation, which operates mostly on Gasparilla Island in Lee and Charlotte Counties.

This affidavit is submitted in support of the application of GIWA to be exempt from the PSC regulation of rates.

ACK \_\_\_\_\_

AFA \_\_\_\_\_ If anything further is required we will comply promptly with your request.

APP \_\_\_\_\_

CAF \_\_\_\_\_

CMU \_\_\_\_\_

CTR \_\_\_\_\_

EAG \_\_\_\_\_

LEG L

LIN LW:jkf

OPC Enclosure

RCH CC: Darrell Polk, General Manager (w/enclosure)

C L100/GIWA-RL) #10065.1-1

WAS Lok

OTH \_\_\_\_\_

Cordially,

WOTITZKY & WOTITZKY

*Leo Wotitzky*  
Leo Wotitzky

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FPSC-RECORDS/REPORTING

AFFIDAVIT

STATE OF FLORIDA  
COUNTY OF LEE

Before me, the undersigned officer, personally appeared DARRELL POLK, who, after being by me first duly sworn, deposed:

1. My name is Darrell Polk; I am now and have been for fourteen years General Manager of Gasparilla Island Water Association, Inc. (GIWA), a Florida corporation not-for-profit, with its sole place of business at Boca Grande on Gasparilla Island in Lee County, Florida. I make this affidavit on personal knowledge.

2. GIWA provides water and wastewater service exclusively to its members on Gasparilla Island and its immediate environs in Lee and Charlotte Counties. GIWA does not now, and does not expect in the future to sell water or sewer service to any individual or entity that is not a member of GIWA.

3. GIWA is not now, and never was, owned or controlled by any developer. It was created and is controlled by those who are members and who subscribe to and pay for water and wastewater service which GIWA provides.

4. GIWA owns, or holds on multi-year lease, the lands on which its water and wastewater facilities are situated; and it owns all of its facilities.

5. this affidavit is made to support the application of GIWA for exemption from regulation by the Florida Public Service Commission.

IN WITNESS WHEREOF, I hereunto set my hand and seal at Boca Grande in Lee County, Florida, this ninth day of March, 1995.

Darrell Polk  
Darrell Polk

Subscribed and sworn to before me by Darrell Polk, who is personally known to me, this 9th day of March, 1995.



NANCY ANN CLARK  
My Comm Exp 12/28/98  
Bonded By Service Inc  
No. CC403476  
 Personally Known (1) Other ( )

Nancy A. Clark  
Notary Public  
NANCY A. CLARK

Print Name of Notary Public  
My Commission Expires: 12/28/98  
Commission No.: CC403476

(Notary Seal) DOCUMENT NUMBER - ~~DATE~~

02750 MAR 13 1995

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