

STATE OF FLORIDA

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DIVISION OF WATER & WASTEWATER
CHARLES H. HILL
DIRECTOR
(904) 413-6900

Public Service Commission

December 29, 1997

ORIGINAL

Mr. F. Marshall Deterding, Esq.
Rose, Sundstrom & Bentley
2548 Blairstone Pines Drive
Tallahassee, FL 32301

Re: Docket No. 971621-WS; Application of Rainbow Springs Utilities, L.C. for Amendment of Water and Wastewater Certificates Nos. 355-W and 311-S by Rainbow Springs Utilities in Marion County.

Dear Mr. Deterding:

After reviewing the application in the above referenced docket, the staff has identified the following deficiencies. Please correct and/or provide additional information as requested.

1. As required by Section 367.045(1)(a), Florida Statutes (F.S.), and Rule 25-30.030, Florida Administrative Code (F.A.C.), the utility must provide notice of the application and provide affidavits that the notice was given. The notice must be given to the governmental entities and all utilities in the county, all cities located in the county, and to each of the customers in the proposed territory. The notice must be published in a newspaper. The affidavit for the notice to the utilities and the governmental entities have been filed. Please file the affidavits for the customers and the newspaper when the noticing is complete.

2. As required by Rule 25-30.036(3)(e), Florida Administrative Code, the utility must provide a description of the territory proposed to be served, using township, range and section references as specified in Rule 25-30.030(2), Florida Administrative Code. It appears that all of the railroad lines in that area have been acquired by the Atlantic Coast Line Railroad (ACL Railroad). Our map references the Seaboard System Railway and the S. S. Railway. If the ACL Railroad acquired these railway lines, we will need to make a reference to the former railroads in the territory description to prevent confusion. Also, in Section 13 a reference is made to the area South and West of County Road No. 320. This road is not on our map, so it cannot be used. However, the railroad appears to run adjacent to County Road No. 320, and it appears that the description could substitute South and West of the ACL Railroad for the county road. Another possible solution is to write a small metes and bound description to correct the problem. Finally, the description for Section 18 does not correspond to the area on the map. It appears that there is a line or two missing in the territory

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