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October 9, 2008

#### **E-FILING**

Ann Cole, Commission Clerk Office of Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

RE: Docket No. 080613-SU; Silver Lake Utilities, Inc.'s Application for Amendment to Wastewater Certificate No. 546-S to Extend its Service Area in Highlands County, Florida

Our File No.: 43005.03

Dear Ms. Cole:

Enclosed for filing is Silver Lake Utilities, Inc.'s Notice of Filing Late Filed Exhibit "H" to its Application, which is the Affidavit evidencing notice has been given to each property owner in the proposed territory.

Should you have any questions concerning this matter, please do not hesitate to call me.

Very truly yours,

CHRISTIAN W. MARCELLI

Of Counsel

CWM/tlc Enclosures

cc: Christopher Shoemaker, Utilities Manager (w/enclosures)

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application of SILVER LAKE UTILITIES, INC. for Amendment to Wastewater Certificate No. 546-S in Highlands County, Florida

Docket No. Docket No. 080613-SU

### NOTICE OF FILING LATE FILED EXHIBIT "H"

SILVER LAKE UTILITIES, INC., by and through its undersigned attorneys, hereby gives notice of filing in the above-referenced docket Late Filed Exhibit "H" to its Application, which is the Affidavit evidencing notice has been given to each property owner in the proposed territory.

Respectfully submitted on this 9<sup>th</sup> day of October, 2008, by:

ROSE, SUNDSTROM & BENTLEY, LLP 2180 W. State Road 434, Suite 2118

Longwood, Florida 32779 Telephone: (407) 830-6331

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(407) 830-8522

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MARTIN S. FRIEDMAN

For the Firm

## AFFIDAVIT OF MAILING

STATE OF FLORIDA
COUNTY OF High lands
BEFORE ME, the undersigned authority, authorized to administer oaths and take
acknowledgments, personally appeared Christopher Shoansker who, after being duly
sworn on oath, did depose on oath and say that he/she is the MANAGET of
Silver Lake Utilities, Inc., and that on the 29th day of September, 2008, he/she did
send by regular U.S. mail, a copy of the notice attached hereto to each of the property
owner(s) in the proposed territory.
FURTHER AFFIANT SAYETH NAUGHT.
Cum for 18 Superusion
Printed Name: CHRISTOPHER A. SHOEMAKER
Title: UTILITIES MANAGER
Sworn to and subscribed before me this 6 day of September, 2008, by
<u>Christophs Shoerah</u> as <u>Manager</u> of Silver Lake Utilities, Inc., who is personally known to me or who has produced as identification.

Notary Public – State of Florida

Printed Name: Lorraine M Hogve
My Commission Expires: 01/09/2010

Morary Public State of Florida
Lorrane M Hogue
My Commission DD488167
Expires 01/09/2010

# NOTICE OF APPLICATION TO AMEND WASTEWATER CERTIFICATE TO EXTEND SERVICE AREA BY SILVER LAKE UTILITIES, INC. IN HIGHLANDS COUNTY, FLORIDA

NOTICE IS HEREBY GIVEN on this 29th day of September, 2008, pursuant to Section 367.045, Florida Statutes, and Section 25-30.030, Florida Administrative Code, of the of the Application of Silver Lake Utilities, Inc., to amend Wastewater Certificate No. 546-S, to add territory in Highlands County, Florida. The Applicant proposes to extend its existing certificated wastewater service area to include the following land:

Beginning at the Southeast corner of Section 1, Township 36 South, Range 29 East, said point also being the Northwest corner of Section 7, Township 36 South, Range 30 East; Thence East, along the North line of said Section 7, to the East line of the West 330 feet of the Northwest quarter; Thence South, along said East line to the point of intersection with the South line of the North 1320 feet of the Northwest quarter; Thence West, along said South line to the West line of said Section 7, said line also being the East line of Section 12, Township 36 South, Range 29 East; Thence South along the East line of Section 12 and Section 13, Township 36 South, Range 29 East to the ordinary high water line of Lake Apthorpe; Thence meander along said ordinary high water line Southwesterly and Westerly to the West line of the Northeast quarter of the Southeast quarter of said Section 13; Thence North, along said West line to the South line of the North one-half of said Section 13; Thence West along said South line to the ordinary high water line of S.E. Lake Nellie; Thence Northerly, Westerly and Southerly along said ordinary high water line back to the aforesaid South line of the North one-half of said Section 13; Thence West along said South line and along the South line of the North onehalf of Section 14, Township 36 South, Range 29 East; to a line 200 feet East of and parallel with, as measured at right angles to, the Easterly right-of-way line of U.S. Highway 27; Thence Northerly along said line, a distance of 447.50 feet; Thence Westerly departing said line, a distance of 200 feet, to the aforesaid Easterly right-of-way line of U.S. Highway 27; Thence Northerly along said Easterly right-of-way line to the North line of said Section 14; said line also being the South line of Section 11, Township 36 South, Range 29 East; Thence West along said South line to the Southwest corner of said Section 11; Thence North along the West line of said Section 11 to the North line of the South one-half of the Northwest quarter of said Section 11; Thence East along said North line to the East right-of-way line of aforesaid U.S. Highway 27; Thence Northwesterly along said Easterly right-of-way line to the North line of the South one-half of Section 3, Township 36 South, Range 29 East; Thence East along said North line and along the North line of the South one-half of Section 2, Township 36 South, Range 29 East, to the Easterly right-of-way line of County Road 17; Thence Southerly along said Easterly right-of-way line to the South line of the North one-half of the North one-half of the North one-half of the South one-half of said Section 2; Thence East along said South line to the East line of said Section 2, said line also being the West line of aforesaid Section 1, Township 36 South, Range 29

East; Thence continue East along the South line of the North one-half of the Northwest quarter of the Northwest quarter of said Section 1 to the East line of the Northwest quarter of the Northwest quarter of the Southwest quarter of said Section 1; Thence North along said East line to the North line of the South one-half of said Section 1; Thence East along said North line to the Northeast corner of the Northwest quarter of the Southeast quarter of said Section 1; Thence South along the East line of said Northwest quarter of the Southeast quarter to the Southeast corner of said Northwest of the Southeast quarter, said point also being the Northwest corner of the Southeast quarter of the Southeast quarter of the Southeast quarter to the Northeast corner of said Southeast quarter of the Southeast quarter to the Northeast corner of said Southeast quarter of the Southeast quarter of said Section 1; Thence East along the North line of said Southeast quarter of the Southeast quarter of said Section 1; Thence South, along the East line of said Section 1, to the Southeast corner of said Section 1 and the Point of Beginning.

Also including any portion of said S.E. Lake Nellie that may be determined to be privately owned by Lykes Bros, Inc.

Any objections to the Application must be made in writing <u>and filed</u> with the Commission Clerk, Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, no later than 30 days from the date of this Notice, with a copy to Martin S. Friedman, Esquire, Rose, Sundstrom & Bentley, LLP, 2180 W. State Road 434, Suite 2118, Longwood, Florida 32779. The objection must state the grounds for the objection with particularity.

Silver Lake Utilities, Inc. 106 S. W. County Road 721 Okeechobee, FL 34974