# Holland & Knight

315 South Calhoun Street, Suite 600 | Tallahassee, FL 32301 | T 850.224.7000 | F 850.224.8832 Holland & Knight LLP | www.hklaw.com RECEIVED-FPSC

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COMMISSION CLERK

D. Bruce May, Jr. (850) 425-5607 bruce.may@hklaw.com

January 24, 2011

Via Hand-Delivery

Ms. Ann Cole Florida Public Service Commission 2540 Shumard Oak Boulevard Betty Easley Conference Center, Room 110 Tallahassee, FL 32399-0850

> Re: In Re: Aqua Utilities Florida, Inc.'s Application for Approval of Transfer of Harbor Hills Utilities, L.P. Water System and Amendment of Certificate in Lake County, Florida ("Water Application")

and

In re: Aqua Utilities Florida, Inc.'s Application for Original Certificate for an Existing Wastewater System, Request Initial Rates and Charges, and Amendment of Certificate in Lake County, Florida ("Wastewater Application")

Docket No. 110019-WS

Dear Ms. Cole:

Enclosed for filing on behalf of Aqua Utilities Florida, Inc. ("AUF") in the abovereferenced docket are the original and seven (7) copies of the following:

# Water Application

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- Late-filed Exhibit "L" An Affidavit executed by Jack Lihvarcik, Vice President and Chief Operating Officer of AUF, affirming that notice was provided to all entities appearing on the notice list provided by the Florida Public Service Commission as required by Rule 24-30.030(8), Florida Administrative Code;
  - Late-Filed Exhibit "M" An Affidavit executed by Jack Lihvarcik, Vice President and Chief Operating Officer of AUF, affirming that notice was provided to each

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-Atlanta | Bethesda | Boston | Chicago | Fort Lauderdale | Jacksonville | Lakeland | Los Angeles | Miami | New York Northern Virginia | Orlando | Portland | San Francisco | Tallahassee | Tampa | Washington, D.C. | West Palm Beach customer of the water system as required by Rule 25-30.030(6), Florida Administrative Code.

- 3. Late-Filed Exhibit "N" An Affidavit of Carolyn J. Midora with *The Villages Daily Sun* serving Lake County, Florida, affirming that the appropriate legal notice was published on January 13, 2011, in a newspaper of general circulation in the territory proposed to be served.
- 4. Exhibit "T" The original affidavit of John Lihvarcik dated January 7, 2010, affirming that AUF has tariffs and current annual reports on file with the Florida Public Service Commission.
- 5. Exhibit "V" The original affidavit of John Lihvarcik dated January 7, 2010, affirming that the facts stated in the Water application and exhibits attached thereto are true and correct.

# Wastewater Application

- 1. Late-Filed Exhibit "M" An Affidavit executed by Jack Lihvarcik, Vice President and Chief Operating Officer of AUF, affirming that notice was provided to all entities appearing in the notice list provided by the Florida Public Service Commission as required by Rule 25-30.030(8), Florida Administrative Code.
- 2. Late-Filed Exhibit "N" An Affidavit executed by Jack Lihvarcik, Vice President and Chief Operating Officer of AUF, affirming that notice was provided to each customer of the wastewater system as required by Rule 25-30.030(6), Florida Administrative Code.
- 3. Late-Filed Exhibit "O" An Affidavit of Carolyn J. Midora with *The Villages Daily Sun*, serving Lake County, Florida, affirming that the appropriate legal notice was published on January 13, 2011, in a newspaper of general circulation in the territory proposed to be served.
- 4. The original affidavit of John Lihvarcik dated January 7, 2010, affirming that the facts stated in the Wastewater application and exhibits attached thereto are true and correct.

Ann Cole January 24, 2011 Page 3

Please acknowledge receipt of these filings by stamping the extra copy of this letter "filed" and returning the copy to me. Thank you for your assistance.

Sincerely,

HOLLAND & KNIGHT LLP

smb 1. D. Bruce May, Jr.

DBM:kjg Encls.

cc: Kimberly A. Joyce, Esq. Troy Rendell Jack Lihvarcik

FPSC-COMMISSION OLEDK

00514 JAN 24 =

# Docket No. 110019-WS

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# LATE-FILED EXHIBIT "L"

<u>For</u>

# Water Application

# **AFFIDAVIT OF MAILING**

# STATE OF FLORIDA COUNTY OF LAKE

In re: Aqua Utilities Florida, Inc.'s Application ) for Approval of Transfer of Harbor Hills Utilities ) L.P. Water System and Amendment of Certificate ) In Lake County, FL )

Docket No. 110019-WS

Filed: January 21, 2011

Before me, the undersigned authority, authorized to administer oaths and take

Acknowledgements, personally, appeared John Lihvarcik, who after being duly sworn on oath, did depose on oath and say that he is the Vice President and Chief Operating Officer of Aqua Utilities Florida, Inc., and that on January 10, 2011 he did send by regular U.S. Mail, a copy of the notice attached hereto to each of the utilities, governmental bodies, agencies, and municipalities, in according with the list provided by the Florida Public Service Commission, which is attached hereto.

### FURTHER AFFIANT SAYETH NAUGHT:

OI LIHVARCI

Sworn to and subscribed before me this 20th day of January, 2011, by John Lihvarcik, who is personally known to me.

Garry a Keleest

Print Name CAthy AGIlbert NOTORY PUBLIC y Commission Expires: 5/19/12

STATE OF FLORIDA COUNTY OF LAKE



#### UTILITY NAME

#### LAKE COUNTY

<u>MANAGER</u>

AQUA UTILITIES FLORIDA, INC. (WS881) 2228 CAPITAL CIRCLE N.E., SUITE 1A TALLAHASSEE, FL 32308-4306

BRENDENWOOD WATER SYSTEM, INC. (WU020) 3153 PENWA COURT LONGWOOD, FL 32779-3109

CENTURY ESTATES UTILITIES, INC. (WU725) P. O. BOX 1234 APOPKA, FL 32704-1234

COLINA BAY WATER COMPANY, LLC (WU900) 161 EGLINTON AVENUE EAST, SUITE 600 TORONTO, ONTARIO M4P 1J5 CANADA,

CWS COMMUNITIES LP (WU839) 14 CORAL STREET JSTIS, FL 32726-6710

HARBOR HILLS UTILITIES, L.P. (WU727) 6538 LAKE GRIFFIN ROAD LADY LAKE, FL 32159-2900

HIDDEN VALLEY SPE LLC D/B/A ORANGE LAKE (WS892) 15840 STATE ROAD 50, LOT 32 CLERMONT, FL 34711-8715

LAKE UTILITY SERVICES, INC. (WU553) 200 WEATHERSFIELD AVENUE ALTAMONTE SPRINGS, FL 32714-4027

LAKE UTILITY SERVICES, INC. (WS641) 200 WEATHERSFIELD AVENUE ALTAMONTE SPRINGS, FL 32714-4027

LAKE YALE TREATMENT ASSOCIATES, INC. (WS823) 38141 MAYWOOD BAY DRIVE LEESBURG, FL 34788-8134

OAK SPRINGS, LLC (WU875) 1886 CANOVA STREET S. PALM BAY, FL 32909-2931 TROY RENDELL (850) 575-8500

DEBORAH J. DAY BRACELAND (352) 383-7908

JOSEPH LINARTAS (352) 787-0732

SHELDON FENTON (416) 440-2904 EXT 220

MICHAEL MATHISEN (352) 589-1190

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GARY MORSE (352) 382-3414

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MICHAEL CAMPBELL (321) 837-0565

··· · \_

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#### LAKE COUNTY

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RAINTREE UTILITIES, INC. (WU663) P. O. BOX 1840 EUSTIS, FL 32727-1840

SHANGRI-LA BY THE LAKE UTILITIES, INC. (WS728) 1214 WEST IL ROUTE 72 LEAF RIVER, IL 61047-9614

SOUTHLAKE UTILITIES, INC. (WS638) 2215 RIVER BLVD. JACKSONVILLE, FL 32204-4647

SUN COMMUNITIES FINANCE, LLC D/B/A WATER OAK UTILITY (WS755) THE AMERICAN CENTER 27777 FRANKLIN ROAD, SUITE 200 DUTHFIELD, MI 48034-8205

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UTILITIES, INC. OF PENNBROOKE (WS861) 200 WEATHERSFIELD AVENUE ALTAMONTE SPRINGS, FL 32714-4027

W.B.B. UTILITIES, INC. (WU639) 4223 BAIR AVENUE FRUITLAND PARK, FL 34731-5618 <u>MANAGER</u>

SANDRA S. WESSON (352) 787-2944

KEITH J. SHAMROCK (352) 357-0250

MERTIS L. WERNER (616) 887-8888

WILLIAM J. DEAS (904) 387-9292

JIM HOEKSTRA (248) 208-2554

WILLIAM CAREY (352) 450-1706

PATRICK C. FLYNN (407) 869-1919 EXT 1359

RICHARD S. BAIR (352) 787-3107

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- 2 -

#### UTILITY NAME

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#### GOVERNMENTAL AGENCIES

<u>MANAGER</u>

ADMINISTRATOR, CITY OF UMATILLA P. O. BOX 2286 UMATILLA, FL 32784-2286

CLERK, BOARD OF COUNTY COMMISSIONERS, LAKE COUNTY P. O. BOX 7800 TAVARES, FL 32778-7800

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

DEP SOUTHWEST DISTRICT 13051 N. TELECOM PARKWAY TEMPLE TERRACE, FL 33637-0926

EAST CENTRAL FLORIDA PLANNING COUNCIL 631 NORTH WYMORE ROAD, SUITE 100 MAITLAND, FL 32751

MAYOR, CITY OF CLERMONT P. O. BOX 120219 CLERMONT, FL 32712-0219

MAYOR, CITY OF EUSTIS P. O. DRAWER 68 EUSTIS, FL 32727-0068

MAYOR, CITY OF FRUITLAND PARK 506 WEST BERCKMAN STREET FRUITLAND PARK, FL 34731-3200

MAYOR, CITY OF GROVELAND 156 SOUTH LAKE AVENUE GROVELAND, FL 34736-2597

MAYOR, CITY OF LEESBURG P. O. BOX 490630 LEESBURG, FL 32749-0630

MAYOR, CITY OF MASCOTTE P. O. BOX 56 MASCOTTE, FL 34753-0056

. .. .....

#### UTILITY NAME

#### MANAGER

#### **GOVERNMENTAL AGENCIES**

MAYOR, CITY OF MINNEOLA P. O. BOX 678 MINNEOLA, FL 34755-0678

.

MAYOR, CITY OF MOUNT DORA P. O. BOX 176 MOUNT DORA, FL 32756-0176

MAYOR, CITY OF TAVARES P. O. BOX 1068 TAVARES, FL 32778-1068

MAYOR, TOWN OF ASTATULA P. O. BOX 609 ASTATULA, FL 34705-0609

MAYOR, TOWN OF HOWEY-IN-THE-HILLS P. O. BOX 128 HOWEY-IN-THE-HILLS, FL 34737-0128

MAYOR, TOWN OF LADY LAKE 409 FENNELL BLVD. LADY LAKE, FL 32159-3159

MAYOR, TOWN OF MONTVERDE P. O. BOX 560008 MONTVERDE, FL 34729-0008

ST. JOHNS RIVER UTILITY, INC. P.O. BOX 77 ASTOR, FL 32102

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

#### UTILITY NAME

### STATE OFFICIALS

MANAGER

OFFICE OF PUBLIC COUNSEL 111 WEST MADISON STREET SUITE 812 TALLAHASSEE, FL 32399-1400

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

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# LATE-FILED EXHIBIT "M"

<u>For</u>

Water Application

In re: Aqua Utilities Florida, Inc.'s Application ) for Approval of Transfer of Harbor Hills Utilities ) L.P. Water System and Amendment of Certificate ) In Lake County, FL )

Docket No. 110019-WS Filed: January 21, 2011

# **AFFIDAVIT OF MAILING**

### STATE OF FLORIDA COUNTY OF LAKE

Before me, the undersigned authority, authorized to administer oaths and take

Acknowledgements, personally, appeared John Lihvarcik, who after being duly sworn

on oath, did depose on oath and say that he is the Vice President and Chief Operating Officer of

Aqua Utilities Florida, Inc., and that on January 10, 2011 he did send by regular U.S. Mail, a

copy of the notice attached hereto to each customer of Harbor Hills water utility in Lake County,

Florida.

STATE OF FLORIDA

COUNTY OF LAKE

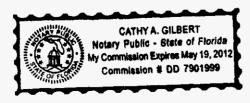
FURTHER AFFIANT SAYETH NAUGHT:

JØH LIH

Sworn to and subscribed before me this 20th day of January, 2011, by John Lihvarcik, who is personally known to me.

Garly a Billiot

Print Name CAthy A Gilbert NOTORY PUBLIC My Commission Expires: 5/19/12



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н. "

# LATE-FILED EXHIBIT "N"

<u>For</u>

# Water Application



# **Published Daily** Lady Lake, Florida State of Florida **County Of Lake**

Before the undersigned authority personally appeared Carolyn J. Midora \_\_\_\_\_,who on oath

says that she is Legal Ad Coordinator of the DAILY SUN, a daily newspaper published at Lady Lake in Lake County, Florida with circulation in Lake, Sumter and Marion Counties; that the attached copy of advertisement, being a Legal Ad #282447 in the matter of Notice of Application

in the \_\_\_\_\_ court, was published in said newspaper in the issues of January 13, 2011

Affiant further says that the said Daily Sun is a newspaper published at Lady Lake in said Lake County, Florida, and that the said newspaper has heretofore been continuously published in said Lake County, Florida, each week and has been entered as second class mail matter at the post office in Lady Lake, in said Lake County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisements; and affiant further says that he 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.

(Signature Of Affiant)

Sworn to and subscribed before me this 14 day of January 2011.

(Name of Notary typed, printed or stamped)

Oľ

Personally Known Production Identification Type of Identification Produced

# Attach Notice Here

Notice of Application Approval Of Transfer Of Harbor Hills Utility, LP Utilities, L.P. Water System And Amendment Of Certificate In Lake County. Florida

Notice is hereby given on the January 7, 2010 pursuant to Section 367.071, Florida Statutes of the Application for Approval of Transfer of the Water System of Harbor Hills Utility, LP., in Lake County Florida to Aqua Utilities Florida, Inc., (AUF) and Amendment of AUF's Certificate No. 106W. Aqua does not pro-

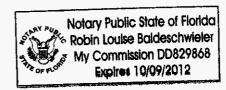
pose to change rates pursuant to this Application. The Harbor Hills Utility, LP. water system provides service to the following described territory in Lake County, Florida:

#### LEGAL DESCRIPTION

The following described lands located in portions of Sections 13 & 14, Township 18 South, Range 24 East, and Sections 7 & 18, Township 18 South, Range 25 East, Lake County, Florida:

Begin at the Southeast corner of Section 12, Township 18 South, Range 24 East, for the POB; thence run North 00∞07'21" West, along the East boundary of said Section 12 a distance of 66.62 feet to the centerline of Lake Griffin Road and a point on a curve having a radial bearing of North 27∞13'16" West, said curve being concave North-westerly having a radius of 615.63 feet; thence run Easterly along said centerline an arc distance of 228.02 feet, said arc having a delta of 21∞13'18", a tangent distance of 115.33 feet, a chord bearing of North 520010'04" East and a chord distance of 226.72 feet to a point of tangency; thence run North 41∞33'27" East along said centerline a distance of

403.94 feet to a point of curvature, said curve being concave Northwesterly having a radius of 1730.29 feet; thence run Northeasterly along said centerline an arc distance of 240.35 feet, said arc having a delta of 07∞57'32", a tangent distance of 120.37 feet, a chord bearing of North 37∞34'41" East and a chord distance of 240.16 feet to a point of tangency; thence run North 33∞35'55" East along said centerline a distance of 88.27 feet to a point of curvature, said curve being con-cave Southeasterly having a radius of 234.54 feet; thence run Easterly along said centerline an arc distance of 307.05 feet, said arc having a delta of 75000'30", a tangent distance of 180.00 feet, a chord bearing of North 71006'10" East and a chord distance of 285.59 feet to a point of tangency; thence run South 71∞23'35" East along said centerline a distance of 606.85 feet to a point of curvature, said curve being concave Northeasterly having a radius of 919.44 feet; thence run Easterly along said centerline an arc distance of 249.03 feet, said arc having a delta of 15∞31'06", a tangen distance of 125.28 feet, ε chord bearing of South 79∞09'08" East and a chorc South distance of 248.27 feet to a



of tangency; thence run 86∞54'41" East along enterline of Lake Griffin a distance of 1406.31 the intersection of the ne of the Southwest 1/4 Southwest 1/4 of Sec-Township 18 South, 25 East; thence run 00∞08'17" West along East line a distance of feet to a point on the boundary of the North-/4 of Section 18, Town-18 South, Range 25 thence run North '04" East along the boundary of said Sec-3 a distance of 207.76 ience n 09∞02'54" West a dis-

of 1000 feet, thence run ly to the waters edge of Griffin to point, said to be known as Point sturn to the Southeast of said Section 12 and int of reference, thence outh 89%40'50" West the North boundary of ortheast 1/4 of said Sec-3 a distance of 278.32 hence continue South "50" West along said distance of 2374.36 feet North 1/4 corner of said n 13; thence run South "32" West along the boundary of the North-/4 of said Section 13, a ce of 1959.26 feet; thence run South 01∞05'13" East along the West line of the East 1/2 of the Northwest 1/4 of the Northwest 1/4 of said Section 13 a distance of 1324.76 feet; thence run South 89∞50'18" West along the South line of said Northwest 1/4 of the Northwest 1/4 of said Section 13 a distance of 329.42 feet; thence run South 01∞15'47" East along the West line of the East 30 acres of the Southwest 1/4 of the Northwest 1/4 of said Section 13 a distance of 1324.85 feet; thence run North 89∞50'05" East along the South line of said Southwest 1/4 of the Northwest 1/4 of said Section 13, a distance of 986.58 feet to the Southeast corner of said Southwest 1/4 of the Northwest 1/4 of said Section 13: thence run South 01∞07'54" East along the West line of the East 1/2 of the Southwest 1/4 of said Section 13 a distance of 2426.57 feet; thence run South 89∞54'49" East a distance of 210.00 feet; thence run South 01∞07'54" East a distance of 210.00 feet to the South boundary of said Section 13; thence run North 890054'49" West along said Southerly boundary a dis-tance of 210.00 feet; thence run South 00∞18'48" East along the West line of the

East 1/2 of the Northwest 1/4 of Section 24, Township 18 South, Range 24 East, a distance of 2676.64 feet to a point on the East-West mid-section line of said Section 24; thence run South 89∞55'50" East along said mid-section line a distance of 663.16 feet; thence run North 00∞06'52" West a distance of 669.10 feet; thence run South 89∞55'35" East a distance of 665.48 feet; thence run North 00005'03" East a distance of 9.04 feet; thence run South 89∞55'19" East a distance of 660 feet; thence run North 00∞05'03" East a distance of 1997.99 feet to a point on the North boundary of said Section 24; thence run South 89m54'49" East along said North boundary line a dis-tance of 613.85 feet; thence continue Easterly along said line to the waters edge of Lake Griffin; thence Northeasterly along the waters edge to said Point "A".

Any objections to the Application must be made in writing and filed with the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, with a copy to D. Bruce May Jr. Holland & Knight, 315 South Calhoun Street, Suite 600, Tallahassee, FL 32301 within 30 days from the date of this Notice. The objection must state the grounds for the objection with particularity.

Aqua Utilities Florida, Inc. 510 Highway 466 Lady Lake, FL 32159

#282447 January 13, 2011

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# ORIGINAL EXHIBIT T

<u>For</u>

Water Application

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In re: Aqua Utilities Florida, Inc.'s Application)for Approval of Transfer of Harbor Hills Utilities, L.P.)Water System and Amendment of Certificate in)Lake County, FL)

Docket No.

Filed: January 7, 2011

#### **AFFIDAVIT**

## STATE OF FLORIDA: COUNTY OF LAKE:

BEFORE ME, the undersigned authority, personally appeared John M. Lihvarcik,

who after being duly sworn, deposes and says:

1. That I, John M. Lihvarcik, in my capacity as Vice President and Chief Operating Officer of Aqua Utilities Florida, Inc., in accordance with Rule 25-30.036(3)(r), Florida Administrative Code, do solemnly swear or affirm that Aqua Utilities Florida, Inc. has tariffs and current annual reports on file with the Florida Public Service Commission.

2. Further Affiant Sayeth Not.

CIK M. LIHV

STATE OF FLORIDA: COUNTY OF LAKE:

Subscribed and sworn to before me this 274 day of January, 2011, by John M. Lihvarcik, who is personally known to me.



My Commission Expires: 4/12/2013

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# **ORIGINAL EXHIBIT V**

<u>For</u>

Water Application

\_ . . . . . . . .

In re: Aqua Utilities Florida, Inc.'s Application ) for Approval of Transfer of Harbor Hills Utilities, L.P.) Water System and Amendment of Certificate in ) Lake County, FL )

Docket No.\_\_\_

Filed: January 7, 2011

#### <u>AFFIDAVIT</u>

# STATE OF FLORIDA: COUNTY OF LAKE:

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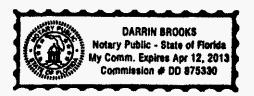
1. That I, John M. Lihvarcik, in my capacity as Vice President and Chief Operating Officer of Aqua Utilities Florida, Inc. do solemnly swear or affirm that the facts stated in the forgoing application and the exhibits attached thereto are true and correct.

2.. Further Affiant Sayeth Not.

LIHVARCIK

STATE OF FLORIDA: COUNTY OF LAKE:

Subscribed and sworn to before me this 274 day of January, 2011, by John M. Lihvarck, who is personally known to me.



Such

NOTARY PUBLIC My Commission Expires: 4/12/2013

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# LATE-FILED EXHIBIT "M"

<u>For</u>

**Wastewater Application** 

# AFFIDAVIT OF MAILING

### STATE OF FLORIDA COUNTY OF LAKE

In re: Aqua Utilities Florida, Inc.'s Application ) for Original Certificate for an Existing Wastewater ) System Requesting Initial Rates and Charges, and ) Amendments of Certificate in Lake County, Florida. )

Docket No. 110019-WS Filed: January 21, 2011

Before me, the undersigned authority, authorized to administer oaths and take Acknowledgements, personally, appeared John Lihvarcik, who after being duly sworn on oath, did depose on oath and say that he is the Vice President and Chief Operating Officer of Aqua Utilities Florida, Inc., and that on January 10, 2011 he did send by regular U.S. Mail, a copy of the notice attached hereto to each of the utilities, governmental bodies, agencies, and municipalities, in according with the list provided by the Florida Public Service Commission, which is attached hereto.

FURTHER AFFIANT SAYETH NAUGHT: JOI

Sworn to and subscribed before me this 20th day of January, 2011, by John Lihvarcik, who is personally known to me.

STATE OF FLORIDA COUNTY OF LAKE



Print Name CAthy A Gilbert NOTORY PUBLIC My Commission Expires: 5/19/12

#### UTILITY NAME

#### LAKE COUNTY

MANAGER

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LAKE UTILITY SERVICES, INC. (WS641) 200 WEATHERSFIELD AVENUE ALTAMONTE SPRINGS, FL 32714-4027

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DANNY ELLIS (352) 589-9214

MICHAEL CAMPBELL (321) 837-0565

#### UTILITY NAME

• •

#### LAKE COUNTY

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RAINTREE UTILITIES, INC. (WU663) P. O. BOX 1840 EUSTIS, FL 32727-1840

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SOUTHLAKE UTILITIES, INC. (WS638) 2215 RIVER BLVD. JACKSONVILLE, FL 32204-4647

SUN COMMUNITIES FINANCE, LLC D/B/A WATER OAK UTILITY (WS755) THE AMERICAN CENTER 27777 FRANKLIN ROAD, SUITE 200 DUTHFIELD, MI 48034-8205

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RICHARD S. BAIR (352) 787-3107

- 2 -

#### UTILITY NAME

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#### **GOVERNMENTAL AGENCIES**

MANAGER

ADMINISTRATOR, CITY OF UMATILLA P. O. BOX 2286 UMATILLA, FL 32784-2286

CLERK, BOARD OF COUNTY COMMISSIONERS, LAKE COUNTY P. O. BOX 7800 TAVARES, FL 32778-7800

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

DEP SOUTHWEST DISTRICT 13051 N. TELECOM PARKWAY TEMPLE TERRACE, FL 33637-0926

EAST CENTRAL FLORIDA PLANNING COUNCIL 631 NORTH WYMORE ROAD, SUITE 100 MAITLAND, FL 32751

MAYOR, CITY OF CLERMONT P. O. BOX 120219 CLERMONT, FL 32712-0219

MAYOR, CITY OF EUSTIS P. O. DRAWER 68 EUSTIS, FL 32727-0068

MAYOR, CITY OF FRUITLAND PARK 506 WEST BERCKMAN STREET FRUITLAND PARK, FL 34731-3200

MAYOR, CITY OF GROVELAND 156 SOUTH LAKE AVENUE GROVELAND, FL 34736-2597

MAYOR, CITY OF LEESBURG P. O. BOX 490630 LEESBURG, FL 32749-0630

MAYOR, CITY OF MASCOTTE P. O. BOX 56 MASCOTTE, FL 34753-0056

#### UTILITY NAME

#### **GOVERNMENTAL AGENCIES**

MANAGER

MAYOR, CITY OF MINNEOLA P. O. BOX 678 MINNEOLA, FL 34755-0678

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MAYOR, CITY OF MOUNT DORA P. O. BOX 176 MOUNT DORA, FL 32756-0176

MAYOR, CITY OF TAVARES P. O. BOX 1068 TAVARES, FL 32778-1068

MAYOR, TOWN OF ASTATULA P. O. BOX 609 ASTATULA, FL 34705-0609

MAYOR, TOWN OF HOWEY-IN-THE-HILLS P. O. BOX 128 HOWEY-IN-THE-HILLS, FL 34737-0128

MAYOR, TOWN OF LADY LAKE 409 FENNELL BLVD. LADY LAKE, FL 32159-3159

MAYOR, TOWN OF MONTVERDE P. O. BOX 560008 MONTVERDE, FL 34729-0008

ST. JOHNS RIVER UTILITY, INC. P.O. BOX 77 ASTOR, FL 32102

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

- 4 -

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#### UTILITY NAME

MANAGER

## STATE OFFICIALS

OFFICE OF PUBLIC COUNSEL 111 WEST MADISON STREET SUITE 812 TALLAHASSEE, FL 32399-1400

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

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# LATE-FILED EXHIBIT "N"

<u>For</u>

Wastewater Application

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In re: Aqua Utilities Florida, Inc.'s Application ) for Original Certificate for an Existing Wastewater ) System Requesting Initial Rates and Charges, and ) Amendments of Certificate in Lake County, Florida. )

Docket No. 110019-WS Filed: January 21, 2011

# AFFIDAVIT OF MAILING

# STATE OF FLORIDA COUNTY OF LAKE

Before me, the undersigned authority, authorized to administer oaths and take

Acknowledgements, personally, appeared John Lihvarcik, who after being duly sworn on oath,

did depose on oath and say that he is the Vice President and Chief Operating Officer of

Aqua Utilities Florida, Inc., and that on January 10, 2011 he did send by regular U.S. Mail, a

copy of the notice attached hereto to each customer of Harbor Hills Wastewater system in Lake

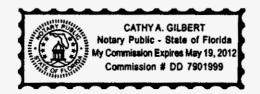
County, Florida.

FURTHER AFFIANT SAYETH NAUGHT:

Sworn to and subscribed before me this 20th day of January, 2011, by John Lihvarcik, who is personally known to me.

Garry a Billiest

Print Name CAthy A Gilbert NOTORY PUBLIC My Commission Expires: 5/19/12



STATE OF FLORIDA COUNTY OF LAKE

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# LATE-FILED EXHIBIT "O"

<u>For</u>

Wastewater Application

# Cifie Villages DAILY SUN Published Daily

# Lady Lake, Florida State of Florida County Of Lake

Before the undersigned authority personally appeared Carolyn J. Midora \_\_\_\_\_\_, who on oath says that she is Legal Ad Coordinator of the DAILY SUN, a daily newspaper published at Lady Lake in Lake County, Florida with circulation in Lake, Sumter and Marion Counties; that the attached copy of advertisement, being a Legal Ad #282450 in the matter of Notice of Application

in the \_\_\_\_\_\_ court, was published in said newspaper in the issues of January 13, 2011

Affiant further says that the said Daily Sun is a newspaper published at Lady Lake in said Lake County, Florida, and that the said newspaper has heretofore been continuously published in said Lake County, Florida, each week and has been entered as second class mail matter at the post office in Lady Lake, in said Lake County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisements; and affiant further says that he 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.

(Signature Of Affiant)

Sworn to and subscribed before me this 14 20 11. day of January

Belin Louise Baldeschwieler (Name of Notary typed, printed or stamped)

Personally Known Production Identification Type of Identification Explose Buildeschwieler Type of Identification Explose 10(09/2012 Attach Notice Here

Notice of Application for Approval of Transfer and Application for Original Certificate for an Existing Wastowater System Requesting Initial Rates and Charges

Notice is hareby given on the January 7, 2010 pursuant to Section 367.071, Forida Statutes of the Application for Approval of Application for Approval of Transfer Harbor Hills Utility, LP in Lake County Florida to Aqua Utilities Florida, Inc., (Aqua): Application for Original Certificate for an Existing Wastewater System Requesting Initial Rates and Charges and Amendments of Certificates. AUF is proposing the Commission approve initial wastewater service rates.

The Harbor Hills wastewater system provides service to the following described territory in Lake County, Florida:

#### LEGAL DESCRIPTION:

THE FOLLOWING DESCRIBED LANDS LOCATED IN POR-TIONS OF SECTION 13, TOWNSHIP 18 SOUTH, RANGE 24 EAST, AND SEC-TIONS 7 & 18, TOWNSHIP 18 SOUTH, RANGE 25 EAST, LAKE COUNTY, FLORIDA:

BEGIN AT THE SOUTHEAST CORNER OF SECTION 12, TOWNSHIP 18 SOUTH, RANGE 24 EAST, FOR THE POB; THENCE RUN NORTH BOB; THENCE RUN NORTH AUXING THE EAST BOUNDARY OF SAID SECTION 12 A DIS-TANCE OF 66.52 FEET TO THE CENTERALINE OF LAKE GRIFFIN ROAD AND A POINT ON A CURVE HAV-ING A RADIAL BEARING OF NORTH 27\*13'16" WEST. SAID CURVE BEING CON-CAVE NORTHWESTERLY HAVING A RADIUS OF 615.63 FEET; THENCE RUN EASTERLY ALONG SAID CENTERLINE AN ARC DIS-TANCE OF 228.02 FEET. SAID ARC HAVING A DELTA OF 2113'18", A TANGENT DISTANCE OF 113.3 FEET. NORTH 00°D4'34" WES ALONG THE EAST BOUNL ARY OF SECTION 13 A DIS TANCE OF 165.41"; THENC RUN NORTH 88°56'32 WEST A DISTANCE O 526.35"; THENCE AU NORTH 68°28'23" WEST DISTANCE OF 834.92" TO POINT ON THE SOUT BOUNDARY OF SECTIO 12; THENCE RUN NORT 89°40'50" EAST ALONG TH SOUTH BOUNDARY OF SECTION 12 TO THE POIN OF BEGINNING.

Any objections to the Applicatic must be made in writing at field with the Office of Cor mission Clerk, 2540 Shuma Oak Boulevard, Tallahasse Florida 32399-0850, with copy to D. Bruce May Jr. Ht land & Knight, 315 South Cr houn Street, Suite 600, Tail hassee, FL 32301 within ' days from the date of this N tice. The objection must sta the grounds for the objectin with particularity.

Aqua Utilities Florida, Inc. 510 Highway 466 Lady Lake, FL 32159

#282450 January 13, 201

75'00'30', A TANGENT DIS-TANCE OF 180.00 FEET, A CHORD BEARING OF NORTH 71'96'10' EAST AND A CHORD DISTANCE OF 285.59 FEET TO A POINT OF TANGENCY; THENCE RUN SOUTH 71'23'35' EAST ALONG SAID CENTERLINE A DISTANCE OF 606.85 FEET TO A POINT OF CUR-VATURE, SAID CURVE BE-ING CONCAVE NORTH-EASTERLY HAVING A RA-DIUS OF 919.44 FEET, THENCE RUN EASTERLY ALONG SAID CENTERLINE AN ARC DISTANCE OF 249.03 FEET, SAID ARC HAVING A TANGENT DIS-TANCE OF 125.28 FEET, A CHORD DISTANCE OF 248.27 FEET TO A POINT OF TANGENCY; THENCE RUN SOUTH 54'48'39' EAST A DISTANCE OF 221.30', THENCE RUN SOUTH 35'11'21' WEST A DIS-TANCE OF 422.00', THENCE

RUN SOUTH 89°55'26" WEST A DISTANCE OF 400.37' TO A POINT ON THE

EAST BOUNDARY OF SEC-

TION 13; THENCE RUN

A CHORD BEARING OF NORTH 52\*10'04" EAST AND A CHORD DISTANCE OF

A CHORD DISTANCE OF 226.72 FEET TO A POINT OF TANGENCY; THENCE RUN NORTH 4133'27" EAST ALONG SAID CENTERLINE A DISTANCE OF 403.94 FEET TO A POINT OF CUR-VATURE; SAID CURVE BE-ING CONCAVE NORTH-WESTERLY HAVING A RA-DIUS OF 1730.29 FEET; THENCE RUN NORTHEAST-FRIY A LONG SAID CEN-

ERLY ALONG SAID CEN-TERLINE AN ARC DIS-TANCE OF 240.35 FEET, SAID ARC HAVING A DELTA

OF 07\*57'32", A TANGENT DISTANCE OF 120.37 FEET,

DISTANCE OF 120.37 FEEL, A CHORD BEARING OF NORTH 37°34'41" EAST AND A CHORD DISTANCE OF 240.16 FEET TO A POINT OF TANGENCY: THENCE RUN NORTH 33°35'55"

EAST ALONG SAID CEN-TERLINE A DISTANCE OF 88.27 FEET TO A POINT OF

CURVATURE, SAID CURVE BEING CONCAVE SOUTH-EASTERLY HAVING A RA-DIUS OF 234.54 FEET; THENCE RUN EASTERLY

THENCE HUN EASTERLINE ALONG SAID CENTERLINE AN ARC DISTANCE OF 307.05 FEET, SAID ARC HAVING A DELTA OF 75°00'30", A TANGENT DIS-TANCE OF 199.00 EFET A

# ORIGINAL AFFIDAVIT

<u>For</u>

Wastewater Application

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In re: Aqua Utilities Florida, Inc.'s Application ) for ) Original Certificate for an Existing Wastewater ) System Requesting Initial Rates and Charges, and Amendments of Certificate in Lake County, Florida.)

Docket No.

Filed: January 7, 2011

#### **AFFIDAVIT**

# STATE OF FLORIDA: COUNTY OF LAKE:

BEFORE ME, the undersigned authority, personally appeared John M. Lihvarcik,

who after being duly sworn, deposes and says:

1. That I, John M. Lihvarcik, in my capacity as Vice President and Chief

Operating Officer of Aqua Utilities Florida, Inc., do solemnly swear or affirm that the

facts stated in the foregoing application and exhibits attached thereto are true and correct.

2. Further Affiant Sayeth Not.

HN M. LIHVARCIK

STATE OF FLORIDA: COUNTY OF LAKE:

Subscribed and sworn to before me this  $2\pi4$  day of January, 2011, by John M. Lihvarck, who is personally known to me.



NOTARY PUBLIC My Commission Expires:  $\frac{y}{12}/2013$