

Control Number: 42852



Item Number: 8

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O'Malley Engineers, L.L.P.

TBPE No. F-3244

Craig Kankel, P.E.

Robert C. Schmidt, P.E.

Ed Addicks, P.E.

RECEIVED

2014 SEP 17 PM 1:45

PUBLIC UTILITY COMMISSION
FILING CLERK

September 26, 2013

CERTIFIED MAIL NUMBER 7011 0470 0001 4914 2463
RETURN RECEIPT REQUESTED

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section
MC-153
P.O. Box 13087
Austin, TX 78711-3087

Re: - City of Splendora
- Revised Application to Amend a Water Certificate of Convenience and Necessity
- OE Job No. 276.057 MK
-CN # 11727

Mr. Fred Bednarski,

We are pleased to submit four copies of the following documents:

- Affidavit of notice to neighboring utilities, landowners, and affected parties, and
- Notices and maps sent to neighboring utilities and affected parties, and
- Notice of Deficiency received on September 25th, 2013.

We have also included one copy of each notice and map sent to neighboring affected landowners. Please do not hesitate to call me at 979-836-7939 should there be any questions.

Sincerely,

William J. Huebner, P.E.
O'Malley Engineers, L.L.P.

Enclosures

cc letter only: Danna Welter, City of Splendora

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

September 17, 2013

Mr. William J. Huebner, P.E.
O' Malley Engineers, L.L.P.
P.O. Box 1976
Brenham, Texas 77834

NOTICE OF DEFICIENCY

Re: Application from the City of Splendora to Amend Certificate of Convenience and Necessity (CCN) No. 11727 in Montgomery and Liberty Counties; Application No. 37569-C

CN 600624712; RN 101384626 (City of Splendora)

Dear Mr. Huebner:

Thank you for providing the notices. They were received on August 3, 2013. However, after reviewing them it appears that there are discrepancies with the notices to neighboring systems, landowners, and cities. The discrepancies are:

- East Montgomery County MUD 9 and Roman Forest PUD 3 systems were not included with your notices
- The second page of the notice is missing
- The description of the type of CCN application filed in the first paragraph doesn't match what we provided to you in our letter dated July 16, 2013.
- The description of the service area to amend in the second paragraph doesn't match what we provided to you in our letter dated July 16, 2013
- Liberty Lakes FWSD 1 is listed on your notice as Liberty Lakes FWSD.

Please renotice the neighboring systems, landowners, and cities, and provide proof to our office by **October 17, 2013**. Processing of this application cannot proceed until the close of the 30 day public comment period which begins after all the required notices has been given.

Mr. William J. Huebner, P.E.

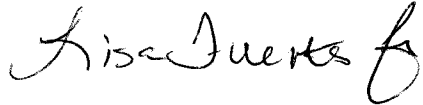
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September 17, 2013

If we do not receive the requested information by this date, your application will be returned for failure to prosecute.

If you have any questions, please contact Mr. Fred Bednarski at 512/239-4758, by email at fred.bednarski@tceq.texas.gov, or if by correspondence, include Mail Code 153 in the letterhead address.

Sincerely,

A handwritten signature in black ink, appearing to read "Lisa Juarez". The signature is written in a cursive style with a large, stylized initial "L".

Tammy Benter, Manager
Utilities & Districts Section
Water Supply Division
Texas Commission on Environmental Quality

TB/FB/mmg

Texas Commission on Environmental Quality



AFFIDAVIT OF NOTICE TO NEIGHBORING UTILITIES, LANDOWNERS AND AFFECTED PARTIES APPLICATION NO. 37569-C

STATE OF TEXAS
COUNTY OF MONTGOMERY

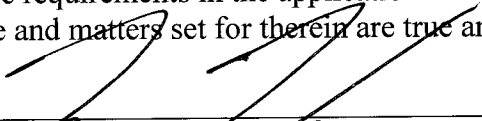
The City of Splendora has provided individual notice to the following entities and landowners:
DATE

SEE ATTACHED LIST

September 13, 2013

OATH

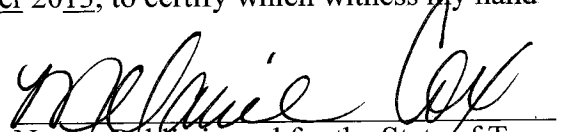
I, William Huebner, being duly sworn, file this form as Project Engineer (indicate relationship to applicant, that is, owner, member of partnership, title of officer of corporation, or other authorized representative of applicant); that in such capacity, I am qualified and authorized to file and verify such form, am personally familiar with the notices given with this application, and have complied with all notice requirements in the application and application acceptance letter; and that all such statements made and matters set for therein are true and correct.



Applicant's Authorized Representative

If the applicant to this form is any person other than the sole owner, partner, officer of the applicant, or its' attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 24th day of September 2013, to certify which witness my hand and seal of office.



Notary Public in and for the State of Texas



Melanie Cox

Print or Type Name of Notary Public

Commission Expires 3-28-2015

Landowners:

Duane Corley-Trustee
Rayford & Pamela Duke
Robert B Powell
Cole L Bishop
Gregory W & Lynn McKenna
TN Dunnam JR
David R Ward
Kennedy Fabricating Inc.
Mon Sun Lin & Tsann-Tsann Chung
Frank Wehowsky & Juan L Rong
Jeremy R Williams
Philip P Reed and Julie W
Ray A Loden JR
Clayton Floyd Lee
MCE Ventures LLC
Norman and Sylvia Lambridia
Cornelio Cordova
Benjamin and Winifer Cheng
Jose M Hernandez
Joe Edward Muirhead
Lewis & Beatrix Muirhead
Demetrio Aguillon
Vitaleano Villegas
Karl & Jerri Hill
AFSA Meredith

CCN:

Consumers Water Inc. (CCN #10347)
Patton Village Water Co Inc. (CCN #11193)
Roman Forest Consolidated MUD (CCN #11327)
Crystal Springs Water Company Inc. (CCN #11373)
Quad Vest LP (CCN #11612)
Five Land Inc. (CCN #12502)
South Cleveland WSC (CCN #12566)
East River Estates Water Supply (CCN #12572)
Peach Creek Dam & Lake Club (CCN #12574)
Southern Horizons Development Inc. (CCN #12863)
Northwoods WSC (CCN #12879)
T & W Water Service Company (CCN #12892)

Texas American Water (CCN #13114)

Added by TCEQ

Aqua Texas (CCN #13203)

City of Cleveland (CCN #13217)

Orchard Crossing (CCN # 12671)

East Montgomery Co. Improvement District

East Montgomery Co. MUD's # 4, 5, 8, 9, 10, 11, 12, 13 and 14

Montgomery Co. MUD #16

Liberty Lake FWSD #1

Roman Forest PUD #3

Roman Forest PUD #4

Lone Star GCD

Montgomery County

Liberty County