



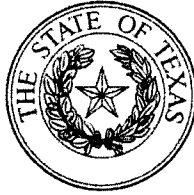
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# State Office of Administrative Hearings



Cathleen Parsley  
Chief Administrative Law Judge

October 30, 2015

TO: Stephen Journeay, Director  
Commission Advising and Docket Management  
William B. Travis State Office Building  
1701 N. Congress, 7th Floor  
Austin, Texas 78701

RE: SOAH DOCKET NO. 473- 14-5144.WS  
PUC DOCKET NO. 42866 (Formerly TCEQ Docket No. 582-14-3382)

*Petition of Travis County Municipal District No. 12 Appealing Change of Wholesale Water Rates Implemented by West Travis County Public Utility Agency, City of Bee Cave, Texas, Hays County, Texas and West Travis County Municipal Utility District No. 5*

Dear Mr. Journeay:

Enclosed under separate cover are the following documents in the above referenced proceeding:

**Box 1 of 1:**

TCEQ ED Exhibits A & B (when case still at TCEQ)  
Exhibits Admitted at the Hearing of 4/21-23/15 (see enclosed Exhibit Certification)

Please return a file-stamped copy of this letter to SOAH for our records.

Thank you for your assistance.

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SOAH DOCKET NO. 473-14-5144. WS  
(formerly TCEG No. 582-14-3382)

I hereby affirm that the exhibits referenced on the attached exhibit list identify all the exhibits admitted in this proceeding. Any exhibits not admitted but included in an offer of proof are also listed and identified as such. The referenced exhibits are being placed under seal and returned to the referring agency in the condition in which they were received into evidence.

Date Signed: 28 October 2015

William B. McChesney  
ADMINISTRATIVE LAW JUDGE

## EXHIBIT LOG

Docket No.

IT LOG  
582-14-3382, subsequently 473-14-5144, WS  
Length of Hearing: \_\_\_\_\_

Length of Hearing:

In Re:

Date Hearing Started:

[illegible]

MVD TRISTLE & HUBERT A. / PUA-KLEIN.  
ED OLSON / MUD 5 WI

OPIC CALIF 01

CITY OF BERKELEY - HALF Y

## EXHIBIT INDEX

## STAFF

## MARKED ADMITTED

1.	Direct Testimony of Heidi Graham	4	397
2.	Agreement Regarding Transfer of Operation of WTCWS from LCRA to WTCPUA	4	
3.	TCMUC12's response to WTCPUA's RFI 2-14	4	
4.	WTCPUA Board of Directors Meeting Minutes May 3, 2012	4	
5.	WTCPUA Wholesale Customer Meeting sign-in sheet Dated: October 19, 2012	4	
6.	WTCPUA Wholesale Customer Meeting sign-in sheet Dated: November 15, 2012	4	
7.	WTCPUA Board of Directors Meeting Minutes November 15, 2012	4	
8.	WTCPUA Wholesale Customer Meeting sign-in sheet Dated: January 28, 2013	4	
9.	WTCPUA Board of Directors Meeting Minutes November 21, 2013	4	

## EXHIBIT INDEX

	TCMUD 12	MARKED	ADMITTED
1.	Direct Testimony of Joe DiQuinzio, Jr.	4	20
2.	Direct Testimony of Jay Joyce	4	20
3.	Direct Testimony of Dr. Jay Zarnikau	4	20
4.	Rebuttal Testimony of Joe DiQuinzio, Jr.	4	578
5.	Rebuttal Testimony of Jay Joyce	4	562
6.	Rebuttal Testimony of Dr. Jay Zarnikau	4	517
7.	Hays Co. WCID #1, Second Amendment to Wholesale Water Services Agreement with PUA (Sept. 26, 2013) - PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003862-3873	436	438
8.	Water Services Agreement between LCRA and Hays Co. WCID #1 (Mar. 26, 2003) - PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003467 - 3501	436	438
9.	1st Amendment to Water Services Agreement between LCRA and Hays Co. WCID #1 (Apr. 1, 2004) - PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003544 - 3546	436	438

## EXHIBIT INDEX

TCMUD 12

MARKED ADMITTED

10.	Hays Co. WCID #2 Second Amendment to Wholesale Water Services Agreement with PUA (Sept. 26, 2013) - PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003874 - 3885	436	438
11.	Wholesale Water Services Agreement between LCRA and Hays Co. WCID #2 (Aug. 30, 2010) PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003683-3702, 3711-3716, 3741- 3750 (omitting a Survey WTCPUA 00003703-3710, and TCEQ correspondence 3717-3740)	436	438
12.	Third Amendment to Water Services Agreement Between PUA and Hays Co WCID #2 (Jul. 17, 2014) - PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00006028 - 6034	436	438
13.	Reunion Ranch WCID's First Amendment to Water Services Agreement with PUA (Jul. 11, 2013) - PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003854 - 3861	436	438
14.	Water Services Agreement Between LCRA and Hays Reunion Ranch, L.P. (Jul. 1, 2003) - PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003502 - 3543	436	438

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TCMUD 12	MARKED ADMITTED
15. Second Amendment to Water Services Agreement Between PUA and Reunion Ranch WCID (Mar. 27, 2014) PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003917 - 3923	436 438
16. First Amendment to Wholesale Water Services Agreement Between LCRA and Senna Hills MUD, executed by PUA and Senna Hills MUD (undated) - PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003842 - 3853	436 438
17. Water Services Agreement between LCRA and Senna Hills MUD (Sept. 2, 1994) - PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003324 - 3383	436 438
18. First Amendment to Wholesale Water Services Agreement (Lazy Nine/Sweetwater) (effective Dec. 30, 2013) PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003904 - 3916	436 438
19. Wholesale Water Services Agreement between LCRA and Lazy 9 MUD (Oct. 13, 2005) PUA Response to TCMUD 12's RFPs 1-10 and 1-14, WTCPUA 00003547 - 3568	436 438



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2	TCMUD 12		MARKED	ADMITTED
3	20.	First Amendment to the First	436	438
4		Revised and Amended Water		
5		Services Agreement Between		
6		the Uplands Company and		
7		Barton Creek West WSC		
8		(Mar. 17 & 18, 2014) -		
9		PUA Response to TCMUD 12's		
10		RFPs 1-10 and 1-14, WTCPUA		
11		00006020 - 6027		
12	21.	First Revised and Amended	436	438
13		Water Services Agreement		
14		between the Uplands Company		
15		and Barton Creek West Water		
16		Supply Corp. (June 11, 1993)		
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18		RFPs 1-10 and 1-14, WTCPUA		
19		00003299 - 3323		
20	22.	Heidi Graham's List of	402	403
21		Previous Testimony		
22	23.	Committee member email	436	446
23		exchange with PUA re: draft		
24		contract amendment (May 14		
25		& 15, 2013) Hays County		
		Response to TCMUD 12's		
		RFP 1-1, HC0775-0782		
	24.	FYE 2014 Final Wholesale	436	438
		Customer Minimum Bill		
		Analysis for Hays County		
		WCID #1 & #2; Reunion Ranch;		
		Senna Hills; Lazy Nine;		
		Barton Creek West; and		
		TCMUD 12 PUA Response to		
		TCMUD 12's RFP 1-8,		
		excerpts of voluminous		
		response (bates range		
		WTCPUA00004900 to 5059 -		
		does not include all pages)		

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4	2. Direct Testimony of Richard A. Baudino	4 330
5	3. Direct Testimony of Jack E. Stowe	4 359
7	4. Selected TCMUD 12 Responses to WTCPUA's First RFAs	4 26
8	5. TCMUD 12's Responses to WTCPUA's Second RFAs	4 26
9	6. TCMUD 12's Responses to WTCPUA's Third RFAs	4 26
10	7. Selected TCMUD 12 Responses to WTCPUA's Fourth RFAs	4 26
11	8. TCMUD 12 Response to WTCPUA RFI 1-1	4 26
12	9. TCMUD 12 Response to WTCPUA RFI 1-4, including CCN and Districts maps	4 27
13	10. TCMUD 12 Response to WTCPUA RFI 1-8	4 26
14	11. TCMUD 12 Response to WTCPUA RFI 1-12	4 26
15	12. TCMUD 12 Response to WTCPUA RFI 1-13	4 26
16	13. TCMUD 12 Response to WTCPUA RFI 2-4	4 26
17	14. TCMUD 12 Response to WTCPUA RFI 2-5	4 26
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2	WTCPUA			
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4	16.	TCMUD 12 Response to WTCPUA RFI 2-10, including Voluminous Excerpts	4	26
5	17.	TCMUD 12 Response to WTCPUA RFI 2-12	4	26
6	18.	TCMUD 12 Response to WTCPUA RFI 2-13	4	26
7	19.	TCMUD 12 Response to WTCPUA RFI 2-14	4	26
8	20.	TCMUD 12 Response to WTCPUA RFI 2-15	4	26
9	21.	TCMUD 12 Response to WTCPUA RFI 2-16	4	26
10	22.	TCMUD 12 Response to WTCPUA RFI 2-18, including Voluminous Excerpts	4	26
11	23.	TCMUD 12 Response to WTCPUA RFI 2-22	4	26
12	24.	TCMUD 12 Response to WTCPUA RFI 2-23	4	26
13	25.	TCMUD 12 Response to WTCPUA RFI 2-24	4	26
14	26.	TCMUD 12 Response to WTCPUA RFI 2-25, including Voluminous Excerpt	4	26
15	27.	TCMUD 12 Response to WTCPUA RFI 2-35	4	26
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5	29.	TCMUD 12 Response to WTCPUA RFI 2-40	4 26
6	30.	TCMUD 12 Response to WTCPUA RFI 3-2	4 26
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8	31.	TCMUD 12 Supplemental Response to WTCPUA RFI 3-3	4 26
9	32.	TCMUD 12 Response to WTCPUA RFI 3-5	4 26
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11	33.	TCMUD 12 Response to WTCPUA RFI 3-6	4 26
12	34.	TCMUD 12 Response to WTCPUA RFI 3-8	4 26
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14	35.	TCMUD 12 Response to WTCPUA RFI 3-10	4 26
15	36.	TCMUD 12 Response to WTCPUA RFI 4-2	4 26
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17	37.	TCMUD 12 Response to WTCPUA RFI 4-3	4 26
18	38.	TCMUD 12 Response to WTCPUA RFI 4-4	4 26
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20	39.	TCMUD 12 Response to WTCPUA RFI 4-5	4 26
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5	43.	TCMUD 12 Response to	4	26
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7	44.	TCMUD 12 Response to	4	26
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9	45.	TCMUD 12 Response to	4	26
10		WTCPUA RFI 4-20		
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12		WTCPUA RFI 4-23		
13	47.	TCMUD 12 Response to	4	26
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15	48.	TCMUD 12 Response to	4	26
16		WTCPUA RFI 4-25		
17	49.	TCMUD 12 Response to	4	26
18		WTCPUA RFI 4-26		
19	50.	TCMUD 12 Response to	4	26
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21	51.	TCMUD 12 Response to	4	26
22		WTCPUA RFI 4-31		
23	52.	TCMUD 12 Response to	4	26
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25	53.	TCMUD 12 Response to	4	26
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		Agreement between LCRA and		
		TCMUD 12		

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2	WTCPUA	MARKED ADMITTED
3	56. D. Rauschuber March 26, 2013 Email to Wholesale Customer Committee Members	4 NOT ADMT'D
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5	57. D. Rauschuber March 29, 2013 Email to Wholesale Customer Committee Members	4
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7	58. D. Rauschuber April 8, 2013 Email to Wholesale Customer Committee Members	4
8		
9	59. N. Heddin April 12, 2013 Email to Wholesale Customer Committee Members	4
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11	60. N. Heddin May 10, 2013 Email to Wholesale Customer Committee Members	4
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13	61. N. Heddin April 27, 2013 email to Wholesale Customer Committee Members	4
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15	62. N. Heddin April 28, 2013 emails with Jay Joyce	4
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17	63. N. Heddin April 30, 2013 email to Tom Phillips	4
18	64. N. Heddin April 30, 2013 email to Michelle Fischer	4
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20	65. N. Heddin April 30, 2013 email to Roger Durden	4
21	66. N. Heddin April 30, 2013 email to David Hoedebeck	4
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23	67. N. Heddin May 1, 2013 email to Wholesale Customer Committee Members	4
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1	EXHIBIT INDEX			
2	WTCPUA		MARKED ADMITTED	
3	68.	N. Heddin May 3, 2013 email	4	
4		to Wholesale Customer		
		Committee Members		
5	69.	Expergy Website screenshot	4	162
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		Agreement Bond Issue No. 1		
7	71.	(No exhibit)		
8	72.	TCMUD 12 Response to RFI 3-16	75	78
9	73.	Excerpts of AWWA M1 Manual	155	160
10	74.	TCMUD's Response to WTCPUA's	225	253
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12	75.	TCMUD's Response to WTCPUA's	225	253
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13	76.	30 TAC §§291.128-291.138	398	398
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15		Allocation of Functionalized		
		Costs to Cost Components		
16	78.	TCMUD 12 Resonse to WTCPUA's	578	579
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18	79.	TCMUD 12 Resonse to WTCPUA's	578	580
		4th RFI Question 4-28		
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20		Lakeway Regional Raw Water		
		Transportation System		
21	81.	Joint Ownership and Operating	598	604
22		Agreement for the Lakeway		
		Regional Raw Water		
23		Transportation System		
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