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DOCKET NO. 42957

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APPLICATION OF BAYLOR WATER §
SUPPLY CORPORATION TO AMEND §
A CERTIFICATE OF CONVENIENCE §
AND NECESSITY IN ARCHER, §
BAYLOR, KNOX AND YOUNG §
COUNTIES (37832-C) §

PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

NOTICE OF APPROVAL

This Notice of Approval addresses the application of Baylor Water Supply Corporation (Baylor WSC) to amend its water certificate of convenience and necessity (CCN) No. 11605 in Archer, Baylor Knox, and Young Counties, Texas. The Public Utility Commission of Texas (Commission) Staff recommended approval of this application. The application is approved.

The Commission adopts the following fact statements and legal conclusions:

I. Fact Statements

1. On January 16, 2014, Baylor WSC filed with the Texas Commission on Environmental Quality (TCEQ) an application to amend and expand its water CCN No. 11605 in Archer, Baylor, Knox, and Young Counties.
2. These areas include 28,349 acres and 57 current customers in Baylor County, 4 acres and 1 current customer in Knox County, 433 acres and 6 current customers in Archer County and 62 acres and 2 current customers in Young County.
3. The proposed areas are currently receiving water from wells or trucks.
4. On March 18, 2014, TCEQ accepted the applicant's application for filing, and directed Baylor WSC to provide public notice of its application to affected parties in accordance with P.U.C. SUBST. R. 24.106 and to publish notice once each week for two consecutive weeks in a newspaper of general circulation in Archer, Baylor, Knox, and Young Counties.
5. On April 17, 2014, Baylor WSC provided TCEQ with copies of the notices as well as affidavits stating that it provided notice to all proper parties on March 31, 2014, and

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published notice in the *Archer County News*, the *Olney Enterprise*, and the *Baylor County Banner* on March 31, 2014 and April 3, 2014.

6. On August 5, 2014, TCEQ Staff transmitted a map and amended certificate for CCN No. 11605 to Baylor WSC for review and consent.
7. On August 22, 2014, an authorized party for Baylor WSC signed documents consenting to the map and certificate.
8. The map and certificate described in Findings of Fact Nos. 7 and 8 are attached to this Notice.
9. On September 1, 2014, functions relating to the economic regulation of water and sewer utilities were transferred from TCEQ to the Commission.
10. On January 23, 2015, Commission Staff recommended that Baylor WSC's application be approved.
11. On January 26, 2015, Commission Staff filed an amended recommendation with attached certificate, consent form and map.
12. On January 30, 2014, Commission Staff filed a proposed notice of approval.
13. No requests to intervene or requests for hearing were filed in this docket, therefore no public hearing on the merits is necessary.

II. Conclusions of Law

1. The Commission has jurisdiction and authority over this docket pursuant to the TEX. WATER CODE §§ 13.041, 13.241, 13.244, 13.246 and P.U.C. SUBST. R. 24.101 - 24.107.
2. Baylor WSC is a retail public utility as defined in TEX. WATER CODE § 13.002(19) and P.U.C. SUBST. R. 24.3(41).
3. Public notice of the application was provided as required by TEX. WATER CODE § 13.246 and P.U.C. SUBST. R. 24.106.
4. This application was processed in accordance with the requirements of TEX. WATER CODE § 13.244, P.U.C. SUBST. R. 24.102 and 24.105.

5. After considering the factors in TEX. WATER CODE § 13.246(c), Baylor WSC has demonstrated adequate financial, managerial, and technical capability for providing continuous and adequate service to the requested area.
6. Baylor WSC is entitled to approval of this application, having demonstrated that the application meets the requirements set forth in the TEX. WATER CODE § 13.241, 13.244, and 13.246 and P.U.C. SUBST. R. 24.101 and 24.102 to be granted an amendment to its CCN.
7. Approval of the certificate transfer requested in this application is necessary for the service, accommodation, convenience, and safety of the public as required by TEX. WATER CODE § 13.246(b) and P.U.C. SUBST. R. 24.102(a). .
8. The requirements for informal disposition pursuant to P.U.C. PROC. R. 22.35 have been met in this proceeding.

III. Ordering Paragraphs

In accordance with these findings of fact and conclusions of law, the Commission issues the following Order.

1. Baylor WSC's application is approved.
2. Baylor WSC's CCN No. 11605 is hereby amended as described in this Notice.
3. The Commission's official service area boundary maps for Baylor WSC shall reflect this change.
4. Baylor WSC shall serve every future customer and applicant for service within the area certified under the CCN No. 11605, and such service shall be continuous and adequate.
5. All other motions, requests for entry of specific findings of fact or conclusions of law, and any other requests for general or specific relief, if not expressly granted herein, are hereby denied.

SIGNED AT AUSTIN, TEXAS the 11th day of February 2015.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in cursive script, reading "Susan E. Goodson", written over a horizontal line.

SUSAN E. GOODSON

ADMINISTRATIVE LAW JUDGE

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Public Utility Commission Of Texas

By These Presents Be It Known To All That Baylor Water Supply Corporation

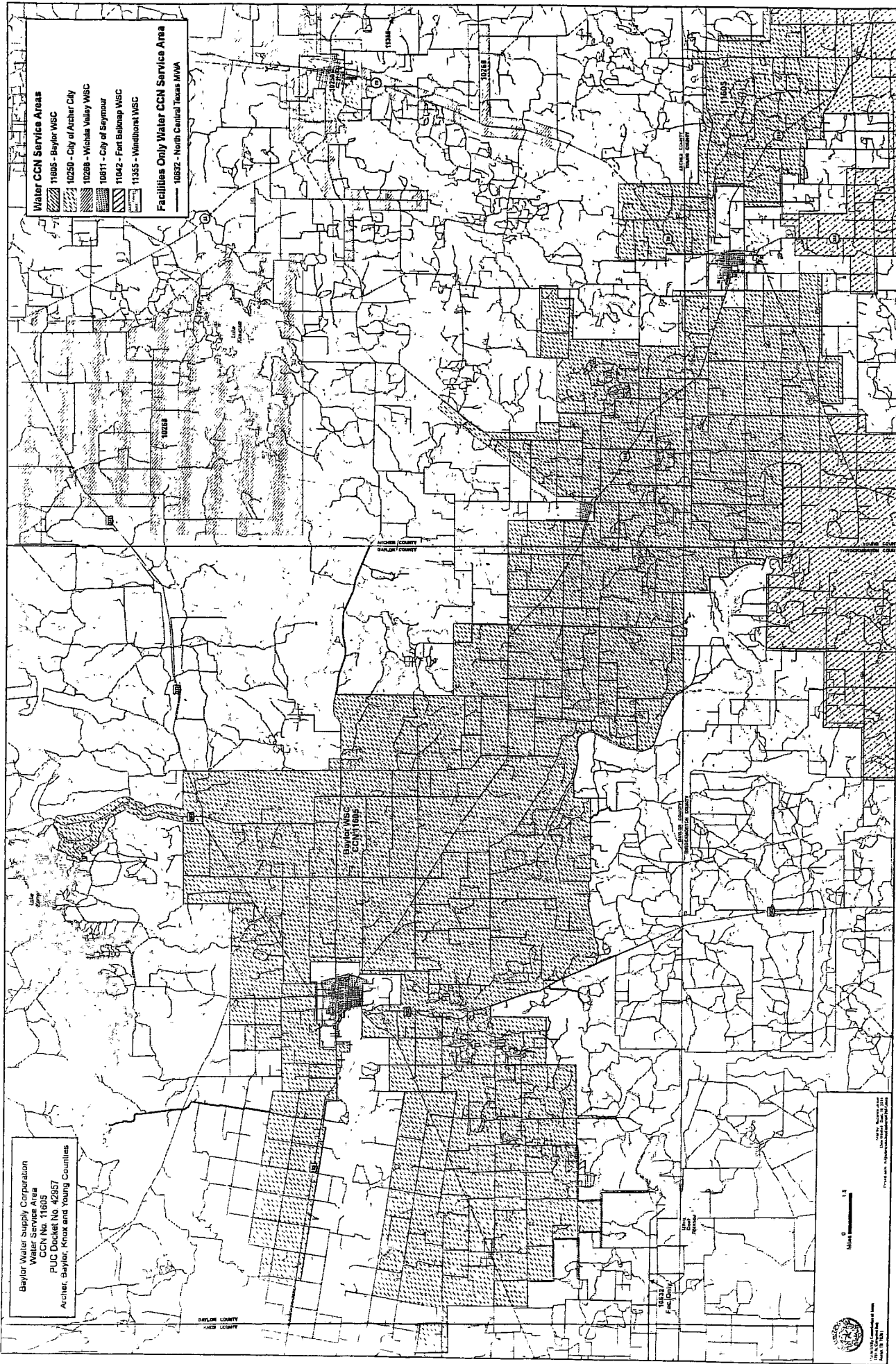
having duly applied for certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service by this Applicant, is entitled to and is hereby granted this

Certificate of Convenience and Necessity No. 11605

to provide continuous and adequate water utility service to that service area or those service areas in Archer, Baylor, Knox and Young Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 42957 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of the Baylor Water Supply Corporation, to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this 11th day of February 2015.

Docket No. 42957



Baylor Water Supply Corporation
Water Service Area
PUC Docket No. 42357
Archer, Baylor, Knox and Young Counties

Scale 0 10 Miles
Baylor Water Supply Corporation
PUC Docket No. 42357
Archer, Baylor, Knox and Young Counties