



Control Number: 42958



Item Number: 32

Addendum StartPage: 0

PUBLIC UTILITY COMMISSION



2015 OCT -2 AM 9:33

PUBLIC UTILITY COMMISSION  
FILING CLERK

AFFIDAVIT OF NOTICE TO NOTICE TO NEIGHBORING SYSTEMS,  
LANDOWNERS AND CITIES

DOCKET NO. 42958

STATE OF TEXAS

COUNTY OF TRAVIS

Before me, the undersigned authority, on this day personally appeared

Kurt A. Scheibelhut, who being by me

duly sworn, deposes and that (s)he is the Manager, Rates and Planning  
(TITLE)

of the Aqua Texas, Inc.  
(NAME OF UTILITY)

that the attached notice was provided to customers and other affected parties by

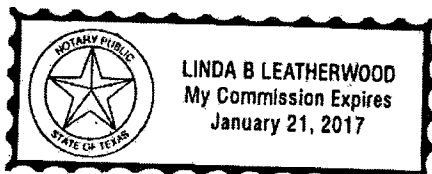
First-class Mail  
(METHOD USED TO PROVIDE NOTICE)

on or about the following date, to wit: September 30, 2015  
(DATE)

Kurt A. Scheibelhut  
(SIGNATURE OF UTILITY OFFICIAL)

Subscribed and sworn to before me this 30<sup>th</sup> day of Sept., 2015,  
to certify which witness my hand and seal of office.

Linda B Leatherwood  
Notary Public in and for the State of Texas



Print or Type Name of Notary Public

Commission Expires \_\_\_\_\_

**Notice to Neighboring Systems, Landowners or Cities**

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND  
NECESSITY (CCN) NO. 11157 TO TRANSFER PORTIONS OF WATER SERVICE  
AREAS AND WATER SYSTEM ASSETS TO CCN 13203 FOR SOUTHEAST REGION IN  
CHAMBERS, JEFFERSON AND LIBERTY COUNTIES

To: Southeast Region-Gray Water                      Date Notice Mailed: September 25, 2015  
Customers @ Current Billing Addresses  
City of Baytown, Texas  
City of Beach City, Texas  
City of Cove, Texas  
City of Mont Belvieu, Texas  
City of Old River-Winfree, Texas

Aqua Utilities, Inc.                      1106 Clayton Ln., Ste. 400 W Austin TX 78723  
(Seller's or Transferor's Name)                      (Address)                      (City)                      (State) (Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission)  
to sell facilities and transfer portions of water CCN No. 11157 area and water system  
assets for Southeast Region in Chambers, Jefferson and Liberty Counties to:

Aqua Texas, Inc. dba Aqua Texas, 1106 Clayton Ln., Ste. 400 W. Austin TX 78723  
(Purchaser's or Transferee's Name)                      (Address)                      (City)                      (State) (Zip Code)

The sale is scheduled to take place as approved by the Commission. The transaction  
and the transfer amendment of CCN No. **13203** include(s) the following subdivision(s):

The **water service areas** subject to this transaction are located as described below:

- **1 - Gray Utility Service:** The water service area subject to this transaction consists of seven areas as located approximately 3 miles southeast of downtown **Mont Belvieu, Chambers County, Texas** and generally bounded on the north by IH 10; on the east by Old River Lake; on the south by Wildlife Way; and on the west by Grand Parkway. The total area being requested is approximately **600 acres** and has **989 current customers**.
- **2 - Leaning Oaks Water Association and Towering Oaks I:** The water service area subject to this transaction is located approximately 2.4 miles northeast of downtown **Old River-Winfree, Chambers and Liberty Counties, Texas** and is generally bounded on the north by Picketts Bayou; on the east by Solis Road; on the south by Lost Lake; and on the west by Goodyear Road and FM 565. The total area being requested includes approximately **176 acres** and **74 current customers**.
- **3 - Trinity Cove Subdivision:** The water service area subject to this transaction is located approximately 3 miles southwest of downtown **Cove, Chambers County, Texas** and is generally bounded on the north by South FM 565; on the east by FM 3180; on the south by FM 2354; and on the west by the intersection of FM 565 and FM 2354. The total area being requested includes approximately **22 acres** and **32 current customers**.

- **4 - Carriage Trail Subdivision:** The water service area subject to this transaction is located approximately .8 miles south-southeast of downtown **Old River-Winfree, Chambers County**, Texas and is generally bounded on the north by FM 565; on the east by FM 565; on the south by B and B Lane; and on the west by Sunnyside Drive. The total area being requested includes a pproximately **26 acres** and **33 current customers**.
- **5 - Hackberry Creek Subdivision:** The water service area subject to this transaction is located approximately 2 miles sout hwest of downtown **Cove, Chambers County**, Texas and is generally bounded on the north by Harmon Road; on the east by the intersection of Harmon Rd and FM 565; on the south by FM 565; and on the west by FM 31 80. The total area being requested includes approximately **71 acres** and **58 current customers**.
- **6 - Barrow Ranch:** The water service area subject to this transaction is located approximately .5 miles north of downtown **Beach City, Chambers County**, Texas and is generally bounded on the north by Skylane Drive; on the east by T rinity Bay; on the south by McCollum Park Road; and on the west by South Cotton Lake Road. The total area being requested includes approximately **308 acres** and has **195 current customers**.
- **7 - Oak Meadows II Subdivision and Oak Meadows III Subdivision:** The water service area subject to this transaction is locat ed approximately 1.7 mil es northeast of downtown **Old River-Winfree, Liberty County**, Texas and is generally bounded on the north by Picketts Bayou; on the east by CR 4014; on the south by Lost Lake; a nd on the west by CR 4001. The total area being requested includes approximately **152 acres** and has **83 current customers**.
- **8 - Icet Cove:** The water service area subject to this transaction consists of three areas located approximately 3.8 miles east-southeast of downtown **Mont Belvieu, Liberty County**, Texas and is generally bounded on the north by the intersection of Old Irish Farm and FM 535; on the east by FM 565; on the south by IH 10; and on the west by Eagle Drive. The total area being requested includes approximately **238 acres** and has **0 current customers**.
- **9 - Webb Way Subdivision:** The water service area subject to this transaction is located approximately 6.5 miles northwest of downtown **Dayton, Liberty County**, Texas and is generally bounded on the north by Parish Road 684; on the east by State Hwy 321; on the south by Webb Road. The total area being requested includes approximately **50 acres** and has **16 current customers**.
- **10 - Sunchase Subdivision:** The water service area subject to this transaction is located approximately 2 miles north of downtown **Hamshire, Jefferson County**, Texas and is generally bounded on the north by FM 365; on the east by IH 10; on the south by IH 10; and on t he west by League Road. The total area being requested includes approximately **217 acres** and has **50 current customers**.



**See attached maps of the proposed service area.**

Affected persons may file written protests and/or request a public hearing within 30 days of this notice.

To request a hearing, you must:

- (1) state your name, mailing address and daytime telephone number;
- (2) state the applicant's name, application number or another recognizable reference to this application;
- (3) the statement "I/we request a public hearing";
- (4) write a brief description of how you, the persons you represent, or the public interest would be adversely affected by the proposed transaction and transfer of the CCN; and
- (5) state your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Only those persons who submit a written request to be notified of a hearing will receive notice if a hearing is scheduled.

Persons who wish to intervene or comment should file a request in writing within thirty (30) days from the date of this publication or notice with:

Filing Clerk  
Public Utility Commission of Texas  
1701 North Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326

A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

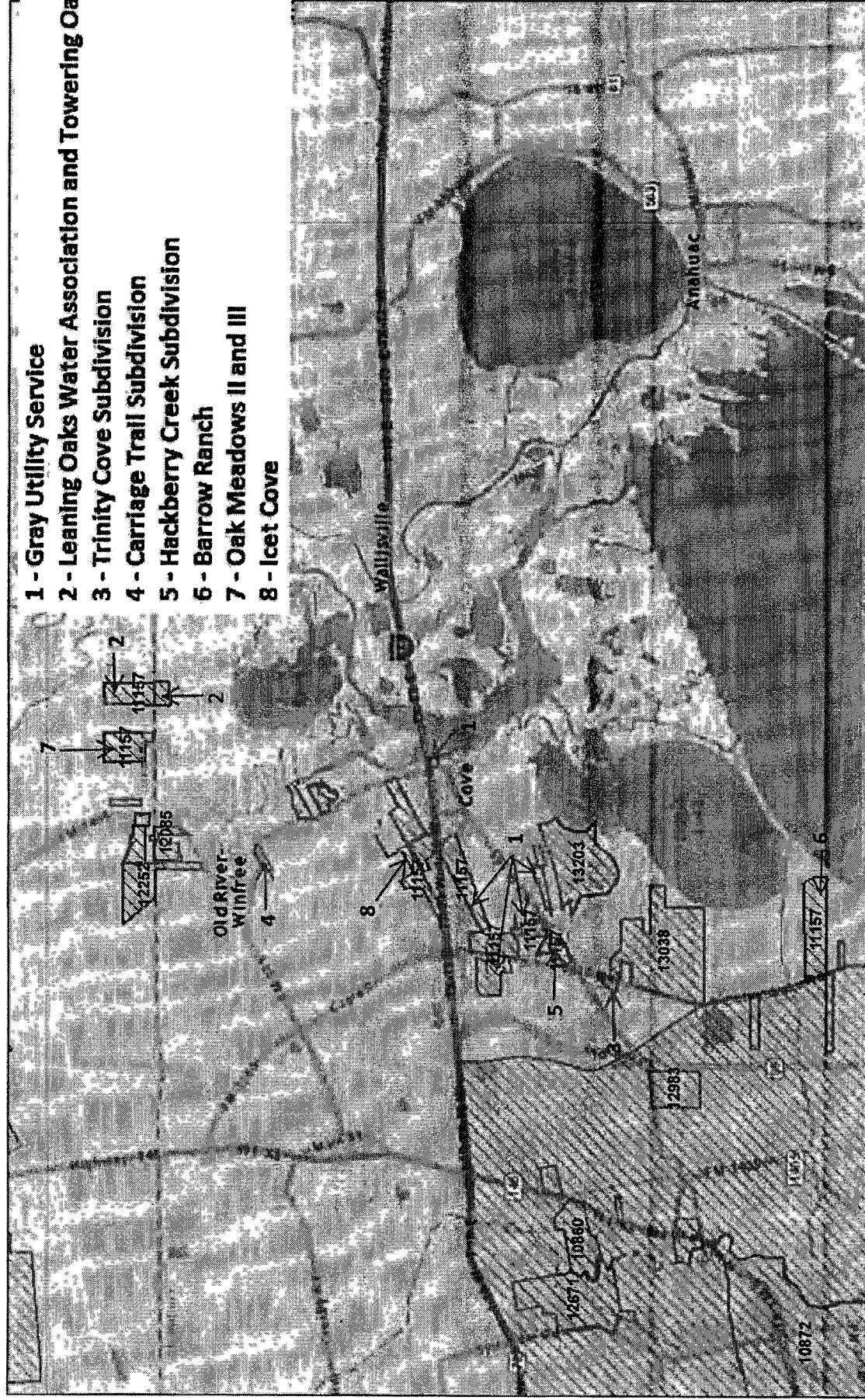
If a public hearing is requested, Commission will not transfer the CCN and will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

***Si desea informacion en Espanol, puede llamar al 1-888-782-8477***

Robert L. Laughman, President

Aqua Texas, Inc.  
Utility Name

# PUC Docket No. 42958 Water and Sewer CCN Viewer



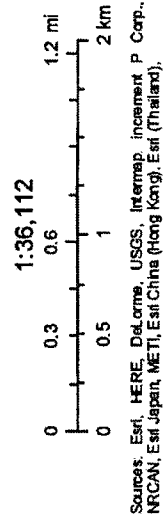
July 22, 2015 → All areas marked to be transferred to Aqua Texas, Inc.

Water CCN Service Areas

Proposed Water Service Area in Liberty and Chambers Counties -  
Transfer from 11157 to 13203

Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp.,  
NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand).

PUC Docket No. 42958



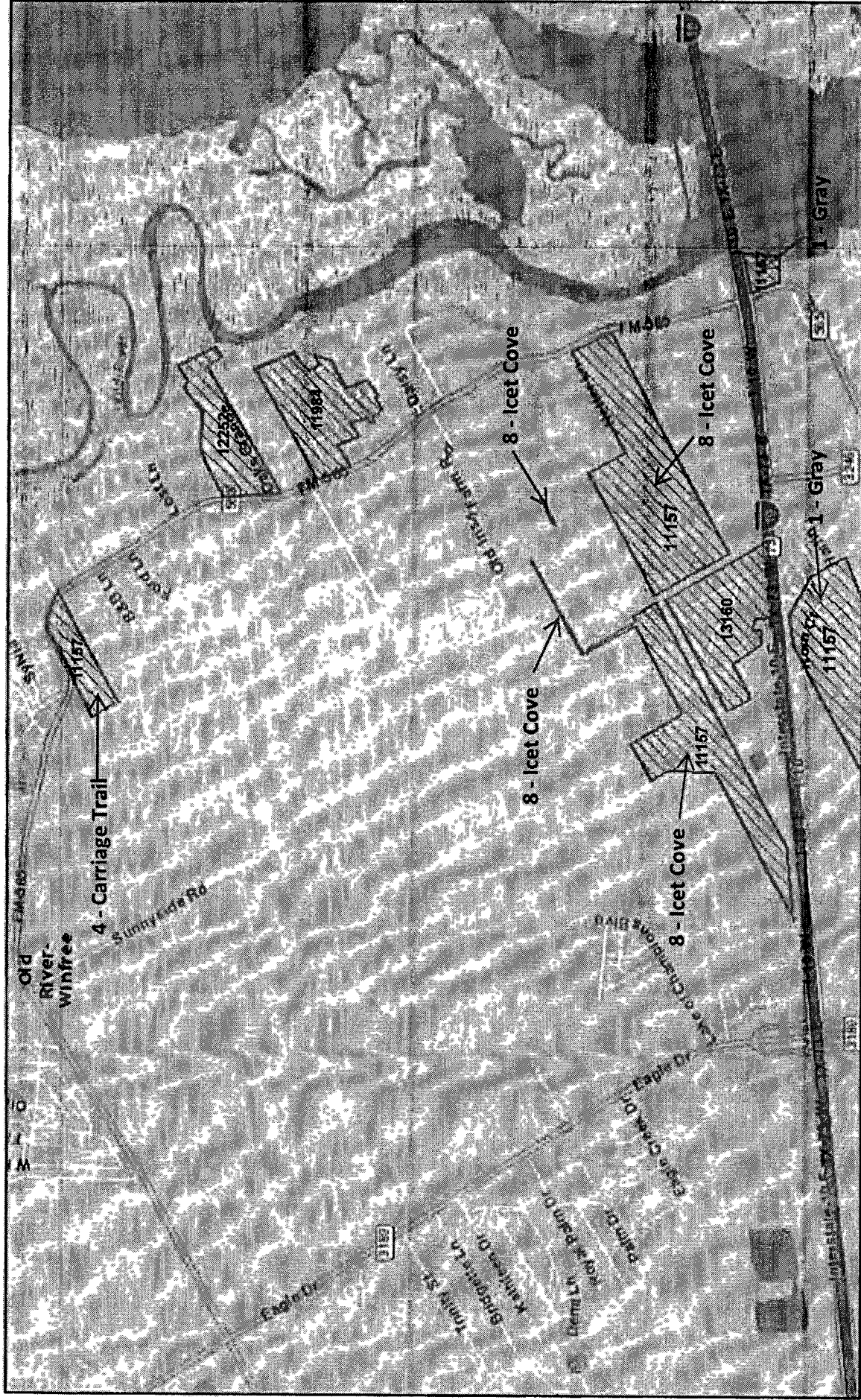
→ All areas marked to be transferred to Aqua Texas, Inc.

## Service Areas

**Proposed Water Service Area in Liberty and Chambers Counties -  
Transfer from 11157 to 13203**



# PUC Docket No. 42958 Water and Sewer CCN Viewer



August 12, 2015

→ All areas marked to be transferred to Aqua Texas, Inc.

Water CCN Service Areas

Proposed Water Service Area in Liberty and Chambers Counties -  
Transfer from 11157 to 13203

1:36,112  
0 0.3 0.6 1 1.2 mi  
0 0.5 1 2 km  
Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp.,  
NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand).

# PUC Docket No. 42958 Water and Sewer CCN Viewer

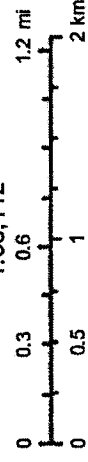


August 12, 2015 → All areas marked to be transferred to Aqua Texas, Inc.

Water CCN Service Areas

Proposed Water Service Area in Liberty and Chambers Counties -  
Transfer from 11157 to 13203

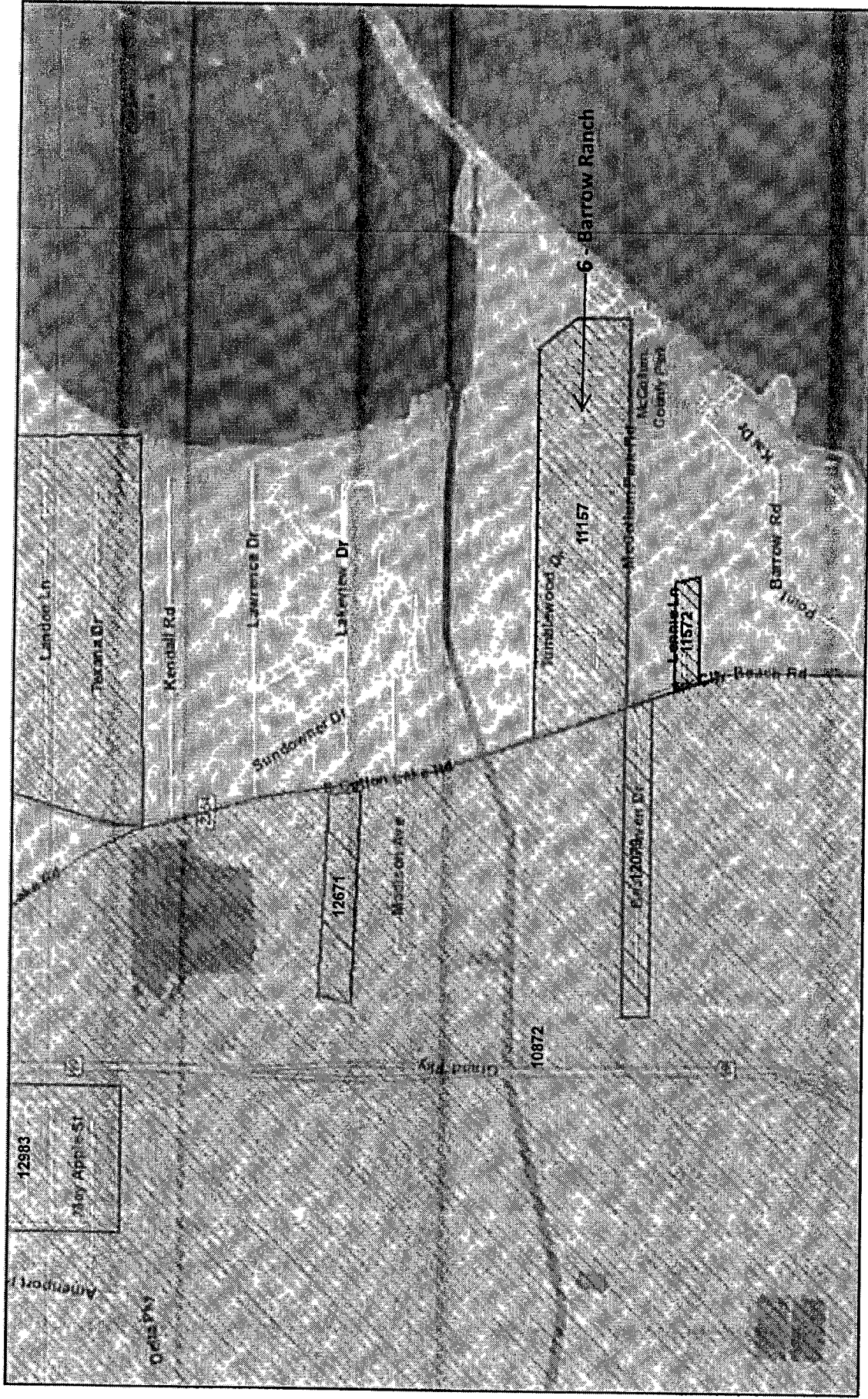
1:36,112



Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp.,  
NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand),



# PUC DOCKET NO. 42958 WATER AND SEWER CCN VIEWER

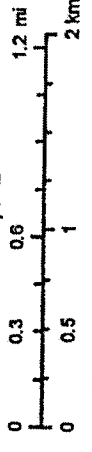


July 2, 2015 → Area marked to be transferred to Aqua Texas, Inc.

Water CCN Service Areas

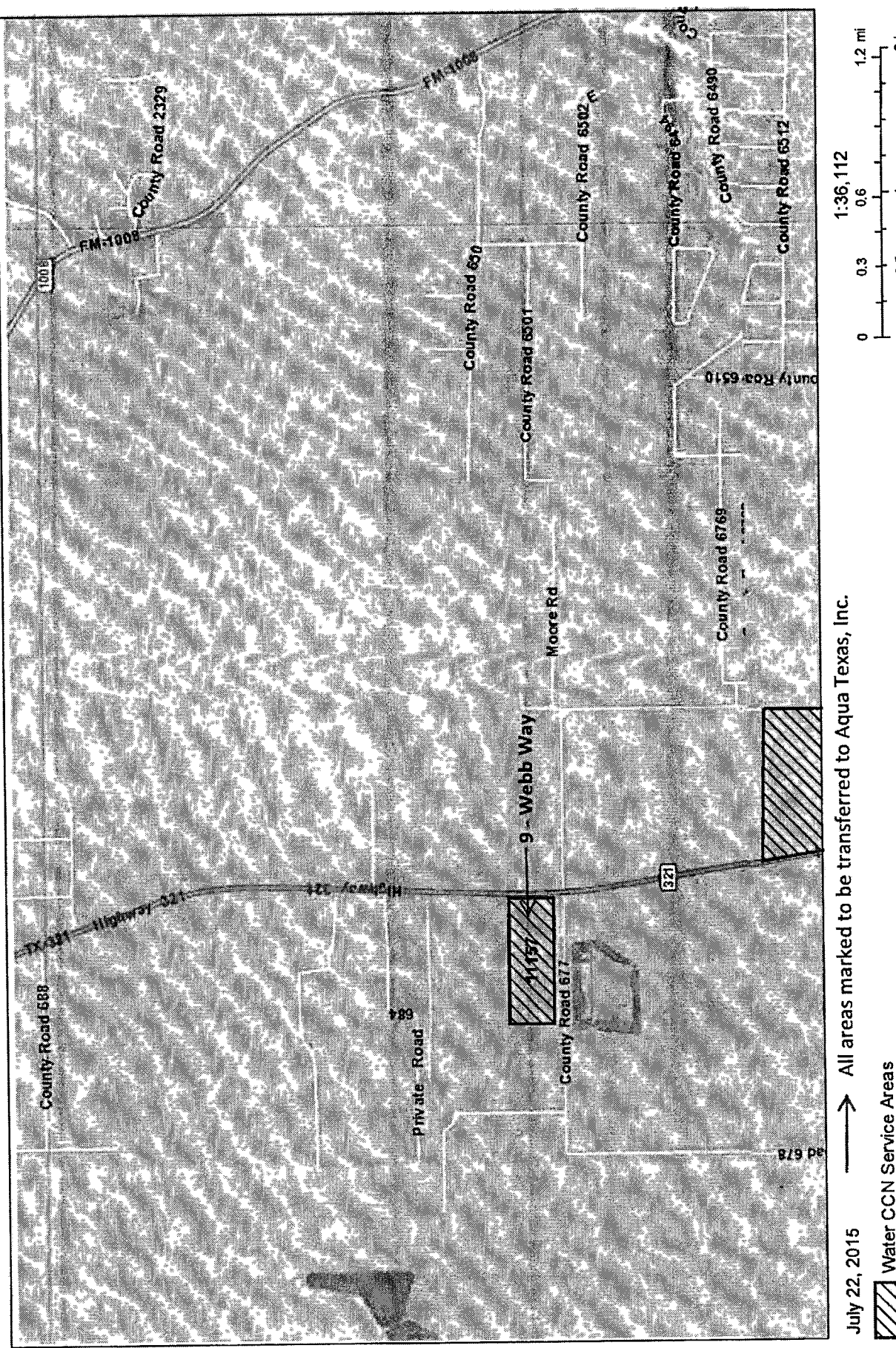
**Proposed Water Service Area in Liberty and Chambers  
Counties - Transfer from CCN 11157 to 13203**

1:36,112



Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp.,  
NCCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand).

## PUC Docket No. 42958



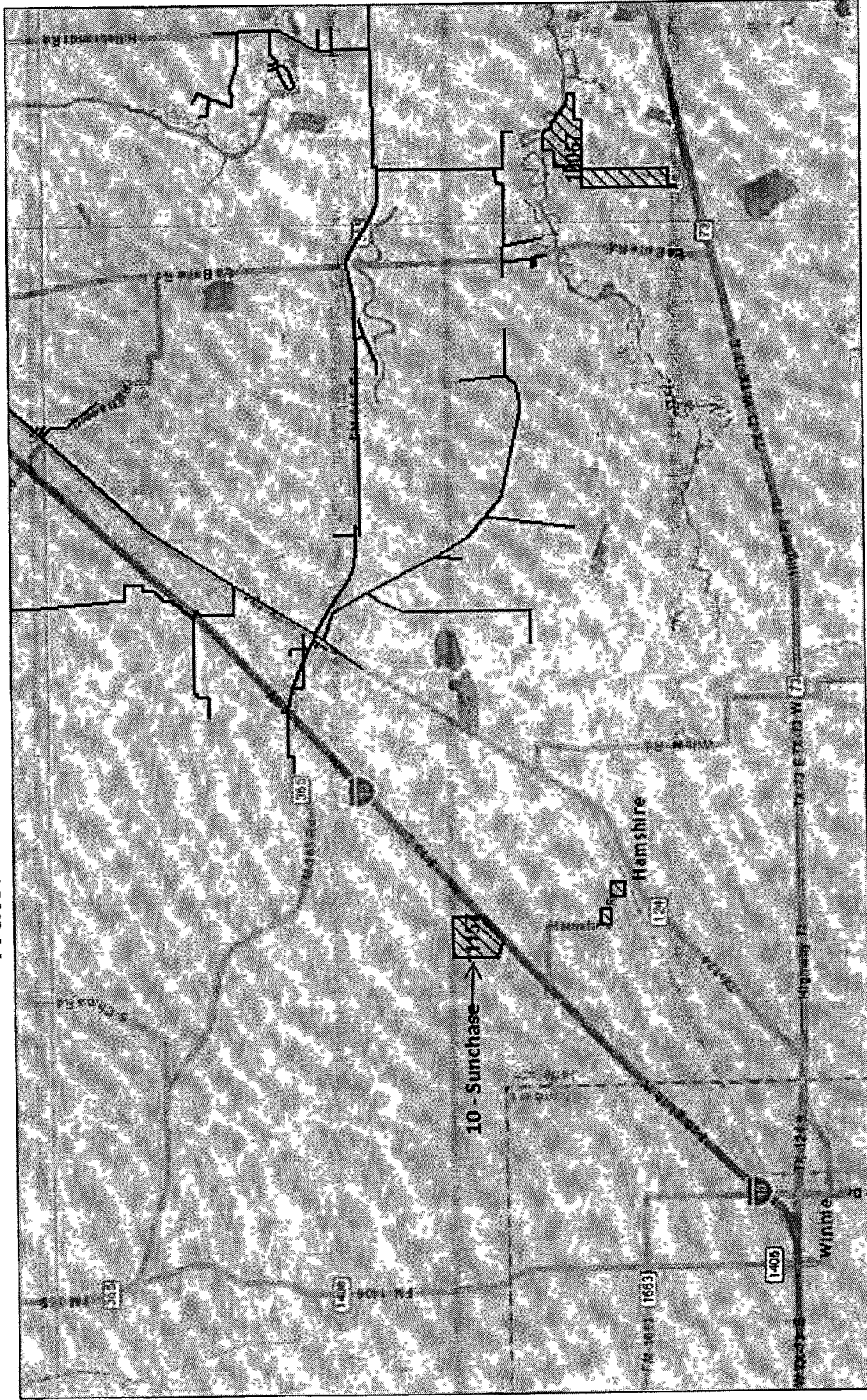
Proposed Water Service Area in Liberty County -  
Transfer from 11157 to 13203







# PUC Docket No. 42958 Water and Sewer CCN Viewer



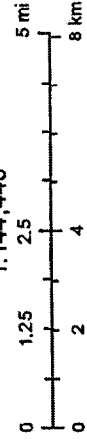
July 22, 2015

→ All areas marked to be transferred to Aqua Texas, Inc.

- Water CCN Facility Lines
- Water CCN Service Areas

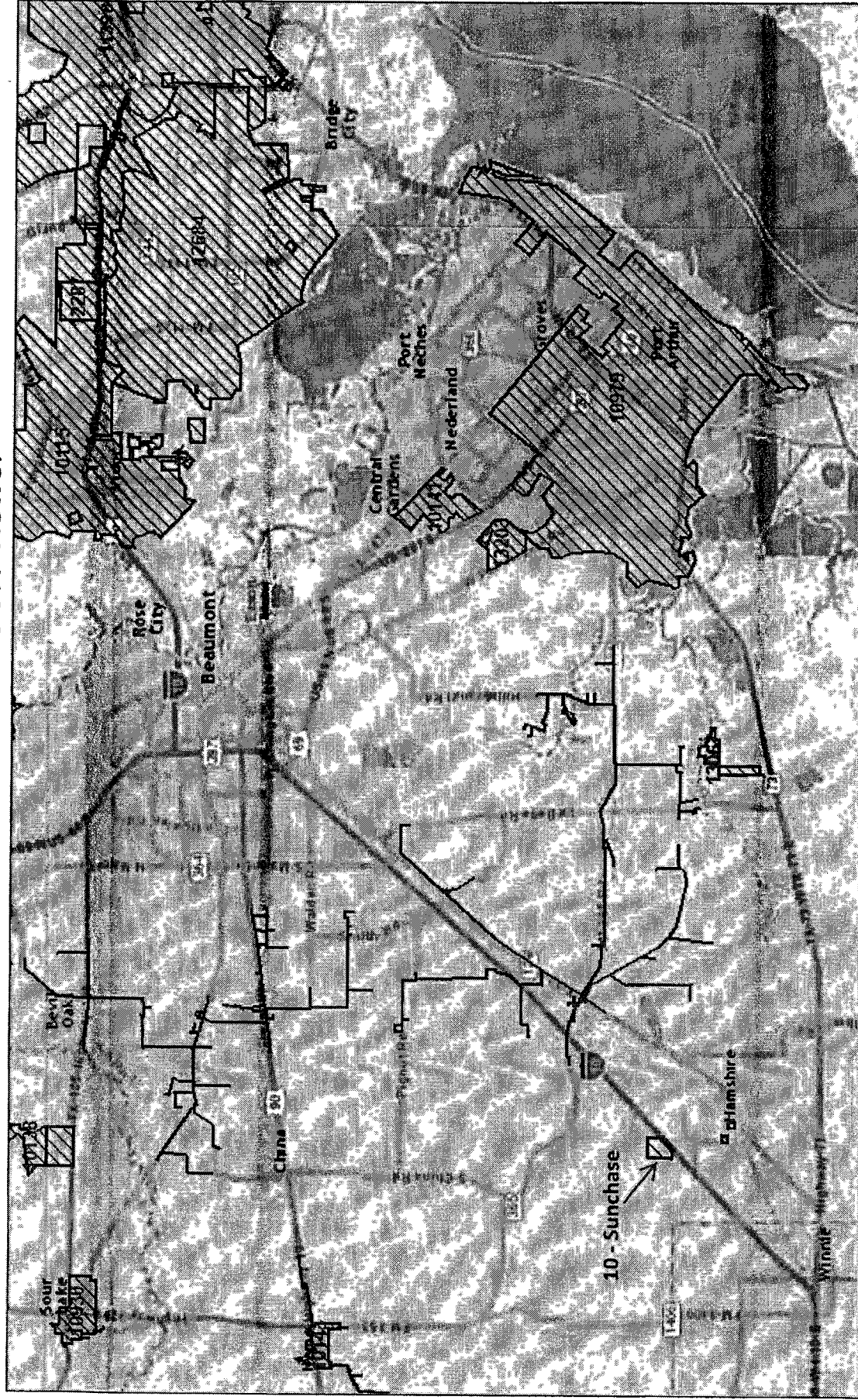
Proposed Water Service Area in Jefferson County -  
Transfer from 11157 to 13203

1:144,448



Sources: Esri, HERE, DeLorme, USGS, Intermap, Incorpore P Corp.,  
NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand).

# PUC Docket No. 42958 Water and Sewer CCN Viewer



July 22, 2015    →    All areas marked to be transferred to Aqua Texas, Inc.

— Water CCN Facility Lines

▨ Water CCN Service Areas

10 - Sunchase

10115 10116 10117 10118 10119 10120 10121 10122 10123 10124 10125 10126 10127 10128 10129 10130 10131 10132 10133 10134 10135 10136 10137 10138 10139 10140 10141 10142 10143 10144 10145 10146 10147 10148 10149 10150 10151 10152 10153 10154 10155 10156 10157 10158 10159 10160 10161 10162 10163 10164 10165 10166 10167 10168 10169 10170 10171 10172 10173 10174 10175 10176 10177 10178 10179 10180 10181 10182 10183 10184 10185 10186 10187 10188 10189 10190 10191 10192 10193 10194 10195 10196 10197 10198 10199 10200

Scale: 1:288,895

0 2.5 5 10 mi

0 4 8 16 km

Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand).

Proposed Water Service Area in Jefferson  
County - Transfer from 11157 to 13203