

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
WATER SUPPLY DIVISION

THIS LETTER IS IN REGARDS TO THE APPLICATIONS TO AMEND CCN NOS. 11186 AND 20460 AND TO OBTAIN DUAL CERTIFICATIONS WITH PORTIONS OF SOUTHWEST FANNIN COUNTY SUD AND WHITE SHED WATER SUPPLY CORPORATION AND TO DECERTIFY PORTIONS OF BOIS DARC MUD AND RAVENNA NUNNELE WATER SUPPLY CORPORATION WITH THE TEXAS COMMISSIONS ON ENVIRONMENTAL QUALITY TO PROVIDE WATER AND SEWER SERVICE IN FANNIN COUNTY.

I REQUEST A HEARING AND WISH TO BE NOTIFIED OF A HEARING IF A HEARING IS SCHEDULED. I AM AGAINST THIS PROPOSAL AND WISH TO HAVE MY CONCERNS ADDRESSED. I AM HAPPY WITH MY PRESENT WATER SUPPLY AND SEWAGE DISPOSAL SERVICE AND DO NOT WISH TO BE AMENDED INTO THE CITY OF BONHAMS UTILITY SERVICES.

Nov. 8, 2005

*Marie Spann
70 1186 County Rd. 1445
Bonham, Texas 75418*

Bonham water "stinks"

RECEIVED

NOV 14 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

Date: November 9, 2005

To: Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, Texas 78711-3097

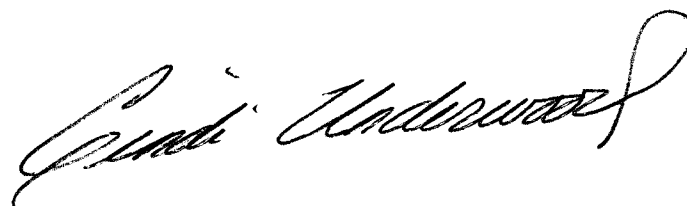
From: Greg Underwood
1904 South Shore
Bonham, Texas 75418
(903) 583-2731

Applicant: City of Bonham; Date Notice Mailed: October 31, 2005; Notice of Application for certificate of convenience and necessity (CCN) to provide water and sewer utility service in Fannin County.

Statement: I request a hearing

Adverse Affect: The City of Bonham has had problems supplying safe drinking water in the past. All of the people west of the 121 bypass have been waiting 30 years to get them water and sewer. The City of Bonham is not able to provide service in a timely manner. The City of Bonham water is inadequate and below the standards that our current water is.

Proposed Adjustment: Limit the City of Bonham to ½ mile in each direction from the city.



RECEIVED

NOV 14 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

NOVEMBER 2, 2005 ^{KAR}

DEAR SIR

WE, BETTY L. HUGHES & ROY L. HUGHES, ARE WRITING
IN REGARD TO THE CCN APPLICATION FILED BY THE CITY OF
BONHAM.

WE REQUEST A PUBLIC HEARING.

THIS SO CALLED 'SERVICE' THE CITY OF BONHAM IS
PROPOSING IS BOTH UNNEED AND UNWANTED. WE HAVE VERY
GOOD WATER PROVIDED BY WHITE SHED WATER SUPPLY AT A
REASONABLE COST. OUR SEWER NEEDS ARE MET BY A
CLEAR WATER SEWER SYSTEM THAT COST US SEVERAL
THOUSAND DOLLARS. IF WE WANTED CITY SERVICES WE
WOULD NOT HAVE MOVED TO THE COUNTRY. WE FEAR
THIS IS ONLY A RUSE TO BRING ABOUT ANNEXATION,
TO ADD 3000+ HOUSEHOLDS TO THE CITY TAX ROLLS.
GRANTING THEIR APPLICATION WOULD RESULT IN HIGHER
COSTS TO CONSUMERS.

PLEASE DENY BONHAM'S APPLICATION.

ROY L & BETTY L HUGHES
4400 N. STATE HWY 78
BONHAM, TEXAS 75418
(903) 583-4354

Betty L. Hughes
NOV 07 2005
Roy L. Hughes

Date: November 8, 2005

To: Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, Texas 78711-3097

From: Joe C. Pinkston
P.O. Box 45
Bonham, Texas 75418
(903) 868-3209

Applicant: City of Bonham; Date Notice Mailed: October 31, 2005; Notice of Application for certificate of convenience and necessity (CCN) to provide water and sewer utility service in Fannin County.

Statement: I request a hearing

Adverse Affect: The City of Bonham has had problems supplying safe drinking water in the past. All of the people west of the 121 bypass have been waiting 30 years to get them water and sewer. The City of Bonham is not able to provide service in a timely manner. The City of Bonham water is inadequate and below the standards that our current water is.

Proposed Adjustment: Limit the City of Bonham to ½ mile in each direction from the city.



RECEIVED

NOV 15 2005
TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

TEXAS COMMISSION ON ENVIROMENTAL QUALITY
WATER SUPPLY DIVISION

THIS LETTER IS IN REGARDS TO THE APPLICATIONS TO
AMEND CCN NOS. 11186 AND 20460 AND TO OBTAIN DUAL
CERTIFICATIONS WITH PORTIONS OF SUTHWEST FANNIN
COUNTY SUD AND WHITE SHED WATER SUPPLY
CORPORATION AND TO DECERTIFY PORTIONS OF BOIS
DARC MUD AND RAVENNA NUNNELE WATER SUPPLY
CORORATION WITH THE TEXAS COMMISSIONS ON
ENVIROMENTAL QUALITY TO PROVIDE WATER AND SEWER
SERVICE IN FANNIN COUNTY.

I REQUEST A HEARING AND WISH TO BE NOTIFIED OF A
HEARING IF A HEARING IS SCHEDULED. I AM AGAINST THIS
PROPOSAL AND WISH TO HAVE MY CONCERNS
ADDRESSED . I AM HAPPY WITH MY PRESENT WATER
SUPPLY AND SEWAGE DISPOSAL SERVICE AND DO NOT
WISH TO BE AMENDED INTO THE CITY OF BONHAMS UTILITY
SEVICES.

Billy J. Jones
705 CR 4130
Bonham, TX 75418
903-583-2367

RECEIVED

NOV 16 2005
TEXAS COMMISSION
ENVIRONMENTAL QUALITY

TEXAS COMMISSION ON ENVIROMENTAL QUALITY
WATER SUPPLY DIVISION

THIS LETTER IS IN REGARDS TO THE APPLICATIONS TO
AMEND CCN NOS. 11186 AND 20460 AND TO OBTAIN DUAL
CERTIFICATIONS WITH PORTIONS OF SUTHWEST FANNIN
COUNTY SUD AND WHITE SHED WATER SUPPLY
CORPORATION AND TO DECERTIFY PORTIONS OF BOIS
DARC MUD AND RAVENNA NUNNELE WATER SUPPLY
CORORATION WITH THE TEXAS COMMISSIONS ON
ENVIROMENTAL QUALITY TO PROVIDE WATER AND SEWER
SERVICE IN FANNIN COUNTY.

I REQUEST A HEARING AND WISH TO BE NOTIFIED OF A
HEARING IF A HEARING IS SCHEDULED. I AM AGAINST THIS
PROPOSAL AND WISH TO HAVE MY CONCERNS
ADDRESSED . I AM HAPPY WITH MY PRESENT WATER
SUPPLY AND SEWAGE DISPOSAL SERVICE AND DO NOT
WISH TO BE AMENDED INTO THE CITY OF BONHAMS UTILITY
SEVICES.

Rinda Bowen
Jeffie Bowen

405 CR 2600
Bonham, TX 75418

903 ~~588-500~~
664-3902

NOV 07 2005

KAREN

November 2, 2005

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 Bonham TX applications to amend
CCN No.11186 and CCN No. 20460**

My name is Don V. Campbell, and my physical address is 1538 County Road 2605, Bonham, TX 75418. This address falls within the area affected by the City of Bonham's request. My mailing address is P. O. Box 57, Ivanhoe, TX, 75447. My daytime residence phone number is 903 664-0067 and my cell phone number is 903 227-0927.

I request a public hearing.

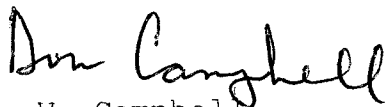
Further, I request that this hearing be held within Fannin County, TX, and that this hearing be PUBLICALLY advertised in Fannin County no less than thirty (30) days prior to the date of the meeting. Further that the meeting be held on a Saturday to allow the largest possible participation.

I intend to raise questions regarding the City of Bonham's financing of this project, the capacity of current Bonham water sources to support such an expansion, the ability of Bonham's sewer plant to process the waste increase and the cost to those property owners forced to participate.

I would be adversely affected by any project that would force me to pay for water or sewer services as I have adequate, safe potable water and septic system service on my property. My income does not allow me to pay for services (from the City of Bonham) that I already enjoy and have already paid for.

I would be satisfied in this matter to be completely exempted from any City of Bonham water and/or sewer project, either now or in the reasonably foreseeable future.

Regards,



Don V. Campbell
P. O. Box 57
Ivanhoe, TX 75447

NOV 1 2005

November 14, 2005

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

Re: Application of City of Bonham to amend CCN No. 11186 and 20460 and to obtain dual Certification with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation and to decertify portions of Bois D' Arc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality
To provide water & sewer utility service in Fannin County

Dear Madam or Sir:

Please accept this letter as notice of opposition and a request for a public hearing in Bonham, Texas regarding the above referenced application submitted by the City of Bonham. As a resident living in the area affected by the application submitted by City of Bonham, I believe I deserve a public hearing and a much more detailed explanation of the changes this amendment of the City of Bonham to amend CCN #11186 and 20460 and to obtain dual Certification with portions of Southwest Fannin County SUD and White Shed Water Corporation and to decertify portions of Bois D' Arc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water and sewer utility service in Fannin County would bring to Fannin County.

Respectfully,

Boyce & Debra Horton
2212 N. Ramp Rd.
Bonham, Tx 75418
903/640-3073

RAPIER, WILSON & WENDLAND, P.C.

ATTORNEYS AT LAW

103 W. McDERMOTT, ALLEN, TEXAS 75013-2782

JOHN E. RAPIER, J.D.
JAMES W. WILSON, J.D.
BRITTON LARSON, J.D.
ROBERT C. WENDLAND, J.D.

TELEPHONE: (972) 727-9904
(800) 831-3126
FACSIMILE: (972) 727-4273
E-MAIL: wilson@rapierwilson.com

FACSIMILE TRANSMITTAL

TO: TCEQ: Utilities & Districts FAX: 1-(512)-239-6912
Mark Newhouse (Bois D'Arc) 1-(903)-378-3330
Skip Newsom 1-(512)-477-2830

BY: James W. Wilson RE: File No. 7361

PAGES (INCLUDING COVER) 7 DATE: November 29, 2005

*If you do not receive all pages, or if there is a problem
with this transmission, please call 972-727-9904.*

MESSAGE OR SPECIAL INSTRUCTIONS:

Re: Request for public hearing

NOTICE OF CONFIDENTIALITY

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone (collect), and return the original message to us at the above address via the U.S. Postal Service. Thank you.

- (X) An original is being mailed
() An original is being delivered
() An original is available upon request
() Facsimile transmittal only

RAPIER, WILSON & WENDLAND, P.C.*ATTORNEYS AT LAW*

103 W. McDERMOTT, AUSTIN, TEXAS 75013-2782

JOHN E. RAPIER, J.D.
JAMES W. WILSON, J.D.
ROBERT C. WENDLAND, J.D.
BRADYON LAWSON, J.D.

TELEPHONE (972) 727-9904
(800) 831-3126
FACSIMILE (972) 727-4273
E-MAIL: rwilson@rapierwilson.com

November 29, 2005VIA FACSIMILE 1-(512)-239-6972 AND REGULAR U.S. MAIL

Texas Commission on Environmental Quality
Water Supply Division
Utilities & Districts Section, MC153
P.O. Box 13087
Austin, Texas 78711-3097

RE: Applications by City of Bonham to amend water CCN No. 11186 and sewer CCN No. 20460, and to obtain dual certification with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation, and to decertify portions of Bois D'Arc MUD and Ravenna Nunnlee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water and sewer utility service in Fannin County.

To whom it may concern:

The undersigned attorney and co-counsel, Skip Newsom of Fisher & Newsom, P.C., represent Bois D'Arc Municipal Utility District ("Bois D'Arc"). Bois D'Arc received the attached notice from City of Bonham ("Bonham") to which Bois D'Arc makes the following response:

1. Bois D'Arc hereby requests a public hearing on the above-referenced applications filed by Bonham to amend water CCN No. 11186 and sewer CCN No. 20460

2. On the following grounds, Bois D'Arc respectfully requests that Bonham's application to amend water CCN No. 11186 be referred to the State Office of Administrative Hearings:

(a) Bois D'Arc holds CCN No. 11753 to provide water service in northeast Fannin County. The CCN covers Bois D'Arc's political boundaries and certain facilities (+200') installed west of its political boundaries. Some of these facilities are located within the requested area for which Bonham requests decertification of a material portion of Bois D'Arc's CCN. Granting Bonham's application will cause underutilization of Bois D'Arc's existing facilities within the requested area and negatively impact Bois D'Arc's customers and water rates.

(b) Bois D'Arc has an adequate water supply and is capable of providing adequate service to existing and future customers in the requested area.

November 29, 2005
Page 2

(c) Granting Bonham's application will prevent the optimum use of existing local and regional facilities of other service providers, which will, among other things, negatively impact regional water rates

(d) Bonham is a home-rule municipality with an extraterritorial jurisdiction (ETJ) that extends 1 mile from its corporate boundaries. LOCAL GOV'T CODE § 42.021(2) According to Bonham's description of the requested area, and maps provided with the notice, large portions of the requested water service area appear to be located outside of Bonham's ETJ. Pursuant to Texas Water Code §13.2451(b), as enacted by the 79th Legislature, 2005, House Bill 2876, any portion of the requested area that extends beyond Bonham's ETJ without the consent of the landowner is void.

(e) Bonham lacks the resources and adequate facilities to extend water utility service into the requested area. It therefore lacks the capability to provide continuous and adequate service in the requested area.

3. On the following grounds, Bois D'Arc respectfully requests that Bonham's application to amend sewer CCN No 20460 be referred to the State Office of Administrative Hearings:

(a) According to Bonham's description of the requested area, and maps provided with the notice, large portions of the requested sewer service area are located outside of Bonham's ETJ. Pursuant to Texas Water Code §13.2451(b), as enacted by the 79th Legislature, 2005, House Bill 2876, any portion of the requested area that extends beyond Bonham's ETJ without the consent of the landowner is void.

4. Bois D'Arc may withdraw this request for public hearing if Bonham amends its application to grant Bois D'Arc single certification over Bois D'Arc's service facilities in the requested area plus 200 feet.

5. The descriptions of the requested areas set forth in the notice are vague and the accompanying maps fail to identify highways and roads, or the identifiers are illegible. As a result, Bois D'Arc cannot determine with certainty whether the requested water area includes territory within Bois D'Arc's political boundaries. Therefore at this time, Bois D'Arc is unable to propose adjustments to the applications that would satisfy at least some of Bois D'Arc's potential concerns. Bois D'Arc also reserves the right to assert additional grounds in support of this request for a public hearing.

Bois D'Arc is amenable to working with Bonham, the Commission, the State Office of Administrative Hearings, and other protestants to resolve Bois D'Arc's concerns related to the above-referenced applications.

November 29, 2005
Page 3

Feel free to call me if you have any questions.

Respectfully submitted,

By: 

James W. Wilson

John E. Rapier

RAPIER, WILSON & WENDLAND, P.C.

103 W McDermott

Allen, Texas 75013

Tel: (972) 727-9904

Fax: (972) 727-4273

Skip Newsom

FISHER & NEWSOM, P.C.

3724 Jefferson Street, Suite 210

Austin, Texas 78711

Tel: (512) 477-4121

Fax: (512) 477-2860

JW.da

Attachment

F:\Water Division\Bois D'Arc MUD\CCN Application\UD08 City of Boonville CCN Application 12/14/05\LETTER Request for Public Hearing.wpd

cc: Bois D'Arc Municipal Utility District (w/attachment)

Attn: Mark Newhouse

VIA FACSIMILE 1-(903)-378-3350

Skip Newsom (w/attachment)

VIA FACSIMILE 1-(512)-477-2860

FROM : BOIS D'ARC MUD

PHONE NO. : 903 378 3350

Nov. 11 2005 07:51AM P2

Notice to Neighboring Systems and Cities
NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE WATER AND SEWER UTILITY SERVICE IN FANNIN COUNTY

To: Bois D'Arc MUD
14101 East FM 1396
Honey Grove, Texas 75446

Date Mailed: October 31, 2005

The City of Bonham has filed applications to amend CCN Nos. 11186 and 2046 and to obtain dual certifications with portions of Southwest Fannin County SUD and White Sided Water Supply Corporation and to decertify portions of Bois D'Arc MUD and Ravenna Nunnlee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water & sewer utility service in Fannin County.

The proposed utility service area is located approximately 4.6 miles north, 1.9 miles south, 1.3 miles east, and 4.2 miles west of downtown Bonham, Texas, and is generally bounded on the north by FM 1753; on the east by Bois D'Arc Creek; on the south by FM 1629; and on the west by FM 898. See enclosed map of the proposed service area.

The total area being requested for water service includes approximately 16,618 acres and 3382 current customers. The total area being requested for sewer service includes approximately 16,618 acres and 3051 current customers.

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

Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. 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.

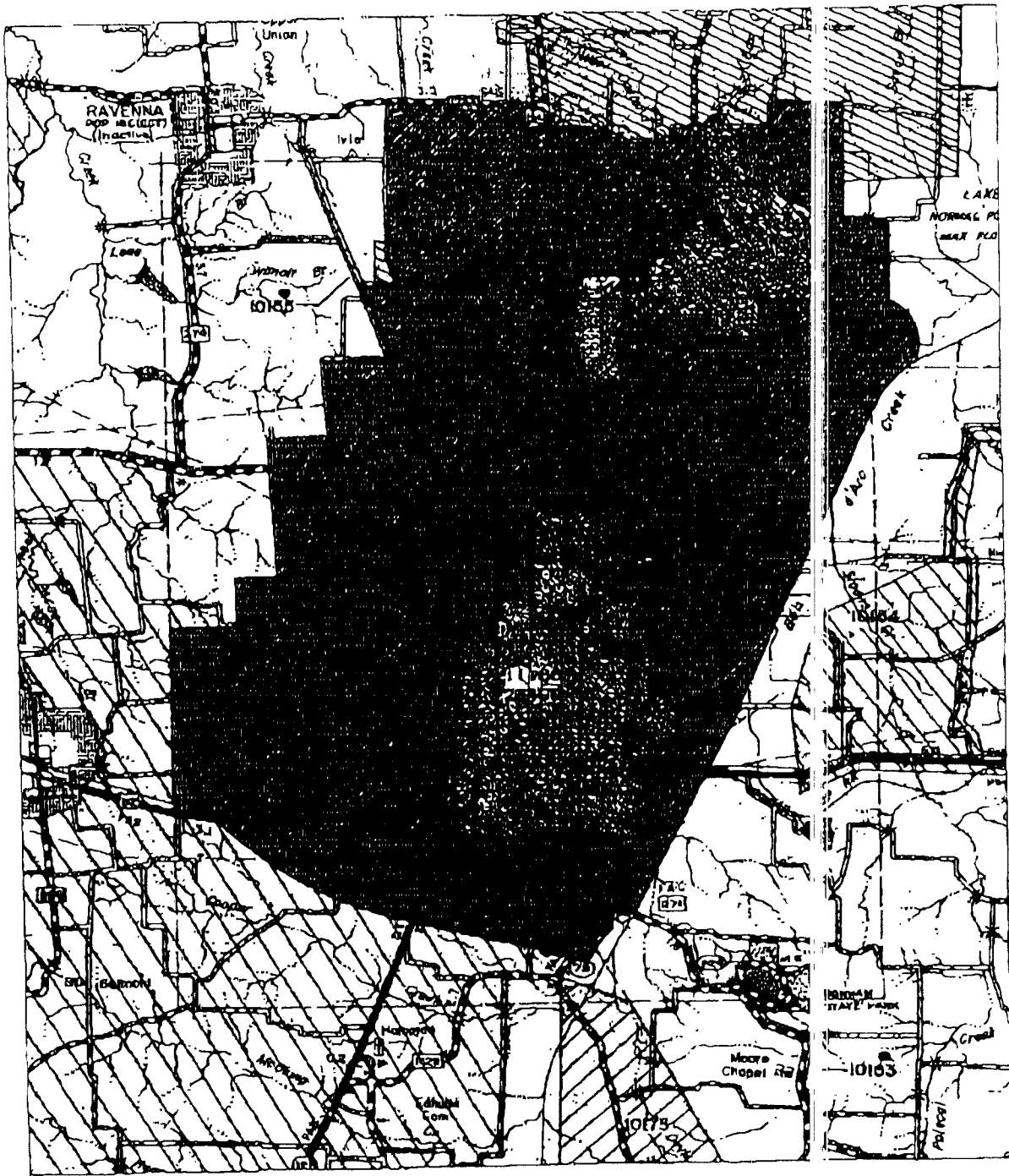
If a public hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission 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 1-800-687-4040.

FROM : BOIS D'ARC MUD

PHONE NO. : 903 378 3350

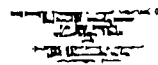
Nov. 21 2005 07:53AM P4.



BONHAM PROPOSED SEWER CCN

 **BONHAM PROPOSED CCN AREA**

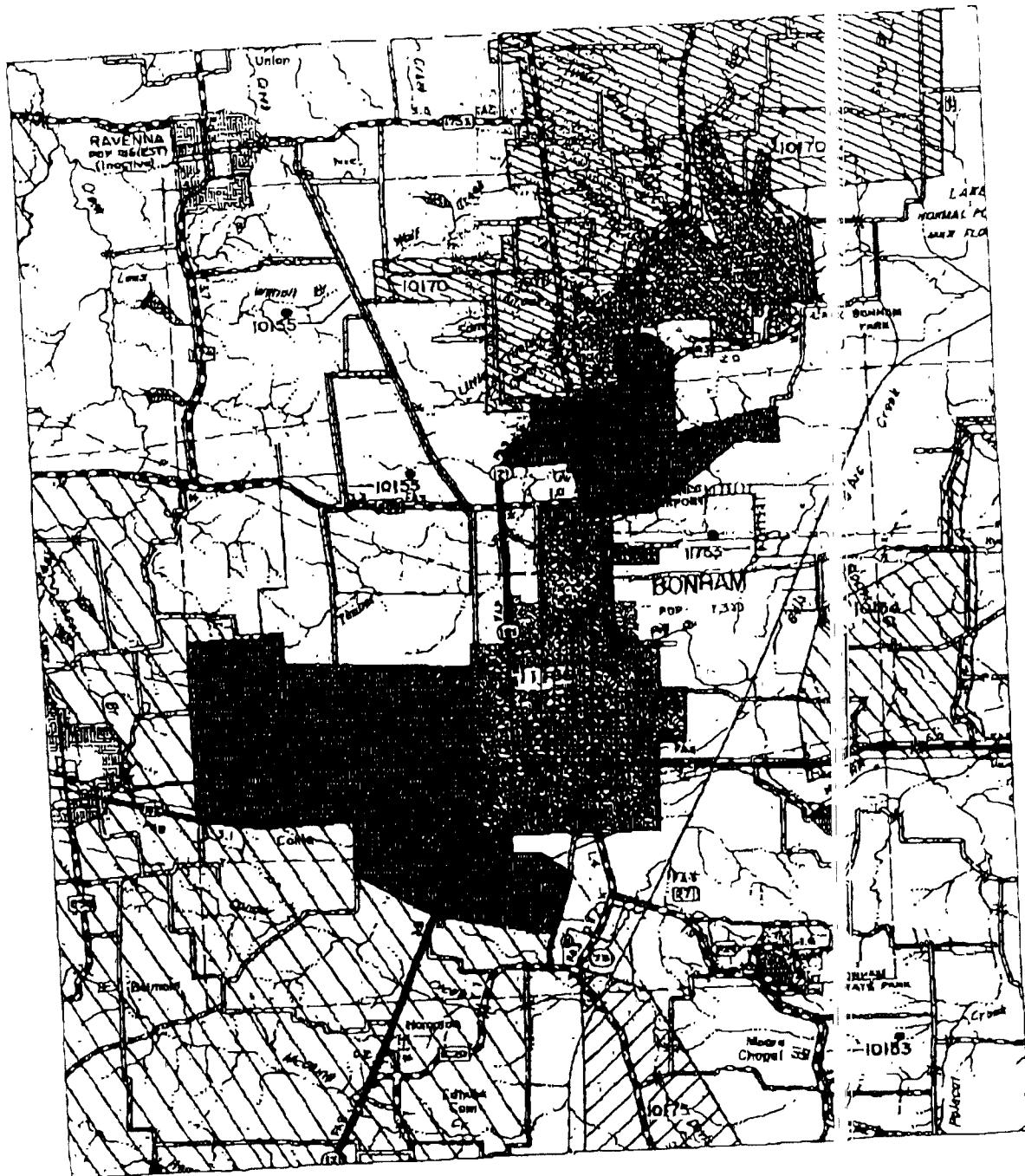
CITY OF BONHAM



FROM : BUIS D'ARRE MUD

PHONE NO. : 903 378 3350

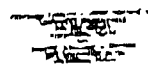
NOV. 31 2005 07:52AM P3



BONHAM PROPOSED WATER CGN

- BONHAM PROPOSED CGN AREA (NOT NOW CERTIFICAT IN)
- BONHAM PROPOSED CGN AREA (REQUESTED DUAL CGN)
- FACILITIES NOT INCLUDED

CITY OF BONHAM



35091-C
KB

November 04, 2005

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

Re: Application of City of Bonham to amend CCN No. 11186 and 20460 and to obtain dual Certification with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation and to decertify portions of Bois D' Arc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality
To provide water & sewer utility service in Fannin County

Dear Madam or Sir:

Please accept this letter as notice of opposition and a request for a public hearing in Bonham, Texas regarding the above referenced application submitted by the City of Bonham. As a resident living in the area affected by the application submitted by City of Bonham, I believe I deserve a public hearing and much more detailed explanation of the changes this amendment of CCN No. 11186 and 20460 and to obtain dual Certification with portions of Southwest Fannin County SUD and White Shed Supply Corporation and to decertify portions of Bois D' Arc MUD AND Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water & sewer utility service in Fannin County.

Respectfully,

Patricia Saco

RECEIVED

NOV 28 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

RECEIVED

NOV 28 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

Notice to Landowners
NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE WATER AND SEWER UTILITY SERVICE IN FANNIN COUNTY

To:

Date Notice Mailed: October 31, 2005

PATRICIA ANN SACCO
254 CR 2602
BONHAM, TX 75418

The City of Bonham has filed applications to amend CCN Nos. 11186 and 20460 and to obtain dual certifications with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation and to decertify portions of Bois Darc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water & sewer utility service in Fannin County.

The proposed utility service area is located approximately 4.6 miles north, 1.9 miles south, 1.3 miles east, and 4.2 miles west of downtown Bonham, Texas, and is generally bounded on the north by FM 1753; on the east by Bois Darc Creek; on the south by FM 1629; and on the west by FM 898. See enclosed map of the proposed service area.

The total area being requested for water service includes approximately 16,618 acres and 3,382 current customers. The total area being requested for sewer service includes approximately 16,618 acres and 3,051 current customers.

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

Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. 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, the Executive Director will not issue 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.

RECEIVED

Si desea informacion en Espanol, puede llamar al 1-800-687-4040.

NOV 28 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
WATER SUPPLY DIVISION

THIS LETTER IS IN REGARDS TO THE APPLICATIONS TO AMEND CCN NOS. 11186 AND 20460 AND TO OBTAIN DUAL CERTIFICATIONS WITH PORTIONS OF SOUTHWEST FANNIN COUNTY SUD AND WHITE SHED WATER SUPPLY CORPORATION AND TO DECERTIFY PORTIONS OF BOIS DARC MUD AND RAVENNA NUNNELE WATER SUPPLY CORPORATION WITH THE TEXAS COMMISSIONS ON ENVIRONMENTAL QUALITY TO PROVIDE WATER AND SEWER SERVICE IN FANNIN COUNTY.

I REQUEST A HEARING AND WISH TO BE NOTIFIED OF A HEARING IF A HEARING IS SCHEDULED. I AM AGAINST THIS PROPOSAL AND WISH TO HAVE MY CONCERNS ADDRESSED. I AM HAPPY WITH MY PRESENT WATER SUPPLY AND SEWAGE DISPOSAL SERVICE AND DO NOT WISH TO BE AMENDED INTO THE CITY OF BONHAM'S UTILITY SERVICES.

Little Mendocino
1228 CR 2605
Lawson Tex 75418
903-583-5003

RECEIVED

NOV 14 2005
TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

*We protest. Looks like
a dead deal. Didn't give
us any time.
Most of us moved out of Bonham
to get away from the Stinking Water*

PUBLIC NOTICE

The Commissioners Court of Fannin County, Texas, will consider and take action to adopt a concurrent resolution whose purpose will be to create the Fannin County Water Supply Agency with other water suppliers in Fannin County. The Commissioners Court will meet at 9:00 am on Monday, November 14, 2005, at the Fannin County Courthouse, 101 East Sam Rayburn Drive, Bonham, for this purpose.

The Fannin County Water Supply Agency will be created on December 1, 2005, as stated in the concurrent resolution.

Derrell Hall
Fannin County Judge

Nov. 13, 2005

To: Texas Com. on Environmental Quality
Water Supply Division

We request a public hearing
on notice of application for
Certificate City of Bonham
and White Oak Water.

Also, too many notices were mailed
to incorrect old addressing when
current addressing not done.

Thank you

John + Paula Galey

RECEIVED

NOV 16 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

PDPTX191219-000

Notice to Landowners
NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE WATER AND SEWER UTILITY SERVICE IN FANNIN COUNTY

To:

Date Notice Mailed: October 31, 2005

J & P SPENDTHRIFT TRUST
393 CR 1433
BONHAM, TX 75418

The City of Bonham has filed applications to amend CCN Nos. 11186 and 20460 and to obtain dual certifications with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation and to decertify portions of Bois Darc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water & sewer utility service in Fannin County.

The proposed utility service area is located approximately 4.6 miles north, 1.9 miles south, 1.3 miles east, and 4.2 miles west of downtown Bonham, Texas, and is generally bounded on the north by FM 1753; on the east by Bois Darc Creek; on the south by FM 1629; and on the west by FM 898. See enclosed map of the proposed service area.

The total area being requested for water service includes approximately 16,618 acres and 3,382 current customers. The total area being requested for sewer service includes approximately 16,618 acres and 3,051 current customers.

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

Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. 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, the Executive Director will not issue 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 1-800-687-4040.

Notice to Landowners

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE WATER AND SEWER UTILITY SERVICE IN FANNIN COUNTY

To:

JOHN & PAULA GALYON
393 CR 1433
BONHAM, TX 75418

Date Notice Mailed: October 31, 2005

Paula
512-231-6732

The City of Bonham has filed applications to amend CCN Nos. 11186 and 20460 and to obtain dual certifications with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation and to decertify portions of Bois Darc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water & sewer utility service in Fannin County.

The proposed utility service area is located approximately 4.6 miles north, 1.9 miles south, 1.3 miles east, and 4.2 miles west of downtown Bonham, Texas, and is generally bounded on the north by FM 1753; on the east by Bois Darc Creek; on the south by FM 1629; and on the west by FM 898. See enclosed map of the proposed service area.

The total area being requested for water service includes approximately 16,618 acres and 3,382 current customers. The total area being requested for sewer service includes approximately 16,618 acres and 3,051 current customers.

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

Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. 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, the Executive Director will not issue 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 1-800-687-4040.

Paula
512-231-6732

Paula
512-231-6732

Cell
512-231-4683

DATE: November 8, 2005

Subject: CCN Nos. 11186 and 20460

TO: Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153

FROM: Clyde Dykes
P.O. Box 512
Bonham, Texas 75418
1-903-583-6496
Home Phone 1-903-583-1783
and Others With Concerns In This Matter

To The Honorable Commission on Environmental Quality,

I wish to put forth my objection to the City of Bonham's application to amend subject CCN Numbers.

At this time I feel that Bonham Water is not properly potable and is extremely offensive to taste and smell. Not only myself but many living within the city limits of **Bonham, Texas** feel the same and find the water objectionable and buy bottled water from local retailers. Thousands of dollars a year are spent rather than drink this water. Everyone I have spoken to who lives within the city limits do not like Bonham water, for drinking, and only use it for washing of body and clothes and dishes. Some do not even wash the dishes with it. Others complain that it is the only drinking water they can afford.

My objections to Bonham, Texas supplying our water and sewer are as follows:

The city cannot even take care of the taste and smell of the water within the present city limits. For proof we ask you to question citizens within the limits of the city yourselves and not those that are suggested to you. Better yet come and smell and taste the water for yourselves.

The city cannot take care of its present sewer and water lines.

Ask citizens within the limits of Bonham how many times streets collapse because of the aging lines collapsing or leaking. Ask folks on South 5th street about the city taking care of business concerning water and sewer.

The city lays new pavement and within a month, or so, is cutting the new pavement to repair water and sewer.

RECEIVED

NOV 14 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

Another reason is persistent rumors that Bonham water, when consumed regularly causes cancer and other sicknesses. One instance being the report of contaminated water in Bonham in January of 2003.

When the city can take proper care of what it has now, then I will consider them supplying me with proper water and sewer.

Until then, NO THANK YOU, I DON'T WANT THIS FOUL TASTING AND SMELLING WATER AND HAP HAZARD SUPPORT ON AN INFRASTRUCTURE THAT IS ALREADY STRAINED TO THE POINT NO BUSINESS IS WILLING TO STAY OR COME TO THE AREA.

If this objection to the above referenced CCN Numbers requires a hearing then I not only request a hearing but demand it as a citizen of a country with free choice. I further request that this hearing be held within the limits of Bonham due to a number of those having an interest in this matter not being able to afford to travel all the way to Austin for said hearing.

Clyde Dykes
P.O. Box 512
Bonham, Texas 75418
1.903.583.6496
Home Phone 1-903-583-1783

RAPIER, WILSON & WENDLAND, P.C.

ATTORNEYS AT LAW

103 W. McDERMOTT, ALLEN, TEXAS 75013-2782

JOHN E. RAPIER, J.D.
JAMES W. WILSON, J.D.
ROBERT C. WENDLAND, J.D.
BRITTON LARISON, J.D.

TELEPHONE: (972) 727-9904
(800) 831-3126
FACSIMILE: (972) 727-4273
E-MAIL: wilson@rapiervilson.com

November 29, 2005

VIA FACSIMILE 1-(512)-239-6972 AND REGULAR U.S. MAIL

Texas Commission on Environmental Quality
Water Supply Division
Utilities & Districts Section, MC153
P.O. Box 13087
Austin, Texas 78711-3097

RE: Applications by City of Bonham to amend water CCN No. 11186 and sewer CCN No. 20460, and to obtain dual certification with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation, and to decertify portions of Bois D'arc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water and sewer utility service in Fannin County.

To whom it may concern:

The undersigned attorney and co-counsel, Skip Newsom of Fisher & Newsom, P.C., represent Bois D'Arc Municipal Utility District ("Bois D'Arc"). Bois D'Arc received the attached notice from City of Bonham ("Bonham") to which Bois D'Arc makes the following response:

1. Bois D'Arc hereby requests a public hearing on the above-referenced applications filed by Bonham to amend water CCN No. 11186 and sewer CCN No. 20460.

2. On the following grounds, Bois D'Arc respectfully requests that Bonham's application to amend water CCN No. 11186 be referred to the State Office of Administrative Hearings:

(a) Bois D'Arc holds CCN No. 11753 to provide water service in northeast Fannin County. The CCN covers Bois D'Arc's political boundaries and certain facilities (+200') installed west of its political boundaries. Some of these facilities are located within the requested area for which Bonham requests decertification of a material portion of Bois D'Arc's CCN. Granting Bonham's application will cause underutilization of Bois D'Arc's existing facilities within the requested area and negatively impact Bois D'Arc's customers and water rates.

(b) Bois D'Arc has an adequate water supply and is capable of providing adequate service to existing and future customers in the requested area.

(c) Granting Bonham's application will prevent the optimal use of existing local and regional facilities of other service providers, which will, among other things, negatively impact regional water rates.

(d) Bonham is a home-rule municipality with an extraterritorial jurisdiction (ETJ) that extends 1 mile from its corporate boundaries. LOCAL GOV'T CODE § 42.021(2). According to Bonham's description of the requested area, and maps provided with the notice, large portions of the requested water service area appear to be located outside of Bonham's ETJ. Pursuant to Texas Water Code §13.2451(b), as enacted by the 79th Legislature, 2005, House Bill 2876, any portion of the requested area that extends beyond Bonham's ETJ without the consent of the landowner is void.

(e) Bonham lacks the resources and adequate facilities to extend water utility service into the requested area. It therefore lacks the capability to provide continuous and adequate service in the requested area.

3. On the following grounds, Bois D'Arc respectfully requests that Bonham's application to amend sewer CCN No. 20460 be referred to the State Office of Administrative Hearings:

(a) According to Bonham's description of the requested area, and maps provided with the notice, large portions of the requested sewer service area are located outside of Bonham's ETJ. Pursuant to Texas Water Code §13.2451(b), as enacted by the 79th Legislature, 2005, House Bill 2876, any portion of the requested area that extends beyond Bonham's ETJ without the consent of the landowner is void.

4. Bois D'Arc may withdraw this request for public hearing if Bonham amends its application to grant Bois D'Arc single certification over Bois D'Arc's service facilities in the requested area plus 200 feet.

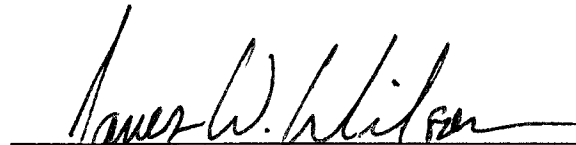
5. The descriptions of the requested areas set forth in the notice are vague and the accompanying maps fail to identify highways and roads, or the identifiers are illegible. As a result, Bois D'Arc cannot determine with certainty whether the requested water area includes territory within Bois D'Arc's political boundaries. Therefore, at this time, Bois D'Arc is unable to propose adjustments to the applications that would satisfy at least some of Bois D'Arc's potential concerns. Bois D'Arc also reserves the right to assert additional grounds in support of this request for a public hearing.

Bois D'Arc is amenable to working with Bonham, the Commission, the State Office of Administrative Hearings, and other protestants to resolve Bois D'Arc's concerns related to the above-referenced applications.

Feel free to call me if you have any questions.

Respectfully submitted,

By:



James W. Wilson
John E. Rapier
RAPIER, WILSON & WENDLAND, P.C.
103 W. McDermott
Allen, Texas 75013
Tel: (972) 727-9904
Fax: (972) 727-4273

Skip Newsom
FISHER & NEWSOM, P.C.
3724 Jefferson Street, Suite 210
Austin, Texas 78711
Tel: (512) 477-4121
Fax: (512) 477-2860

JW:da
Attachment

F:\Water Districts\Bois D'arc MUD\CCN Applications\2005 City of Bonham CCN Application 7361\LETTER - Request for Public Hearing.vpd

cc: Bois D'Arc Municipal Utility District (w/attachment)
Attn: Mark Newhouse
VIA FACSIMILE 1-(903)-378-3350

Skip Newsom (w/attachment)
VIA FACSIMILE 1-(512)-477-2860

Notice to Neighboring Systems and Cities
NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE WATER AND SEWER UTILITY SERVICE IN FANNIN COUNTY

To: Bois D'Arc MUD
14101 East FM 1396
Honey Grove, Texas 75446

Date Mailed: October 31, 2005

The City of Bonham has filed applications to amend CCN Nos. 11186 and 20460 and to obtain dual certifications with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation and to decertify portions of Bois D'Arc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water & sewer utility service in Fannin County.

The proposed utility service area is located approximately 4.6 miles north, 1.9 miles south, 1.3 miles east, and 4.2 miles west of downtown Bonham, Texas, and is generally bounded on the north by FM 1753; on the east by Bois D'Arc Creek; on the south by FM 1629; and on the west by FM 898. See enclosed map of the proposed service area.

The total area being requested for water service includes approximately 16,618 acres and 3382 current customers. The total area being requested for sewer service includes approximately 16,618 acres and 3051 current customers.

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

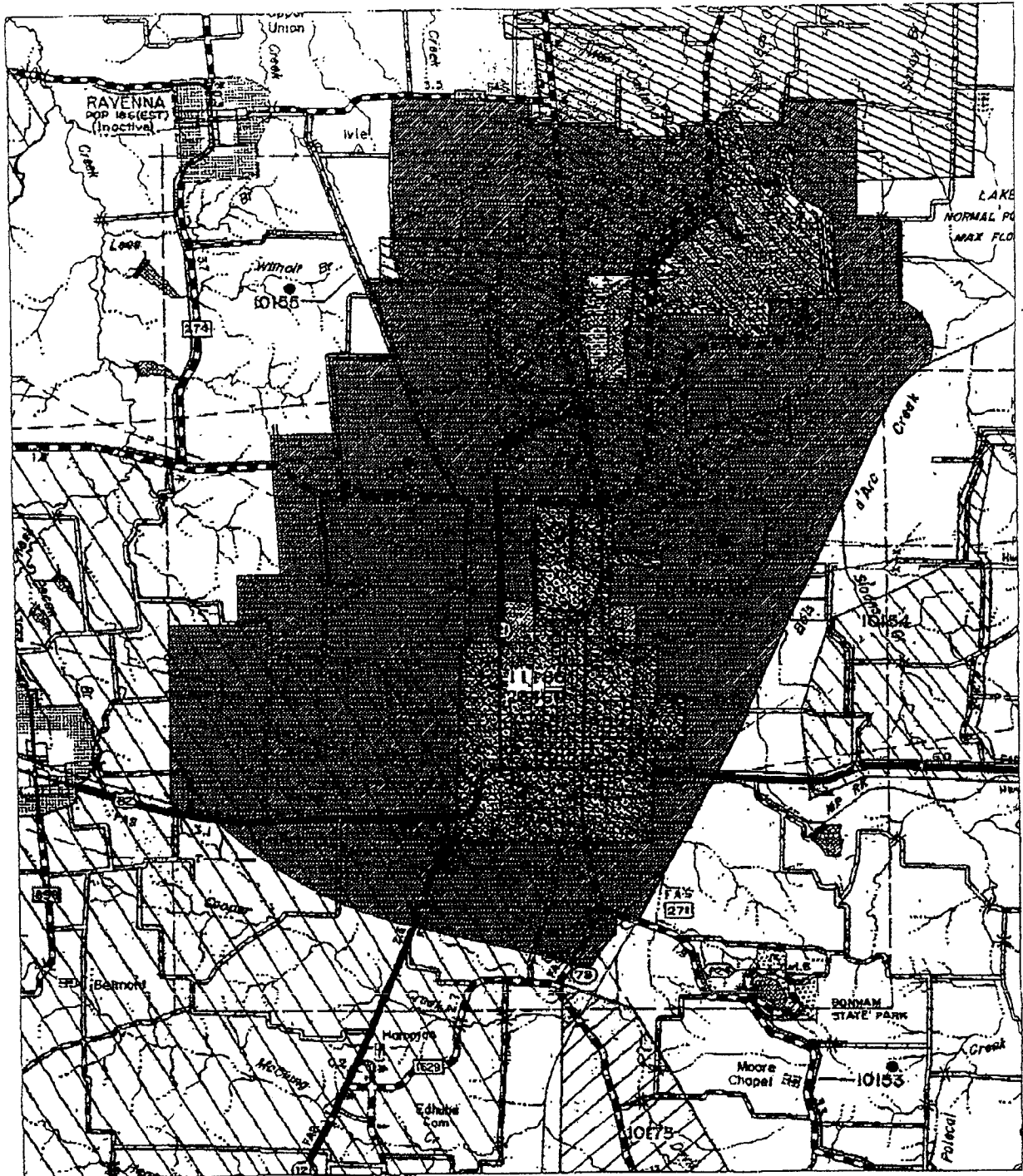
Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. 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, the Executive Director will not issue 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 1-800-687-4040.



BONHAM PROPOSED SEWER CCN

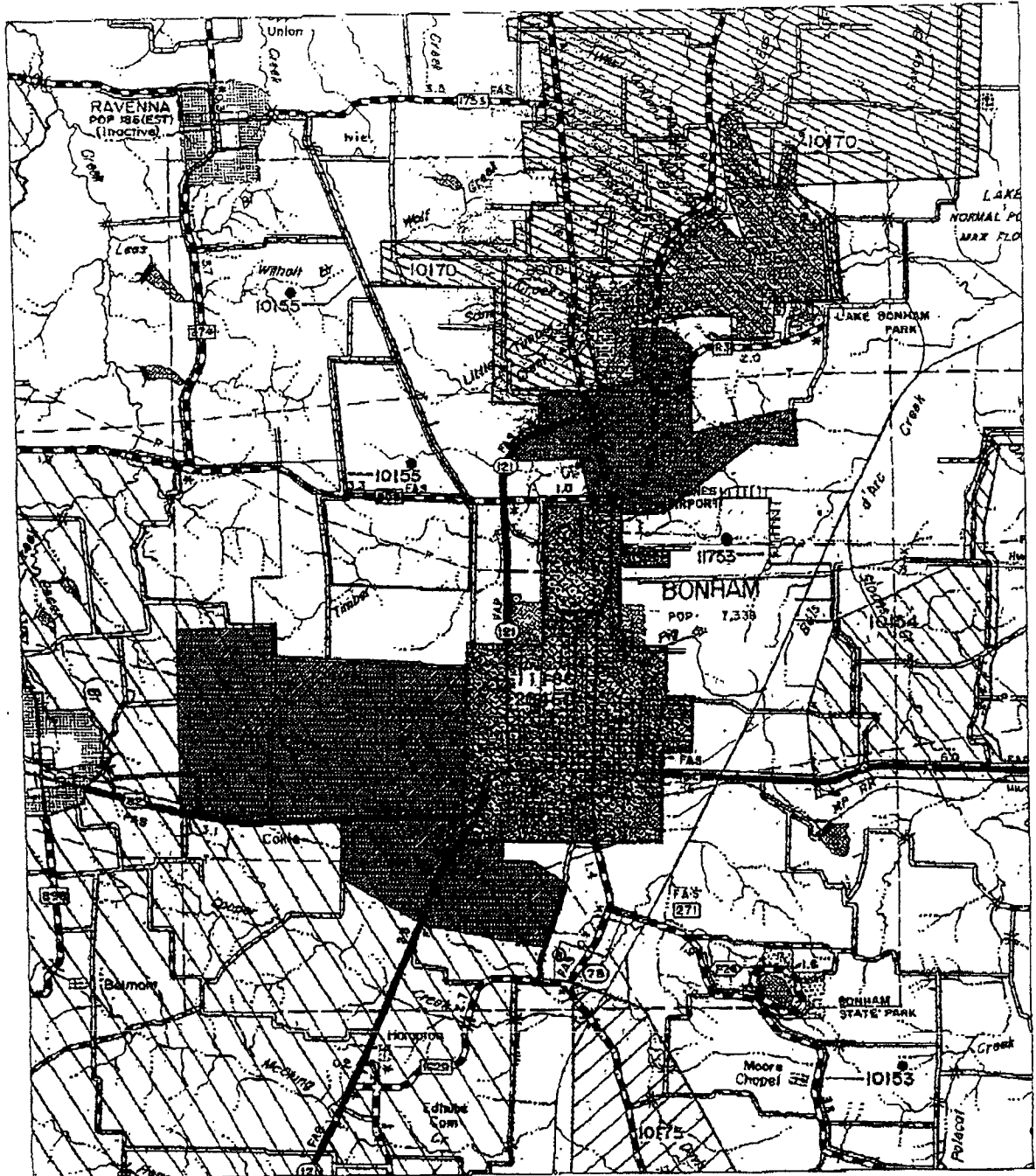
 **BONHAM PROPOSED CCN AREA**

CITY OF BONHAM

1" = 1/2" AS SHOWN
AS OF 1/1/05



APPROVED THROUGH A JUDICIAL OPINION OF
THE TEXAS SUPREME COURT
IN THE CASE OF
THE STATE OF TEXAS
V. THE CITY OF BONHAM
1995 (1995) 100 S.W.3D 100
100 S.W.3D 100



BONHAM PROPOSED WATER CCN

- BONHAM PROPOSED CCN AREA (NOT NOW CERTIFICATED)
- BONHAM PROPOSED CCN AREA (REQUESTED DUAL CCN)
- FACILITIES NOT INCLUDED

CITY OF BONHAM



PROPOSED THROUGH A NEW SYSTEM OF
CONCRETE PIPE LINES
TO BE INSTALLED
IN THE CITY OF
BONHAM, TEXAS
BY THE CITY OF BONHAM
IN THE YEAR 2005

33091-C
33092-C
A-TSO-S
ke

DATE: November 14, 2005

Subject: CCN Nos. 11186 and 20460

TO: Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153

FROM: Rickey L. Kirk
1894 C.R. 1415
Bonham, Texas 75418
1-903-583-6494
Cell Phone (214) 549-4507
and Others With Concerns In This Matter

To The Honorable Commission on Environmental Quality,

We the undersigned registered voters and unregistered voters, but having a profound interest in the above listed subject, wish to put forth our objection to the City of Bonham's application to amend subject CCN Numbers.

Our objections to Bonham, Texas endeavoring to incorporate our area into their tax base and city limits are as follows:

At this time many of us feel that Bonham Water is not properly potable and is extremely offensive to taste and smell. Not only those signed here but many living within the city limits of **Bonham, Texas** feel the same and find the water objectionable and buy bottled water from local retailers. Thousands of dollars a year are spent rather than drink this water.

Everyone I have spoken to who lives within the city limits do not like Bonham water, for drinking, and only use it for washing of body and clothes and dishes. Some do not even wash the dishes with it. Others complain that it is the only drinking water they can afford.

The city cannot even take care of the taste and smell of the water within the present city limits. For proof we ask you to question citizens within the limits of the city yourselves and not those that are suggested to you. Better yet come and smell and taste the water for yourselves.

The city cannot take care of its present sewer and water lines.

Ask citizens within the limits of Bonham how many times streets collapse because of the aging lines collapsing or leaking. Ask folks on South 5th street about the city taking care of business concerning water and sewer and streets. (My wife got stuck in our daughters driveway, on South 5th because the city decided it needed to fix lines on that street and

RECEIVED

DEC 01 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

then the money to repair the streets was spent on something else and the street sides were left torn up).

The city lays new pavement and within a month, or so, is cutting the new pavement to repair water and sewer.

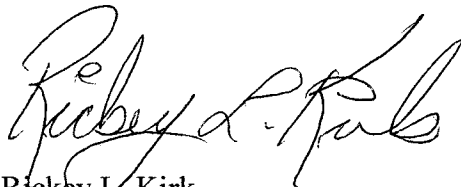
The city also seems to have the habit of repaving streets that don't need it as bad as others that haven't been repaved in 30 years or more. Some streets seem to be just one big patch job.

Another reason is persistent rumors that Bonham water, when consumed regularly causes cancer and other sicknesses. One instance being the report of contaminated water in Bonham in January of 2003.

When the city can take proper care of what it has now, then we will consider them incorporating us.

Until then, **NO THANK YOU, WE DON'T WANT THIS FOUL TASTING AND SMELLING WATER AND HAP HAZARD SUPPORT ON AN INFRASTRUCTURE THAT IS ALREADY STRAINED TO THE POINT NO BUSINESS IS WILLING TO STAY OR COME TO THE AREA.**

If this objection to the above referenced CCN Numbers requires a hearing then we the undersigned not only request a hearing but demand it as citizens of a country with free choice. We further request that this hearing be held within the limits of Bonham due to a number of those having an interest in this matter not being able to afford to travel all the way to Austin for said hearing.



Rickey L. Kirk
1894 CR 1415
Bonham, Texas 75418
1.903.583.6494
Cell 1.214.549.4507

RECEIVED

DEC 01 2005
TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

PETITION AGAINST CCN NOS. 11186 AND 20460

NAME

ADDRESS

Bessie Conway

2025 CR 1415 Bonham TX 75418

Carol Brewer

2025 CR 1415 Bonham, Tex.

Gary MORELAND

314 CR 2610 Bonham, Tx.

Sarah Moreland

314 CR 2610 Bonham, Tx.

Garry Anderson

4983 Hwy 121 South

Linda Anderson

4983 Hwy 121 South

B. You

2608 CR 2125

Joe D. Osborne

361 CR 2605 Bonham, TX 75418

Dickie L. Voss

104 S. SYCAMORE LEONARD TX

B. Victory

BOX 98 TELEPHONE TEX 4

Myrtle Adams

PO Box 319 3860 N FM 273
Ivanhoe, TX 75447

Mary Carr

5282 FM 2029 Telephone, Tx 75488

Rhonda Reiman

P.O. Box 456 Bonham, TX 75418

Rh. Allen

1331 N. State Hwy. 78 Bonham, TX 75418

Gilly Schaefer

1829 CR 2605 Bonham TX 75418

H.M. ANDERSON

5065 Hwy. 121 South

W.A. BROUGHTON

378 CR 2610 Bonham

Barbara E. Ball

2054 CR 1415 Bonham, TX 75418

Andrea L. Worley

1894 CR 1415 Bonham, TX. 75418

Cassie Sutton

1894 CR 1415 Bonham, TX 75418

John R. Bell

2260 CR 1415 Bonham, TX 75418

Doris Kirk

1894 CR 1415 Bonham, TX 75418

RECEIVED

DEC 31 2005

TEXAS COMMISSION

ON

ENVIRONMENTAL QUALITY

PETITION AGAINST CCN NOS. 11186 AND 20460

NAME

ADDRESS

Jany Litworth
Kathy Gregory
Melissa McCraw
Clayton Gregg

1972 CR 1445 Bonham
1804 CR 1445 Bonham
1650 CR 1445 Bonham
1804 CR 1445 Bonham

RECEIVED

DEC 01 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

Notice to Landowners

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE WATER AND SEWER UTILITY SERVICE IN FANNIN COUNTY

To:

Date Notice Mailed: October 31, 2005

KEN M HIPP
3195 N STATE HWY 78
BONHAM, TX 75418-6873

The City of Bonham has filed applications to amend CCN Nos. 11186 and 20460 and to obtain dual certifications with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation and to decertify portions of Bois Darc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water & sewer utility service in Fannin County.

The proposed utility service area is located approximately 4.6 miles north, 1.9 miles south, 1.3 miles east, and 4.2 miles west of downtown Bonham, Texas, and is generally bounded on the north by FM 1753; on the east by Bois Darc Creek; on the south by FM 1629; and on the west by FM 898. See enclosed map of the proposed service area.

The total area being requested for water service includes approximately 16,618 acres and 3,382 current customers. The total area being requested for sewer service includes approximately 16,618 acres and 3,051 current customers.

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

Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. 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, the Executive Director will not issue 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 1-800-687-4040.

NOV 1 15
TEXAS COMMISSION
ENVIRONMENTAL QUALITY

Sir: We don't want ~~nothing~~ nothing to
do with Bonham water or ~~Sw Sw Sw~~
any thing to do with the city of Bonham.

We moved in 1979 to our ~~own~~ own Place to get
away from Bonham. we just want to be left
alone. We would like a public hearing if
at all possible. Thank you

Kim Hysp.

3195 NORTH STATE HY-78
BONHAM, TEX.

Notice to Landowners

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE WATER AND SEWER UTILITY SERVICE IN FANNIN COUNTY

To:

Date Notice Mailed: October 31, 2005

GUINLIN CIRKLES
3377 N STATE HWY 78
BONHAM, TX 75418-6876

The City of Bonham has filed applications to amend CCN Nos. 11186 and 20460 and to obtain dual certifications with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation and to decertify portions of Bois Darc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water & sewer utility service in Fannin County.

The proposed utility service area is located approximately 4.6 miles north, 1.9 miles south, 1.3 miles east, and 4.2 miles west of downtown Bonham, Texas, and is generally bounded on the north by FM 1753; on the east by Bois Darc Creek; on the south by FM 1629; and on the west by FM 898. See enclosed map of the proposed service area.

The total area being requested for water service includes approximately 16,618 acres and 3,382 current customers. The total area being requested for sewer service includes approximately 16,618 acres and 3,051 current customers.

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

Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. 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, the Executive Director will not issue 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 1-800-687-4040.

RECEIVED

NOV 17 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

November 25, 2005

35091-C
KB

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

To Whom It May Concern:

I have some concerns regarding the proposed annexation of my community within the city limits of Bonham. The city is wanting to annex properties to provide water and sewer utility services. I am against these provisions because I have a deep water well as well as a septic system. I do not understand why Bonham wishes to annex the proposed properties because it is low density and the capital improvements they are suggesting would create more of a tax burden by further stretching the available capital improvement budget dollars. The single-family properties within this area would provide relatively few tax dollars compared with the cost of public services that would be required to annex this community. Single-family housing consumes substantially more in municipal services than it provides in property taxes. Most of the homeowners in this area are senior citizens and do not need to be burdened with additional taxes.

I am suggesting things remain as they have been for many years. Most members of the community have lived here for many years and like things as they are currently. I trust the leaders of Bonham will reconsider incorporating our area within the city limits.

Sincerely,



Hazel A. Goff
232 CR 4130
Bonham, Tx 75418

RECEIVED

NOV 28 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

Andy & Callie Ramer
319 cr 2516
Bonham, Tx 75418

Home - 903-583-8525
Callie Cell - 903-227-5445
Andy Cell - 903-227-7867

We want no part of the city or anything associated with it. We already have water, septic & trash that we are happy with. We do not want any city restrictions placed even close to our house. Everyone out here has worked & paid for septic systems & we don't appreciate this

Thomas
Lynch

RECEIVED

NOV 14 2005
TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

Notice to Landowners

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE WATER AND SEWER UTILITY SERVICE IN FANNIN COUNTY

To:

STACY NOBLE
270 CR 2906
DODD CITY, TX 75438

Date Notice Mailed: October 31, 2005

11-6-05
 I am on Brotherton water supply &
 live east of Bois darc creek - this
 does not pertain to my address. Thanks.
 Stacy

The City of Bonham has filed applications to amend CCN Nos. 11186 and 20460 and to obtain dual certifications with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation and to decertify portions of Bois Darc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water & sewer utility service in Fannin County.

The proposed utility service area is located approximately 4.6 miles north, 1.9 miles south, 1.3 miles east, and 4.2 miles west of downtown Bonham, Texas, and is generally bounded on the north by FM 1753; on the east by Bois Darc Creek; on the south by FM 1629; and on the west by FM 898. See enclosed map of the proposed service area.

The total area being requested for water service includes approximately 16,618 acres and 3,382 current customers. The total area being requested for sewer service includes approximately 16,618 acres and 3,051 current customers.

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

Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. 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, the Executive Director will not issue 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 1-800-687-4040.

NOV 03 2005

35091-C

KB

or
35092-C

Bernie L. Holder
738 Co. Rd. 1525
Ector, Tx. 75439

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

To Whom It May Concern:

I am writing in response to the application filed by the City of Bonham, Texas, to amend CCN Nos. 11186 and 20460. This application seeks to obtain dual certification with portions of Southwest Fannin County CUD and White Shed Water Supply Cooperation, and to decertify portions of Bois D' Arc MUD and Ravenna Nunnelee Water Supply Corporation. The application also requests to be able to provide water and sewer utility services in Fannin County.

The granting of this CCN would adversely affect me (and my neighbors) by giving the City of Bonham the authority to impose unrealistic standards on any proposed utilities serving the area in question. This will cause undue costs to the citizens of the area. The Utility District which is serving my area is providing excellent service, and there is no need to impose any other standards other than the ones they are now operating under. They are a non-profit organization which provides its services at a minimal cost. The City of Bonham is looking for additional sources of revenue, and if it is authorized to provide my utilities I am certain that they will be provided at a greater cost to me, and likely without an improvement in quality.

Neither I nor any of my neighbors has a need for public sewer service, and therefore desire to remain protected from being required to assist in funding one.

The City of Bonham's representative stated that its reason for this application is to control its extra territorial jurisdiction. Then, any further utilities that came into the area would be required to be built to City of Bonham standards, so that if the City ever has to annex this area the utilities will already be up to City standards. This argument can be likened to me wanting my neighbor to build his barn to my standards so that if I ever purchase his property, the barn will already be ready for me to use.

I also speculate that this is the City's way of getting its foot in the door to later annex areas to broaden its tax base. I live in the country partially for the purpose to escape the influence of city politics. The City gets enough of my money when I do them a favor and shop within its limits, and therefore pay its sales taxes. I wish to have nothing to do with the City of Bonham and its utilities. I do not believe that the City can improve my quality of life by making me a part of it, by annexation, the imposition of their utility standards, or provision of unneeded services. It is for their benefit only and does not serve the citizens of the area. Therefore, there is no benefit to my neighbors or me for this CCN to be granted, and I am strongly opposed to it and request that it be denied.

Sincerely

Bernie L. Holder
Bernie L. Holder

RECEIVED
NOV 3 2005
ENV. TEL. DIV.
QUALITY

Notice to Landowners

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE WATER AND SEWER UTILITY SERVICE IN FANNIN COUNTY

To:

Date Notice Mailed: October 31, 2005

BERNIE & TERRI HOLDER
738 COUNTY ROAD 1525
ECTOR, TX 75439-5604

The City of Bonham has filed applications to amend CCN Nos. 11186 and 20460 and to obtain dual certifications with portions of Southwest Fannin County SUD and White Shed Water Supply Corporation and to decertify portions of Bois Darc MUD and Ravenna Nunnelee Water Supply Corporation with the Texas Commission on Environmental Quality to provide water & sewer utility service in Fannin County.

The proposed utility service area is located approximately 4.6 miles north, 1.9 miles south, 1.3 miles east, and 4.2 miles west of downtown Bonham, Texas, and is generally bounded on the north by FM 1753; on the east by Bois Darc Creek; on the south by FM 1629; and on the west by FM 898. See enclosed map of the proposed service area.

The total area being requested for water service includes approximately 16,618 acres and 3,382 current customers. The total area being requested for sewer service includes approximately 16,618 acres and 3,051 current customers.

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

Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. 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, the Executive Director will not issue 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 1-800-687-4040.

November 26, 2005

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

To Whom It May Concern:

I am submitting my letter of complaint against annexing our community within the city limits of Bonham. I do not think the City Council members have studied the outcome of this proposal. The annexation process could be a double-edged sword. Property values and tax revenue would increase, but so would the cost of public services. Some of the additional costs that would incur are:

1. Animal control – Since there is lots of acres used as farmland, this would be a huge undertaking to control the animals to provide a safe environment if we were within the city limits.
2. Fire Stations – Additional fire stations would be needed to provide a quicker response. Since we are currently outside the city limits, we expect longer response times. However, if we are annexed, we would expect a quicker response time.
3. Streets and drainage maintenance – The road in our community is currently maintained by the county. However, if we are annexed as part of the city limits, we would expect street and drainage maintenance suitable for a city.
4. Environmental health and Code enforcement – The codes that are enforced within the city limits would be expected within our community. These codes would include building codes, grass codes, etc. The property maintenance standards would need to be enforced which would add additional tax dollars.

Property values and sales tax revenue would increase, but so do the costs of public services. I do not feel the City of Bonham can justify these additional tax burdens on the citizens.

Sincerely,



DANIEL C. REAMER

402 C. R. 4130

BONHAM, TX 75418-9021

NOV 29 2005
MAIL ROOM
U.S. DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
FORT WORTH, TEXAS

November 26, 2005

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

To Whom It May Concern:

I am against the proposal of annexing our community within the city limits of Bonham. The residents in this area do not feel they will substantially benefit from being annexed. Some of my concerns are as follows:

1. Is there a time line on when properties would be annexed and when would improvements occur?
2. Who would defray the costs of such an expensive project?
3. Would residents be required to hook up to these services?
4. Would police and fire protection be increased to cover our properties to provide the same services that are already within the city limits?

I feel it is wrong to involuntarily annex people who cannot vote for the council members. I believe this is referred to as taxation without representation. I am expressing my concerns and want the city council members to know I am against this proposal.

Sincerely,

Ashley Ray
500 CR 4130
BONHAM TX 75418

RECEIVED
NOV 30 2005

35091-C
35092-C
A-150-5
KE.

DATE: November 14, 2005

Subject: CCN Nos. 11186 and 20460

TO: Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153

FROM: Rickey L. Kirk
1894 C.R. 1415
Bonham, Texas 75418
1-903-583-6494
Cell Phone (214) 549-4507
and Others With Concerns In This Matter

To The Honorable Commission on Environmental Quality,

We the undersigned registered voters and unregistered voters, but having a profound interest in the above listed subject, wish to put forth our objection to the City of Bonham's application to amend subject CCN Numbers.

Our objections to Bonham, Texas endeavoring to incorporate our area into their tax base and city limits are as follows:

At this time many of us feel that Bonham Water is not properly potable and is extremely offensive to taste and smell. Not only those signed here but many living within the city limits of **Bonham, Texas** feel the same and find the water objectionable and buy bottled water from local retailers. Thousands of dollars a year are spent rather than drink this water.

Everyone I have spoken to who lives within the city limits do not like Bonham water, for drinking, and only use it for washing of body and clothes and dishes. Some do not even wash the dishes with it. Others complain that it is the only drinking water they can afford.

The city cannot even take care of the taste and smell of the water within the present city limits. For proof we ask you to question citizens within the limits of the city yourselves and not those that are suggested to you. Better yet come and smell and taste the water for yourselves.

The city cannot take care of its present sewer and water lines.

Ask citizens within the limits of Bonham how many times streets collapse because of the aging lines collapsing or leaking. Ask folks on South 5th street about the city taking care of business concerning water and sewer and streets. (My wife got stuck in our daughters driveway, on South 5th because the city decided it needed to fix lines on that street and

RECEIVED

DEC 01 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

then the money to repair the streets was spent on something else and the street sides were left torn up).

The city lays new pavement and within a month, or so, is cutting the new pavement to repair water and sewer.

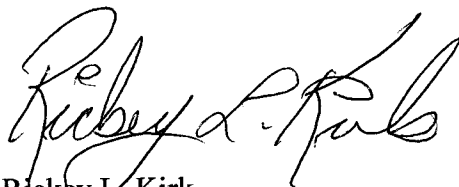
The city also seems to have the habit of repaving streets that don't need it as bad as others that haven't been repaved in 30 years or more. Some streets seem to be just one big patch job.

Another reason is persistent rumors that Bonham water, when consumed regularly causes cancer and other sicknesses. One instance being the report of contaminated water in Bonham in January of 2003.

When the city can take proper care of what it has now, then we will consider them incorporating us.

Until then, **NO THANK YOU, WE DON'T WANT THIS FOUL TASTING AND SMELLING WATER AND HAP HAZARD SUPPORT ON AN INFRASTRUCTURE THAT IS ALREADY STRAINED TO THE POINT NO BUSINESS IS WILLING TO STAY OR COME TO THE AREA.**

If this objection to the above referenced CCN Numbers requires a hearing then we the undersigned not only request a hearing but demand it as citizens of a country with free choice. We further request that this hearing be held within the limits of Bonham due to a number of those having an interest in this matter not being able to afford to travel all the way to Austin for said hearing.



Rickey L. Kirk
1894 CR 1415
Bonham, Texas 75418
1.903.583.6494
Cell 1.214.549.4507

RECEIVED

DEC 9 1 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

PETITION AGAINST CCN NOS. 11186 AND 20460

NAME

ADDRESS

BESSIE CONWAY
 Vernel Brewer
 Gary MORELAND
 Sarah Moreland
 Garry Anderson
 Linda Anderson
 B. Moore
 Joe L. Osborne
 Dickie L. Voss
 B. Victory
 Myrtle Adams
 Mary Carr
 Rhonda Reyma
 Rhy Clini
 Gilly Schaad
 H.M. ANDERSON
 Wm. A. BROUGHTON
 Barbara E. Ball
 Andrea L. Worley
 Cassi Sutton
 Janna R. Ball
 Doris Kirk

2025 CR 1415 Bonham, TX 75418
 2025 CR 1415 Bonham, Tex
 314 CR 2610 Bonham, Tx.
 314 CR 2610 Bonham, Tx.
 4983 Hwy 121 South
 4983 Hwy 121 South
 2608 CR 2125
 361 CR 2605 Bonham, TX 75418
 104 S. SYCAMORE LEONARD TX
 BOX 98 TELEPHONE TEX 4
 3860 N FM 273
 PO Box 319 Ivanhoe, TX 75447
 5282 FM 2024 Telephone, Tx 75488
 P.O. Box 456 Bonham, TX 75418
 1331 N. State Hwy. 78 Bonham, TX 75418
 1829 CR 2605 Bonham TX 75418
 5065 Hwy. 121 South
 378 CR 2610 Bonham
 2054 CR 1415 Bonham, TX 75418
 1894 CR 1415 Bonham, TX. 75418
 1894 CR 1415 Bonham, TX 75418
 2260 CR 1415 Bonham, TX 75418
 1894 CR 1415 Bonham, TX 75418

RECEIVED

DEC 31 2005

TEXAS COMMISSION

ON

ENVIRONMENTAL QUALITY

PETITION AGAINST CCN NOS. 11186 AND 20460

NAME

ADDRESS

Jany Litworth
Kathy Gregory
Melissa McCraw
Clayton Gregory

1972 CR 1445 Bonham
1804 CR 1445 Bonham
1650 CR 1445 Bonham
1804 CR 1445 Bonham

RECEIVED

DEC 01 2005

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY