

Control Number: 43112



Item Number: 11

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83rd Legislature, Regular Session, transferred the functions relating to the economic regulation of water and sewer utilities from the TCEQ to the PUC effective September 1, 2014.

FLOENED

August 26, 2013

Corix Utilities (Texas) INC.

6836 Bee Caves Road Suite 209 Austin, Texas 78749 P:512.306.4000 F:512.306.4009

2014 SEP 15 AM 9: 05

PUBLIC UTILITY COMMISSION FILING CLERK

| To: Texas Commission on Environmental Quality | | Attention: | Tammy Benter | | |
|--|------------------------|-------------------|---|---|---------------------|
| PO BOX 13087 Mail Code 153 Austin, Texas | | | Re: | Application Number: REVISED: 37602 – S & 37603 Matagorda Water & Wastewat | |
| | | COURT OF STREET | e are sending you | | · 1 |
| X Attache | d | □ Under Sepa | rate Cover via: [Ty | rpe text here] the following: | |
| ☐ Shop D | rawings | □ Prints | □ Pla | ans X Other: Affidavi RE: Notice | its |
| ☐ Copy o | f Letter | ☐ Change Or | der 🗆 Sa | amples | |
| □ Total Q | uantity | □ Reproducib | ole 🔲 Sp | pecification | |
| | | | HAGE BILL ON BOST | | in nominate Librari |
| Submittal | Quantity | Date DWG. | # | Description | |
| Affidavit | 1 Original 2 Copies | 08/23/13 | Publisher's Affic | davit | |
| Affidavit | 1 Original 2 Copies | 08/23/13 | Affidavit of Noti | cice to Customers | |
| Affidavit | 1 Original 2 Copies | 08/23/13 | Affidavit of Neig | ghboring Utilities and Affected Parties | |
| Affidavit | 1 Original 2 Copies | 08/23/13 | Affidavit of Neig | ghboring Utilities and Affected Parties | |
| Affidavit | 1 Original 2 Copies | 08/23/13 | Affidavit of Neig | ghboring Utilities and Affected Parties | |
| Affidavit | 5 Copies | 11/01/12 | Incumbency Ce | ertificate | |
| | | | | | |
| These are | transmitted | l as checked belo | Was a second of the second of | | |
| ☐ For App | oroval | ☐ Approv | ved as Submitted | ☐ Resubmit copies for approval | |
| ☐ For You | ır Use | | ved as Noted | ☐ Submit [#] copies for distribution | on |
| X As Req | and the second second | ☐ Return | ned for Corrections | ☐ Return [#] corrected prints | |
| Comments | | | | | 1.0 |
| 99 I Wd 97 904 EIOZ Copy to: | | | | | |
| TOEQ WATER SUPPLY DIV. | | 1,2 | Chen And | | |

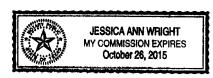
Signature

BECEINED



PUBLISHER'S AFFIDAVIT APPLICATION NO. 37602-5

| STATE OF TEXAS COUNTY OF Matagorda |
|--|
| Before me, the undersigned authority, on this day personally appeared |
| Lusanne Phillips , who being by me |
| duly sworn, deposes and says that (s)he is the Administrative Ususfant (TITLE) |
| of the Jhe Bay City Irebune; |
| (112120:11210:112 |
| that said newspaper is regularly published in <u>Mataxxda</u> (COUNTY/COUNTIES) |
| (COUNTY/COUNTIES) |
| and generally circulated in |
| that the attached notice was published in said newspaper on the following date(s), to wit: |
| 4th and 11th Dr August |
| Summer Sullingust |
| (SIGNATURE OF NEWSPAPER REPRESENTATIVE) |
| Subscribed and sworn to before me this day of day of, 2011, to certify which witness my hand and seal of office. |
| |
| Notary Public in and for the State of Texas |
| Vessica Ann Wright Print or Type Name of Notary Public |
| Print or Type Name of Notary Public |
| Commission Expires /0-26-15 |
| 90 0 111 |

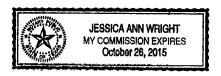


RECEIVED TOEG WATER SUPPLY DIV.



PUBLISHER'S AFFIDAVIT

APPLICATION NO. 37602-5 STATE OF TEXAS COUNTY OF <u>Matagorda</u> Before me, the undersigned authority, on this day personally appeared Dusanne Phillips duly sworn, deposes and says that (s)he is the <u>Administrative</u> <u>Assistant</u> The Bay City Trebune that said newspaper is regularly published in <u>Matasscola</u> (COUNTY/COUNTIES) and generally circulated in <u>Natagorda</u>, Texas; and (COUNTY/COUNTIES) that the attached notice was published in said newspaper on the following date(s), to wit: and 11th of august OF NEWSPAPER REPRESENTATIVE) Subscribed and sworn to before me this 13 th day of lugust, 2011, to certify which witness my hand and seal of office. Olssica and for the State of Texas Print or Type Name of Notary Public
Commission Expires 10-26-15

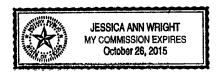




PUBLISHER'S AFFIDAVIT APPLICATION NO. 37602-5

STATE OF TEXAS COUNTY OF Matagorda

| Before me, the undersigned authority, on this day personally appeared |
|--|
| who being by me |
| duly sworn, deposes and says that (s)he is the Administrative Assistant (TITLE) |
| of the Bay City Trebane; |
| that said newspaper is regularly published in <u>Mataascola</u> (COUNTY/COUNTIES) |
| and generally circulated in |
| that the attached notice was published in said newspaper on the following date(s), to wit: |
| 14th and 11th of August (DATES) |
| Menore Alle Vice |
| (SIGNATURE OF NEWSPAPER REPRESENTATIVE) |
| Subscribed and sworn to before me this 13 th day of day of day of to certify which witness my hand and seal of office. |
| Correct Una Whealt |
| Notary Public in and for the State of Texas |
| Vessica Ann Wright Print or Type Name of Notary Public |
| Commission Expires 10-26-15 |



Application No. 37602-S and 37603-S

Notice for Publication

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

Corix Utilities (Texas) Inc. has filed applications with the Texas Commission on Environmental Quality to obtain and amend a water CCN, and to obtain a sewer CCN to provide water and sewer utility service in

The area subject to this transaction is located approximately 6.5 miles south of downtown Matagorda, Texas, and is generally bounded on the north by a distance of 1.5 miles off the edge of Matagorda Bay; on the east by Driftwood Drive; on the south by edge of the Matagorda Bay; and on the west by the edge of the Colorado River. The area includes the **Matagorda Dunes Condos** and the areas within zip code **77457**. The total water and wastewater service area being requested includes approximately 459 acres and currently serves 135

A copy of the proposed service area map and questions concerning the proposed service area can be directed to Corix Utilities at 6836 Bee Cave Road, Ste. 209, Austin TX 78746, phone number: 512/306-4000.

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 telepione number; (2) the application 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

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. 0. 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.

If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the proposed area, you may request to be excluded from the proposed area (or "opt out") by applicant. All request to opt out of the requested service area must include a scaled, general location map and a metes and bounds description of the tract of land.

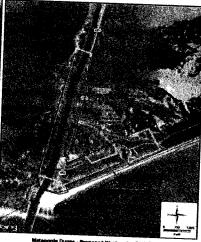
Persons who meet the requirements to opt out, and wish to request this option should file the required documents with the:

Texas Commission on Environmental Quality Water Supply Division
Utilities and Districts Section, MC-153
P. 0. Box 13087 Austin, TX 78711-3087

A copy of the request to opt out of the proposed area must also be sent to the applicant. Staff may request additional information regarding your request.

Se desea informacion en Espanol, puede Hamar al 1-512-239-0200.





es - Proposed Was OF CON S

- 40 x 60 Metal Building with restrooms. shower area, office space, loft storage area. electricity, water \$800/mo., \$800/dep.

Contact Bill Bell Realty at 979-245-5589

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Friday 8am-5pm 245-5555

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Para obtener infor-

245-5555

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Application No. 37602-S and 37603-S

Notice for Publication

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Se desea informacion en Espanol, puede llamar al 1-512-239-0200.







Estagorda Dunes - Proposed Westermier CCN Soundary

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| AFFIDAVIT OF NOTICE TO NEIGHBODING | | A DEECTED DADTES |
| AFFIDAVIT OF NOTICE TO NEIGHBORING APPLICATION NO. | 37602-5 | ठ छ 🛪 |
| STATE OF TEXAS | | TC TC 7 SU 21 |
| COUNTY OF Travis | | P P P |
| Corix Utilities (Texas Inc | \ | Has provided |
| individual notice to the following entities: | | nas provided |
| Beach Road Utilities Inc | | 7/26/15 |
| Beach road MUD | | 7/26/13 |
| Hubert Watson Subdivision Water | System | 7/26/13 |
| Matagorda Waste Disposal & WSC Riverbend Water Services | <u> </u> | 7/26/13 |
| Riverbend Water Services | _ | 7/26/13 |
| Matagorda County | | 7/26/13 |
| Matagorda County Navigation D | istrict # 1 | 7/26/12 |
| | | 1/2/12 |
| () \(\) \(\) \(\) | | |
| OATI | - | |
| I, Edward Yanoshita | , being du | aly sworn, file this form as |
| I, Edward Yanoshita Greneral Manager | , being du (indicate | relationship to applicant. |
| I, Edwad Janoshita General Manager that is, owner, member of partnership, title of office representative of applicant); that in such capacity, | , being du (indicate er of corporation, o I am qualified and a | relationship to applicant, r other authorized authorized to file and |
| I, Edwad Yanosuita Ganeral Manage that is, owner, member of partnership, title of office representative of applicant); that in such capacity, verify such form, am personally familiar with the n | , being du (indicate er of corporation, o I am qualified and a otices given with th | relationship to applicant, r other authorized authorized to file and is application, and have |
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| I, Edwad Yanosuita Ganeral Manage that is, owner, member of partnership, title of office representative of applicant); that in such capacity, verify such form, am personally familiar with the n | , being du (indicate er of corporation, o I am qualified and a otices given with th eation and application | relationship to applicant, r other authorized authorized to file and is application, and have on acceptance letter: and |
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| that is, owner, member of partnership, title of office representative of applicant); that in such capacity, verify such form, am personally familiar with the necomplied with all notice requirements in the applicant all such statements made and matters set for the Applicant's Authorized Representative | , being du , indicate er of corporation, o I am qualified and a otices given with th ation and application herein are true and | relationship to applicant, r other authorized authorized to file and is application, and have on acceptance letter; and correct. |
| that is, owner, member of partnership, title of office representative of applicant); that in such capacity, verify such form, am personally familiar with the necomplied with all notice requirements in the application that all such statements made and matters set for the Applicant's Authorized Representative If the applicant to this form is any person other that | , being du (indicate er of corporation, o I am qualified and a otices given with th eation and application herein are true and | relationship to applicant, r other authorized authorized to file and is application, and have on acceptance letter; and correct. artner, officer of the |
| that is, owner, member of partnership, title of office representative of applicant); that in such capacity, verify such form, am personally familiar with the necomplied with all notice requirements in the applicant all such statements made and matters set for the Applicant's Authorized Representative If the applicant to this form is any person other that applicant, or its' attorney, a properly verified Power of the Applicant or its' attorney, a properly verified Power of the Applicant or its' attorney, a properly verified Power of the Applicant or its' attorney, a properly verified Power of the Applicant or its' attorney, a properly verified Power of the Applicant or its' attorney, a properly verified Power of the Applicant or its' attorney, a properly verified Power of the Applicant of the Ap | , being du (indicate er of corporation, o I am qualified and a otices given with th eation and application herein are true and | relationship to applicant, r other authorized authorized to file and is application, and have on acceptance letter; and correct. artner, officer of the |
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| that is, owner, member of partnership, title of office representative of applicant); that in such capacity, verify such form, am personally familiar with the necomplied with all notice requirements in the applicant all such statements made and matters set for the applicant's Authorized Representative If the applicant to this form is any person other that applicant, or its' attorney, a properly verified Power Subscribed and sworn to before me this to certify which witness my hand and real of office. | mercine de la percional de la | relationship to applicant, r other authorized authorized to file and is application, and have on acceptance letter; and correct. artner, officer of the be enclosed. |
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| that is, owner, member of partnership, title of office representative of applicant); that in such capacity, verify such form, am personally familiar with the necomplied with all notice requirements in the applicant all such statements made and matters set for the Applicant's Authorized Representative If the applicant to this form is any person other that applicant, or its' attorney, a properly verified Power Subscribed and sworn to before me this to certify which witness my hand and seal of office. | mercing du indicate er of corporation, of I am qualified and a otices given with the eation and application are true and the sole owner, par of Attorney must be a day of day of | relationship to applicant, r other authorized authorized to file and is application, and have on acceptance letter; and correct. artner, officer of the be enclosed. |



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| AFFIDAVIT OF NOTICE TO NEIGHBORING UTILITIES AND APPLICATION NO 37602-S | |
| | UPPI UPPI |
| STATE OF TEXAS | 1 1 3 EV L |
| COUNTY OF Travis | has provided |
| Corix Utilities (Texas Inc) | nasprovided |
| individual notice to the following entities: | DATE |
| Beach Road Utilities Inc | 7/30/15 |
| Beach road MUD | 7/26/13 |
| Hubert Watson Subdivision Water System | 7/26/13 |
| Matagorda Waste Disposal + WSC | 7/26/13 |
| Riverbend Water Services | 7/26/13 |
| | 7/26/13 |
| Matagorda County Navigation District # 1 | 7/26/13 |
| THERETO THE COURTE OF THE COURTE | |
| OATH | |
| I, <u>Kanowl Nange</u> (indicated that is, owner, member of partnership, title of officer of corporation representative of applicant); that in such capacity, I am qualified at verify such form, am personally familiar with the notices given with complied with all notice requirements in the application and a | nd authorized to life and n this application, and have cation acceptance letter; and |
| Applicant's Authorized Representative | |
| If the applicant to this form is any person other than the sole owner applicant, or its' attorney, a properly verified Power of Attorney must be subscribed and sworn to before me this day of to certify which witness my hand and seal of office. | 1 20 13, |
| Notary Pub | |
| | lic in and for the State of Texas |
| TASHA LEEANN DENNY | la Dunn |
| TASHA LEEANN DENNY My Commission Expires March 4, 2017 Print | lic in and for the State of Texas Or Type Name of Notary Public ssion Expires Way A 700 |



| AFFIDAVIT OF NOTICE TO NEIGHBORING UTILITIES AN APPLICATION NO. <u>37602-s</u> | ID AFFECTED PARTIES TO SEE |
|---|---|
| STATE OF TEXAS | JU LT. |
| COUNTY OF TRAVIS | u DIV |
| Corix Utilities (Texas Inc) | has provided |
| individual notice to the following entities: | DATE |
| Beach Road Utilities Inc | 7/26/15 |
| Beach road MUD | 7/26/13 |
| Hubert Watson Subdivision Water System | 7/26/13 |
| Matagorda Waste Disposal + WSC | 7/26/13 |
| Riverbend Water Services | 7/26/13 |
| Matagorda County | 7/26/13 |
| Matagorda County Navigation District # 1 | 7/26/13 |
| OATH | , , |
| I, Elval Yanoshita , being that is, owner, member of partnership, title of officer of corporation representative of applicant); that in such capacity, I am qualified a verify such form, am personally familiar with the notices given with complied with all notice requirements in the application and application and application such statements made and matters set for therein are true | th this application, and have ication acceptance letter; and |
| A 1 W. Althorized Donnagantative | |
| Applicant's Authorized Representative | am |
| If the applicant to this form is any person other than the sole own applicant, or its' attorney, a properly verified Power of Attorney many applicant. | er, partner, officer of the nust be enclosed. |
| Subscribed and sworn to before me this day of to certify which witness my hand and seal of office. | Olly, 20/3, |
| TASHA LEEANN DENNY My Commission Expires March 4, 2017 Print | olic in and for the State of Texas Of Type Name of Novary Public ission Expires Way 1700 |



| | m 3 |
|---|---|
| AFFIDAVIT OF NOTICE TO NEIGHBORING APPLICATION NO | 37402-5 |
| STATE OF TEXAS COUNTY OF | PPLY PM : |
| cona utilities (Texas Inc) | |
| individual notice to the following entities: | S. A. |
| Coastal Plains GCD | 7/ 24/13 |
| Coastal Plains GCD City of Matngorda | 7/26/13 |
| | |
| OATH | |
| | |
| I, the ward yangura | , being duly sworn, file this form as |
| that is, owner, member of partnership, title of office representative of applicant); that in such capacity, I verify such form, am personally familiar with the no complied with all notice requirements in the application that all such statements made and matters set for the Applicant's Authorized Representative | tices given with this application, and have tion and application acceptance letter; and |
| Applicant's Admorized Representative | |
| If the applicant to this form is any person other than applicant, or its' attorney, a properly verified Power | the sole owner, partner, officer of the of Attorney must be enclosed. |
| Subscribed and sworn to before me this 26 to certify which witness my hand and seal of office. | day of July, 2013, |
| TASHA LEEANN DENNY My Commission Expires March 4, 2017 | Notary Public in and for the State of Texas Print or Type Name of Notary Public Commission Expires May 1 20 |



| | . 21 |
|---|---|
| AFFIDAVIT OF NOTICE TO NEIGHBORING APPLICATION NO | |
| STATE OF TEXAS COUNTY OF Travis Coia Utilities (Texas Inc) | TCEQ SUPPLY 21 PM |
| individual notice to the following entities: | kas previded |
| - | DA (TE) |
| Coastal Plains GCD City of Matngorda | 7/26/13 |
| | |
| OATH I, Elward Yanoshita General Manager | , being duly sworn, file this form as (indicate relationship to applicant, |
| that is, owner, member of partnership, title of officer representative of applicant); that in such capacity, I a verify such form, am personally familiar with the not complied with all notice requirements in the application that all such statements made and matters set for the | of corporation, or other authorized am qualified and authorized to file and cices given with this application, and have tion and application acceptance letter; and |
| Applicant's Authorized Representative | • |
| If the applicant to this form is any person other than applicant, or its' attorney, a properly verified Power | the sole owner, partner, officer of the of Attorney must be enclosed. |
| Subscribed and sworn to before me this | day of July_, 2013, |
| TASHA LEEANN DENNY My Commission Expires March 4, 2017 | Notary Public in and for the State of Texas Taylor Valor Print or Type Name of Notary Public Commission Expires March 4, 200 |



| AFFIDAVIT OF NOTICE TO NEIGHBORING IN APPLICATION NO 3 STATE OF TEXAS COUNTY OF | |
|--|---|
| individual notice to the following entities: | , DETE |
| Coastal Plains GCD | 7/24/13 |
| Coastal Plains GCD City of Matngorda | 7/26/13 |
| | |
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| | |
| OATH | |
| I, Elward Yanosliba | am qualified and authorized to file and ices given with this application, and have ion and application acceptance letter; and |
| Applicant's Anthorized Representative | · |
| If the applicant to this form is any person other than applicant, or its' attorney, a properly verified Power of | |
| Subscribed and sworn to before me this 2ω to certify which witness my hand and seal of office. | day of July, 2013, |
| TASHA LEEANN DEMNY My Commission Expires March 4, 2017 | Notary Public in and for the State of Texas Taylor Valority Public Print or Type Name of Notary Public Commission Expires Mayor 4, 200 |



AFFIDAVIT OF NOTICE TO LANDOWNERS

| APPLICATION NO | 0. 37402-5 |
|---|--|
| STATE OF TEXAS COUNTY OF Travis | CEIVED CEQ SUPPL) |
| Corix wilitles (Texas Inc) has pr | rovided individual notice to the following entities: |
| (NAME OF UTILITY) NONE | DATE ———————————————————————————————————— |
| | |
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| OAT | - <u></u> ГН |
| owner, member of partnership, title of officer of corpaplicant); that in such capacity, I am qualified and personally familiar with the notices given with this a requirements in the application and application account matters set for therein are true and correct. | authorized to file and verify such form, am application, and have complied with all notice |
| Applicant's Authorized Representative | |
| If the applicant to this form is any person other than or its' attorney, a properly verified Power of Attorney | |
| Subscribed and sworn to before me this 20 certify which witness my hand and seal of office. | day of |
| TASHA LEEANN DENNY My Commission Expires March 4, 2017 | Notary Public in and for the State of Texas TUMA OLIMA Print or Type Name of Notary Public Commission Expires MUVA 4.2017 |



AFFIDAVIT OF NOTICE TO LANDOWNERS APPLICATION NO. 37602-5

| STATE OF TEXAS COUNTY OF | သ <u>pi</u> |
|---|--|
| conix utilities (Texas Inc) | as provided individual notice to the following entities: |
| (NAME OF UTILITY) | DATE |
| NONE | |
| | |
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| | O A TITLE |
| | OATH |
| I, Edward Yanosluta | , being duly sworn, file this form as (indicate relationship to applicant, that is, of corporation, or other authorized representative of |
| applicant); that in such capacity, I am qualified personally familiar with the notices given with | l and authorized to file and verify such form, am this application, and have complied with all notice n acceptance letter; and that all such statements made |
| If the applicant to this form is any person other or its' attorney, a properly verified Power of At | r than the sole owner, partner, officer of the applicant, torney must be enclosed. |
| Subscribed and sworn to before me this | |
| | 1) Wha De 1 |
| | Notary Public in and for the State of Texas |
| TASHA LEEANN DENNY My Commission Expires March 4, 2017 | Print or Type Name of Notary Public Commission Expires March 4.20 |
| | Commission Expires IVUVVM 4.201 |



AFFIDAVIT OF NOTICE TO LANDOWNERS APPLICATION NO. 37 602 - 5

| APPLICATION NO. | 77602-3 013 AUG |
|--|---|
| STATE OF TEXAS COUNTY OF | N 2 - 1 TO |
| Corix willites (Texas Inc) has pro | ovided individual notice to the following entities: |
| | DATE, |
| NONE | —————————————————————————————————————— |
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| OAT | 'H |
| and Alexander | |
| owner, member of partnership, title of officer of corpaplicant); that in such capacity, I am qualified and a personally familiar with the notices given with this a requirements in the application and application access and matters set for therein are true and correct. | authorized to file and verify such torm, am pplication, and have complied with all notice |
| Applicant's Authorized Representative | |
| If the applicant to this form is any person other than or its' attorney, a properly verified Power of Attorney | the sole owner, partner, officer of the applicant, y must be enclosed. |
| Subscribed and sworn to before me this | day of $\frac{3}{20}$, to |
| | Uphaleur |
| 9 | Notary Public in and for the State of Texas |
| TASHA LEEANN DENNY My Commission Expires | 1 asna Denny |
| March 4, 2017 | Print or Type Name of Notary Public Commission Expires Maya 4.20 |

Notice to Current Customers, Neighboring Systems, Landowners and Cities

NOTICE OF INTENT FOR LOWER COLORADO RIVER AUTHORITY (LCRA) TO SELL WATER AND SEWER FACILITIES, TO TRANSFER A PORTION OF THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY NO. 11670, AND TO TRANSFER UNCERTIFICATED SEWER SERVICE AREA TO CORIX UTILITIES (TEXAS) INC., AND FOR CORIX UTILITIES (TEXAS) INC. TO OBTAIN AND AMEND A WATER CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) AND TO OBTAIN A SEWER CERTIFICATE OF CONVENIENCE AND NECESSITY IN MATAGORDA COUNTY, TEXAS

| То: | Date | e Notice Mailed: Jul | ly 26, 201 | ≈ | | |
|---|-----------------------------------|-------------------------|---------------|---------------|--|--|
| (Name of Customer, Neighboring Systen | n, Landowner or Cit | ty) | | - | | |
| (Address) | | | | ATE A | | |
| (City State Zip) | | | | TOE TOE | | |
| <u>Corix Utilities (Texas) Inc.</u> 683 (Purchaser's or Transferee's Name) (Add | <u>6 Bee Cave Road,</u> dress) | Ste. 209 Austin. (City) | TX (State) | (Zip Gode) | | |
| has submitted applications with the Texas Commission on Environmental Quality to obtain Kand to acquire facilities in Burnet County held by: | | | | | | |
| LCRA | PO Box 220 | Austin | TX | 78767 | | |
| (Seller's or Transferor's Name) | (Address) | (City) | (State | e) (Zip Code) | | |

The sale is scheduled to take place as approved by the Executive Director (V.T.0 .A., Water Code §13.301).

The area subject to this transaction is located approximately 6.5 miles south of downtown Matagorda, Texas, and is generally bounded on the north by a distance of 1.5 miles off the edge of Matagorda Bay; on the east by Driftwood Drive; on the south by edge of the Matagorda Bay; and on the west by the edge of the Colorado River. The area includes the **Matagorda Dunes Condos** and the areas within zip code **77457**. The total water and wastewater service area being requested includes approximately 459 acres and currently serves 135 water and 40 wastewater customers.

Questions concerning the proposed service area can be directed to Corix Utilities (Texas) Inc. at 6836 Bee Cave Road, Ste. 209, Austin TX 78747, phone number: 512/306-4000

This transaction will have the following effect on the current customers' rates and services: Corix proposes to adopt the existing rates currently charged by LCRA and maintain those rates for a 12 month period following our acquisition of the utilities. During this 12 month period Corix will undertake detailed, cost of service studies, After the 12 month period and based on the results of the cost of service studies, Corix will be better able to determine any required rate adjustments.

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";
- 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 your concerns and cause you to withdraw your request for a hearing.

(5) state your proposed adjustment to the application or CCN which would satisfy Only those persons who submit a written request to be notified of a hearing will receive notice if a hearing is scheduled. The Executive Director will issue the CCN requested in the referenced application unless a hearing is scheduled to consider the transaction. If no protests or requests for hearing are filed during the comment period, the Executive Director may issue the CCN 30 days after publication of this notice.

Persons who wish to protest or request a hearing on this application should write the:

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. 0. Box 13087
Austin, TX 78711-3087

If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the proposed area, you may request to be excluded from the proposed area (or "opt out") by providing written notice to the Commission within (30) days from the date that notice was provided by the applicant. All request to opt out of the requested service area must include a scaled, general location map and a metes and bounds description of the tract of land.

Persons who meet the requirements to opt out, and wish to request this option should file the required documents with the:

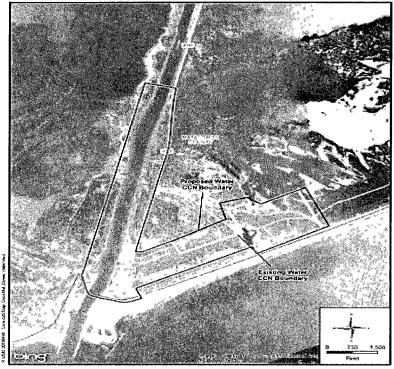
Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. 0. Box 13087
Austin, TX 78711-3087

A copy of the request to opt out of the proposed area must also be sent to the applicant. Staff may request additional information regarding your request.

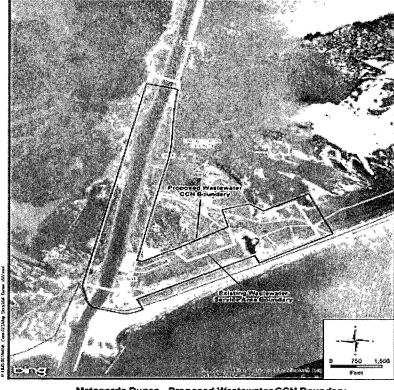
Se desea informacion en Espanol, puede Hamar al 1-512-239-0200.

<u>Darrin Barker, Operations Manager</u> Utility Representative

<u>Corix Utilities, Texas, Inc.</u> Utility Name



Matagorda Dunes - Proposed Water CCN Boundary



Matagorda Dunes - Proposed Wastewater CCN Boundary

CORIX UTILITIES (TEXAS) INC.

INCUMBENCY CERTIFICATE

I, HAMISH CUMMING, HEREBY CERTIFY THAT:

- 1. I am the duly appointed Corporate Secretary of Corix Utilities (Texas) Inc. (the "Corporation"), a corporation organized under the laws of Delaware, and as such have access to its corporate records and am familiar with the matters herein certified.
- 2. Edward Yanoshita, General Manager of the Corporation, has authority to file the application on behalf of the Corporation with the Texas Commission on Environmental Quality and in connection therewith to swear the Oath of Purchaser for the Corporation.

IN WITNESS WHEREOF I have set my hand in the name and on behalf of the Corporation effective this $1^{\rm st}$ day of November, 2012.

Corporate Secretary