

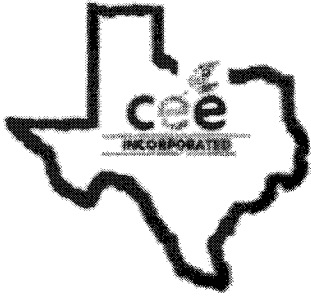


Control Number: 43175



Item Number: 14

Addendum StartPage: 0



consulting environmental engineers, inc.

150 n. harbin drive – suite 408 • stephenville, tx 76401

phone: (254) 968-8130 fax: (254) 968-8131

email: ceeinc@ceeinc.org registered firm: #F-2323

RECEIVED

JAN 14 AM 9:05
PUBLIC UTILITY COMMISSION
FILING CLERK

January 12, 2015

Public Utility Commission
Water Utilities Division
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

RE: Application of Community Water Service Inc. to sell a portion of their water systems (Red Oak Community Water Services (PWS #0700056) and service area Certificate of Convenience and Necessity (CCN) No.10091 in Ellis County to Walter J. Carroll Water Company, Inc. holding CCN No. 11543.

Docket No. 43175

Attention: Mr. Fred Bednarski III

Dear Mr. Bednarski:

This letter is to inform you that the notices to current customers, neighboring systems, and cities were sent out on 12/19/2014. I have attached a copy of the notices that were delivered (with required attachments) and a signed affidavit.

Please review this information and inform me of any further required action.

Sincerely,

Dustan DeWinne
Project Engineer

14

Notice to Current Customers, Neighboring Systems and Cities

Community Water Service, Inc 'S
(Seller's or Transferor's Name)

NOTICE OF INTENT TO SELL FACILITIES AND TRANSFER CERTIFICATE OF CONVENIENCE AND
NECESSITY (CCN) NO 10091 TO Walter J. Carroll Water Company, Inc.
(Purchaser's or Transferee's Name)

IN Ellis COUNTY, TEXAS

To: _____ Date Notice Mailed _____, 20____
(Name of Customer, Neighboring System or City)

(Address)

City State Zip

Community Water Service, Inc. P.O. Box 850155 Mesquite, Texas 75185
Sellers or Transferors' Name Address City/State/Zip Code

has submitted an application with the Public Utility Commission of Texas to sell facilities and transfer a portion
water CCN No. 10091 in Ellis [County Name]

County to:

Walter J. Carroll Water Company, Inc. 513 Winding Creek Trail Red Oak, Texas 75154
Purchasers or Transferee's Name Address City/State/Zip Code

The sale is scheduled to take place as approved by the Commission (V.T.C.A., Water Code §13.301). The transaction and the transfer of
the CCN include the following subdivision(s):

Beckley Pike Estates, 75154

The area subject to this transaction is located approximately 0.75 miles North [direction] of
downtown Red Oak, [City or Town] Texas, and is **generally** bounded on the north by
FM-644; on the east by I-35 East
; on the south by W. Red Oak Rd; and on the west by Hillcrest

The total area being requested includes approximately 63 acres and serves 339 current customers.
This transaction will have the following effect on the current customer's rates and services:

Customer's rates will be changed from Community Water Service, Inc. rate (see exhibit 3) to Walter J. Carroll Water Company, Inc. rate (see exhibit 2). Walter J. Carroll Water Company will be better suited to ensure continuous and adequate service for Red Oak customers.

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) include the statement "I/we request a public hearing";
- (4) write a brief description of how you, the persons you represent, or the public interest would be adversely affected by the proposed transaction and transfer of the CCN; and
- (5) state your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

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

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

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

Walter J. Carroll

Utility Representative

Walter J. Carroll Water Company, Inc.

Utility Name

EXHIBIT IX

Existing Rate Schedule for Red Oak System

Outside City Customers

BY ORDER OF THE BOARD OF REGULATION

SECTION 1.0 - RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size</u>	<u>Monthly Base Rate</u>	<u>Gallage Charge</u>
5/8" or 3/4"	\$ <u>21.00</u> (INCLUDING 0 GALLONS)	\$ <u>3.50</u> per 1000 gallons
1"	\$ <u>27.47</u>	
1 1/2"	\$ <u>45.82</u>	
2"	\$ <u>67.93</u>	

FORM OF PAYMENT: The utility will accept the following forms of payment:

Cash , Check , Money Order , Credit Card , Other (specify) _____

THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS.

REGULATORY ASSESSMENT

A REGULATORY ASSESSMENT, EQUAL TO ONE PERCENT OF THE CHARGE FOR RETAIL WATER SERVICE ONLY, SHALL BE COLLECTED FROM EACH RETAIL CUSTOMER. 1.0%

Section 1.02 - Miscellaneous Fees

TAP FEE

THE TAP FEE IS BASED ON THE AVERAGE OF THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR STANDARD RESIDENTIAL CONNECTION OF 5/8" or 3/4" METER. \$ 600.00

RECONNECTION FEE

THE RECONNECT FEE WILL BE CHARGED BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS:

- a) Non payment of bill (Maximum \$25.00) \$ 25.00
 - b) Customer's request \$ 0.00
- OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF

TRANSFER FEE

THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHERE THE SERVICE IS NOT DISCONNECTED. \$ 0.00

LATE CHARGE

A ONE TIME PENALTY MAY BE MADE ON DELINQUENT BILLS BUT MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING. 1.0%

RETURNED CHECK CHARGE

\$ 17.50

RATES LISTED ARE EFFECTIVE ONLY IF THIS PAGE HAS TCEQ APPROVAL STAMP

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

34687H CON 10091 OCT 01 '04

APPROVED TARIFF BY SP/BD

EXHIBIT X

Proposed Rate Schedule for Walter J. Carroll Water Company

**WATER UTILITY TARIFF
FOR**

Waiver J. Carroll Water Company, Inc.
d/b/a Carroll Water Company
(Utility Name)

513 Winding Creek
(Business Address)

Red Oak, Texas 75154
(City, State, Zip Code)

(972) 617-0817
(Area Code/Telephone)

This tariff is effective for utility operations under the following Certificate of Convenience and Necessity:

11543

This tariff is effective in the following county:

Ellis

This tariff is effective in the following cities or unincorporated towns (if any):

None

This tariff is effective in the following subdivisions and public water systems:

Emerald Forest (PWS #0700058), Granda Casa Ranchitos (PWS #0700053),
Lakeview Ranchettes Estates (PWS #0700057), Spanish Grant (PWS #0700054)

TABLE OF CONTENTS

The above utility lists the following sections of its tariff (if additional pages are needed for a section, all pages should be numbered consecutively):

SECTION 1.0 -- RATE SCHEDULE	2
SECTION 2.0 -- SERVICE RULES AND POLICIES	3
SECTION 3.0 -- EXTENSION POLICY	8
SECTION 4.0 -- DROUGHT CONTINGENCY PLAN	10
APPENDIX A -- SAMPLE SERVICE AGREEMENT	
APPENDIX B -- APPLICATION FOR SERVICE	

TEXAS COMM. ON ENVIRONMENTAL QUALITY
37105-R, CON 11543, NOVEMBER 28, 2011
APPROVED TARIFF BY SP/LG

SECTION 1.0 -- RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size</u>	<u>Monthly Minimum Rate</u>	<u>Gallagege Charge</u>
5/8" x 3/4"	\$29.00 (Includes -0- gallons)	\$2.65 per 1,000 gallons 0 - 10,000 gallons
1"	\$29.00 (Includes -0- gallons)	\$2.90 per 1,000 gallons 10,001-15,000 gallons \$4.00 per 1,000 gallons 15,001 gallons thereafter

Additional Charge:

PrairieLands Groundwater Conservation District (PGCD) water production fee \$0.24 per 1,000 gallons (Effective November 28, 2011)

FORM OF PAYMENT: The utility will accept the following forms of payment:

Cash X, Check X, Money Order X, Credit Card , Other (specify)

THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS

REGULATORY ASSESSMENT 1.0%

TCEQ RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL.

Section 1.02 - Miscellaneous Fees

TAP FEE \$1,000.00

TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD RESIDENTIAL 5/8" or 3/4" METER. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF LISTED ON THIS TARIFF.

RECONNECTION FEE

THE RECONNECT FEE MUST BE PAID BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS (OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF):

- a) Non payment of bill (Maximum \$25.00) **\$25.00**
- b) Customer's request that service be disconnected **\$40.00**
 or other reason listed under section 2.0 of this tariff.

RATES LISTED ARE EFFECTIVE ONLY IF THIS PAGE HAS TCEQ APPROVAL STAMP

TEXAS COMM. ON ENVIRONMENTAL QUALITY
 37105-R, CON 11543, NOVEMBER 28, 2011
 APPROVED TARIFF BY SPLG

SECTION 1.0 -- RATE SCHEDULE (Continued)

TRANSFER FEE \$25.00

THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED

LATE CHARGE (EITHER \$5.00 OR 10% OF THE BILL)..... \$5.00

TCEQ RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE \$20.00

RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50)..... \$50.00

METER TEST FEE \$25.00

THIS FEE WHICH SHOULD REFLECT THE UTILITY'S COST MAY BE CHARGED IF A CUSTOMER REQUESTS A SECOND METER TEST WITHIN A TWO-YEAR PERIOD AND THE TEST INDICATES THAT THE METER IS RECORDING ACCURATELY. THE FEE MAY NOT EXCEED \$25.

GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE:

WHEN AUTHORIZED IN WRITING BY TCEQ AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND WATER TESTING. [30 TAC 291.21(K)(2)]

LINE EXTENSION AND CONSTRUCTION CHARGES:

REFER TO SECTION 3.0--EXTENSION POLICY FOR TERMS, CONDITIONS, AND CHARGES WHEN NEW CONSTRUCTION IS NECESSARY TO PROVIDE SERVICE.

PURCHASED WATER AND/OR DISTRICT FEE PASS THROUGH CLAUSE:

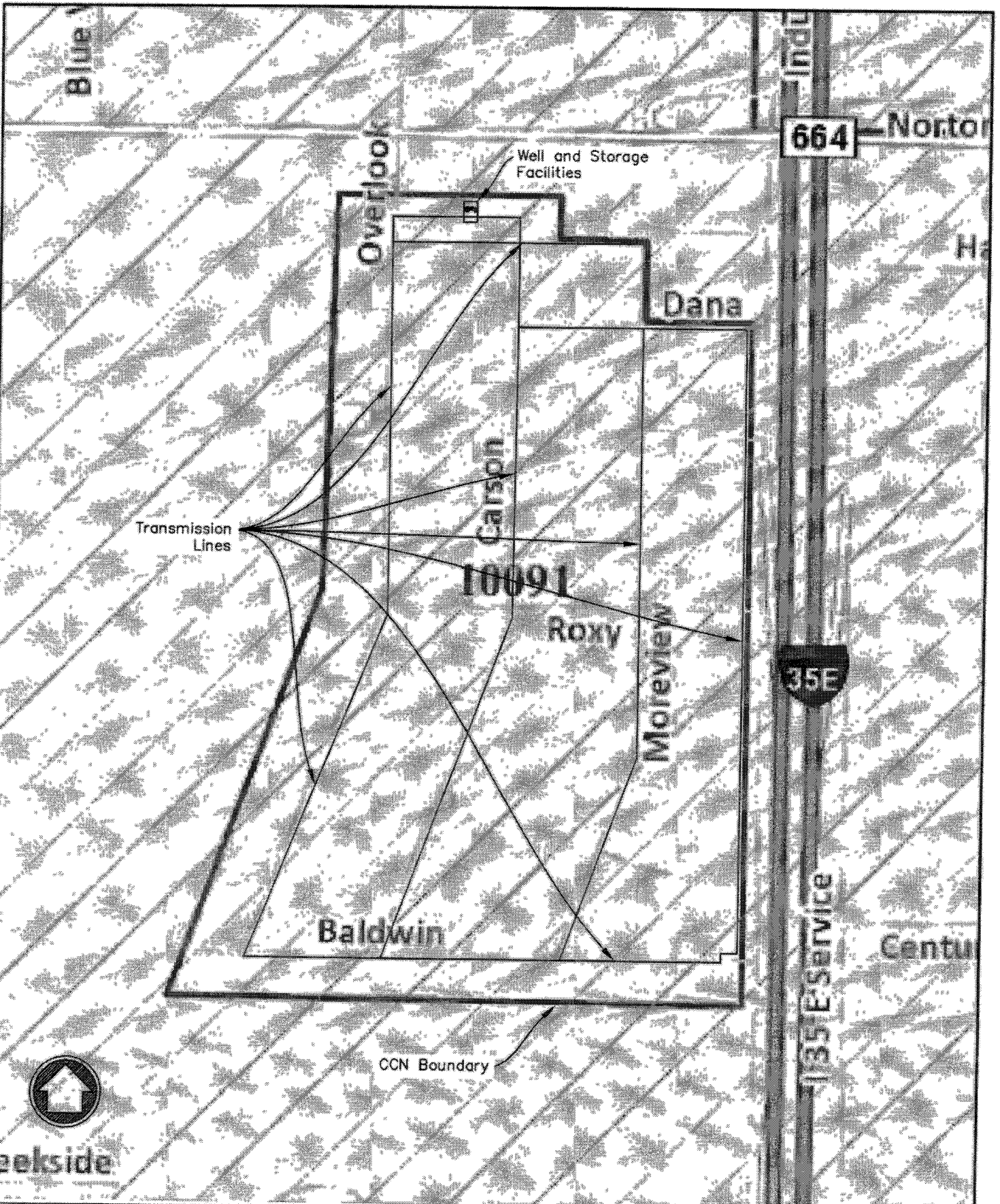
Changes in fees imposed by any non-affiliated third party water supplier or underground water district having jurisdiction over the Utility shall be passed through as an adjustment to the water gallonage charge according to the following formula:

Adjusted Gallonage Rate (AG) = G + [B/(1 - L)], Where:

- AG = adjusted gallonage charge, rounded to nearest one cent;
- G = approved gallonage charge, per 1,000 gallons;
- B = change in fee (per 1,000 gallons);
- L = water or sewer line loss for preceding 12 months, not to exceed 0.15 (15%)

RATES LISTED ARE EFFECTIVE ONLY IF THIS PAGE HAS TCEQ APPROVAL STAMP

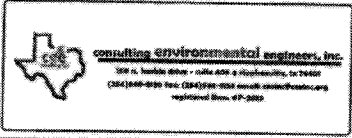
TEXAS COMM. ON ENVIRONMENTAL QUALITY
371.05-R, CCN:11543, NOVEMBER 25, 2011
APPROVED TARIFF BY SJLG



Date
December 15, 2014

Drawn By
DD

Scale
NTS



Walter J. Carroll Water Company
 CN600666507; RN101225803
 Ownership Transfer of Red Oak Community Water Service
 Facilities Location Map



TCEQ Fred 512-936-7174

OATH FOR PURCHASER OR ACQUIRING ENTITY

STATE OF [REDACTED]

COUNTY OF [REDACTED]

I, [REDACTED], being duly sworn, file this application for

sale, lease, rental or merger or consolidation as [REDACTED] (*indicate relationship to applicant*) that is, owner, member of partnership, title as officer of corporation, or other authorized representative of applicant; that, in such capacity, I am qualified and authorized to file and verify such application, am personally familiar with the documents filed with this application, and have complied with all the requirements contained in the application; and, that all such statements made and matters set forth therein with respect to applicant are true and correct. Statements about other parties are made on information and belief. I further state that the application is made in good faith and that this application does not duplicate any filing presently before the Commission.

I am also authorized and do agree to be bound by and comply with any outstanding orders of the Texas Commission on Environmental Quality, the Public Utility Commission of Texas or the Attorney General which have been issued to the system or facilities being acquired and recognize that I will be subject to administrative penalties or other enforcement actions if I do not comply.

Walter Carroll

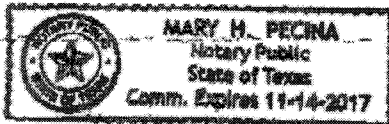
AFFIANT
(Utility's Authorized Representative)

If the Affiant to this form is any person other than the sole owner, partner, officer of the Applicant, or its attorney, a properly verified Power of Attorney must be enclosed.

Applicant represents that all other parties to this transaction have been furnished copies of this completed application.

SUBSCRIBED AND SWORN TO BEFORE ME, a Notary Public in and for the State of Texas, this day [REDACTED] of [REDACTED], 20 [REDACTED].

SEAL



Mary H. Pecina

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

Mary H. Pecina

PRINT OR TYPE NAME OF NOTARY

MY COMMISSION EXPIRES

11-14-17

One copy of this page must be submitted for each utility involved in this transaction.