

Control Number: 43175



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2015 JUL -9 AM 9:28

APPLICATION OF COMMUNITY §  
WATER SERVICE, INC. and WALTER J. §  
CARROLL WATER COMPANY, INC. §  
FOR SALE, TRANSFER, OR MERGER §  
OF FACILITIES AND CERTIFICATE §  
RIGHTS IN ELLIS COUNTY §

FILING CLERK

BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

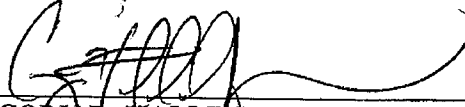
**WALTER J. CARROLL WATER CO., INC.'S NOTICE OF PRODUCTION OF  
SUPPLEMENTAL DOCUMENTATION IN SUPPORT OF APPLICATION**

COMES NOW Walter J. Carroll Water Co., Inc., and serves this *Notice of Production of Supplemental Documentation in Support of Application* and requests that all parties of record take notice of the Exhibits attached hereto, and listed below, in support of the above-referenced Application. This also serves as Water J. Carroll Water Company, Inc's Response to the Commission's Request for Information, dated June 26, 2015. All attached Exhibits have been, or will be, reviewed by Walter J. Carroll Water Co., Inc., Bonnie Frame, and Charlie P. Gillespie, P.E. in support of their testimony and opinions in this matter and may be used at the trial of this matter.

<b><u>Exhibit</u></b>	<b><u>Description</u></b>
A-23	Map of Beckley Estates and CCN Service Area, with existing fire hydrants indicated
A-24	Picture of fire hydrant #1
A-25	Picture of fire hydrant #2
A-26	Picture of fire hydrant #3
A-27	Picture of fire hydrant #4
A-28	Picture of fire hydrant #5
A-29	Picture of fire hydrant #6
A-30	Picture of fire hydrant #7
A-31	Order TNRCC -- May 18, 1994.
A-32	Certificate of Convenience and Necessity.
A-33	Map of Beckley Estates and CCN Service Area, with valve locations indicated.

Respectfully submitted,

WEYCER, KAPLAN, PULASKI & ZUBER, P.C.



CORY D. HALLIBURTON

State Bar No. 24041044

3030 Matlock Road, Suite 201

Arlington, TX 76015

Telephone: (817) 795-5046

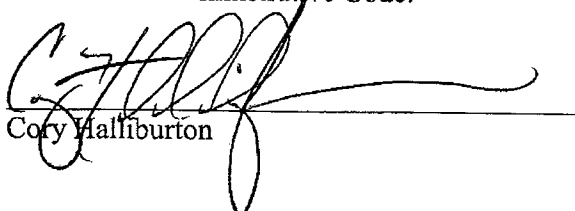
Facsimile: (866) 248-4297

[challiburton@wkpz.com](mailto:challiburton@wkpz.com)

ATTORNEYS FOR WALTER J. CARROLL  
WATER CO., INC.

**CERTIFICATE OF SERVICE**

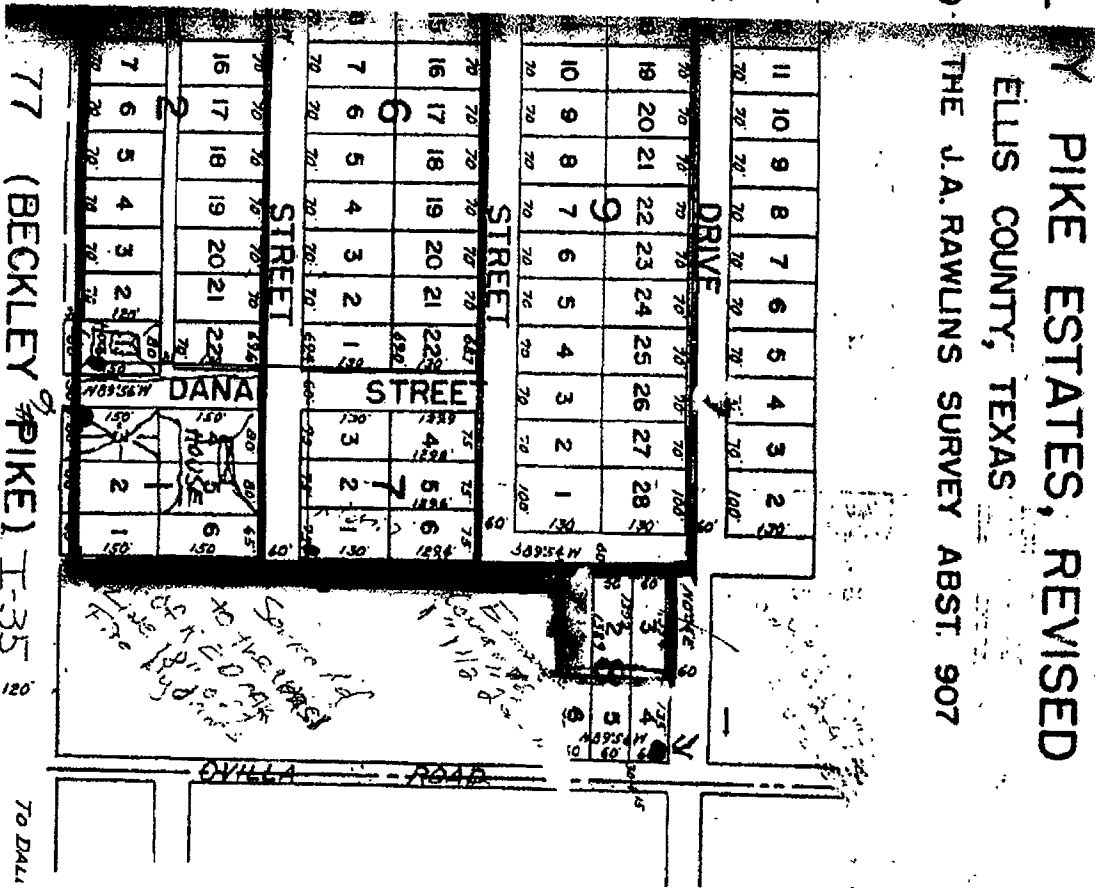
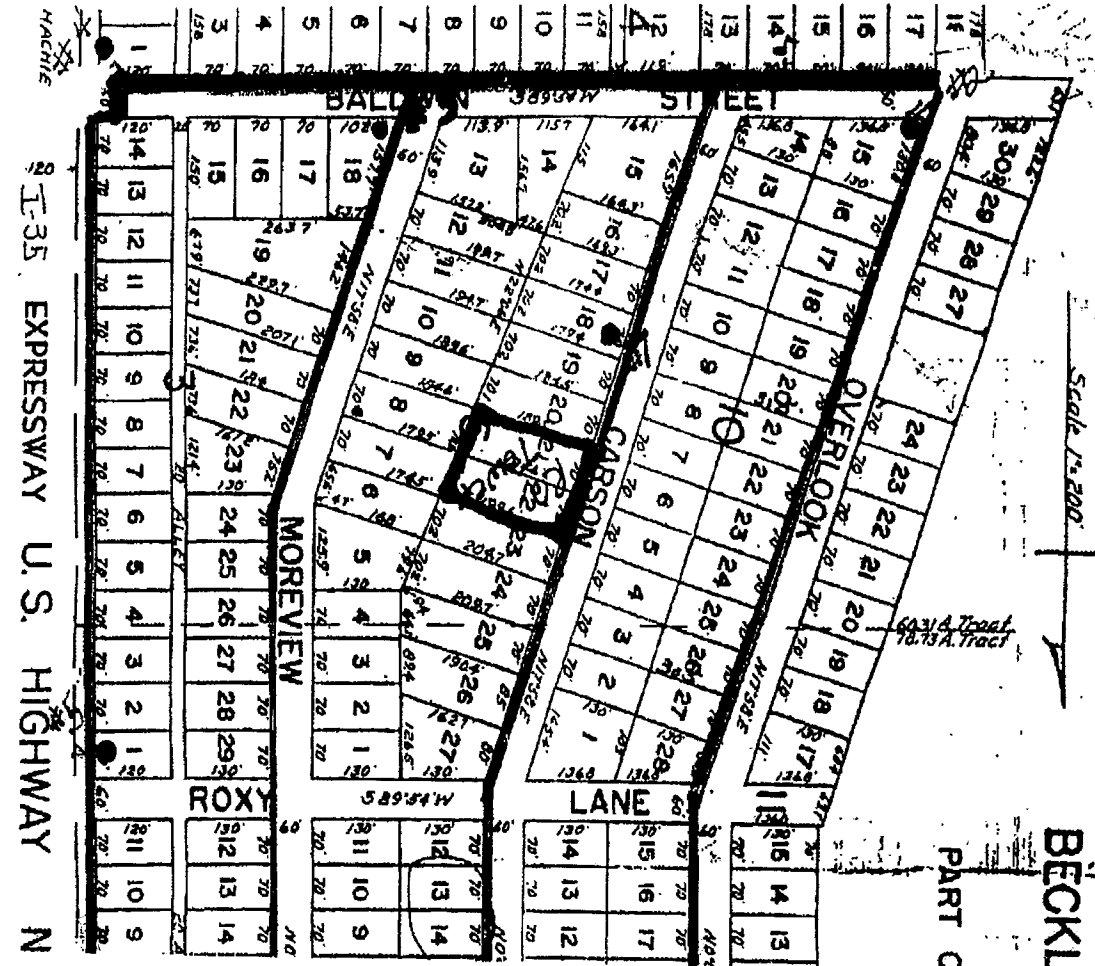
The undersigned does hereby certify that on this 6th day of July, 2015, a true and correct copy of the forgoing *Notice of Production of Supplemental Documentation in Support of Application* has been forwarded to the parties listed on the service list below via Certified Mail, Return Receipt Requested. I certify that this Certificate of Service complies with Title 1, Part 7, Chapter 155, Subchapter C, Rule § 155.103 of the Texas Administrative Code.



Cory Halliburton

**SERVICE LIST**

<b><u>PARTIES</u></b>	<b><u>REPRESENTATIVE / ADDRESS</u></b>
Public Utility Commission	<p align="center"><u>CM/RRR #7011 3500 0003 3093 2836</u></p> Mr. Doug M. Brown Attorney-Legal Division Public Utility Commission 1701 N Congress Ave., Ste 8-110 Austin, TX 78711
Walter J Carroll Water Co., Inc.	Mr. Walter Carroll Walter J. Carroll Water Co., Inc. 513 Winding Creek Trail Red Oak, TX 75154
Community Water Service, Inc.	<p align="center"><u>CM/RRR#7011 3500 0003 3093 2829</u></p> Ms. Bonnie Frame Community Water Service, Inc. P.O. Box 850155 Mesquite, TX 75185
City of Red Oak	<p align="center"><u>CM/RRR#7011 3500 0003 3093 2812</u></p> Mr. Robert E. Hager NICHOLS, JACKSON, DILLARD, HAGER & SMITH, L.L.P. 1800 Ross Tower 500 North Akard Dallas, Texas 75201
SOAH	<p align="center"><u>CM/RRR#7011 3500 0003 3093 2850</u></p> The Honorable Lilo D. Pomerleau State Office of Administrative Hearings PO Box 13025 Austin, Texas 78711-3025
	Public Utility Commission of Texas Central Records 1701 N Congress PO Box 13326 Austin, Texas 78711-3326



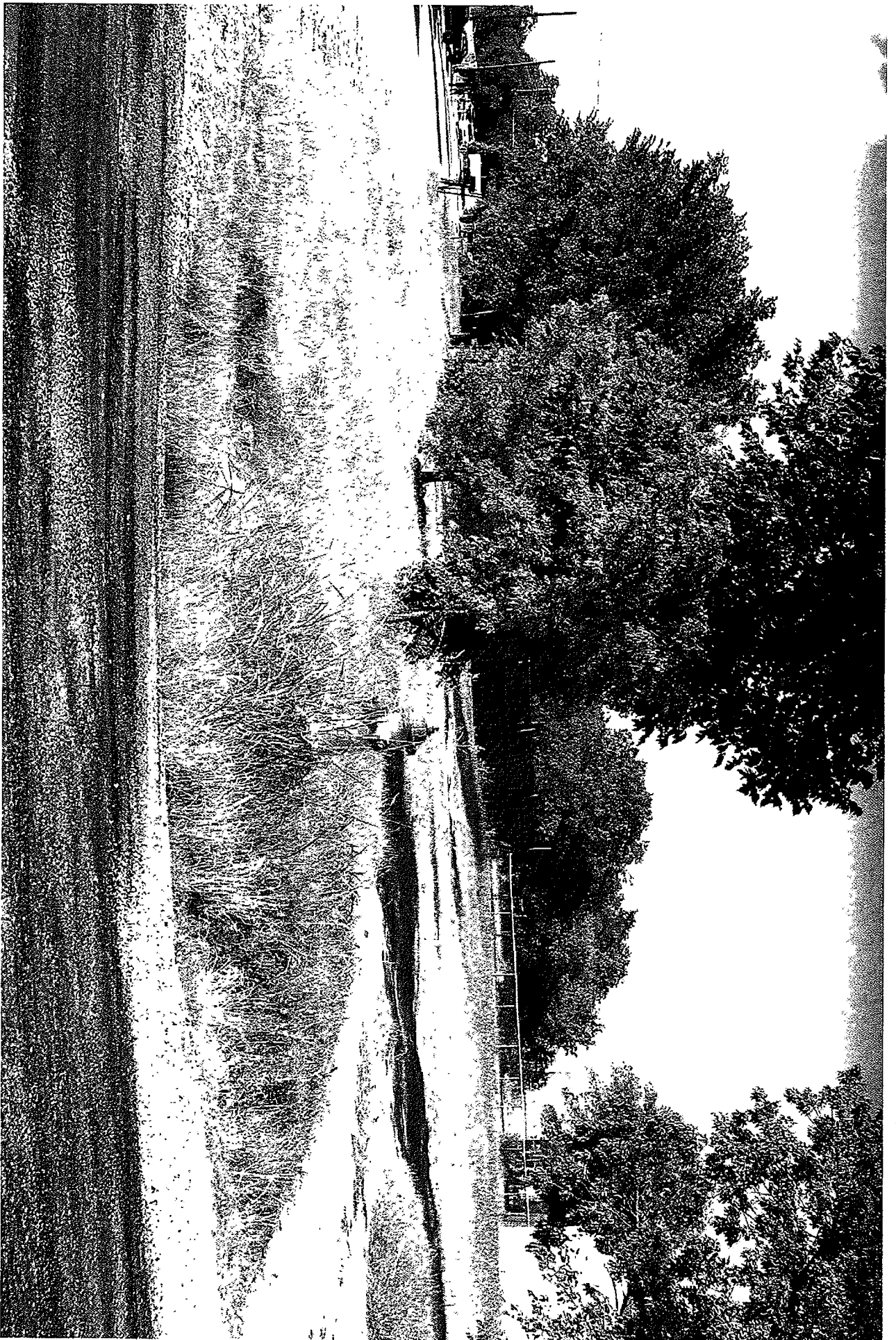
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77 (BECKLEY PIKE) I-35

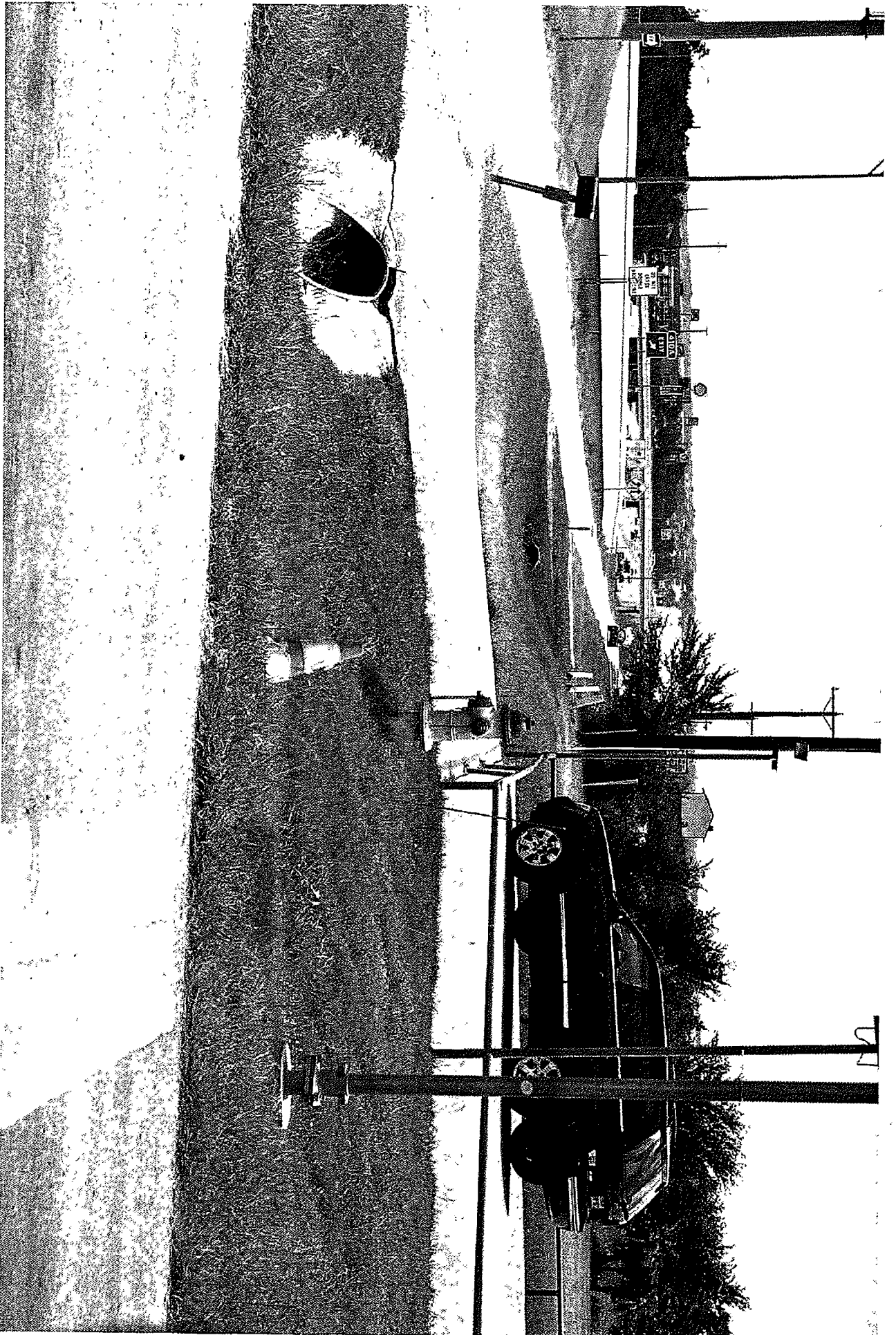
**EXHIBIT A-23**





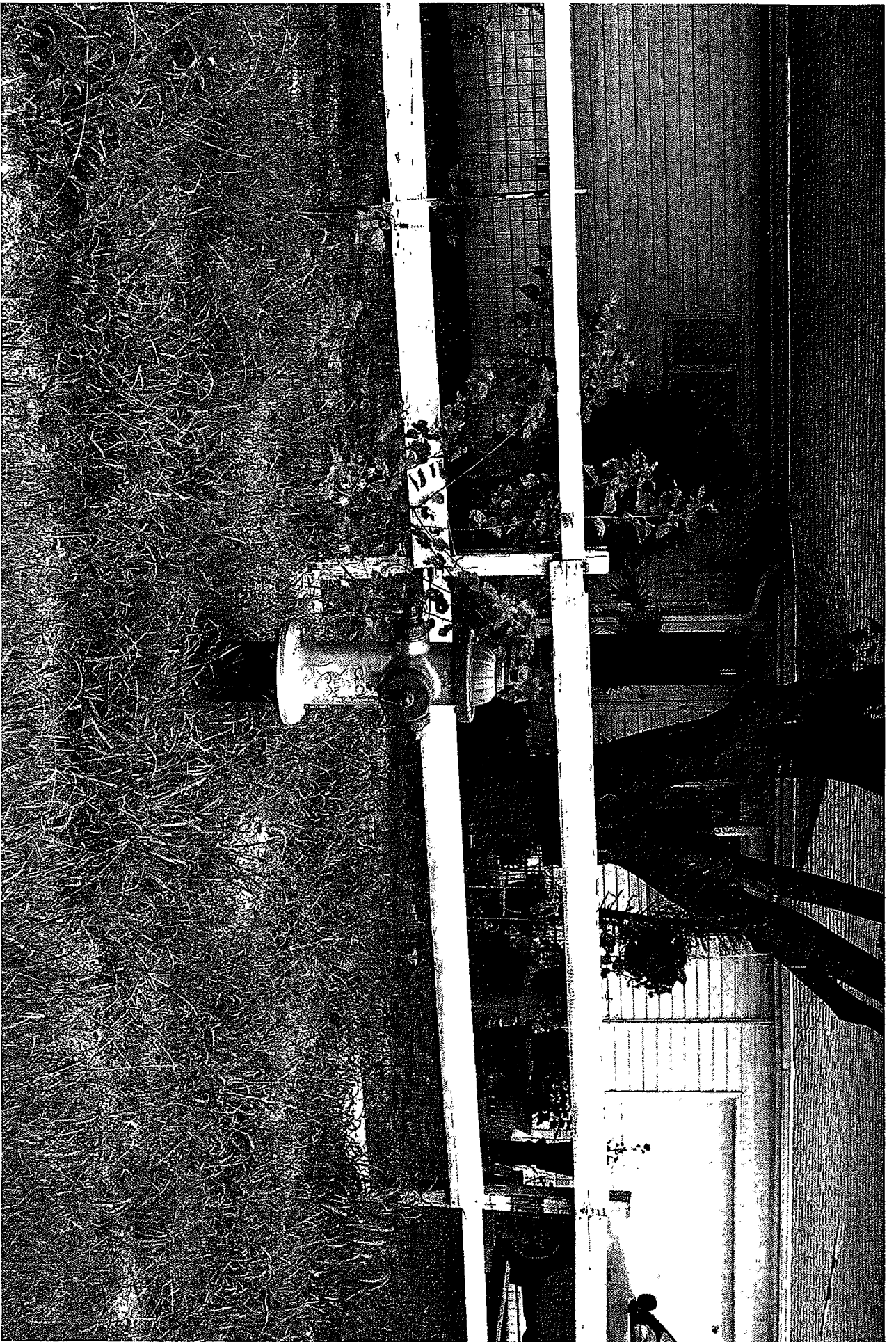












*F*  
*Community*  
*Water*

TEXAS NATURAL RESOURCE CONSERVATION COMMISSION



APPLICATION NO. 30332-C

IN THE MATTER OF THE APPLICATION	§	BEFORE THE
OF COMMUNITY WATER SERVICE, INC.	§	
TO AMEND WATER CERTIFICATE OF	§	TEXAS NATURAL RESOURCE
CONVENIENCE AND NECESSITY NUMBER	§	
10091 IN ELLIS COUNTY, TEXAS	§	CONSERVATION COMMISSION

ORDER

On MAY 18 1994, the Texas Natural Resource Conservation Commission pursuant to Chapter 13 of the Texas Water Code considered the application of Community Water Service, Inc. to amend Water Certificate of Convenience and Necessity Number 10091 in Ellis County. After considering the evidence, including the staff recommendation, the Commission finds that:

No person has requested a public hearing on the application;

Notice of the application was given all affected and interested parties;

The City of Red Oak, holder of Certificate of Convenience and Necessity No. 11074, and the applicant agree to dual certification for the area affected by the application;

The criteria set forth in section 13.246(c) have been considered by the Commission; and

Granting the application is necessary for the service, accommodation, convenience and safety of the public.

NOW, THEREFORE, BE IT ORDERED BY THE TEXAS NATURAL RESOURCE CONSERVATION COMMISSION that the application is granted and Certificate of Convenience and Necessity Number 10091, issued to Community Water Service, Inc., is amended in accordance with the terms and conditions set forth herein and in the certificate.

IT IS FURTHER ORDERED that Community Water Service, Inc. shall serve every customer and applicant for service within the area certified under Certificate of Convenience and Necessity Number 10091 and that such service shall be continuous and adequate

**EXHIBIT A-31**

Issued Date: JUN 03 1994

TEXAS NATURAL RESOURCE  
CONSERVATION COMMISSION

ATTEST:

*Gloria A. Vasquez*

*John Hall*

Gloria A. Vasquez, Chief Clerk

John Hall, Chairman

# TEXAS NATURAL RESOURCE CONSERVATION COMMISSION



## CERTIFICATE OF CONVENIENCE AND NECESSITY

To Provide Water Service Under V.T.C.A., Water Code  
and Texas Natural Resource Conservation Commission Substantive Rules

Certificate No. 10091

### I. Certificate Holder:

Name: Community Water Service, Inc.

Address: P. O. Box 17687  
Dallas, Texas 75217

### II. General Description and Location of Service Area:

The areas covered by this certificate are located in Dallas, Denton and Ellis Counties as follows:

#### DALLAS COUNTY

Service Area #1 - Grand Prairie: Located approximately 13 miles west of downtown Dallas, on County Line Road, and generally bounded on the north by Tarrant Road, on the south by School House Road, on the east by County Line Road, and on the west by the Tarrant-Dallas county line.

Service Area #2 - Danieldale: Located approximately 10 1/2 miles south of downtown Dallas, on Wintergreen Road, and generally bounded on the north by W. Danieldale Road, on the south by Wintergreen Road, on the east by Interstate Highway 35E, and on the west by a tributary of Tenmile Creek.

#### DENTON COUNTY

Service Area #1 - Rocky Point: Located approximately 10 miles southeast of downtown Denton, on Garza Road, and generally bounded on the north by Easy Street, on the east by Garza Road, and on the west by Lewisville Lake.

#### ELLIS COUNTY

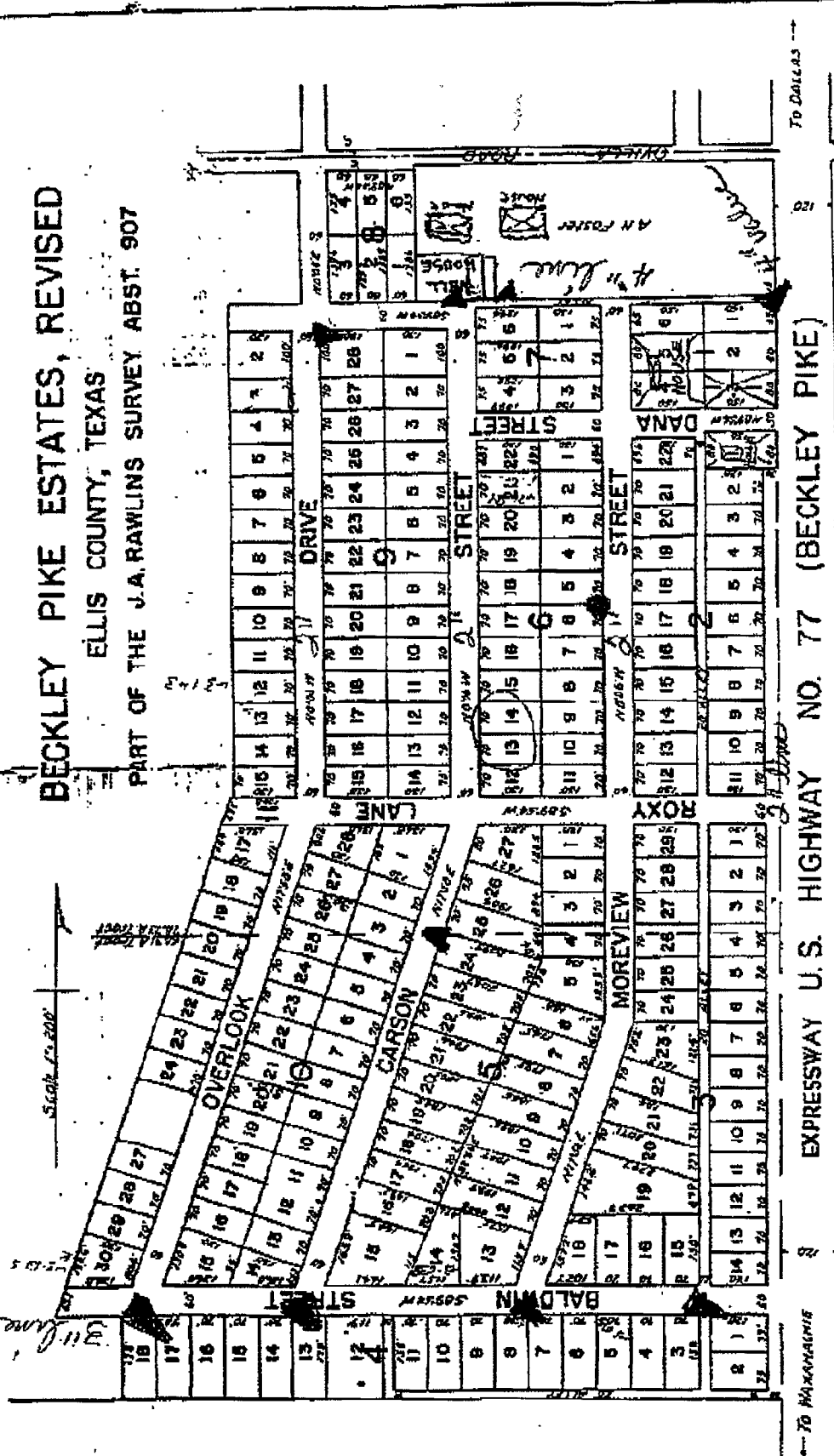
Service Area #1 - Red Oak (Beckley Pike Estates): Located approximately 10 miles north of downtown Waxahachie, on Interstate Highway 35E, and generally bounded on the north by Ovilla Road, on the east by Interstate Highway 35E and on the west by Overlook Drive. Dual certification exists over the entire area with the City of Red Oak, CCN No. 1074-13

**EXHIBIT A-32**



COMMUNITY WATER SYSTEM  
Red Dak System  
ID # 0700056

BECKLEY PIKE ESTATES, REVISED  
ELLIS COUNTY, TEXAS  
PART OF THE J.A. RAWLINS SURVEY ABST. 907



I 35

3" WATER LINE

2" WATER LINES  
VALVES  
SAMPLE SITE LOCATIONS

Call name for Red Dak