

Control Number: 43183



Item Number: 13

Addendum StartPage: 0

NOTICE OF DEFICIENCY SUPPORTING DOCUMENTS

1. INSPECTION REPORT AND DEFICIENCY ACTION PLAN:

Due to aged infrastructure and lack of proper maintenance, the water system has experienced systematic failures at different levels which are reflected in the violations reported by TCEQ. In an effort to address the violations and deficiencies of English acres water system, Derby Ing in anticipation of acquiring English Acres facilities approached Texas Water Development Board (TWDB) for funding the much needed upgrades. Derby Ing applied for funding under Drinking water state revolving fund (DWSRF) program. A copy of the application that was submitted to TWDB is attached for your review. Once the transfer of English acres to Derby Ing is completed, the funding application will be actively pursued. The upgrades and improvements addressed in the funding application will address the violations and system deficiencies.

The tentative schedule for the improvements is as below:

System transfer: 2 months, 01/2015~02/2015.

Funding the project: 6 months, 01~2015~06/2015

Planning: 3 months, 06/2015~09/2015

Design: 4 months, 10/2015~01/2016

Construction: 4 months, 02/2016~06/2016.

2. NEIGHBORING UTILITY LIST

South Texas Water Authority-MUD, Kleberg County
Alice Water Authority, Jim Wells County
San Diego MUD 1, Duval County

3. NOTARIZED OATH FROM SELLER AND PURCHASER

The notarized oath letters are attached.

RECEIVED
2015 JAN 16 AM 10:21
FILED
FELIX L. LUNA

NOTICE OF DEFICIENCY SUPPORTING DOCUMENTS

1. INSPECTION REPORT AND DEFICIENCY ACTION PLAN:

Due to aged infrastructure and lack of proper maintenance, the water system has experienced systematic failures at different levels which are reflected in the violations reported by TCEQ. In an effort to address the violations and deficiencies of English acres water system, Derby Ing in anticipation of acquiring English Acres facilities approached Texas Water Development Board (TWDB) for funding the much needed upgrades. Derby Ing applied for funding under Drinking water state revolving fund (DWSRF) program. A copy of the application that was submitted to TWDB is attached for your review. Once the transfer of English acres to Derby Ing is completed, the funding application will be actively pursued. The upgrades and improvements addressed in the funding application will address the violations and system deficiencies.

The tentative schedule for the improvements is as below:

System transfer: 2 months, 01/2015~02/2015.

Funding the project: 6 months, 01~2015~06/2015

Planning: 3 months, 06/2015~09/2015

Design: 4 months, 10/2015~01/2016

Construction: 4 months, 02/2016~06/2016.

<u>Texas Commission on Environmental Quality</u>	<u>Office of Water</u>	<u>Public Drinking Water Section</u>
<u>County Map of TX</u>	<u>Water System Search</u>	<u>Office of Compliance and Enforcement</u>

<u>Water System Detail</u>			
<u>Water System Facilities</u> <u>Source Water Assessment Results</u>	<u>Violations</u> <u>Actions</u>	<u>Enforcement</u>	<u>TCR Sample Results</u> <u>TTHM HAA5 Summaries</u>
<u>Sample Points</u>	<u>Assistance Actions</u>	<u>Recent Positive TCR Results</u>	<u>PBCU Summaries</u>
<u>Sample Schedules / FANLs / Plans</u>	<u>Compliance Schedules</u>	<u>Other Chemical Results</u>	<u>Chlorine Summaries</u>
<u>Site Visits</u> <u>Milestones</u>	<u>TOC/Alkalinity Results</u>	<u>Chemical Results: Sort by: Name Code</u>	<u>Turbidity Summaries</u>
<u>Operators</u> <u>All POC</u>	<u>LRAA (TTHM/HAA5)</u>	<u>Recent Non-TCR Sample Results</u>	<u>TCR Sample Summaries</u>
<u>Glossary</u>			

<u>Water System Detail Information</u>			
Water System No.:	TX1250033	Federal Type:	C
Water System Name:	ENGLISH ACRES	Federal Source:	GW
Principal County Served:	JIM WELLS	System Status:	A
Principal City Served:		Activity Date:	01-01-1913

<u>Group Violations</u>					
<u>Fed Fiscal Year</u>	<u>Determ. Date</u>	<u>Violation Type</u>	<u>Violation Name</u>	<u>Analyte Group</u>	<u>Analyte Group Name</u>
<u>2014</u>	12-18-2014	03	MONITORING, ROUTINE MAJOR	<u>RAD</u>	RADIONUCLIDES
<u>2014</u>	10-22-2014	03	MONITORING, ROUTINE MAJOR	<u>RAD</u>	RADIONUCLIDES
<u>2014</u>	07-22-2014	03	MONITORING, ROUTINE MAJOR	<u>RAD</u>	RADIONUCLIDES
<u>2013</u>	05-07-2014	03	MONITORING, ROUTINE MAJOR	<u>RAD</u>	RADIONUCLIDES
<u>2013</u>	11-22-2013	27	MONITORING, ROUTINE (DBP), MAJOR	<u>DBP1</u>	DBP PHASE 1

<u>Individual Violations</u>							
<u>Violation No.</u>	<u>Compliance Period</u>	<u>Violation Type Code</u>	<u>Violation Name</u>	<u>Analyte Code</u>	<u>Analyte Name</u>	<u>Has the Violation been Addressed? (On the Path to Compliance)</u>	<u>Has the Violation been Resolved? (Returned to Compliance)</u>
		27		0999	CHLORINE		No

<u>2014-90065453</u>	07-01-2014-09-30-2014		MONITORING, ROUTINE (DBP), MAJOR			Yes - Informal	
<u>2015-90065449</u>	08-01-2014-08-31-2014	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Informal	No
<u>2015-90065443</u>	01-01-2012-12-31-2014	52	FOLLOW-UP OR ROUTINE TAP M/R (LCR)	5000	LEAD & COPPER RULE	Yes - Informal	No
<u>2014-90065448</u>	04-01-2014-06-30-2014	27	MONITORING, ROUTINE (DBP), MAJOR	0999	CHLORINE	Yes - Informal	No
<u>2015-90065447</u>	10-01-2013-12-31-2013	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2015-90065442</u>	08-01-2014-08-31-2014	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2014-90065429</u>	01-01-2012-12-31-2012	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Informal	Yes
<u>2011-90065420</u>	05-01-2010-05-31-2010	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Informal	Yes
<u>2011-90065421</u>	05-01-2010-05-31-2010	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Informal	Yes
<u>2011-90065419</u>	03-01-2010-03-31-2010	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Informal	Yes
<u>2011-90065418</u>	05-01-2010-05-31-2010	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Informal	Yes
<u>2011-90065416</u>	12-01-2009-12-31-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065417</u>	11-01-2009-11-30-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065413</u>	08-01-2009-08-31-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065414</u>	07-01-2009-07-31-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065415</u>	10-01-2009-10-31-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065412</u>	06-01-2009-06-30-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065411</u>	04-01-2009-04-30-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065410</u>	05-01-2009-05-31-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065409</u>	03-01-2009-03-31-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE		Yes

						Not yet on path to compliance	
<u>2011-90065408</u>	02-01-2009-02-28-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065407</u>	10-01-2008-10-31-2008	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065406</u>	09-01-2008-09-30-2008	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065405</u>	08-01-2008-08-31-2008	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Not yet on path to compliance	Yes
<u>2011-90065404</u>	05-01-2008-05-31-2008	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2011-90065403</u>	02-01-2008-02-29-2008	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2011-90065402</u>	01-01-2008-01-31-2008	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2011-90065401</u>	03-01-2008-03-31-2008	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2011-90065400</u>	04-01-2008-04-30-2008	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2011-90065398</u>	12-01-2007-12-31-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2011-90065396</u>	10-01-2007-10-31-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2011-90065397</u>	11-01-2007-11-30-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2011-90065395</u>	11-01-2010-11-30-2010	34	MONITOR GWR TRIGGERED/ADDITIONAL, MAJOR	3014	E. COLI	Yes - Informal	Yes
<u>2011-90065394</u>	09-01-2007-09-30-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2011-90065392</u>	09-01-2009-09-30-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal and Informal	Yes
<u>2010-90063266</u>	05-01-2010-05-31-2010	26	MONITORING (TCR), REPEAT MINOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2010-90063265</u>	05-01-2010-05-31-2010	25	MONITORING (TCR), REPEAT MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2010-90063264</u>	05-01-2010-05-31-2010	22	MCL (TCR), MONTHLY	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2010-90063263</u>	03-01-2010-03-31-2010	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2010-90063262</u>	12-01-2009-12-31-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
		23	MONITORING (TCR), ROUTINE MAJOR	3100			Yes

<u>2010-90063261</u>	11-01-2009-11-30-2009				COLIFORM (TCR)	Yes - Informal	
<u>2010-90063260</u>	10-01-2009-10-31-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2009-90065390</u>	01-01-2009-12-31-2009	72	CCR ADEQUACY/AVAILABILITY/CONTENT	7000	CONSUMER CONFIDENCE RULE	Yes - Informal	Yes
<u>2009-90065116</u>	07-01-2009-11-03-2009	71	CCR REPORT	7000	CONSUMER CONFIDENCE RULE	Yes - Informal	Yes
<u>2010-90063259</u>	09-01-2009-09-30-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2009-90064095</u>	04-01-2009-06-30-2009	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2009-90063258</u>	08-01-2009-08-31-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2009-90063257</u>	07-01-2009-07-31-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2009-4717</u>	06-01-2009-06-30-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2009-90063256</u>	01-01-2009-03-31-2009	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2009-4716</u>	05-01-2009-05-31-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2009-4715</u>	04-01-2009-04-30-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2009-4714</u>	03-01-2009-03-31-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2009-4713</u>	02-01-2009-02-28-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2009-4712</u>	01-01-2009-01-31-2009	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Not yet on path to compliance	Yes
<u>2009-90059981</u>	10-01-2008-12-31-2008	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2009-4711</u>	12-01-2008-12-31-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Not yet on path to compliance	Yes
<u>2009-4710</u>	11-01-2008-11-30-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Not yet on path to compliance	Yes
<u>2008-90057845</u>	01-01-2007-12-31-2007	72	CCR ADEQUACY/AVAILABILITY/CONTENT	7000	CONSUMER CONFIDENCE RULE	Yes - Informal	Yes
<u>2008-90057639</u>	07-01-2008-01-14-2009	71	CCR REPORT	7000	CONSUMER CONFIDENCE RULE	Yes - Informal	Yes
<u>2009-4709</u>	10-01-2008-10-31-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2009-4609</u>	09-01-2008-09-30-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes

<u>2009-4509</u>	08-01-2008-08-31-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Informal	Yes
<u>2008-4408</u>	07-01-2008-07-31-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Not yet on path to compliance	Yes
<u>2008-4308</u>	06-01-2008-06-30-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2008-4208</u>	05-01-2008-05-31-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2008-4108</u>	04-01-2008-04-30-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2008-4008</u>	03-01-2008-03-31-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2008-3808</u>	01-01-2008-01-31-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2008-3908</u>	02-01-2008-02-29-2008	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2008-3608</u>	11-01-2007-11-30-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2008-3708</u>	12-01-2007-12-31-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2008-3508</u>	10-01-2007-10-31-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2007-80031098</u>	07-01-2007-02-20-2008	71	CCR REPORT	7000	CONSUMER CONFIDENCE RULE	Yes - Informal	Yes
<u>2007-80031383</u>	01-01-2006-12-31-2006	72	CCR ADEQUACY/AVAILABILITY/CONTENT	7000	CONSUMER CONFIDENCE RULE	Yes - Informal	Yes
<u>2008-3408</u>	09-01-2007-09-30-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2008-3308</u>	08-01-2007-08-31-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2007-3207</u>	07-01-2007-07-31-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2007-3107</u>	06-01-2007-06-30-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2007-3007</u>	05-01-2007-05-31-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
		23	MONITORING (TCR), ROUTINE MAJOR	3100			Yes

<u>2007-2907</u>	07-01-2007-07-31-2007				COLIFORM (TCR)	Yes - Formal and Informal	
<u>2007-2807</u>	04-01-2007-04-30-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2006-70037349</u>	04-01-2006-06-30-2006	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2006-70037350</u>	07-01-2006-09-30-2006	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2006-70037358</u>	10-01-2005-12-31-2005	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2006-70037359</u>	01-01-2006-03-31-2006	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2007-70037360</u>	10-01-2006-12-31-2006	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2007-70037361</u>	01-01-2007-03-31-2007	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2005-70037357</u>	04-01-2005-06-30-2005	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2005-70037356</u>	07-01-2005-09-30-2005	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2005-70037355</u>	01-01-2005-03-31-2005	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2005-70037354</u>	10-01-2004-12-31-2004	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2004-70037353</u>	07-01-2004-09-30-2004	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2004-70037351</u>	01-01-2004-03-31-2004	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2004-70037352</u>	04-01-2004-06-30-2004	27	MONITORING, ROUTINE (DBP), MINOR	0999	CHLORINE	Yes - Informal	Yes
<u>2007-2507</u>	06-01-2007-06-30-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2007-2707</u>	03-01-2007-03-31-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2007-2407</u>	05-01-2007-05-31-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2007-2607</u>	02-01-2007-02-28-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2007-2307</u>	04-01-2007-04-30-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2007-2207</u>	01-01-2007-01-31-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2007-2007</u>	03-01-2007-03-31-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes

<u>2007-1907</u>	02-01-2007-02-28-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2007-2107</u>	11-01-2006-11-30-2006	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2007-1807</u>	01-01-2007-01-31-2007	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2007-1707</u>	11-01-2006-11-30-2006	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2006-1606</u>	11-01-2005-11-30-2005	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2005-60066046</u>	07-01-2005-02-21-2006	72	CCR ADEQUACY/AVAILABILITY/CONTENT	7000	CONSUMER CONFIDENCE RULE	Yes - Informal	Yes
<u>2006-1406</u>	10-01-2005-10-31-2005	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2006-1306</u>	09-01-2005-09-30-2005	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2006-1106</u>	11-01-2005-11-30-2005	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2006-1506</u>	08-01-2005-08-31-2005	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2006-1006</u>	10-01-2005-10-31-2005	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2006-1206</u>	07-01-2005-07-31-2005	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2005-905</u>	09-01-2005-09-30-2005	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2005-705</u>	08-01-2005-08-31-2005	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2005-805</u>	07-01-2005-07-31-2005	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2005-605</u>	07-01-2005-02-21-2006	71	CCR REPORT	7000	CONSUMER CONFIDENCE RULE	Yes - Informal	Yes
<u>2004-504</u>	07-01-2004-02-21-2006	71	CCR REPORT	7000	CONSUMER CONFIDENCE RULE	Yes - Informal	Yes
<u>2003-203</u>	01-01-2003-01-31-2003	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Yes - Formal	Yes
<u>2003-103</u>	01-01-2003-01-31-2003	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Yes - Formal and Informal	Yes
<u>2003-403</u>		71	CCR REPORT	7000			Yes

	07-01-2003-02-21-2006				CONSUMER CONFIDENCE RULE	Yes - Informal	
<u>2002-302</u>	07-01-2002-02-21-2006	71	CCR REPORT	7000	CONSUMER CONFIDENCE RULE	Yes - Informal	Yes

Total Number of Records Fetched = 123

FUNDING APPLICATION

**Texas Water Development Board
DWSRF IUP Solicitation Packet**

Project Information Form

Submission Deadlines:
SFY 2013: January 4, 2013, 5:00 PM CT
SFY 2014: March 1, 2013, 5:00 PM CT

This form must be completed in full to be considered for rating and inclusion in the DWSRF IUP. Incomplete forms may prevent projects from being rated. **Note: Information submitted after the deadline will not be considered.**

For questions, contact: Marvin Chaney, 512-463-8750, marvin.chaney@twdb.texas.gov

PREVIOUS PLANNING, ACQUISITION, AND/OR DESIGN RECIPIENTS ONLY: CHECK THIS BOX if you received a SFY 2011 or later DWSRF loan for the planning, acquisition, and/or design phase of the project AND the scope, budget, schedule, or other information has changed since that time. Please fill out Sections 1, 9, 10, 11, and any other sections where information has changed. **Projects that received planning, acquisition, and/or design funding from a TWDB state financial assistance program must also check this box AND fill out ALL sections of this Project Information Form.** ☐

Section 1. GENERAL INFORMATION

Name of Entity (City, Town, County, District, PWS, WSC, etc.)		County	
ENGLISH ACRES (DERBY ING)		Jim Wells	
PWS ID No.		CCN No.	
1250033		12794	
Name of Project (Provide a brief and descriptive name of the proposed project.)		Proposed Total Project Costs (Section 10, Line P.)	
English Acres Water system Upgrade		\$954,000	
Entity Contact Information		Engineering Firm Contact Information	
Contact Person	Dario V. Guerra	Name of Firm	BIG D Engineering
Title	Owner	Contact Person	Dario V. Guerra III
Mailing Address	PO Box 721025, McAllen, TX-78504	Title	Engineer
Phone Number	956-960-3201	Mailing Address	PO Box 721025, McAllen, TX-78504
Fax Number	956-383-2148	Phone Number	956-960-3201
Email Address	bgdwar3@aol.com	Fax Number	956-383-2148
		Email Address	bgdwar3@aol.com

Section 2. SERVICE AREA INFORMATION

Submit a map of the entity's current and, if applicable, proposed service area(s).

To determine population served:

- For an incorporated entity (i.e., a city or town), indicate the number of people who reside within the service area of, or receive wholesale or retail water service from, the entity based on the most recent data available from the U.S. Census Bureau.
- For an unincorporated entity (i.e., a county, district, river authority, system, or corporation), indicate the number of people who reside within the service area of, or receive wholesale or retail water service from, the entity based on the most recent data available from the U.S. Census Bureau. Provide a table that 1) identifies the number of household connections within each block group that covers the entity's service area and 2) prorates the population accordingly. See example table in *Census Data Search (WRD-284)*. The map of the service area must be overlaid by a map of the census boundary(ies) identified in the table.

Population Served	111	Total Household Connections	37
--------------------------	-----	------------------------------------	----

Section 3. PROJECT CATEGORY

From the drop down menu, select the ONE category that best describes the project. Projects that involve multiple categories must be submitted separately.

Public Water System (PWS)

**Texas Water Development Board
DWSRF IUP Solicitation Packet**

Project Information Form

Name of Entity: **ENGLISH ACRES (DERBY ING)**

PWS ID No.: **1250033**

Section 4. PROJECT DESCRIPTION

A project may consist of one or more projects that are intended to address specific system conditions.

Briefly describe the proposed project and how it will address the items in Section 5 to which the entity responds "Yes." If the proposed project is the result of a disaster, describe any public health or water quality problems consequent to the disaster that will be addressed by the proposed project.

Current Health and Compliance Factor and/or MCL Violations and Physical Deficiencies	Proposed Project Solutions	Cost Category (See Guidelines.)
Lack of Registered Water Well, Lack of chlorination and water losses in the system due to lack of water meters.	upgrade the water system which includes Install new Chlorine system, well repair and registration and well meter replacement, new Advanced meter reading infrastructure with leak detection, prepare monitoring plan, replace water storage tank and accessories, prepare drought contingency plan, prepare plant operations manual	

Section 5. RATING CRITERIA FOR PWS PROJECTS

- PWS projects: Fill out Section 5.
- Source Water Protection projects: Proceed to Section 6.

Total Storage Capacity (in gallons)	7,000	Total Production Capacity (MGD)	0.36
-------------------------------------	-------	---------------------------------	------

Attach any documentation that supports the responses to the following questions. (Refer to TCEQ notice of violation letter, if applicable.)

		Yes	No
A.	Has the entity's system experienced documented instances of water contaminants exceeding the primary or secondary maximum contaminant level (MCL)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B.	Has the entity's system experienced documented outages in the water distribution system?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C.	Is the system's documented water production capability less than 85% of the minimum required by TCEQ?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
D.	Is the system's documented treated water storage capacity less than 85% of the minimum required by TCEQ (including total storage, elevated storage, and/or pressure tank)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
E.	Has the system experienced distribution system disinfection residuals of less than 0.2 mg/l free chlorine or 0.5 mg/l chloramines as applicable?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
F.	Has the system experienced documented instances of water distribution pressures:	Yes	No
	1. less than 20 PSI?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	2. less than 35 PSI?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
G.	Is the system experiencing documented water distribution losses of greater than 25%?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Benefits to Other Public Water Systems - Consolidation Projects

		Yes	No
H.	Will the proposed project benefit any other public water systems (i.e., one the entity is currently serving or proposes to serve)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	• If "Yes," the entity must also submit the Consolidation Project Worksheet (DW-009) for each water system that will benefit from this project.		
	• If "No," proceed to Section 6.		

Name of Public Water System that Will Benefit from This Project	PWS ID No.	Currently Served		Proposed to Serve*	
		Yes	No	Yes	No
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

* Attach written documentation of the agreement with the PWS that the entity proposes to serve.

**Texas Water Development Board
DWSRF IUP Solicitation Packet**

Project Information Form

Name of Entity: **ENGLISH ACRES (DERBY ING)**

PWS ID No.: **1250033**

Section 6. RATING CRITERIA FOR ALL PROJECTS - EFFECTIVE MANAGEMENT

Note: Information that is not submitted as requested will not be considered. For more information on Effective Management, see www.twdb.texas.gov/publications/doc/Effective_Management_Criteria.pdf.

A. Asset Management		Yes	No
1.	<p>a. In the past 5 years, has an asset management plan been adopted by the entity's governing body that incorporates an inventory of all assets, an assessment of the criticality and condition of the assets, a prioritization of capital projects needed, and a budget? If "Yes," attach 1) the cover page and table of contents of the entity's adopted or approved asset management plan and 2) the highlighted pages from the plan that clearly identify each of the above referenced elements. Note: A Capital Improvement Plan (CIP) alone does not constitute an asset management plan.</p> <p>b. If "No" to Question A.1.a., is the entity planning to prepare an asset management plan as part of the proposed project? If so, include language in the Project Description (Section 4) that states this.</p>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p>Assistance with establishing an asset management plan is offered through TCEQ's FMT contract. Contact Stacy Foster, TCEQ, at 512-239-3105 or stacy.foster@tceq.texas.gov to schedule a meeting.</p>			
2.	<p>Has asset management training been administered to the entity's governing body and employees? If "Yes," attach the following information for each trainee: name, title/position, date of training, course name, and name of organization that conducted the training.</p>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B. Water Conservation		Yes	No
<p>Does the proposed project address specific targets, goals, or measures in a water conservation or drought contingency plan that has been adopted by the entity's governing body within the past five years?</p> <p>If "Yes," 1) list the targets, goals, or measures to be supported; 2) describe how they will be addressed by the proposed project;</p> <p>AND 3) attach the cover page, table of contents, and highlighted pages from the plan that clearly identify the project-related targets, goals, or measures.</p> <ul style="list-style-type: none"> For questions regarding water conservation plans, contact Ethan Ham at ethan.ham@twdb.texas.gov or 512-463-4282, or visit the Municipal Water Conservation Plans web page at www.twdb.state.tx.us/conservation/municipal/plans/ Information on drought contingency planning can be found online at www.tceq.texas.gov/permitting/water_supply/water_rights/contingency.html Note: Entities seeking financial assistance in excess of \$500,000 must submit a water conservation plan during the application phase. 		<input checked="" type="checkbox"/>	<input type="checkbox"/>
<p>funding sought from this program to prepare and adopt drought contingency plan to establish specific targets and goals.</p>			
C. Reclaimed Water		Yes	No
Does the proposed project involve the use of reclaimed water?		<input type="checkbox"/>	<input checked="" type="checkbox"/>
If "Yes," describe how:			
D. Energy Efficiency		Yes	No
<p>Does the proposed project address a specific goal(s) in a system-wide or plant-wide energy assessment, audit, or optimization study that has been conducted within the past three years? If "Yes," attach the highlighted pages from the energy assessment, audit, or optimization study that clearly identify the goals to be addressed by the project.</p>		<input type="checkbox"/>	<input checked="" type="checkbox"/>

**Texas Water Development Board
DWSRF IUP Solicitation Packet**

Project Information Form

Name of Entity: **ENGLISH ACRES (DERBY ING)**

PWS ID No.: **1250033**

Section 6. (Continued) RATING CRITERIA FOR ALL PROJECTS - EFFECTIVE MANAGEMENT

E. Implementation of Water Plans	Yes	No
Does the proposed project implement elements contained in a state or regional water plan, watershed protection plan, integrated water resource management plan, regional facility plan, regionalization or consolidation plan, finalized Economically Distressed Areas Program (EDAP) facility plan, or a total maximum daily loads (TMDL) implementation plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
If "Yes," 1) list the plan name and sponsor; 2) list the elements of the plan to be implemented; AND 3) attach the cover page, table of contents, and highlighted pages featuring the relevant information from the plan that clearly identify the element(s) to be implemented.		

Section 7. GREEN PROJECT INFORMATION

For assistance in responding to this section, see the DWSRF Green Project Information Worksheets (TWDB-0163) available online at www.twdb.state.tx.us/financial/instructions/doc/TWDB-0163.docm		Yes	No
A.	Does the proposed project contain, either partially or completely, green elements as defined by the Green Project Information Worksheets?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If "No," proceed to Section 8. If "Yes," proceed to Question 7.B.			
B.	Enter the estimated cost of the green portion of the proposed project.	\$50,000	
C.	Describe and justify in the space below the green elements of the proposed project and, if available, attach a green business case.		
currently the water system does not have a fully functional water meter which is detrimental in resolving the extent of water waste. a new water meter will enable the utility to assess the water loss and take preventive actions to reduce the percentage loss. new advanced water meters will be installed at each connection.			

Section 8. REFINANCING

DWSRF funds may be used to refinance completed projects only.		Yes	No
Will DWSRF funds be used to refinance existing debt related to this project and received from a source other than the TWDB?		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Reminder: Submit information that documents that the project meets the refinancing eligibility criteria identified in the Project Submission Guidelines.			

Section 9. READINESS TO PROCEED

A. Permitting	
Have all applicable permitting aspects of the project, including acquisition of water rights and/or Certificate of Convenience and Necessity (CCN), or TCEQ approval and completion of piloting been achieved?	<input checked="" type="checkbox"/> Yes
<ul style="list-style-type: none"> If "Yes," please provide the permit name(s) If "No," identify in the space below each federal, state or local permit, license or other authorizations needed for the project and the status of each. 	<input type="checkbox"/> No
CCN 12794	
B. Land Acquisition	
Have all land acquisitions and easements necessary to complete the project been obtained?	<input checked="" type="checkbox"/> Yes
	<input type="checkbox"/> No
If "No," please explain in the space below and provide an anticipated completion date.	Completion Date (mm/dd/yyyy)

**Texas Water Development Board
DWSRF IUP Solicitation Packet**

Project Information Form

Name of Entity: **ENGLISH ACRES (DERBY ING)**

PWS ID No.: **1250033**

Section 9 (Continued). READINESS TO PROCEED

C. Design

1. Have you completed the design process including full development of plans and specifications? (If "No," proceed to Question 2. If "Yes," proceed to Question 4.)		<input type="checkbox"/> Yes
		<input checked="" type="checkbox"/> No
2. Has design work progressed beyond preliminary design? If so, please provide the completion date. Completed preliminary design documents must consist of the following:		<input type="checkbox"/> Yes
<ul style="list-style-type: none"> Design criteria, preliminary drawings, outline of specifications, written descriptions of the project, and updated opinion of probable cost. Project Sites are plotted on site maps, the site has been surveyed, geotechnical analysis of the site is complete, facility sizing is complete, and process schematics are complete. For rehab projects, the above is complete, meaning the details as to what linework portions and what plant components to be rehabed are well defined. 		<input checked="" type="checkbox"/> No
		Completion Date (mm/dd/yyyy) 12-30-2013
3. Will design work be initiated after the TWDB releases design funds for this project?		<input checked="" type="checkbox"/> Yes
		<input type="checkbox"/> No
4. For membrane plants, SWTP, water wells, treatment changes, or intake structures, has TCEQ approved plans and specs?	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> N/A

D. Environmental Review

Only answer "Yes" to ONE of the following four questions:	1. Have you received a Finding of No Significant Impact (FNSI), Categorical Exclusion (CE), a Record of Decision (ROD), or an environmental determination prepared by another entity in compliance with the National Environmental Policy Act (NEPA) for this project? For projects that may qualify for a FNSI, please review 31 TAC §371.43; or that require a CE, review 31 TAC §371.42; or that require a ROD, review 31 TAC §371.46; or that have a determination by another entity, review 31 TAC §371.50.		<input type="checkbox"/> Yes
			<input checked="" type="checkbox"/> No
	If "Yes," provide Issuer (Agency) and date of issuance(s):	Issuer	Date of Issuance (mm/dd/yyyy)
	2. If an environmental finding has not been issued, does your project meet the criteria to receive Categorical Exclusion as defined at 31 TAC §371.42?		<input checked="" type="checkbox"/> Yes
			<input type="checkbox"/> No
	3. Can you submit an environmental report with the completed loan application that documents coordination with agencies has proceeded sufficiently to determine that no major issues remain?		<input checked="" type="checkbox"/> Yes
			<input type="checkbox"/> No
	4. Will the environmental review be initiated after the TWDB releases planning funds for this project?		<input checked="" type="checkbox"/> Yes
		<input type="checkbox"/> No	

E. Construction Phase (Estimated start date for first contract and estimated completion date for last contract)	Start Date (mm/dd/yyyy) 02-01-2014	Completion Date (mm/dd/yyyy) 06-01-2014
---	---------------------------------------	--

F. Project Bidding and Contracts

Will the proposed project be ready to advertise for construction bids immediately following a funding commitment for construction costs?	<input checked="" type="checkbox"/> Yes
	<input type="checkbox"/> No
If you are seeking reimbursement for eligible planning and/or design costs, was the work performed in compliance with applicable state law and federal crosscutters, including procurement following Disadvantaged Business Enterprise (DBE) requirements? For more information on DBE, please visit www.twdb.state.tx.us/financial/programs/DBE/index.asp .	<input checked="" type="checkbox"/> Yes
	<input type="checkbox"/> No
How many months will it take to close the loan after receiving a funding commitment? Projects deemed ready to proceed to construction must be able to expend funds quickly after receiving a funding commitment.	3 Months

**Texas Water Development Board
DWSRF IUP Solicitation Packet**

Project Information Form

Name of Entity: ENGLISH ACRES (DERBY ING)

PWS ID No.: 1250033

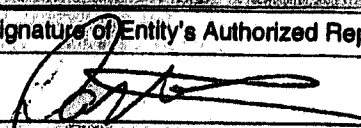
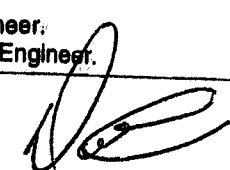
Section 10. ESTIMATED COSTS

Cost Category		(a) Planning	(b) Acquisition	(c) Design	(d) Construction	(e) Total (a)+(b)+(c)+(d)
Check the phase(s) for which DWSRF finding is desired for SFY 2014 (9/1/2013 – 8/31/2014)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
A.	Treatment	\$40,000.00		\$60,000.00	\$700,000.00	\$800,000.00
B.	Transmission and Distribution					
C.	Source					
D.	Storage					
E.	Purchase of System					
F.	Restructuring					
G.	Land Acquisition					
H.	Source Water Protection					
I.	Engineering			\$20,000.00	\$30,000.00	\$50,000.00
J.	General, Legal, Financial				\$10,000.00	\$10,000.00
K.	Contingency				\$70,000.00	\$70,000.00
L.	Other (Describe cost) Plant Manual, Drought Plan, Monitoring Plan	\$24,000.00				\$24,000.00
M.	Subtotal (Add Lines A-L)	\$64,000.00		\$80,000.00	\$810,000.00	\$954,000.00
N.	Financing from Local Funds					
O.	Financing from Other Sources					
P.	Subtotal, SRF-Funded Amount (Subtract Lines N and O from Line M)	\$64,000.00		\$80,000.00	\$810,000.00	\$954,000.00

Note: A loan origination fee of 2.25% will be applied to any committed loan amount.

Q. Identify the estimated cost of the green portion (from Question 7.B.) as a percentage of Line P. 5.24

Section 11. AUTHORIZATION AND SIGNATURE

Printed Name and Title of Entity's Authorized Representative	Telephone Number
Signature of Entity's Authorized Representative	Date (mm/dd/yyyy)
	02/25/2013
If the grand total (Section 10, Line R) is less than or equal to \$100,000, include: • Statement establishing the basis for the project cost. • Signature of system operator.	If the grand total (Section 10, Line R) is greater than \$100,000, include: • Seal of registered Professional Engineer. • Signature of registered Professional Engineer.
	 2/25/13

**Texas Water Development Board
DWSRF IUP Solicitation Packet**

Disadvantaged Community Worksheet

Submission Deadlines:

SFY 2013: January 4, 2013, 5:00 PM CT

SFY 2014: March 1, 2013, 5:00 PM CT

Name of Entity: ENGLISH ACRES (DERBY ING)

PWS ID No.: 1250033

A Disadvantaged Community Worksheet must be submitted to be considered for for DWSRF Disadvantaged Community Funding. This worksheet involves the use of socioeconomic data to determine if the service area meets adjusted annual median household income (AMHI) and affordability criteria. **Note:** Information that is not submitted as requested will not be considered.

Do not submit this worksheet if your service area or portion of service area's annual median household income is above \$51,968¹.

For questions, contact: Marvin Chaney, 512-463-8750, marvin.chaney@twdb.texas.gov

Section 1. ELIGIBILITY CRITERIA

Eligibility for the entire service area: The entity's service area meets the criteria for a disadvantaged community if the adjusted AMHI for the entity's service area is less than or equal to 75% of the state adjusted AMHI and

- A. the household cost factor is greater than or equal to 1.0% if the service area is charged for either water or sewer service (whichever is applicable), or
- B. the combined household cost factor is greater than or equal to 2.0% if the service area is charged for both water and sewer service.

Eligibility for a portion of service area: A portion of an entity's service area meets the criteria for a disadvantaged community if the proposed project meets the TWDB's Disadvantaged - Portion of a Service Area Policy (Program-Disadvantaged-2000), the adjusted AMHI for the portion of an entity's service area is less than or equal to 75% of the state adjusted AMHI, and

- A. the household cost factor is greater than or equal to 1.0% if the entire service area is charged for either water or sewer service (whichever is applicable), or
- B. the combined household cost factor is greater than or equal to 2.0% if the entire service area is charged for both water and sewer service.

TWDB staff will utilize the information provided on this worksheet to determine if the entity meets the eligibility criteria.

Section 2. SERVICE AREA

Indicate whether the entity is pursuing disadvantaged status for either the entire service area or a portion of its service area. For entire service area projects, a map depicting the service area boundaries with major features (highways, census boundaries, city limit boundaries, etc.) must be included for eligibility. Entities are allowed disadvantaged eligibility for a portion of a service area if the portion meets adjusted annual median household income (AMHI) and household cost factor (HCF) calculations pursuant to the Disadvantaged - Portion of a Service Area Policy (Program-Disadvantaged-2000), SRF rules, and other applicable criteria found in the IUP. For portion of a service area eligibility, a map depicting the location of proposed new household connections (to existing homes) within the portion of an entity's service area must be included for eligibility.

Entire Service Area



Portion of a Service Area



Section 3. SOURCE OF SOCIOECONOMIC DATA

Identify the source(s) for the socioeconomic data to be entered in Section 4.

Follow the steps in Census Data Search (WRD-284) to find data. Note that it may be necessary to obtain data from multiple sources (e.g. where a city's CCN extends beyond its city limits).

U.S. Census Bureau Data	County, City, Town, or Census Designated Place: If using multiple data sources, provide a table that shows prorated data according to the example table in <u>Census Data Search (WRD-284)</u>	2007-2011 (5-year) American Community Survey	<input checked="" type="checkbox"/>
		2009-2011 (3-year) American Community Survey	<input type="checkbox"/>
		2011 (1-year) American Community Survey	<input type="checkbox"/>
	Incongruous Census and Service Area Boundaries	Summary File 5-year block group data: Must provide a table that shows prorated data according to the example table in <u>Census Data Search (WRD-284)</u> .	<input checked="" type="checkbox"/>
TWDB-Approved Survey	An entity must submit documentation that substantiates the inadequate or absent census data that led to the need to conduct a survey. All entities must obtain prior approval to use survey data instead of the most recent available American Community Survey data. If the survey was completed over three years ago, please contact Marvin Chaney (information above) to determine if the survey is acceptable. Previously completed surveys, including surveys completed for funding from other sources, will be rejected if they do not follow survey methods listed in the latest version of the <u>Socioeconomic Survey Guidelines (WRD-285)</u> .		<input type="checkbox"/>
Date of Survey:			

¹ This number represents the estimated Statewide Annual Median Household Income as of March 2013. It is derived using the U.S. Census Bureau's American Community Survey information.

**Texas Water Development Board
DWSRF IUP Solicitation Packet**

Disadvantaged Community Worksheet

Name of Entity: **ENGLISH ACRES (DERBY ING)**

PWS ID No.: **1250033**

Section 4. SOCIOECONOMIC DATA

Using a source(s) identified in Section 3, enter the following socioeconomic data. This data will be adjusted by TWDB staff utilizing the applicable Texas Consumer Price Indices.

Annual Median Household Income (AMHI) (for the entire service area or a portion of the service area, whichever is applicable)	\$44,237	If the AMHI is above \$51,965 ² , the service area does not qualify for disadvantaged status. Do not submit this form.
Average Household Size (for the entire service area or a portion of the service area, whichever is applicable)	3.44	

Section 5. AVERAGE ANNUAL WATER AND SEWER COSTS

Using the Average Household Size entered in Section 4 and the entity's current rate structure, calculate the entity's average annual water and sewer costs. This information will be factored into the entity's affordability calculations.

Average Monthly Water Flow per Household			Average Monthly Sewer Flow per Household		
A. Avg. monthly gallons per person	2,325		L. Avg. monthly gallons per person	1,279	
B. Avg. household size (for the entire service area)	3.44		M. Avg. household size (for the entire service area)		
C. Avg. monthly water flow per household (A×B)	7,998		N. Avg. monthly sewer flow per household (L×M)		
Average Monthly Water Bill			Average Monthly Sewer Bill		
D. Avg. monthly water flow per household (C)	7,207		O. Avg. monthly sewer flow per household (N)		
E. Initial base water rate (first all gallons)	\$80.00		P. Initial base sewer rate (first all gallons)		
F. Additional rate (each addtl. 0 gallons)	\$0.00		Q. Additional rate (each addtl. all gallons)		
If system utilizes a tiered billing structure, attach with worksheet. Base Line H on tiered structure.			If system utilizes a tiered billing structure, attach with worksheet. Base Line S on tiered structure.		
G. Other charges (e.g., taxes, surcharges, or other fees) used to subsidize the water system	\$0.00		R. Other charges (e.g., taxes, surcharges, or other fees) used to subsidize the sewer system		
H. Calculate avg. monthly water bill	\$80.00		S. Calculate avg. monthly sewer bill		
Average Annual Water Bill			Average Annual Sewer Bill		
I. Avg. monthly water bill (H)	\$80.00		T. Avg. monthly sewer bill (S)		
J. Number of months in a year	12		U. Number of months in a year	12	
K. Avg. annual water bill (I×J)	\$960.00		V. Avg. annual sewer bill (T×U)		

Section 6. ANNUAL LOAN COST

Using the current market rate of 3.57% (as of October 2012) and a loan term of 20 years, amortize the requested grand total and submit a copy of the amortization schedule with this form. This information will be factored into the entity's affordability calculations.

W. Annual payment on SRF loan (from amortization schedule)	\$66,806.31
X. Total household connections (from Section 2 of Project Information Form)	37
Y. Annual loan cost per customer (W/X)	\$1,805.58

Section 7. HOUSEHOLD COST FACTOR

If your utility provides water or sewer service, the minimum required Household Cost Factor (HCF) must be greater than or equal to 1.00%. If your utility provides water and sewer service, the minimum required HCF must be greater than or equal to 2.00%. If the HCF does not meet the minimum required HCF, do not submit this worksheet.

Z. Household Cost Factor [(K+V+Y)/AMHI from Section 4]	6.25%
--	-------

To access the Disadvantaged – Portion of a service area document, visit www.twdb.state.tx.us/financial/doc/shared/Disadvantaged-POSA_Policy_FINAL.pdf. To find the other guidance documents listed on the worksheet, visit www.twdb.texas.gov/financial/instructions/ and type the form code into the "search table" field.

² This number represents the estimated Statewide Annual Median Household Income as of March 2013. It is derived using the U.S. Census Bureau's American Community Survey information.
Form SRF-008 (12/12)

NOTICE OF DEFICIENCY SUPPORTING DOCUMENTS

3. NOTARIZED OATH FROM SELLER AND PURCHASER

The notarized oath letters are attached.

OATH FOR SELLER OR FORMER SERVICE PROVIDER

STATE OF

Texas

COUNTY OF

Montgomery

I, Sandra Barbey, being duly sworn, file this application for sale, lease, rental or merger or consolidation as UCC President (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 further state that I have provided to the purchaser or transferee a written disclosure statement about any contributed property as required under Section 13.301(j) and copies of any outstanding Orders of the Commission or Attorney General and have also complied with the notice requirements in Section 13.301(k) of the Water Code.

Sandra Barbey
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.

SUBSCRIBED AND SWORN TO BEFORE ME, a Notary Public in and for the State of Texas,
day 15th of January 20 14.

SEAL

Jodi Barlow
NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

Jodi Barlow
PRINT OR TYPE NAME OF NOTARY

MY COMMISSION EXPIRES June 14, 2017

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

OATH FOR PURCHASER OR ACQUIRING ENTITY

STATE OF TEXAS

COUNTY OF HIDALGO

I, DARIO V. GUERRA III, being duly sworn, file this application for

sale, lease, rental or merger or consolidation as OWNER
(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 Commission 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.



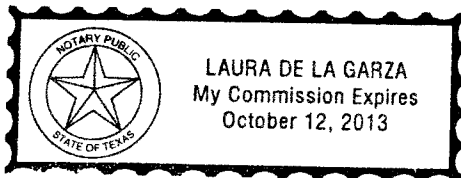
AFFIANT
(Utility's Authorized Representative)

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,
day 1 of July, 20 13.

SEAL





NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

Laura de la Garza

PRINT OR TYPE NAME OF NOTARY

MY COMMISSION EXPIRES 10/12/13

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

DOCKET NO. 43183

APPLICATION OF ENGLISH ACRES §
AND DARIO V. GUERRA III FOR §
SALE, TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN §
JIM WELLS COUNTY (37864-S) §

2014 DEC 11 PM 3:18
PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

**ORDER NO. 4
REQUIRING RESPONSE**

On February 28, 2014, English Acres and Dario V. Guerra III d/b/a Derby, Ing. (Derby) filed with the Texas Commission on Environmental Quality (TCEQ) an application for the sale, transfer or merger of facilities and certificate of convenience and necessity. On June 16, 2014, TCEQ issued a notice of deficiency requiring Applicants to provide supplemental information. On September 1, 2014, the processing of the application was transferred to the Public Utility Commission of Texas (Commission). On October 30, 2014, the Commission issued Order No. 3 establishing a deadline of December 1, 2014 for Applicant to cure the deficiencies in their application. To date, no response has been filed.

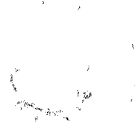
On or before **January 15, 2015**, Applicants shall amend the application to cure the deficiencies noted by Commission Staff. Failure to respond will result in dismissal of this proceeding.

SIGNED AT AUSTIN, TEXAS the 11th day of December 2014.

PUBLIC UTILITY COMMISSION OF TEXAS


IRENE MONTELONGO
DIRECTOR, DOCKET MANAGEMENT

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

June 16, 2014

**BY FAX TO 956/383-2148 AND
BY CERTIFIED MAIL**

Mr. Dario V. Guerra III
P.O. Box 721025
McAllen, TX 78504

NOTICE OF DEFICIENCY

Re: Application from Derby, Ing., A2029, to Acquire and Transfer Certificate of Convenience and Necessity (CCN) No. 12794 held by English Acres in Jim Wells County; Application No. 37864-S

CN: pending; RN: pending (Derby Ing.)
CN: 602811713; RN: 101229037 (English Acres)

Dear Mr. Guerra:

Your application for Derby Ing., received on March 7, 2014, has been assigned Application No. 37864-S, but has not been accepted for filing. Please refer to the application number in future correspondence.

Additional information is necessary for your application to be accepted for filing.

Please provide four (4) copies of the following items:

- A. The most recent inspection report letter. For each system deficiency listed, if any, attach a brief explanation listing the actions taken or being taken to correct the listed deficiencies, including the proposed completion dates;
- B. A neighboring utility list which includes the county and any neighboring groundwater conservation districts;
- C. A complete and notarized oath from the seller and purchaser.

In addition, English Acres owes Water System fees for fiscal year 1996-2014 in the amount of \$3,755.79.00. Payment may be made through the following methods: cash, check, ACH (electronic check), money order, or credit card through TCEQ's electronic payment portal (e-pay). Additional information regarding payment options is available at <http://www.tceq.texas.gov/response/drought/waterfees.html>. Upon payment, please send documentation reflecting payment of all delinquent fees and penalties.

Mr. Dario V. Guerra III

Page 2

June 16, 2014

Please be advised: Failure to pay fees/penalties within 30 days will result in additional administrative actions affecting your fee accounts and your application with TCEQ. With respect to fees and/or penalties, these actions may include enforcement and collections efforts to recover the debt owed to the state. Regarding your permit application, additional administrative actions may include return of your application (forfeiting the application fee), or a contested case hearing that may result in the denial of your application.

Processing of the above referenced application cannot proceed and notices cannot be published or mailed until we receive the requested items. These items must be completed and returned to our office by **July 16, 2014**. If we do not receive the requested information by this date your application will be returned for failure to prosecute.

If you have any questions, please contact Ms. Christine Mester at 512/239-2788, or if by correspondence, include Mail Code 153 in the letterhead address.

Sincerely,



Cari-Michel La Caille, Assistant Director
Water Supply Division
Texas Commission on Environmental Quality

CML/CM/kn