



Control Number: 43183



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**DOCKET NO. 43183**

2015 APR -2 PM 1:05  
FILED

**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)**

**PUBLIC UTILITY COMMISSION  
OF TEXAS**

**ORDER NO. 8  
DEEMING APPLICATION SUFFICIENT; ADDRESSING NOTICE AND  
ESTABLISHING PROCEDURAL SCHEDULE**

On March 18, 2015, in response to Order No. 7, English Acres and Dario V. Guerra III d/b/a Derby, Ing. (Derby) filed supplemental notice information to cure deficiencies in its application as identified by Public Utility Commission of Texas (Commission) Staff.

On March 31, 2015, Commission Staff filed a recommendation for the application and notice to be found sufficient for further review. Commission Staff also requested the following:

- 1) The Applicants be required to provide notice of the application, consistent with the attached notice, to:
  - a. Any districts, groundwater conservation districts, counties, utilities, cities, cities with extraterritorial jurisdiction within two (2) miles of the proposed service area; any city with an extraterritorial jurisdiction which overlaps the proposed water service area; and
  - b. Notice to the public which must be published once each week for two (2) consecutive weeks in a newspaper of general circulation in Jim Wells County.
  - c. In addition to those utilities listed in the application, the Applicant should provide notice to the following entities:
    - i. English Acres (12794);
    - ii. Brush Country Groundwater Conservation District (District ID 1730500); and
    - iii. Jim Wells County.

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- 2) The Applicants be required to include a copy of a map showing the proposed service area with the individual notices to neighboring utilities, other affected parties and each landowner. It is the Applicants' responsibility to provide an accurate map delineating the proposed area with each individual notice. Information related to districts including addresses can be obtained by the Applicants from the Texas Commission on Environmental Quality website located at <http://www.14.tceq.texas.gov/iwud/>);
- 3) The Applicants be required to return a copy of the actual notice sent with the appropriate signed affidavit swearing to the provisions of the notice.

Consistent with Commission Staff's recommendation, the application is deemed sufficient for further review. Further, Applicants' shall provide notice as described in Commission Staff's March 31, 2015 recommendation and attached memorandum of Debbie Reyes Tamayo and Tracy Harbour of the Commission's Water Utility Regulation Division, using Attachment B to Staff's recommendation as a sample draft notice. The following deadlines are established:

Deadline for Applicant to submit Affidavits evidencing proof of notice	May 20, 2015
Deadline for Commission Staff to file an additional procedural schedule	May 29, 2015

SIGNED AT AUSTIN, TEXAS the 2nd day of April 2015.

PUBLIC UTILITY COMMISSION OF TEXAS

  
IRENE MONTELONGO  
DIRECTOR, DOCKET MANAGEMENT