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PUBLIC UTILITY COMMISSION
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APPLICATION BY § BEFORE THE PUBLIC UTILITY
WALTON TEXAS, L.P. §
FOR REVOCATION OF § COMMISSION OF TEXAS
OR EXPEDITED RELEASE §
FROM CCN No. 20887 §

**SECOND SUPPLEMENT TO & IN SUPPORT OF WALTON's
PETITION FOR REVOCATION OF CCN NO. 20887, OR, IN THE ALTERNATIVE,
AMENDMENT FOR EXPEDITED RELEASE FROM CCN NO. 20887**

TO THE PUBLIC UTILITY COMMISSION OF TEXAS:

COMES NOW Walton Texas, L.P. ("Petitioner"), and files this Second Supplement to and in support of its Petition with the Public Utility Commission of Texas ("PUC" or "Commission") for the Revocation of or, in the alternative, Expedited Release from Certificate of Convenience and Necessity ("CNN") No. 20887 pursuant to (i) Texas Water Code Sections 13.254(a)(1), 13.254(a-1) and/or 13.254(a-5), (ii) Rule 24.113 of the Commission's Rules (16 TAC)¹, and (iii) TCEQ Regulatory Guidance Document No. RG-441 (November 2011) filed on September 19, 2014; and in support thereof would show the Executive Director as follows:

I.
FACTS

Pursuant to Order Nos. 2 and 3, Walton Development, Petitioner herein, was given until October 31, 2014 to refile corrected property descriptions to cure deficiencies in its Petition pursuant to Section 13.254(a-1), Texas Water Code. Walton representatives worked With Ms. Tracy Harbour of the PUC's GIS Staff to produce and refile the requisite curative mapping

¹ Prior to the transfer of jurisdiction over CCNs from the Texas Commission on Environmental Quality ("TCEQ") on September 1, 2014, to the Commission, these matters were processed pursuant to Section 291.113 of the TCEQ's Rules (30 TAC).

information Enclosed herewith are the following curative materials:

- Exhibit 1 - A CD containing a "Shapefile" with the required curative mapping data relating to the Petitioner's Hays County, Texas property sought to be decertified entitled, Projection: NAD_1983_Stateplane_Texas_South_Central_FIPS_4204_Feet
- Exhibit 2 - A map (11X17) depicting the Hays County, Texas property owned by Petitioner sought to be decertified in these proceedings, and corresponding to the data included in the Shapefile in the enclosed CD (Exhibit 1)

II.

CONCLUSION & PRAYER

With the filing of the enclosed curative mapping data files and documents, Petitioner has satisfied the requirements prescribed in Order Nos. 1-3, inclusive. WHEREFORE, PREMISES CONSIDERED, the Petitioner respectfully requests that the Commission process this Petition to remove Petitioner's property from CCN No. 20887 as expeditiously as possible by either:

1. Revoking CCN No. 20887 pursuant to Section 13.254(a)(1), Texas Water Code and Rule 24.113(a) (16 TAC); or alternatively,
2. Amending the CCN No. 20887 to exclude Petitioner's property, *i.e.*, the Walton Tract, pursuant to Sections 13.254(a-1), Texas Water Code and Rule 24.113(b), (r) (16 TAC), by processing the Petition for Expedited Release of the Walton Tract in Hays County from CCN No. 20887; and, thereafter,
3. Issue an appropriate order either (i) revoking CCN No. 20887 in its entirety, or (ii) amending the same to release the burdened portion of Petitioner's Hays County Walton Tract from CCN No. 20887.

Respectfully submitted,

JACKSON, SJOBERG, MCCARTHY & TOWNSEND, L.L.P.

Edmond R. McCarthy, Jr.

711 W. 7th Street

Austin TX 78701

(512) 225-5606

(512) 225-5565 FAX

By: 

Edmond R. McCarthy, Jr.

State Bar No. 13367200

ATTORNEYS FOR THE PETITIONER,
WALTON TEXAS, L.P.

CERTIFICATE OF SERVICE

I hereby certify that pursuant to Order Nos. 1-3 and the Commission's Rules 22.74 and 24.113(s), the above and foregoing Second Supplement to and in support of Walton's Petition for Expedited Release from CNN No. 20887 was served on the CCN Holder, and its Registered Agent, of CCN No. 20887 at the last known address as identified in the records of the Texas Secretary of State, and to all parties shown below, via certified mail, return receipt requested to the addresses shown below the on this 31st day of October, 2014:

CCN No. 20887 Holder:

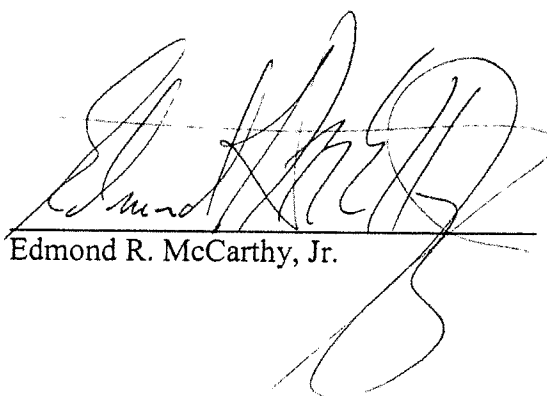
Attn: Dwight Zemp
Sweetwater Utility, LLC
220 Malibu St.
Castle Rock, Colorado 80109

Registered Agent (per SOS Records)

Sweetwater Utility LLC
c/o CT Corporation System
350 North St. Paul St.
Dallas, Texas 75201

PUC General Counsel
Public Utility Commission of Texas
1701 North Congress Ave
P.O. Box 13326 (mailed)
Suite 8-100 (delivered)
Austin, Texas 78711-3326

Office of Public Utility Counsel
Public Utility Commission of Texas
1701 North Congress Ave
P.O. Box 13326 (mailed)
Suite 8-100 (delivered)
Austin, Texas 78711-3326



Edmond R. McCarthy, Jr.

Exhibit "1"

**A CD containing a "Shapefile" with the required curative mapping data
relating to the Petitioner's Hays County, Texas property sought to be
decertified entitled, Projection:**

NAD_1983_Stateplane_Texas_South_Central_FIPS_4204_Feet

CD ATTACHED

PLEASE SEE CENTRAL RECORDS

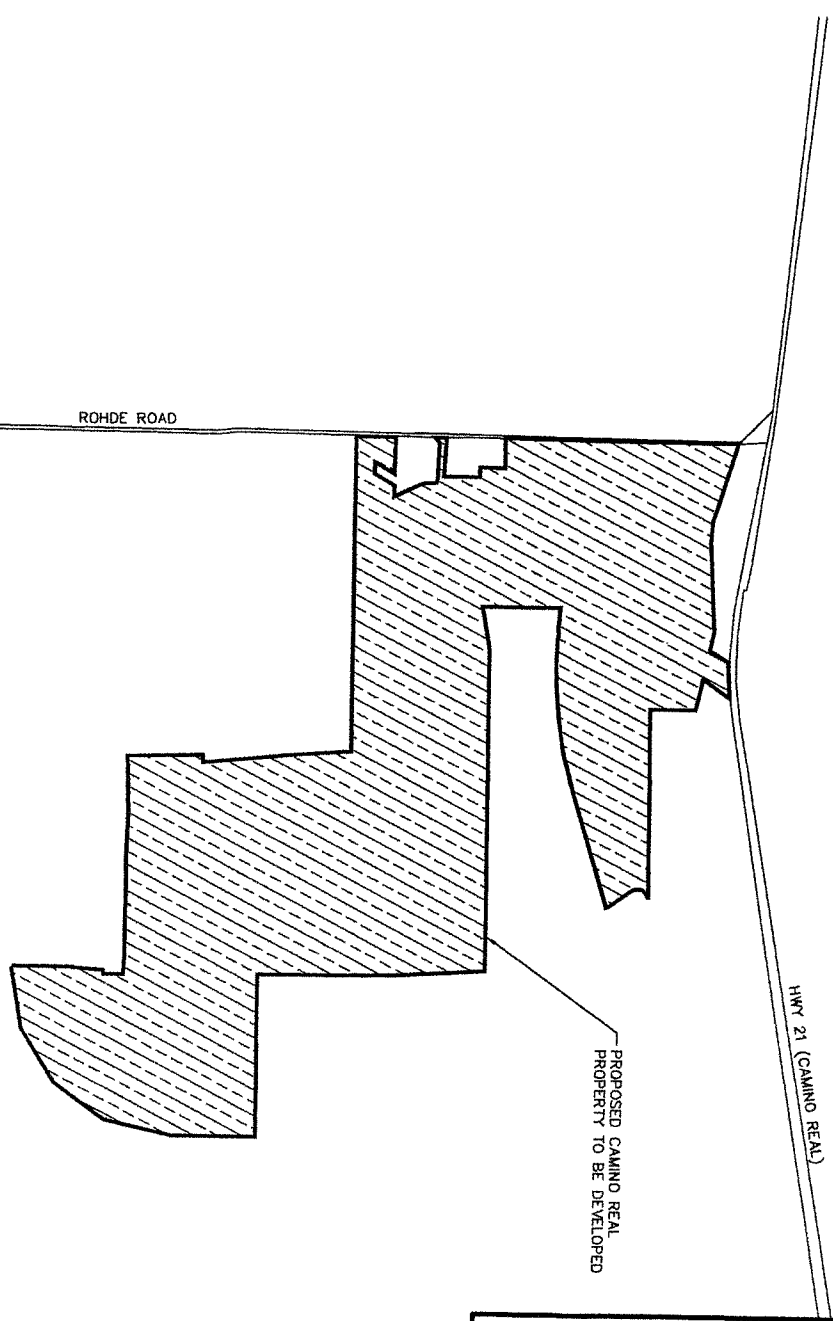
FOR ANY QUESTIONS

PLEASE CALL **CR** MAIN LINE

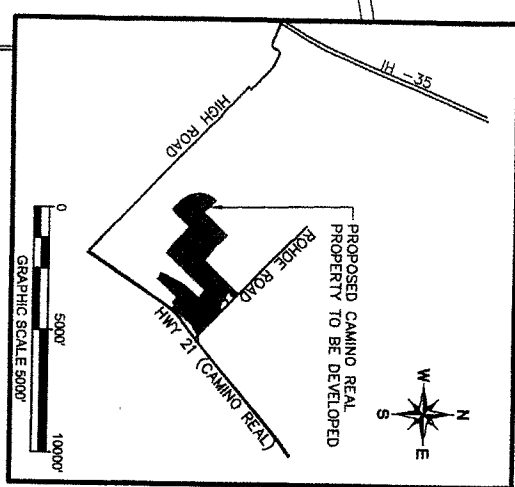
(512) 936-7180

Exhibit "2"

A map (11X17) depicting the Hays County, Texas property owned by Petitioner sought to be decertified in these proceedings, and corresponding to the data included in the Shapefile in the enclosed CD (Exhibit 1)



HIGH ROAD



EX 1

Scale:	AS SHOWN
Designed by:	KIA
Drawn by:	KIA
Checked by:	KIA
Date:	OCTOBER 2011
Project No.:	06022312

PROPOSED CAMINO REAL
PROPERTY TO BE DEVELOPED
AND DECERTIFIED FROM THE
SWEETWATER UTILITY, LLC CCN
EXHIBIT

CAMINO REAL
HAYS COUNTY, TEXAS



Kimley»Horn

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