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APPLICATION BY WALTON TEXAS, L.P. FOR REVOCATION OF OR EXPEDITED RELEASE FROM CCN No. 20887 RECEIVED 2014 NOV 13 PM 4:56 No. 43248 PUBLIC UTHINT COPINISSICA BEFORE THE PUBLIC UTHINT ELERK

COMMISSION OF TEXAS

THIRD SUPPLEMENT TO & IN SUPPORT OF WALTON'S PETITION FOR REVOCATION OF CCN NO. 20887, OR, IN THE ALTERNATIVE, <u>AMENDMENT FOR EXPEDITED RELEASE FROM CCN NO. 20887</u>

TO THE PUBLIC UTILITY COMMISSION OF TEXAS:

COMES NOW Walton Texas, L.P. ("Petitioner"), and files this Third Supplement to and in support of its Petition with the Public Utility Commission of Texas ("PUC" or "Commission") in the above referenced docket for the limited purpose of requesting the Commission pursue review of the Petition based upon Texas Water Code Section 13.254(a-1) and the applicable Rules of the Commission, including Rule 24.113(b), (r) (16 TAC).

WHEREFORE, PREMISES CONSIDERED, the Petitioner respectfully requests that the Commission:

- Process this Petition to exclude Petitioner's property from CCN No. 20887 as expeditiously as possible 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,
- 2. Issue an appropriate order amending CCN No. 20887 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: mal 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 Third 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 13th day of November, 2014:

CCN No. 20887 Holder:

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

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

Registered Agent (per SOS Records)

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

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.