



Control Number: 43355



Item Number: 19

Addendum StartPage: 0

BEAR SPRINGS WATER CO., INC.
P.O. Box 18078
Sugar Land, Texas 77496-8078

Gem B. Childress
President

Phone: (281) 615-7189
e-mail: dandvsteere@comcast.net

February 16, 2015

Public Utility Commission of Texas
Central Records
1701 N Congress, Suite 8-100
Austin, TX 78711

RECEIVED
2015 FEB 18 AM 11:13
PUBLIC UTILITY COMMISSION
FILING CLERK
DOCKET NO. 43355

Ref: PUC Form 10516 - Sale of Bear Springs Water Co., Inc. (CCN # 12963),
(PWS #0100076) to Bear Springs Trails Water Supply Corporation, Inc.

Dear Sir/Madam:

Bear Springs Water Co., Inc. (hereafter referred to as Applicant) has received Order No. 6 dated February 4, 2015 from the Public Utility Commission of Texas.

Pursuant to requests from Commission Staff and a telephone conversation with Christina Mann, Attorney - Legal Division, on February 9, 2015 the following attachments are provided:

Attachment 1: Form A (Notice) to be provided current customers, any districts, groundwater conservation districts, counties, utilities, cities, cities with an extraterritorial jurisdiction of the service area (as listed on pages 3 - 9 of the attachment) along with a map of the service area (page 10 of the attachment).

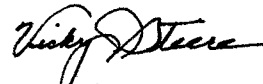
Attachment 2: Notice for Publication (2 pages).

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Clarification from Commission Staff is hereby requested for Form A. Order No. 2 dated October 22, 2014 stated that Applicant should send notice to neighboring entities "within 2 & 5 miles". Order No. 6 dated February 4, 2015 states "within two miles of the proposed service area".

Additionally, clarification is needed on whether the publication notice attached as "Attachment 2" (to be published two consecutive weeks) is the only published notice required, or is another publication notice required from the purchasing entity (to also be published two consecutive weeks)?

Sincerely,



Vicky Steere

Vice President

Enclosures:

Attachment 1: Form A (2 pages) with supporting documentation (8 pages)

Attachment 2: Notice for Publication (2 pages)

cc:

Jan Serene, President

Bear Springs Trails Water Supply Corporation, Inc.

P.O. Box 63479

Pipe Creek, TX 78063

FORM A

Docket No. 43355

Notice to Current Customers, Neighboring Systems and Cities

BEAR SPRINGS WATER CO., INC. 'S
(Seller's or Transferor's Name)

**NOTICE OF INTENT TO SELL FACILITIES AND TRANSFER CERTIFICATE OF CONVENIENCE AND
NECESSITY (CCN) NO** 12963 **TO** BEAR SPRINGS TRAILS WATER SUPPLY CORPORATION, INC.

(Purchaser's or Transferee's Name)

IN BANDERA COUNTY, TEXAS

To: (SEE ATTACHED LISTS) Date Notice Mailed _____, 20 15
(Name of Customer, Neighboring System or City)

(Address)

City State Zip

<u>BEAR SPRINGS WATER CO., INC.</u>	<u>P.O. BOX 18078</u>	<u>SUGAR LAND, TX 77496-8078</u>
Sellers or Transferors' Name	Address	City/State/Zip Code

has submitted an application with the Public Utility Commission of Texas to sell facilities and transfer water CCN No. 12963 in BANDERA County to:

<u>BEAR SPRINGS TRAILS WATER SUPPLY CORPORATION, INC.</u>	<u>P.O. BOX 63479</u>	<u>PIPE CREEK, TX 78063</u>
Purchasers or Transferee's Name	Address	City/State/Zip Code

The sale is scheduled to take place as approved by the Commission (V.T.C.A., Water Code §13.301). The transaction and the transfer of the CCN include the following subdivision(s):

BEAR SPRINGS TRAILS

The area subject to this transaction is located approximately .8 miles NORTH of downtown PIPE CREEK, Texas, and is **generally** bounded on the north by HIDDEN VALLEY DRIVE; on the east by BEAR SPRINGS ROAD; on the south by INTERSECTION OF SH 16 AND BEAR SPRINGS ROAD; and on the west by DRY HOLLOW CREEK

The total area being requested includes approximately 305 acres and serves 21 current customers. This transaction will have the following effect on the current customer's rates and services:
INCREASE IN THE RATE FOR THE FIRST 5,000 GALLONS FROM \$20/MONTH TO \$45/MONTH SUBJECT TO APPROVAL BY PUC OF PROPOSED WATER UTILITY TARIFF FROM PURCHASER, BEAR SPRINGS TRAILS WATER SUPPLY CORPORATION, INC.

Affected persons may file written protests and/or request a public hearing within 30 days of this notice.

To request a hearing, you must:

- (1) state your name, mailing address and daytime telephone number;
- (2) state the applicant's name, application number or another recognizable reference to this application;
- (3) include the statement "I/we request a public hearing";
- (4) write a brief description of how you, the persons you represent, or the public interest would be adversely affected by the proposed transaction and transfer of the CCN; and
- (5) state your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Only those persons who submit a written request to be notified of a hearing will receive notice if a hearing is scheduled. The Commission will issue the CCN requested in the referenced application unless a hearing is scheduled to consider the transaction. If no protests or requests for hearing are filed during the comment period, the Commission may issue the CCN 30 days after publication of this notice.

Persons who wish to protest or request a hearing on this application should write the:

Filing Clerk
Public Utility Commission of Texas
1701 North Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

**Se desea informacion en Espanol, puede llamar al
1-888-782-8477**

VICKY STEERE

Utility Representative

BEAR SPRINGS WATER CO., INC

Utility Name

CURRENT WATER CUSTOMERS OF
BEAR SPRINGS WATER CO., INC. (CCN #12963)
FEBRUARY 16, 2015

Chrissie Drysdale / Jan Ethridge P.O. Box 63857 Pipe Creek, TX 78063	Meter # 3351013	Lot 15, Blk. 1, Sect. 1
Walter Holland 226 Meadow Ridge Court Pipe Creek, TX 78063	Meter # 2003565	Lot 4, Blk. 1, Sect. 1
David Ketterer P.O. Box 510 Pipe Creek, TX 78063-0510	Meter # 1154641	Lot 13, Blk. 1, Sect. 2
Robert & Laura Klein P.O. Box 64017 Pipe Creek, TX 78063	Meter # 65869482	Lot 9, Blk. 1, Sect. 1
Flint & Claudia Lemon 657 Bear Springs Trail Pipe Creek, TX 78063	Meter # 3491728	Lot 12, Blk. 1, Sect. 1
Rick & Susan McCracken P.O. Box 63657 Pipe Creek, TX 78063	Meter # 3351012	Lot 10, Blk. 1, Sect. 1
Chad & Cresta Marietta 600 Bear Springs Trail Pipe Creek, TX 78063	Meter # 4431899	Lot 9, Blk. 2, Sect. 1
Doug & Sandra Meckel P.O. Box 64123 Pipe Creek, TX 78063	Meter # 12256718	Lot 14, Blk. 1, Sect. 2

Kyle Miesse 388 Bear Springs Trail Pipe Creek, TX 78063	Meter # 1118708	Lot 5, Blk. 2, Sect. 1
Ray & Anne Nolen 302 Bear Springs Trail Pipe Creek, TX 78063	Meter # 8421250	Lot 4, Blk. 2, Sect. 1
Shannon Pless* P.O. Box 63255 Pipe Creek, TX 78063	Meter # 52024890	Lot 12, Blk. 1, Sect. 2
Kelly Rigsby 412 Bear Springs Trail Pipe Creek, Texas 78063	Meter # 4258829	Lot 6, Blk. 2, Sect. 1
Richard & Joan Robinson 229 Meadow Ridge Court Pipe Creek, TX 78063	Meter # 65711563	Lot 3, Blk. 1, Sect. 1
Oscar Rodriguez 1116 West Blanco Rd. San Antonio, TX 78232	Meter # 86703558	Lot 5, Blk. 1, Sect. 1
Carl & Mary Schumann 536 Bear Springs Trail Pipe Creek, TX 78063	Meter # 2003564	Lot 8, Blk. 2, Sect. 1
Bruce & Arsenia Scott 1667 Bear Springs Trail Pipe Creek, TX 78063	Meter # 1116994	Lot 6, Blk. 2, Sect. 2
Clay & Karla Seale 142 Bear Springs Trail Pipe Creek, TX 78063	Meter # 3225416	Lot 1, Blk. 2, Sect. 1

**Jan & Elizabeth Serene
P.O. Box 63479
Pipe Creek, TX 78063**

Meter # 88785793

Lots 25, 26 & 27, Blk 2, Sect. 2

**Clifton & Lauren Tierney
P.O. Box 64135
Pipe Creek, TX 78063**

Meter # 87518793

Lot 8, Blk. 1, Sect. 2

**Andy & Melissa Watson
1545 Bear Springs Trail
Pipe Creek, TX 78063**

Meter # 8520009

Lot 16, Blk. 1, Sect. 2

**Kathryn Weidler
1360 Bear Springs Trail
Pipe Creek, TX 78063**

Meter # 1118708

Lot 11, Blk. 1, Sect. 2

**Ira Werner
P.O. Box 551
Huntington Beach, CA 92648**

Meter # 2003559

Lot 14, Blk. 1, Sect. 1

BEAR SPRINGS WATER CO., INC. (CCN #12963)

TAP FEES PAID

&

METERS INSTALLED

CUSTOMERS HAVE NOT CONNECTED TO WATER SYSTEM

FEBRUARY 16, 2015

Ben & Grace Briseno***

P.O. Box 539

Lakehills, TX 78063

Meter # 52024882

Lot 10, Blk. 1, Sect. 2

James & Diane Estill***

106 Echo Ridge Lane

Murphy, TX 75094

Meter # 92657846

Lot 5, Blk. 1, Sect. 2

Michael & Kimberly Sayers***

13423 Solar Crest

San Antonio, TX 78245

Meter # 94303510

Lot 24, Blk. 1, Sect. 2

Jan & Elizabeth Serene*

P.O. Box 63479

Pipe Creek, TX 78063

Meter # 52024866

Lot 8, Blk. 1, Sect. 2

Mrs. H. Thomas Sisk***

12101 Clark Rd.

Worton, MD 21678

Meter # 12256719

Lot 9, Blk. 1, Sect. 2

Duke Todd***

3838 Beckett Ridge Drive

Humble, TX 77396

Meter # 52025038

Lot 17, Blk. 1, Sect. 2

* House currently under construction

*** No construction planned at present time

CURRENTWATERCUSTOMERS.215

BEAR SPRINGS WATER CO., INC.
CCN #12963
P.O. BOX 18078
SUGAR LAND, TX 77496-8078

Updated List: February 16, 2015

A) Neighboring Utilities & Districts (with mileage distance, if determined):

1. Hill Country Utilities, LLC (CCN #13112) - 1.78 miles
P.O. Box 1809
Corsicana, TX 75151
2. Security State Bank & Trust (CCN #13125) - 1.85 miles
1136 Junction Hwy. Ste 200
Kerrville, TX 78028
3. Bridlegate Water Co., Ltd. (CCN #13118) - 2.88 miles
110 River crossing Blvd.
Spring Branch, TX 78070-6272 (Principal Address)
4. Bandera River Ranch Water Supply Corporation (CCN #12262) - 3.08 miles
161 Broken Spur Cir, Ste 1
Bandera, TX 78003
5. Aqua Texas, Inc. (CCN #11157) - 3.85 miles
6018 Wood Bend Dr.
Houston, TX 77049
6. The Falls Water Supply Corporation (CCN #12988) - 4.25 miles
P.O. Box 63074
Pipe Creek, TX 78063-3074
7. Kendall West Utility LLC (CCN #13213) - 4.44 miles
P.O. Box 1335
Boerne, TX 78006-1335

8. River Oaks (N0069)

201 E. San Antonio Ave., Suite 200
Boerne, TX 78006

B) Counties:

Bandera County
P.O. Box 877
Bandera, TX 78003

Notices to: Honorable Judge Richard Evans (County Judge)
Honorable Bob Grimes (Commissioner, Pct. 1)
Honorable Bobby Harris (Commissioner, Pct. 2)
Honorable Andy Wilkerson, Sr. (Commissioner, Pct. 3)
Honorable Jordan Rutherford (Commissioner, Pct. 4)

Kerr County
700 E. Main St.
Kerrville, TX 78028

Notices to: Honorable Judge Tom Pollard (County Judge)
Honorable H.A. "Buster" Baldwin (Commissioner, Pct. 1)
Honorable Tom Moser (Commissioner, Pct. 2)
Honorable Jonathan Letz (Commissioner, Pct. 3)
Honorable Bob Reeves (Commissioner, Pct. 4)

Kendall County:
201 E. San Antonio St.
Boerne, TX 78006

Notices to: Honorable Judge Darrel L. Lux (County Judge)
Honorable Mike Fincke (Commissioner, Pct. 1)
Honorable Richard Elkins (Commissioner, Pct. 2)
Honorable Richard Chapman (Commissioner, Pct. 3)
Honorable Kenneth Rusch (Commissioner, Pct. 4)

C) Groundwater Conservation Districts:

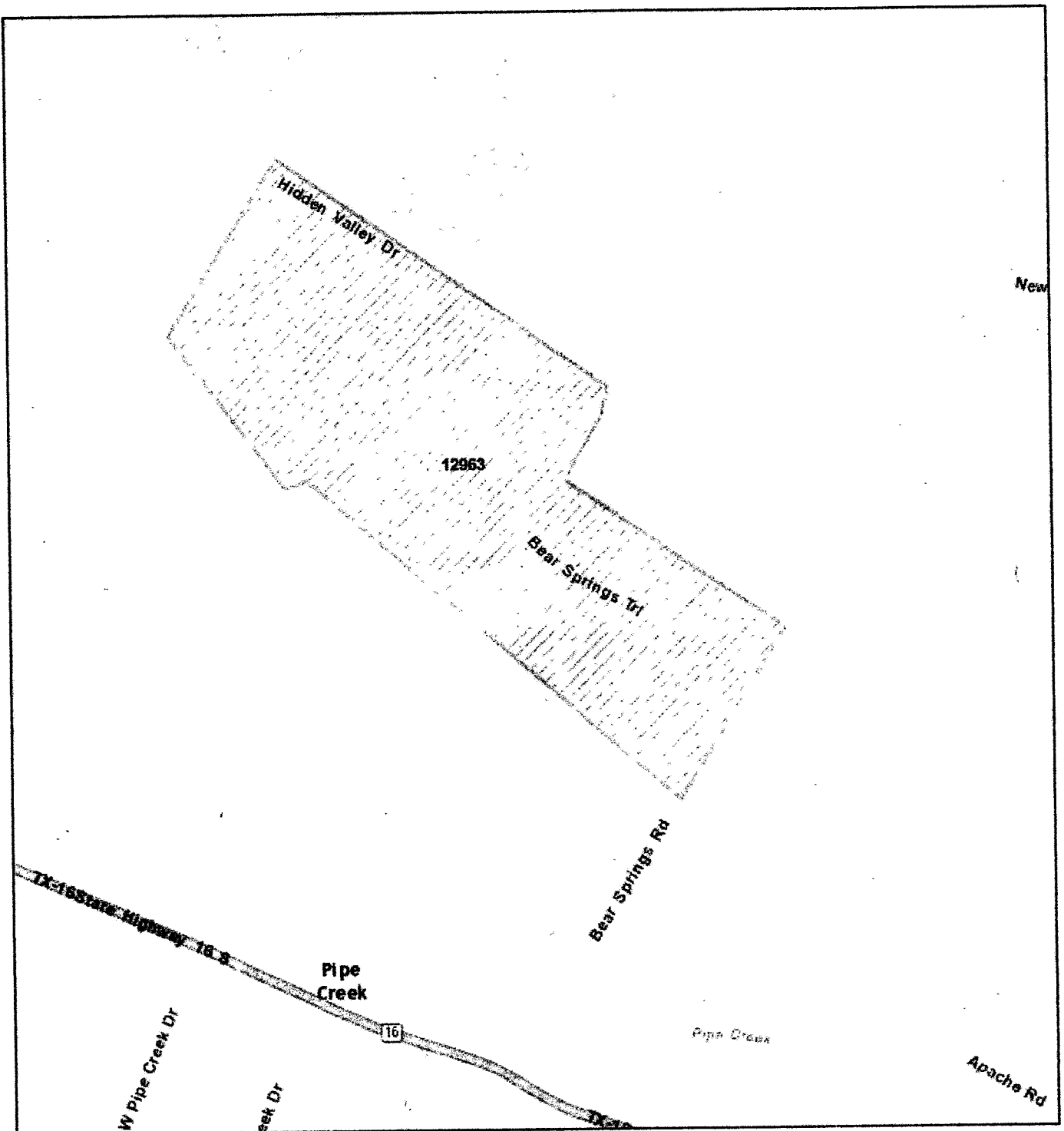
1. Bandera County River Authority & Groundwater District
P.O. Box 177
Bandera, TX 78003
2. Cow Creek Groundwater Conservation District (Dist. #2404600)
201 E. San Antonio Avenue, Suite 100
Boerne, TX 78006
3. Guadalupe - Blanco River Authority (Dist. #3422000)
933 East Court Street
Seguin, TX 78155
4. Headwaters Groundwater Conservation District (Dist. #4421005)
125 Lehmann Drive, Suite 201
Kerrville, TX 78028
5. Upper Guadalupe River Authority Dist. #812000)
125 Lehmann Drive, Suite 100
Kerrville, TX 78028

D) All cities and ETJs:

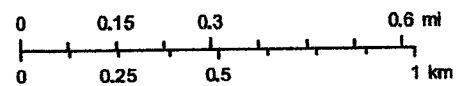
Pipe Creek is the only city shown on the map within 5 miles of the system. However, it is not listed on the Texas website <http://www.texas.gov/en/Discover/Pages/Default.aspx>. Pipe Creek does not have a mayor, administrator, or manager. Notice and map can be placed in the Bandera County Courier (weekly) newspaper and / or posted in the Bandera County Courthouse. **Instruction from PUC requested on this item. (RESPONSE RECEIVED - FEB. 4, 2015)**

No. ETJs were found within five miles of the system.

2/16/15



1:18,056



Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

Docket No. 43355

NOTICE FOR PUBLICATION

BEAR SPRINGS WATER CO., INC.'S NOTICE OF INTENT TO SELL FACILITIES AND AMEND CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 12963 TO BEAR SPRINGS TRAILS WATER SUPPLY CORPORATION, INC., IN BANDERA COUNTY, TEXAS

BEAR SPRINGS WATER CO., INC. P.O. BOX 18078 SUGAR LAND, TX. 77496-8078

has submitted an application with the Public Utility Commission of Texas Commission) to sell facilities and amend water CCN No. 12963, in BANDERA County to:

**BEAR SPRINGS TRAILS WATER SUPPLY CORPORATION, INC. P.O. BOX 63479 PIPE
CREEK, TX 78063**

The transferee has also requested to amend a CCN in this application.

The sale is scheduled to take place as approved by the Commission. The transaction and the transfer and amendment of the CCN include(s) the following subdivision(s):
BEAR SPRINGS TRAILS.

The area subject to this transaction is located approximately .8 miles north of downtown Pipe Creek, Texas and is **generally** bounded on the north by Hidden Valley Drive; on the east by Bear Springs Road; on the south by intersection of SH 16 and Bear Springs Road and on the west by Dry Hollow Creek.

The total area being requested includes approximately 305 acres and serves 21 current customers.

A copy of the proposed service area map is available at: Bear Springs Water Co., Inc., P.O. Box 18078, Sugar Land, TX 77496-8078 or by calling (281) 615-7189.

A request for a public hearing must be in writing. You must state (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent, would be adversely affected by the granting of the application for a STM; and (5) your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Persons who wish to intervene or comment should file a request in writing with the:

Filing Clerk
Public Utility Commission of Texas
1701 North Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

within thirty (30) days from the date of this publication or notice. A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its

own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

If a public hearing is requested, Commission will not transfer the CCN and will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

Si desea informacion en Espanol, puede llamar al 1-888-782-8477