

Control Number: 43368



Item Number: 5

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup> Legislature, Regular Session, transferred the functions relating to the economic regulation of water and sewer utilities from the TCEQ to the PUC effective September 1, 2014.

43368



August 8, 2014

Texas Commission on Environmental Quality Attn: Heidi Graham PO Box 13087 Austin, Texas 78711-3087 RECEIVED

AUG 192014

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

RE: Birch Creek Village Water System / Wilderness Sound Water System

**HDU Services, LLC STM Application** 

CN: 602212599, 600628978 RN: 104026968, 101232775

CCN: 11699, 12254

Dear Mrs. Graham,

Please find attached the necessary information to complete the STM application. There are four (4) copies of the Bill of Sale from Curtis Shupak, eight (8) maps for the proposed service areas 12254 and 11699, and four (4) copies of the most recent TCEQ inspection as requested. Please find below the lists for each CCN and the surrounding water service areas within a five (5) mile radius, including any FWSD, ID, MMD, MUD, OTH, SUD, WCID, and RA.

- CCN: 12254 Birch Creek Village Water System
  - Water Service Areas within five (5) mile radius
    - Brazos Valley Septic #13094
       3033 Cain Road
       College Station, Texas 77845
    - Post Oak Hill WSC #12686 RR 1, Box 924 Somerville, Texas 77879
    - Wilderness Sound #11699
       2714 Finfeather
       Bryan, Texas 77801
    - Burleson County MUD No. 1 #13144
       Rt 1, Box 319
       Somerville, Texas 77879
    - Birch Creek Recreation WSC #11461
       107 Lake Drive, Ste 200
       Somerville, Texas 77879
    - Woodlands West Water System #N0055

PO Box 317 Lyons, Texas 77863

Deanville WSC #10177

PO Box 153

Deanville, Texas 77852

Lee County WSC #10310

PO Box 8

Giddings, Texas 78942

Central Washington County WSC #12177

26650 Ranch Rd 12, Ste 1

**Dripping Springs, Texas 78620** 

Clara Hills Civic Assn #11738

PO Box 358

Lyons, Texas 77863

- River Authority
  - Brazos River Authority #1685000PO Box 7555

Waco, Texas 76714

- MUD
  - Burleson County Mud No. 1 #13144
     Rt 1, Box 319
     Somerville, Texas 77879
- CCN: 11699 Wilderness Sound
  - Water Service Areas within five (5) mile radius
    - Brazos Valley Septic #13094
       3033 Cain Road
       College Station, Texas 77845
    - Post Oak Hill WSC #12686

RR 1, Box 924

Somerville, Texas 77879

Wilderness Sound #11699

2714 Finfeather

Bryan, Texas 77801

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  - Brazos River Authority #1685000 PO Box 7555 Waco, Texas 76714
- o MUD
  - Burleson County Mud No. 1 #13144
     Rt 1, Box 319
     Somerville, Texas 77879

Hopefully this will assist in the completion of the STM application. If you need further information, please contact us at the above number! Thank you for all of your assistance!

Sincerely,

Dustin Lozano, President

HDU Services, LLC

Date: 54 / 2009

Seller: Curtis J. Shupak d/b/a Shupak Utilities

Seller's Mailing Address: Route 1, Box 221, Somerville, Texas 77879

Buyer: HDU Services, L.L.C., a Texas limited liability company

Buyer's Mailing Address: 13193 CR 424, Somerville, Texas 77879

Consideration: Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged.

## **Transferred Properties:**

All waterlines, meters, related equipment, and all rights in easements and right-of-ways in Birch Creek Village Subdivision in Burleson County, Texas, as described in Exhibit "A" attached herein.

All water accounts and related information for Birch Creek Village Subdivision in Burleson County, Texas.

The right to operate existing Birch Creek Village Water Well until Texas Commission on Environmental Quality releases well from the water system being conveyed herein.

Reservations from Transfer. None

Exceptions to Transfer and Warranty: None

Seller, for the Consideration and subject to the Reservations from Transfer and the Exceptions to Transfer and Warranty, sells, transfers, and delivers the Transferred Properties to Buyer, together with all and singular the rights and appurtenances thereto in any way belonging, to have and to hold it to Buyer and Buyer's heirs, successors, and assigns forever. Seller binds Seller and Seller's heirs and to warrant and forever defend all and singular the Transferred Properties to Buyer and Buyer's heirs, successors, and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof when the claim is by, through, or under Seller but not otherwise, except as to the Reservations from Transfer and the Exceptions to Transfer and Warranty.

When the context requires, singular nouns and prorouns include the plural.

SELLER,

Curtis J. Shupak d/b/a Shupak Utilities

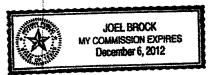
The State of Texas

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County of Burleve

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Motary Public, State of Texas



After Recording Return to:	
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	After Recording Return to: West, Webb, Alibritton & Gentry. P.C.

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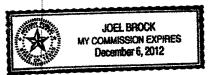
The State of Texas

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County of Burleye

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Idea Public, State of Texas



Prepared in the Law Office of:	After Recording Return to:
West, Webb, Allbritton & Gentry, P.C.	West, Webb, Allbritton & Gentry, P.C.
1515 Emerald Plaza	
College Station, Texas 77845-1515	1
(John C. Webb, Jr.)	

Date: 54 ha // 2009

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SELLED.

Curtis J. Shupak d/b/a Shupak Utilities

The State of Texas

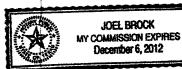
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County of Burlesse

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This instrument was acknowledged before me on the // day of \_\_\_\_\_\_\_, 2009, by Curtis J. Shupak d/b/a Shupak Utilities.

Notary Public, State of Texas



Prepared in the Law Office of:	After Recording Return to:	
West, Webb, Allbritton & Gentry, P.C.	West, Webb, Allbritton & Gentry. P.C.	
1515 Emerald Plaza	January Contraction of Contraction o	·····
College Station, Texas 77845-1515		
(John C. Webb, Jr.)		

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SELLER.

Curtis J. Shupak d/b/a Shupak Utilities

The State of Texas

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County of Burlesu

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Motary Public, State of Texas



JOEL BROCK MY COMMISSION EXPIRES December 6, 2012

Prepared in the Law Office of:	After Recording Return to:
West, Webb, Allbritton & Gentry, P.C.	West, Webb, Allbritton & Gentry. P.C.
1515 Emerald Plaza	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
College Station, Texas 77845-1515	
(John C. Webb, Jr.)	

	TCEQ EXIT INTERVIEW FORM:	Potential Violations a	ns and/or Records Requested	equested	
Regulated Entity/Site Name	Brust Cicta Village	WATER	RN No. (optional)	Pws: 0260042	0042
Remileted Entiry Contact	Contact Made In-House (Y/N)	Purpose of Investigation	00		
Title	MR. DUSTIN LOZATO	Telephone No.	1201-117 (36)	Date Contacted	1100/2011
NOTICE: The information provided in the	OYSCA-75%	Fax No.	1	Date Faxed	
indings related to violations. Any potentian in the inforcement. Conclusions drawn from this	indings related to violations. Any potential or alleged violations discovered after the date on this form will be communicated by telephone to the regulated entity named above and does not represent final TCEQ and the regulated entity representative prior to the issuance of a notice of violation or after the date on this form will be communicated by telephone to the regulated entity representative prior to the issuance of a notice of violation or potential violations discovered (if any) during the course of this investigation, will be documented in a final investigation report.	uring the investigation process between t I be communicated by telephone to the re tions discovered (if any) during the cours	he TCBQ and the regulated enti- sgulated entity representative pri e of this investigation, will be de	ty named above and <i>does</i> ior to the issuance of a no ocumented in a final inve	not represent final TCEQ tice of violation or tigation report.
Issue For Alleged	For Records Request: identify the necessary records, the company contact and date due to the agency.  For Alleged and Potential Violation issues: include the rule in question with the clearly described notember process.	npany contact and date due to n question with the clearly desc	te to the agency.		
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ssue Type Can Be One or More of:	ssue Type Can Be One or More of: AV (Alleged Violation), PV (Potential Violation), O (Other), or RR (Records Requ	Other), or RR (Records Request)			
Did the investigation of the regu	Did the involved document the regulated entity named above operating without proper authorization?		☐ Yes X No		
of orn Assamm Transferen	me regulated entity representative that continued operation is not authorized?		☐ Yes		
continuation pages on the date no	on to	he regulated entity (company) revill be faxed to regulated entity;	ny) representative received a copy ity; therefore, signature not required	copy of this docum	ent and associated
Investigator Nam	1100/26/80 /Maylo (MAH CHASSISSISSISSISSISSISSISSISSISSISSISSISSI	Z	<b>7</b>	Just: H LOZAN	8/24/1
you have questions shout any informati	Date	Regulated Enti	ly Representative Name (Signed & Printed)	ned & Printed)	Date

	TCEQ EXIT INTERVIEW FORM: Potential Violati	otential Violations and/or R	ons and/or Records Barrastad
Regulated Entity/Site Name	Patroll resor House	WATER TOEQ Add ID No.	d ID No.
Investigation Type	Contact Made In-House (Y/N)	Purpose of Investigation	1
Regulated Entity Contact	MR. Sustin LoZATAO	(675)	Date Contacted 100% or
Title	DPSEA78R		Date Rayed
NOTICE: The information provided in thi findings related to violations. Any potential enforcement. Conclusions drawn from this	NOTICE: The information provided in this form is intended to provide clarity to issues that have arisen during the investigation process between the TCEQ and the regulated entity named above and does not represent final enforcement. Conclusions drawn from this investigation, including additional violations or potential violations discovered (if any) during the course of this investigation, will be documented in a final investigation report.	ig the investigation process between the TCEQ and the communicated by telephone to the regulated entity resting the course of this investing the course of this investing the course of	between the TCEQ and the regulated entity named above and does not represent final TCEQ are to the regulated entity representative prior to the issuance of a notice of violation or the course of this investigation, will be documented in a final investigation report.
Issue For Alleged	For Records Request: identify the necessary records, the company contact and date due to the agency.  For Alleged and Potential Violation issues: include the rule in question with the clearly described notantial problem.	any contact and date due to the agency. suestion with the clearly described notes	Hall worklow Other transport
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94-085 A (1)	(f)(2) Failure to provide	water system would be	to the state of th
	女神 年根	rection: Ownter	0
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Did the investigator advise the reg	Did the investigator advise the regulated entity representative that continued operation is not authorized?	is not authorized?	No No
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Investigator Name	Investigator Name (Signed & Printed) ONSW   08/24/2011	7	ζ (σς)
If you have questions about any information.	questions about any information on this form, please contact your local TCEQ Regional Office.	<b>6</b>	Date.
White Copy: Requisted Entity Representative	White Copy: Requisited Entity Representative Valicy Copy: TCEC	ey may also have any errors in their information corre	cted. To review such information, call 512-239-3282.

White Copy: Regulated Entity Representative TCE0-2008 (Rev. 607)

Yellow Copy: TCEQ

(Note: Use additional pages as necessary) Page

	TCEQ EXIT INTERVIEW FORM: Potential	otential Violations and/or Records Requested
Regulated Entity/Site Name	Brust Creek Village 1	WATER TCEQ Add. ID No. PWS: DAG OG U. 2
Investigation Type	Contact Made in-House (Y/N)	0
Regulated Entity Contact	MR. Bustin LoZATAO	Date Contacted 18/2 00/
Title	757	
NOTICE: The information provided in the findings related to violations. Any potential enforcement. Conclusions drawn from this	s form is intended to provide clarity to issues that have arisen during to alleged violations discovered after the date on this form will be investigation, including additional violations or potential violations.	NOTICE: The information provided in this form is intended to provide clarity to issues that have arisen during the investigation process between the TCEQ and the regulated entity named above and does not represent final TCEQ enforcement. Conclusions drawn from this investigation, including additional violations or potential violations discovered (if any) during the course of this investigation, will be documented in a final investigation or
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<sup>1</sup> Issue Type Can Be One or More of:	Type Can Be One or More of: AV (Alleged Violation), PV (Potential Violation), O (Other), or RR (Records Request)	er), or RR (Records Request)
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ne myestigator advise the re	with the investigator advise the regulated entity representative that continued operation is not authorized?	s not authorized?
Document Acknowledgment, Si continuation pages on the date no	Document Acknowledgment. Signature on this document establishes only that the a continuation pages on the date noted. If contact was made by telephone, document will	Document Acknowledgment. Signature on this document establishes only that the regulated entity (company) representative received a copy of this document and associated continuation pages on the date noted. If contact was made by telephone, document will be faxed to regulated entity; therefore, signature not required.
500	1100/Action Magain ( nAU Stage	Dust. 1 (024v 8/24
If you have questions about any informati	questions about any information on this form, please contact your local TOPO Party.	Regulated Entity Representative Name (Signed & Printed)
Individuals are entitled to request and review  White Copy: Regulated Entity Representative	their personal information that the agency gathers on its forms.  - Yellow Conv. TCEO	They may also have any errors in their information corrected. To review such information, call 512-239-3282.

White Copy: Regulated Entity Representative Yellow Copy: TCEQ TCEQ-20065 (Rev. 607)

(Note: Use additional pages as necessary) Page

White Copy: Regulated Entity Representative TCEC-20085 (Rev. 8/07)	Document Acknowledgment. Signal continuation pages on the date noted.  JoSE   Investigator Name (Signal of the state of th	Did the TCEQ document Did the investigator advis	Issue Type Can Be One or A	F 7 70	84 S	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\		₹.	Issue For	findings related to violations. Are enforcement. Conclusions drawn	NOTICE: The information was	Title	Dominated Built	Regulated Entity/Site Name	
White Copy: Regulated Entity Representative Yellow Copy: TCEQ  TCEQ-20085 (Rev. 507)  Where Street S	Document Acknowledgment. Signature on this document establishes only that the regulated continuation pages on the date noted. If contact was made by telephone, document will be faxed    The setting of the latter	Did the TCEQ document the regulated entity named above operating without proper authorization?  Did the investigator advise the regulated entity representative that continued operation is not authorized?	issue Type Can Be One or More of: AV (Alleged Violation), PV (Potential Violation), O (Other) or DB (Bonna), D	· 46(1) Fail	tall Orth	2 (2)		46(L)(2)	For Alleged and Potential Violation issues: include the rule in question with the clearly described potential problem. Rule Citation (if known)	findings related to violations. Any potential or alleged violations discovered after the date on this form will be communicated by telephone to the regulated entity named above and does not represent find TCEQ enforcement. Conclusions drawn from this investigation, including additional violations or potential violations discovered (if any) during the course of this investigation, will be documented in a final investigation report.	01847320	MR. B		Buse	TCEQ EXIT INTE
the agency gathers on its forms. They n	If contact was made by telephone, document will be faxed to regulated  HS ANU DOLEWN 08/24/2011  gned & Printed)  this form, please contact your local TCEO Regional Office	operating without proper authors that continued operation is n	(Potential Violation), O (Other)	we to Kush 1	to provide a	e nombring	to provide		ecessary records, the companissues: include the rule in que	larity to issues that have arisen during to ed after the date on this form will be coonal violations or potential violations di	1285	021710	Contact Made In-House (Y/N)	4	TCEQ EXIT INTERVIEW FORM: Potential Viola
nay also have any errors in their informa	ulated entity (company) repressing faxed to regulated entity; therefore the company of the compa	rization?	or DD (December 1)	the dead-and	a plant operations	<del>   </del>	only system ecords	Desc	y contact and date due to the sistion with the clearly describe	he investigation process between the TC mmunicated by telephone to the regulate scovered (if any) during the course of the	Fax No.	Telephone No. (975	Purpose of Investigation	WATER RD	
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tion, call 512-239-3282.	is document and associated  OFAN 8/24/1  oted)  Date			montt.		from Pegys Walver Styl	E &		Other type of issues: fully describe.	ve and <i>does not represent final TCEQ</i> ance of a notice of violation or a final investigation report.	Z.	tacted 08/20/2011		Pws: 0260042	

