

Mailing List for Docket No. 2002-0311-UCR
Porter Municipal Utility District
(Application No. 33613-C)

Mr. Greg A. Parker, P.E.
Consulting Engineer, Inc.
6401 Bingle Rd., Suite 115
Houston, Texas 77092

(Representing Porter MUD)

Porter Municipal Utility District
23922 Loop 494
Porter, Texas 77365

(applicant)

Ms. Barbara Egan
24182 East Oak Drive
Porter, TX 77365

(Protestant)

Mr. Jerry Lovelady
General Manager
Porter WSC
22162 Water Well Road
Porter, TX 77365

(Requested to be added to the mailing list, not protesting)

Ms. Linda Ruonavar
21020 Briar Timber
Porter, Texas 77365
281/354-4756

TNRCC:

Region 12 Office

Amy Cortinas, Water Information & Assistance Section, MC 153, Water Supply Division

FAKED

MAR 27 2002

GREG A. PARKER, P.E.
Consulting Engineer, Inc.

TELECOPY TRANSMITTAL

ATTENTION: Ms. Cathy Bate – Office Manager
COMPANY: Porter Municipal Utility District
FAX NO.: 281-354-1088
FROM: Greg A. Parker, P.E.
DATE: 03-27-2002 NO. OF PAGES: 3
(Including this cover sheet)

PROJECT DESCRIPTION CCN/SUD Update
PROJECT NUMBER 99012-00800 ✓

MESSAGE: Please find attached Letter from the TNRCC concerning the protest
that was received.

NOTE: IF YOU DO NOT RECEIVE ALL OF THE PAGES, OR IF ANY PAGES
ARE NOT LEGIBLE PLEASE CALL SENDER AT (713) 939-9916.
REPLY BY FAX TO (713) 939-9907.

Robert J. Huston, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Kathleen Hartnett White, *Commissioner*
Jeffrey A. Saitas, *Executive Director*



TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

Protecting Texas by Reducing and Preventing Pollution

March 18, 2002

Mr. Greg A. Parker, P.E.
Consulting Engineer, Inc.
6401 Bingle Rd., Suite 115
Houston, Texas 77092

Re: Application No. 33613-C, Application of Porter Municipal Utility District to amend
Certificate of Convenience and Necessity (CCN) No. 20573 in Montgomery County, Texas

Dear Mr. Parker:

The Texas Natural Resource Conservation Commission (TNRCC) received a protest to this application to amend sewer CCN No. 20573 in Montgomery County. The Commission's Chief Clerk has assigned Docket No. 2002-0311-UCR to this matter. Any further communications should refer to this docket number. V.T.C.A. Water Code, Section 13.246 provides that affected parties may protest the application and request a hearing on whether a CCN should be granted.

This matter has been referred to the State Office of Administrative Hearings to schedule a hearing. When a hearing has been scheduled, you will receive a notice of hearing which explains when and where the hearing will be held.

In order to review this application, the staff of the TNRCC may need additional information regarding the utility's service. You may be receiving Staff Requests for Information (RFI's) within a few weeks. We would appreciate your cooperation in providing the information requested.

If you have questions about this process or what material you should bring with you to the hearing, please contact Mr. Mike Howell at (512) 239-1108

Sincerely,

A handwritten signature in cursive script, reading "Victoria Harkins", is positioned above the typed name.

Victoria Harkins, Ph.D., P.E.
Utilities & Districts Section
Water Supply Division, MC 153

DH/VRH/ac

cc: TNRCC Region No. 12 Office

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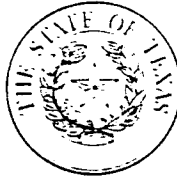
Ms. Linda Ruonavar
21020 Briar Timber
Porter, Texas 77365
281/354-4756

TNRCC:

Region 12 Office

Amy Cortinas, Water Information & Assistance Section, MC 153, Water Supply Division

Robert J. Huston, *Chairman*
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Victoria Harkins, Ph.D., P.E.
Utilities & Districts Section
Water Supply Division, MC 153

DH/VRH/ac

cc: TNRCC Region No. 12 Office

99012-00800

Mailing List for Docket No. 2002-0311-UCR
Porter Municipal Utility District
(Application No. 33613-C)

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TNRCC:

Region 12 Office

Amy Cortinas, Water Information & Assistance Section, MC 153, Water Supply Division

Robert J. Huston, *Chairman*
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TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

Protecting Texas by Reducing and Preventing Pollution

March 18, 2002

Mr. Greg A. Parker, P.E.
Consulting Engineer, Inc.
6401 Bingle Rd., Suite 115
Houston, Texas 77092

Re: Application No. 33613-C, Application of Porter Municipal Utility District to amend
Certificate of Convenience and Necessity (CCN) No. 20573 in Montgomery County, Texas

Dear Mr. Parker:

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Victoria Harkins, Ph.D., P.E.
Utilities & Districts Section
Water Supply Division, MC 153

DH/VRH/ac

cc: TNRCC Region No. 12 Office

RECEIVED
APR 22 2002

99012-00800

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Porter Municipal Utility District
(Application No. 33613-C)

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Porter, Texas 77365
281/354-4756

TNRCC:

Region 12 Office

Amy Cortinas, Water Information & Assistance Section, MC 153, Water Supply Division

6-11-02

FEB 28 2002

GREG A. PARKER, P.E.
Consulting Engineer, Inc.

TELECOPY TRANSMITTAL

ATTENTION: Ms. Karen Blaschke

COMPANY: TNRCC

FAX NO.: 1-512-239-6145

FROM: Greg A. Parker, P.E.

DATE: 02-28-2002 NO. OF PAGES: 1
(Including this cover sheet)

PROJECT DESCRIPTION Porter MUD – CCN 20573 – Application No. 33613-C

PROJECT NUMBER 99012-00800

MESSAGE:

This is to advise that the response to your request for additional information regarding the above referenced CCN Application was delayed. We had anticipated receipt of the consent from the Lone Star Groundwater Conservation District earlier but did not receive it until yesterday. We did not want to send a partial response to your request therefore we delayed forwarding. We trust this will not present a problem with further processing of this application. Please advise when you receive this submittal.

Furthermore, we have not received any response from Ms. Egan to date.

NOTE: IF YOU DO NOT RECEIVE ALL OF THE PAGES, OR IF ANY PAGES ARE NOT LEGIBLE PLEASE CALL SENDER AT (713) 939-9916. REPLY BY FAX TO (713) 939-9907.

LLOYD, GOSSELINK, BLEVINS, ROCHELLE,
BALDWIN & TOWNSEND, P. C.
ATTORNEYS AT LAW

111 CONGRESS AVENUE, SUITE 1800
AUSTIN, TEXAS 78701
TELEPHONE (512) 322-5800
TELECOPIER (512) 472-0532

Mr. Sledge's Direct Line:
(512) 322-5839

bsledge@lglawfirm.com

807 SOUTH AUSTIN AVENUE*
GEORGETOWN, TEXAS 78626
TELEPHONE (512) 930-1317
*BY APPOINTMENT ONLY

February 27, 2002

VIA FACSIMILE TRANSMISSION: 713/939-9907

Mr. Greg A. Parker
Consulting Engineer, Inc.
6401 Bingle Rd., Suite 115
Houston, Texas 77092

Re: Consent to amend Certificate of Convenience and Necessity (CCN) NO. 20573 in
Montgomery County, Texas.

Dear Mr. Parker:

The Lone Star Groundwater Conservation District met in regular session November 26, 2001, at which time the Board reviewed Porter Municipal Utility District's request to amend CCN No. 20573 with the Texas Natural Resource Conservation Commission to provide sewer utility service in Montgomery County.

The Lone Star Groundwater Conservation District does not object to Application No. 33613-C allowing Porter Municipal Utility District to amend CCN No. 20573 in Montgomery County, Texas.

Please call if you have additional questions or need more information.

Sincerely,


Brian L. Sledge

BLS/kaj

cc: Mr. Richard Tramm

186700ltr020227kaj

99012-00800

FEB 27 2002

**LLOYD, GOSSELINK, BLEVINS, ROCHELLE,
BALDWIN & TOWNSEND, P.C.**

**P.O. Box 1725
Austin, Texas 78767
Telephone: (512) 322-5800
Facsimile: (512) 472-0532**

TELECOPIER COVER SHEET

February 27, 2002

PLEASE DELIVER THE FOLLOWING PAGES TO:

NAME: Greg A. Parker, P.E.

FIRM: GREG A. PARKER, P.E.

TELECOPY PHONE NUMBER: 713/939-9907

VERIFICATION PHONE NUMBER: 713/939-9916

CLIENT NUMBER: 186700

FROM: Kathy Jones

NUMBER OF PAGES: 1 + Cover Sheet

COMMENTS:

IF YOU DO NOT RECEIVE ALL PAGES, PLEASE CALL US AS SOON AS POSSIBLE AT (512) 322-5800.
THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL
INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. THE REVIEW,
DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION TO ANYONE OTHER THAN THE INTENDED
ADDRESSEE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY
NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL
SERVICE. THANK YOU.

FAXED

**GREG A. PARKER, P.E.
Consulting Engineer, Inc.**

TELECOPY TRANSMITTAL

ATTENTION: KATHY
COMPANY: Lloyd, Goselink, Blevins & Rochelle
FAX NO.: 1-512-472-0532
FROM: Greg A. Parker, P.E.
DATE: 02-27-2002 NO. OF PAGES: 4
(Including this cover sheet)

PROJECT DESCRIPTION Porter MUD – CCN Expansion / Lone Star Water
Conservation District.

PROJECT NUMBER 99012-00800

MESSAGE:

Attached are copies of the previous request and notification of the application for expansion of the Porter MUD CCN. We have also attached a copy of the TNRCC request for information.

Please provide written confirmation of approval or consent for the Porter MUD application. Should you have any questions, please call.

THANKS

NOTE: IF YOU DO NOT RECEIVE ALL OF THE PAGES, OR IF ANY PAGES ARE NOT LEGIBLE PLEASE CALL SENDER AT (713) 939-9916.
REPLY BY FAX TO (713) 939-9907.

Notice to Neighboring Systems and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE SEWER UTILITY SERVICE IN MONTGOMERY COUNTY**

To: Lone Star Groundwater Conservation District
c/o Mr. David Kleimann, Director
12146 Cude Cemetery Road
Willis, Texas 77318

Date Notice Mailed:
November 19, 2001

Porter Municipal Utility District has filed an application to amend CCN No. 20573 with the Texas Natural Resource Conservation Commission to provide sewer utility service in Montgomery County.

The proposed utility service area is located approximately 7 miles north of downtown Humble, Texas and is generally bounded on the north by White Oak Creek; on the east by White Oak Creek and the Montgomery-Harris County Lines; on the south by North Park Drive; and on the west by the San Jacinto River. The total area being requested includes approximately 19,600 acres and 0 current customers.

The Executive Director will issue this CCN unless one or more persons file written protests and/or a request for a hearing within 30 days after this notice is provided. To request a hearing 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 CCN; 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.

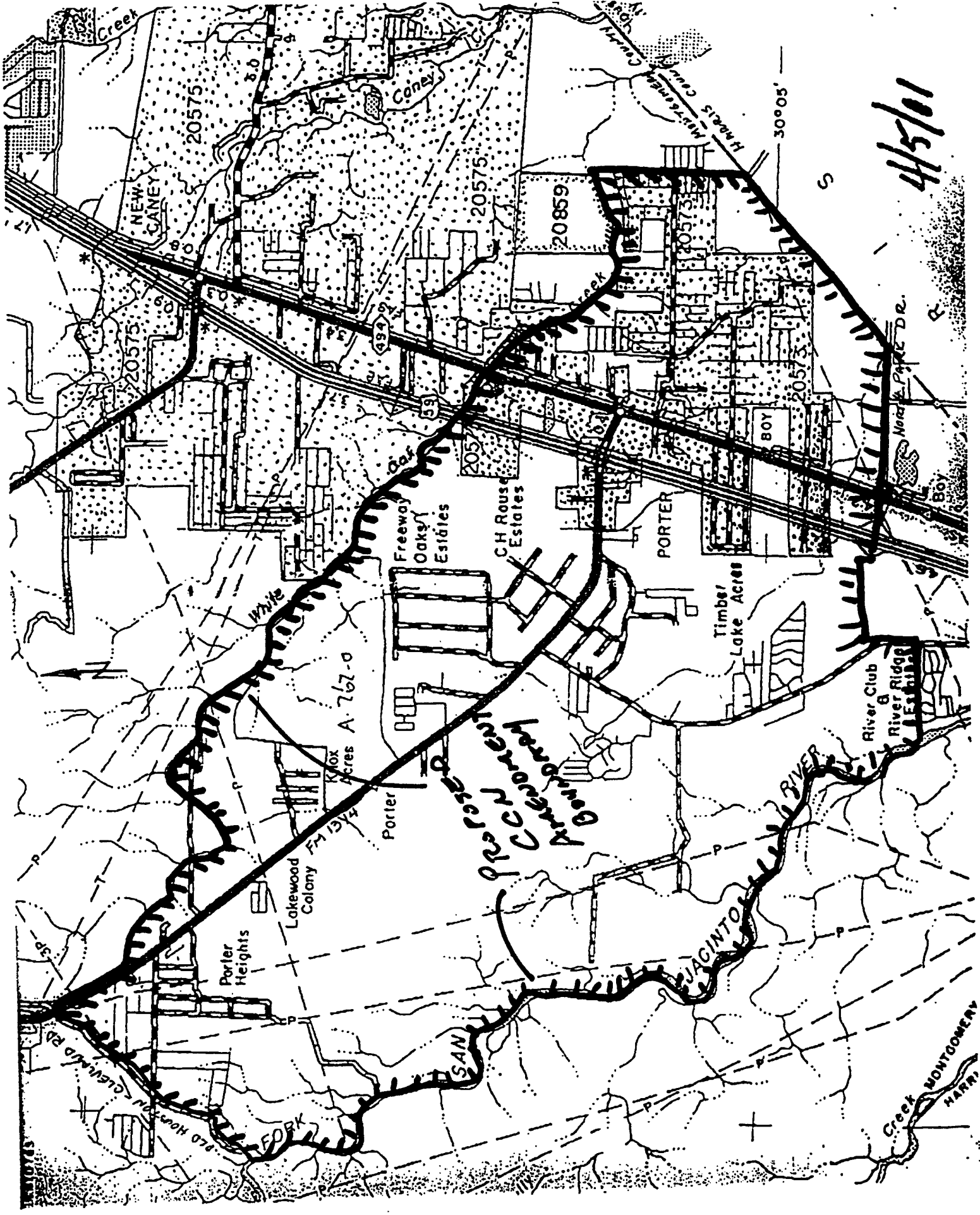
Persons who wish to request a hearing or comment should write the:

Texas Natural Resource Conservation Commission
Water Permits and Resource Management Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, TX 78711-3087

within thirty (30) days from the date of this publication or notice. No public hearing will be held unless a request for a hearing is received. Only those individuals who submit a written request to be notified of a hearing schedule will receive notice if a hearing is scheduled.

If one or more requests for a hearing are filed, the Executive Director will not issue the CCN and will forward the application to the State Office Administrative Hearings (SOAH) where a hearing may be held. In the event an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission for final decision. If a hearing is held it will be a legal proceeding similar to civil trials in State District Court.

4/5/01



Robert J. Huston, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Kathleen Hartnett White, *Commissioner*
Jeffrey A. Saitas, *Executive Director*



TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

Protecting Texas by Reducing and Preventing Pollution
January 18, 2002

Mr. Greg A. Parker, P.E.
Consulting Engineer, Inc.
6401 Bingle Rd., Suite 115
Houston, Texas 77092

REQUEST FOR INFORMATION

Re: Application No. 33613-C, Application of Porter Municipal Utility District to amend Certificate of Convenience and Necessity (CCN) No. 20573 in Montgomery County, Texas

Dear Mr. Parker:

Processing for the above referenced application cannot be completed until we receive the following information.

1. A copy of request for services in the proposed area and the requirements of customers to receive the requested service,
2. Your proposed area overlaps the corporate limits of the City of Conroe and Lone Star Groundwater Conservation District. Provide a copy of a franchise, permit or consent granted by the City of Conroe and Lone Star Groundwater Conservation District,
3. Estimated capital cost necessary to provide service to the requested area, and the timing of expenditures (cash flow statement) and;
4. A projected revenue and expense statement for 5 years of operation in the proposed area.

Thank you for your attention to this matter. Please, submit these items by **February 22, 2002**. If we do not receive the requested information by this date, your application may be returned for failure to prosecute.

Sincerely,


Karen Blaschke

Utilities & Districts Section
Water Supply Division

KLB/ac



FEB 25 2002

GREG A. PARKER, P.E.
Consulting Engineer, Inc.

TELECOPY TRANSMITTAL

ATTENTION: Ms. Karen Blaschke

COMPANY: TNRCC

FAX NO.: 1-512-239-6145

FROM: Greg A. Parker, P.E.

DATE: 02-25-2002 NO. OF PAGES: 1
(Including this cover sheet)

PROJECT DESCRIPTION Porter MUD – CCN 20573 – Application No. 33613-C

PROJECT NUMBER 99012-00800

MESSAGE:

This is to advise that we are forwarding our response to your request for additional information regarding the above referenced CCN Application by mail. this response should arrive within the next day or so. Please advise if you do not receive this package by Wednesday, February 27.

NOTE: IF YOU DO NOT RECEIVE ALL OF THE PAGES, OR IF ANY PAGES ARE NOT LEGIBLE PLEASE CALL SENDER AT (713) 939-9916.
REPLY BY FAX TO (713) 939-9907.

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BALDWIN & TOWNSEND, P. C.
ATTORNEYS AT LAW

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bsledge@lgawfirm.com

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GEORGETOWN, TEXAS 78626
TELEPHONE (512) 930-1317
*BY APPOINTMENT ONLY

February 27, 2002

VIA FACSIMILE TRANSMISSION: 713/939-9907

Mr. Greg A. Parker
Consulting Engineer, Inc.
6401 Bingle Rd., Suite 115
Houston, Texas 77092

Re: Consent to amend Certificate of Convenience and Necessity (CCN) NO. 20573 in
Montgomery County, Texas.

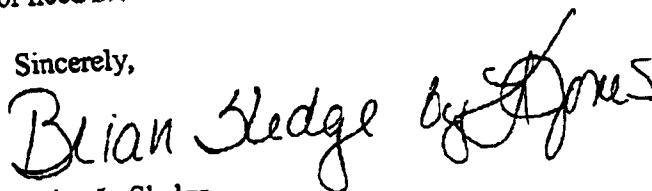
Dear Mr. Parker:

The Lone Star Groundwater Conservation District met in regular session November 26, 2001, at which time the Board reviewed Porter Municipal Utility District's request to amend CCN No. 20573 with the Texas Natural Resource Conservation Commission to provide sewer utility service in Montgomery County.

The Lone Star Groundwater Conservation District does not object to Application No. 33613-C allowing Porter Municipal Utility District to amend CCN No. 20573 in Montgomery County, Texas.

Please call if you have additional questions or need more information.

Sincerely,


Brian L. Sledge

BLS/kaj

cc: Mr. Richard Tramm

1867901r020227kaj



P.O. Box 91036-310
Houston, Texas 77291-1036
Phone: 713-939-9916
Fax: 713-939-9907

February 27, 2002

Texas Natural Resource Conservation Commission
Water Permits and Resource Management Division
Utilities and Districts Section MC-153
P.O. Box 13087
Austin, Texas 78711-3087

Attn: Ms. Karen Blaschke

Re: Porter Municipal Utility District
Expansion of CCN 20573 in Montgomery County Texas
Application No. 33613-C
Project No. 99012-00800

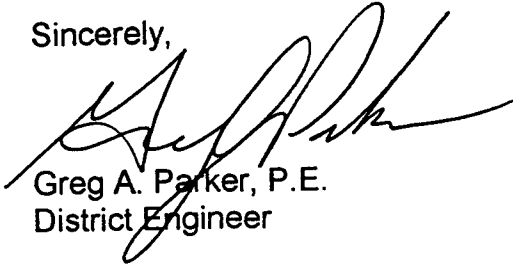
Dear Ms. Blaschke:

In response to your request for additional information regarding the Application to Amend the Certificate of Convenience and Necessity No. 20573 for Porter Municipal Utility District (the "District"). We have enclosed the following information in response to this inquiry:

1. Copies of written requests and/or responses regarding sewer services to properties outside the current CCN boundaries of the District.
2. Copies of consent received from the City of Conroe and Lone Star Groundwater Conservation District. We had anticipated receipt of the consent from Lone Star by the February 22 deadline but did not receive it until today.
3. Estimated capital costs for the entire CCN addition. These costs and timing are subject to change based on demand for services.
4. Projected revenue and expenses for the next 5-year period. These are estimates only and revenues and expenditures could be higher or lower than projected.

We apologize for the delay in transmitting this information and trust this will not interfere with the processing and approval of this application. Should you have any questions or require additional information, please contact the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read 'Greg A. Parker', is written over the typed name and title.

Greg A. Parker, P.E.
District Engineer

Enclosures

cc: Porter MUD
Mr. Ron Young, attorney – Young & Brooks, LLP

C:/Projects/99012/9901200800/LOT-CCN – Response to RFI

RECEIVED

PORTER MUNICIPAL UTILITY DISTRICT
P.O. BOX 1030
PORTER, TEXAS 77365
281-354-9352
(FAX) 281--354-1088

JAN 07 2002

FAX TRANSMITTAL
SHEET

DATE: JANUARY 7, 2002

SEND FAX TO: GREG PARKER

COMPANY: PARKER ENGINEERING

FAX NUMBER: 713-939-9907

FROM: CATHY BATE, OFFICE MANAGER

NUMBER OF PAGES: ~~THREE (3)~~ 4
(including cover sheet)

99012-00800

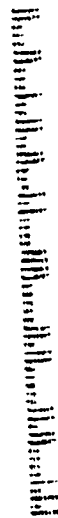
FROM : FORTER MUNICIPAL UTILITY DIST. PHONE NO. : 2813541088

JAN 10 1988

POSTAGE
PAID
CITY OF FORTER



Forter M. U. D.
P.O. Box 1030
Forter, Tx 77365

77365-1030 

Notice to Current Customers, Neighboring Systems and Cities - Form A
**NOTICE OF INTENT TO SELL FACILITIES AND TRANSFER A PORTION THE
 CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) OF RIVERWALK, INC.
 TO T & W WATER SERVICES, INC. IN MONTGOMERY COUNTY, TEXAS**

Date Notice Mailed: JANUARY 4, 2002

Gentlemen:

<u>Riverwalk, Inc.</u>	<u>18 Augusta Pines Drive, Suite 200C</u>	<u>Spring,</u>	<u>TX</u>	<u>77389</u>
Seller's or Transferor's Name	Address	City	State	Zip Code

has submitted an application with the Texas Natural Resource Conservation Commission to sell facilities and transfer a portion of its CCN to provide water utility service in Montgomery County to:

<u>T & W Water Service COMPANY</u>	<u>P.O. Box 9879</u>	<u>The Woodlands, TX</u>	<u>77387-9879</u>
Purchaser's or Transferee's Name	Address	City	State Zip Code

The sale is scheduled to take place as approved by the Executive Director (V.T.C.A., Water Code §13.301). The transaction and the transfer of the CCN includes the following subdivisions: Section 4 (only) of Riverwalk Subdivision.

The area subject to this transaction is located approximately 14 miles southeast of downtown Conroe, Texas and is generally bounded on the north by a line 6/10 of a mile south of Lazy Lane; on the east by the intersection of Fatheree Drive and FM 1314; on the south by Irenell Drive; and on the west by a line 1 2/10 miles west of the intersection of Fatheree Drive and FM 1314. The total area being requested includes approximately 307 acres and 0 current customers.

This transaction will have the following effect on the current customer's rates and services: There are no existing customers in Section 4, but all new customers in Section 4 will be charged the same rates as those customers currently in Sections 1, 2 & 3 of Riverwalk Subdivision.

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

To request a hearing, 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, the persons you represent, or the public interest would be adversely affected by the proposed transaction and transfer of the CCN; 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. Only those persons who submit a written request to be notified of a hearing will receive notice if a hearing is scheduled. The Executive Director 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 Executive Director 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:

Texas Natural Resource Conservation Commission
 Water Supply Division
 Utilities and Districts Section, MC-153
 P. O. Box 13087, Austin, TX 78711-3087

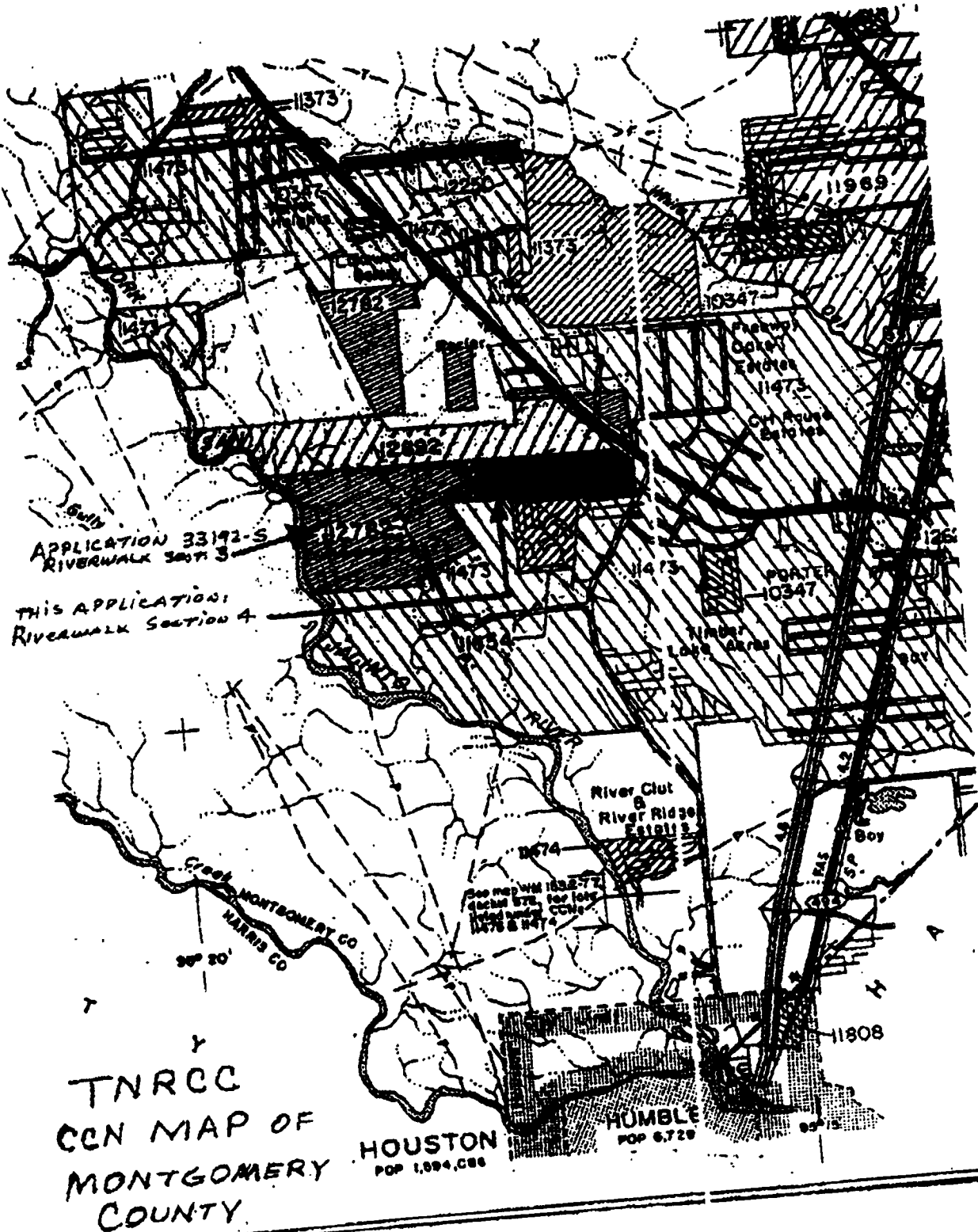
Thomas L. Baudat
 Utility Representative

T & W Water Service Company
 Utility Name

CM : PORTER MUNICIPAL UTILITY DIST. PHONE NO. : 2813541088

T&W WATER SERVICE COMPANY
P.O. BOX 9879 THE WOODLANDS, TX 77387-9879
(281) 367-9566 NOVEMBER 14, 2001

RIVERWALK SUBDIVISION SECTION 4



JAN 22 2002

GREG A. PARKER, P.E.
Consulting Engineer, Inc.

TELECOPY TRANSMITTAL

CLIENT PRIVILEGED & CONFIDENTIAL

ATTENTION: Ms. Cathy Bate / Mr. Bill Sparks / Ron Young
COMPANY: Porter MUD / Young & Brooks
FAX NO.: 281-354-1088 / 281-354-2563 / 713-951-9605
FROM: Greg A. Parker, P.E.
DATE: 01-22-2002 NO. OF PAGES: 3
(Including this cover sheet)

PROJECT DESCRIPTION Porter MUD - CCM
PROJECT NUMBER 99012-00800

MESSAGE:

Received this in the mail today. I suggest that a Board Member contact Ms. Egan to discuss this matter. If you would rather that I contact her, please advise. We will need to respond by the deadline indicated.

NOTE: IF YOU DO NOT RECEIVE ALL OF THE PAGES, OR IF ANY PAGES ARE NOT LEGIBLE PLEASE CALL SENDER AT (713) 939-9916. REPLY BY FAX TO (713) 939-9907.

Robert J. Huston, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Kathleen Hartnett White, *Commissioner*
Jeffrey A. Saitas, *Executive Director*



TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

Protecting Texas by Reducing and Preventing Pollution

January 11, 2002

Mr. Greg A. Parker, P.E.
Consulting Engineer, Inc.
6401 Bingle Rd., Suite 115
Houston, Texas 77092

Re: Application No. 33613-C, Application of Porter Municipal Utility District to amend
Certificate of Convenience and Necessity (CCN) No. 20573 in Montgomery County,
Texas

Dear Mr. Parker:

Enclosed is a letter from Ms. Barbara Egan. Ms. Egan has requested a hearing on Porter Municipal Utility District's application to amend their sewer CCN. This copy is sent to you so that Porter Municipal Utility District may contact Ms. Egan and attempt to resolve the issues brought forward in her letter.

Please respond to Ms. Egan and forward a copy of the response to this office. If the issues are resolved Ms. Egan will need to file a written withdrawal of her request for a hearing.

Thank you for your attention to this matter. If you have any questions, or will not be able to forward the requested information to this office by February 11, 2002, please call me at 512/239-6932.

Sincerely,

A handwritten signature in cursive script that reads "Karen Blaschke".

Karen Blaschke
Utilities & Districts Section
Water Supply Division

KLB/ac

Enclosure

FROM : BARBARA EGAN

FAX NO. : 281-354-4590

Dec. 14 2001 02:11PM P1

rec in mail
12/19/01

24182 East Oak Drive
Porter TX 77365
December 14, 2001

T.N.R.C.C
Water Permits & Resource Management Division
Utility and Districts Section
MC-153
P. O. Box 13087
Austin, TX 78711

Dear Executive Director:

I would like to protest the CCN being requested by the Porter M.U.D. I am against the present board taking on the added acres to this district. They will put us in a position to acquire millions of dollars in debts that I and the other present members of the district will be forced to pay off. The record on the compliance at the sewer plant we have operating now should point out that the management of the district cannot handle anymore plants.

I acknowledge water and sewer is needed in the other areas, but feel that a new district would best handle their needs.

Thank you for your time.

Sincerely,

Barbara Egan

Barbara Egan
271-354-4590

281-



P.O. Box 91036-310
Houston, Texas 77291-1036
Phone: 713-939-9916
Fax: 713-939-9907

February 18, 2002

First Class Mail & Certified Mail Return Receipt

Ms. Barbara Egan
24182 East Oak Drive
Porter, Texas 77365

Re: Porter Municipal Utility District
Proposed CCN Expansion
Protest To TNRCC
Project No. 99012-00800

Dear Ms. Egan:

The Texas Natural Resource Conservation Commission forwarded Porter Municipal Utility District (the "District") a copy of your letter protesting the expansion of the District's existing Certificate of Convenience and Necessity. The TNRCC has provided us the opportunity to discuss your protest directly with you in an attempt to resolve your concerns. Since our receipt of your letter, we have attempted to contact you directly by telephone but have been unable to do so.

Therefore, we are writing you to address the issues raised in your letter and to request an opportunity to discuss your concerns directly.

Since the sale of the District's last bond issue, the District's debt service tax rate has been reduced or maintained relatively level. This has been accomplished through re-funding of higher interest bonds in favor of lower interest bonds and continued growth within the District resulting in additional property values. To encourage continued growth of the Porter community as a whole requires that water and sewer suppliers in the area continue to upgrade and expand their services.

The District has received numerous inquiries both written and verbal regarding the availability of sanitary sewer services to properties outside the District's current boundaries. Since the District was created for the purpose of providing various services to the community including the protection of water quality of the waters of the State of Texas specifically through providing sanitary sewer services, the need to extend sanitary sewer services to other areas in and around the Porter community is imperative.

To accomplish these goals, it will be necessary to construct additional service facilities to areas currently of private on-site sewer systems (septic systems). Since the cost of facilities to provide these services are too expensive for individuals to pay on a lump sum cash basis, funding through the sale of bonds is a generally viable method to accomplish construction of the needed facilities. There are limited methods of funding construction projects to such significant service areas. These methods include: a) the authorization and sale of bonds (additional debt) to be paid through: 1) debt service taxes; 2) revenues; or 3) a combination of taxes and revenues; and b) the borrowing of funds from commercial institutions. The borrowing of funds through commercial institutions is not considered a long-term option due to high interest rates but is available for emergency and short-term construction projects. Borrowing through the sale of bonds provides lower interest rates over a longer period of time.

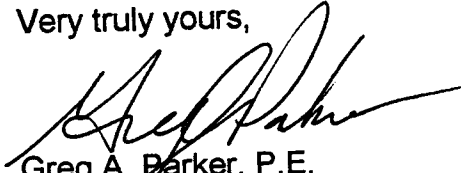
Realizing that existing taxpayers of the District should not be required to pay for services to property owners outside the District, the District has made provisions in its Rate Order and Rules and Regulations that would require that these property owners pay the cost for services. In other words, the new customers receiving service would pay all costs required to pay back the debt incurred for their benefit. If there is insufficient ability to service the debt by these new customers, the construction of new facilities and the sale of the bonds for the facilities would be delayed until sufficient revenues can be generated to service the debt once bonds are sold. It is the District's intent that the tax rate for current property owners within the District will remain unaffected by any new debt to service customers in the expanded CCN area.

Your further raised concern regarding the general management of the wastewater facilities and the compliance record. The District has taken steps several years ago to reduce and maintain the lowest possible operational costs for its facilities. Some of these efforts include changing operations from a contract firm to in-house operations. Currently, these operations have reduced costs by approximately 35 to 40 percent on an annual basis. These savings have been passed on the customers of the District through continued low sewer rates. While there have been some compliance issues at the facility, these items are being addressed through facility maintenance and facility upgrades. The District is currently completing design of a treatment plant expansion that will resolve most of the compliance issues. Additionally, the District is inspecting the sanitary sewer collection system and making repairs on an as needed basis. These repairs will decrease wet weather flows to the treatment plant thus reducing or eliminating these issues.

Should this information be sufficient to resolve your concerns, we ask that you release your protest to the expansion of the CCN by signing in the space provided at the end of this letter and returning a copy to the undersigned and a copy to the TNRCC no later than March 1, 2002.

If we have been unable to sufficiently address your concerns, we would appreciate you contacting us to schedule a meeting with members of the Board of Directors of the District to discuss this matter further. The District is interested about your concerns and opinions regarding this matter.

Very truly yours,



Greg A. Parker, P.E.
Consulting Engineer
Porter Municipal Utility District

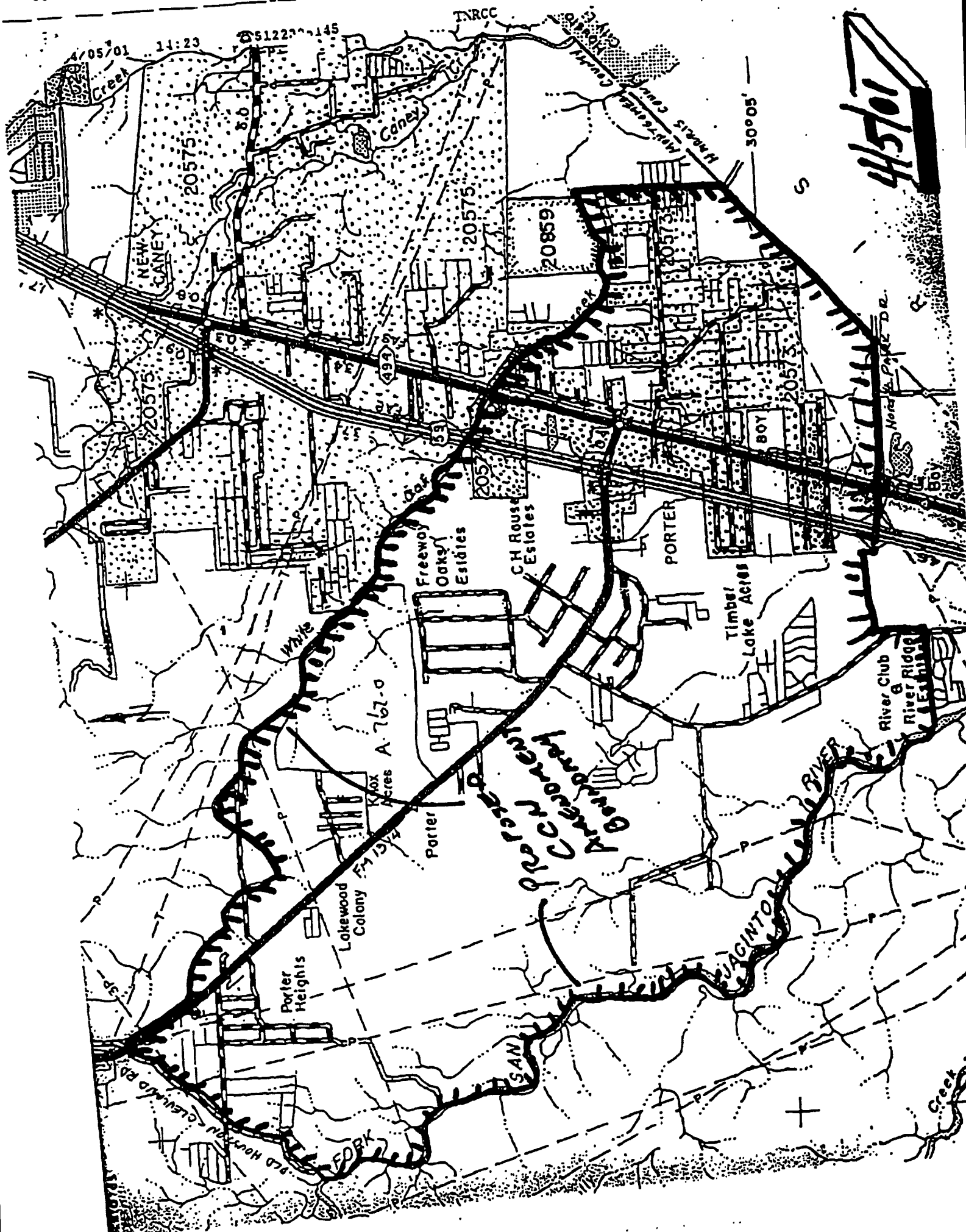
I have reviewed the information contained herein or have met with the District and hereby withdraw my objections to the expansion of the CCN boundaries of Porter Municipal Utility District.

Barbara Egan

Date

cc: Ms. Karen Blaschke – TNRCC –Austin
Board of Directors – Porter MUD
Mr. Ron Young, attorney – Young & Brooks, LLP

C:/Projects/99012/9901200800/Barbara Egan





RECEIVED

DEC 10 2003

December 4, 2003

Mr. Greg A. Parker
District Engineer
Porter M.U.D.
P.O. Box 91036-310
Houston, Texas 77297

RE: Request to be placed on the Agenda for the December 16, 2003 Porter M.U.D. Board Meeting to obtain a Porter M.U.D. Board Resolution for Approval of the Exclusion of Approximately 470 Acres from the CCN Application Amendment 33613-C

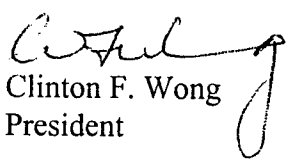
Dear Mr. Parker:

Please accept this letter as my formal request to be placed on the Porter M.U.D. Board agenda for December 16, 2003. The purpose of this request is to obtain a Porter M.U.D. Board resolution for the approval of the exclusion of 470 acres of land (432.2440 acres known as the Cleveland Tracts, James T. Cox, Trustee and 37.876 acres adjoining to the south known as the Wright Family Limited Partnership Tract). The Cleveland Tracts are divided by Sorters Road south of Ravenwood Subdivision and the Wright Family Tract lies on the west side of Sorters Road. (See attached Exhibit "A").

I intend to create a single family residential development and begin construction in the year 2004 with sewer and water services provided by the City of Houston. The City-owned water plant (formerly Kingwood's) abuts the property southeast corner. Sewer services will be gravity fed along Sorters Road to the south into the City of Houston permanent sewer plant. However, at a recent meeting with the City Public Works and Engineering Department, City officials made it clear that sewer and water cannot be provided to property lying within any CCN boundary.

I sincerely hope Porter MUD will consider our request to decertificate the above property from Porter M.U.D. proposed CCN application to the TCEQ so that I can proceed with our development plans.

Sincerely,


Clinton F. Wong
President

CFW/ssa

99012-00800



P.O. Box 91036-310
Houston, Texas 77291-1036
Phone: 713-939-9916
Fax: 713-939-9907

September 29, 2003

Board of Directors
East Montgomery County Improvement District
21575 US Hwy 59 North
New Caney, TX 77357-1019

Re: Porter Municipal Utility District
Amendment to Sewer CCN No. 20573
GAPCEI Project No. 99012-00800

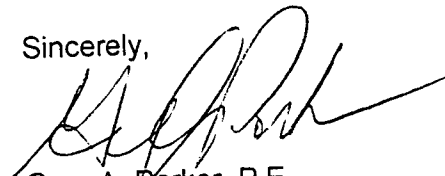
Dear Directors:

Porter Municipal Utility District has filed an Application for Amendment to its CCN No. 20573 with the Texas Commission On Environmental Quality to expand its CCN boundaries. The Texas Commission on Environmental Quality has indicated that our proposed service area overlaps your existing boundaries.

It is our understanding that your district does not provide sewer services to properties within its boundaries. As the Engineer of Record and as authorized by the Board of Directors of Porter Municipal Utility District, we hereby request your consent to allow the overlap of your boundaries with the proposed boundaries of the Sewer CCN Application Service Area of Porter MUD. The attached Notice with map is enclosed as required by the TCEQ and for your convenience in review of this request.

Please review and forward your consent to this overlap at the earliest possible date for filing with the TCEQ. Should you need additional information, require a meeting or have any questions, please contact the undersigned by phone or fax.

Sincerely,



Greg A. Parker, P.E.
Consulting Engineer for
Porter Municipal Utility District

Enclosure

cc: Porter Municipal Utility District

Notice to Neighboring Systems and Cities

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE SEWER UTILITY SERVICE IN MONTGOMERY COUNTY

To: East Montgomery County Improvement District
21575 US Hwy 59 North
New Caney, Texas 77357-1019

Date Notice Mailed:
October 29, 2003

Porter Municipal Utility District has filed an application to amend CCN No. 20573 with the Texas Commission On Environmental Quality to provide sewer utility service in Montgomery County.

The proposed utility service area is located approximately 7 miles north of downtown Humble, Texas and is generally bounded on the north by White Oak Creek; on the east by White Oak Creek and the Montgomery-Harris County Lines; on the south by North Park Drive; and on the west by the San Jacinto River. The total area being requested includes approximately 19,600 acres and 0 current customers.

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 CCN; 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.

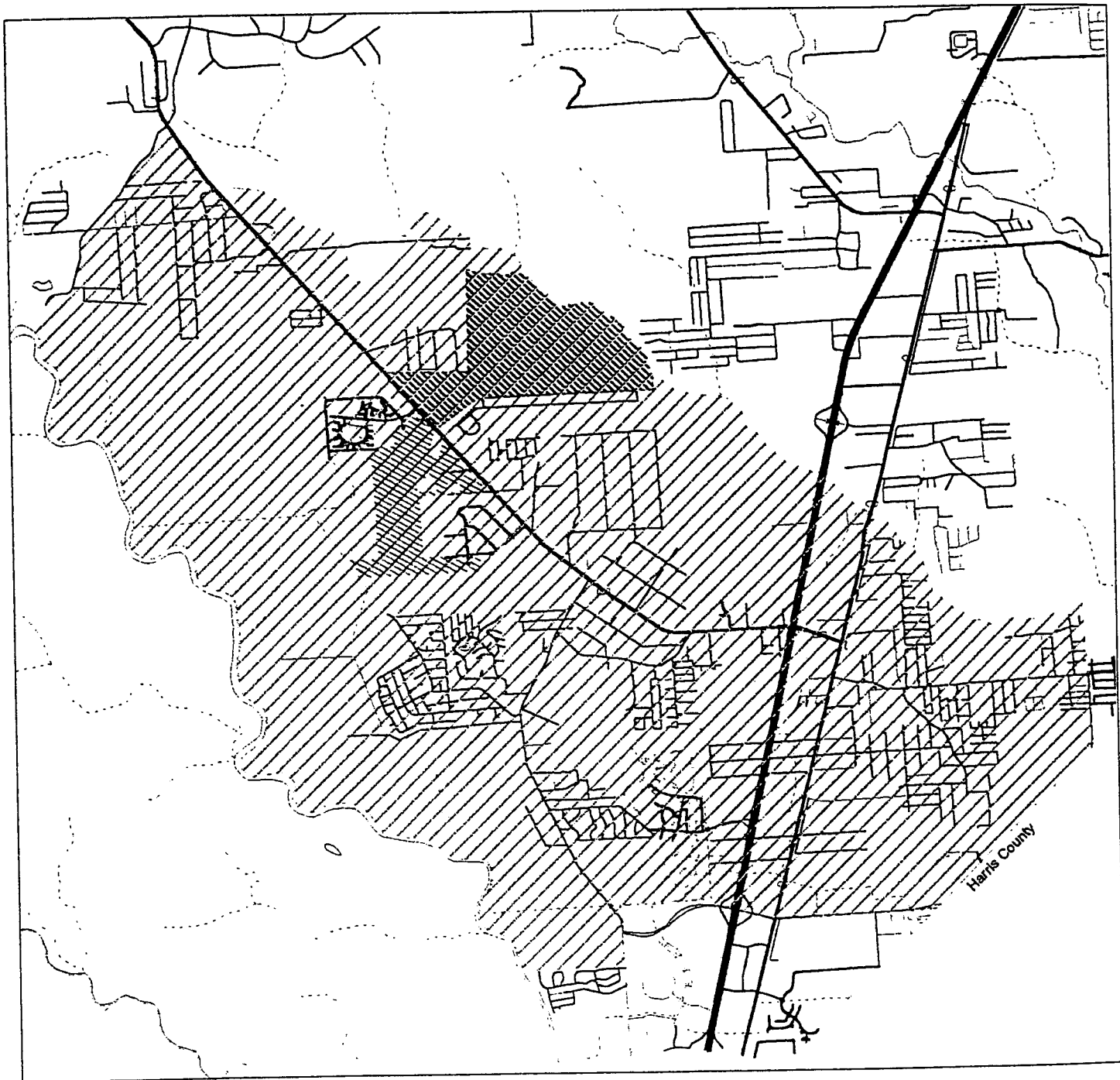
Persons who wish to intervene or comment should write the:

Texas Commission On Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, TX 78711-3087

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 hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office 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 civil trial in state district court.

Porter MUD to amend Sewer CCI 20573
Administrative Review No. A-170-1
Montgomery County



TNRCC

- Porter MUD- Proposed Sewer CCN
- Overlapping CCN and District Boundaries
- Crystal Springs Water Co Inc- Proposed Sewer CCN
- Montgomery Co MUD 56



0.5 0 0.5 Miles



P.O. Box 91036-310
Houston, Texas 77291-1036
Phone: 713-939-9916
Fax: 713-939-9907

September 29, 2003

Board of Directors
East Montgomery County Improvement District
21575 US Hwy 59 North
New Caney, TX 77357-1019

Re: Porter Municipal Utility District
Amendment to Sewer CCN No. 20573
GAPCEI Project No. 99012-00800


Dear Directors:

Porter Municipal Utility District has filed an Application for Amendment to its CCN No. 20573 with the Texas Commission On Environmental Quality to expand its CCN boundaries. The Texas Commission on Environmental Quality has indicated that our proposed service area overlaps your existing boundaries.

It is our understanding that your district does not provide sewer services to properties within its boundaries. As the Engineer of Record and as authorized by the Board of Directors of Porter Municipal Utility District, we hereby request your consent to allow the overlap of your boundaries with the proposed boundaries of the Sewer CCN Application Service Area of Porter MUD. The attached Notice with map is enclosed as required by the TCEQ and for your convenience in review of this request.

Please review and forward your consent to this overlap at the earliest possible date for filing with the TCEQ. Should you need additional information, require a meeting or have any questions, please contact the undersigned by phone or fax.

Sincerely,



Greg A. Parker, P.E.
Consulting Engineer for
Porter Municipal Utility District

Enclosure

cc: Porter Municipal Utility District

Notice to Neighboring Systems and Cities

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE SEWER UTILITY SERVICE IN MONTGOMERY COUNTY

To: East Montgomery County MUD No. 3
c/o David M. Marks, Attorney
2001 Kirby Dr., Suite 1111
Houston, Texas 77019

Date Notice Mailed:
September 29, 2003

Porter Municipal Utility District has filed an application to amend CCN No. 20573 with the Texas Commission On Environmental Quality to provide sewer utility service in Montgomery County.

The proposed utility service area is located approximately 7 miles north of downtown Humble, Texas and is generally bounded on the north by White Oak Creek; on the east by White Oak Creek and the Montgomery-Harris County Lines; on the south by North Park Drive; and on the west by the San Jacinto River. The total area being requested includes approximately 19,600 acres and 0 current customers.

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 CCN; 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 write the:

Texas Commission On Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, TX 78711-3087

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 hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office 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 civil trial in state district court.

RECEIVED

OCT 08 2003



Texas Natural Resource Conservation Commission

APPLICATION NO. 33613-C

AFFIDAVIT OF NOTICE TO NEIGHBORING UTILITIES AND AFFECTED PARTIES
STATE OF TEXAS

COUNTY OF Montgomery

Porter Municipal Utility District has provided individual notice to
the following entities:

East Montgomery County Improvement District

East Montgomery County MUD No. 3

DATE

September 29, 2003

September 29, 2003

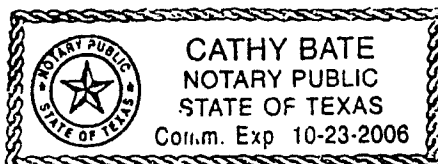
OATH

I, M. W. Sparks, being duly sworn, file this form as
President (indicate relationship to applicant, that is, owner,
member of partnership, title of officer of corporation, or other authorized representative of applicant); that
in such capacity, I am qualified and authorized to file and verify such form, am personally familiar with the
notices given with this application, and have complied with all notice requirements in the application and
application acceptance letter; and that all such statements made and matters set for therein are true and
correct.

M. W. Sparks
Applicant's Authorized Representative

If the applicant to this form is any person other than the sole owner, partner, officer of the applicant, or its
attorney, a properly verified Power of Attorney must be enclosed.

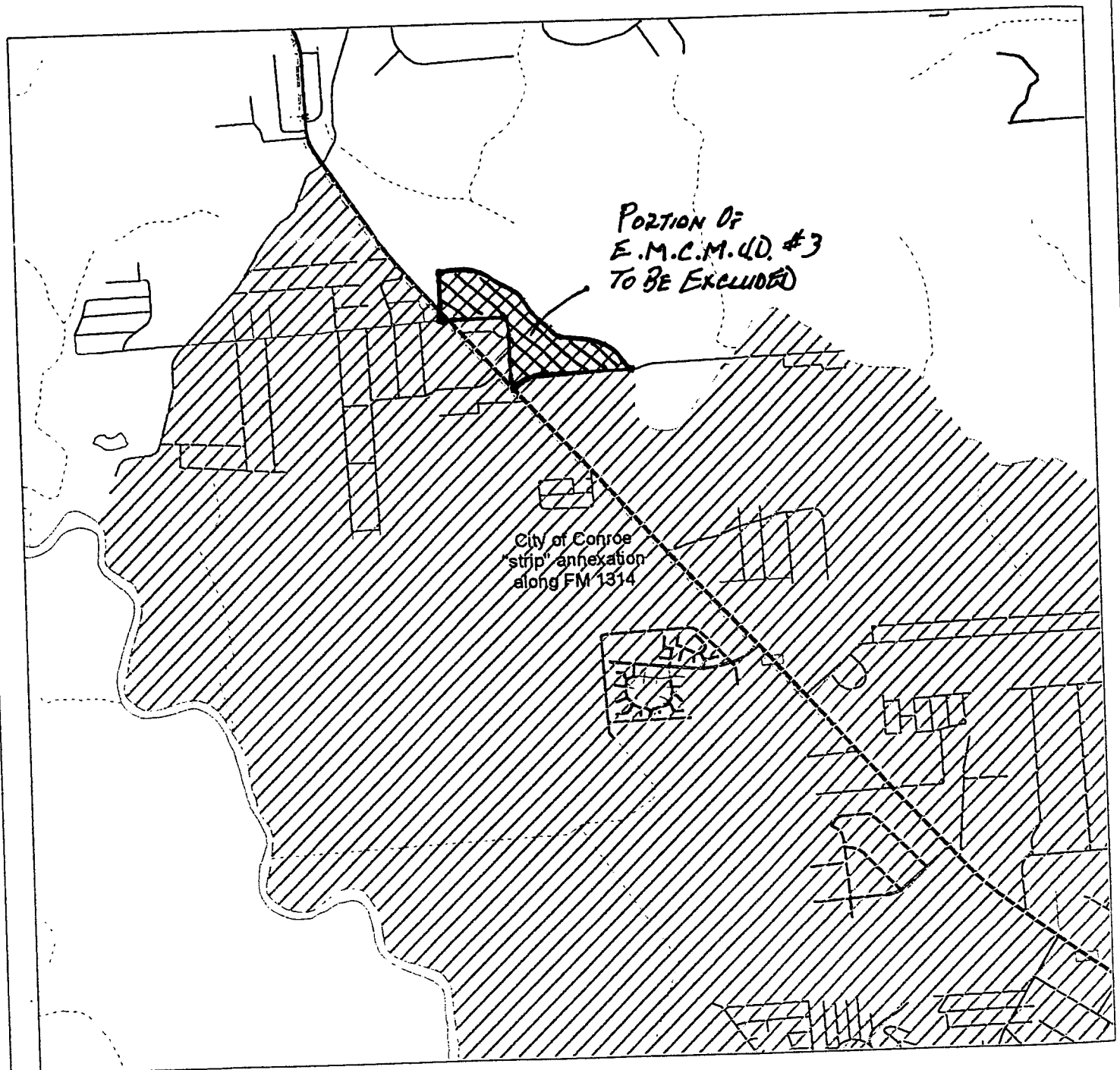
Subscribed and sworn to before me this 2nd day of OCTOBER, 2003, to certify
which witness my hand and seal of office.



Cathy Bate
Notary Public in and for the
State of Texas

CATHY BATE
Print or Type Name of Notary Public
Commission Expires 10-23-2006

Porter MUD to amend Sewer CCN 20573
Administrative Review No. A-170-1
Montgomery County



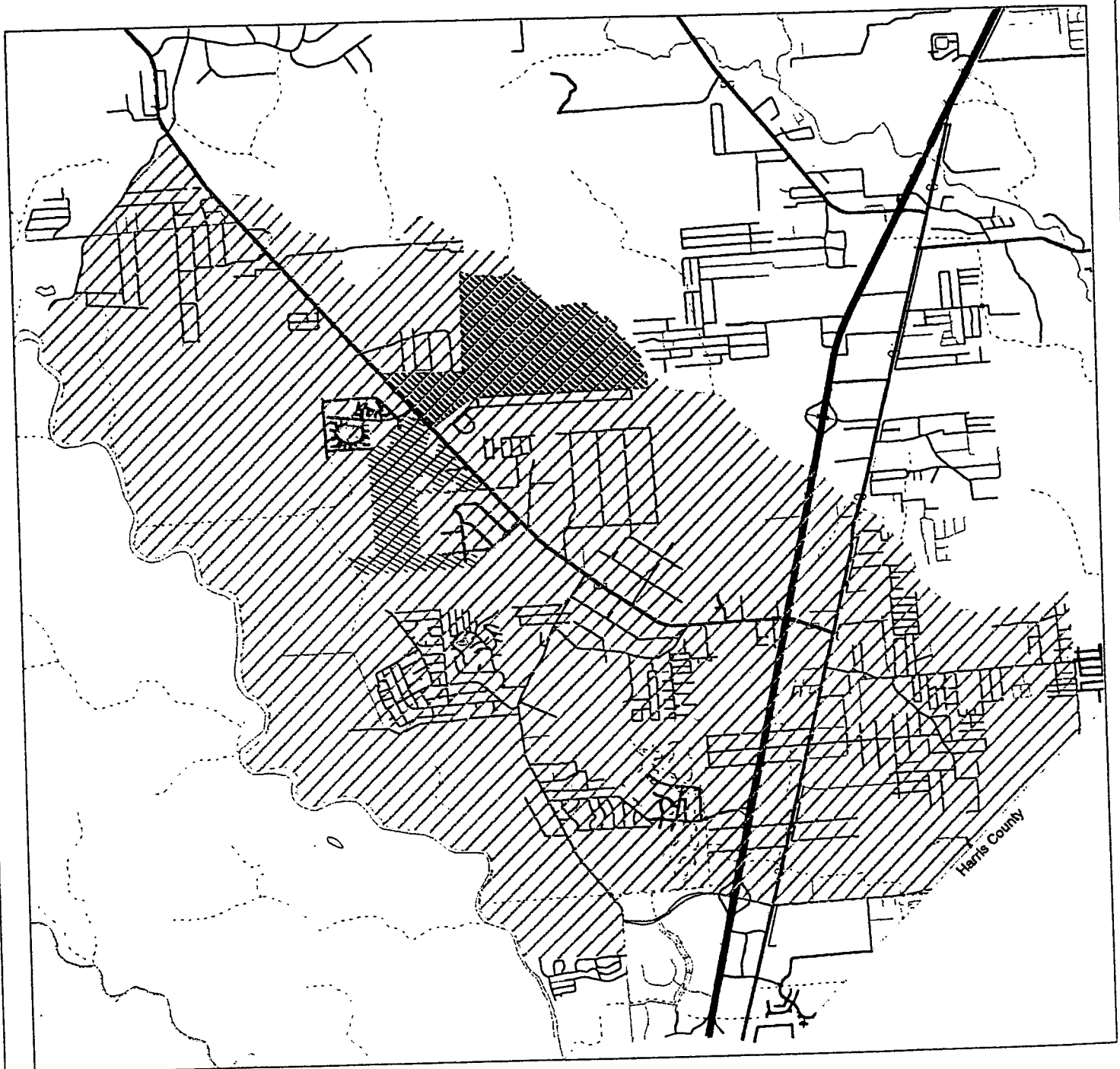
TNRCC

Porter MUD- Proposed Sewer CCN
Overlapping Cities



0.2 0 0.2 0.4 Miles

Porter MUD to amend Sewer CCN 20573
Administrative Review No. A-170-1
Montgomery County

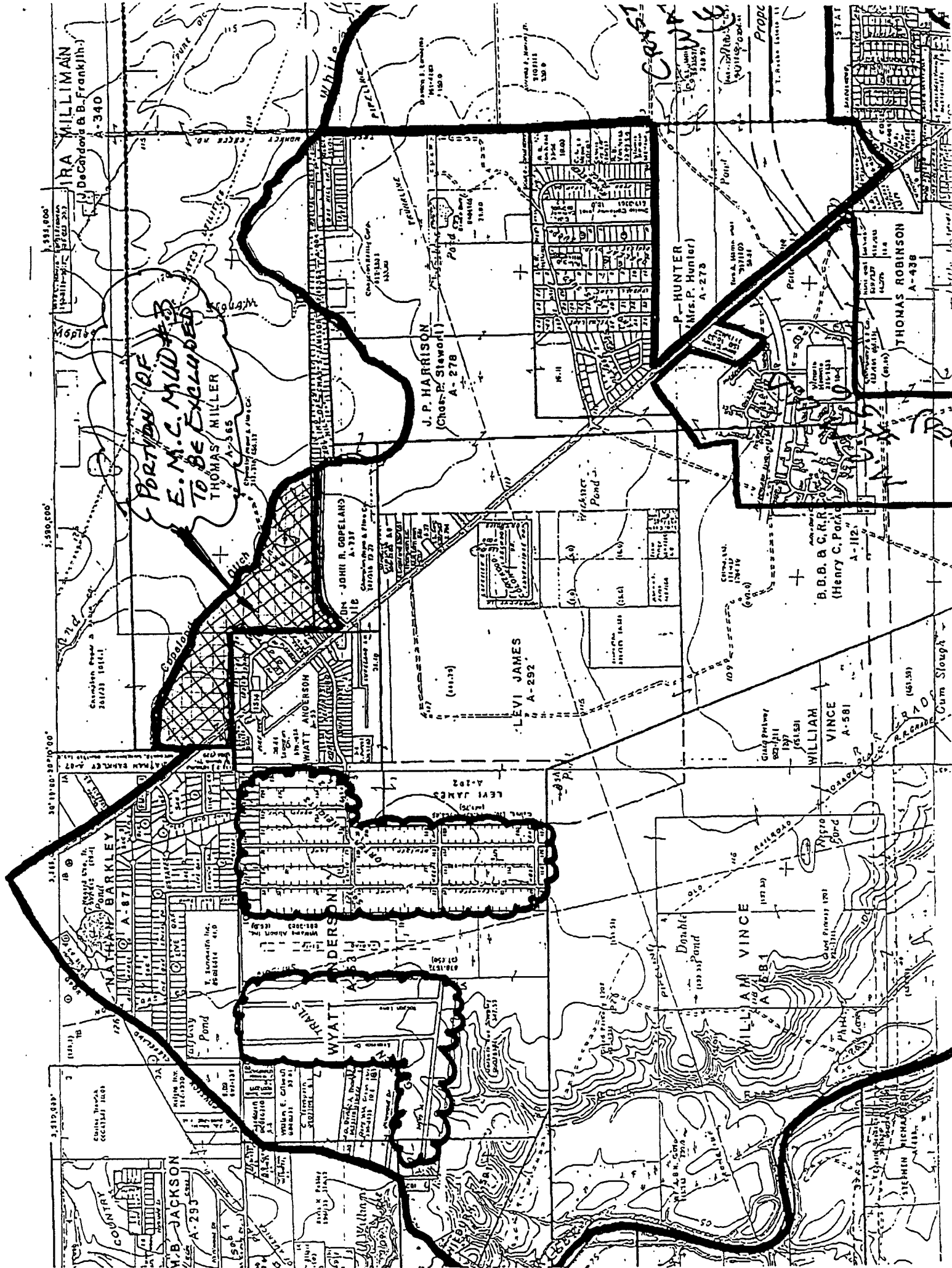


TNRCC

Porter MUD- Proposed Sewer CCN
Overlapping CCN and District Boundaries
Crystal Springs Water Co Inc- Proposed Sewer CCN
Montgomery Co MUD 56



0.5 0 0.5 Miles





Texas Natural Resource Conservation Commission

APPLICATION NO. 33613 - C

AFFIDAVIT OF NOTICE TO NEIGHBORING UTILITIES AND AFFECTED PARTIES STATE OF TEXAS

COUNTY OF MONTGOMERY

PORTER MUNICIPAL UTILITY DISTRICT
the following entities:

MONTGOMERY COUNTY MUD NO. 83

MONTGOMERY COUNTY MUD NO. 84

has provided individual notice to

DATE

SEPTEMBER 5, 2003

SEPTEMBER 5, 2003

OATH

I, M. W. SPARKS, being duly sworn, file this form as
PRESIDENT (indicate relationship to applicant, that is, owner,
member of partnership, title of officer of corporation, or other authorized representative of applicant); that
in such capacity, I am qualified and authorized to file and verify such form, am personally familiar with the
notices given with this application, and have complied with all notice requirements in the application and
application acceptance letter; and that all such statements made and matters set forth therein are true and
correct.

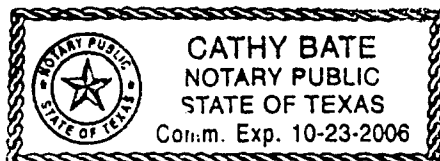
[Signature]
Applicant's Authorized Representative

If the applicant to this form is any person other than the sole owner, partner, officer of the applicant, or its
attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 5th day of SEPTEMBER, 2003, to certify
which witness my hand and seal of office.

[Signature]

Notary Public in and for the
State of Texas



CATHY BATE

Print or Type Name of Notary Public
Commission Expires 10-23-2006

*Notice to Neighboring Systems and Cities***NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE SEWER UTILITY SERVICE IN MONTGOMERY COUNTY**

To: Montgomery County MUD No. 84
c/o Schwartz, Paige & Harding, LLP
1300 Post Oak Blvd., Suite 1400
Houston, Texas 77056-3078

Date Notice Mailed:
September 5, 2003

Porter Municipal Utility District has filed an application to amend CCN No. 20573 with the Texas Commission On Environmental Quality to provide sewer utility service in Montgomery County.

The proposed utility service area is located approximately 7 miles north of downtown Humble, Texas and is generally bounded on the north by White Oak Creek; on the east by White Oak Creek and the Montgomery-Harris County Lines; on the south by North Park Drive; and on the west by the San Jacinto River. The total area being requested includes approximately 19,600 acres and 0 current customers.

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 CCN; 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.

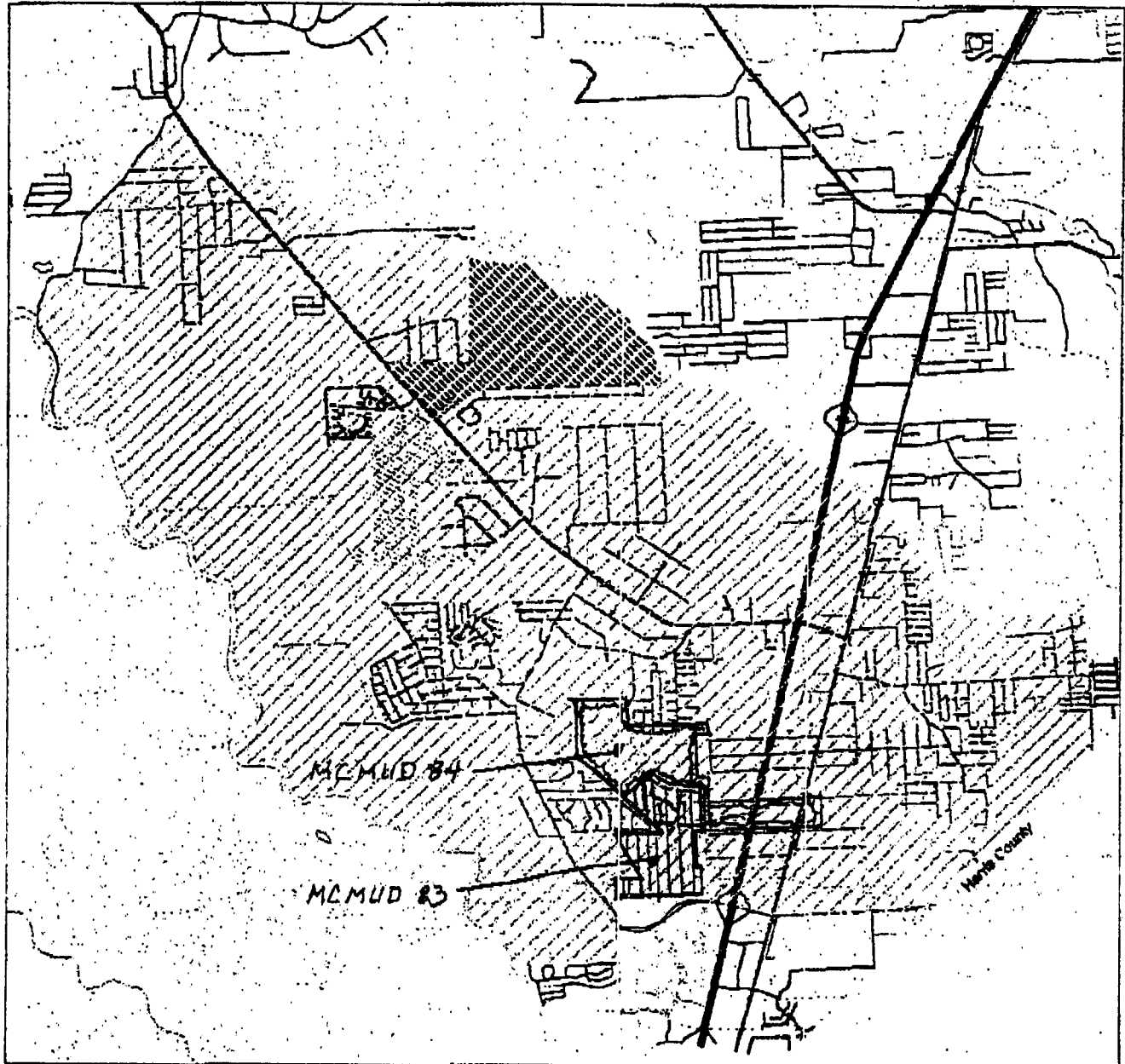
Persons who wish to intervene or comment should write the:

Texas Commission On Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, TX 78711-3087

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 hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office 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 civil trial in state district court.

Porter MUD to amend Sewer CCN 20573
Administrative Review No. A-170-1
Montgomery County



TNRCC

Porter MUD- Proposed Sewer CCN
Overlapping CCN and District Boundaries
Crystal Springs/Veter Co Inc- Proposed Sewer CCN
Montgomery Co MUD 56



0.5 0 0.5 Miles

*Notice to Neighboring Systems and Cities***NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE SEWER UTILITY SERVICE IN MONTGOMERY COUNTY**

To: Montgomery County MUD No. 83
c/o Schwartz, Paige & Harding, LLP
1300 Post Oak Blvd., Suite 1400
Houston, Texas 77056-3078

Date Notice Mailed:
September 5, 2003

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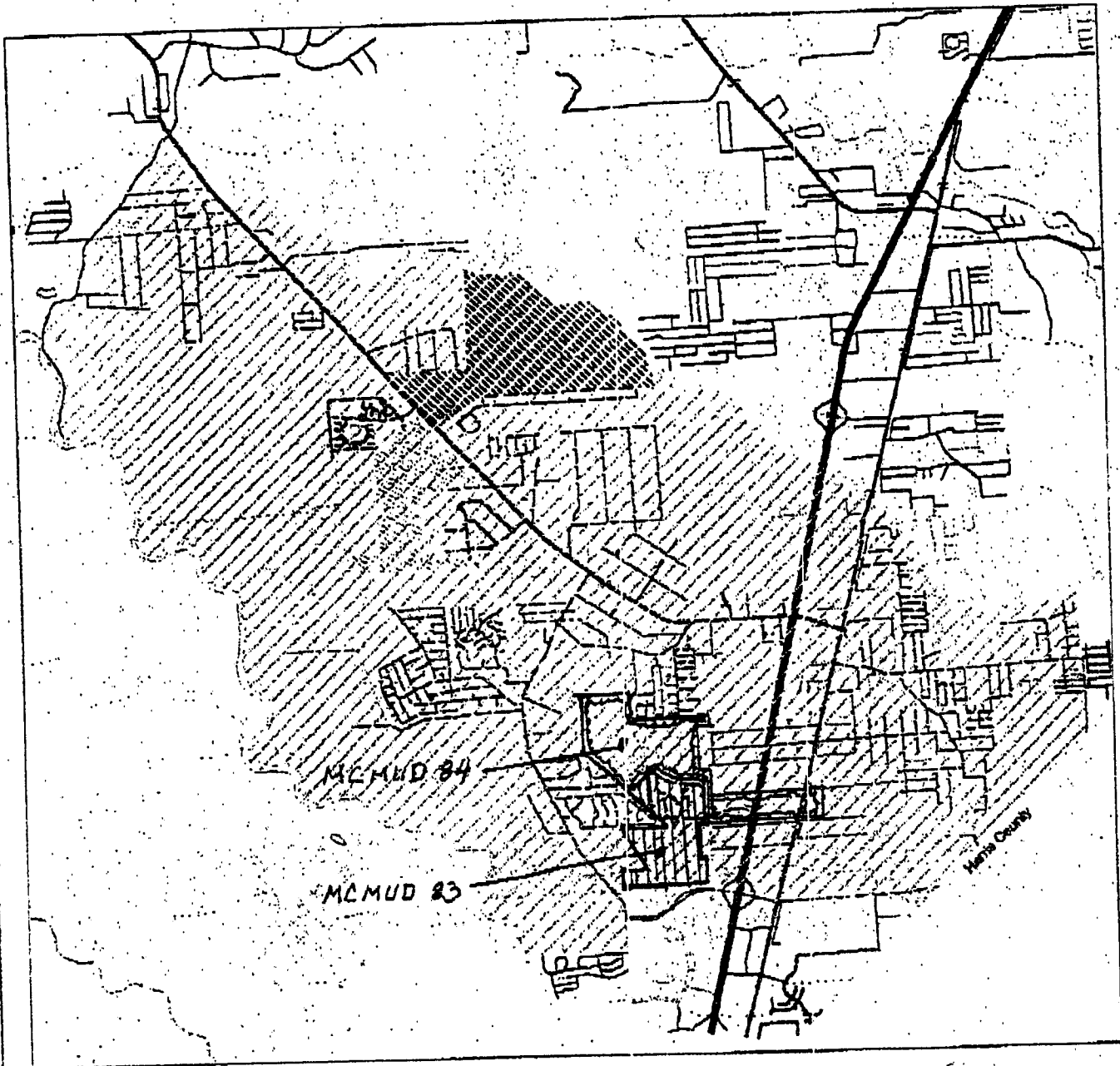
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Texas Commission On Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, TX 78711-3087

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Porter MUD to amend Sewer CCN 20573
Administrative Review No. A-170-1
Montgomery County



TNRCC

Porter MUD- Proposed Sewer CCN
Overlapping CCN and District Boundaries
Crystal Springs Water Co Inc- Proposed Sewer CCN
Montgomery Co MUD 58



0.5 0 0.5 Miles

OVERSIZED DOCUMENT(S)

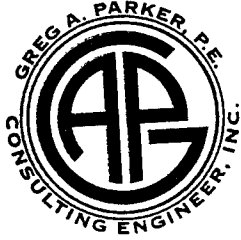
TO VIEW

OVERSIZED DOCUMENT(S)

PLEASE GO TO

CENTRAL RECORDS

(512) 936-7180



P.O. Box 91036-310
Houston, Texas 77291-1036
Phone: 713-939-9916
Fax: 713-939-9907

September 23, 2003

East Montgomery County MUD 3
c/o David M. Marks, Attorney
2001 Kirby Dr., Suite 1111
Houston, TX 77019

Re: Porter Municipal Utility District
Application to Amend CCN No. 20573
Montgomery County, Texas
GAPCEI Project No. 99012-00800

Dear Directors:

Porter Municipal Utility District (Porter) has filed a request to amend its existing CCN No. 20573 to include various properties south of White Oak Creek in southeast Montgomery County, Texas. It has come to our attention that your District lies within two (2) miles of Porter's proposed service area. This requires that you receive the enclosed notice of Porter's proposed CCN expansion.

It has also come to our attention that certain properties south of White Oak Creek have requested service from your district and that you have agreed to and are capable of providing the sewer services requested on a more immediate basis than can Porter. Consequently, Porter will request a modification to its application to exclude the area indicated on the attached map in favor of service by your district.

In return, Porter would appreciate your cooperation in its efforts to secure the amendment to its CCN application. Should you have any questions, please contact the undersigned as noted hereon or Porter's Board of Directors at P.O. Box 1030, Porter Texas 77365-1030.

Sincerely,

Greg A. Parker, P.E.
Consulting Engineer for
Porter Municipal Utility District

Enclosures

cc: Porter MUD

C:/Projects/99012/9901200800/Notice and Modification of Application Boundaries

Notice to Neighboring Systems and Cities

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE SEWER UTILITY SERVICE IN MONTGOMERY COUNTY

To: East Montgomery County MUD No. 3
c/o David M. Marks, Attorney
2001 Kirby Dr., Suite 1111
Houston, Texas 77019

Date Notice Mailed:
October 29, 2003

Porter Municipal Utility District has filed an application to amend CCN No. 20573 with the Texas Commission On Environmental Quality to provide sewer utility service in Montgomery County.

The proposed utility service area is located approximately 7 miles north of downtown Humble, Texas and is generally bounded on the north by White Oak Creek; on the east by White Oak Creek and the Montgomery-Harris County Lines; on the south by North Park Drive; and on the west by the San Jacinto River. The total area being requested includes approximately 19,600 acres and 0 current customers.

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 CCN; 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 write the:

Texas Commission On Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, TX 78711-3087

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 hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office 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 civil trial in state district court.