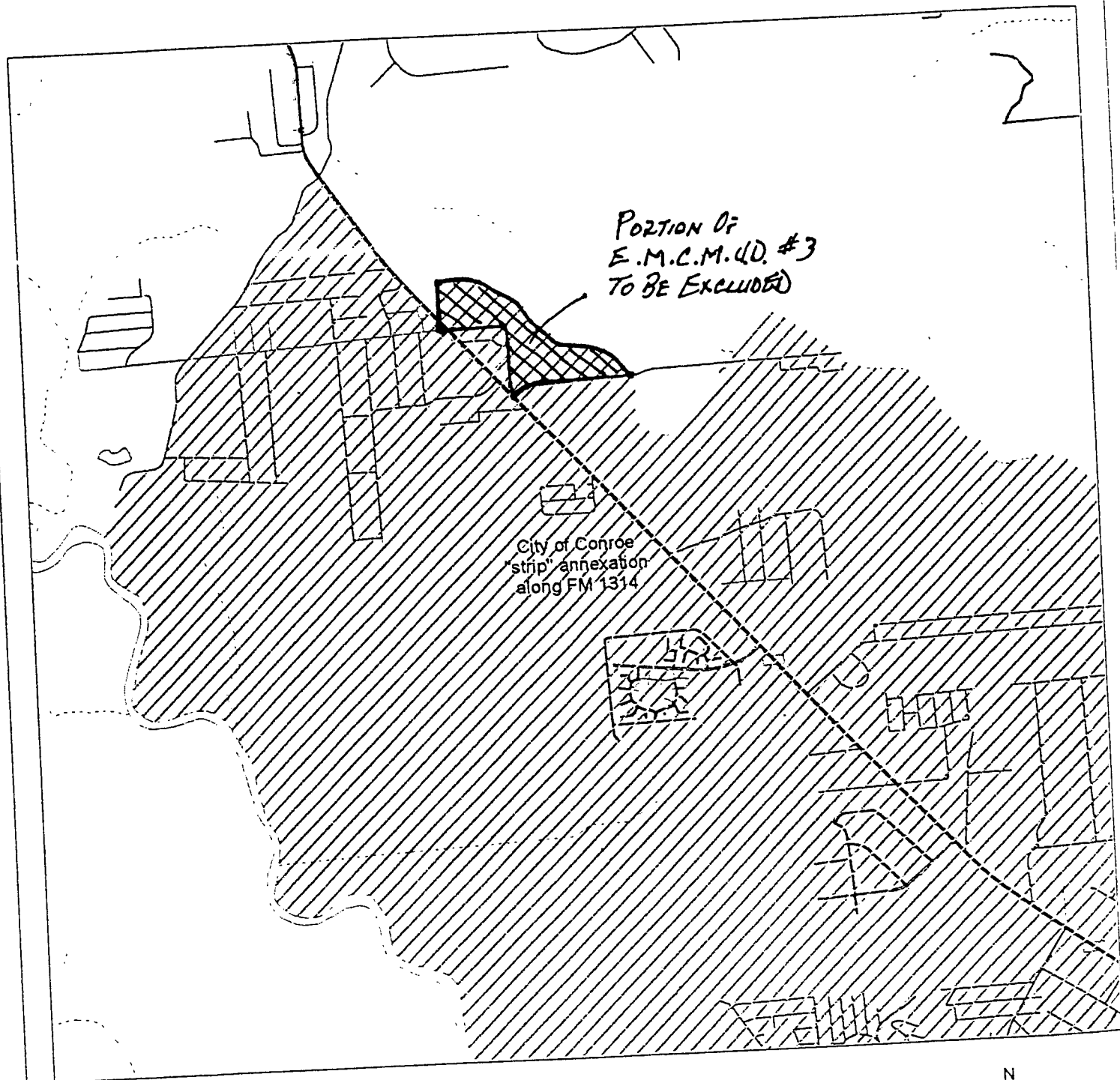


Porter MUD to amend Sewer CCN 20573
Administrative Review No. A-170-1
Montgomery County



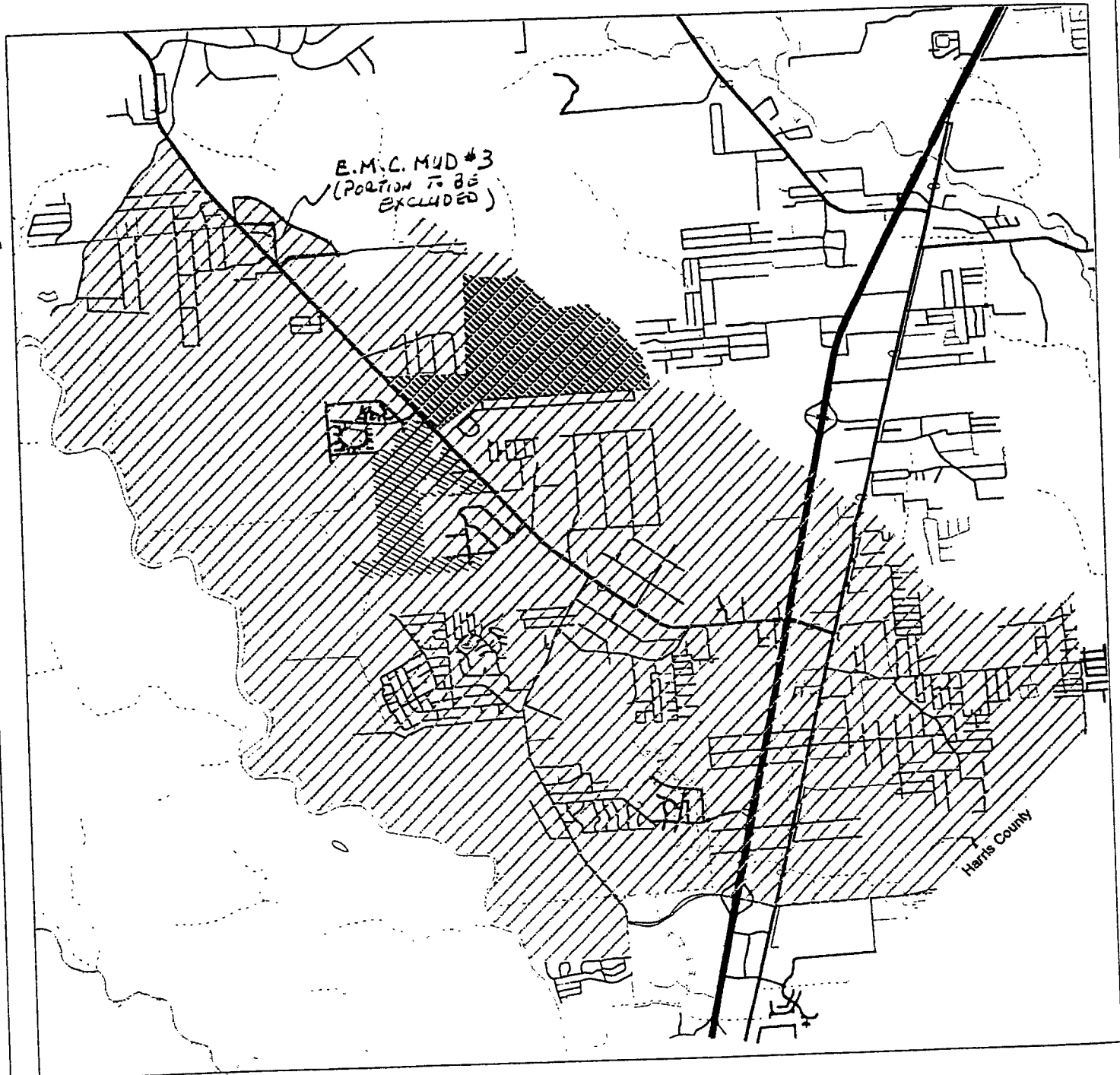
TNRCC

Porter MUD- Proposed Sewer CCN
Overlapping Cities



0.2 0 0.2 0.4 Miles

Porter MUD to amend Sewer 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

Subj: **FW: Districts not on TCEQ District Layer Map**
 Date: 9/8/03 2:46:18 PM Central Daylight Time
 From: mbrooks@youngandbrooks.com (mbrooks)
 To: gapcei@aol.com

Greg,

In resonse to your fax, we have no info on these districts either. Ron Welch (713-690-5277) maintains the most complete database on Houston area districts. I spoke to him. He says the only listed districts he is aware of are MCMUD No. 30 (they filed a District Information Form in the deed records), but he doesn't know where the district is located, and Town Center Improvement District, which Ron says is the Woodlands Mall. After you tract down the districts you are able to find, we suggest you contact Geoff Kirshbaum at TCEQ regarding the others. It seems to us that if Ron Welch doesn't know about them, they probably don't exist. Sometimes City consent is obtained, but the district is never created. Sometimes districts are created, but later dissolved.

Mark

-----Original Message-----

From: Mark Brooks [<mailto:mbrooks@youngandbrooks.com>]
 Sent: Friday, September 05, 2003 3:58 PM
 To: gapcei@aol.com
 Cc: ryoung6814@aol.com
 Subject: FW: Districts not on TCEQ District Layer Map

Greg,

Geoff Kirshbaum called to say we better be sure none of the districts on the list below are in our notice area, or if they are, Porter will need to notice them as well.

Mark

-----Original Message-----

From: Geoffrey Kirshbaum [<mailto:GKirshba@tceq.state.tx.us>]
 Sent: Friday, September 05, 2003 3:37 PM
 To: mbrooks@youngandbrooks.com
 Cc: Mike Howell; Robert Martinez
 Subject: Districts not on TCEQ District Layer Map

**** Confidential ****

Mark,

Below is the e-mail I was sent by Mike Howell containing a list of districts that I have been informed Porter MUD should investigate to determine whether their location is within 2 miles of the area Porter MUD propoes to serve in its sewer CCN amendment application. There could be others, but, according to staff, this is a list of districts TCEQ had trouble getting updated information on about 1 ½ years ago, and may or may not be within 2 miles of the area Porter MUD proposes to serve. If there are other entities that should have received notice, but did not, please

99012-00800

provide them with mailed notice, and provide TCEQ with an affidavit of mailed notice to neighboring utilities and affected parties with attached copies of those mailed notices in the same format as was submitted previously. As we discussed, it is the applicant's burden to ensure that the notice requirements for CCN amendment applications are met. If in fact there are additional entities that require notice, they will be allowed 30 days from the date of the mailed notice to file a comment/request for a contested case hearing, and if TCEQ receives any additional requests for a contested case hearing, another preliminary hearing will be necessary on Porter MUD's application. Please pass this information along to Ron Young and Greg Parker, and feel free to contact me at (512) 239-6257 if you have any questions. Thank you.

Geoff,

Robin Adorno tells me that the following districts are missing from the district map layer:

Montgomery County MUD's 30, 38, 45, 69, 70, 71, 72, 73, 74, 83, and 84.
 Roman Forest Consolidated MUD
 Smith Ridge MUD
 Town Center Improvement District
 Montgomery County FWSD 7
 Caney Creek MUD-Montgomery County
 East Montgomery County Improvement District
 East Montgomery County MUD 3
 Lake Conroe Hills MUD

We had no address for Lake Conroe Hills MUD. The letter sent to districts approximately a year and a half ago requesting metes and bounds and a map was either returned undeliverable to the agency, or we received no response to the letter.

Please let the Porter MUD attorney know this so they can notify the districts if they are within 2 miles of the Porter MUD proposed area.

Thanks,

Hwl
 9/5/03

Geoffrey P. Kirshbaum, Staff Attorney ((512) 239-6257)
 TCEQ Environmental Law Division

CONFIDENTIAL/ATTORNEY-CLIENT DOCUMENT/ATTORNEY WORK PRODUCT/DO NOT RELEASE
 OUTSIDE OF THE COMMISSION EXCEPT WITH THE EXPRESS PERMISSION OF THE OFFICE
 OF LEGAL SERVICES

----- Headers -----

Return-Path: <mbrooks@youngandbrooks.com>

Received: from rly-xj01.mx.aol.com (rly-xj01.mail.aol.com [172.20.116.38]) by air-xj02.mail.aol.com (v95.12) with ESMTP id MAILINXJ21-4fa3f5cdc75bd; Mon, 08 Sep 2003 15:46:18 -0400

Received: from mail.logixonline.com (mail.logixonline.com [216.201.128.36]) by rly-xj01.mx.aol.com (v95.1) with ESMTP id MAILRELAYINXJ14-4fa3f5cdc75bd; Mon, 08 Sep 2003 15:45:57 -0400

Received: from mark ([216.201.184.86]) by mail.logixonline.com

(Netscape Messaging Server 4.15 logixonline Jan 17 2002

00:23:08) with ESMTP id HKWUWI01.WPU for <gapcei@aol.com>; Mon,

8 Sep 2003 14:45:56 -0500

From: "mbrooks" <mbrooks@youngandbrooks.com>

To: <gapcei@aol.com>

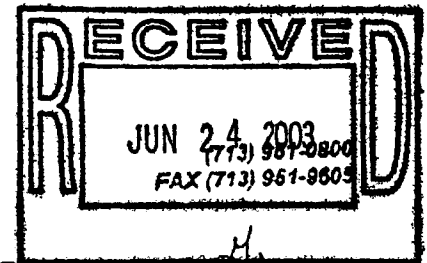
Subject: FW: Districts not on TCEQ District Layer Map
Date: Mon, 8 Sep 2003 14:43:25 -0500
Message-ID: <NEBBIMANCEHFKAKMAHNKGEILCEAA.mbrooms@youngandbrooks.com>
MIME-Version: 1.0
Content-Type: text/plain;
 charset="iso-8859-1"
Content-Transfer-Encoding: 8bit
X-Priority: 3 (Normal)
X-MSMail-Priority: Normal
X-Mailer: Microsoft Outlook IMO, Build 9.0.2416 (9.0.2910.0)
Importance: Normal
X-MimeOLE: Produced By Microsoft MimeOLE V5.50.4133.2400
X-AOL-IP: 216.201.128.36
X-AOL-SCOLL-SCORE: 0:XXX:XX
X-AOL-SCOLL-URL_COUNT: 0

YOUNG & BROOKS
ATTORNEYS AT LAW
1415 LOUISIANA, FIFTH FLOOR
HOUSTON, TEXAS 77002-7349

J. RON YOUNG
MARK W. BROOKS

MARGARET R. MADDOX

FAX TRANSMITTAL



*COPY - (Hug)
from - Cathy*

THE INFORMATION CONTAINED IN THIS FAX MESSAGE IS INTENDED ONLY FOR THE CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, ANY REVIEW, DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL TRANSMITTAL TO US BY MAIL. THANK YOU.

DATE: June 24, 2003	PAGE 1 OF TOTAL PAGES: 4
FROM: Margaret R. Maddox	RE: SOAH DOCKET NO. 582-03-3034
	TCEQ DOCKET NO. 2002-0311-UCR
Contact Tania Kyle if you have difficulty with receipt of fax-no confirmation of receipt will be made.	IN RE: APPLICATION FROM PORTER MUNICIPAL UTILITY DISTRICT TO AMEND CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 20573 IN MONTGOMERY COUNTY; APPLICATION NO. 33613-C

DELIVER TO	FIRM	FAX#
1 Ms. Christina Eichens	State Office of Administrative Hearings	512/475-4994
2 Wendall Corrigan Brantff, Attorney		512/291-1006
3 Jerry Lovelady	Porter Water Supply Corporation	281/354-5050
4 Geoffrey P. Kirshbaum, Staff Attorney	TCEQ	512/239-0606
5 Blas J. Coy	TCEQ-OPIC	512/239-6377
6 Docket Clerk	TCEQ	512/239-3311
7 Cathy Bates		281/354-1088

99012-20800

J. RON YOUNG
MARK W. BROOKS
MARGARET R. MADDOX

YOUNG & BROOKS
ATTORNEYS AT LAW
1415 LOUISIANA, FIFTH FLOOR
HOUSTON, TEXAS 77002-7349

(713) 951-0800
FAX (713) 951-9606

June 24, 2003

COPY

Fax No. 512-936-0730

Via Facsimile

Ms. Christina Eischens
Assistant to The Honorable Kerry D. Sullivan
Administrative Law Judge
State Office of Administrative Hearings
P.O. Box 13025
Austin, Texas 78711-3025

Re: Application from Porter Municipal Utility District to Amend Certificate of Convenience and Necessity (CCN) No. 20573 in Montgomery County; Application No. 33613-C; SOAH Docket No. 582-03-3034; TCEQ Docket No. 2002-0311-UCR.

Dear Ms. Eischens:

As mentioned to you earlier this morning, we have discussed with our client, Porter Municipal Utility District, the option of attending alternate dispute resolution with Crystal Springs Water Company and Porter Water Supply Corporation tentatively set for July 7th and July 8th, 2003, respectively. At this time, our client sees no likelihood of resolving this dispute through alternate dispute resolution, and therefore requests that this matter proceed straight to discovery. Thus, it will not be necessary for you to set up dates, times, or TCEQ mediators for such alternate dispute resolution.

A copy of this letter is being sent to the representatives for all parties in this matter. Also, if we could receive a copy of the Judge's Order with all official dates for discovery and hearings, etc., we would greatly appreciate it. Please feel free to contact me or J. Ron Young at (713) 951-0800 if you have any questions regarding this matter. Thank you.

Sincerely,

Margaret R. Maddox
Margaret R. Maddox

/mm

cc: Mailing List

FROM : PORTER MUNICIPAL UTILITY DIST. PHONE NO. : 2813541088
05/24/2003 09:44 71395 JB
YOUNG BROS.

Jun. 24 2003 11:45AM P3
FBI

COPY

CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of June, 2003, a true and correct copy of the foregoing document was delivered by United States Mail, sent by first class mail, and/or facsimile, to the persons on the attached mailing list.

Margaret R. Maddox
Margaret R. Maddox

MAILING LIST
Porter Municipal Utility District
TCEQ Docket No. 2002-0311-UCR

COPY

The Honorable Kerry D. Sullivan
Administrative Law Judge
State Office of Administrative Hearings
P.O. Box 13025
Austin, Texas 78711-3025
Tel: (512) 475-4993
Fax: (512) 475-4994

Wendell Corrigan Braniff, Attorney at Law
816 Congress Avenue, Suite 1100
Austin, Texas 78701-2443
Tel: (512) 480-2216
Fax: (512) 291-1006

Jerry Lovelady
Porter Water Supply Corporation
22162 Water Well Road
Porter, Texas 77365-5381
Tel: (281) 354-5922
Fax: (281) 354-5050

Geoffrey P. Kirshbaum, Staff Attorney
TCEQ Environmental Law Division
MC-173, P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-6257
Fax: (512) 239-0606

Blas J. Coy
Office of the Public Interest Counsel
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-6376
Fax: (512) 239-6377

Docket Clerk
Office of the Chief Clerk-MC-105
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-3300
Fax: (512) 239-3311

Margaret R. Maddox/J. Ron Young, Attorneys
Young & Brooks
1415 Louisiana, Fifth Floor
Houston, Texas 77002
Tel: (713) 951-0800
Fax: (713) 951-9605

Representing: Crystal Springs Water
Company, Inc., Martin Realty and Land,
Inc., and other designated protesting
landowners within Porter MUD's
proposed sewer CCN boundary (except
Porter Water Supply Corporation)

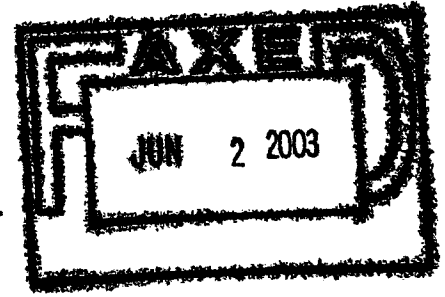
Representing: Porter Water Supply
Corporation

Representing: the Executive Director of
the Texas Commission on Environmental
Quality

Representing: the Public Interest Counsel
of the Texas Commission on
Environmental Quality

Representing: Porter Municipal Utility
District

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



TELECOPY TRANSMITTAL

ATTENTION: Margaret
COMPANY: Young & Brooks, LLP
FAX NO.: 713-951-9605
FROM: Greg A. Parker, P.E.
DATE: 06-02-2003 NO. OF PAGES: 15
(Including this cover sheet)

PROJECT DESCRIPTION Porter MUD – CCN Expansion
PROJECT NUMBER 99012-00800

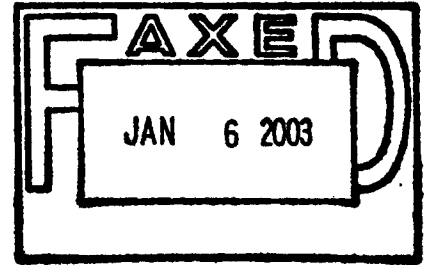
MESSAGE:

Attached are copies of documents we sent you in January. Additionally, we have attached a copy of the Notice mailed (wrong address) sent to Crystal Springs. These 3 pages were not previously transmitted.

If you think of anything else that may be helpful, please call.

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.

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



TELECOPY TRANSMITTAL

ATTENTION: Margaret
COMPANY: Young & Brooks, LLP
FAX NO.: 713-951-9605
FROM: Greg A. Parker, P.E.
DATE: 01-06-2003 NO. OF PAGES: 11
(Including this cover sheet)

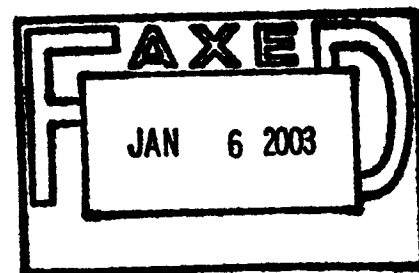
PROJECT DESCRIPTION Porter MUD - CCN Expansion
PROJECT NUMBER 99012-00800 ✓

MESSAGE:

Attached are copies of documents, etc sent to Mr. Jeff Kirschbaum of the TCEQ
regarding Crystal Springs Water Company.

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.

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



TELECOPY TRANSMITTAL

ATTENTION: Mr. Jeff Kirschbaum
COMPANY: TCEQ
FAX NO.: 1-512-239-0606
FROM: Greg A. Parker, P.E.
DATE: 01-06-2003 NO. OF PAGES: 9
(Including this cover sheet)

PROJECT DESCRIPTION Porter MUD – Sewer CCN Application
PROJECT NUMBER 99012-00800

MESSAGE:

In reviewing our files, we find the address provided to us by the TNRCC staff for Crystal Springs Water Company is:
PO Box 600 NOT PO Box 603
Porter, TX 77356 Porter, TX 77356

It does appear that the address used for notification of Crystal Springs Water Company was incorrect in that it was mailed to a Houston Texas address. However, our files also indicate that following publication of the Notice as required by the TNRCC, we received a call from Mr. Tom Martin of Crystal Springs Water Company on November 28, 2001. A conversation was held wherein Mr. Martin indicated he had a pending CCN application for sewer at the TNRCC and did not wish to be in Porter's CCN. I verbally requested a map indicating the limits of his pending CCN application so we could amend our application to exclude his pending CCN. Subsequent to that conversation, Mr. Martin forwarded a map on November 29, 2001 identifying the extent of the Crystal Springs Water Company pending sewer CCN application.

On December 5, 2001, we forwarded information to Ms. Blaschke of the TNRCC and amended our application to exclude the jurisdictional overlaps that included Crystal Springs Water Company and some other entities.
For your convenience, we have attached copies of written documentation.

The publication of the Notice was done on November 15 and November 22, 2001 in accordance with the TNRCC requirements. It is apparent from the documentation that even though the notice was addressed incorrectly, Mr. Martin of Crystal Springs Water Company was aware of the Porter MUD application and had ample opportunity to file any protest to the application and that in fact, Porter MUD accommodated his request for exclusion.

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.



Texas Natural Resource Conservation Commission

APPLICATION NO. 20573

PUBLISHER'S AFFIDAVIT

STATE OF TEXAS

COUNTY OF Montgomery

Before me, the undersigned authority, on this day personally appeared

Michelle Lopez

who being by me duly sworn, deposes and says that (s)he is the

Legal Clerk

TITLE

The Courier

NAME OF NEWSPAPER

newspaper is regularly published in Montgomery

County(ies) and generally circulated in Montgomery

County (Counties), Texas; and that the attached notice was published in said newspaper on the

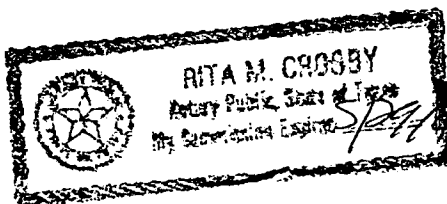
following date(s), to wit:

November 15, 22, 2001

Michelle Lopez
Newspaper Representative's Signature

Subscribed and sworn to before me this 27th day of Nov., 2001, to certify which

witness my hand and seal of office.



Rita M. Crosby
Notary Public in and for the State of Texas

Print or Type Name of Notary Public

Commission Expires 11/29/2001

99012-00800

THE CITY COUNCIL, AND THE PLANNING & ZONING COMMISSION OF THE CITY OF OAK RIDGE NORTH, TEXAS WILL HOLD A JOINT PUBLIC HEARING ON MONDAY, DECEMBER 10, 2001 AT 7:00 P.M. AT THE CITY HALL, 27424 ROBINSON ROAD, OAK RIDGE NORTH, TEXAS FOR THE PURPOSE OF RECEIVING TESTIMONY REGARDING AMENDING APPENDIX A OF THE CODE OF ORDINANCES OF THE CITY OF OAK RIDGE NORTH, TEXAS (APPENDIX A BEING THE ZONING ORDINANCE OF THE CITY), BY ADDING TO SUBSECTION A OF SECTION 6 THEREOF A NEW PARAGRAPH 1: PROVIDING THAT SINGLE FAMILY DWELLINGS SHALL BE PERMITTED IN THE R-2 DISTRICT SUBJECT TO COMPLIANCE WITH R-1 REGULATIONS APPLICABLE THERE-TO.

ADOPTED NOVEMBER 12, 2001.

/s/ Lynne George, City Secretary

Ordinance No. 027-01

AN ORDINANCE OF THE CITY OF OAK RIDGE NORTH, TEXAS PROVIDING RULES AND REGULATIONS GOVERNING THE USE AND OCCUPANCY OF PUBLIC RIGHT-OF-WAY WITHIN THE CITY; PROVIDING STANDARDS FOR CONSTRUCTION AND MAINTENANCE OF FACILITIES WITHIN SAID PUBLIC RIGHT-OF-WAY; PROVIDING FOR THE ISSUANCE OF PERMITS; PROVIDING FOR THE FILING AND MAINTENANCE OF BONDS AND INSURANCE; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2000 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; PROVIDING A CIVIC PENALTY IN AN AMOUNT NOT TO EXCEED \$1,000 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; PROVIDING OTHER MATTERS RELATING TO THE SUBJECT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; AND PROVIDING FOR SEVERABILITY.

ADOPTED NOVEMBER 12, 2001

/s/ Lynne George, City Secretary

26674 November 15, 16, 2001

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

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 NO current customers.

A request for a public hearing must be in writing. You must state (1) you 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 hearing. 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.

Persons who wish to intervene 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, Texas 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.

26672 November 15, 22, 2001

NOTICE OF JOINT PUBLIC HEARING

THE CITY COUNCIL, AND THE PLANNING & ZONING COMMISSION OF THE CITY OF OAK RIDGE NORTH, TEXAS WILL HOLD A JOINT PUBLIC HEARING ON MONDAY, DECEMBER 10, 2001 AT 7:00 P.M. AT THE CITY HALL, 27424 ROBINSON ROAD, OAK RIDGE NORTH, TEXAS FOR THE PURPOSE OF RECEIVING TESTIMONY REGARDING AMENDING APPENDIX A OF THE CODE OF ORDINANCES OF THE CITY OF OAK RIDGE NORTH, TEXAS (APPENDIX A BEING THE ZONING ORDINANCE OF THE CITY), BY ADDING TO SUBSECTION A OF SECTION 6 THEREOF A NEW PARAGRAPH 1: PROVIDING THAT SINGLE FAMILY DWELLINGS SHALL BE PERMITTED IN THE R-2 DISTRICT SUBJECT TO COMPLIANCE WITH R-1 REGULATIONS APPLICABLE THERE-TO.

ALL PERSONS DESIRING TO BE HEARD REGARDING SAID PROPOSED ORDINANCE WILL BE AFFORDED AN OPPORTUNITY TO DO SO.

/s/ Lynne George, City Secretary

26675 November 15, 2001



936-448-2525 or
936-524-3685(NW)

'98 HD Roadking

F.I. Exc. Cond., 1500 Miles, Lots Extra Chrome, \$16,900. (281) 443-3940

'00 Honda XR-

70cc, Dirt Bike, Like New, Garage Kept, W/Safety Gear \$1200 936-273-2054

4 Wheelers For Sale

'00 Honda Rancher, 20hrs, Adult Owned & Garage Kept. Orange, Extra Tires \$4,250. (936) 254-2906(NW)

Boats

'96 Hurricane Deck Boat

5.7ltr, V8, I/O, Only 90hrs, Like New! \$12K (281) 356-2699(NW)

'91 Baja 20ft Merc

V6, 43LX Low Hours, Red & White, Magnum Trailer, Many Xtras! \$6,500 Call Mary (936) 539-9344 or Ed (713) 398-7255.

85 33' HOUSEBOAT
Mostly Rebuilt,
needs little work.
\$10K OBO 936-788-4040

17ft KING FISHER BASS BOAT

w/Trailer. \$1700. (281) 419-8097 (nw)

JENSEN 17'

Clipper Canoe, W/Mahogany Paddles, \$200. (281) 296-7480

PONTOONS & DECKBOATS
Buy Where You Boat! Lake Conroe Inland Marine 936-588-1126

'96 Pontoon 24' Voyager 60hp Yamaha, No Trailer, Sink/Potty \$3,300. (936) 448-6918 (NW)

POP UP CAMPER

Starcraft, 3 window unit Sink, air, sleeps 6. Great shape. \$2,000. 281-360-5155

Motor Homes

'97 CruiseAir 35', Chevy 454 Vortec, Low Mileage, Loaded, Ext. Warranty, \$55K OBO (936) 448-2647 (NW)

Utility Trailers

32ft Gooseneck
Fully Enclosed, 8ft-High x 7ft-Wide. \$2500. obo (936) 231-4608 (nw)

16ft. Flat bed Trailer Gooseneck

new tires, working lights. \$900 (936) 856-7285(nw)

New 6' 4" X 16'
Tandem Axels, \$750., New 5'X10' Single Axel, \$495.. (936) 672-9244

Automobiles Wanted

Donate Any Vehicle Or Boat.

Running or not.
Tax deductible. Free tow.
American Organ
Transplant Association.
(281) 261-2682.

Donate To Family Help
Center Your Vehicle Or Boat,
Tax Receipts Given. We Pick
Up, (877) 871-HELP

PICK A PART
CASH for Cars & Trucks
(281) 448-8897
(800) 675-5924

Trucks For Sale

■ 99 F250 Ford Crew Cab
Lariat Triton V-10, bedliner,
35K, towing pkg. LOADED!!
\$21,500 936-499-5415

'94 Dodge Dakota
White Leer Cover, Loaded
\$4,500. Myr Boenol
(936) 441-1620 (NW)

'93 AEROSTAR VAN XLT
7 Passenger. New air &
Tires. Runs Good. 140K.
\$3500 (281) 364-8780 (NW)

'93 Mazda B2200

P/U Very Clean-Runs
Great! Dent In Rear
Fender, \$2,750 obo.
(281) 399-3266(NW)

'85 NISSAN P/UP

Standard, runs good!
\$1,500. (936) 931-2782

'01 Chevy S-10 LS

Drk.green, 3,200mi, 5yr
warr, Rhino bedliner
\$9,800 281 360-5588(nw)

'00 Chevy ¾ Ton 350

29K Miles, \$16,000.
(936) 760-1434(NW)

99 Ford XLT 150

4dr, Ext-Cab, 5.4 Triton
Eng, Full Pwr, Loaded.
\$15,500. Like New! (713)
882-3840

97 F-150 4x4

3dr, Excel Cond, 1-Owner,
56K mi, Loaded. \$15,500.
(281) 334-6329 (se)

96 Super Duty Ford Roll-
back Wrecker Diesel, Excel
Cond. \$20,900 w/Radios
\$18,900 w/out 281-487-6917
or Pgr 713-684-6484 (NE)

87 Toyota P/U

4 spd, 84K mi, Clean.
\$3295. (281) 452-1216

2000 DODGE DAKOTA
Excellent Condition
Under 20K Mi. \$15,000
Call Juanita (936) 628-6841

Deer Hunters

'56 Jeep CJ-5 \$2000.
(936) 856-4020 (nw)

'94 F250 Ext. C
Long Bed, 351 W,
Good Shape, Runs
\$5,000. (281) 592

'93 Ext. C
Dodge 3/4 Ton, C
Auto, New Tires,
\$3500 936-672-55C

Vans For S

'99 Dodge F
2500 Van; 56
12 passenger, dur
100K warranty. Mis
transferred. Must
quickly. \$11,500
367-2106/281 728

'98 F/S Conv. Van.

Loaded. Like New
Scrm. TV/VP/CD/Rear
\$17,500 (281) 356-

'93 Customized GM
4 Captain Chairs. C
Size Sofa. Exc. C
\$6,850. 713-294-647

Sports Cars Sale

93 Corvette C
Wh/Blk, 16,500
miles, Excel Cond
\$20,500.(281) 360-

Classic Car
For Sale

'68 Mustan
Fast Back
302 V8, auto, pwr st
& brks, new brakes
Holley 650 carb,
good, needs paint.
obo Call Evayne
(281) 292-6496
Daytime:(713) 928-
Ask for J. Dear

1966 MUSTAN

289, Auto, Runs
Looks Nice. \$600
(936) 760-2125 (r

Sports Utility Vehicle

'98 Ford Expl
XLT Exc.cond 45kn
Pwr, fully loaded \$1
(281) 419-5431(N

'96 Toyota 4-Runner
Exc. Cond! New Ti
102K Mi, \$15,900 o
(281) 298-2854 (NW)

'91 Jeep Wran
5spd, 4x4, 88
Exc.cond, \$6,10
(936) 756-7543(N

'83 Suburba

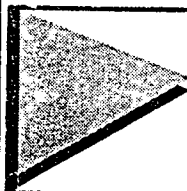
Needs Mechanic
Make Offer!
(936) 588-4561(N

98 Explorer X

V6, 4dr, Lthr, Excel C
\$12,500. (281) 360-

97 Expedition

V8, Exc.cond 80kr
loaded \$15,000
(936) 321-8386(N



Legal

ORDINANCE NO. 1585-01

AN ORDINANCE AMENDING CHAPTER 2 ¼ OF THE CODE OF ORDINANCES RELATING TO AUTOMATED ALARM PROTECTIVE DEVICES IN ORDER TO ESTABLISH RULES GOVERNING THE PERMITTING AND OPERATION OF BURGLAR ALARM SYSTEMS; DECLARING VIOLATIONS OF SUCH CHAPTER A MISDEMEANOR PUNISHABLE BY A FINE NOT TO EXCEED \$500 UPON CONVICTION THEREOF; PROVIDING FOR PUBLICATION, EFFECTIVE DATE AND OTHER RELATED MATTERS.

THE STATE OF TEXAS
COUNTY OF MONTGOMERY
CITY OF CONROE

§
§
§

I, MARLA J. PORTER, City Secretary of the City of Conroe, Texas, do hereby certify that the above and foregoing is a true and exact copy of the caption of an Ordinance duly and finally passed and approved by the City Council of the City of Conroe, Texas, on November 8, 2001.

/s/Marla J. Porter, TRMC
City Secretary

25666 November 14, 15, 2001

PHONE CALL

FOR Mark Tom Martin DATE 11/26 TIME 10:26 (A.M. / P.M.)

M Mark Tom Martin

OF 281-354-5141

PHONE _____ FAX _____

MESSAGE _____

☐ TELEPHONED

☐ RETURNED YOUR CALL

☐ PLEASE CALL

☐ WILL CALL AGAIN

☐ CAME TO SEE YOU

☐ WANTS TO SEE YOU

SIGNED _____ adams 1154

PHONE CALL

FOR Drew DATE 11/28/2001 TIME 10:26 (A.M. / P.M.)

M Tom Martin

OF Martin Realtors

PHONE 281-354-5141 FAX _____

MESSAGE _____

☒ TELEPHONED

☐ RETURNED YOUR CALL

☒ PLEASE CALL

☐ WILL CALL AGAIN

☐ CAME TO SEE YOU

☐ WANTS TO SEE YOU

SIGNED [Signature] adams 1154

PHONE CALL

FOR _____ DATE _____ TIME _____ (A.M. / P.M.)

M Crystal

OF Montgomery County Appraisal

PHONE _____ FAX _____

MESSAGE _____

☐ TELEPHONED

☐ RETURNED YOUR CALL

☐ PLEASE CALL

☐ WILL CALL AGAIN

☐ CAME TO SEE YOU

☐ WANTS TO SEE YOU

SIGNED _____ adams 1154

PHONE CALL

FOR Drew DATE 11/28/2001 TIME _____ (A.M. / P.M.)

M JERRY Mancuso

OF _____

PHONE 713-691-6008 FAX _____

MESSAGE _____

☒ TELEPHONED

☐ RETURNED YOUR CALL

☒ PLEASE CALL

☐ WILL CALL AGAIN

☐ CAME TO SEE YOU

☐ WANTS TO SEE YOU

SIGNED [Signature] adams 1154

Multiple Listing Service

MLS**RECEIVED**

NOV 29 2001

MARTIN REALTORS®
Division of Martin Realty & Land Inc.
P. O. Box 603, Hwy. 59 at FM 1314
Porter, Texas 77365

Office: (281) 354-5141 • Fax: (281) 354-6627

TELECOPIER TRANSMITTAL INFORMATIONDate: 11-29-01

Time: _____

To: Hreg ParkerFrom: Tom MartinPages (including this page): 2Subject: _____

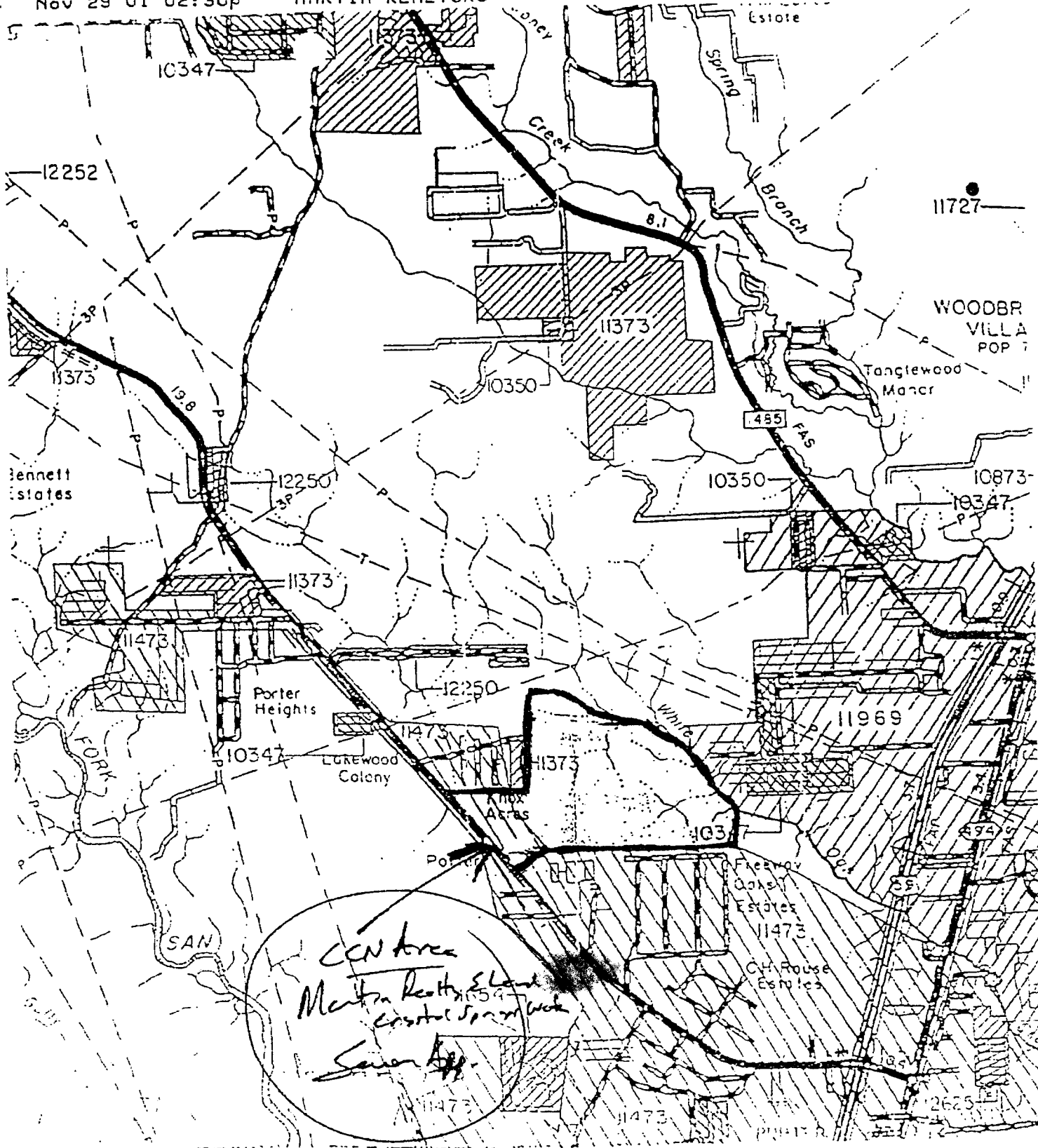
_____**TO RECEIVING PARTY:**

Please call IMMEDIATELY if the preceeding material is not properly received or not legible.

W. Gary Lockman
Telecopier Operator**(281) 354-6627**

Fax Number

MARTIN REALTY & LAND, INC.





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

December 5, 2001

Texas Natural Resource Conservation Commission
Water Permits and Resource Management Division
Utilities and Districts Section MC-153
P.O. Box 13087
Austin, Texas 778711-3087

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 Blaschke:

As required by letter from the TNRCC dated October 26, 2001, we are providing the following documents and information to address the concerns relating to the Application to Amend CCN No. 0573 held by Porter Municipal Utility District.

As proof that we have complied with the notification process as follows:


- a) We have published the required notice once a week for two (2) consecutive weeks in the Humble-Kingwood-East Montgomery County Observer Sun. We have attached one original and three copies of the affidavit of publication with tear sheets as required.
- b) We have forwarded individual notices and maps to the entities noted in your letter with the exception of Montgomery County MUD #58 and Forest Cove MUD both of which have been dissolved. We have enclosed four (4) copies of each notice and map for neighboring utilities as required.
- c) Enclosed is one (1) original and three (3) copies of the affidavit of individual notice to neighboring utilities as required.

Other matters of concern related to overlap of jurisdiction within the proposed service area. At the time of application, we were not aware of these overlaps and we propose to resolve these in the following manner:

- a) We are hereby amending our application to exclude the following jurisdictional overlaps:
 - 1) Crystal Springs Water Company, Inc.
 - 2) Montgomery County No. 56
 - 3) City of Houston
- b) We have contacted Lone Star Groundwater Conservation District and they are forwarding their consent to this overlap.
- c) We have requested approval from the City of Conroe to overlap their annexation strips along FM 1314 as it does not appear feasible for the City of Conroe to provide wastewater services to this area at this time. We have enclosed a copy of our request and are awaiting approval of same from the City of Conroe. We will forward a copy of their approval upon receipt.
- d) We have prepared a map identifying specific and general locations of requests and inquiries for sanitary sewer services over the past 3 to 5 years. Several of these requests have been in writing while most have been verbal. We have attached a copy of all available written requests retrievable from our records.

We trust the information provided herein will be sufficient to complete your review and approval of the District's revised application. Should you have any questions or require additional information, please contact the undersigned.

Sincerely,

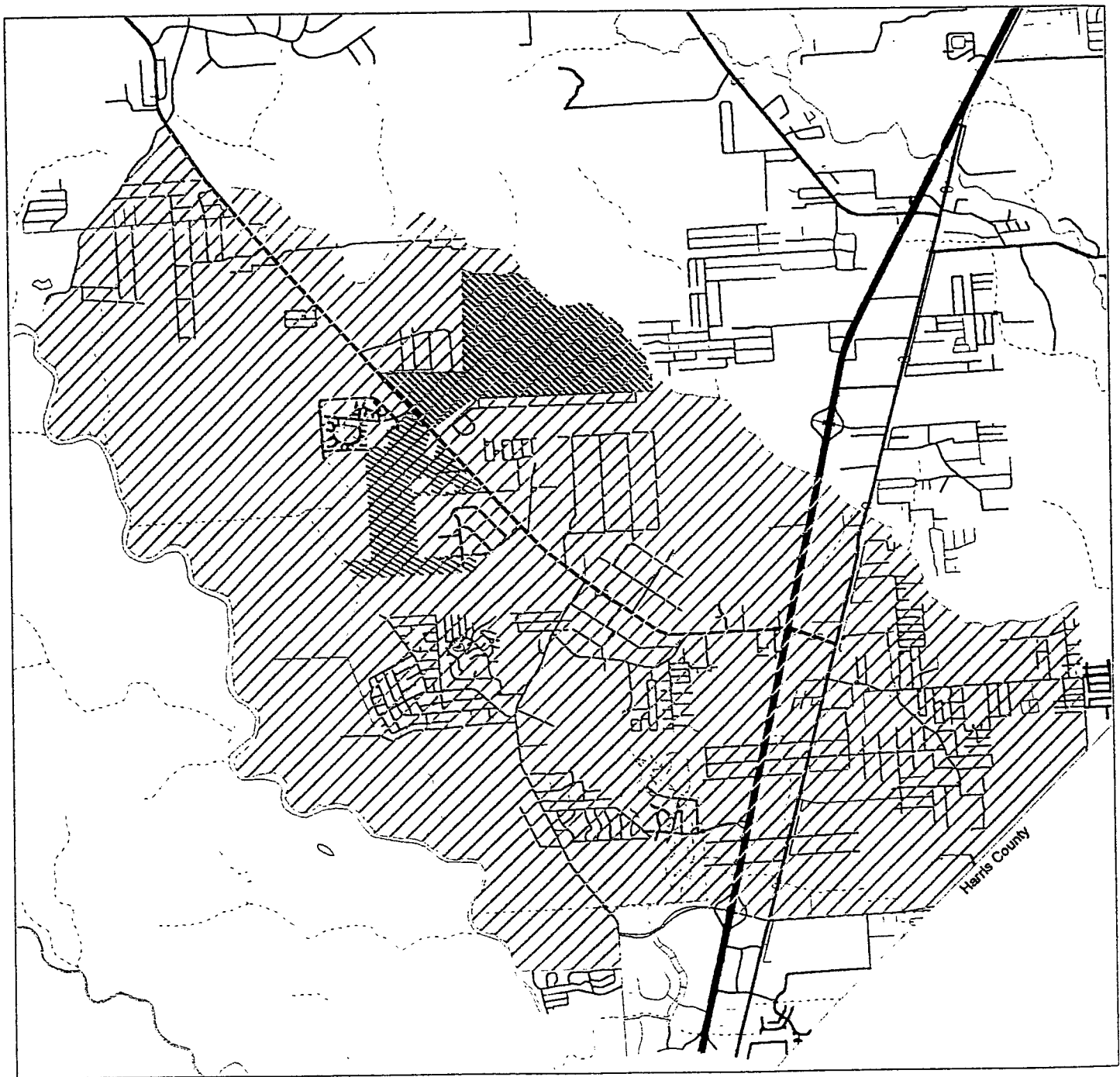


Greg A. Parker, P.E.
District Engineer

Enclosures

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

Porter MUD to amend Sewer CCN .0573
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

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: Crystal Springs Water Company
Attn: Mr. Tom Martin
P.O. Box 603
Houston, Texas 77036

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:

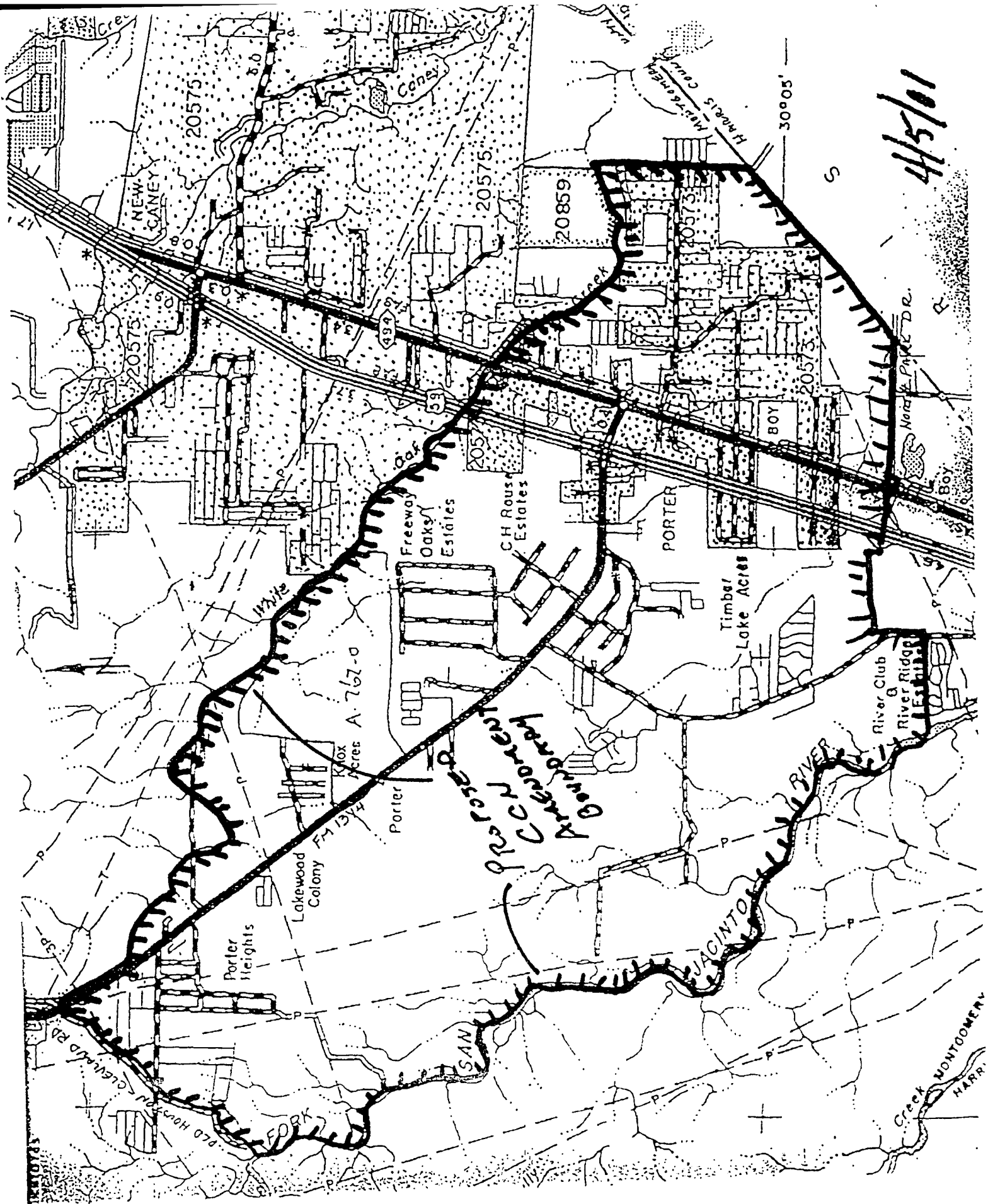
Texas Natural Resource Conservation Commission
Water Permits and Resource Management Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, TX 78711-3087

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.

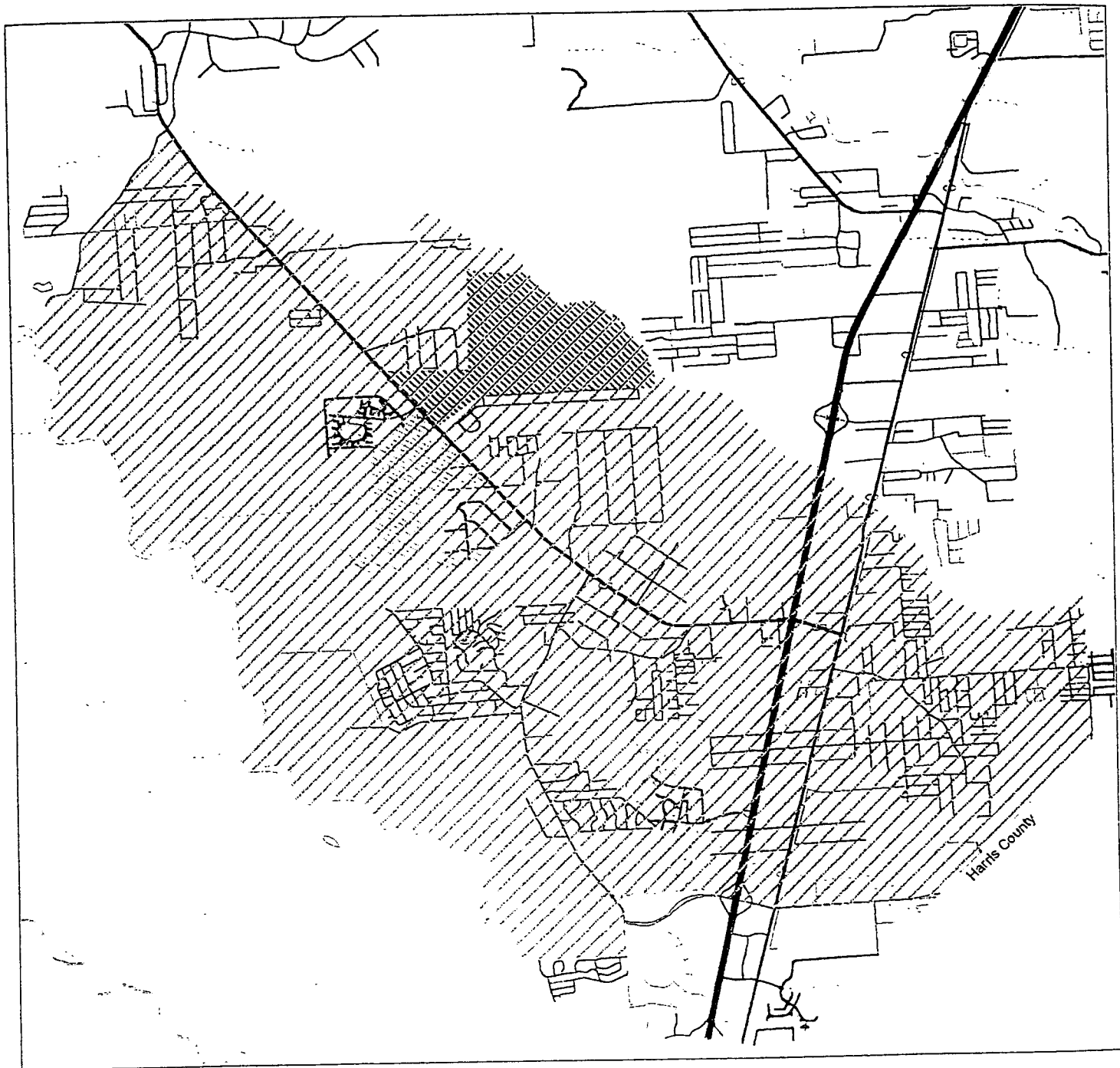
If one or more requests for a hearing are filed, the Executive Director will not issue the CCN and will forward the application to the State Office Administrative Hearings (SOAH) where a hearing may be held. In the event an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission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

99012-00800

4/5/01



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





Porter Water Supply Corp.
22162 Water Well Road
Porter, Texas 77365-5381

RECEIVED
JUN 09 2003

Ph: (281) 354-5922
Fax (281) 354-5050

June 4, 2003

TO: Honorable Kerry D. Sullivan
SOAH Austin, Texas

Wendall Corrigan Braniff
Attorney Austin, Texas

Geoffrey Kirshbaum
TCEQ Austin, Texas

Margaret Maddux
Attorney Houston, Texas

FROM: Jerry Lovelady
Porter Water Supply Corp.

SUBJECT: Contested Case Hearing
SOAH Docket # 582-03-3034
TCEQ Docket # 2002-0311-UCR

To those Persons listed above, I am providing copies (enclosed) of the Evidence presented at this Hearing on behalf of the Porter Water Supply Corporation.

I am respectfully requesting that copies of the Hearing Evidence presented by Wendall Braniff and Margaret Maddux be provided to me by these persons at their earliest convenience.

Thank you for your assistance and cooperation.

Jerry Lovelady
General Manager

cc: Tom Martin
Greg Parker, P.E.
Mike Howell

99012-00800

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

MAY 12 2003



NOTICE OF HEARING
PORTER MUNICIPAL UTILITY DISTRICT
SOAH Docket No. 582-03-3034
TCEQ Docket No. 2002-0311-UCR

APPLICATION. Porter Municipal Utility District, P. O. Box 1030, Porter, Texas 77365 has applied with the Texas Commission on Environmental Quality (TCEQ) to amend sewer Certificate of Convenience and Necessity No. 20573, in Montgomery County, Texas; Application No. 33613-C.

CONTESTED CASE HEARING. The State Office of Administrative Hearings (SOAH) will conduct a formal contested case hearing on this application at:

10:00 a.m. – June 3, 2003
William P. Clements Building
300 West 15th Street, 4th Floor
Austin, Texas 78701

The hearing will be a legal proceeding similar to a civil trial in state district court. The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapter 13, Texas Water Code; TCEQ rules including 30 Texas Administrative Code (TAC) Chapter 291; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. To participate in the hearing as a party, you must attend the hearing and show you would be affected by the petition in a way not common to members of the general public.

INFORMATION. For information concerning the hearing process, please contact the TCEQ Public Interest Counsel, MC 103, P.O. Box 13087, Austin, TX 78711-3087. For additional information, contact the TCEQ Water Supply Division, Utilities & Districts Section, MC 153, P.O. Box 13087, Austin, TX 78711-3087, telephone 512-239-4691. General information regarding the TCEQ can be found at our web site at www.TCEQ.state.tx.us.

Persons with disabilities who plan to attend this hearing and who need special accommodations at the hearing should call the TCEQ Office of Public Assistance at 1-800-687-4040 or 1-800-RELAY-TX (TDD), at least one week prior to the hearing.

Issued: May 8, 2003

A handwritten signature in dark ink, appearing to read "LaDonna Castañuela".

LaDonna Castañuela, Chief Clerk
Texas Commission on Environmental Quality

99012-00800

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



TELECOPY TRANSMITTAL

ATTENTION: Ms. Cathy Bate
COMPANY: Porter MUD
FAX NO.: 281-354-1088
FROM: Greg A. Parker, P.E.
DATE: 06-02-2003 NO. OF PAGES: 13
(Including this cover sheet)

PROJECT DESCRIPTION

PROJECT NUMBER 99012-00800 Porter Municipal Utility District - CCN Expansion Protest

MESSAGE: Please find copy of letters received today to Young & Brooks
from the TCEQ for the Protest Hearing tomorrow. I have spoken with Bill Sparks and
he should see a copy of these letters. Any questions please call.

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.

YOUNG & BROOKS
ATTORNEYS AT LAW
1415 LOUISIANA, FIFTH FLOOR
HOUSTON, TEXAS 77002-7349

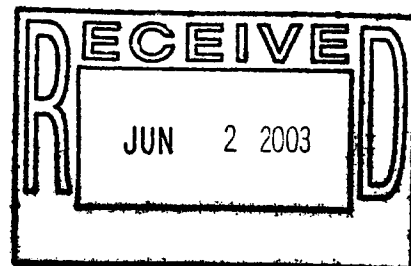
J. RON YOUNG
MARK W. BROOKS

(713) 951-0800
FAX (713) 951-9605

MARGARET R. MADDOX

FAX TRANSMITTAL

PAGE 1 OF 11 (INCLUDES THIS SHEET)



DATE: June 2, 2003

TO: Greg Parker

COMPANY: PE Consulting

FAX: 713.939.9907

FROM: Scott Townsend

RE: Porter Municipal Utility District

PLEASE CALL ROXANNE AT 713/951-0800 IF THE COPIES OF THIS TRANSMITTAL ARE NOT LEGIBLE, OR IF YOU HAVE DIFFICULTY WITH THIS TRANSMISSION. WE WILL NOT CONFIRM THIS TRANSMISSION WITH A FOLLOW-UP TELEPHONE CALL. OUR FAX MACHINE IS 713/951-9605.

TCEQ

Fax: 512-239-6972

Jun 2 2003 1:26

P.01

Protecting Texas
by Reducing and
Preventing Pollution

FAX TRANSMITTAL

DATE: June 2, 2003

NUMBER OF PAGES (including this cover sheet):

3
1

TO:

Name

Margaret Maddox

Organization

Representing Porter MUD

FAX Number

(713)951-9805

FROM:

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Name

Mike Howell

Division/Region

Water Supply Division

Telephone Number

512-239-6860

FAX Number

512-239-6972

NOTES:

Attached are protest letters from Crystal Springs and a letter stating that Porter WSC will attend the hearing on Tuesday.

Greg,
FYI. It
looks like Porter
Water may attend
hearing tomorrow.
Thanks,
mem

Jun 2 2003 1:26

P. 02

Fax: 512-239-6972

TCEQ

WENDALL CORRIGAN BRANIFF
Attorney at LawPhone: (512) 480-2216
Fax: (512) 291-1006
e-mail: wbraniff@ic.com816 Congress Avenue
Suite 1100
Austin, Texas 78701-2443

April 5, 2003

Mr. Jeff Kirschbaum
Legal Services Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78753

Re: Porter MUD Application to Amend Sewer CCN No. 20573

Dear Mr. Kirschbaum:

Thank you for your telephone message confirming that you have received the letter dated March 13, 2003 from my client, Mr. Tom Martin, advising you of his protest and requesting a hearing on behalf of himself and his partners, Crystal Springs Water Co., Inc. and Martin Realty & Land, Inc. of the above-referenced application.

Please accept this letter as notification that I will be representing Mr. Martin in this proceeding, and place my name on any mailing list for notices and correspondence concerning this case.

Frankly, I think it is inappropriate for TCEQ to consider this application. MUD districts are not required to have a CCN. Porter MUD could serve the proposed area without a CCN, however, the addition of this territory to the MUD district must be ratified by the property owners in the proposed extension area. If TCEQ were to grant the application, such action would merely prevent another utility from serving the area. If the addition of the territory is not subsequently approved by the voters, then what? No other utility may serve in the MUD's CCN area, and the MUD could not serve because the voters had disapproved the addition of the territory. Approval of the application could thus create a utility "No Man's Land." This would certainly not be for the convenience and necessity of the customers.

My suggestion is that the MUD take this issue to the voters before the CCN application is considered. Then, if the voters approve the extension of the MUD territory, the MUD could immediately begin service, since the MUD is not required to have a CCN. Additionally, Porter MUD could submit an application to amend its CCN at that time. After voter approval, I doubt that a CCN amendment would draw any protest.

I have contacted Porter MUD's attorney, Ron Young and their operator, Mr. Greg Parker, however, no meeting has been set to negotiate a settlement of this matter. Please contact me regarding this application to confirm my current understanding and the procedures regarding processing of the application.

Yours truly,

05/02/2003 11:02

7133519505

YOUNG BROOKS

PAGE 04

Fax:512-239-6972

Jun 2 2003 1:27

P.03

TCEQ

Wendell Braniff
Wendell Corrigan Braniff

cc: Tom Martin
Joe Strouse
Mike Howell

c:\necmc\crystal\spring03\0405100q.doc

06/02/2003 11:02

7139519605

YOUNG BROOKS

PAGE 05

Fax: 512-239-6972

Jun 2 2003

:27

P.04

PAGE 01

TCEQ

05/28/2003 14:43

2813545050

PORTERWATERSUPPLY



Porter Water Supply Corp.
22162 Water Well Road
Porter, Texas 77365-5381
Ph: (281) 354-5922
Fax (281) 354-5050

FACSIMILE TRANSMITTAL

From # 281 - 354 - 5050

Page 1 of 17

TO: TCEQ UTILITIES & DISTRICT'S SECTION

Date: 5-28-03

FAX # 512-239-6972

FROM: Jerry Lovelady, General Manager
Porter Water Supply Corporation

Message: LETTER CONCERNING

NOTICE OF HEARING -
PORTER MUD

SOAH DOCKET # 582-03-3034

TCEQ DOCKET # 2002-0311-UCR

Thank you for your assistance.

Jerry Lovelady

Copy(ies) to:

TCEQ PUBLIC INTEREST COUNSEL #512-239-6377

LARRY FORSTER # 936-756-2606

Jun 2 2003

:28

P.05

PAGE 02

TCEQ

Fax: 512-239-6972

PORTERWATERSUPPLY

05/28/2003 14:43

2813545050

Ph: (281) 354-5922
Fax (281) 354-5050

Porter Water Supply Corp.
22162 Water Well Road
Porter, Texas 77365-5381

May 28, 2003

CERTIFIED MAIL

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

RE: Notice of Hearing - Porter Municipal Utility District (MUD)
SOAH Docket No. 582-03-3034
TCEQ Docket No. 2002-0311-UCR

The Porter Water Supply Corporation (WSC) Board of Directors has authorized my attendance at this Hearing (10:00 a.m. - June 3, 2003). It is the desire of the Corporation to express its views and concerns regarding the Porter MUD's Application (No. 33613-C) to amend its sewer CCN (No. 20573).

In a way not common to members of the general public, the Porter Water Supply Corporation (CCN # 11473) will be affected by the MUD's CCN expansion efforts in the following manner: This application for CCN expansion appears to be the *initial step* undertaken by the Porter MUD toward *eventual provision* of water supply to areas adjacent to the Corporation, thus infringing on the future service plans and commitments of the Porter WSC and its ability to properly function as a "Regional Water Provider" (as designated by the Texas Commission on Environmental Quality).

Although the Porter Water Supply Corporation has the ability to provide sewer service in addition to water supply (Texas Water Code - Section 67.002), it has not sought this authority; nevertheless, the Porter MUD's interference with the Porter WSC operations (protest against the Porter WSC's conversion to a SUD), the MUD's lack of cooperation for the benefit of the Porter community (failure to enter into an Interlocal Agreement), and the MUD Board's desire to have the ability to furnish water services (as a so-called "cash cow" to assist its financial-ailing sewer system) all are indicators of the Porter MUD's intentions to venture into Water Supply Operations - thus negatively impacting the Porter Water Supply Corporation and its current and future Customers.

The MUD's protest against the conversion of the Porter Water Supply Corporation to the Porter Special Utility District (SUD), with correlative PMUD-generated exorbitant legal costs for the Porter WSC and Porter MUD (and the Porter community), is a good example of the Porter MUD's interference in the operations of the Corporation. The bogus reason for this MUD Protest is the so-called "overlapping jurisdictions" that will exist after this Conversion (i.e., the Porter WSC *already* has the backing of State Law to furnish sewer services if it seeks this authority, and therefore, "overlapping jurisdictions" already exist!).

TCEQ

Fax: 512-239-6972

Jun 2 2003 :23

P.06

PAGE 03

05/28/2003 14:43

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PORTERWATERSUPPLY

May 28, 2003 letter to TCEQ page 2 of 2

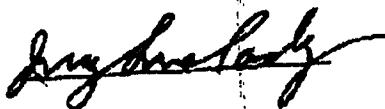
The failure to enter into an Interlocal Agreement with the Porter WSC is another example of the Porter MUD's non-cooperative spirit, and of the MUD's apparent desire to be a water provider in our area - despite the existence of the reliable water facilities of the "Regional Water Provider" (the Porter Water Supply Corporation); i.e., the AGREEMENT (copy enclosed) would enable the PWSC and the PMUD to better cooperate in providing water and sewer service to their respective areas. But despite several attempts by the PWSC Board of Directors to enter into this AGREEMENT with the PMUD Board of Directors (latest effort - March 6, 2003), the PWSC has been continuously rebuffed by the MUD Board President (Bill Sparks) and MUD Board Members.

The Porter WSC is willing to go forward with the execution of this AGREEMENT, and to designate to the Porter MUD that the PWSC is only interested in provision of water service. In order to prove that it is only interested in sewer service provision, the Porter MUD should be a willing party to the AGREEMENT's approval and execution.

As it stands now, and without the binding effect of this AGREEMENT, the Porter WSC has no assurance that the Porter Municipal Utility District is not poised to go forward with plans for water service provision, in the District's proposed CCN expansion area adjacent to the boundaries of the Porter Water Supply Corporation.

Therefore, as clearly stated above, the Porter Water Supply Corporation has serious concerns regarding the Application for the sewer CCN expansion of the Porter Municipal Utility District, unless such Application process includes assurances (such as the enclosed AGREEMENT) that the Porter MUD would not pursue Water Service Provision in these expansion areas and that it would take action to withdraw its Protest against the SUD Conversion of the Porter Water Supply Corporation.

Respectfully submitted,



Jerry Lovelady
General Manager

cc: Board of Directors
Larry Forster, PWSC Attorney
TCBQ Public Interest Counsel

enclosures

TCEQ

Fax: 512-239-6972

Jun 2 2003

:28

P. 07

PAGE 04

05/28/2003 14:43

2813545050

PORTERWATERSUPPLY

Ph: (281) 354-5922
Fax (281) 354-5050

Porter Water Supply Corp.
22162 Water Well Road
Porter, Texas 77365-5381

March 6, 2003

Mr. Bill Sparks, Board President
and Board of Directors
Porter Municipal Utility District (MUD)
Porter, Texas 77365

Hand Delivery
March 10, 2003

RE: Interlocal Agreement - Porter MUD / Porter WSC

Dear Mr. Sparks:

It has been the continuing desire of the Porter WSC Board of Directors - for the good of the Porter community - to pursue the approval and execution of an Interlocal Agreement that would increase the Level of Cooperation between our two Agencies. Two original copies of this Agreement are enclosed.

In addition, a letter from the Corporation's Attorney in Austin, Bill Cornick, is also enclosed, and provides legally clear and cogent reasons for the approval and execution of this Agreement by the Porter WSC and the Porter MUD.

The PWSC Board of Directors respectfully requests that your Board consider this Agreement via your Agenda of the Regular Board Meeting of March 18, 2003. Upon approval, please execute both copies and return one copy to the Porter Water Supply Corporation (a SAB is enclosed for your convenience).

We look forward to working with the Porter MUD Board of Directors on this matter, for the benefit of all our neighbors - the Residents of Porter, Texas.

Sincerely,

Pat Dennard, Board President
Porter Water Supply Corporation

TCEQ

Fax: 512-239-6972

Jun 2 2003 :29

P.08

PAGE 25

05/28/2003 14:43

2913545050

PORTERWATERSUPPLY

AGREEMENT

BETWEEN PORTER WATER SUPPLY CORPORATION AND PORTER MUNICIPAL UTILITY DISTRICT FOR COOPERATION IN PROVIDING WATER AND SEWER SERVICES

This Agreement is entered into as of the date of its execution, between PORTER WATER SUPPLY CORPORATION (WSC) and PORTER MUNICIPAL UTILITY DISTRICT (MUD) pursuant to the Texas Interlocal Cooperation Act, Section 791.001, TEXAS GOVERNMENT CODE, to enable the WSC and MUD to better cooperate in providing water and sewer services to their respective areas.

RECITALS

Porter WSC currently provides water service to approximately 3,500 water connections which are located both inside and outside of the MUD. Porter MUD provides sewer service to approximately 1,700 sewer connections, both inside and outside of the WSC. Under current Texas Law (TEXAS WATER CODE), both of these Agencies - the Porter MUD and the Porter WSC - have the authority to provide both water and sewer services, and they are presently overlapping jurisdictions within certain portions of the Porter community.

The existence of two separate entities in this community is a result of the priority need for water in this area and Porter WSC's commencement of water service operations at an earlier date. In the rural area that existed at that time, during the first years of the WSC's existence, septic tank systems provided wastewater service to each residential lot, with the emergence of the Porter MUD as a wastewater collection and treatment provider, for a portion of the community, occurring at a later date as the growth of the community expanded.

The MUD has recently filed an application with the Texas Commission on Environmental Quality (TCEQ) to amend its service area as shown in its Certificate of Convenience Necessity (CCN) issued by the TCEQ pursuant to Chapter 13, TEXAS WATER CODE, Subchapter G, "Certificates of Convenience and Necessity." The WSC has recently filed an application with the TCEQ to convert from a WSC to a Special Utility District (SUD). In order to facilitate steady and regular water and sewer service to the area, and to enable the WSC and MUD to budget, plan, and expand more efficiently, the MUD and WSC desire to enter into this Agreement to provide for cooperation between the two entities as authorized by the Texas Interlocal Cooperation Act, Section 791.001, TEXAS GOVERNMENT CODE.

AGREEMENT

The MUD and the WSC/SUD hereby contract and agree as follows:

1. The MUD will only provide sewer service to its customers, and no water service will be provided by the MUD without first obtaining a CCN from the TCEQ to provide water service to any customer.

TCEQ

Fax: 512-239-6972

Jun 2 2003 1:29

P.09

05/28/2003 14:43

2813545858

PORTERWATERSUPPLY

PAGE 06

2. The WSC/SUD will only provide water service to its customers, and no sewer service will be provided by the WSC/SUD without first obtaining a CCN from the TCEQ to provide sewer service to any customer.
3. The MUD will not protest the current application of the Porter WSC to the TCEQ for conversion to a SUD.
4. The WSC/SUD will not protest the MUD's current application to the TCEQ to amend its CCN regarding sewer service.
5. The MUD reserves the right to protest any WSC/SUD CCN application seeking any authority to provide sewer service.
6. The WSC/SUD reserves the right to protest any MUD CCN application seeking any authority to provide water service.
7. This Agreement shall be for an unlimited duration as authorized by Section 49.213(c), TEXAS WATER CODE.
8. Any and all disputes under this Agreement shall, at the request of either party, be submitted for alternative dispute resolution procedures as authorized by TEXAS GOVERNMENT CODE Chapter 2009, "Governmental Dispute Resolution Act."

Board President
Porter Municipal Utility District

DATE: _____

ATTEST: _____

Secretary
Porter Municipal Utility District

[DISTRICT SEAL]


Board President
Porter Water Supply Corporation

DATE: 3/5/03

ATTEST: _____


Secretary
Porter Water Supply Corporation

[CORPORATION SEAL]

TCEQ

Fax: 512-239-5972

Jul 2 2003 1:29

P.10

PAGE 07

05/29/2003 14:43 2813545058

PORTERWATERSUPPLY

BILL CORSBIE, P.C.
3708 CLAWSON ROAD
AUSTIN, TEXAS 78704-7802

Attorney and Counselor at Law

Board Certified: Administrative Law Texas Board of Legal Specialization

WEBSITE <http://hometown.aol.com/bilcorsbie/myhomepage/index.html>

PHONE 512/443-3199

FAX 512/443-9807

TOLL FREE PHONE 866/236-0177

E-MAIL bilcorsbie@aol.com

March 3, 2003

Board of Directors
Porter Water Supply Corporation
c/o Mr. Jerry Lovelady, Manager
22162 Well Road
Porter, Texas 77365-5381

Dear Directors,

I am writing you in response to a February 27, 2003, telephone request from Jerry Lovelady asking me to do so. As you are aware, I have been previously involved in the preparation of the "Agreement Between Porter WSC and Porter MUD for Cooperation in Providing Water and Sewer Services." It has been, and continues to be my recommendation that this Agreement be approved and executed by both parties, thus initiating a more cooperative environment for provision of these vital services, reducing the amount of legal fees that these entities spend because of their current non-cooperative agendas, and allowing the residents of the Porter community to reap the benefits of a new cooperative spirit between these two agencies.

This recommendation is based on my legal background - which includes over thirty years of administrative law in these type matters; my legal experience with numerous MUDs, Water Districts, and Water Supply Corporations; my legal involvement and interface with the Texas Commission on Environmental Quality (TCEQ) (formerly the TNRCC and the Texas Water Commission); and my knowledge of current law, including the Texas Water Code.

In conjunction with my recommendation for the Agreement's approval, I want to address two issues raised by Porter MUD:

FIRST, that by converting to a Special Utility District (SUD), the Porter WSC would gain overlapping sewer service jurisdiction that it would not otherwise have. The truth is THE PORTER WSC ALREADY HAS SEWER AUTHORITY. The WSC's sewer authority is set forth in Section 67.002, TEXAS WATER CODE, which states that water supply corporations may provide "water supply, sewer service, or both..." To exercise this authority, the WSC only needs to amend its Articles of Incorporation and its Bylaws, get a certificate of convenience and necessity for the Texas Commission for Environmental Quality (TCEQ) for the proposed sewer service area, and amend its tariff to include a sewer service charge.

TCEQ

Fax: 512-239-6972

Jun 2 2003 1:30

P. 11

05/28/2003 14:43

2813545050

PORTERWATERSUPPLY

PAGE 08

SECOND, I am told the Porter MUD believes that an Interlocal Agreement would not be a valid and enforceable document upon future changes in the Board members of the MUD and/or the WSC. I disagree, and my legal opinion is founded upon the case of City of Ranger v. Merton Valley Water Supply Corp., 79 S.W.3d 776 (Tex. App. 11th Dist. 2002) rehearing overruled. There the court responded to a claim that some similar contracts were illegal by simply stating,

"The contracts do not bind the City's governing body to a specific rate, are not ultra vires, and are lawful. see TEX. GOV'T CODE ANN. §791.026 GOV'T (Vernon Supp. 202)." *copy attached*

I am also attaching the following:

1. Section 49.213, TEXAS WATER CODE, "Authority to Issue Contracts." This is the MUD's authority for this contract. Section (b)(7) refers to contracts to "exercise any other rights, powers, and duties granted to a district," and
2. Section 791.026, TEXAS GOVERNMENT CODE, "Contracts for Water Supply and Wastewater Treatment Facilities." This is from Chapter 791, TEXAS GOVERNMENT CODE, "Interlocal Cooperation Contracts," which authorizes districts to enter into our proposed Agreement. I have also included Sections 791.001 - .015 to give you background on Interlocal Cooperation Contracts.

In addition, I have enclosed a new draft of the Agreement which contains a new provision to use "alternative dispute resolution." I have added this provision because in the year 2001, Section 291.015, TEXAS GOVERNMENT CODE, was amended to allow the parties to an interlocal contract to provide in the contract for submission of disputes arising under the contract to the alternative dispute resolution procedures authorized by TEXAS GOVERNMENT CODE Chapter 2009, "Governmental Dispute Resolution Act." Both the WSC and the MUD are covered by this Act as provided by Section 2009.003(2) and Section 552.003(8)&(9), TEXAS GOVERNMENT CODE.

If you have any questions regarding these matters, or if I may otherwise be of further assistance to you, please advise.

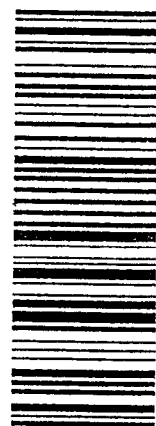
Yours truly,


Bill Corbie

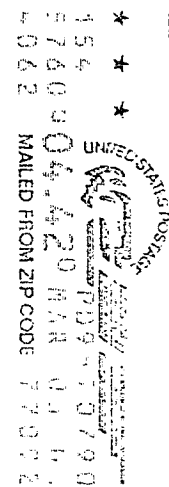
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enc.
xc w/enc.



P.O. Box 91036-310
Houston, Texas 77291-1036



7001 0320 0002 9895 9911



Crystal Springs Water Company
Attn: Mr. Tom Martin
P.O. Box 603
Porter, Texas 77365

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

CRYSTAL SPRINGS WATER CO.
Mr. Tom Martin
P.O. Box 603
Porter, TX 77365

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery

C. Signature

☒ Agent
☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail
☐ Registered
☐ Insured Mail
☐ Express Mail
☒ Return Receipt for Merchandise
☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)

7001 0320 0002 9895 9911

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
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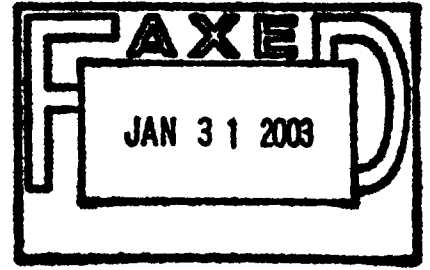
7001 0320 0002 9895 9911

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

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



TELECOPY TRANSMITTAL

ATTENTION: Mr. Ron Young
COMPANY: Young & Brooks, LLP
FAX NO.: 713-951-9605
FROM: Greg A. Parker, P.E.
DATE: 01-31-2003 NO. OF PAGES: 1
(Including this cover sheet)

PROJECT DESCRIPTION Porter MUD – CCN Expansion
PROJECT NUMBER 99012-00800 ✓

MESSAGE:

I have contacted Mr. Jeff Kirschbaum of the TCEQ Environmental Law Division regarding setting up a conference call. It may be easier for you to coordinate your schedule with his for that purpose next week.

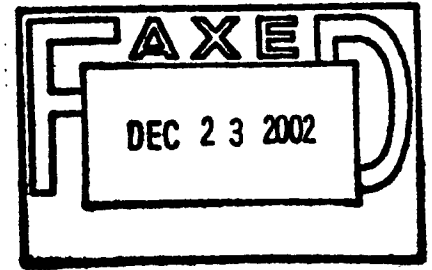
His direct phone number is 512-239-6257.

I should be available almost any time on Monday or Tuesday for inclusion in this 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.

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



TELECOPY TRANSMITTAL

ATTENTION: Ms. Cathy Bate
COMPANY: Porter MUD
FAX NO.: 281-354-1088
FROM: Greg A. Parker, P.E.
DATE: 12-23-2002 NO. OF PAGES: 4
(Including this cover sheet)

PROJECT DESCRIPTION Porter MUD – Sewer CCN Application

PROJECT NUMBER 99012-00800 ✓

MESSAGE:

Memo regarding conversation with Mr. Mike Howell of TCEQ and Mr. Tom Martin.

Please get with Bill & others as you deem appropriate.

I am sending a copy to Ron Young.

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.

Memorandum

To: Board of Directors – Porter MUD
From: Greg A. Parker, P.E.
Date: December 23, 2002
Re: CCN Expansion Application
Project No. 99012-00800

I received a telephone call from Mr. Howell on Thursday regarding Crystal springs Water Company. Mr. Martin is still claiming that he was not noticed by mail. I discussed this matter in detail and indicated that notice was mailed to Mr. Martin as required by the regulations. Mr. Howell indicated that he would speak with Mr. Martin and get back with me.

I received a call this morning from Mr. Howell indicating that Mr. Martin still claims that he did not receive notice. Mr. Howell indicated that he was going to send Mr. Martin's protest to the hearings office for resolution. I reminded him that Porter MUD had followed all the requirements for notification, that Porter MUD had amended their application to exclude property requested by Mr. Martin due to a pending Sewer CCN application he had before the TCEQ. I suggested to Mr. Howell that since the TCEQ establishes the procedures for notification, establishes who should be notified, and provides addresses for notification that the TCEQ should stand behind their procedures and declare that Porter MUD has complied with the requirements and disallow Mr. Martin's untimely protest. He indicated he would send me a map of the area Mr. Martin wants Porter to exclude from their application. He also stated he would discuss this matter with his supervisor.

This would set a precedence that would jeopardize the entire CCN process.

I received a call from Mr. Martin this morning. He indicated he would fax me a map showing the area he and others wanted Porter MUD to release from their application. I explained that Porter MUD has met all the requirements of the TCEQ for notification and generally explained the district's reasoning for expanding their CCN service area. Mr. Martin indicated that he is poised to obtain an injunction to stop this process if an arrangement cannot be reached.

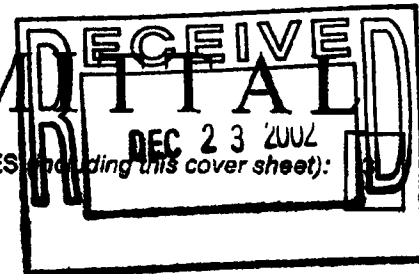
Mr. Martin suggested a meeting with several Board members to discuss this matter in detail sometime during the week of January 6.

I received the attached map from the TCEQ identifying the area of concern from Mr. Martin.



Protecting Texas
by Reducing and
Preventing Pollution

FAX TRANSMISSION



DATE: December 23,
2002

NUMBER OF PAGES (including this cover sheet): 1

TO: Name Greg Parker
Organization Porter MUD
FAX Number (713)939-9907

FROM: TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Name Mike Howell
Division/Region Water Supply Division
Telephone Number 512-239-6960
FAX Number 512-239-6972

NOTES:

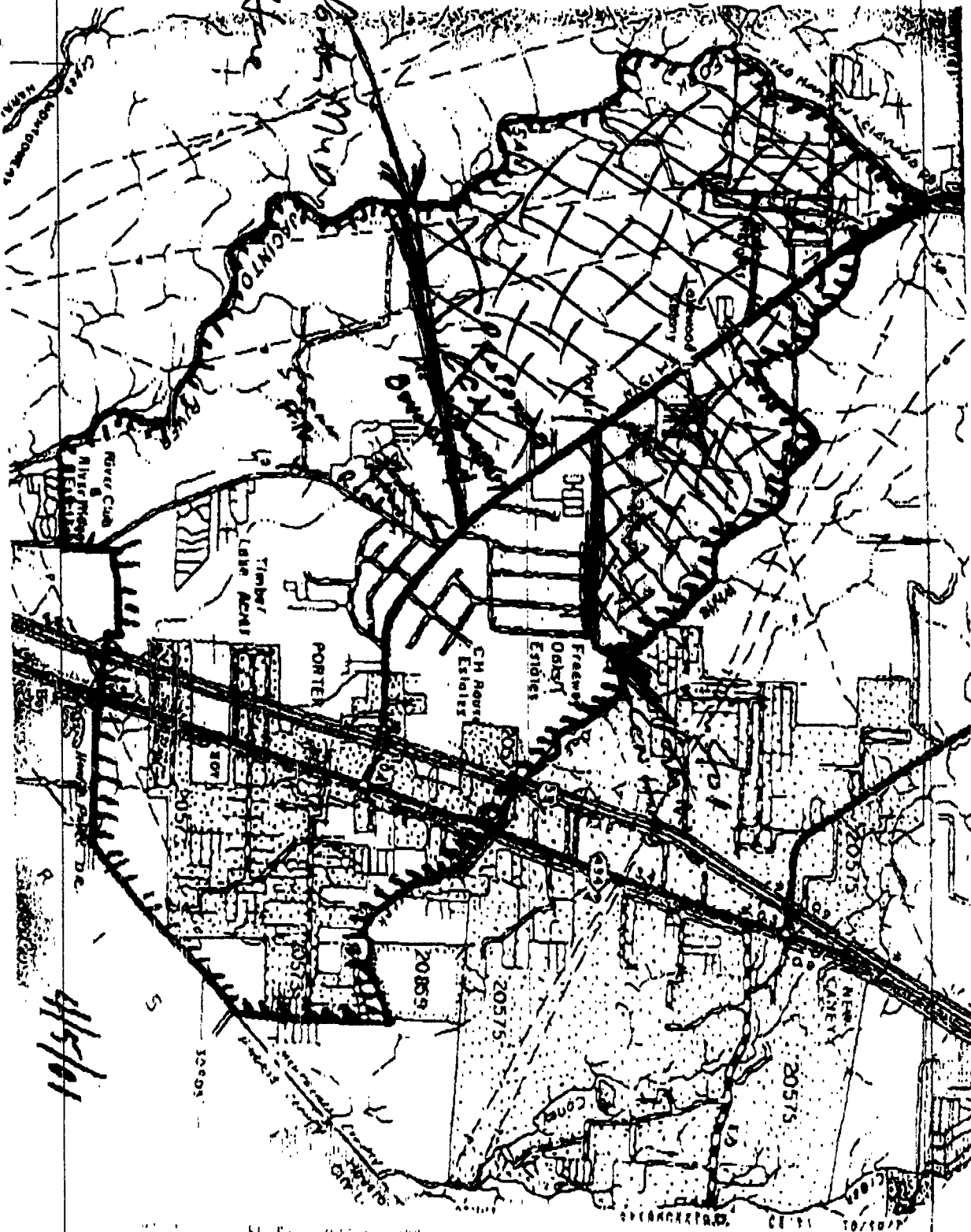
Attached is the map sent to me by Mr. Tom Martin of Crystal Springs Water Company. Mr. Martin would like to know if Porter MUD is willing to remove the cross-hatched portion of the proposed area from Porter MUD's proposed area in Montgomery County.

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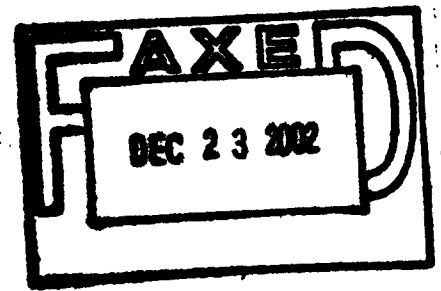
P. 13

11:16, I am showing Porter Road CN to stop at Freeman's Oaks, on the North side of
FM 1114 and just above Eastern Road (Shelburne Road, S. W. Hill, etc.)
I marked X' on the land we will protect (on the way to Camp) I call it *Porter Road*.



4/5/01

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



TELECOPY TRANSMITTAL

ATTENTION: Mr. Ron Young
COMPANY: Young & Brooks, LLP
FAX NO.: 713-951-9605
FROM: Greg A. Parker, P.E.
DATE: 12-23-2002 NO. OF PAGES: 5
(Including this cover sheet)

PROJECT DESCRIPTION Porter MUD – CCN Expansion
PROJECT NUMBER 99012-00800 ✓

MESSAGE:

Attached are several memorandums regarding recent "developments" in the CN
application.

Please call with any questions.

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.

Memorandum

To: Board of Directors – Porter MUD
From: Greg A. Parker, P.E.
Date: December 17, 2002
Re: CCN Expansion Application
Project No. 99012-00800

We received a telephone message from Mr. Mike Howell of the TCEQ in Austin. He indicated that the application was still in mapping.

He further indicated that he had received a "protest" from Mr. Tom Martin of Crystal Sprigs Water Company, that he had contacted Mr. Martin and told him that Porter MUD was not technically required to notify him since he held a Water CCN. He further notified him that the period to protest had passed and his protest was therefore invalid.

Our procedures and records meet the requirements of the TCEQ for notification and appropriate documentation exists to verify that notice was in fact serviced to Crystal Springs. In fact, when service was made, we were contacted by Mr. Martin of Crystal Springs and we effected a change in the Application of the proposed boundaries of the CCN expansion to exclude properties covered by a proposed Sewer CCN filed by Crystal Springs.

The TCEQ is continuing with the processing and approval of our application.

Memorandum

To: Board of Directors – Porter MUD

From: Greg A. Parker, P.E.

Date: December 23, 2002

Re: CCN Expansion Application
Project No. 99012-00800

I received a telephone call from Mr. Howell on Thursday regarding Crystal springs Water Company. Mr. Martin is still claiming that he was not noticed by mail. I discussed this matter in detail and indicated that notice was mailed to Mr. Martin as required by the regulations. Mr. Howell indicated that he would speak with Mr. Martin and get back with me.

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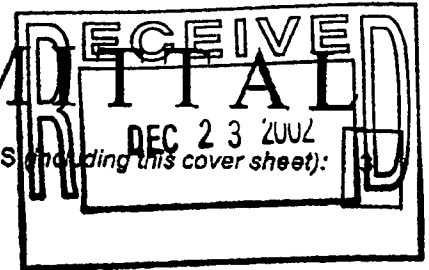


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Preventing Pollution

FAX TRANSMISSION

DATE: December 23,
2002

NUMBER OF PAGES (including this cover sheet): 3



TO: Name Greg Parker
Organization Porter MUD
FAX Number (713)939-9907

FROM: TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Name Mike Howell
Division/Region Water Supply Division
Telephone Number 512-239-6960
FAX Number 512-239-6972

NOTES:

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