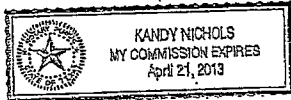


THE STATE OF TEXAS }
COUNTY OF WILLIAMSON }

ACKNOWLEDGMENT

BEFORE ME, a Notary Public, on this day personally appeared Elbert M. Marcom, known to me to be the person whose name is subscribed to the foregoing instrument, and having been sworn, upon his oath stated that he a the Trustee of the ELBERT M. AND LOUISE V. MARCOM CHARITABLE REMAINDER TRUST; that he is authorized to execute such instrument; and acknowledged to me that he executed the same for the purposes and consideration herein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 2 day of July, 2009.



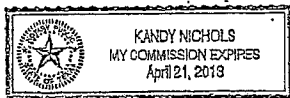
[Signature]
Notary Public, State of Texas

THE STATE OF TEXAS }
COUNTY OF WILLIAMSON }

ACKNOWLEDGMENT

BEFORE ME, a Notary Public, on this day personally appeared Louise V. Marcom a/k/a Louise Vaughn Marcom, known to me to be the person whose name is subscribed to the foregoing instrument, and having been sworn, upon her oath stated that she is a Trustee of the ELBERT M. AND LOUISE V. MARCOM CHARITABLE REMAINDER TRUST and that she is the duly appointed Independent Executor of the ESTATE OF MARY ANN VAUGHN, DECEASED; that she is authorized to execute such instrument on behalf of both; and acknowledged to me that she executed the same for the purposes and consideration herein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 2 day of July, 2009.



[Signature]
Notary Public, State of Texas

Return to Grantee's Address:
Liberty Hill Independent School District
Office of the Superintendent
14001 HWY 29 W
Liberty Hill, Texas 78642

EXHIBIT A

95.982 Acre Tract
Page 1 of 4

Marcom et al Tract
Liberty Hill ISD

METES AND BOUNDS DESCRIPTION

BEING A 95.982 ACRE TRACT OF LAND SITUATED IN THE RICHARD WEST SURVEY, ABSTRACT NO. 643, WILLIAMSON COUNTY, TEXAS, BEING A PORTION OF A CALLED 106.229 ACRE TRACT SAVE AND EXCEPT A 10.00 ACRE TRACT AND A 0.29 ACRE TRACT DESCRIBED IN A DEED TO ELBERT M. MARCOM AND LOUISE V. MARCOM, TRUSTEES OF THE ELBERT M. AND LOUISE V. MARCOM LIVING TRUST RECORDED IN DOCUMENT NO. 2008092740 OF THE OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS, (O.P.R.W.C.T.) AND ALSO BEING A PORTION OF A CALLED 106.229 ACRE TRACT SAVE AND EXCEPT A 10.00 ACRE TRACT AND A 0.29 ACRE TRACT DESCRIBED IN A DEED TO AMY S. BATES, TRUSTEE OF THE AMY S. BATES CHARITABLE REMAINDER TRUST RECORDED IN DOCUMENT NO. 2008092741, O.P.R.W.C.T., HEREAFTER REFERRED TO AS THE 95.939 ACRE TRACT, SAID 95.982 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a steel fence post found in the curving northerly right-of-way line of Texas State Highway 29, a variable width public right-of-way, at its intersection with the westerly right-of-way line of Williamson County Road 277, a variable width public right-of-way, being the southeasterly corner of the said 95.939 acre tract and the southeasterly corner of the herein described tract;

THENCE with the northerly right-of-way line of SH 29, the same being the southerly line of the said 95.939 acre tract, along a curve to the left having a radius of 4,643.66 feet, a delta of $07^{\circ} 20' 56''$, a chord that bears $N 75^{\circ} 31' 59'' W$, 595.19 feet for an arc distance of 595.60 feet to a TXDOT concrete monument found at the approximate point of tangency for an angle point herein;

THENCE continuing with the northerly right-of-way line of SH 29, the same being the southerly line of the said 95.939 acre tract, $N 79^{\circ} 10' 54'' W$, 137.94 feet to a 1/2-inch iron rod found for the occupied southeasterly corner of a 10.00 acre tract being a portion of a 275 acre tract described in a deeds to Fannie Louise Marcom, Amy S. Bates and Mary Ann Vaughn recorded in Volume 970, Page 250, Deed Records of Williamson County Texas (D.R.W.C.T.) and Volume 1643, Page 813, D.R.W.C.T. for an angle point herein;

THENCE departing the SH 29 right-of-way, through the interior of the said 106.229 acre tract, along the occupied easterly, northerly and westerly lines of the said 10.00 acre tract, the following three courses:

1. $N 10^{\circ} 49' 47'' E$ for a distance of 615.28 feet to a 1/2-inch iron rod found for the occupied northeasterly corner of the said 10.00 acre tract for an angle point herein;

2. N 79° 08' 40" W for a distance of 708.21 feet to a ½-inch iron rod found for the occupied northwesterly corner of the said 10.00 acre tract for an angle point herein;
3. S 10° 50' 01" W for a distance of 615.16 feet to a ½-inch iron rod found for the occupied southwesterly corner of the said 10.00 acre tract and lying on the northerly line of SH 29 and also lying on the southerly line of the said 95.939 acre tract for an angle point herein;

THENCE continuing with the northerly right-of-way line of SH 29, the same being the southerly line of the said 95.939 acre tract, N 79° 06' 17" W for a distance of 370.95 feet to a ½-inch iron rod with a cap stamped "Baker-Aicklen" set at the beginning of a curve, from which a found a capped iron rod stamped "3DS" bears N 87° 09' 40" W, at a distance of 0.60 feet;

THENCE with the northerly right-of-way line of SH 29, the same being the southerly line of the said 95.939 acre tract, along a curve to the right having a radius of 4523.66 feet, a delta of 14° 07' 01", a chord that bears N 72° 03' 54" W, 1111.76 feet, passing at an arc distance of 102.24 feet, a TXDOT concrete monument found and passing at an arc distance of 1067.58 feet, 0.51 feet left, a TXDOT concrete monument found, in all for a total arc distance of 1114.57 feet to a ½-inch iron rod with a cap stamped "Baker-Aicklen" set at the southeasterly corner of a 0.29 acre tract described in a deed to Amy S. Bates, Trustee of Suzy's Living Trust Dated February 25, 2004 recorded in Document No. 2005001716, O.P.R.W.C.T. for an angle point herein;

THENCE departing the SH 29 right-of-way, through the interior of the said 106.229 acre tract, along the easterly, northerly and westerly lines of the said 0.29 acre tract, the following three courses:

1. N 28° 14' 11" E for a distance of 170.36 feet to a capped iron rod stamped "GOODSON" found for the northeasterly corner of the said 0.29 acre tract for an angle point herein;
2. N 62° 13' 35" W for a distance of 75.24 feet to a capped iron rod stamped "GOODSON" for the northwesterly corner of the said 0.29 acre tract for an angle point herein;
3. S 28° 14' 11" W for a distance of 173.36 feet to southwesterly corner of the said 0.29 acre tract and lying on the curving northerly line of SH 29 and also lying on the southerly line of the said 95.939 acre tract for an angle point herein, from which a ½-inch iron rod found bears S 28° 14' 11" W at a distance of 0.30 feet;

THENCE continuing with the northerly right-of-way line of SH 29, the same being the southerly line of the said 95.939 acre tract, along a curve to the right having a radius of 4523.66 feet, a delta of 04° 53' 28", a chord that bears N 61° 36' 24" W, 386.06 feet, for

an arc distance of 386.18 feet to a TXDOT concrete monument found at a non-tangential end of curve for an angle point herein;

THENCE continuing with the northerly right-of-way line of SH 29, the same being the southerly line of the said 95.939 acre tract, N 54° 41' 19" W, 264.95 feet to a 1/2-inch iron rod found for the northwesterly corner of the said 95.939 acre tract and being the southwest corner of a 19.9801 acre tract described in a deed to Patrick Conner and Vanessa J. Conner recorded in Document No. 2008060939, O.P.R.W.C.T. for the northwesterly corner of the herein described tract, from which a TXDOT concrete monument was found N 54° 38' 59" W, at a distance of 103.30 feet;

THENCE with the northerly line of the said 95.939 acre tract, the same being the southerly line of the said 19.9801 acre tract, N 68° 53' 54" E, passing at 789.67 feet, 0.33 feet right, a capped iron rod stamped "3DS", in all for a total distance of 808.48 feet to a 1/2-inch iron rod with a cap stamped "Baker-Aicklen" set for an angle point herein;

THENCE continuing with the northerly line of the said 95.939 acre tract, the same being the southerly line of the said 19.9801 acre tract, N 68° 56' 12" E, for a distance of 508.26 feet to a 1/2-inch iron rod found for the southeasterly corner of the said 19.9801 acre tract and being the southwest corner of a 29.72 acre tract described in a deed to Greg Brull and wife, Cheryl Brull recorded in Document No. 9871017, O.P.R.W.C.T. for an angle point herein;

THENCE with the northerly line of the said 95.939 acre tract, the same being the southerly line of the said 29.72 acre tract, N 69° 06' 36" E, for a distance of 692.51 feet to a capped iron rod stamped "3DS" found for the southeasterly corner of the said 29.72 acre tract and being the southwest corner of a 242.371 acre tract described in a deed to David Charles Nemir, et al recorded in Volume 2259, Page 868, D.R.W.C.T. for an angle point herein;

THENCE with the northerly line of the said 95.939 acre tract, the same being the southerly line of the said 242.371 acre tract, N 69° 11' 30" E, for a distance of 1483.82 feet to a steel fence post for an angle point in the southerly line of the said 242.371 acre tract and being the northeasterly corner of the said 95.939 acre tract and being the northwesterly corner of a 9.03 acre tract described in a deed to Samuel Sikes, Jr. recorded in Document No. 2007048640, O.P.R.W.C.T. for the northeasterly corner herein;

THENCE with the easterly line of the said 95.939 acre tract, the same being the westerly line of the said 9.03 acre tract, S 23° 20' 59" E, for a distance of 1230.99 feet to a steel fence post for an angle point in the easterly line of the said 95.939 acre tract and being the southwest corner of the said 9.03 acre tract and also lying on the northerly line of said Williamson County Road 277 (CR 277) for an angle point herein;

THENCE with a southerly line of the said 95.939 acre tract, the same being a northerly line of CR 277, S 68° 38' 57" W, for a distance of 357.18 feet to a steel fence post for an

angle point in the easterly line of the said 95.939 acre tract and also in the westerly line CR 277 for an angle point herein;

THENCE with a southeasterly line of the said 95.939 acre tract, the same being a northwesterly line of CR 277, S 01° 52' 49" E, for a distance of 1077.82 feet to the POINT OF BEGINNING and containing 95.982 acres of land.

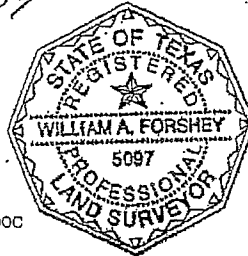
Bearings described herein are referenced to Grid North for the Texas Central Zone (4203)
NAD 83/93 HARN.

SURVEYORS CERTIFICATION

Surveyed under the direct supervision of the undersigned during May, 2009:

William A. Forshey 06/03/09

William A. Forshey
Registered Professional Land Surveyor No. 5097
BAKER-AICKLEN & ASSOCIATES, INC.
405 Brushy Creek Road
Cedar Park, Texas 78613
(512) 260.3700



Job No.: 1886-3-001-20
Filename: W:\PROJECTS\LIBERTY HILL ISD - 96 AC LTS\DOC\METES AND BOUNDS.DOC

METES AND BOUNDS DESCRIPTION

BEING A 95.982 ACRE TRACT OF LAND SITUATED IN THE RICHARD WEST SURVEY, ABSTRACT NO. 643, WILLIAMSON COUNTY, TEXAS, BEING A PORTION OF A CALLED 106.229 ACRE TRACT SAVE AND EXCEPT A 10.00 ACRE TRACT AND A 0.29 ACRE TRACT DESCRIBED IN A DEED TO ELBERT M. MARCOM AND LOUISE V. MARCOM, TRUSTEES OF THE ELBERT M. AND LOUISE V. MARCOM LIVING TRUST RECORDED IN DOCUMENT NO. 2008092740 OF THE OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS, (O.P.R.W.C.T.) AND ALSO BEING A PORTION OF A CALLED 106.229 ACRE TRACT SAVE AND EXCEPT A 10.00 ACRE TRACT AND A 0.29 ACRE TRACT DESCRIBED IN A DEED TO AMY S. BATES, TRUSTEE OF THE AMY S. BATES CHARITABLE REMAINDER TRUST RECORDED IN DOCUMENT NO. 2008092741, O.P.R.W.C.T., HEREFTER REFERRED TO AS THE 95.939 ACRE TRACT, SAID 95.982 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a steel fence post found in the curving northerly right-of-way line of Texas State Highway 29, a variable width public right-of-way, at its intersection with the westerly right-of-way line of Williamson County Road 277, a variable width public right-of-way, being the southeasterly corner of the said 95.939 acre tract and the southeasterly corner of the herein described tract;

THENCE with the northerly right-of-way line of SH 29, the same being the southerly line of the said 95.939 acre tract, along a curve to the left having a radius of 4,643.66 feet, a delta of $07^{\circ} 20' 56''$, a chord that bears $N 75^{\circ} 31' 59'' W$, 595.19 feet for an arc distance of 595.60 feet to a TXDOT concrete monument found at the approximate point of tangency for an angle point herein;

THENCE continuing with the northerly right-of-way line of SH 29, the same being the southerly line of the said 95.939 acre tract, $N 79^{\circ} 10' 54'' W$, 137.94 feet to a 1/2-inch iron rod found for the occupied southeasterly corner of a 10.00 acre tract being a portion of a 275 acre tract described in a deeds to Fannie Louise Marcom, Amy S. Bates and Mary Ann Vaughn recorded in Volume 970, Page 250, Deed Records of Williamson County Texas (D.R.W.C.T.) and Volume 1643, Page 813. D.R.W.C.T. for an angle point herein;

THENCE departing the SH 29 right-of-way, through the interior of the said 106.229 acre tract, along the occupied easterly, northerly and westerly lines of the said 10.00 acre tract, the following three courses:

1. $N 10^{\circ} 49' 47'' E$ for a distance of 615.28 feet to a 1/2-inch iron rod found for the occupied northeasterly corner of the said 10.00 acre tract for an angle point herein;

an arc distance of **386.18 feet** to a TXDOT concrete monument found at a non-tangential end of curve for an angle point herein;

THENCE continuing with the northerly right-of-way line of SH 29, the same being the southerly line of the said 95.939 acre tract, **N 54° 41' 19" W, 264.95 feet** to a ½-inch iron rod found for the northwesterly corner of the said 95.939 acre tract and being the southwesterly corner of a 19.9801 acre tract described in a deed to Patrick Conner and Vanessa J. Conner recorded in Document No. 2008060939, O.P.R.W.C.T. for the northwesterly corner of the herein described tract, from which a TXDOT concrete monument was found **N 54° 38' 59" W**, at a distance of 103.30 feet;

THENCE with the northerly line of the said 95.939 acre tract, the same being the southerly line of the said 19.9801 acre tract, **N 68° 53' 54" E**, passing at 789.67 feet, 0.33 feet right, a capped iron rod stamped "3DS", in all for a total distance of **808.48 feet** to a ½-inch iron rod with a cap stamped "Baker-Aicklen" set for an angle point herein;

THENCE continuing with the northerly line of the said 95.939 acre tract, the same being the southerly line of the said 19.9801 acre tract, **N 68° 56' 12" E**, for a distance of **508.26 feet** to a ½-inch iron rod found for the southeasterly corner of the said 19.9801 acre tract and being the southwesterly corner of a 29.72 acre tract described in a deed to Greg Brull and wife, Cheryl Brull recorded in Document No. 9871017, O.P.R.W.C.T. for an angle point herein;

THENCE with the northerly line of the said 95.939 acre tract, the same being the southerly line of the said 29.72 acre tract, **N 69° 06' 36" E**, for a distance of **692.51 feet** to a capped iron rod stamped "3DS" found for the southeasterly corner of the said 29.72 acre tract and being the southwesterly corner of a 242.371 acre tract described in a deed to David Charles Nemir, et al recorded in Volume 2259, Page 868, D.R.W.C.T. for an angle point herein;

THENCE with the northerly line of the said 95.939 acre tract, the same being the southerly line of the said 242.371 acre tract, **N 69° 11' 30" E**, for a distance of **1483.82 feet** to a steel fence post for an angle point in the southerly line of the said 242.371 acre tract and being the northeasterly corner of the said 95.939 acre tract and being the northwesterly corner of a 9.03 acre tract described in a deed to Samuel Sikes, Jr. recorded in Document No. 2007048640, O.P.R.W.C.T. for the northeasterly corner herein;

THENCE with the easterly line of the said 95.939 acre tract, the same being the westerly line of the said 9.03 acre tract, **S 23° 20' 59" E**, for a distance of **1230.99 feet** to a steel fence post for an angle point in the easterly line of the said 95.939 acre tract and being the southwesterly corner of the said 9.03 acre tract and also lying on the northerly line of said Williamson County Road 277 (CR 277) for an angle point herein;

THENCE with a southerly line of the said 95.939 acre tract, the same being a northerly line of CR 277, **S 68° 38' 57" W**, for a distance of **357.18 feet** to a steel fence post for an

angle point in the easterly line of the said 95.939 acre tract and also in the westerly line CR 277 for an angle point herein;

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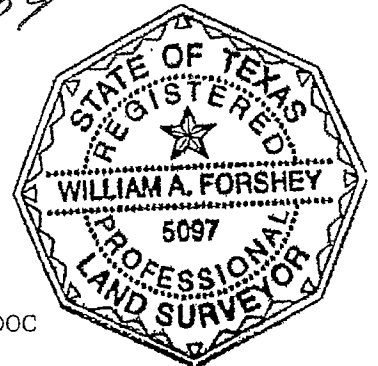
Bearings described herein are referenced to Grid North for the Texas Central Zone (4203) NAD 83/93 HARN.

SURVEYORS CERTIFICATION

Surveyed under the direct supervision of the undersigned during May, 2009:

William A. Forshey 06/03/09
William A. Forshey
Registered Professional Land Surveyor No. 5097
BAKER-AICKLEN & ASSOCIATES, INC.
405 Brushy Creek Road
Cedar Park, Texas 78613
(512) 260.3700

Job No.: 1886-3-001-20
Filename: W:\PROJECTS\LIBERTY HILL ISD - 96 AC LTS\DOC\METES AND BOUNDS.DOC







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RECEIVED

Liberty Hill Land Partnership Ltd.

P. O. Box 9190
Austin, Texas 78766

2012 JAN 13 AM 9 27

512-837-6550
512-837-6953 (f)

January 11, 2012

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

VIA CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Re: Application No. 37116-C
City of Liberty Hill CCN No. 10324

Dear Sirs:

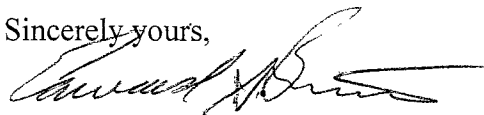
In response to the above referenced application (copy attached), Liberty Hill Land Partnership Ltd. respectfully requests that any portion of the 3,370 acres that it owns within the proposed area be excluded. We do not have a metes and bounds description of the entire tract. We have attached the following in support of our exclusion request.

- 1) A map showing the various parcels that make up the area to be excluded.
- 2) A list of the Williamson County Appraisal District Ad Valorem Tax parcels that we wish to be excluded.

If the above is not sufficient to identify the area to be excluded, please let us know. We can have a boundary survey done, but we do not think we could have it completed by the February 5th deadline.

If you have any questions, please let me know.

Sincerely yours,



Edward S. Butler
Sole Member of Managing
General Partner

Cc: City of Liberty Hill

Application No. 37116-C
Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND
NECESSITY (CCN) TO PROVIDE WATER UTILITY SERVICE IN
WILLIAMSON COUNTY, TEXAS**

To:

Date Notice Mailed: January 5, 2012

Liberty Hill Land Partnership
PO Box 9190
Austin, TX 78766

The City of Liberty Hill has filed an application to amend CCN No. 10324 with the Texas Commission on Environmental Quality to provide water utility service in Williamson County.

The proposed utility service area is located approximately 1.5 miles northwest of downtown Liberty Hill, Texas, and is **generally** bounded on the north by County Road 206; on the east by CR 279; on the south by Brewer Branch and Little Creek; and on the west by Double File Trce. The total area being requested includes approximately 5,542 acres and 0 current customers. The proposed amendment affects customers and/or areas located in the following zip code: 78642.

See enclosed map of the proposed service area.

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

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TCEQ
WATER SUPPLY DIV.
JAN 13 AM 9 27

within thirty (30) days from the date of this publication or notice. A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

If a public hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no

settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

~~If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the proposed area, you may request to be excluded from the proposed area (or "opt out") by providing written notice to the Commission within (30) days from the date that notice was provided by the applicant. All request to opt out of the requested service area must include a scaled, general location map and a metes and bounds description of the tract of land.~~

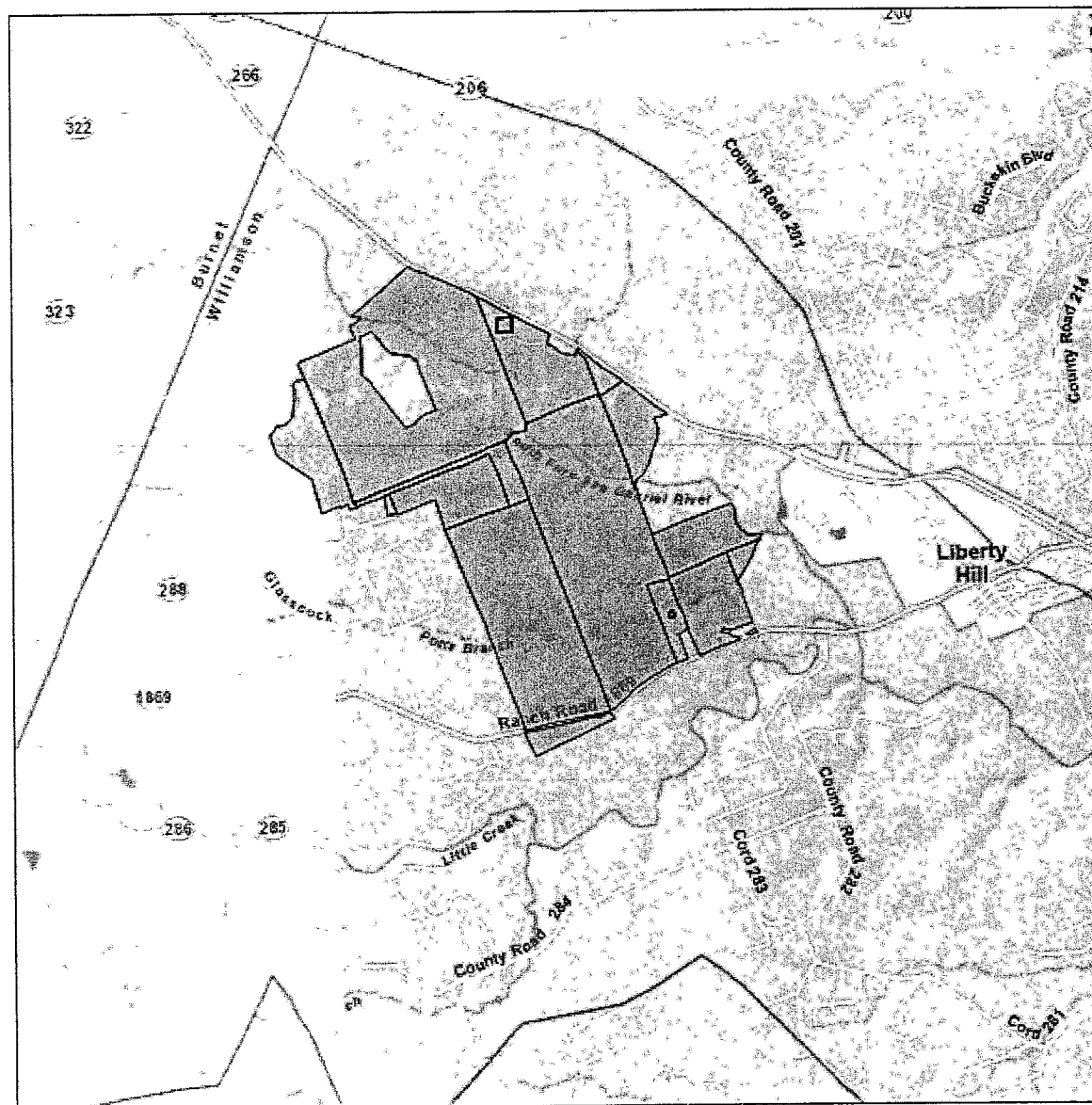
Persons who meet the requirements to opt out, and wish to request this option should file the required documents with the:

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

A copy of the request to opt out of the proposed area must also be sent to the applicant. Staff may request additional information regarding your request.

Si desea informacion en Espanol, puede llamar al 1-512-239-0200.

Map01/11/2012



Liberty Hill Land Partnership Ltd.**Request for Exclusion from City of Liberty Hill CCN Application No. 37116-C**

Parcel	Location	Acreage
Agricultural Application		
R021848	RR 1869 LIBERTY HILL, TX 78642	12.290
R021945	RR 1869 LIBERTY HILL, TX 78642	40.510
R022173	DURHAM PARK/JENKINS DAVIS RD LIBERTY HILL, TX 78642	146.780
R022888	400 JENKINS DAVIS LIBERTY HILL, TX 78642	69.683
R022985	5450 RR 1869 LIBERTY HILL, TX 78642	48.994
R023013	16901 W HWY 29 LIBERTY HILL, TX 78642	106.899
R023033	HWY 29 LIBERTY HILL, TX 78642	119.560
R023748	NORTH SAN GABRIEL LP LIBERTY HILL, TX 78642	5.029
R023762	NORTH SAN GABRIEL LP LIBERTY HILL, TX 78642	136.046
R049362	5500 RR 1869 LIBERTY HILL, TX 78642	985.699
R090887	RR 1869 LIBERTY HILL, TX 78642	599.490
R091114	400 JENKINS DAVIS LIBERTY HILL, TX 78642	855.538
R091132	Highway 29 LIBERTY HILL, TX 78642	216.710
R419454	Highway 29 LIBERTY HILL, TX 78642	19.942
R021812	18081 W HWY 29 LIBERTY HILL, TX 78642	5.770
R051116	5450 RR 1869 LIBERTY HILL, TX 78642	1.000
R462468	RR 1869 LIBERTY HILL, TX 78642	0.910
	Total	<u>3,370.850</u>



DR 7
37116-C

RECEIVED
TOEQ
WATER SUPPLY DIV.
2012 JAN 19 AM 11 03

17070 West State Highway 29
Liberty Hill, Texas 78642

January 11, 2012

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

RE: Application No. 37116-C Notice of application for certificate of convenience and necessity (CNN) to provide water utility service in Williamson County, Texas

Dear sir:

We have a land tract of more than 25 acres that is located within the proposed utility service area to be provided by Liberty Hill and would like to opt out of these services.

Enclosed are a deed and plat that describe the metes and bounds of the tract of land and a scaled general location map.

We will either take this letter to City Hall in Liberty Hill or mail a copy to them.

Kindest Regards,

Deborah W. Soja

W.W. Soja

Deborah W. Soja Revocable Living Trust
William W. Soja Revocable Living Trust

Cc: City of Liberty Hill

EXHIBIT "A"

Being 29.972 acres of land, more or less, out of the RICHARD WEST SURVEY, ABSTRACT NO. 643, Williamson County, Texas; being that same property called 29.72 acres, and conveyed to Greg Brull and Chery Brull, in Warranty Deed recorded in Document No. 9871017, Official Records, Williamson County, Texas; subject tract being more particularly described in EXHIBIT below:

FOR SURVEYING AND MAPPING CO.
1002 Ash St.
Georgetown, Tx. 78626

DESCRIPTION FOR GREG BOATRIGHT

BEING 29.972 acres of the Richard West Survey, Abstract No. 643, in Williamson County, Texas; part of the 89.972 acre tract that is described in a deed to Greg Boatright recorded in Vol. 2489, Pg. 167, Official Records of Williamson County, Texas. 0.571 acre of this tract lies within an existing gravel road which provides access to the 100 acre Leroy Hall property described in Vol. 476, Pg. 57. Surveyed on the ground in December of 1994, by William F. Forest, Jr., Registered Professional Land Surveyor No. 1847.

BEGINNING at an iron pin found at the Southeast fence corner of the said 89.972 acre Greg Boatright tract.

THENCE along the fenced South Boundary of the 89.972 acre tract and the North line of a tract conveyed to Fannie L. Maxson, et. al., S 71 deg. 33 min. 15 sec. W 692.83 feet to set an iron pin at the southeast corner of a 20.00 acre tract.

THENCE N 18 deg. 36 min. 10 sec. W at 578.97 feet pass an iron pin set at the common East corner between two 20 acre tracts, at 1056.25 feet pass an iron pin set at the common East corner between two 20 acre tracts, continuing in all 1453.75 feet to set an iron pin.

THENCE with the North line of a 20.00 acre tract setting iron pins as follows: S 72 deg. 35 min. 25 sec. W 245.85 feet; S 72 deg. 24 min. 53 sec. W 461.09 feet; S 71 deg. 35 min. 18 sec. W 285.66 feet; S 71 deg. 04 min. W 757.62 feet; and S 73 deg. 29 min. W 551.64 feet.

THENCE with the Northeast line of State Highway 29, N 56 deg. 37 min. N 128.86 feet to an iron pin found a foot West of a fence corner.

THENCE along a fence existing on the North side of a gravel road and along the South boundary of the Edward Parks property described in Probate Records, Vol. 85, Pg. 637, N 73 deg. 29 min. E 530.8 feet to a nail in the root of a 24 inch Liveoak; N 71 deg. 04 min. E 755.97 feet to a pipe post found at a fence corner existing on the East side of the gravel road.

THENCE along the fenced South boundary of a tract conveyed to Leroy Hall as described in Vol. 476, Pg. 57, N 71 deg 35 min. 10 sec. E 286.86 feet to an iron pin East of a 24 inch Liveoak; N 72 deg. 36 min. 53 sec. E 461.97 feet to an iron pin found East of a 24 inch Liveoak; N 72 deg. 35 min. 25 sec. E 472.18 feet to an iron pin found at the South base of a cressate fence corner post; and N 72 deg. 54 min. 36 sec. E 462.93 feet to an iron pin found in a fence.

THENCE S 26 deg. 58 min. 50 sec. E 12.44 feet to an iron pin found at a fence corner.

THENCE along the most Easterly of two fences existing on the West boundary of a tract conveyed to Stewart S. Mamie as described in Vol. 1969, Pg. 173, S 18 deg. 35 min. 50 sec. E 712.29 feet to an iron pin at the West base of a steel fence post; and S 18 deg. 36 min. 25 sec. E 814.11 feet to the POINT OF BEGINNING.

STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF WILLIAMSON

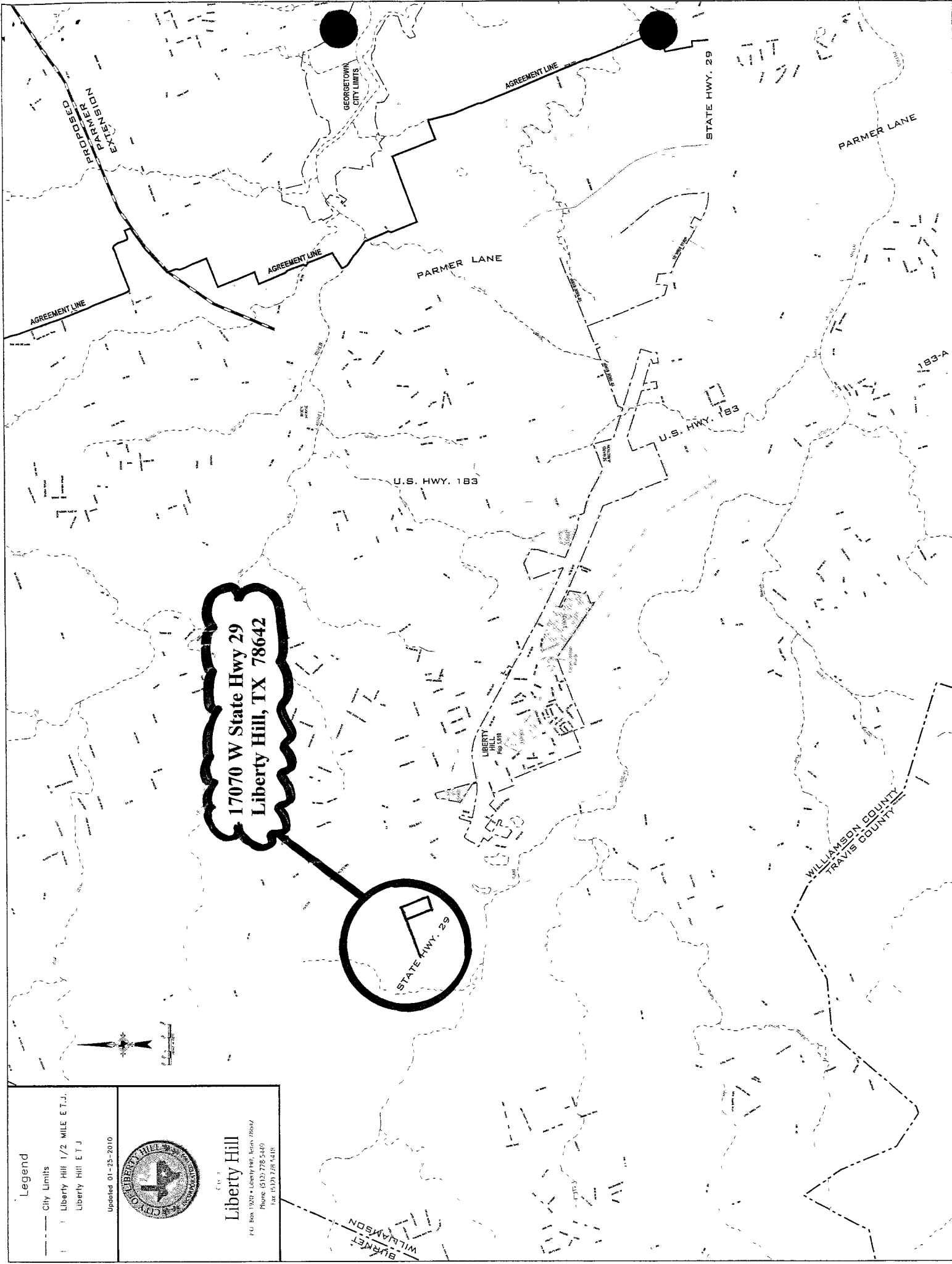
I, WM. F. FOREST, JR., do hereby certify that this survey was made on the ground of the property legally described hereon and is correct and that there are no significant discrepancies, conflicts, shortages in area, known boundary line conflicts, visible encroachments, overlapping of improvements, utility lines or roads, except as shown on the attached plat, and that said property has access to and from a public roadway. Records research for unrecorded verification has not been performed unless indicated on the attached plat by recording references.

TO CERTIFY WHICH, WITNESS my hand and seal at Georgetown, Texas, this 15th day of December of 1994, A.D. File: W6:BOATRIGT.643

W.F. FOREST JR.
REGISTERED PROFESSIONAL LAND SURVEYOR NO. 1847



DWS WKS



Legend

- City Limits
- Liberty Hill 1/2 Mile E.T.J.
- Liberty Hill E.T.J.

Updated 01-25-2010



Liberty Hill

P.O. Box 1320 • Liberty Hill, Texas 78642
Phone (512) 778-5445
Fax (512) 778-5418



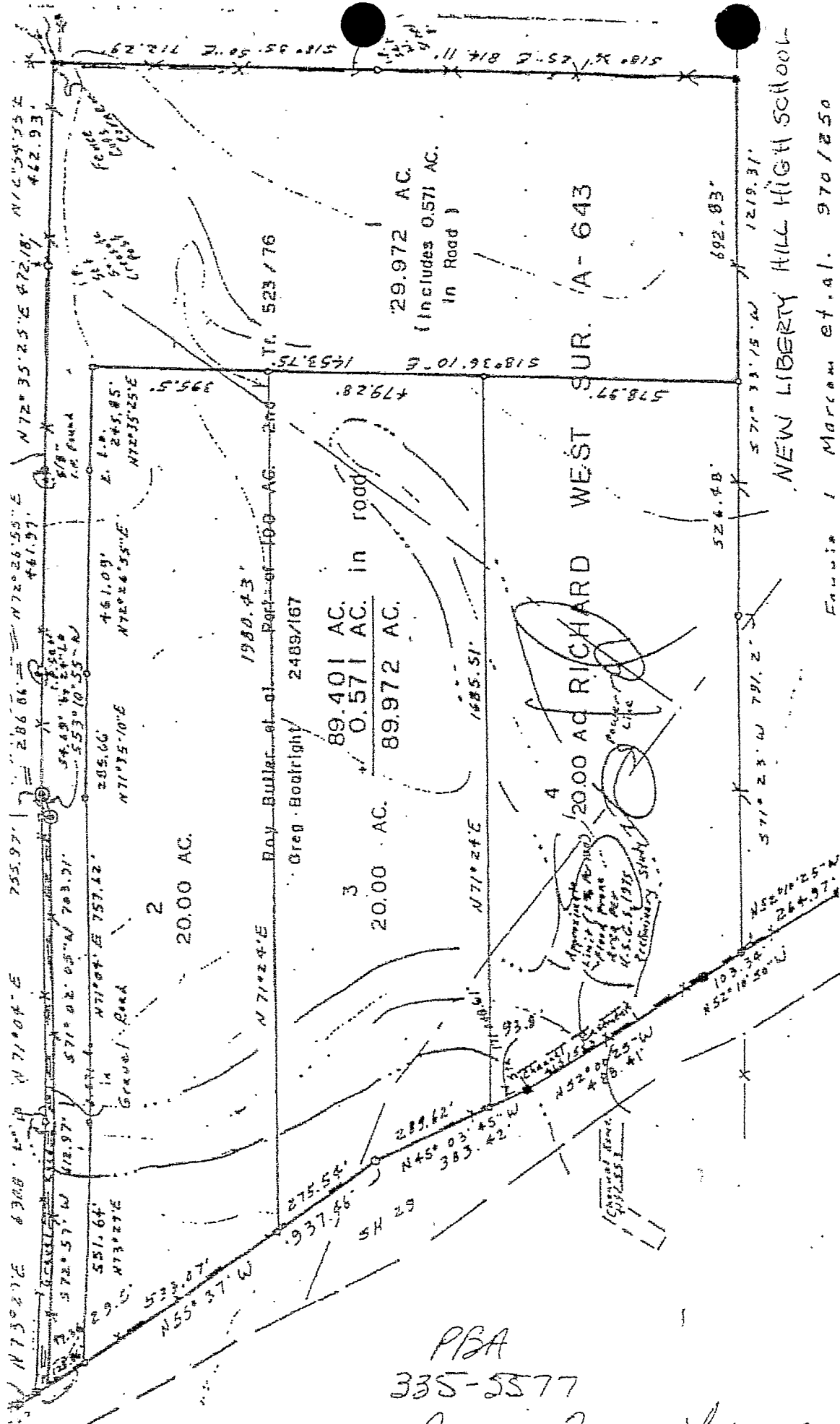
AUSTIN

17070 W State Hwy 29
Liberty Hill, TX 78642

STATE HWY. 29

SOUTH

Top of



NEW LIBERTY HILL HIGH SCHOOL

Ennis & Marcan et al. 970/250

105476

PBA
335-5577
From Lateral



14

Butler Family Partnership Ltd.

P. O. Box 9190
Austin, Texas 78766
512-837-6550
512-837-6953 (f)

January 11, 2012

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

RECEIVED
TCEQ
WATER SUPPLY DIV.
2012 JUN 13 PM 9 28

VIA CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Re: Application No. 37116-C
City of Liberty Hill CCN No. 10324

Dear Sirs:

In response to the above referenced application (copy attached), Butler Family Partnership Ltd. respectfully requests that the 546 acre parcel that it owns within the proposed area be excluded. We have attached the following:

- 1) Survey of tract
- 2) Metes and Bounds Description of the tract

If you have any questions, please let me know.

Sincerely yours,



Edward S. Butler
Sole Member of Managing
General Partner

Cc: City of Liberty Hill

Application No. 37116-C
Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND
NECESSITY (CCN) TO PROVIDE WATER UTILITY SERVICE IN
WILLIAMSON COUNTY, TEXAS**

To:

Date Notice Mailed: January 5, 2012

Butler Family Partnership, LTD Attn: Edward Butler
PO Box 9190
Austin, TX 78766



The City of Liberty Hill has filed an application to amend CCN No. 10324 with the Texas Commission on Environmental Quality to provide water utility service in Williamson County.

The proposed utility service area is located approximately 1.5 miles northwest of downtown Liberty Hill, Texas, and is **generally** bounded on the north by County Road 206; on the east by CR 279; on the south by Brewer Branch and Little Creek; and on the west by Double File Trce. The total area being requested includes approximately 5,542 acres and 0 current customers. The proposed amendment affects customers and/or areas located in the following zip code: 78642.

See enclosed map of the proposed service area.

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

RECEIVED
JAN 13 09 28
WATER SUPPLY DIV.

within thirty (30) days from the date of this publication or notice. A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

If a public hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no

settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

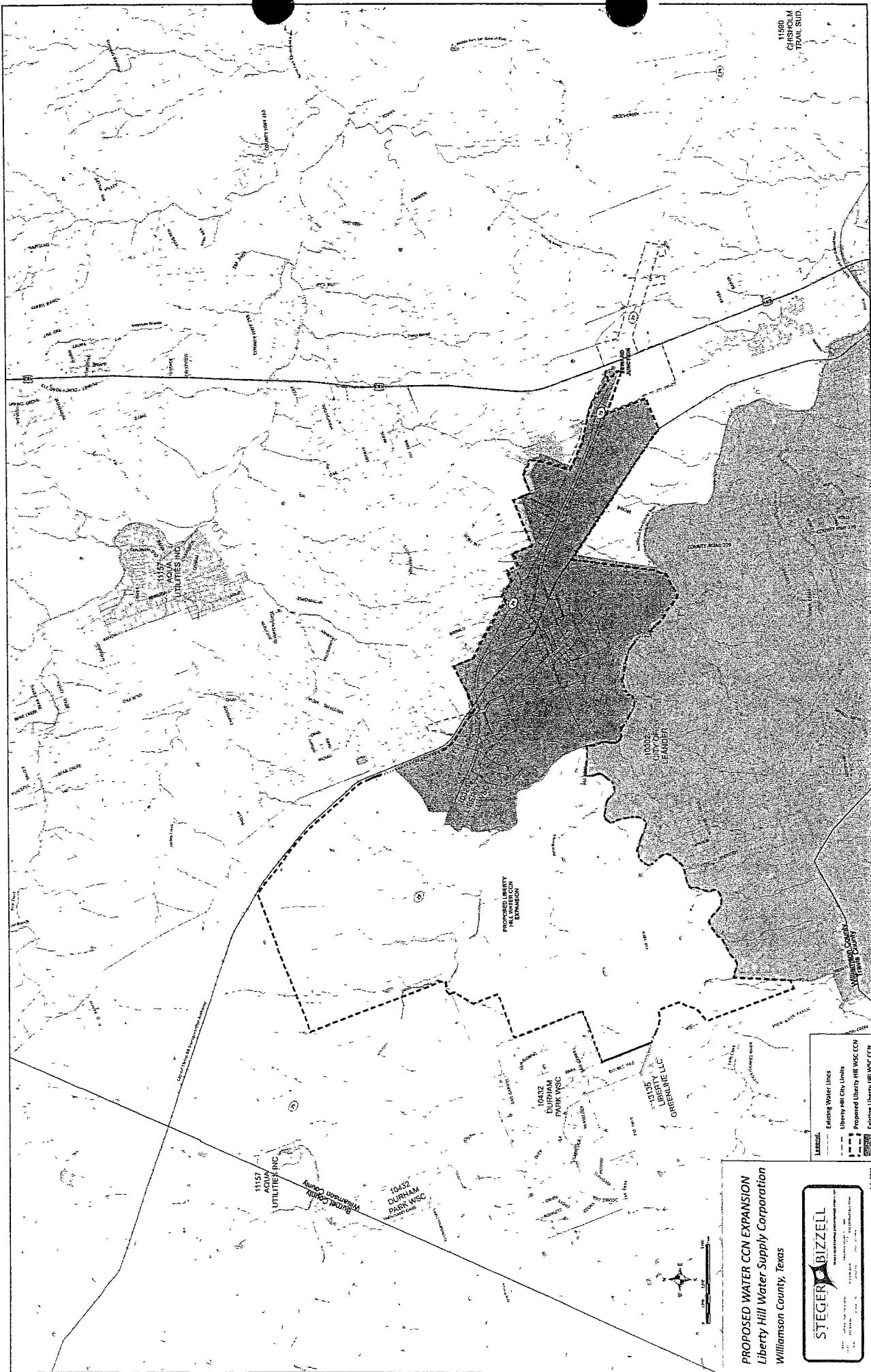
If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the proposed area, you may request to be excluded from the proposed area (or "opt out") by providing written notice to the Commission within (30) days from the date that notice was provided by the applicant. All request to opt out of the requested service area must include a scaled, general location map and a metes and bounds description of the tract of land.

Persons who meet the requirements to opt out, and wish to request this option should file the required documents with the:

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

A copy of the request to opt out of the proposed area must also be sent to the applicant. Staff may request additional information regarding your request.

Si desea informacion en Espanol, puede llamar al 1-512-239-0200.



11500
CHISHOLM
TRAIL SUB.

- LEGEND:**
- Existing Water Lines
 - Liberty Hill City Limits
 - Proposed Liberty Hill WSC CN

PROPOSED WATER CN EXPANSION
 Liberty Hill Water Supply Corporation
 Williamson County, Texas



July 2011

SURVEY SKETCH

BEING 546.33 ACRES OF LAND, MORE OR LESS, OUT OF THE JOHN B. BERRY SURVEY, ABSTRACT NO. 56 IN WILLIAMSON COUNTY, TEXAS, AND BEING TRACTS OF LAND CONVEYED TO F.E. PARKS BY DEEDS RECORDED IN VOLUME 108, PAGE 587, VOLUME 208, PAGE 263, VOLUME 317, PAGE 332, AND IN VOLUME 389, PAGE 548, DEED RECORDS, AND DEED TO EDWARD PARKS RECORDED UNDER DOCUMENT NO. 9854151, OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS.

COMMENTS TO SCHEDULE B
AS STATED IN GF NO. 00102442,
EFFECTIVE DATE: NOVEMBER 29, 2010

CERTIFIED TO: HERITAGE TITLE AND OLD
REPUBLIC NATIONAL TITLE
BORROWER:
INSURED: BUTLER FAMILY PARTNERSHIP,
LTD.

COMMENTS:
10. & "ACCESS EASEMENT" (358-79)
DOES AFFECT THIS TRACT AND IS SHOWN
HEREON.

DINAH BROTHERS
#200803553
130.241 ACRES

MARK REMBERT
#9811531
15.747 ACRES

CHASE PRIBERNOW
#2008086127
7.0 ACRES

RALPH H. TRUSSELL & JUNE
D. TRUSSELL FAMILY TRUST
#9544472
70.54 ACRES

TOPO/BEARING/COORDINATE BASIS
ELLIPSOID: NGS 1984/GRS 1980
PROJECTION: TEXAS CENTRAL NAD 83
GEOD MODEL: GEOD 99

NO PORTION OF THE SURVEY SHOWN HEREON
LIES WITHIN THE LIMITS OF A FLOOD HAZARD
AREA OR WITHIN THE LIMITS OF THE 100
YEAR FLOOD AS IDENTIFIED BY THE FEDERAL
EMERGENCY MANAGEMENT AGENCY, FEDERAL
INSURANCE ADMINISTRATION, AS SHOWN ON
COMMUNITY PANEL NO. 4848100078 C ZONE
X, DATED SEPTEMBER 27, 1991, FOR
WILLIAMSON COUNTY, TEXAS AND
INCORPORATED AREAS.

THIS SURVEY SUBSTANTIALLY COMPLIES WITH THE CURRENT TEXAS SOCIETY OF
PROFESSIONAL SURVEYORS ASSOCIATION STANDARDS AND SPECIFICATIONS FOR A
CATEGORY 1A, CONDITION 1, TITLE SURVEY AS DESCRIBED IN THE MANUAL OF
PRACTICE FOR LAND SURVEYING IN TEXAS, DATED OCTOBER 20, 2000.

STEVE W. WOMACK
REGISTERED PROFESSIONAL SURVEYOR
NO. 5025, STATE OF TEXAS

12-14-10
DATE



STACY BROWNS ESTATE
#2008073171
250.0 ACRES

ROBERT L. HARRIS
1082-582
22.0 ACRES

LEGEND
● IRON ROD FOUND
○ IRON ROD SET
△ CALCULATED POINT
○ FENCE POST
■ CONCRETE MONUMENT FOUND
-X- BARBED WIRE FENCE
▲ 600 NAIL
● POWER POLE
-OE- OVERHEAD ELECTRIC

0 200 400
SCALE 1"=400'

ROBERT HARRIS
2054-030
22.005 ACRES

ROBERT HARRIS
1456-72
11.544 ACRES

ROBERT HARRIS
39 ACRES
2272-747
1112-45
817-291

JOHN L. DAVIS
#8852480
66.57 ACRES

REVOCABLE LIVING TRUST
LEROY D. HALL
98.0 ACRES
#9819014

WILLIAM SOJA
25.97 ACRES
#2010031070

546.33 ACRES

R=1005.40'
D=21°16'00"
T=188.76'
L=373.18'
C BRG=N 54°03'54" W
C LEN=371.04'

R=2249.81'
T=180.38'
L=360.00'
C LEN=358.61'
BRG=N64°33'37" W

Scale: 1" = 400' (24" = 200')	
Field Book: Dsk	
Drawn by: SWS	
File Name: 07-125.dwg	
Approved by: SWS	

546.33 ACRES
TITLE SURVEY

3DS, Inc.
Land Surveyors
GPS Services
Subdivisions • Topographic
Construction • Commercial • Boundaries



3DS, Inc.
P.O. BOX 202816
AUSTIN, TX 78720
PH: (512) 919-4140
FAX: (512) 919-4142
www.3dsinc.com

EXHIBIT "A"



THREEDIMENSIONAL SERVICES
SHIPPING ADDRESS:
10703 Sierra Oaks
Austin, Texas 78759

3DS, Inc.
Land Surveyors

G.R.S. Services
Subdivisions • Topographic
Construction • Commercial • Boundaries

MAILING ADDRESS:
P.O. Box 202816
Austin, Texas 78720
(512) 919-4140
Fax (512) 919-4142
www.3DSinc.com

BEING 546.33 ACRES OF LAND, MORE OR LESS, OUT OF THE JOHN B. BERRY SURVEY, ABSTRACT NO. 56 IN WILLIAMSON COUNTY, TEXAS, AND BEING TRACTS OF LAND CONVEYED TO F.E. PARKS BY DEEDS RECORDED IN VOLUME 108, PAGE 587, VOLUME 208, PAGE 263, VOLUME 217, PAGE 332, VOLUME 399, PAGE 546, AND DEED TO EDWARD PARKS RECORDED UNDER DOCUMENT NO. 9854151, OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS, SAID 546.33 ACRES BEING MORE PARTICULARLY DESCRIBED AS METES AND BOUNDS AS FOLLOWS;

BEGINNING at an iron rod found at the most Southwesterly corner of the said 546.33, point being the most Southerly corner of that certain 70.54 acre tract of land as conveyed to Ralph H. Trussell & June D. Trussell family trust as described in doc #9544472 in the official public records of Williamson County, Texas, point being on the Northern Right of Way of Highway 29, point being the POINT OF BEGINNING of the herein described tract of land;

Thence N20°25'32"W following the common property line of the said 564.33 acres and the said 70.54 acres for a distance of 1443.94 feet to an iron rod found at the Southwest corner of that certain 7.0 acres conveyed to Chase Pribbernow in doc #2008086127 in the official public records of Williamson County, Texas;

Thence N68°48'29"E following the common property line of the said 7.0 acres and the said 546.33 acres for a distance of 756.15 feet to an iron rod found at the Southeast corner of the said 7.0 acres and the Southwest corner of that certain 16.747 acres conveyed to Mark Remmert in doc #9611531 in the official public records of Williamson County, Texas;

Thence N69°52'42"E following the common property line of the said 546.33 acres and the said 16.747 acres for a distance of 1099.04 feet to an iron rod found;

Thence N70°00'35"E for a distance of 50.01 feet to an iron rod set for the Southeast corner of the said 16.747 acres;

Thence N21°08'56"W for a distance of 701.38 feet to an iron rod found, point being the Northern corner of the said 16.747 acres;

Thence N21°03'25"E for a distance of 60.23 feet to a steel pipe fence corner, on the Southern property line of that certain 130.241 acres conveyed to Dinah Brothers as described in doc #2008163553 in the official public records of Williamson County, Texas;

Thence N69°23'55"E following the common property line of the said 130.241 acres and the said 546.33 acres for a distance of 1345.17 feet to an iron rod found;

Thence N04°00'06"W for a distance of 773.69 feet to an iron rod found;

Thence S69°41'23"W for a distance of 387.27 feet to a steel pipe fence post found;

Thence N19°49'15"W for a distance of 932.55 feet to a steel pipe fence post found for the Northwest corner of the said 546.33 acres and in the south line of a 250.00 acre tract conveyed to Stacy Browning Estate as described in doc #2006073171 in the official public records of Williamson County, Texas;

Thence N69°34'37"E continuing along the south line of said 250.00 acre tract a distance of 954.82 feet to an iron rod found;

Thence N69°40'10"E continuing along the south line of said 250.00 acre tract a distance of 380.64 feet to an iron rod found;

Thence N67°52'35"E continuing along the south line of said 250.00 acre tract for a distance of 681.43 feet to an iron rod found;

Thence N68°44'19"E continuing along the south line of said 250.00 acre tract for a distance of 401.30 feet to a iron rod found point being the Northwest corner of a 22.0 acre tract conveyed to Robert L. Harris as described in Volume 1062, Page 562 in the official public records of Williamson County, Texas;

Thence S20°44'39"E leaving said south line of said 250.00 acre tract and along the west line of said 22.0 acre tract and the west line of a 11.54 acre tract conveyed to Robert Harris as described in Volume 1456, Page 72 in the official public records of Williamson County, Texas, a 39 acre tract as recorded in Volume 2272, Page 747, Volume 1112, Page 45, Volume 817, Page 291 in the official public records of Williamson County, Texas and a 69.57 acre tract conveyed to John L. Davis as described in Document No. 9862480 in the official public records of Williamson County, Texas a distance of 4617.36 feet to a fence corner post found for a southeasterly corner of this 546.33 acre tract and the northeast corner of a 99.0 acre tract conveyed to Revocable Living Trust, Leroy O. Hall as described in Document No. 9819014 in the official public records of Williamson County, Texas;

Thence S69°23'33"W along a southeasterly line of this said 546.33 acre tract and the north line of said 99.0 acre tract a distance of 1733.33 feet to a fence corner post found for the northwest corner of said 99.0 acre tract and a southeasterly corner of this said 546.33 acre tract;

Thence S21°11'48"E along the west line of said 99.0 acre tract and a southeasterly line of this said 546.33 acre tract a distance of 2534.48 feet to a RR Tie fence corner post for the southwest corner of said 99.0 acre tract and the southeast corner of this said 546.33 acre tract;

Thence S68°29'36"W along the south line of this said 546.33 acre tract a distance of 702.46 feet to a 60d nail found in the south line of this said 546.33 acre tract;

Thence S70°56'37"W continuing along the south line of said 546.33 acre tract for a distance of 631.71 feet to a iron rod found in the north right of way of Highway 29 for a southwesterly corner of this said 546.33 acre tract;

Thence N57°09'59"W continuing along the north right of way of Highway 29 and a westerly line of this said 546.33 acre tract a distance of 44.99 feet to a concrete monument found;

Thence N54°31'16"W continuing along the north right of way of Highway 29 and a westerly line of this said 546.33 acre tract a distance of 1629.09 feet to a concrete monument found;

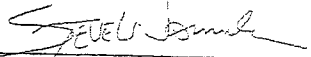
Thence N43°29'49"W continuing along the north right of way of Highway 29 and a westerly line of this said 546.33 acre tract a distance of 287.53 feet to an iron rod set for the beginning of a curve to the left;

Thence N54°03'54"W continuing along the north right of way of Highway 29 and a westerly line of this said 546.33 acre tract along said curve to the left a length of 371.04 feet having a radius of 1005.40', an arc length of 373.18, to an iron rod set at the end of this said curve to the left and the beginning of a curve to the left;

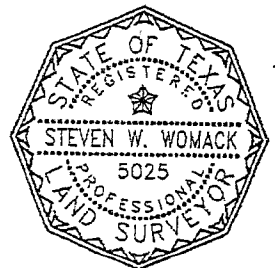
Thence N64°33'37"W continuing along the north right of way of Highway 29 and a westerly line of this said 546.33 acre tract along said curve to the left a length of 359.61 feet having a radius of 2249.81', an arc length of 360.00, to an iron rod found and the end of this said curve to the left;

Thence N64°41'28"W continuing along the north right of way of Highway 29 and a westerly line of this said 546.33 acre tract a distance of 200.15 feet to a concrete monument found;

Thence N64°12'05"W continuing along the north right of way of Highway 29 and a westerly line of this said 546.33 acre tract a distance of 1220.03 feet to **POINT OF BEGINNING** and containing 546.33 acres of land more or less.

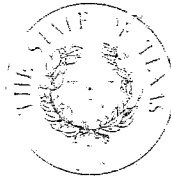

Steven W. Womack
Registered Professional Surveyor
No. 5025, State of Texas

12-14-2010
Date





Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 21, 2011

Mr. Arturo D. Rodriguez, Jr., City Attorney
Russell & Rodriguez, LLP
1633 Williams Dr., Ste. 200
Georgetown, TX 78628

Re: Application from the City of Liberty Hill, to Amend Certificate of Convenience and Necessity (CCN) No. 10324, in Williamson County; Application No. 37116-C

CN: 602959033; RN: 101453322

Dear Mr. Rodriguez:

Your application for the City of Liberty Hill to amend the CCN was received on August 25, 2011, and has been accepted for filing. Thank you for providing the items we requested with your October 28, 2011, letter. Ms. Debbie Reyes has been assigned to perform the technical review.

Your next step is to provide the **revised** public notices without delay. The notice to the public must be published once each week for two (2) consecutive weeks in a newspaper of general circulation in Williamson County. **It is the responsibility of the applicant to provide correct notice** of the application to any utilities, cities, cities with an extraterritorial jurisdiction within two (2) miles of your proposed service area, any city with an extraterritorial jurisdiction which overlaps the proposed service area or other affected parties in your requested area. **You will also be required to provide mailed notice to all landowners with more than 25 acres in your proposed CCN area pursuant to TCEQ 30 TAC Chapter 291 Rules adopted on January 5, 2006. The landowner information may be obtained from the county appraisal district tax rolls for the county or counties in which the proposed CCN lies.** Check the notices carefully before mailing or publishing.

A review of our files and maps indicates that, in addition to the neighboring utilities noted on your application, you must provide notice to the following utilities:

Liberty Hill ISD (pending application)
Williamson County
all cities and etj's within 2 miles of the proposed area

Information related to utilities and districts including addresses can be obtained from the TCEQ web site located at www10.tceq.state.tx.us/iwud/.

As proof that notice was provided, you are required to send us the following:

P.O. Box 13087 • Austin, Texas 78711-3087 • 512-239-1000 • www.tceq.texas.gov

How is our customer service? www.tceq.texas.gov/goto/customersurvey

Notice for Publication

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
UTILITY SERVICE IN WILLIAMSON COUNTY, TEXAS**

The City of Liberty Hill has filed an application to amend CCN No. 10324 with the Texas Commission on Environmental Quality to provide water utility service in Williamson County.

The proposed utility service area is located approximately 1.5 miles northwest of downtown Liberty Hill, Texas, and is **generally** bounded on the north by County Road 206; on the east by CR 279; on the south by Brewer Branch and Little Creek; and on the west by Double File Trce. The total area being requested includes approximately 5,542 acres and 0 current customers. The proposed amendment affects customers and/or areas located in the following zip code: 78642.

A copy of the proposed service area map is available at 102 Grove Street, Liberty Hill, Texas 78642 or by calling 512/778-5977.

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 public hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office of Administrative Hearings

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
UTILITY SERVICE IN WILLIAMSON COUNTY, TEXAS**

To: _____ Date Notice Mailed: _____, 2011
(Neighboring System, Landowner or City)

(Address)

(City State Zip)

The City of Liberty Hill has filed an application to amend CCN No. 10324 with the Texas Commission on Environmental Quality to provide water utility service in Williamson County.

The proposed utility service area is located approximately 1.5 miles northwest of downtown Liberty Hill, Texas, and is **generally** bounded on the north by County Road 206; on the east by CR 279; on the south by Brewer Branch and Little Creek; and on the west by Double File Trce. The total area being requested includes approximately 5,542 acres and 0 current customers. The proposed amendment affects customers and/or areas located in the following zip code: 78642.

See enclosed map of the proposed service area.

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

To: Administrative Reviewer

Date Complete: November 14, 2011

From: Cartographer-Utilities & Districts Section

Subject: Overlap & Notice Check for Administrative Review No. A-084-11/37116-C
City of Liberty Hill (10324) to amend water CCN in Williamson county.

- X 1. No new overlap of service areas exists.
2. An overlap:
3. Dual certification:
4. An overlap exists with the city limits of:
5. If this is a Sale, Transfer, or Merger, is additional area being requested?
7. Map submitted is digital request digital data.
9. Utility notice was sufficient.
- X 10. Utility notice was insufficient. In addition to those systems listed in the application, they will also need to notify:
- TWO MILES:
- Liberty Hill ISD (pending SER)
- Chisholm Trail SUD (11590)
- Durham Park WSC (10432)
- Liberty Greenline LLC (13135)
- Aqua Utilities (11157)
- City of Leander (10302)
- Williamson county
- All cities and etj's within 2 miles of the proposed area
- X 11. Notice:
- On the east by CR 279
- On the West by Double File Trce
- X 12. Other comments: the pending Liberty Hill ISD ser includes part of this area.
They need to be noticed and may choose to opt out.



Kent Steelman

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

September 21, 2011

BY FAX TO 512/251-8540 AND
BY CERTIFIED MAIL

Mr. Richard Hamala
Tiemann, Shahady & Hamala, PC
102 N. Railroad Ave.
Pflugerville, Texas 78660

NOTICE OF DEFICIENCY

Re: Application from Liberty Hill Water Supply Corporation (WSC), to Amend Certificate of Convenience and Necessity (CCN) No. 10324, in Williamson County; Application No. 37116-C

CN: 600754899; RN: 101453322

Dear Mr. Hamala:

Your CCN application for Liberty Hill WSC, received on August 25, 2011, has been assigned Application No. 37116-C, but has not been accepted for filing. Please refer to the application number in future correspondence.

Processing of the above referenced application cannot proceed and notices cannot be published or mailed until we receive the following information.

1. It appears CCN No. 10324, will be transferred to the City of Liberty Hill in Application No. 36864-S. If the intent of this application is to amend CCN No. 10324, an application should be submitted from the City of Liberty Hill. Please, submit four (4) copies of a completed CCN Application (form #10362) from the City of Liberty Hill.
2. The maps submitted do not meet the mapping requirements. A location map was not received. The maps should include **only** the proposed CCN areas. The data includes existing CCN area and has overlaps with surrounding CCNs. Please submit four (4) copies of the following maps:
 - a. General location maps delineating the proposed service area with enough detail to accurately locate in the county.
 - b. Maps showing **only** the proposed service area by:
 - (1) metes and bounds survey certified by a licensed state land
 - (2) surveyor or a registered professional land surveyor; or projectable digital data with metadata (proposed areas should be in a single record and clearly labeled for each utility); or

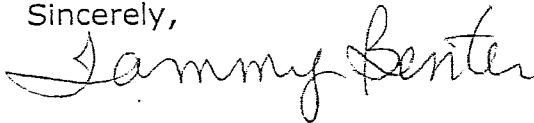
Mr. Richard Hamala
Page 2
September 21, 2011

- (3) following verifiable natural and man-made landmarks; or
- (4) copies of recorded plat map with metes and bounds.

These items must be completed and returned to our office by **October 21, 2011**. If we do not receive the requested information by this date, your application will be returned for failure to prosecute.

If you have any questions, please contact Ms. Karen Blaschke at 512/239-6932, or if by correspondence, include Mail Code 153 in the letterhead address.

Sincerely,



Tammy Benter, Manager
Utilities & Districts Section
Water Supply Division

TB/KLB/mmg

cc: Mr. Arturo D. Rodriguez, Jr., City Attorney, Russell & Rodriguez, LLP

TIEMANN, SHAHADY & HAMALA, P.C.

TELEPHONE (512) 251-1920

102 N. RAILROAD AVE.
PFLUGERVILLE, TEXAS 78660

FACSIMILE (512) 251-8540

October 28, 2011

Ms. Karen Blaschke
Texas Commission on Environmental Quality
Utilities and Districts Section
Building F, Mail Code 153
12100 Park 35 Circle
Austin, TX 78753

HAND DELIVERY

CHIEF CLERKS OFFICE

2011 OCT 31 PM 12:44

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Re: Response to Notice of Deficiency
Application from Liberty Hill Water Supply Corporation to Amend Certificate of
Convenience and Necessity No. 10324 in Williamson County, Texas
Application No. 37116-C
CN: 600754899; RN: 101453322

Dear Ms. Blaschke:

In response to the Notice of Deficiency dated September 21, 2011, enclosed for
filing please find four copies of the following maps and information:

- a. General location map showing only the proposed CCN area.
- b. Map showing only the proposed CCN area.
- c. Metes and bounds description of the proposed CCN area.
- d. Projectable digital data (on a disk) showing only the proposed area.

Additionally, as you are aware, since the filing of the application, the TCEQ has
transferred CCN No. 10324 from the Liberty Hill Water Supply Corporation to the City
of Liberty Hill. Thus, the City of Liberty Hill should now be listed as the applicant. The
City provides the enclosed replacement pages as well as a new oath and exhibits.

Due to the unusual circumstances of making a change of applicant to conform to
the recent completion of the CCN transfer proceeding, as part of this submittal we are
requesting a one-week extension of the October 21, 2011 submission deadline stated in
the Notice of Deficiency.

ENVIRONMENTAL QUALITY
ON
TEXAS COMMISSION

NOV 07 2011

RECEIVED

Ms. Karen Blaschke
October 28, 2011
Page 2 of 2

All future correspondence related to this application should be directed to Arturo D. Rodriguez, Jr., at Russell & Rodriguez, LLP, 1633 Williams Drive, Suite 200, Georgetown, Texas 78628. You may also contact him directly at (512) 930-1317.

Sincerely,

Richard Hamala

Richard Hamala
Corporate Counsel
Liberty Hill Water Supply Corporation

Arturo D. Rodriguez, Jr.

Arturo D. Rodriguez, Jr.
City Attorney
City of Liberty Hill

cc w/o att: Manuel De La Rosa
City Manager
City of Liberty Hill

2010

TIEMANN, SHAHADY & HAMALA, P.C.

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October 28, 2011

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Richard Hamala
Corporate Counsel
Liberty Hill Water Supply Corporation

Arturo D. Rodriguez, Jr.
Arturo D. Rodriguez, Jr.
City Attorney
City of Liberty Hill

cc w/o att: Manuel De La Rosa
City Manager
City of Liberty Hill



APPLICATION TO OBTAIN OR AMEND A WATER/SEWER CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)

*CN# 602959033

*RN# 104812086

*If known (See Instructions)

PURPOSE OF THIS APPLICATION

OBTAIN ___ New Water CCN ___ New Sewer CCN ___

AMEND X Water CCN# 10324 Sewer CCN# _____

1. APPLICANT INFORMATION

Utility Name: City of Liberty Hill

Utility Address (city/state/zip): PO BOX 1920, Liberty Hill, Texas 78642

Utility Phone Number (512) 778-5449 Fax (512) 778-5418

Contact Person: Please provide information about the person to be contacted regarding this application. Indicate if this person is the owner, operator, engineer, attorney, accountant manager, or other title related to the applicant.

Name: Arturo D. Rodriguez, Jr. Title City Attorney

Address: 1633 Williams Drive, Suite 200 Telephone (512) 930-1317

City Georgetown St. Texas Zip 78628

E-mail: arodriguez@txadminlaw.com Fax (866) 929-1641

County (ies) in which service is proposed: Williamson

A. Check the appropriate box and provide information regarding the legal status of the applicant:

___ Investor owned utility

___ Individual

___ Home or Property Owners Association

___ Partnership

___ For-profit corporation

___ Non-profit, member-owned, member-controlled cooperative corporation
(Water Code Chapter 67, Water Supply or Sewer Service Corporation)

XX Municipality

___ District

___ Other Please Explain: _____

B. If the applicant is a For-Profit business or corporation, please include the following information:

- i. Provide a copy of the corporation=s ACertification of Account Status@ from the Texas State Comptroller of Public Accounts. N/A
- ii. Provide the corporation=s charter number as recorded with the Office of the Texas Secretary Of State N/A
- iii. Provide a listing of all stockholders and their respective percentages of ownership.
- iv. Provide a copy of the company's organizational chart, if available. N/A
- v. Provide a list of all directors and disclose the tile of each individual. N/A
- vi. Provide a list of all affiliated organizations (if any) and explain the relationship with the applicant. N/A

- C. If the applicant is a Water Code Chapter 67 water supply or sewer service corporation:
- Provide a copy of the Articles of Incorporation and By-Laws. N/A.
 - Provide the corporation's charter number as recorded with the Office of the Texas Secretary of State. N/A
 - Identify all members including name, address, title, and telephone number. N/A.
 - Provide a copy of the corporation's Certificate of Account Status from the Texas Comptroller of Public Accounts. N/A.

2. **LOCATION INFORMATION**

- A. Are there people already living in the proposed area?
YES X NO _____
If YES, are any currently receiving utility service?
YES _____ NO X if YES, from Whom? _____
- Demonstrate the Need for Service by providing the following:
- B. Have you received any requests for service in the requested service area? **See Att. 2.B.**
YES _____ NO X if YES, provide the following:
- Describe the service area and circumstances driving the need for service in the requested area. Indicate the name(s) and address(es) of landowner(s), prospective landowner(s), tenant(s), or resident(s) that have requested service; and/or
 - Describe the economic need(s) for service in the requested area (i.e. plat approvals, recent annexation(s) or annexation request(s), building permits, septic tank permits, hospitals, etc.); and/or
 - Discuss in detail the environmental need(s) for service in the requested area (i.e. failing septic tanks in the requested area, fueling wells, etc.); and/or
 - Provide copies of any written applications or requests for service in the requested area; and/or
 - Provide copies of any reports and/or market studies demonstrating existing or anticipated growth in the requested area. If no, please justify the need for service in the proposed area.
 - If none of these items exist or are available, please justify the need for service in the proposed area in writing.
- Note:** Failure to demonstrate a need for additional service in the proposed service area may result in the delay and /or possible denial of the application.
- C. Is any portion of the proposed service area inside an incorporated city or district?
YES _____ NO X
If YES, within the corporate limits of: _____
- Provide a copy of any franchise, permit, or consent granted by the city or district. If not available please explain: N/A