

10/18/2005

I am interested in *water and sewer* service to my property located near/on CR 446.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Charles Neu  
Signature

CHARLES NEU  
Name

2104 CR 446  
Address

Yarnerville, IL 76240  
City, State, Zip

940-665-8705  
Phone Number

October 17, 2005

I am interested in *water and sewer* service to my property located near/on CR 446.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Tommy New  
Signature

Tommy New  
Name

2074 CR 446  
Address

Gainesville, Texas 76240  
City, State, Zip

940-665-7615  
Phone Number

10/26/2005

I am interested in water and sewer service to my property located near/on 306.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Kay Anger  
Signature

Albert + Kay Anger  
Name

5028 CR 306  
Address

Lindsay, TX 76240  
City, State, Zip

940-612-5282  
Phone Number

10/18/2005

I am interested in *water and sewer* service to my property located near/on CR 405.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Kenneth Koelzer

Signature

Kenneth Koelzer

Name

269 CR 405

Address

Jamesville, TX 76240

City, State, Zip

940-665-9473

Phone Number

October 17, 2005

I am interested in water and sewer service to my property located near/on 926 CR 404.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,



Signature

CHRIS NEW

Name

926 CR 404

Address

BAINESVILLE TEXAS 76240

City, State, Zip

940-665-4712

Phone Number

September 15, 2005

I am interested in *water and sewer* service to my properties located on FM 3108 and near FM 1200. I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

A handwritten signature in cursive script that reads "Frank Sandmann".

Frank Sandmann  
P.O. Box 62  
Lindsay, Texas 76250  
940-665-0458

10/18/2005

I am interested in *water and sewer* service to my property located near/on CR 405.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Lawrence Neusch  
Signature

LAWRENCE NEUSCH  
Name

258 CR 405  
Address

GAINESVILLE, TEXAS 76240  
City, State, Zip

940-668-7182  
Phone Number

10/26/2005

I am interested in *water and sewer* service to my property located near/on CR 422<sup>E</sup> 409.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Rachel Whysong Schmid/Kofer  
Signature

Rachel Whysong  
Name

404 CR 260  
Address

Gainesville Tex 76240  
City, State, Zip

940 665 2539  
Phone Number

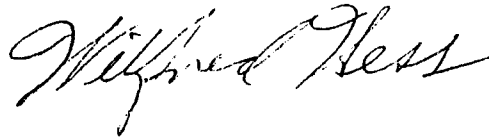


October 12, 2005

I am interested in *water and sewer* service to my property located on County Road 404. I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Wilfred Hess  
917 CR 404.  
Gainesville, Texas 76240  
940-665-6423

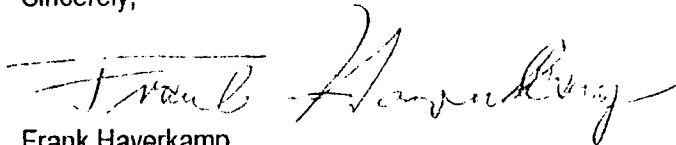
A handwritten signature in cursive script that reads "Wilfred Hess".

On the border -  
wants in if at  
all possible  
some property in -  
some out

October 17, 2005

I am interested in *water and sewer* service to my property located on CR 306. I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

A handwritten signature in cursive script, appearing to read "Frank Haverkamp".

Frank Haverkamp  
P.O. Box 156  
Lindsay, Texas 76250  
940-665-6447

*Also property  
on CR 303 - he  
wants in  
no letter for it*

10/26/2005

I am interested in *water and sewer* service to my property located near/on FM 3108 & CR 306.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Edward Sandmann  
Signature

Edward Sandmann  
Name

P.O. Box 104  
Address

Lindsay, TX 76250  
City, State, Zip

940-668-7550  
Phone Number

*Property on  
East 3108*

10/18/2005

I am interested in water and sewer service to my property located near/on FM 3108, South of City  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Paul Sandmann  
Signature

Paul Sandmann  
Name

P.O. Box 71  
Address

Lindsay TX 76250  
City, State, Zip

(940) 668-8229  
Phone Number

Copy

East 3108

11/3/2005

I am interested in *water and sewer* service to my property located on FM 3108 and on FM 1200. I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

  
Signature

Donald Sandmann  
1849 FM 1630  
Gainesville, Texas 76240  
(940) 665-0907

*Property  
East 3108*

10/26/2005

I am interested in water and sewer service to my property located near/on 760 FM 3108.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Clem Sandmann

Signature

Clem Sandmann

Name

Box Box 103

Address

Lindsay Tex 76750

City, State, Zip

940-668-8606

Phone Number

10/26/2005

I am interested in water and sewer service to my property located near/on FM 1200.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Ann Bengfort

Signature

LEONARD + ANN BENGFORT

Name

3894 FM 1200

Address

GAINESVILLE, TX. 76240

City, State, Zip

940-665-2226

Phone Number

10/26/2005

I am interested in water and sewer service to my property located near/on FM 1199 - North Lindsay  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my  
property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Betty Stoffels  
Signature

Charles & Betty Stoffels  
Name

3719 FM 1199  
Address

Gainesville, TX 76240  
City, State, Zip

940-668-8731  
Phone Number



10/26/2005

I am interested in water and sewer service to my property located near/on 2892 FM 1199.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Clem Hermes

Signature

Clem Hermes

Name

2892 FM 1199

Address

GAINESVILLE, TX 76240

City, State, Zip

940-668-7623

Phone Number

10/26/2005

I am interested in water and sewer service to my property located near/on CR 409.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Walter Schmidkofer  
Signature

Walter Schmidkofer  
Name

3175 CR 409  
Address

Gainesville Tex 76240  
City, State, Zip

940 668 2263  
Phone Number

10/26/2005

I am interested in water and sewer service to my property located near/on 1199  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my  
property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Marie H. Zimmerman

Signature

MARIE H. ZIMMERER

Name

720-FM 1199

Address

GAINESVILLE, TX 76240

City, State, Zip

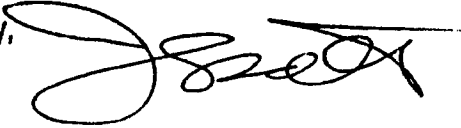
940-665-6321

Phone Number

September 15, 2005

I am interested in *water and sewer* service to my property located on FM 1199. I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

A handwritten signature in black ink, appearing to read 'James Ott', with a large loop at the beginning and a horizontal line extending to the right.

James Ott  
1094 FM 1199  
Gainesville, Texas 76240  
940-665-9662

October 17, 2005

I am interested in *water and sewer* service to my property located on CR 306. I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

A handwritten signature in cursive script that reads "Clare Hellinger". The signature is written in black ink and is positioned above the printed contact information.

Clare Hellinger  
562 CR 306  
Gainesville, Texas 76240  
940-665-5080

3108 LP  
Box 863  
Gainesville TX 76241-0863

November 8, 2005

Town of Lindsay  
Box 153  
Lindsay TX 76250

Re: Certificate of Convenience and Necessity (CCN)

Ladies and Gentlemen:

Please be advised that 3108 LP is willing to include its property located at the end of Elm and Pecan streets in the CCN referenced in your October 11, 2005 letter.

Sincerely,

3108 LP by:

JSLP Inc, General Partner

  
\_\_\_\_\_  
Jacob Bezner, President

**CPA**

**J Bezner Inc**

Professional Corporation  
Certified Public Accountants

Tel: 972/661-9181  
Fax: 972/661-8976

[www.JBeznerInc.com](http://www.JBeznerInc.com)

12900 Preston  
Suite 330 EB-103  
Dallas Texas 75230

10/18/2005

I am interested in water and sewer service to my property located near/on FM 3108, south of city limits  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Paul Sandmann

Signature

Paul Sandmann

Name

P.O. Box 71

Address

Lindsay TX 76250

City, State, Zip

(940) 668-8229

Phone Number

10/26/2005

I am interested in *water and sewer* service to my property located near/on 933 F.M. 3108.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Raymond Sandmann  
Signature

RAYMOND SANDMANN  
Name

Box 102  
Address

Lindsay, Texas 76250  
City, State, Zip

940-668-7454  
Phone Number



10/26/2005

I am interested in water and sewer service to my property located near/on FM 3148 & CR 306.  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Edward Sandmann

Signature

Edward Sandmann

Name

P.O. Box 104

Address

Lindsay, TX 76250

City, State, Zip

940-668-550

Phone Number

11/3/2005

I am interested in *water and sewer* service to my property located on FM 1630. I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

*Frank Sandmann*

Frank Sandmann

P.O. Box 62

Lindsay, Texas 76250

(940) 665-0458

11/3/2005

I am interested in *water and sewer* service to my property located at the corner of FM 3108 and CR 301 and my property on FM 1630. I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

A handwritten signature in cursive script, appearing to read "Donald Sandmann".

Donald Sandmann  
1849 FM 1630  
Gainesville, Texas 76240  
(940) 665-0907

10/26/2005

I am interested in *water and sewer* service to my property located near/on 721 NE 21<sup>ST</sup> STREET  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

Geraldine Haverkamp  
Signature

GERALDINE HAVERKAMP  
Name

P.O Box 35  
Address

LINDSAY TEXAS  
City, State, Zip

940 665-6469  
Phone Number

*Access to property  
inside city limits  
but property is  
outside (east side  
of town) along CR 303*

10/26/2005

I am interested in *water and sewer* service to my property located near/on FM 1630 & FM 3108  
I hope that the City of Lindsay at some point in the future will be able to provide these services to my  
property. For this reason I would like to be included in the CCN for the City of Lindsay.

Sincerely,

  
Signature

Hugh Porter  
Name

1870 FM 1630  
Address

Gainesville Tx 76240  
City, State, Zip

(940) 665-6079  
Phone Number



\*RN# 101388338

\*CN #

\*If known(See instructions)

**PURPOSE OF THIS APPLICATION**

OBTAIN

☐ New Water CCN

☐ New Sewer CCN

AMEND

✓ Water CCN # 13025

✓ Sewer CCN # 20927

**1. APPLICANT INFORMATION**

Utility Name: City of Lindsay

Utility Address (city/state/zip) P.O. Box 3

Lindsay, Texas 76250

Utility Phone and Fax Number (940) 665-4455 Phone (940) 665-4910 Fax

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, or other title related to the applicant.

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

Address: 102 West Morrow, Suite 103 Telephone (512) 930-1317

City Georgetown St Texas Zip 78626 Fax (512) 930-7742

County(ies) in which service is proposed Cooke County

**A. Provide the following information about the utility's certified operators**

Name	Classes	License Number
Charles R. Young	B Wastewater Trtmt. Operator	WW0000042
	Customer Svc. Inspection Certifications	020268348
	Water Operations Company	WC0000055
	Wastewater Operations Company Registration	20083

- Attach additional sheet(s) if necessary -

601118607  
104296488  
104315569  
**Received**  
✓ AUG 31 2005  
Water Quality Application Team  
A-148-5

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

	Investor owned utility	
	<input type="checkbox"/>	Individual
	<input type="checkbox"/>	Home or Property Owners Association
	<input type="checkbox"/>	For-profit corporation
	Non-profit, member-owned, member-controlled cooperative corporation (Water Code Chapter 67, Water Supply or Sewer Service Corporation)	
X	Municipality	
	District	
	Other	Please explain:

- C. If the applicant is a For-Profit Corporation: N/A
- Please provide a copy of the corporation's "Certification of Account Status" from the Texas State Comptroller of Public Accounts. (See Note below).
  - Please provide the corporation's charter number as recorded with the Office of the Texas Secretary of State. \_\_\_\_\_.
- D. If the applicant is a Water Code Chapter 67 water supply or sewer service corporation or other non-profit corporation: N/A
- Please provide a copy of the Articles of Incorporation and By-Laws.
  - Please provide the corporation's charter number as recorded with the Office of the Texas Secretary of State

2. **LOCATION INFORMATION**

- A. Are there people already living in the proposed area?  
YES ☒ NO  
If YES, are any currently receiving utility service?  
YES \_\_\_ NO ☒, if YES, from Whom
- B. Have you received any requests for service in the requested service area?  
YES ☒ NO  
If yes, please indicate the number of verbal and number of written requests and provide a clear explanation of the need for service in the requested area.  
WRITTEN \_\_\_ VERBAL ☒  
On a separate page, list the name, address, and phone number of persons requesting service. Include any letters of intent, service inquiries, and/or any other documentation demonstrating a need for service in the proposed area. Requests for service must be identified on the large scale map. See 2.E.i.a below.  
If no, please justify the need for service in the proposed area.
- C. Is any portion of the proposed service area inside an incorporated city?  
YES ☒ NO  
If YES, within the city limits of: City of Lindsay  
Provide a copy of any franchise, permit, or consent granted by the city. If not available, please explain: N/A
- D. Is any portion of the proposed service area inside another utility's CCN area?  
YES ☒ NO \_\_\_  
If YES, has the current CCN holder agreed to decertify the proposed area.  
YES ☒ NO \_\_\_  
If NO, are you seeking dual or single certification of the area? Explain why decertification of the area is in the public interest. The City has received a verbal agreement from the City of Gainesville to have the overlap area certificated to the City of Lindsay. The City will supplement the application once the agreement with Gainesville is executed.
- E. Attach the following maps with each copy of the application: *(All maps should include applicant's name, address, telephone number, and date of drawing or revision. All maps should be folded to 8½ x 11 inches). See Attachment A*
- Subdivision plat or engineering plans or other large scale map showing the following:
    - The exact proposed service area boundary showing locations of requests for service and locations of existing connections (if applicable).  
NOTE: Applicant may send their facility line map showing current connections (if



- available), OR estimate the number of connections along each side of the street on the large scale map.
- B. The existing service area (if applicable).
- C. Metes and bounds (if available).
- D. Proposed and existing service area boundaries should be plotted on the map in relation to verifiable natural and man-made landmarks such as roads, creeks, rivers, railroads, etc.
- E. Service area boundaries should be shown with such exactness that they can be located on the ground.

NOTE: Applicant may use a USGS 7.5"-minute series map if no other large scale map is available.

- ii. Small scale location map delineating the proposed service area. The proposed service area boundary should be delineated on a copy of the TCEQ official CCN map. This map will assist TCEQ staff in locating the proposed service area in relation to neighboring utility service areas. *A copy of the TCEQ official CCN map may be obtained by contacting the Utilities & Districts Section at 512/239-4691 or by mailing a written request to the following address:*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
Water Supply Division  
Utilities & Districts Section  
MC-153  
P.O. Box 13087  
Austin, TX 78711-3087

NOTE: If the proposed service areas shown on the large scale map and small scale map do not delineate the same area, the more detailed large scale map will be used to delineate the official CCN service area.

- iii. **Hard copy maps should include the following items:**
  - A. Map scale should be prominently displayed.
  - B. Color coding should be used to differentiate the applicants existing service areas from the proposed service area.
  - C. Attach a written description of the proposed service area.
  - D. Proposed service area should be the same on all maps.
  - E. Include map information in digital format (if available), *see Section 3, GIS Information.*
- iv. Each utility shall make available to the public at each of its business offices and designated sales offices within Texas the map of the proposed service area currently on file with the Commission. The applicant employees shall lend assistance to persons requesting to see a map of the proposed area upon request.

### 3. GIS INFORMATION

We are currently developing a state wide Geographic Information Systems (GIS) coverage of all CCN service areas. The mylar maps are being retired. In order to assist us in this move, we are requesting that a digital file of the proposed CCN service area boundary be submitted with the 3 hard copy maps. **This is not a requirement.** It is understood that not all utilities employ the services of an engineering company or use mapping software to produce a map of the proposed CCN service area boundary. However, by submitting the information digitally, the evaluation of your CCN will be faster and more accurate. Also, by receiving the information in digital form it is easier for us to update and maintain the CCN GIS coverage.

- A. **Digital Map Requirements** In order that your digital data can be properly used, the following

information is necessary:

- i. Submit digital data of the proposed CCN service area on a 3.25" diskette or CD. Only one diskette or CD is necessary. Most files of CCNs (minus the base map) should be small enough to zip up and put on a diskette or CD.
- ii. The digital data should include all items represented in the hard copy maps (see Section 2, items E.i and E.ii).
- iii. Please identify data file format, projection information, map units and base map used.

**Acceptable Data File Formats:**

ArcView shape file (preferred)

1. AutoCAD dwg file
2. Arc/Info E00 file
3. DXF file
4. Microstation dgn files

v NOTE: If you use a format that is not listed, contact the Cartographer at the number listed below to see if we can use the data.

- a. **Projection, Datum, and Units Information** The data should be submitted in the Texas State Mapping System (TSMS) Projection. However, if it cannot be submitted in TSMS, list the Projection (e.g. State Plane Central Zone, NAD27) or coordinate system being used and Units (e.g. meters, feet, etc.)

- b. **Base Map Information**

List the base map used (e.g. TxDOT county digital road maps, USGS maps, etc.) Base map information should be included only if it has been produced in-house and is not easily available at most data repositories.

v NOTE: TCEQ uses TxDOT county (urban) digital road maps as the official CCN base map. Copies of these files can be obtained from Texas Natural Resources Information Systems (TNRIS) at (512) 463-8337 or downloaded from the TNRIS website at

<http://www.tnr.is.state.tx.us/DigitalData/TxDOT/txdot.htm>

- c. **Read-me text file**

Data file format, base map used, projection and units information, and other necessary information can be specified in a read-me text file.

**B. Important Information** For those applicants that submit digital data:

- i. Please make sure the proposed service area boundary shown on the hard copy map is identical to the digital data. If the proposed service area shown on the digital data does not delineate the same area shown on the hard copy map, the hard copy map will be used to delineate the official CCN service area.
- ii. Modifications may be made to submitted digital data in order to match the proposed service area boundary to features represented on the TxDOT base map, as opposed to the same features used in the applicant's base map.
- iii. If an applicant proposes to amend a portion of their existing CCN service area, the existing service area shown on the digital data must match the official CCN service area that was previously certificated to the utility. If it does not, then only the proposed portion of the digital data will be used.

If you have any questions about sending the data or our GIS CCN coverage, please contact the Cartographer of the Utilities & Districts Section, Water Supply Division at (512) 239-4691.

**4. NEW SYSTEM INFORMATION OR UTILITIES REQUESTING A CCN FOR THE FIRST TIME**

**A.** Please provide the following information:

- i. A list of all public drinking water supply systems or sewer systems within a 2 mile radius of the proposed system.
- ii. Copies of written requests seeking to obtain service from each of the public drinking water supply systems or sewer systems listed in #4.a.i above or documentation that it is

- not economically feasible to obtain service from them. N/A
- iii. Copies of written responses from each system or evidence that they did not reply. N/A.

- B. Were your requests for service denied? N/A.
- i. If yes, continue.
- ii. If no, please provide a detailed analysis which justifies your reasons for not accepting service. A separate analysis must be prepared and submitted for each system that granted your request for service.
- C. Please summarize how the proposed utility system will be constructed and describe each projected construction phase, if any: N/A
- D. Date of plat approval, if required: N/A  
Approved by:
- E. Date Plans & Specifications submitted for approval N/A Log No. N/A  
Attach copy of approval letter if available.
- F. Date construction is scheduled to commence N/A
- G. Date service is scheduled to commence N/A

5. **EXISTING SYSTEM INFORMATION**

- A. Please provide the following information for **each** water and/or sewer system:

- i. Water system's TCEQ Public Water System identification number:

0	4	9	0	0	0	3	;									;								
---	---	---	---	---	---	---	---	--	--	--	--	--	--	--	--	---	--	--	--	--	--	--	--	--

							;									;								
--	--	--	--	--	--	--	---	--	--	--	--	--	--	--	--	---	--	--	--	--	--	--	--	--

- ii. Sewer system's TCEQ Discharge Permit number: (for each system)

W	Q	1	0	9	2	3	-	0	0	1	;	W	Q							-				
---	---	---	---	---	---	---	---	---	---	---	---	---	---	--	--	--	--	--	--	---	--	--	--	--

- iii. Date of last inspection January 13, 2004 (sewer) and February 10, 2005 (water).
- iv. Attach a copy of the most recent inspection report letter. **See Attachment B.**
- v. For each system deficiency listed in the inspection report letter, attach a brief explanation listing the actions taken or being taken by the utility to correct the listed deficiencies, including the proposed completion dates. **No violations for either system were found.**

- B. Using the current number of customers, is any facility component in systems named in #5A above operating at 85% or greater of minimum standard capacity?  
Yes \_\_\_\_\_ No ✓  
Attach an explanation listing the actions to be taken to make system improvements including proposed completion dates (See 291.93(3)(A) of TCEQ Rules).

- C. List in the table below, the number of existing and/or proposed metered and non-metered connections (by size). The proposed number should reflect the information presented in the business plan and reflect the number of service requests identified in Question 2.b above.

Water System			Sewer System		
Connection	Existing	Proposed	Connection	Existing	Proposed
5/8" or 3/4" meter	328	12	Residential	330	12
1" meter or larger	43	6	Commercial	32	6
Non-Metered			Industrial		
Other:			Other:		
Total Water	371	18	Total Sewer	362	18

- D. If this application is for a water CCN only, please explain how sewer service is provided: **N/A**.
- E. If this application is for a sewer CCN only, please explain how water service is provided: **N/A**.
- F. What is the effect of the granting or amending a certificate on a recipient of the certificate and on any retail public utility of the same kind already serving the proximate area: There are no other utilities providing service within the requested area except for the small overlap with Gainesville which is discussed in Question 2.D. There should be no impact on neighboring utilities.
- G. Do you currently purchase or plan to purchase water or sewer treatment capacity from another source?
- i. No (skip the rest of this question and go to #6) Yes
- ii. Water

Purchased on a ( ) regular - ( ) seasonal - ( ) emergency basis?

Source	% of total supply

- iii. Sewer treatment capacity

No ☒ Yes

Purchased on a ( ) regular - ( ) seasonal - ( ) emergency basis

Source	% of total treatment

- iv. Provide a **certified** copy of the most current water or sewer treatment capacity purchase agreement or contract.

**6. FINANCIAL INFORMATION**

- A. For new systems and for applicants with existing CCNs who are constructing a new stand alone system:
- i. the applicant must provide an analysis of all necessary costs for constructing, operating, and maintaining the system for which the CCN is requested for at least the first five years. In addition, if service has been offered by an existing water service provider as stated in #4.A., but the applicant has determined that the cost of service as finally offered renders the project not economically feasible, the applicant must provide a comparison analysis of all necessary costs for acquiring and continuing to receive service from the existing system for the same period. **N/A**
  - ii. Attach projected profit and loss statements, cash flow worksheets, and balance sheets (projected five year financial plan worksheet is attached) for each of the first five years of operation. Income from rates should correlate to the growth projections in #6.A above. **N/A**
  - iii. Attach a proposed rate schedule or tariff. Describe the procedure for determining the rates and fees and indicate date of last change, if applicable. Attach copies of any cost of service studies or rate analysis worksheets. **N/A**
- B. For existing systems:
- i. Attach a profit and loss statement and current balance sheet for existing businesses (end of last fiscal year is acceptable). Describe sources and terms for borrowed capital such as loans, bonds, or notes (profit and loss and balance sheet worksheets are attached, if needed). **See Attachment C**
  - ii. Attach a proposed rate schedule or tariff. **See Attachment D**
- v NOTE: An existing system may be required to provide the information in 6.A.i. above during the technical review phase if necessary for staff to completely evaluate the application.
- C. Identify any funds you are required to accumulate and restrict by lenders or capital providers. **See Attachment C**
- D. In lieu of the information in #6.A. thru #6.C., you may provide information concerning loan approvals within the last three (3) years from lending institutions or agencies including the most recent financial audit of the applicant. **See Attachment C**

**7. NOTICE REQUIREMENTS**

- A. All proposed notice forms must be completed and submitted with the application. However, do not mail or publish them until you receive written approval from the Commission to do so.
- B. The Commission cannot grant a CCN until proper notice of the application has been given. Commission rules do not allow a waiver of these notice requirements.
- C. It is the applicant's responsibility to ensure that proper notice is given to all entities that are required to receive notice.
- D. Recommended notice forms for publication, neighboring cities and systems, and customers are included with this application to use in preparing your proposed notices. (These notice forms are also available in Spanish upon request.)
- E. After reviewing and, if necessary, modifying the proposed notice, the Commission will send the notice to the applicant after the application is accepted for filing along with instructions for publication and/or mailing. Please review the notice carefully and note any additional neighboring utilities which may be included in the acceptance letter.
- F. Notice For Publication:  
The applicant shall publish the notice in a newspaper having general circulation in the county or

counties where a certificate of convenience and necessity is being requested, once each week for two consecutive weeks beginning with the week after the notice is received from the Commission. Proof of publication in the form of a publisher's affidavit shall be submitted to the Commission within 30 days of the last publication date. The affidavit shall state with specificity each county in which the newspaper is of general circulation.

G. Notice To Neighboring Utilities:

- i. List all neighboring retail public utilities and cities providing the same utility service within the following vicinities of the applicant's proposed certificate area; and
- ii any city whose extra-territorial jurisdiction (ETJ) overlaps the proposed service area.
- iii. For applications for the issuance of a **NEW** certificate of public convenience and necessity, the applicant must mail the notice with a copy of the location map (CCN map) to all cities and neighboring retail public utilities providing the same utility service within **five (5) miles** of the requested service area, and any city with an ETJ which overlaps the proposed service area.
- iv. For applications for the **AMENDMENT** of certificate of public convenience and necessity, the applicant must mail the notice with a copy of the location map (CCN map) to all cities and neighboring retail public utilities providing the same utility service within **two (2) miles** of the requested service area, and any city with an extra-territorial jurisdiction which overlaps the proposed service area. **See Attachment E**

H. Notice to Customers

Investor Owned Utilities (IOUs) that are currently providing service without a certificate must provide individual mailed notice to all current customers. The notice must contain the current rates, the date those rates were instituted, and any other information required in the application.

**Do not publish or send copies of the proposed notices to anyone at the time you submit the application to the Commission. Wait until you receive written authorization to do so. This will occur after the Commission has reviewed the notices for completeness, and your application has been accepted for filing.**

- I. The Commission may require the applicant to deliver notice to other affected persons or agencies.

## OATH

State of Texas

I, Steven Zwinggi, being duly sworn, file this application as Mayor; that, in such capacity, I am qualified and authorized to file and verify such application, am personally familiar with the maps filed with this application, and have complied with all the requirements contained in this application; and, that all such statements made and matters set forth therein are true and correct. I further state that the application is made in good faith and that this application does not duplicate any filing presently before the Texas Commission on Environmental Quality.

I further represent that the application form has not been changed, altered or amended from its original form available only from the Commission.

**I further represent that the Applicant will provide continuous and adequate service to all customers and qualified applicants for service within its certificated service area.**

  
AFFIANT  
(Applicant's Authorized

Representative)

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

SUBSCRIBED AND SWORN TO BEFORE ME, a Notary Public in and for the State of Texas, this 09 day of Aug, 2005



  
NOTARY PUBLIC

*Notice for Publication*

NOTICE OF APPLICATION TO AMEND A CERTIFICATE OF CONVENIENCE  
AND NECESSITY (CCN) TO PROVIDE WATER AND SEWER  
UTILITY SERVICE IN COOKE COUNTY

The City of Lindsay has filed an application to amend its water CCN, number 13025, and its sewer CCN, number 20927, with the Texas Commission on Environmental Quality to provide water and sewer utility service in Cooke County.

The proposed utility service area is located approximately 4.6 miles north, 3.5 miles south, .6 miles east, and 4.1 miles west of downtown Lindsay, Texas, and is generally bounded on the north by Road number 411; on the east by Gainesville Airport; on the south by Road numbers 1630; and on the west by Road number 415.

The total area being requested for water service includes approximately 18,230 acres and 371 current customers. The total area being requested for sewer service includes approximately 18,230 acres and 362 current customers.

A copy of the proposed service area map is available at 608 Ash Street, Lindsay, Texas 76250.

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 (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.



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

To: \_\_\_\_\_ Date Notice Mailed: \_\_\_\_\_, 2005  
(Neighboring System or City)

(Address)

(City            State            Zip)

The City of Lindsay has filed an application to amend its water CCN, number 13025, and its sewer CCN, number 20927, with the Texas Commission on Environmental Quality to provide water and sewer utility service in Cooke County.

The proposed utility service area is located approximately 4.6 miles north, 3.5 miles south, .6 miles east, and 4.1 miles west of downtown Lindsay, Texas, and is generally bounded on the north by Road number 411; on the east by Gainesville Airport; on the south by Road numbers 1630; and on the west by Road number 415.

The total area being requested for water service includes approximately 18,230 acres and 371 current customers. The total area being requested for sewer service includes approximately 18,230 acres and 362 current customers.

A copy of the proposed service area map is available at 608 Ash Street, Lindsay, Texas 76250.

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 (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.

*Notice to Landowners*

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

To: \_\_\_\_\_ Date Notice Mailed: \_\_\_\_\_, 2005  
(Neighboring System or City)

(Address)

(City State Zip)

The City of Lindsay has filed an application to amend its water CCN, number 13025, and its sewer CCN, number 20927, with the Texas Commission on Environmental Quality to provide water and sewer utility service in Cooke County.

The proposed utility service area is located approximately 4.6 miles north, 3.5 miles south, .6 miles east, and 4.1 miles west of downtown Lindsay, Texas, and is generally bounded on the north by Road number 411; on the east by Gainesville Airport; on the south by Road numbers 1630; and on the west by Road number 415.

The total area being requested for water service includes approximately 18,230 acres and 371 current customers. The total area being requested for sewer service includes approximately 18,230 acres and 362 current customers.

A copy of the proposed service area map is available at 608 Ash Street, Lindsay, Texas 76250.

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.

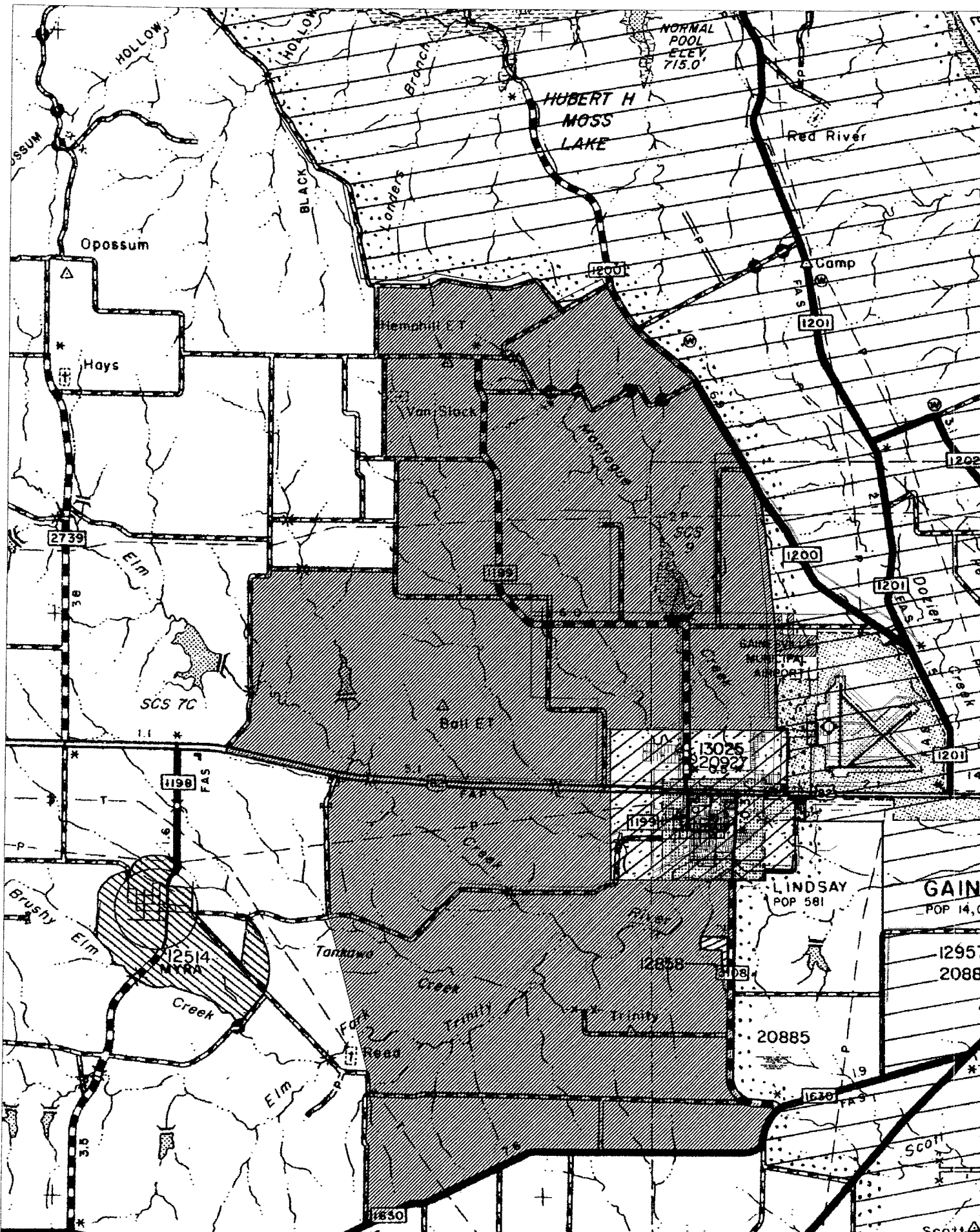
If a public hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission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

CITY OF LINDSAY  
WATER AND SEWER CNN APPLICATION

# EXHIBIT A

map





CITY OF LINDSAY  
WATER AND SEWER CNN APPLICATION

**EXHIBIT B**

Kathleen Hartnett White, *Chairman*  
R. B. "Ralph" Marquez, *Commissioner*  
Larry R. Soward, *Commissioner*  
Glenn Shankle, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

March 11, 2005

Robert Walterscheid  
City of Lindsay  
P.O. Box 183  
Lindsay, TX 76250

Re: Compliance Evaluation Investigation at:  
City of Lindsay, Cooke County, Texas  
TCEQ ID No.: 0490003

Dear Mr. Walterscheid:

On February 10, 2005, Erin Tanski of the Texas Commission on Environmental Quality (TCEQ) D/FW Region Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for Public Water Supply systems. No violations were documented during the investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Ms. Erin Tanski in our D/FW Region Office at 817/588-5853.

Sincerely,

A handwritten signature in dark ink, appearing to read "Charles Marshall".

Charles Marshall  
Work Leader, Public Water Supply Section  
D/FW Regional Office

CM/emt

cc: TCEQ-Austin

REPLY TO: REGION 4-DALLAS/FORT WORTH • 2309 GRAVEL DR. • FORT WORTH, TEXAS 76118-6951 • 817/588-5800 • FAX 817/588-5700

P.O. Box 13087 • Austin, Texas 78711-3087 • 512/239-1000 • Internet address: [www.tceq.state.tx.us](http://www.tceq.state.tx.us)

printed on recycled paper using soy based ink

Kathleen Hartnett White, *Chairman*  
R. B. "Ralph" Marquez, *Commissioner*  
Larry R. Soward, *Commissioner*  
Margaret Hoffman, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 9, 2004

The Honorable Norbert Majors, Mayor  
Town of Lindsay  
PO Box 153  
Lindsay, Texas 76250

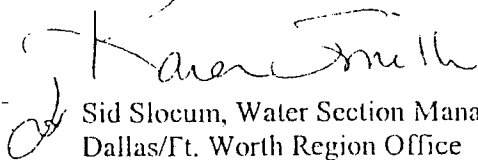
Re: Comprehensive Compliance Investigation at:  
Town of Lindsay Wastewater Plant, (Cooke County), Texas  
TPDES Permit No.: 10923-001, EPA ID No.: TX0025097

Dear Mayor Majors:

On January 13, 2004, Carrie Landrum of the Texas Commission on Environmental Quality (TCEQ) Dallas/Ft. Worth Region Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for wastewater treatment. No violations were documented during the investigation; however, two areas of concern were identified for which you may want to take action. These areas of concern will be re-evaluated during the next compliance investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Carrie Landrum in the Dallas/Ft. Worth Region Office at 817-588-5847.

Sincerely,

  
Sid Slocum, Water Section Manager  
Dallas/Ft. Worth Region Office

SS/cl

enclosure: Investigation Report No. 260497

*Sample Results*



# Texas Commission on Environmental Quality

## Investigation Report

### TOWN OF LINDSAY

#### TOWN OF LINDSAY WWTP

RN102069788

Investigation # 260497

Incident #

Investigator: CARRIE LANDRUM

Site Classification

Conducted: 01/13/2004 -- 01/13/2004

SIC Code: 4952

Program(s): WASTEWATER

Investigation Type : Compliance Investigation

Location : 600 feet East of FM Road 3108  
Bridge over Elm Fork Trinity River Southeast  
of the Town of Lindsay in Cooke County

Additional ID(s) : WQ0010923001  
TPDES0025097

Address: ; ,

Activity Type : WW CCI Discretionary - Comprehensive  
compliance investigation

Principal(s) :

Role	Name
RESPONDENT	TOWN OF LINDSAY

Contact(s) :

Role	Title	Name	Phone
Notified	OPERATOR	MR CHARLES YOUNG JR	Home (940) 665-6385
Participated In Investigation	OPERATOR	MR CHARLES YOUNG JR	Home (940) 665-6385
Regulated Entity Contact	OPERATOR	MR CHARLES YOUNG JR	Home (940) 665-6385
Regulated Entity Mail Contact	MAYOR	MR NORBERT MAGES	Work (940) 665-4455

Other Staff Member(s) :

Role	Name
Supervisor	Karen Smith

#### Associated Check List

Checklist NameUnit Name

WQ INVESTIGATION TYPES FY04  
WQ GENERAL CCI CHECKLIST

lindsay  
lindsay

Investigation Comments :

#### GENERAL FACILITY AND PROCESS INFORMATION

The Town of Lindsay operates a 0.066 MGD domestic wastewater facility. The wastewater treatment system is comprised of a bar screen, oxidation ditch, two oxidation-stabilization ponds, and an effluent discharge chamber.

During the investigation, effluent samples were taken from Outfall 001, immediately following the effluent weir. Analyses results are attached to this report. Sample results were compliant with permit limits. Persistent foam was observed in the discharge channel and trace foam was observed

in the receiving stream. An additional effluent sample was collected during the investigation to be analyzed for NH<sub>3</sub>N. Sample results indicated that the foaming may have been caused by elevated NH<sub>3</sub>N levels. The city is not required by their permit to test for NH<sub>3</sub>N and elevated NH<sub>3</sub>N is somewhat common in pond wastewater systems.

The primary flow measuring device for outfall 001 is a 22.5 degree V-notch weir. A flow accuracy check was not performed because the distance between the flow meter read-out and effluent weir was too great to obtain an accurate reading.

Mr. Young conducts field measurements for pH and dissolved oxygen. Effluent samples are collected by Mr. Young and are preserved on ice for transport to Williams Testing Laboratory in Denton. The first oxidation pond was dredged in August 2003. Cole & Smithsen Construction hauled 1,968 cubic yards of sludge to Gainesville Municipal Airport BLU for final disposal.

The Town of Lindsay has no industrial facilities that discharge to the sanitary sewer system. The city's collection system has approximately 300 connections. The plant operator reports no significant problems with inflow/infiltration.

#### BACKGROUND

The file review conducted prior to the investigation indicated that the facility is in general compliance with their permit.

**No Violations Associated to this Investigation**

### Areas of Concern

#### Description

Are calibration and maintenance records adequate for any analytical equipment used?

Does the receiving stream have such conditions as foaming, floating materials, sludge deposits, or color and turbidity?

#### Additional Comments

The operator should include additional information in his calibration log for the dissolved oxygen meter. Initial meter reading, calibration value, elevation, and salinity values should be recorded even if the values entered remain the same during each calibration event.

Foaming was observed in the discharge channel immediately following the effluent weir. Foaming persists throughout the discharge channel, but accumulates around rocks, brush, and other debris. Trace amounts of foam reach the creek. An additional sample was collected during the investigation to be analyzed for ammonia-nitrogen.