

1 Q. DOES LINDSAY HAVE THE ABILITY TO ADEQUATELY PROVIDE  
2 WATER AND SEWER SERVICE TO THE PROPOSED SERVICE  
3 TERRITORY?

4 A. Yes. Lindsay currently has approximately 394 water connections and approximately  
5 394 sewer connections. Lindsay is permitted to discharge 0.066 MGD of treated  
6 wastewater. Lindsay currently has available capacity to provide sewer service to  
7 approximately 467 additional homes without any expansions to its current wastewater  
8 treatment plant. ~~A copy of Lindsay's permit to dispose wastes is attached to my~~  
9 ~~testimony as Attachment KDM-10.~~

10 Additionally, Lindsay has three water wells from which it can provide water  
11 service to its existing customers and approximately 301 additional customers.  
12 Lindsay currently has approximately .25 miles of 3" distribution lines, 3.14 miles of  
13 4" distribution lines, 3.98 miles of 6" distribution lines, 0.48 miles of 8" distribution  
14 lines, and 3.41 miles of 10" distribution lines. The City also has two ground storage  
15 tanks that are 30,000 gallons in size and two ground storage tanks that are 40,000  
16 gallons in size. Additionally, the City has a 150,000 gallon elevated storage tank.  
17 Based on the current capacity, the City is able to provide service to the entirety of the  
18 Proposed Service Territory as growth demands.

1    **Q.    HOW WILL THE ENVIRONMENTAL INTEGRITY BE AFFECTED BY THE**  
2           **GRANTING OF AN AMENDMENT TO WATER CCN NO. 13025 AND**  
3           **SEWER CCN NO. 20927 TO LINDSAY?**

4    A.    The environmental integrity will be affected by granting the amendment of water  
5           CCN No. 13025 and sewer CCN No. 20972 in that central sewer service will now be  
6           available in the Proposed Service Territory. Additionally, potable water meeting the  
7           State Standards will be provided to customers within the Proposed Service Territory.  
8           A more thorough discussion on environmental integrity is previously provided in my  
9           testimony.

10

11   **Q.    WILL GRANTING AN AMENDMENT TO THE CCN IMPROVE SERVICE**  
12           **OR LOWER COSTS TO CONSUMERS IN THE PROPOSED SERVICE**  
13           **TERRITORY?**

14   A.    Water and sewer service in the area will be improved by the fact that water and sewer  
15           service will now be available in areas where it is currently not. A utility providing  
16           both water and sewer service is currently unavailable in the Proposed Service  
17           Territory. Additionally, Lindsay is not in danger of running out of water in the  
18           foreseeable future and this type of certainty is an improvement in the Proposed  
19           Service Territory.

20

21   **Q.    IS IT FEASIBLE TO OBTAIN WATER AND SEWER SERVICE FROM AN**  
22           **ADJACENT RETAIL PUBLIC UTILITY?**

23   A.    There are two (2) other public utilities within two miles of the Proposed Service  
24           Territory. Lindsay Pure Water Company has protested the application. Lindsay has

1 the financial, managerial, and technical wherewithal to provide sewer service to the  
2 Proposed Service Territory. Lindsay Pure Water Company does not have the  
3 managerial or technical capability to provide sewer service to the requested service  
4 territory. It has no experience in providing such service nor has it shown a desire to  
5 provide sewer service. There is no other utility providing centralized sewer service in  
6 the Proposed Service Territory.

7 Regarding the provision of water service, Lindsay's system is more reliable  
8 and, thus, in my opinion, there is no feasible alternative for water service in the  
9 Proposed Service Territory. Furthermore, Lindsay Pure Water Company has not  
10 shown a good faith effort to comply with the terms of the Settlement Agreement they  
11 sought to have executed in a previous docket where they protested an expansion of  
12 Lindsay's CCN. Lindsay Pure Water Company has made no attempts to amend its  
13 CCN to seek any of the area now being requested by Lindsay.

14 The City of Gainesville has not protested Lindsay's CCN application.  
15

16 **Q. DOES LINDSAY HAVE THE TECHNICAL AND MANAGERIAL ABILITY**  
17 **TO ADEQUATELY PROVIDE SEWER SERVICE TO THE PROPOSED**  
18 **SERVICE TERRITORY?**

19 A. Yes. Lindsay has four (4) contract operators that are certified by TCEQ as  
20 groundwater treatment operators and/or wastewater treatment operators. One of the  
21 City's operators has a D-level certification for water treatment and is working  
22 towards a C-level certification, one has a C-level certification for water treatment, one  
23 has a C-level certification for wastewater treatment, and one has a B-level

1 certification for wastewater treatment. This allows them to operate the City's water  
2 and wastewater system.

3  
4 **Q. BASED ON YOUR REVIEW OF THE APPLICATION AND TESTIMONY**  
5 **PRESENTED AT THIS TIME, PLEASE DETAIL YOUR**  
6 **RECOMMENDATION FOR THE REQUEST TO AMEND WATER CCN**  
7 **NO. 13025 AND SEWER CCN NO. 20927.**

8 A. I recommend that the amendment to water CCN No. 13025 and sewer CCN  
9 No. 20927 be granted. It is my opinion that Lindsay has met its burden to prove that  
10 they can provide continuous and adequate service to the Proposed Service Territory.  
11 Lindsay has no outstanding violations and has the technical and managerial capability  
12 to provide water and sewer service to the Proposed Service Territory.

13  
14 **Q. DO YOU HAVE A RECOMMENDATION ON WHETHER A CERTIFICATE**  
15 **IS NECESSARY FOR THE SERVICE, ACCOMMODATION,**  
16 **CONVENIENCE, OR SAFETY OF THE PUBLIC?**

17 A. Yes.

18  
19 **Q. WHAT IS YOUR RECOMMENDATION?**

20 A. At this time granting the amendment to water CCN No. 13025 and sewer CCN  
21 No. 20927 to Lindsay is necessary for the service, accommodation, convenience,  
22 and/or safety of the public.

1 Q. MR. MARONEY, IF IT IS DETERMINED THAT THE CITY IS REQUIRED  
2 TO FOLLOW THE POST-JANUARY 5, 2006, RULES FOR GRANTING AN  
3 AMENDED CCN, WOULD YOUR OPINION OF THE CITY'S  
4 APPLICATION CHANGE?

5 A. No.

6

7 Q. PLEASE EXPLAIN.

8 A. The new rules require that for an amended application, Lindsay should demonstrate  
9 that it possesses the financial, managerial and technical capability to provide  
10 continuous and adequate service to its Proposed Service Territory. All the criteria  
11 explained above would serve to establish that Lindsay has the managerial and  
12 technical ability to provide continuous and adequate service to Lindsay's Proposed  
13 Service Territory. The testimony provided by the Hon. Don Metzler, Mayor *Pro*  
14 *Tempore*, and Mr. Jack Stowe establish that Lindsay has the financial and managerial  
15 ability to provide continuous and adequate service to Lindsay's Proposed Service  
16 Territory.

17 Additionally, Lindsay should establish that the water it provides meets the  
18 requirements of Texas Health and Safety Code, Chapter 341 and Commission rules.  
19 Lindsay's most recent public drinking water evaluation establishes that it meets the  
20 standards for potability. Thus, compliance with Chapter 341 is established.  
21 Additionally, Lindsay, as discussed above, has an adequate supply of water to meet  
22 its current water needs and the needs for the foreseeable future. Lindsay is in an  
23 excellent position to meet its water needs.

1 For sewer service, Lindsay should establish that it meets the Commission's  
2 design criteria for sewer treatment plants, Commission rules, and the Texas Water  
3 Code. As detailed in the sewer system analysis, Lindsay meets these requirements.  
4

5 **Q. ARE THERE ANY OTHER REQUIREMENTS THAT YOU WOULD NEED**  
6 **TO EVALUATE? IF SO, PLEASE EXPLAIN.**

7 A. Yes. Some provisions of TCEQ rule § 291.102 (d) were changed and more criteria  
8 were established. Under the new rules, § 291.102(d) (1), (5), (7), and (8), are the  
9 same as the old rules. Thus, said provisions are analyzed as analyzed above. I will  
10 address each new criteria below.  
11

12 **Q. IS THERE A NEED FOR ADDITIONAL SERVICE IN THE PROPOSED**  
13 **SERVICE TERRITORY? IF SO, PLEASE EXPLAIN.**

14 A. Yes. A number of owners have requested service from Lindsay. A list of the land  
15 owners that have requested service is attached to the City's Application as well as  
16 Attachment KDM-5. Additionally, there is currently no centralized sewer service to  
17 the Proposed Service Territory and therefore there is an environmental need for  
18 centralized sewer service. The State has made a push in recent years away from on-  
19 site septic facilities to centralized sewer. A centralized sewer system is preferable,  
20 from an environmental standpoint, in that the wastewater is treated to a higher  
21 standard, there is a lower probability of groundwater and surface water contamination  
22 and with the discharge of treated wastewater from a centralized sewer system  
23 instream flows are created and maintained for aquatic life and other uses downstream.

1   **Q.   WHAT IS THE EFFECT OF GRANTING THE WATER AND SEWER CCN**  
2       **AMENDMENT TO CCN NOS. 13025 AND 20927 TO LANDOWNERS IN THE**  
3       **CITY'S PROPOSED SERVICE TERRITORY?**

4   A.   The landowners will be benefited by Lindsay's Application. Now, landowners will  
5       have access to a safe water and sewer utility. Lindsay runs an efficient, safe water  
6       and sewer utility that meets and/or exceeds the State's safety standards. Lindsay has  
7       demonstrated that it provides continuous and adequate service to its current  
8       customers. Lindsay has the financial, managerial, and technical ability to provide this  
9       service to its Proposed Service Territory.

10

11   **Q.   DOES LINDSAY HAVE THE ABILITY TO ADEQUATELY PROVIDE**  
12       **WATER AND SEWER SERVICE TO THE PROPOSED SERVICE**  
13       **TERRITORY?**

14   A.   Yes. Lindsay currently meets and exceeds all standards for the provision of water  
15       and sewer service. With Lindsay's demonstrable ability to add connections to its  
16       water and sewer utility, Lindsay has the ability to provide service to its Proposed  
17       Service Territory.

18

19   **Q.   WHAT WILL BE THE EFFECT ON THE LAND TO BE INCLUDED IN THE**  
20       **CERTIFICATED AREA?**

21   A.   There will be temporary disruptions to the land during line extensions and  
22       maintenance of water and sewer lines and facilities. However, over the long-term, the

1 effect on the land will be minimal by granting Lindsay's application. Such an  
2 opinion is based on my experience of representing utilities for over thirty (30) years.  
3

4 **Q. WITH YOUR ANALYSIS INCLUDING UTILIZING THE NEW RULES, HAS**  
5 **YOUR POSITION REGARDING LINDSAY'S APPLICATION CHANGED?**

6 A. No.  
7

8 **Q. WHAT IS YOUR OPINION UTILIZING THE NEW RULES?**

9 A. Lindsay's application should be granted because it has demonstrated that it has the  
10 technical, managerial, and financial capability to provide continuous and adequate  
11 service to its Proposed Service Territory and Lindsay's application is necessary for  
12 the service, accommodation, convenience, and/or safety of the public.  
13

14 **Q. DOES THIS CONCLUDE YOUR TESTIMONY?**

15 A. Yes. However, with the Judge's permission, I would request the right to amend,  
16 delete, and/or add to my testimony as additional facts become known.



# **Kerry D. Maroney, P.E.**

**Vice President**

Biggs & Mathews, Inc.

## **Education:**

Bachelor of Science in Civil Engineering  
University of Texas at Arlington 1974

## **Professional Registration:**

Registered Professional Engineer - State of Texas #44639  
Registered Professional Land Surveyor - State of Texas #2855  
Registered Professional Engineer - State of Oklahoma #20730

## **Professional Experience:**

Mr. Maroney, has more than 30 years of professional experience in the field of civil engineering. He has extensive professional experience in project management, planning, permitting, and design for a wide variety of wastewater projects, water distribution systems, water pump stations, and water treatment facilities.

As Vice-President he is primarily responsible for project development, detailed design and management involving municipal and urban engineering services for the firm.

As Project Manager, Mr. Maroney serves as liaison between the client and the planning and design teams; assuring appropriate project staffing, establishing project control and design criteria, providing for the necessary coordination in meeting project budgets and schedules, and providing for project quality control.

July 1985 to Present: Vice President and Principal Engineer for Biggs & Mathews, Inc. Projects have included permitting, modeling, evaluation, analysis, design and construction management of the following types of engineering projects:

- Municipal Projects - Wastewater collection and treatment systems; wastewater lift stations; wastewater permitting; water treatment plants; water pump stations; water transmission and distribution systems; water supply wells; elevated and ground storage tanks; dams and reservoirs; street design and storm drainage systems.
- Residential Projects - Site, boundary and closing surveys, platting, master planning, water, sewer, street and drainage designs.
- Commercial and Industrial Projects - Site surveys and layouts, drainage, water, sewer and pavement designs, topographic mapping, and parking lot design.
- Solid Waste Projects - Solid waste regional operational and feasibility studies, site selection, site permitting, site modification projects, gas management plans, site closures, and solid waste transfer stations.

July 1976 to July 1985: Full time participation as a staff Engineer with Biggs & Mathews, Inc.

Dec. 1974 to July 1976: Staff Engineer for the City of Grand Prairie, Texas. Designed and supervised construction of streets, drainage structures, water distribution, wastewater collection, and other related public works improvements within the city.

**Professional Affiliations:**

Texas Society of Professional Engineers  
American Water Works Association  
Texas Rural Water Association

**Recent Post Graduate Continuing Education:**

Water Environmental Association of Texas Conference  
Complying with the Safe Drinking Water Act Regulations  
Systems Using Surface Water Sources  
EPA Seminar on Filtration and Disinfection Requirements for Public Water  
Solid Waste Management Options for Texas

**Note:** The above resume is a brief summary of the engineering experience and expertise of Kerry D. Maroney, P.E. A more detailed and/or project specific resume will be provided upon request.

*Protecting Texas by Reducing and Preventing Pollution*

APP0496

MayoZ Zwinggi/ Town of Lindsay WWTP

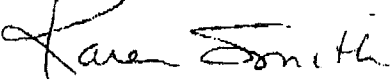
Page 2

April 29, 2008

However, please be advised that if you decide to participate in the violation review process, the TCEQ may still require you to adhere to the compliance schedule included in the attached summary report until an official decision is made regarding the status of any or all of the contested violations.

If you or members of your staff have any questions, please feel free to contact Ms. Michello Havelka at the DFW Region Office at (817) 588-5800 or directly at (817) 588-5837.

Sincerely,



Sid Slocum,  
Water Section Manager  
Dallas/Fort Worth Region Office

SS:mh

Enclosures:     Summary of Investigation Findings  
                     Obtaining TCEQ Rules

APP0497

## Summary of Investigation Findings

TOWN OF LINDSAY WWTP

Investigation # 646388

, COOKE COUNTY,

Investigation Date: 03/10/2008

Additional ID(s): TX0025097  
WQ0010923001

### OUTSTANDING ALLEGED VIOLATIONS

Track No: 315882 Compliance Due Date: 05/29/2008

2D TWC Chapter 26.121(a)

30 TAC Chapter 305.125(4)

30 TAC Chapter 305.125(5)

#### Alleged Violation:

Investigation: 646388

Comment Date: 04/28/2008

Failure to prevent an unauthorized discharge at the wastewater treatment plant.

During the investigation, it was noted that an unauthorized discharge occurred at the bar screen and areas around the oxidation pond.

**Recommended Corrective Action:** Submit compliance documentation for the alleged violation to the TCEQ DFW Regional Office by the compliance due date, including a letter stating what actions the entity has completed to correct the problem as well as what actions the entity plans to initiate to prevent this incident from occurring in the future.



## City of Lindsay

P.O. Box 153 / 608 Ash Street  
Lindsay, Texas 76250  
(940) 665-4455  
FAX: (940) 665-4910

May 5, 2008

Mr. Sid Slocum  
Water Section Manager  
TCEQ  
Region 4- Dallas-Fort Worth  
2309 Gravel Drive  
Fort Worth, Texas 76118-6951

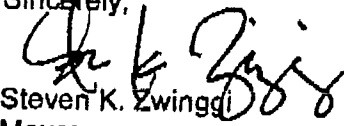
Re: Investigation #846388

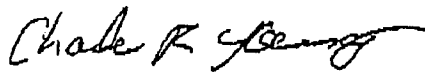
According to your letter dated April 29, 2008, the alleged violation reported after the March 10, 2008 visit, was "failure to prevent an unauthorized discharge at the wastewater treatment plant". During the visit, the investigator told the plant operator that the discharge problem pertained to the racetrack not the oxidation pond.

The problem occurred because of a heavy rainfall the weekend prior to the visit. The heavy rainwater runoff turned the grease in the lift station and lines loose. When the plant was checked the next day the bar screen was covered with grease so the staff cleaned the screen. The grease turning loose put a heavy flow on the racetrack and may have caused some overflow. The bar screen is checked and cleaned daily to prevent a grease buildup that could cause problems. As no evidence of overflow has been noted by the staff since we instigated these procedures, we feel that this has remedied the situation so that no problem will occur in the future.

If there are any questions, please contact city hall.

Sincerely,

  
Steven K. Zwinggi  
Mayor

  
Charles R. Young  
Sewer Plant Operator  
License # WW0000042

Cc: File

**SENDER, COMPLETE THIS SECTION**

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

1. Article Addressed to:  
*Mr. Sid Seeman*  
*Water Section Mex TCEG*  
*Region 4 - Dallas - Ft Worth*  
*2309 General R.*  
*Ft Worth TX 76118-6951*

2. Article Number  
 (Transfer from card)

7004 2510 0006 3258 8977

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

☐ Agent

☐ Addressee

B. Received by (Print Name)

C. Date of Delivery

D. Is this a Restricted item? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

PS Form 3811, February 2004

Domestic Return Receipt

102505-02-M-1540

U.S. Postal Service<sup>®</sup>

**CERTIFIED MAIL<sup>™</sup> RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com).

**OFFICIAL USE**

Postage \$

Certified Fee

Return Receipt Fee  
 (Endorsement Required)

Restricted Delivery Fee  
 (Endorsement Required)

Total Postage & Fees

\$ 5.32



Mail To

*Mr. Sid Seeman*  
*Water Section Mex TCEG*  
*Region 4 - Dallas - Ft. Worth*  
*2309 General R.*  
*Ft. Worth TX 76118-6951*

PS Form 3811, June 2002

See Reverse for Instructions


APP0500

In the State of Texas

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§  
§

County of Cooke

I, Betsy Fleitman, City Secretary for the City of Lindsay, Texas, hereby certify that the attached document is a true and correct copy of a document taken from the official City files of the City of Lindsay, Texas, and is maintained in the regular course of business of the City of Lindsay, Texas. Given under my hand and the seal of office on June 3, 2008.

  
City Secretary  
City of Lindsay, Texas



## SETTLEMENT AGREEMENT

This Settlement Agreement (the Agreement) is entered into between the Town of Lindsay, Texas (ALindsay), Walter Lutkenhaus (ALutkenhaus), and Lindsay Pure Water Company (the ACompany) as of the 1 day of Apr., 2002.

### Recitals

1. Lindsay, Lutkenhaus and the Company are parties to a proceeding before the Texas Natural Resource Conservation Commission (ATNRCC) pending at the State Office of Administrative Hearings (ASOAH) as Docket No. 582-02-0431 (ADocket No. 582-02-0431").
2. In Docket No. 582-02-0431, Lindsay has applied for a Certificate of Convenience and Necessity (ACCN) to enable it to provide retail water and wastewater services in an area described in Lindsay's application (the AApplication). The Company and Lutkenhaus have each filed protests to Lindsay's application.
3. The Company intends to file an application with the TNRCC to amend its existing CCN for retail water service. The Company's application will seek certification of certain areas that are included in Lindsay's application pending before SOAH.
4. As a result of negotiations between the parties, Lindsay has agreed to amend its CCN application such that it will no longer seek certification for retail water service to that area shown on Exhibit A, generally being described as south of Highway 82, west of the most westerly portion of Lindsay's extraterritorial jurisdiction, and south of the most southerly boundary of Lindsay's city limits, all as more particularly described on Exhibit A (the ACompany Area). Lindsay has further agreed to not protest, either directly or indirectly, the Company's application to amend its CCN, provided the Company seeks to expand its area of retail water service certification to include the Company Area only.
5. As a result of negotiations between the parties, the Company and Lutkenhaus have agreed to withdraw their respective protests of Lindsay's CCN application pending as Docket No. 582-02-0431, provided the application is amended such that Lindsay shall not seek retail water certification of the Company Area.
6. The parties desire to enter into this Agreement to reflect their agreements concerning certification of the area set forth in Exhibit A, and in connection therewith, to fully settle and compromise all matters in dispute between them related to Docket No. 582-

02-0431, the Company=s CCN application, and certain other disputes as referenced herein.

#### Agreement

1. Lindsay agrees to amend the CCN Application that is the subject of Docket No. 582-02-0431 such that it shall not seek certification for retail water service for the Company Area depicted on Exhibit A. Lindsay shall file such amendment within 10 days of the date of execution of this Agreement by both parties.
2. The Company agrees to file an application with the TNRCC to amend its existing CCN for retail water service such that it will seek single certification for retail water service for the Company Area depicted on Exhibit A. The Company agrees to file such application within 10 days of the date of execution of this Agreement by the parties.
3. Lindsay agrees that it will not protest, directly or indirectly, or cause the protest of Company=s application, as described in paragraph 2 above.
4. The Company and Lutkenhaus mutually agree to withdraw their respective protests and requests for hearing with respect to Lindsay=s CCN application that is the subject of Docket No. 582-02-0431 within ten (10) days of receipt of notice that Lindsay has amended the application in accordance with paragraph 1 above.
5. If the Company provides retail water service within the Company Area, and Lindsay provides retail wastewater service within the area where the Company provides such retail water service, then the Company agrees to enter into an agreement with Lindsay to terminate water service in the event wastewater bills of the Company=s retail water customer owed to Lindsay are not paid timely in accordance with Lindsay=s service policies.
6. This Agreement shall in no manner restrict or compromise the right or ability of Lindsay or the Company to apply to the TNRCC in the future for certification to provide retail water or wastewater service in areas other than depicted on Exhibit A attached hereto. Similarly, either party may protest such subsequent applications that may be filed.
7. The parties agree to take all other actions necessary or convenient in connection with implementing this Agreement.
8. In the event that Lindsay executes this Agreement, together with the Company or Lutkenhaus, but not both of the protestants, the failure by such protestant will not

prevent this Agreement from being binding upon Lindsay and the executing protestant  
for all intents and purposes.

TOWN OF LINDSAY

BY: Norbert Mages Mayor  
NORBERT MAGES, MAYOR

LINDSAY PURE WATER COMPANY

BY: Walter Lutkenhaus  
WALTER LUTKENHAUS

AUSTIN\_10866451  
25361-1 - 03/28/2002




In the State of Texas

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§  
§

County of Cooke

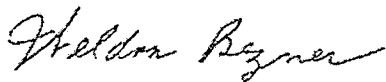
I, Betsy Fleitman, City Secretary for the City of Lindsay, Texas, hereby certify that the attached document is a true and correct copy of a document taken from the official City files of the City of Lindsay, Texas, and is maintained in the regular course of business of the City of Lindsay, Texas. Given under my hand and the seal of office on June 3, 2008.

  
\_\_\_\_\_  
City Secretary  
City of Lindsay, Texas

October 12, 2005

I am interested in *water and sewer* service to my property located southwest of Lindsay Texas. 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,



Weldon Bezner  
P.O. Box 43  
Lindsay, Texas 76250  
940-665-6324

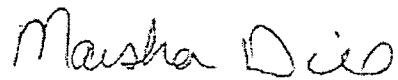
KDM-5

APP0351

September 15, 2005

I am interested in *water and sewer* service to my property located on County Road 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 "Marsha Dill".

Marsha Dill  
3888 CR 306  
Gainesville, Texas 76240  
940-736-2281

APP0352

September 15, 2005

I am interested in *water and sewer* service to my property located on County Road 352 and County Road 348. 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, reading "Michael R. Hermes". The signature is written in dark ink and is positioned below the word "Sincerely,".

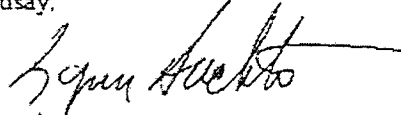
Michael R. Hermes  
P.O. Box 257  
Lindsay, Texas 76250  
940-665-0748



Date:

I am interested in *water and sewer* service to my property located on CR306.  
I hope that my 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,



Full Name: Lynn Huchton

Address: 3289 CR306

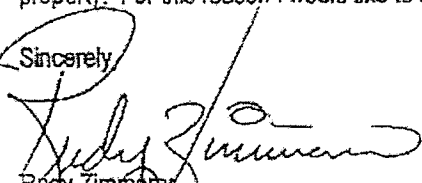
Phone #: Gainesville Texas 76240

940 736 2415

September 15, 2005

I am interested in water and sewer service to my property located on County Road 438. 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,



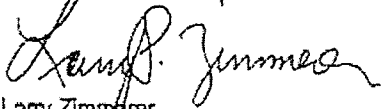
Rudy Zimmerer  
3188 CR 438  
Lindsay, Texas 76250  
940-736-518

APP0355

September 15, 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,

A handwritten signature in cursive script, appearing to read "Larry Zimmerer".

Larry Zimmerer

1164 CR 404

Gainesville, Texas 76240

940-668-8298

APP0356

October 17, 2005

I am interested in *water and sewer* service to my property located on 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,

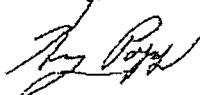
*Frances Zimmerer*

Frances Zimmerer  
1376 CR 404  
Gainesville, Texas 76240  
940-665-9906

October 17, 2005

I am interested in *water and sewer* service to my property located on CR 407. 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 "Henry Popp", written in dark ink.


Henry Popp  
329 CR 407  
Gainesville, Texas 76240  
940-665-6620

APP0358

Date

I am interested in *water and sewer* service to my property located on CR 438.  
I hope that my 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,

  
Full Name: *Vincent Zimmerer*  
Address: *3522 CR 438*  
Phone #: *Lindsay, Texas 76252*  
*940-736-2258*

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

Laurieville TX 76240  
City, State, Zip

940-612-5282  
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

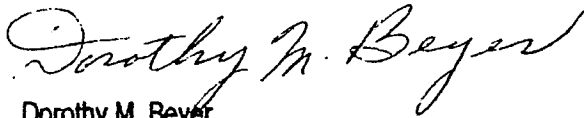
Phone Number



October 12, 2005

I am interested in *water and sewer* service to my property located on CR 418. 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,

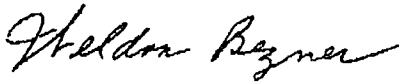
A handwritten signature in cursive script that reads "Dorothy M. Beyer". The signature is written in dark ink and is positioned above the printed contact information.

Dorothy M. Beyer  
568 CR 418  
Gainesville, Texas 76240  
940-665-9244

October 12, 2005

I am interested in water and sewer service to my property located southwest of Lindsay Texas. 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,



Weldon Bezner  
P.O. Box 43  
Lindsay, Texas 76250  
940-665-6324

September 15, 2005

I am interested in *water and sewer* service to my property located on County Road 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,

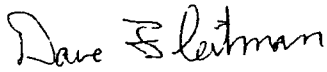


Marsha Dill  
3888 CR 306  
Gainesville, Texas 76240  
940-736-2281

September 15, 2005

I am interested in *water and sewer* service to my property located on County Road 438. 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 "Dave Fleitman".

David Fleitman  
2256 CR 438  
Lindsay, Texas 76250  
940-668-1395

10/31/2005

I am interested in *water and sewer* service to my property located near/on  Hwy 82 West U.S..  
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,

Michael G. Fuchmann  
Signature

Fuchmann, Bruce by Michael G. Fuchmann, partner  
Name

6060 W. Highway 82  
Address

Gainesville TX 76240  
City, State, Zip

940 668 7423  
Phone Number

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,

*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 721 NE 21ST 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

940665-6439  
Phone Number

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

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 dark ink and is positioned above the printed contact information.

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



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

September 15, 2005

I am interested in water and sewer service to my property located on County Road 352 and County Road 348. 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,

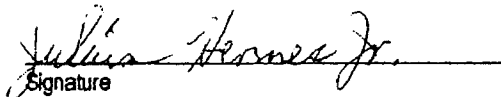
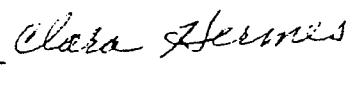
A handwritten signature in cursive script that reads "Michael R. Hermes". The signature is written in dark ink and is positioned above the printed name and address.

Michael R. Hermes  
P.O. Box 257  
Lindsay, Texas 76250  
940-665-0748

12/22/2005

I am interested in *water and sewer* service to my property located near/on CR 438. 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


Julius & Clara Hermes, Jr.  
P.O. Box 32  
Lindsay, Texas 76250  
(940) 665-2909

15291  
8826  
8827  
25612

12/29/2005

I am interested in *water and sewer* service to my property located near/on 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

Alfred Hess  
1612 FM 3108  
Gainesville, Texas 76240  
(940) 665-5257

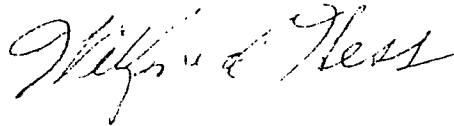
APP0373

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



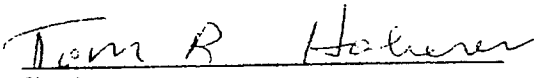
*On the border -  
wants in if at  
all possible  
some property in -  
some out*

24872

12/21/2005

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,

  
Signature

Tom & Pam Hoberer  
1354 CR 405  
Gainesville, Texas 76240-1386  
(940) 665-4445

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 "David Huchton".

David Huchton  
1754 CR 306  
Gainesville, Texas 76240  
940-736-2335

October 17, 2005

I am interested in *water and sewer* service to my property located near/on CR 363.  
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

HANK HIGHTON  
Name

271 CR 363  
Address

GAINESVILLE, TX, 76240  
City, State, Zip

940-736-9463  
Phone Number



Date:

I am interested in *water and sewer* service to my property located on CR306.  
I hope that my 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,



Full Name: Lynn Huchton

Address: 3289 CR306

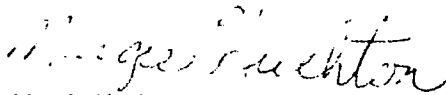
Phone #: Gainesville Texas 76240

940 736 2415

September 15, 2005

I am interested in *water and sewer* service to my property located on County Road 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 "Margie Huchton".

Margie Huchton  
1754 CR 306  
Gainesville, Texas 76240  
940-736-2335