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### **DOCKET NO. 44024**

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APPLICATION OF AQUA TEXAS, INC. AND UNION HILL WATER SUPPLY CORPORATION FOR SALE TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN HENDERSON COUNTY PUBLIC UTILITY COMMISSION

POETEXASY COMMISSION FILING CLERK

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# JOINT PROPOSED NOTICE OF APPROVAL

Commission Staff of the Public Utility Commission of Texas and Aqua Texas, Inc. file the attached Joint Proposed Notice of Approval.

Date: August 10, 2015

Respectfully Submitted,

Margaret Uhlig Pemberton Division Director Legal Division

Shelah J. Cisneros Managing Attorney Legal Division

Sam Chang State Bar No. 24078333 Attorney, Legal Division

Public Utility Commission of Texas 1701 N. Congress Avenue P.O. Box 13326 Austin, Texas 78711-3326 (512) 936-7261 (512) 936-7268 (facsimile) sam.chang@puc.texas.gov

Commission Staff of the Public Utility Commission of Texas

- and -

THE TERRILL FIRM, P.C.

Geothery P. Kirshbaun (with permission)

Paul M. Terrill III State Bar No. 00785094 Geoffrey P. Kirshbaum State Bar No. 24029665 810 West 10th Street Austin, Texas 78701 Tel: (512) 474-9100 Fax: (512) 4749888

Attorneys for Aqua Texas, Inc.

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# **CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on August 10, 2015, in accordance with 16 TAC § 22.74.

Sam Chang

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APPLICATION OF AQUA TEXAS, INC. AND UNION HILL WATER SUPPLY CORPORATION FOR SALE TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN HENDERSON COUNTY

PUBLIC UTILITY COMMISSION

**OF TEXAS** 

## ORDER NO. 6 APPROVING SALE/TRANSFER TO PROCEED

On December 22, 2014, Aqua Texas, Inc. (Aqua Texas) filed an application for the sale, transfer, or merger of facilities and certificate rights in Henderson County, Texas. On July 20, 2015, Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) filed its Recommendation on Final Disposition. Staff recommended that the Commission approve Aqua Texas' application and the proposed sale and transfer transaction.

Consistent with Staff's recommendation, the sale and transfer transaction as contemplated in Aqua Texas' application may proceed and be consummated. As soon as possible after the effective date of the transaction, but not later than thirty (30) days after the effective date of the transaction, Aqua Texas shall file proof that the sale and transfer transaction has been consummated and that customer deposits have been addressed. Pursuant to 16 Tex. Admin. Code § 24.112(e), Aqua Texas shall have 365 days to submit proof to the Commission that the transaction has been consummated. If closing documents are not submitted within this period, or an extension granted, approval of this transaction is void. Aqua Texas is advised that there will be no change to the relevant Certificate of Convenience and Necessity until the sale and transfer transaction is complete and in accordance with Commission rules.

Beginning September 1, 2015, and continuing monthly thereafter, Aqua Texas shall file status updates regarding the sale and transfer transaction. Within thirty (30) days following the filing of Aqua Texas' proof that the sale and transfer transaction has been consummated and customer deposits (if any) have been addressed, Staff shall file its recommendation on the adequacy of the documents.

## SIGNED AT AUSTIN, TEXAS THE \_\_\_\_\_ day of August 2015

# PUBLIC UTILITY COMMISSION OF TEXAS

JEFFREY J. HUHN ADMINISTRATIVE LAW JUDGE

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