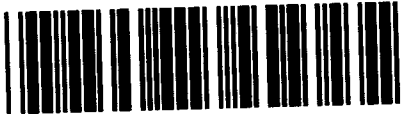




Control Number: 44194



Item Number: 1

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83rd
Legislature, Regular Session, transferred the functions
relating to the economic regulation of water and sewer
utilities from the TCEQ to the PUC effective
September 1, 2014

44194

RECEIVED
2012 AUG 29 AM 8:14
TEXAS COMMISSION
ON ENVIRONMENTAL QUALITY

TRANSMITTAL OF ADMINISTRATIVE RECORD
PUBLIC UTILITY COMMISSION
FILING CLERK

DATE: August 21, 2012
TO: SOAH Natural Resources Docket Clerk
THRU: Melissa Chao, Section Manager
TCEQ Agenda / Final Documents Section
FROM: KA Katha Anderson, TCEQ SOAH Docket Coordinator
RE: City of Blooming Grove; Application Nos. 36899-C and 36881-C
SOAH Docket No. 582-12-6880; TCEQ Docket No. 2012-1081-UCR

Pursuant to 30 TAC § 80.6(b)(4) regarding referrals to SOAH, a copy of the Chief Clerk's case file is attached. Please find certified copies of the following documents:

- ☒ 1. the application;
- ☒ 2. public hearing notice and Chief Clerk's affidavit

If any of these documents are not included as enclosures with this memo, please notify Melissa Chao, Section Manager at (512) 239-5234.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



STATE OF TEXAS §

COUNTY OF TRAVIS §

I, Bridget C. Bohac, Chief Clerk of the Texas Commission on Environmental Quality, do hereby certify that the attached mailing list provides the persons to whom the notice of the public hearing for City of Blooming Grove, SOAH Docket No. 582-12-6880, TCEQ Docket No. 2012-1081-UCR, was mailed on August 3, 2012. Given under my hand and the seal of the Texas Commission on Environmental Quality, this the 4th day of August, 2012.

A handwritten signature in cursive script that reads "Bridget C. Bohac".

Bridget C. Bohac, Chief Clerk
Texas Commission on Environmental Quality

SEAL

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**NOTICE OF HEARING
CITY OF BLOOMING GROVE
SOAH Docket No. 582-12-6880
TCEQ Docket No. 2012-1081-UCR**

APPLICATION.

City of Blooming Grove, 200 South Fordyce, Blooming Grove, Texas 76626, has applied with the Texas Commission on Environmental Quality (TCEQ) to decertify a portion of Certificate of Convenience and Necessity (CCN) No. 10779 from Navarro Mills Water Supply Corporation, to decertify a portion of CCN No. 10776 from the City of Corsicana, To decertify a portion of CCN No. 11317 from B and B WSC, to decertify a portion of CCN No. 10534 from Community Water Company and to obtain a Water and Sewer CCN in Navarro County, Texas (Application Nos. 36899-C and 36881-C).

CONTESTED CASE HEARING.

The State Office of Administrative Hearings (SOAH) will conduct a preliminary hearing on this application at:

**10:00 a.m. – September 6, 2012
William P. Clements Building
300 West 15th Street, 4th Floor
Austin, Texas 78701**

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, allow an opportunity for settlement discussions, and to address other matters as determined by the judge. The evidentiary hearing phase of the proceeding will be similar to a civil trial in state district court. The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapter 13, Texas Water Code; TCEQ rules, including 30 Texas Administrative Code (TAC) Chapter 291; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. To participate in the evidentiary hearing as a party, you must attend the preliminary hearing and show you would be affected by the petition in a way not common to members of the general public.

INFORMATION.

Information concerning your participation in this hearing may be obtained by contacting Blas Coy, TCEQ Office of Public Interest Counsel (MC 103), P.O. Box 13087, Austin, TX 78711-3087, telephone 512-239-6363. For additional information, please contact the TCEQ Water Supply Division, Utilities & Districts Section (MC 153), P.O. Box 13087, Austin, TX 78711-3087, telephone 512-239-4691. General information regarding the TCEQ can be found at our web site at <http://www.tceq.texas.gov/>.

.. Persons with disabilities who plan to attend this hearing and who need special accommodations at the hearing should call the SOAH Docketing Department at 512-475-3445, at least one week prior to the hearing.

Issued: August 3, 2012

Bridget C. Bohac

Bridget C. Bohac, Chief Clerk
Texas Commission on Environmental Quality

MAILING LIST
CITY OF BLOOMING GROVE
SOAH Docket No. 582-12-6880
TCEQ Docket No. 2012-1081-UCR

Arturo D. Rodriguez, Jr.
Russell and Rodriguez, LLP
1633 Williams Drive, Building 2, Suite 200
Georgetown, Texas 78628
Representing: City of Blooming Grove

Karl H. Moeller, Attorney at Law
Moeller Law Offices
700 Lavaca Street, Suite 1400
Austin, Texas 78701
Representing: Navarro Mills WSC

George F. Baum, Jr.
4211 Lakeshore Drive
Dallas, Texas 75219

Texas Commission on Environmental Quality
P. O. Box 13087
Austin, Texas 78711-3087

Via electronic mail:

Brian MacLeod, Staff Attorney, Environmental Law Division (MC 173)
John Lock, Technical Staff, Water Supply Division, Utilities & Districts Section
(MC 153)
Blas Coy, Office of Public Interest Counsel (MC 103)

Katha Anderson

From: Monica Luna [Monica.Luna@soah.state.tx.us]
Sent: Wednesday, June 20, 2012 4:41 PM
To: Katha Anderson
Cc: Melissa Chao; Rebekah Biswas
Subject: CONFIRMATION

SETTING OF HEARING(S)

<u>Docket Number</u>	<u>Case</u>	<u>Date</u>	<u>Time/Duration</u>
582-12-6876 2012-0885-UCR	AQUA TEXAS, INC.	7/31/12	10:00AM / 1 DAY
582-12-6877 2012-1070-UCR	RIVERSIDE WATER	8/29/12	10:00AM / 1 DAY
582-12-6878 2012-1059-UCR	FALL CREEK UTILITY	7/30/12	10:00AM / 1 DAY
582-12-6879 2012-1073-UCR	CITY OF DALLAS	8/06/12	10:00AM / 1 DAY
582-12-6880 2012-1081-UCR	CITY OF BLOOMING	9/06/12	10:00AM / 1 DAY

Hearing Location

**State Office of Administrative Hearing
W.P. Clements Building
300 West 15th Street, 4th Floor
Austin, TX 78701**

All parties will be notified in the event of a change of location of the hearing.

Please remember that you are responsible for providing the court reporter as required by your agency.

If you have any questions regarding any of the information herein, please contact me.

(Revised - 06/09/09)		FOR SOAH USE ONLY		(req. frm)
Date complete request received by SOAH:	Proceeding date set by SOAH:	SOAH Docket Number & type of case:		

REQUEST TO DOCKET CASE (Please type or print)

PLEASE CHECK ACTION REQUESTED:**

X SETTING OF HEARING ☐ **ASSIGNMENT OF ALJ *** ☐ **ALTERNATIVE DISPUTE RESOLUTION (ADR)/MEDIATION***

AGENCY'S

REFERRING AGENCY NAME: TCEQ AGENCY NO.: _____ FILE/CASE NO.: 2012-1081-UCR

NAME/STYLE OF THE CASE: CITY OF BLOOMING GROVE

DATE APPLICATION FILED AT AGENCY: _____ DOCKET NO. SUFFIX, if applicable: UCR

PROCEEDING DATE(S) REQUESTED (Include range of dates if possible): September 6, 2012

EXPECTED NUMBER OF HOURS (If less than a day) OR DAYS NEEDED FOR PROCEEDING: _____ HOURS 1 DAYS

☐ **ADMIN. FINE** ☐ **GRIEVANCE** ☐ **ENFORCEMENT** ☐ **CONTRACT CLAIM (Gov't. Code 2260)** ☐ **OTHER** _____

SPECIAL NEEDS OR ACCOMMODATIONS: HEARING IN AUSTIN, SEATING FOR 10 PEOPLE

IF ADR REQUESTED PLEASE DESCRIBE PROCESS NEEDED: _____

☐ **PREHEARING CONFERENCE REQUESTED** ☐ **INTERPRETER NEEDED (See 1 TAC 155.43(g))**

☐ **CASE FILE** and/or ☐ **HEARING IS CONFIDENTIAL (Specify applicable statute):** _____

NAME OF INDIVIDUAL SENDING REQUEST FORM: KATHA ANDERSON PHONE NO.: 239-3316 FAX NO.: 239-3311

PARTIES AND REPRESENTATIVES

PARTY REPRESENTED BY: ☐ **SELF** ☐ **ATTORNEY**
☐ **OTHER, If so, relationship:** _____

REPRESENTATIVE'S NAME: BRIAN MACLEOD

PARTY'S NAME: _____

ADDRESS: _____

PHONE No.: (512) 239-0750
(Direct Phone Number Please)

Email Address: brian.macleod@tceq.texas.gov

FAX No.: _____

PARTY REPRESENTED BY: ☐ **SELF** ☐ **ATTORNEY**
☐ **OTHER, If so, relationship:** _____

REPRESENTATIVE'S NAME: _____

PARTY'S NAME: _____

ADDRESS: _____

PHONE No.: _____
(Direct Phone Number Please)

Email Address: _____

FAX No.: _____

PLEASE LIST ADDITIONAL PARTIES AND/OR REPRESENTATIVES ON EXTRA FORM PROVIDED.

SEND TO: STATE OFFICE OF ADMINISTRATIVE HEARINGS
ATTN.: Deputy Clerk
William P. Clements Building
300 West 15th Street, Suite 504
Austin, Texas 78701

OR

Post Office Box 13025
Austin, Texas 78711-3025
Docketing Phone No. (512) 475-3445
Fax No. (512) 475-4994

***PLEASE FORWARD A COPY OF THE APPLICATION, APPEAL, OR COMPLAINT WITH THIS REQUEST FORM, AS WELL AS ANY OTHER PLEADING FILED IN THE CASE TO DATE IF REQUESTING ASSIGNMENT OF ALJ or ALTERNATIVE DISPUTE RESOLUTION (ADR)/MEDIATION. A COPY OF THE NOTICE OF PROCEEDING MUST BE FORWARDED TO SOAH AT THE SAME TIME IT IS MAILED TO THE PARTIES.**

Katha Anderson

From: Katha Anderson
Sent: Tuesday, June 19, 2012 2:17 PM
To: 'docketing@soah.state.tx.us'
Cc: Melissa Chao
Subject: 2012-1081-UCR dkt request
Attachments: 2012-1081-UCR Referral.pdf; 2012-1081-UCR dkt request.doc

TCEQ Interoffice Memorandum

TO: Bridget Bohac, Chief Clerk

THRU: 6/11/12
Tammy Benter, Manager
Utilities & Districts Section
Water Supply Division

5/30/12
Vera Poe, P.E., Team Leader
Plan & Groundwater Review Section
Water Supply Division

5/30/12
Lisa Fuentes, Team Leader
Utilities Financial Review
Water Supply Division

FROM: 5/30/12
John Lock, P.E.
Utilities Technical Review
Water Supply Division

DATE: June 5, 2012

RECEIVED
JUN 11 2012
CHIEF CLERK'S OFFICE

SUBJECT: Docket No. 2012-1081-UCR; Application from the City of Blooming Grove, P0563, to decertify a portion of Certificate of Convenience and Necessity (CCN) NO. 10779 from Navarro Mills Water Supply Corporation (WSC), to decertify a portion of CCN No. 10776 from the City of Corsicana, to decertify a portion of CCN No. 11317 from B and B WSC, to decertify a portion of CCN No. 10534 from Community Water Company and to obtain a Water CCN in Navarro County; Application No. 36899-C

Application from the City of Blooming Grove, A1910, to obtain a Sewer CCN in Navarro County; Application No. 36881-C

CN: 600661151; RN: 101219335 (water) and 105819437 (sewer)

We hereby transfer the official file for the above referenced application to the Chief Clerk's Office. Please refer the application to the State Office of Administrative Hearings and request that a hearing be scheduled.

We received two protests as shown on the attached list, regarding land in the proposed CCN area.

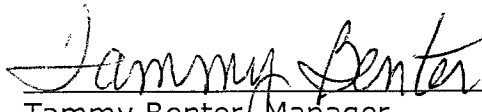
Staff estimates 10 people to attend this hearing.

The staff assigned to this case is:

Technical - John Lock

Legal -

If we may be of further service regarding this matter, please call.



Tammy Benter, Manager

TB/JL/ln

Bryan W. Shaw, Ph.D., *Chairman*
Carlos Rubinstein, *Commissioner*
Toby Baker, *Commissioner*
Zak Covar, *Executive Director*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

June 5, 2012

CERTIFIED MAIL

Mr. Arturo D. Rodriguez, Jr.
Russell and Rodriguez, LLP
1633 Williams Drive, Bldg 2, Ste. 200
Georgetown, Texas 78628

Re: Docket No. 2012-1081-UCR; Application from the City of Blooming Grove, P0563, to decertify a portion of Certificate of Convenience and Necessity (CCN) No. 10779 from Navarro Mills Water Supply Corporation (WSC), to decertify a portion of CCN No. 10776 from the City of Corsicana, to decertify a portion of CCN No. 11317 from B and B WSC, to decertify a portion of CCN No. 10534 from Community Water Company and to obtain a Water CCN in Navarro County; Application No. 36899-C

Application from the City of Blooming Grove, A1910, to obtain a Sewer CCN in Navarro County; Application No. 36881-C

CN: 600661151; RN: 101219335 (water) and 105819437 (sewer)

Dear Mr. Rodriguez:

The Texas Commission on Environmental Quality (TCEQ) has received two protests regarding the application referenced above. The Commission's Chief Clerk has assigned Docket No. 2012-1081-UCR to this matter. Any further communications should refer to this docket number. V.T.C.A. Water Code, Section 13.246 provides that affected parties may protest the applications and request a hearing on whether a CCN should be granted. Please see the enclosed mailing list.

This matter has been referred to the State Office of Administrative Hearings to schedule a hearing. When a hearing has been scheduled, you will receive a notice of hearing which explains when and where the hearing will be held.

In order to review the applications, the staff of the TCEQ may need additional information regarding your utility's service. You may be receiving Staff Requests for Information (RFI's) within a few weeks. We would appreciate your cooperation in providing the information requested.

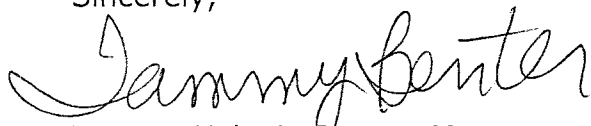
Mr. Arturo D. Rodriguez, Jr.

Page 2

June 5, 2012

If you have questions about this process or what material you should bring with you to the hearing, please contact Mr. John Lock, P.E. at 512.239.4710.

Sincerely,

A handwritten signature in cursive script that reads "Tammy Holguin Benter". The signature is fluid and written in black ink.

Tammy Holguin Benter, Manager
Utilities & Districts Section
Water Supply Division

TB/JL/ln

cc: Attached Mailing List

City of Blooming Grove
Application No. 36899-C; 36881-C
Mailing List

Mr. Arturo D. Rodriguez, Jr.
Russell and Rodriguez, LLP
1633 Williams Drive, Bldg 2, Ste. 200
Georgetown, Texas 78628

Applicant

Karl H. Moeller, Attorney at Law
(Representing Navarro Mills WSC)
Moeller Law Offices
700 Lavaca St., Ste 1400
Austin, Texas 78701

Protestant

George F. Baum, Jr.
4211 Lakeshore Dr.
Dallas, Tx 75219

Protestant

To: Administrative Reviewer

Date: August 1, 2011

From: Cartographer-Utilities & Districts Section

Subject: Overlap & Notice Check for Administrative Review A-138-10/36681 & ?-C
City of Blooming Grove to obtain water & sewer CCN and decertify a portions of Navarro
Hills WSC (10779), B&B WSC (11317), Community Water Company (10534) and City of
Corsicana (10776) in Navarro county.

1. No new overlap of service areas exists.
- X An overlap: partial with Navarro Mills WSC (10779 and proposed 36747-C), City of Corsicana (10776) , B&B WSC (11317) & Community Water Company (10534)
2. Dual certification:
3. An overlap exists with the city limits of:
4. If this is a Sale, Transfer, or Merger, is additional area being requested?
7. Map submitted is digital request digital data.
9. Utility notice was sufficient.
- X 10. Utility notice was insufficient. In addition to those systems listed in the application, they will also need to notify:
11. Notice:
- X 12. Other comments: removed 143.93 acre opt out from proposed



Kent Steelman

R&R
RUSSELL & RODRIGUEZ, L.L.P.
ATTORNEYS AT LAW

1633 WILLIAMS DRIVE
BUILDING 2, SUITE 200
GEORGETOWN, TEXAS 78628

Email: arodriguez@txadminlaw.com

PHONE (512) 930-1317
FAX (866) 929-1641
WWW.TXADMINLAW.COM

July 26, 2011

Via Certified Mail, RRR # 7010 0780 0001 9016 5171

Mr. John Lock
Texas Commission on Environmental Quality
Utilities & Districts Section
P.O. Box 13087, MC-153
Austin, Texas 78711-3087

Re: Application from the City of Blooming Grove, Texas, P0563, to Decertify a Portion of Certificate of Convenience and Necessity (CCN) No. 10779 of Navarro Mills Water Supply Corporation (WSC), to Decertify a portion of CCN No. 10776 from the City of Corsicana, to Decertify a Portion of CCN No. 11317 from B and B WSC, to Decertify a portion of CCN No. 10534 of Community Water Company and to Obtain a Water CCN, in Navarro County, Texas; Application No. 36899-C

Application from the City of Blooming Grove, Texas, A1910, to Obtain a Sewer CCN, in Navarro County, Texas; Application No. 36881-C

Dear Mr. Lock,

This firm represents the City of Blooming Grove in the above referenced application. As requested, attached are updated maps (4 large scale and 4 small scale) and a CD-ROM with projectable digital data with the "landowner opt-out" removed from the City's requested service area.

Thank you very much for your attention to this matter.

Sincerely,


Arturo D. Rodriguez, Jr.

Attachments as stated in letter
cc: (w/o Attachments)
Ms. Beth Nemeth



RUSSELL & RODRIGUEZ, L.L.P.
ATTORNEYS AT LAW

1633 WILLIAMS DRIVE
BUILDING 2, SUITE 200
GEORGETOWN, TEXAS 78628

Email arodriguez@txadminlaw.com

PHONE (512) 930-1317
FAX (866) 929-1641
WWW.TXADMINLAW.COM

July 26, 2011

Via Certified Mail, RRR # 7010 0780 0001 9016 5171

Mr. John Lock
Texas Commission on Environmental Quality
Utilities & Districts Section
P.O. Box 13087, MC-153
Austin, Texas 78711-3087

Re: *Application from the City of Blooming Grove, Texas, P0563, to Decertify a Portion of Certificate of Convenience and Necessity (CCN) No. 10779 of Navarro Mills Water Supply Corporation (WSC), to Decertify a portion of CCN No. 10776 from the City of Corsicana, to Decertify a Portion of CCN No. 11317 from B and B WSC, to Decertify a portion of CCN No. 10534 of Community Water Company and to Obtain a Water CCN, in Navarro County, Texas; Application No. 36899-C*

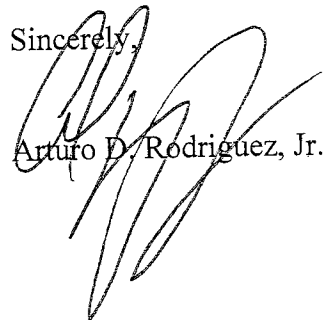
Application from the City of Blooming Grove, Texas, A1910, to Obtain a Sewer CCN, in Navarro County, Texas; Application No. 36881-C

Dear Mr. Lock,

This firm represents the City of Blooming Grove in the above referenced application. As requested, attached are updated maps (4 large scale and 4 small scale) and a CD-ROM with projectable digital data with the "landowner opt-out" removed from the City's requested service area.

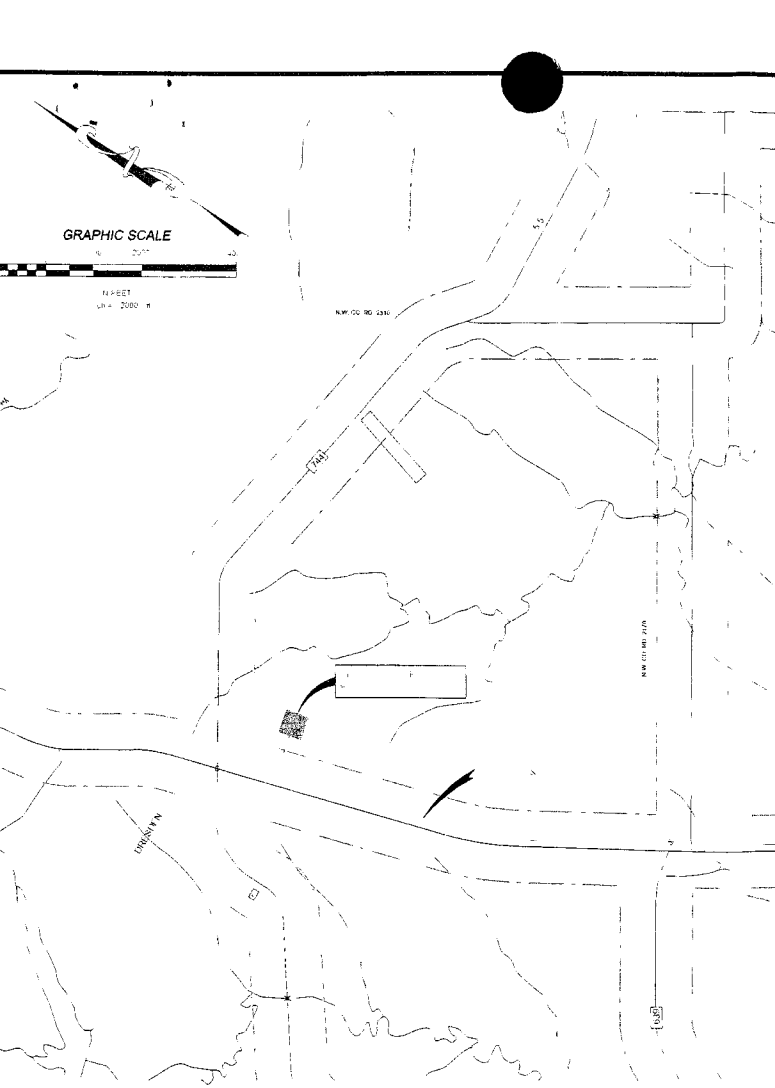
Thank you very much for your attention to this matter.

Sincerely,



Arturo D. Rodriguez, Jr.

Attachments as stated in letter
cc: (w/o Attachments)
Ms. Beth Nemeth



FIELD NOTES
AREA #2
(PROPOSED WATER CON)

A BOUNDARY THAT LIES 500.00 FEET EITHER SIDE OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2290 AND NORTHWEST COUNTY ROAD NO. 2296, NAVARRO COUNTY, TEXAS, AND BEING MORE SPECIFICALLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2290 AND THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2296 FOR A NORTHERLY INTERIOR CORNER AND PLACE OF BEGINNING OF THIS TRACT:

THENCE NORTH 86° 05' 43" EAST 564.65 FEET ALONG THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 TO A POINT FOR THE NORTHEAST CORNER OF THIS TRACT:

THENCE LEAVING SAID CENTERLINE AND ALONG A LINE 500.00 FEET EAST AND SOUTH OF AND PARALLEL TO THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 AND THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2296 AS FOLLOWS: SOUTH 31° 34' 28" EAST 252.16 FEET TO A POINT FOR CORNER; SOUTH 54° 38' 25" EAST 1095.96 FEET TO A POINT FOR CORNER; SOUTH 58° 16' 35" EAST 343.67 FEET TO A POINT OF CURVATURE; IN A SOUTHEASTERLY DIRECTION ALONG A 7.653 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 726.56 FEET AND A CENTRAL ANGLE OF 32° 21' 38", AN ARC LENGTH OF 412.06 FEET, THE LONG CHORD BEARS SOUTH 40° 29' 40" EAST 406.61 FEET TO THE ENDING POINT OF THIS CURVE; SOUTH 13° 25' 25" EAST 1209.16 FEET TO A POINT OF CURVATURE; IN A SOUTHERLY DIRECTION ALONG A 8.402 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 681.95 FEET AND A CENTRAL ANGLE OF 62° 41' 39", AN ARC LENGTH OF 746.21 FEET, THE LONG CHORD BEARS SOUTH 20° 18' 32" WEST 709.54 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 33° 09' 34" EAST 190.44 FEET TO A POINT FOR CORNER; THENCE SOUTH 31° 56' 37" EAST 2004.32 FEET TO A POINT OF CURVATURE; IN A SOUTHERLY DIRECTION ALONG A 8.846 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 647.65 FEET AND A CENTRAL ANGLE OF 38° 09' 25", AN ARC LENGTH OF 421.35 FEET, THE LONG CHORD BEARS SOUTH 1° 54' 09" EAST 423.43 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 31° 13' 27" EAST 2171.83 FEET TO A POINT FOR THE SOUTHEAST CORNER OF THIS TRACT; THENCE SOUTH 58° 49' 41" WEST 1562.40 FEET ALONG SAID LINE 500.00 FEET SOUTH OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2290 TO A POINT FOR CORNER; THENCE SOUTH 25° 02' 59" WEST 755.95 FEET TO A POINT OF CURVATURE; IN A SOUTHWESTERLY DIRECTION ALONG A 4.896 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 1170.22 FEET AND A CENTRAL ANGLE OF 31° 36' 48", AN ARC LENGTH OF 645.67 FEET, THE LONG CHORD BEARS SOUTH 51° 51' 23" WEST 637.51 FEET TO THE ENDING POINT OF THIS CURVE; IN A SOUTHWESTERLY DIRECTION ALONG A 5.181 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 1110.27 FEET AND A CENTRAL ANGLE OF 25° 49' 08", AN ARC LENGTH OF 500.3 FEET, THE LONG CHORD BEARS SOUTH 45° 04' 58" WEST 496.05 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 51° 57' 33" WEST 2050.25 FEET TO A POINT IN THE EAST RIGHT-OF-WAY LINE OF F.M. ROAD NO. 55 FOR THE SOUTHWEST CORNER OF THIS TRACT.

THENCE NORTH 01° 19' 33" WEST 581.54 FEET ALONG SAID EAST RIGHT-OF-WAY LINE TO ITS INTERSECTION WITH THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 TO A POINT FOR CORNER.

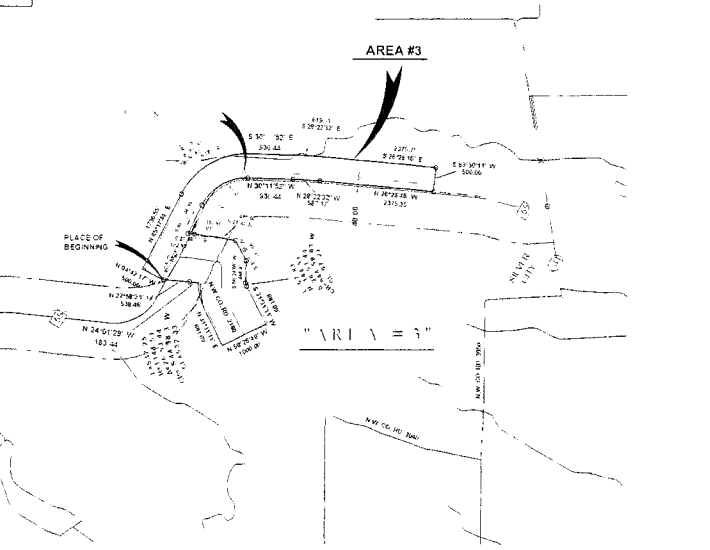
THENCE NORTH 05° 48' 44" EAST 642.05 FEET ALONG SAID EAST RIGHT-OF-WAY LINE TO A POINT FOR THE MOST SOUTHERLY NORTHWEST CORNER OF THIS TRACT.

THENCE LEAVING SAID EAST RIGHT-OF-WAY LINE ALONG A LINE 500.00 FEET NORTH AND EAST OF AND PARALLEL TO THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 AND THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 AS FOLLOWS: THENCE LEAVING SAID WEST RIGHT-OF-WAY LINE OF F.M. ROAD NO. 55 NORTH 57° 57' 33" EAST 2523.71 FEET TO A POINT IN A CURVE FOR CORNER; IN A NORTHEASTERLY DIRECTION ALONG A 4.267 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 1342.93 FEET AND A CENTRAL ANGLE OF 31° 56' 35", AN ARC LENGTH OF 746.70 FEET, THE LONG CHORD BEARS NORTH 50° 15' 23" WEST 36.04 FEET TO THE ENDING POINT OF THIS CURVE; NORTH 25° 02' 59" EAST 726.57 FEET TO A POINT OF CURVATURE; IN A NORTHEASTERLY DIRECTION ALONG A 7.162 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 706.71 FEET AND A CENTRAL ANGLE OF 28° 44' 34", AN ARC LENGTH OF 371.61 FEET, THE LONG CHORD BEARS NORTH 42° 47' 13" WEST 368.50 FEET TO THE ENDING POINT OF THIS CURVE; THENCE NORTH 58° 49' 41" EAST 863.15 FEET TO A POINT FOR AN INTERIOR CORNER OF THIS TRACT; THENCE NORTH 31° 13' 27" WEST 1341.43 FEET ALONG SAID LINE 500.00 FEET EAST OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2290 TO A POINT OF CURVATURE; IN A NORTHWESTERLY DIRECTION ALONG A 8.045 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 711.03 FEET AND A CENTRAL ANGLE OF 33° 07' 00", AN ARC LENGTH OF 411.46 FEET, THE LONG CHORD BEARS NORTH 11° 19' 38" WEST 405.79 FEET TO THE ENDING POINT OF THIS CURVE; THENCE NORTH 31° 56' 37" WEST 1955.11 FEET TO A POINT OF CURVATURE; IN A NORTHWESTERLY DIRECTION ALONG A 4.736 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 1209.53 FEET AND A CENTRAL ANGLE OF 52° 20' 25", AN ARC LENGTH OF 1106.27 FEET, THE LONG CHORD BEARS NORTH 11° 31' 43" WEST 1098.35 FEET TO THE ENDING POINT OF THIS CURVE; THENCE NORTH 31° 26' 25" WEST 657.1 FEET TO A POINT FOR CORNER; NORTH 58° 49' 41" WEST 225.65 FEET TO A POINT FOR CORNER; NORTH 54° 30' 26" WEST 1331.44 FEET TO A POINT FOR CORNER; NORTH 31° 34' 28" WEST 317.85 FEET TO A POINT IN THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 FOR THE MOST NORTHERLY NORTHWEST CORNER OF THIS TRACT.

THENCE SOUTH 79° 29' 59" EAST 975.61 FEET ALONG THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 TO THE PLACE OF BEGINNING AND CONTAINING 381.57 ACRES, MORE OR LESS.

BLOOMING GROVE LEGEND

- FOR AREA #1
 - 1 SINGLE WATER CERTIFICATION WITHIN BLOOMING GROVE CITY LIMITS AND DECERTIFICATION OF THE PORTION OF NAVARRO MILLS WSC (10779) THAT IS WITHIN THE CITY LIMITS OF BLOOMING GROVE
 - 2 SINGLE WATER CERTIFICATION FOR ALL AREAS WITHIN THE ETJ AND OUTSIDE THE SERVICE AREA OF NAVARRO MILLS WSC (10779) AND B & B WSC (11317)
 - 3 SINGLE WATER CERTIFICATION FOR ALL AREAS WITHIN THE ETJ (OUTSIDE CITY LIMITS OF BLOOMING GROVE) AND DECERTIFICATION OF THE PORTION OF NAVARRO MILLS WSC (10779) THAT IS WITHIN THE ETJ OF BLOOMING GROVE
 - 4 SINGLE WATER CERTIFICATION FOR ALL AREAS WITHIN THE ETJ (OUTSIDE CITY LIMITS OF BLOOMING GROVE) AND DECERTIFICATION OF THE PORTION OF B & B WSC (11317) THAT IS WITHIN THE ETJ OF BLOOMING GROVE
 - 5 SINGLE SEWER CERTIFICATION FOR AREA #1 WHICH INCLUDES ALL BLOOMING GROVE ETJ AREA
- FOR AREA #2
 - 1 SINGLE WATER CERTIFICATION FOR ALL AREA SHOWN IN YELLOW
 - 2 SINGLE WATER CERTIFICATION AND DECERTIFICATION OF NAVARRO MILLS WSC (10779) FOR ALL AREA SHOWN IN ORANGE
- FOR AREA #3
 - 1 SINGLE WATER CERTIFICATION FOR ALL AREA SHOWN IN YELLOW AND DECERTIFICATION OF A PORTION OF NAVARRO MILLS WSC (10779) AS SHOWN IN CROSS-HATCHED YELLOW



FIELD NOTES
AREA #3
(PROPOSED WATER CON)

A BOUNDARY LYING 500.00 FEET OF THE WEST LINE OF F.M. ROAD NO. 55 AND 500.00 FEET EAST AND WEST OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2290, NAVARRO COUNTY, TEXAS, AND BEING MORE SPECIFICALLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A POINT IN THE WEST LINE OF SAID F.M. ROAD NO. 55 WHICH BEARS SOUTH 89° 22' 3" WEST 562.86 FEET FROM THE CENTERLINE INTERSECTION OF SAID F.M. ROAD NO. 55 AND NORTHWEST COUNTY ROAD NO. 2180 FOR THE PLACE OF BEGINNING OF THIS TRACT:

THENCE LEAVING SAID WEST LINE, NORTH 04° 42' 11" WEST 500.00 FEET TO A POINT FOR THE NORTHWEST CORNER OF THIS TRACT:

THENCE IN A SOUTHERLY DIRECTION ALONG SAID LINE 500.00 FEET EAST OF SAID WEST LINE OF F.M. ROAD NO. 55 AS FOLLOWS: NORTH 85° 17' 44" EAST 1736.55 FEET TO A POINT OF CURVATURE; IN A SOUTHERLY DIRECTION ALONG A 3.733 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 1525.07 FEET AND A CENTRAL ANGLE OF 64° 30' 22", AN ARC LENGTH OF 1728.17 FEET, THE LONG CHORD BEARS SOUTH 62° 27' 03" EAST 1638.34 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 30° 11' 52" EAST 930.44 FEET TO A POINT FOR CORNER; THENCE SOUTH 28° 22' 32" EAST 619.61 FEET TO A POINT FOR CORNER; THENCE SOUTH 28° 22' 32" EAST 2375.75 FEET TO A POINT FOR THE SOUTHEAST CORNER OF THIS TRACT.

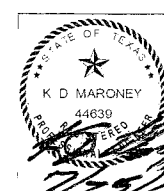
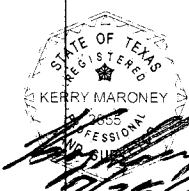
THENCE SOUTH 63° 30' 11" WEST 500.00 FEET TO A POINT IN SAID WEST RIGHT-OF-WAY LINE OF F.M. ROAD NO. 55 FOR THE MOST SOUTHERLY SOUTHWEST CORNER OF THIS TRACT:

THENCE ALONG SAID WEST LINE OF SAID F.M. ROAD NO. 55 AS FOLLOWS: NORTH 76° 28' 46" WEST 2375.35 FEET TO A POINT FOR CORNER; NORTH 28° 22' 32" WEST 587.17 FEET TO A POINT FOR CORNER; NORTH 30° 11' 52" WEST 530.44 FEET TO A POINT OF CURVATURE; IN A NORTHWESTERLY DIRECTION ALONG A 5.535 DEGREE CURVE TO THE LEFT, HAVING A RADIUS OF 1035.00 FEET AND A CENTRAL ANGLE OF 64° 30' 22", AN ARC LENGTH OF 1165.25 FEET, THE LONG CHORD BEARS NORTH 62° 27' 03" WEST 1104.88 FEET; SOUTH 85° 7' 44" WEST 647.73 FEET TO A POINT FOR AN INTERIOR CORNER OF THIS TRACT.

THENCE LEAVING SAID WEST LINE OF F.M. ROAD NO. 55 AND ALONG A LINE 500.00 FEET WEST OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2180 AS FOLLOWS: SOUTH 27° 58' 21" EAST 423.63 FEET TO A POINT FOR CORNER; SOUTH 24° 01' 29" EAST 453.65 FEET TO A POINT FOR CORNER; THENCE SOUTH 21° 47' 30" EAST 41.50 FEET TO A POINT FOR CORNER; SOUTH 30° 51' 52" WEST 473.65 FEET TO A POINT FOR CORNER; THENCE SOUTH 28° 22' 32" WEST 468.43 FEET TO A POINT OF CURVATURE; IN A SOUTHWESTERLY DIRECTION ALONG A 39.648 DEGREE CURVE TO THE LEFT, HAVING A RADIUS OF 144.51 FEET AND A CENTRAL ANGLE OF 28° 53' 44", AN ARC LENGTH OF 87.23 FEET, THE LONG CHORD BEARS SOUTH 44° 58' 03" WEST 67.2 FEET TO A POINT OF TANGENCY; THENCE SOUTH 41° 31' 1" WEST 88.06 FEET TO A POINT FOR CORNER.

THENCE NORTH 58° 28' 49" WEST 1050.00 FEET TO A POINT FOR CORNER.

THENCE ALONG A LINE 500.00 FEET NORTH OF AND PARALLEL TO THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2180 AS FOLLOWS: NORTH 31° 31' 11" WEST 88.06 FEET TO A POINT OF TANGENCY; IN A NORTHEASTERLY DIRECTION ALONG A 5.006 DEGREE CURVE TO THE RIGHT, HAVING A RADIUS OF 1144.51 FEET AND A CENTRAL ANGLE OF 28° 53' 44", AN ARC LENGTH OF 537.25 FEET TO A POINT FOR AN INTERIOR CORNER OF THIS TRACT; THENCE NORTH 24° 01' 29" WEST 183.44 FEET TO A POINT FOR CORNER; THENCE NORTH 21° 47' 30" WEST 538.46 FEET TO THE PLACE OF BEGINNING AND CONTAINING 140.18 ACRES, MORE OR LESS.



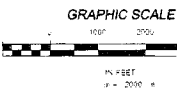
CITY BOUNDARIES

CITY OF BLOOMING GROVE
NAVARRO COUNTY, TEXAS

BIGGS & MATHEWS, INC.
CONSULTING ENGINEERS - SURVEYORS

2506 BROOK A ENJE
VICTORIA FALLS TX 75301 P 940 785 2332 F 940 785 2332

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BLOOMING GROVE LEGEND

FOR AREA #1

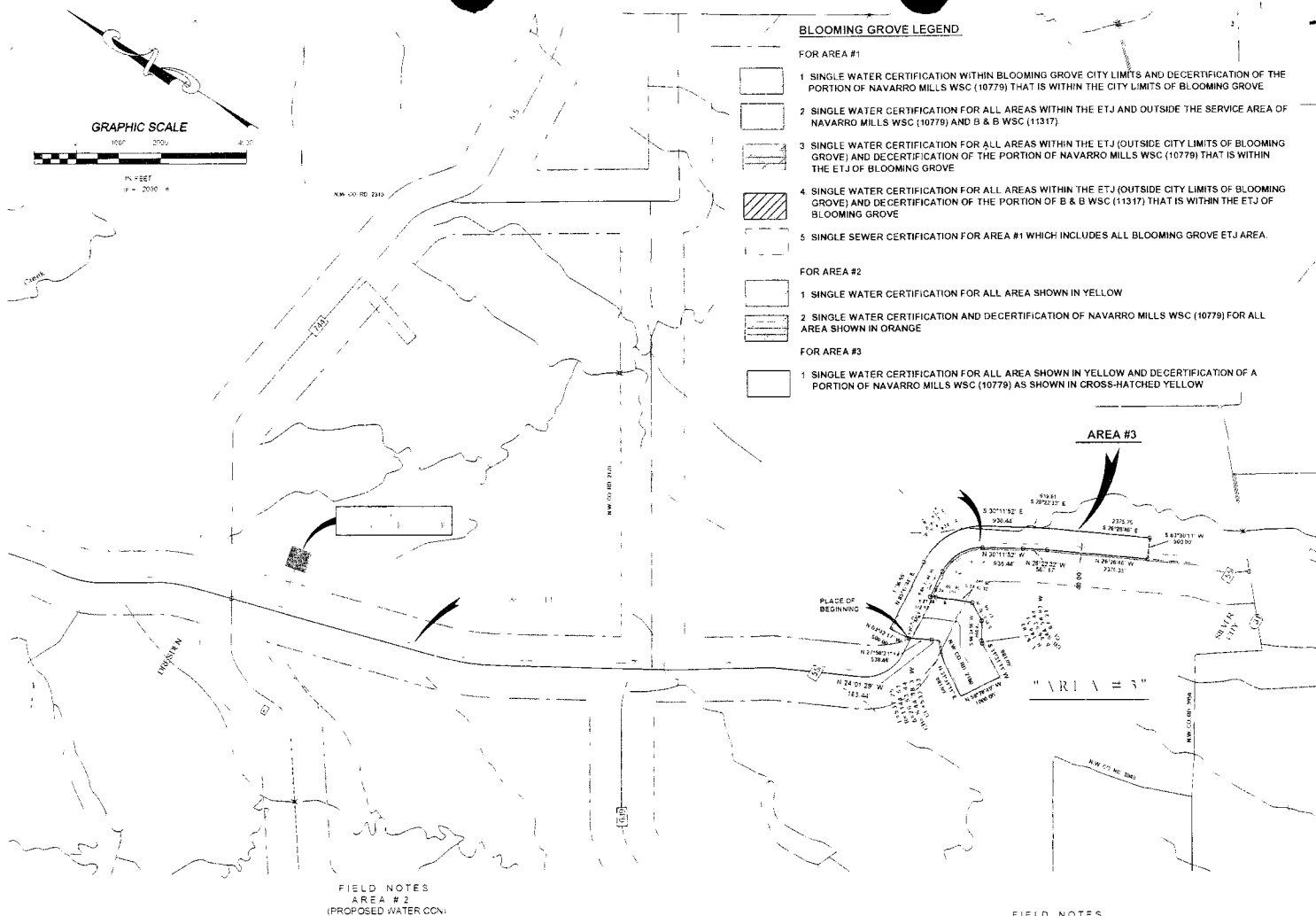
- 1 SINGLE WATER CERTIFICATION WITHIN BLOOMING GROVE CITY LIMITS AND DECERTIFICATION OF THE PORTION OF NAVARRO MILLS WSC (10779) THAT IS WITHIN THE CITY LIMITS OF BLOOMING GROVE
- 2 SINGLE WATER CERTIFICATION FOR ALL AREAS WITHIN THE ETJ AND OUTSIDE THE SERVICE AREA OF NAVARRO MILLS WSC (10779) AND B & B WSC (11317)
- 3 SINGLE WATER CERTIFICATION FOR ALL AREAS WITHIN THE ETJ (OUTSIDE CITY LIMITS OF BLOOMING GROVE) AND DECERTIFICATION OF THE PORTION OF NAVARRO MILLS WSC (10779) THAT IS WITHIN THE ETJ OF BLOOMING GROVE
- 4 SINGLE WATER CERTIFICATION FOR ALL AREAS WITHIN THE ETJ (OUTSIDE CITY LIMITS OF BLOOMING GROVE) AND DECERTIFICATION OF THE PORTION OF B & B WSC (11317) THAT IS WITHIN THE ETJ OF BLOOMING GROVE
- 5 SINGLE SEWER CERTIFICATION FOR AREA #1 WHICH INCLUDES ALL BLOOMING GROVE ETJ AREA.

FOR AREA #2

- 1 SINGLE WATER CERTIFICATION FOR ALL AREA SHOWN IN YELLOW
- 2 SINGLE WATER CERTIFICATION AND DECERTIFICATION OF NAVARRO MILLS WSC (10779) FOR ALL AREA SHOWN IN ORANGE

FOR AREA #3

- 1 SINGLE WATER CERTIFICATION FOR ALL AREA SHOWN IN YELLOW AND DECERTIFICATION OF A PORTION OF NAVARRO MILLS WSC (10779) AS SHOWN IN CROSS-HATCHED YELLOW



FIELD NOTES
AREA #2
(PROPOSED WATER CGN)

A BOUNDARY THAT LIES 500.00 FEET EITHER SIDE OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2280 AND NORTHWEST COUNTY ROAD NO. 2290, NAVARRO COUNTY, TEXAS, AND BEING MORE SPECIFICALLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2280 AND THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 FOR A NORTHERLY INTERIOR CORNER AND PLACE OF BEGINNING OF THIS TRACT

THENCE NORTH 86° 06' 43" EAST 534.65 FEET ALONG THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 TO A POINT FOR THE NORTHEAST CORNER OF THIS TRACT

THENCE LEAVING SAID CENTERLINE AND ALONG A LINE 500.00 FEET EAST AND SOUTH OF AND PARALLEL TO THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2280 AND THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 AS FOLLOWS: SOUTH 31° 34' 28" EAST 2250.16 FEET TO A POINT FOR CORNER; SOUTH 54° 35' 26" EAST 1095.66 FEET TO A POINT FOR CORNER; SOUTH 58° 16' 35" EAST 343.67 FEET TO A POINT OF CURVATURE; IN A SOUTHEASTERLY DIRECTION ALONG A 7.853 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 729.58 FEET AND A CENTRAL ANGLE OF 32° 21' 38" AN ARC LENGTH OF 412.08 FEET; THE LONG CHORD BEARS SOUTH 40° 29' 40" EAST 406.61 FEET TO THE ENDING POINT OF THIS CURVE; SOUTH 13° 26' 29" EAST 1206.16 FEET TO A POINT OF CURVATURE; IN A SOUTHERLY DIRECTION ALONG A 6.402 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 68.96 FEET AND A CENTRAL ANGLE OF 62° 41' 39" AN ARC LENGTH OF 746.21 FEET; THE LONG CHORD BEARS SOUTH 20° 18' 32" WEST 709.54 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 33° 09' 34" EAST 90.44 FEET TO A POINT FOR CORNER; THENCE SOUTH 31° 56' 37" EAST 2064.32 FEET TO A POINT OF CURVATURE; IN A SOUTHERLY DIRECTION ALONG A 8.848 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 847.69 FEET AND A CENTRAL ANGLE OF 38° 09' 29" AN ARC LENGTH OF 431.35 FEET; THE LONG CHORD BEARS SOUTH 11° 54' 09" EAST 423.43 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 31° 13' 27" EAST 2171.83 FEET TO A POINT FOR THE SOUTHEAST CORNER OF THIS TRACT; THENCE SOUTH 58° 45' 44" WEST 562.40 FEET ALONG SAID LINE 500.00 FEET SOUTH OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2290 TO A POINT FOR CORNER; THENCE SOUTH 25° 02' 59" WEST 755.95 FEET TO A POINT OF CURVATURE; IN A SOUTHWESTERLY DIRECTION ALONG A 4.896 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1702.22 FEET AND A CENTRAL ANGLE OF 31° 36' 48" AN ARC LENGTH OF 645.67 FEET; THE LONG CHORD BEARS SOUTH 51° 5' 23" WEST 83° 51' FEET TO THE ENDING POINT OF THIS CURVE; IN A SOUTHWESTERLY DIRECTION ALONG A 5.161 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1116.27 FEET AND A CENTRAL ANGLE OF 25° 46' 08" AN ARC LENGTH OF 500.31 FEET; THE LONG CHORD BEARS SOUTH 46° 04' 58" WEST 498.09 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 57° 57' 33" WEST 2656.26 FEET TO A POINT IN THE EAST RIGHT-OF-WAY LINE OF F.M. ROAD NO. 55 FOR THE SOUTHWEST CORNER OF THIS TRACT

THENCE NORTH 01° 19' 33" WEST 581.54 FEET ALONG SAID EAST RIGHT-OF-WAY LINE TO ITS INTERSECTION WITH THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 TO A POINT FOR CORNER

THENCE NORTH 06° 48' 44" EAST 642.05 FEET ALONG SAID EAST RIGHT-OF-WAY LINE TO A POINT FOR THE MOST SOUTHERLY NORTHWEST CORNER OF THIS TRACT

THENCE LEAVING SAID EAST RIGHT-OF-WAY LINE ALONG A LINE 500.00 FEET NORTH AND EAST OF AND PARALLEL TO THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2280 AND THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 AS FOLLOWS: THENCE LEAVING SAID EAST RIGHT-OF-WAY LINE OF F.M. ROAD NO. 55 NORTH 57° 57' 33" EAST 2523.11 FEET TO A POINT IN A CURVE FOR CORNER; IN A NORTHEASTERLY DIRECTION ALONG A 4.951 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1342.93 FEET AND A CENTRAL ANGLE OF 31° 56' 35" AN ARC LENGTH OF 748.70 FEET; THE LONG CHORD BEARS NORTH 50° 15' 23" WEST 739.04 FEET TO THE ENDING POINT OF THIS CURVE; NORTH 25° 02' 59" EAST 726.97 FEET TO A POINT OF CURVATURE; IN A NORTHEASTERLY DIRECTION ALONG A 7.162 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 700.71 FEET AND A CENTRAL ANGLE OF 26° 44' 34" AN ARC LENGTH OF 371.87 FEET; THE LONG CHORD BEARS NORTH 42° 47' 13" WEST 368.50 FEET TO THE ENDING POINT OF THIS CURVE; THENCE NORTH 58° 48' 41" EAST 183.16 FEET TO A POINT FOR AN INTERIOR CORNER OF THIS TRACT; THENCE NORTH 31° 13' 27" WEST 1341.43 FEET ALONG SAID LINE 500.00 FEET EAST OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2290 TO A POINT OF CURVATURE; IN A NORTHWESTERLY DIRECTION ALONG A 3.048 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 711.92 FEET AND A CENTRAL ANGLE OF 33° 07' 00" AN ARC LENGTH OF 41.46 FEET; THE LONG CHORD BEARS NORTH 11° 19' 36" WEST 405.76 FEET TO THE ENDING POINT OF THIS CURVE; THENCE NORTH 31° 56' 37" WEST 1855.11 FEET TO A POINT OF CURVATURE; IN A NORTHWESTERLY DIRECTION ALONG A 4.756 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1209.03 FEET AND A CENTRAL ANGLE OF 52° 26' 25" AN ARC LENGTH OF 1156.27 FEET; THE LONG CHORD BEARS NORTH 11° 31' 43" WEST 1096.35 FEET TO THE ENDING POINT OF THIS CURVE; THENCE NORTH 31° 26' 25" WEST 651.77 FEET TO A POINT FOR CORNER; NORTH 58° 16' 35" WEST 225.96 FEET TO A POINT FOR CORNER; NORTH 54° 35' 26" WEST 1331.44 FEET TO A POINT FOR CORNER; NORTH 31° 34' 28" WEST 3167.65 FEET TO A POINT IN THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2280 FOR THE MOST NORTHERLY NORTHWEST CORNER OF THIS TRACT

THENCE SOUTH 79° 29' 59" EAST 673.61 FEET ALONG THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2280 TO THE PLACE OF BEGINNING AND CONTAINING 381.57 ACRES, MORE OR LESS

FIELD NOTES
AREA #3
(PROPOSED WATER CGN)

A BOUNDARY LYING 500.00 FEET WEST OF THE WEST LINE OF F.M. ROAD NO. 55 AND 500.00 FEET EAST AND WEST OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2180, NAVARRO COUNTY, TEXAS, AND BEING MORE SPECIFICALLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A POINT IN THE WEST LINE OF SAID F.M. ROAD NO. 55 WHICH BEARS SOUTH 89° 22' 13" WEST 562.89 FEET FROM THE CENTERLINE INTERSECTION OF SAID F.M. ROAD NO. 55 AND NORTHWEST COUNTY ROAD NO. 2180 FOR THE PLACE OF BEGINNING OF THIS TRACT

THENCE LEAVING SAID WEST LINE NORTH 04° 42' 1" WEST 500.00 FEET TO A POINT FOR THE NORTHWEST CORNER OF THIS TRACT

THENCE IN A SOUTHERLY DIRECTION ALONG SAID LINE 500.00 FEET EAST OF SAID WEST LINE OF F.M. ROAD NO. 55 AS FOLLOWS: NORTH 85° 17' 44" EAST 736.55 FEET TO A POINT OF CURVATURE; IN A SOUTHERLY DIRECTION ALONG A 3° 33' DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1535.05 FEET AND A CENTRAL ANGLE OF 64° 30' 22" AN ARC LENGTH OF 1728.17 FEET; THE LONG CHORD BEARS SOUTH 62° 27' 03" EAST 1636.34 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 30° 11' 52" EAST 630.44 FEET TO A POINT FOR CORNER; THENCE SOUTH 28° 22' 32" EAST 616.61 FEET TO A POINT FOR CORNER; THENCE SOUTH 26° 28' 46" EAST 3375.75 FEET TO A POINT FOR THE SOUTHEAST CORNER OF THIS TRACT

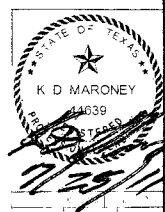
THENCE SOUTH 63° 30' 1" WEST 500.00 FEET TO A POINT IN SAID WEST RIGHT-OF-WAY LINE OF F.M. ROAD NO. 55 FOR THE MOST SOUTHERLY SOUTHWEST CORNER OF THIS TRACT

THENCE ALONG SAID WEST LINE OF SAID F.M. ROAD NO. 55 AS FOLLOWS: NORTH 28° 25' 48" WEST 3375.75 FEET TO A POINT FOR CORNER; NORTH 28° 22' 32" WEST 587.17 FEET TO A POINT FOR CORNER; NORTH 30° 11' 52" WEST 630.44 FEET TO A POINT OF CURVATURE; IN A NORTHWESTERLY DIRECTION ALONG A 5.530 DEGREE CURVE TO THE LEFT HAVING A RADIUS OF 1035.05 FEET AND A CENTRAL ANGLE OF 64° 30' 22" AN ARC LENGTH OF 1165.25 FEET; THE LONG CHORD BEARS NORTH 62° 27' 03" WEST 1048.68 FEET; SOUTH 85° 17' 44" WEST 647.73 FEET TO A POINT FOR AN INTERIOR CORNER OF THIS TRACT

THENCE LEAVING SAID WEST LINE OF F.M. ROAD NO. 55 AND ALONG A LINE 500.00 FEET WEST OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2180 AS FOLLOWS: SOUTH 27° 58' 21" EAST 142.93 FEET TO A POINT FOR CORNER; SOUTH 24° 01' 29" EAST 453.95 FEET TO A POINT FOR CORNER; THENCE SOUTH 21° 42' 30" EAST 411.50 FEET TO A POINT FOR CORNER; SOUTH 30° 51' 32" WEST 473.66 FEET TO A POINT FOR CORNER; THENCE SOUTH 58° 24' 58" WEST 488.43 FEET TO A POINT OF CURVATURE; IN A SOUTHWESTERLY DIRECTION ALONG A 39.648 DEGREE CURVE TO THE LEFT HAVING A RADIUS OF 144.51 FEET AND A CENTRAL ANGLE OF 16° 53' 44" AN ARC LENGTH OF 8.83 FEET; THE LONG CHORD BEARS SOUTH 4° 58' 03" WEST 87.21 FEET TO A POINT OF TANGENCY; THENCE SOUTH 31° 31' 11" WEST 881.69 FEET TO A POINT FOR CORNER

THENCE NORTH 58° 28' 49" WEST 100.00 FEET TO A POINT FOR CORNER

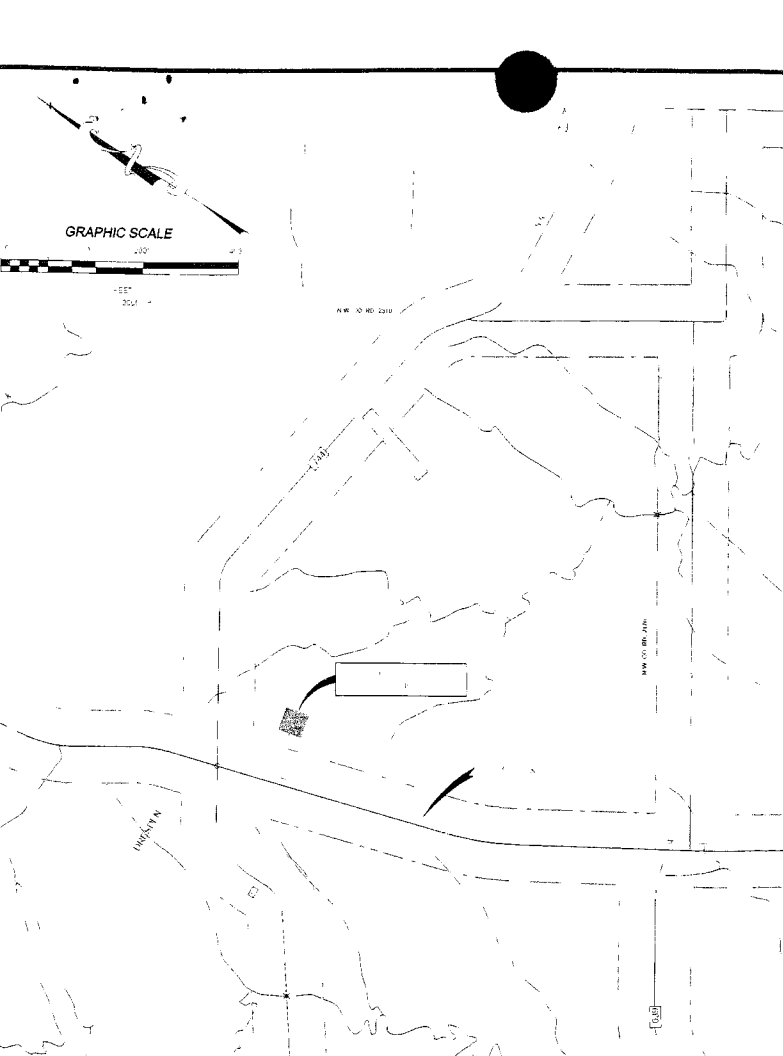
THENCE ALONG A LINE 500.00 FEET NORTH OF AND PARALLEL TO THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2180 AS FOLLOWS: NORTH 31° 31' 1" WEST 881.69 FEET TO A POINT OF TANGENCY; IN A NORTHEASTERLY DIRECTION ALONG A 5.001 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1144.51 FEET AND A CENTRAL ANGLE OF 26° 53' 44" AN ARC LENGTH OF 537.25 FEET TO A POINT FOR AN INTERIOR CORNER OF THIS TRACT; THENCE NORTH 24° 01' 29" EAST 453.95 FEET TO A POINT FOR CORNER; THENCE NORTH 27° 58' 21" WEST 536.46 FEET TO THE PLACE OF BEGINNING AND CONTAINING 40.18 ACRES, MORE OR LESS



CITY OF BLOOMING GROVE
NAVARRO COUNTY, TEXAS

BIGGS & MATHEWS, INC.
CONSULTING ENGINEERS SURVEYORS
3500 BROOK AVENUE
WICHITA FALLS, TX 76701
P: 817-266-3150
F: 817-266-3363

SUR	KDM	DATE	5-14-2010	SHEET
DWN	JLM	SCALE	1" = 2000'	1
CHK	KDM	DWG	WOF 2006-067	OF 3



FIELD NOTES
AREA #2
(PROPOSED WATER CON.)

A BOUNDARY THAT LIES 500.00 FEET EAST OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2280 AND NORTHWEST COUNTY ROAD NO. 2290, NAVARRO COUNTY, TEXAS, AND BEING MORE SPECIFICALLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2280 AND THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 FOR A NORTH-WEST INTERIOR CORNER AND PLACE OF BEGINNING OF THIS TRACT:

THENCE NORTH 88°09'43" EAST 504.65 FEET ALONG THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2280 TO A POINT FOR THE NORTH-EAST CORNER OF THIS TRACT;

THENCE LEAVING SAID CENTERLINE AND ALONG A LINE 500.00 FEET EAST AND SOUTH OF AND PARALLEL TO THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2280 AND THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 AS FOLLOWS: SOUTH 31°34'25" EAST 2250.16 FEET TO A POINT FOR CORNER; SOUTH 54°35'28" EAST 1085.66 FEET TO A POINT FOR CORNER; SOUTH 58°16'35" EAST 343.87 FEET TO A POINT OF CURVATURE; IN A SOUTH-EASTERLY DIRECTION ALONG A 2.893 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 720.56 FEET AND A CENTRAL ANGLE OF 32°32'13" AN ARC LENGTH OF 412.06 FEET THE LONG CHORD BEARS SOUTH 40°25'40" EAST 406.01 FEET TO THE ENDING POINT OF THIS CURVE; SOUTH 13°26'25" EAST 209.16 FEET TO A POINT OF CURVATURE; IN A SOUTHERLY DIRECTION ALONG A 6.402 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 681.96 FEET AND A CENTRAL ANGLE OF 62°41'39" AN ARC LENGTH OF 45.21 FEET THE LONG CHORD BEARS SOUTH 20°18'32" WEST 109.54 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 33°09'34" EAST 190.44 FEET TO A POINT FOR CORNER; THENCE SOUTH 31°55'37" EAST 2004.32 FEET TO A POINT OF CURVATURE; IN A SOUTHERLY DIRECTION ALONG A 8.848 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 647.69 FEET AND A CENTRAL ANGLE OF 38°05'26" AN ARC LENGTH OF 431.35 FEET THE LONG CHORD BEARS SOUTH 11°54'09" EAST 423.43 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 31°13'27" EAST 2171.63 FEET TO A POINT FOR THE SOUTHEAST CORNER OF THIS TRACT; THENCE SOUTH 58°49'41" WEST 1562.40 FEET ALONG SAID LINE 500.00 FEET SOUTH OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2290 TO A POINT FOR CORNER; THENCE SOUTH 25°02'59" WEST 755.95 FEET TO A POINT OF CURVATURE; IN A SOUTH-WESTERLY DIRECTION ALONG A 4.956 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1170.22 FEET AND A CENTRAL ANGLE OF 31°36'46" AN ARC LENGTH OF 645.57 FEET THE LONG CHORD BEARS SOUTH 51°52'33" WEST 531.51 FEET TO THE ENDING POINT OF THIS CURVE; IN A SOUTH-WESTERLY DIRECTION ALONG A 5.161 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1110.17 FEET AND A CENTRAL ANGLE OF 25°49'08" AN ARC LENGTH OF 500.31 FEET THE LONG CHORD BEARS SOUTH 45°04'58" WEST 496.06 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 51°57'33" WEST 2050.25 FEET TO A POINT IN THE EAST RIGHT-OF-WAY LINE OF F.M. ROAD NO. 55 FOR THE SOUTHWEST CORNER OF THIS TRACT;

THENCE NORTH 01°01'53" WEST 581.54 FEET ALONG SAID EAST RIGHT-OF-WAY LINE TO ITS INTERSECTION WITH THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 TO A POINT FOR CORNER;

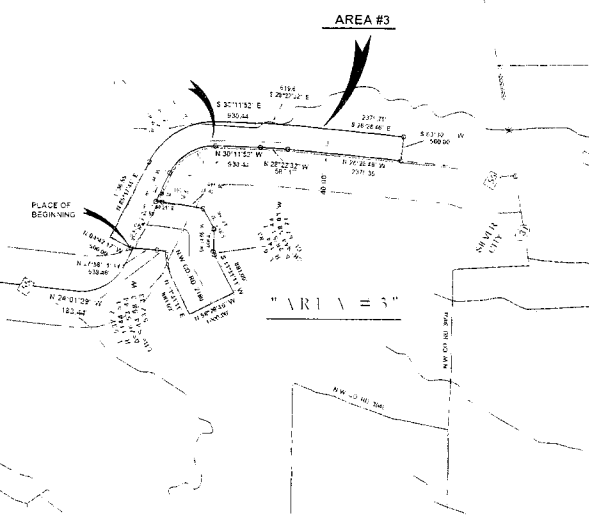
THENCE NORTH 06°48'44" EAST 642.05 FEET ALONG SAID EAST RIGHT-OF-WAY LINE TO A POINT FOR THE MOST SOUTHERLY NORTHWEST CORNER OF THIS TRACT;

THENCE LEAVING SAID EAST RIGHT-OF-WAY LINE ALONG A LINE 500.00 FEET NORTH AND EAST OF AND PARALLEL TO THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2280 AND THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 AS FOLLOWS: THENCE LEAVING SAID WEST RIGHT-OF-WAY LINE OF F.M. ROAD NO. 55 NORTH 57°57'33" EAST 2523.71 FEET TO A POINT IN A CURVE FOR CORNER; IN A NORTH-EASTERLY DIRECTION ALONG A 4.267 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1342.93 FEET AND A CENTRAL ANGLE OF 31°56'35" AN ARC LENGTH OF 448.70 FEET THE LONG CHORD BEARS NORTH 50°15'23" WEST 739.04 FEET TO THE ENDING POINT OF THIS CURVE; NORTH 25°02'59" EAST 2050.25 FEET TO A POINT OF CURVATURE; IN A NORTH-EASTERLY DIRECTION ALONG A 7.182 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 706.7 FEET AND A CENTRAL ANGLE OF 26°44'34" AN ARC LENGTH OF 371.87 FEET THE LONG CHORD BEARS NORTH 42°47'3" WEST 389.50 FEET TO THE ENDING POINT OF THIS CURVE; THENCE NORTH 58°49'41" EAST 663.19 FEET TO A POINT FOR AN INTERIOR CORNER OF THIS TRACT; THENCE NORTH 31°13'27" WEST 1341.43 FEET ALONG SAID LINE 500.00 FEET EAST OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2280 TO A POINT OF CURVATURE; IN A NORTH-WESTERLY DIRECTION ALONG A 8.048 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 711.93 FEET AND A CENTRAL ANGLE OF 33°07'00" AN ARC LENGTH OF 411.48 FEET THE LONG CHORD BEARS NORTH 1°39'38" WEST 406.76 FEET TO THE ENDING POINT OF THIS CURVE; THENCE NORTH 31°55'37" WEST 1085.11 FEET TO A POINT OF CURVATURE; IN A NORTH-WESTERLY DIRECTION ALONG A 4.736 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1029.03 FEET AND A CENTRAL ANGLE OF 32°26'25" AN ARC LENGTH OF 110.77 FEET THE LONG CHORD BEARS NORTH 11°31'43" WEST 1088.35 FEET TO THE ENDING POINT OF THIS CURVE; THENCE NORTH 13°26'25" WEST 667.77 FEET TO A POINT FOR CORNER; NORTH 58°16'35" WEST 226.60 FEET TO A POINT FOR CORNER; NORTH 54°35'28" WEST 1331.44 FEET TO A POINT FOR CORNER; NORTH 31°34'25" WEST 316.95 FEET TO A POINT IN THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2280 TO THE MOST NORTHERLY NORTHWEST CORNER OF THIS TRACT;

THENCE SOUTH 70°29'59" EAST 673.61 FEET ALONG THE CENTERLINE OF SAID NORTHWEST COUNTY ROAD NO. 2290 TO THE PLACE OF BEGINNING AND CONTAINING 381.57 ACRES, MORE OR LESS.

BLOOMING GROVE LEGEND

- FOR AREA #1**
- 1 SINGLE WATER CERTIFICATION WITHIN BLOOMING GROVE CITY LIMITS AND DECERTIFICATION OF THE PORTION OF NAVARRO MILLS WSC (10779) THAT IS WITHIN THE CITY LIMITS OF BLOOMING GROVE
 - 2 SINGLE WATER CERTIFICATION FOR ALL AREAS WITHIN THE ETJ AND OUTSIDE THE SERVICE AREA OF NAVARRO MILLS WSC (10779) AND B & B WSC (11317)
 - 3 SINGLE WATER CERTIFICATION FOR ALL AREAS WITHIN THE ETJ (OUTSIDE CITY LIMITS OF BLOOMING GROVE) AND DECERTIFICATION OF THE PORTION OF NAVARRO MILLS WSC (10779) THAT IS WITHIN THE ETJ OF BLOOMING GROVE
 - 4 SINGLE WATER CERTIFICATION FOR ALL AREAS WITHIN THE ETJ (OUTSIDE CITY LIMITS OF BLOOMING GROVE) AND DECERTIFICATION OF THE PORTION OF B & B WSC (11317) THAT IS WITHIN THE ETJ OF BLOOMING GROVE
 - 5 SINGLE SEWER CERTIFICATION FOR AREA #1 WHICH INCLUDES ALL BLOOMING GROVE ETJ AREA.
- FOR AREA #2**
- 1 SINGLE WATER CERTIFICATION FOR ALL AREA SHOWN IN YELLOW
 - 2 SINGLE WATER CERTIFICATION AND DECERTIFICATION OF NAVARRO MILLS WSC (10779) FOR ALL AREA SHOWN IN ORANGE
- FOR AREA #3**
- 1 SINGLE WATER CERTIFICATION FOR ALL AREA SHOWN IN YELLOW AND DECERTIFICATION OF A PORTION OF NAVARRO MILLS WSC (10779) AS SHOWN IN CROSS-HATCHED YELLOW



FIELD NOTES
AREA #3
(PROPOSED WATER CON.)

A BOUNDARY LYING 500.00 FEET WEST OF THE WEST LINE OF F.M. ROAD NO. 55 AND 500.00 FEET EAST AND WEST OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2180 NAVARRO COUNTY, TEXAS, AND BEING MORE SPECIFICALLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A POINT IN THE WEST LINE OF SAID F.M. ROAD NO. 55 WHICH BEARS SOUTH 88°22'13" WEST 562.95 FEET FROM THE CENTERLINE INTERSECTION OF SAID F.M. ROAD NO. 55 AND NORTHWEST COUNTY ROAD NO. 2180 FOR THE PLACE OF BEGINNING OF THIS TRACT:

THENCE LEAVING SAID WEST LINE NORTH 04°42'17" WEST 500.00 FEET TO A POINT FOR THE NORTHWEST CORNER OF THIS TRACT;

THENCE IN A SOUTHERLY DIRECTION ALONG SAID LINE 500.00 FEET EAST OF SAID WEST LINE OF F.M. ROAD NO. 55 AS FOLLOWS: NORTH 85°17'44" EAST 1732.57 FEET TO A POINT OF CURVATURE; IN A SOUTHERLY DIRECTION ALONG A 3.733 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 1535.05 FEET AND A CENTRAL ANGLE OF 64°30'22" AN ARC LENGTH OF 1728.17 FEET THE LONG CHORD BEARS SOUTH 46°27'03" EAST 1638.34 FEET TO THE ENDING POINT OF THIS CURVE; THENCE SOUTH 30°11'52" EAST 930.44 FEET TO A POINT FOR CORNER; THENCE SOUTH 28°02'32" EAST 619.61 FEET TO A POINT FOR CORNER; THENCE SOUTH 26°28'48" EAST 2375.72 FEET TO A POINT FOR THE SOUTHEAST CORNER OF THIS TRACT;

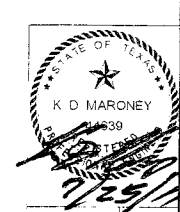
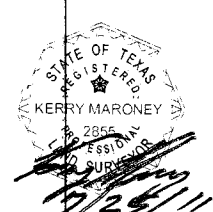
THENCE SOUTH 63°30'11" WEST 500.00 FEET TO A POINT IN SAID WEST RIGHT-OF-WAY LINE OF F.M. ROAD NO. 55 FOR THE MOST SOUTHERLY SOUTHWEST CORNER OF THIS TRACT;

THENCE ALONG SAID WEST LINE OF SAID F.M. ROAD NO. 55 AS FOLLOWS: NORTH 26°28'48" WEST 2375.35 FEET TO A POINT FOR CORNER; NORTH 22°22'32" WEST 587.7 FEET TO A POINT FOR CORNER; NORTH 30°11'52" WEST 630.4 FEET TO A POINT OF CURVATURE; IN A NORTH-WESTERLY DIRECTION ALONG A 5.526 DEGREE CURVE TO THE LEFT HAVING A RADIUS OF 1035.00 FEET AND A CENTRAL ANGLE OF 64°30'22" AN ARC LENGTH OF 1195.25 FEET THE LONG CHORD BEARS NORTH 62°27'03" WEST 1104.56 FEET; SOUTH 85°17'44" WEST 647.3 FEET TO A POINT FOR AN INTERIOR CORNER OF THIS TRACT;

THENCE LEAVING SAID WEST LINE OF F.M. ROAD NO. 55 AND ALONG A LINE 500.00 FEET WEST OF THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2180 AS FOLLOWS: SOUTH 07°58'21" EAST 429.63 FEET TO A POINT FOR CORNER; SOUTH 24°01'29" EAST 463.95 FEET TO A POINT FOR CORNER; THENCE SOUTH 21°42'30" EAST 111.50 FEET TO A POINT FOR CORNER; SOUTH 30°51'30" WEST 473.66 FEET TO A POINT FOR CORNER; THENCE SOUTH 56°24'55" WEST 489.43 FEET TO A POINT OF CURVATURE; IN A SOUTH-WESTERLY DIRECTION ALONG A 39.648 DEGREE CURVE TO THE LEFT HAVING A RADIUS OF 144.51 FEET AND A CENTRAL ANGLE OF 16°53'44" AN ARC LENGTH OF 97.63 FEET THE LONG CHORD BEARS SOUTH 44°58'03" EAST 67.21 FEET TO A POINT OF TANGENCY; THENCE SOUTH 31°31' WEST 581.06 FEET TO A POINT FOR CORNER;

THENCE NORTH 58°28'48" WEST 1001.00 TO A POINT FOR CORNER;

THENCE ALONG A LINE 500.00 FEET NORTH OF AND PARALLEL TO THE CENTERLINE OF NORTHWEST COUNTY ROAD NO. 2180 AS FOLLOWS: NORTH 31°31' WEST 68.06 FEET TO A POINT OF TANGENCY; IN A NORTH-EASTERLY DIRECTION ALONG A 5.005 DEGREE CURVE TO THE RIGHT HAVING A RADIUS OF 144.51 FEET AND A CENTRAL ANGLE OF 26°53'44" AN ARC LENGTH OF 57.26 FEET TO A POINT FOR AN INTERIOR CORNER OF THIS TRACT; THENCE NORTH 24°01'29" WEST 183.44 FEET TO A POINT FOR CORNER; THENCE NORTH 07°58'21" WEST 538.45 FEET TO THE PLACE OF BEGINNING AND CONTAINING 48.9 ACRES, MORE OR LESS.



CITY OF BLOOMING GROVE
NAVARRO COUNTY, TEXAS

BIGGS & MATHEWS, INC.
CONSULTING ENGINEERS - SURVEYORS

2500 BROAD AVENUE
HOUSTON, TEXAS 77058
P: 713-261-1111 F: 713-261-1112

SUR. KDM	DATE	7-2010	SHEET
DWN. JLM	SCALE	1"=200'	1
CHK. KDM	DWG.	WDR 2006-01	OF 3

To: Administrative Reviewer

Date: December 6, 2010

From: Cartographer-Utilities & Districts Section

Subject: Overlap & Notice Check for Administrative Review A-138-10/36681 & ?-C
City of Blooming Grove to obtain water & sewer CCN and decertify a portions of Navarro
Hills WSC (10779), B&B WSC (11317), Community Water Company (10534) and City of
Corsicana (10776) in Navarro county.

1. No new overlap of service areas exists.

X An overlap: partial with Navarro Mills WSC (10779 and proposed 36747-C), City
of Corsicana (10776) , B&B WSC (11317) & Community Water Company (10534)

2. Dual certification:

3. An overlap exists with the city limits of

4. If this is a Sale, Transfer, or Merger, is additional area being requested?

7. Map submitted is digital request digital data.

9. Utility notice was sufficient.

X 10. Utility notice was insufficient. In addition to those systems listed in the application,
they will also need to notify:

TWO MILES:

Navarro Mills WSC (10779)

City of Corsicana (10776)

B&B WSC (11317)

Community Water Company (10534)

All cities and etj's within 2 miles of proposed area

FIVE MILES:

Navarro Mills WSC (10779)

City of Corsicana (10776)

B&B WSC (11317)

Community Water Company (10534)

City of Frost (11235 & 20493)

Corbet WSC (12278)


Avalon Water & Sewer Svc Corp (10913)

South Ellis County Water Supply (11184)

Post Oak SUD (10760)

All cities and etj's within 5 miles of the proposed area

11. Notice: need to specify that area 1 is for water and sewer and that areas 2 & 3 are for water only. (that's what the maps show (or news maps and data))
Add the decertifies (map legend clearly states single certification in areas)
12. Other comments: applicant needs to send map/maps with notice that clearly show the proposed water and sewer areas.



Kent Steelman



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

*CN# 600661151 *RN# 101219335 *If known (See Instructions)

PURPOSE OF THIS APPLICATION

OBTAIN ☒ New Water CCN ☒ New Sewer CCN ☒

AMEND ☐ Water CCN # ☐ Sewer CCN # ☐

1. APPLICANT INFORMATION

Utility Name: City of Blooming Grove

Utility Address (city/state/zip) 200 South Fordyce
Blooming Grove, Texas 76626

Utility Phone Number () 903 565-2711 Fax () 903 695-2482

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

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

Address: 1633 Williams Drive, Building 2, Suite 200 Telephone () 512 930-1317

City Georgetown St TX Zip 78628 Fax () 866 929-1641

E-mail: arodriguez@txadminlaw.com

County(ies) in which service is proposed Navarro

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

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

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

- Provide a copy of the corporation's ACertification of Account Status@ from the Texas State Comptroller of Public Accounts.
- Provide the corporation's charter number as recorded with the Office of the Texas Secretary

- of State. _____
- iii. Provide a listing of all stockholders and their respective percentages of ownership.
 - iv. Provide a copy of the company's organizational chart, if available.
 - v. Provide a list of all directors and disclose the title of each individual.
 - vi. Provide a list of all affiliated organizations (if any) and explain the relationship with the applicant.
- C. If the applicant is a Water Code Chapter 67 water supply or sewer service corporation:
- i. Provide a copy of the Articles of Incorporation and By-Laws.
 - ii. Provide the corporation's charter number as recorded with the Office of the Texas Secretary of State.
 - iii. Identify all members including name, address, title, and telephone number.
 - iv. Provide a copy of the corporation's Certificate of Account Status from the Texas Comptroller of Public Accounts.

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? City of Blooming Grove

Demonstrate the Need for Service by providing the following:

- B. Have you received any requests for service in the requested service area?

YES ☒ NO ☐ if YES, provide the following:

- i. Describe the service area and circumstances driving the need for service in the requested area. Indicate the name(s) and address(es) of landowner(s), prospective landowner(s), tenant(s), or resident(s) that have requested service; and/or
- ii. Describe the economic need(s) for service in the requested area (i.e. plat approvals, recent annexation(s) or annexation request(s), building permits, septic tank permits, hospitals, etc.); and/or
- iii. Discuss in detail the environmental need(s) for service in the requested area (i.e. failing septic tanks in the requested area, fueling wells, etc.); and/or
- iv. Provide copies of any written applications or requests for service in the requested area; and/or
- v. Provide copies of any reports and/or market studies demonstrating existing or anticipated growth in the requested area. If no, please justify the need for service in the proposed area.
- vi. If none of these items exist or are available, please justify the need for service in the proposed area in writing. **The City of Blooming Grove seeks a CCN for 3 areas identified on the attached maps as Area # 1, Area # 2, and Area # 3. The City of Blooming Grove is already serving in the requested areas. The City was incorporated in 1890 and has provided water service since that time. See Attachment "A" for a list of current meters in Area # 2 and Area #3 served by the City of Blooming Grove.**

Note: Failure to demonstrate a need for additional service in the proposed service area may result in the delay and /or possible denial of the application.

C. Is any portion of the proposed service area inside an incorporated city or district?

YES ☒ NO ☐

If YES, within the corporate limits of: City of Blooming Grove

Provide a copy of any franchise, permit, or consent granted by the city or district. 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 of Blooming Grove is seeking single certification inside of its city limits, ETJ, and in Areas #2 and Area #3 (i.e., the entire City's requested service area). The City was incorporated in 1890 and has provided water service to its citizens since that time. The City has the ability to provide service to the area and the public is better served by the reliability of a municipal provider.**

3. **MAP REQUIREMENTS:**

Attach the following hard copy maps with each copy of the application: See Attachment B for the requested maps. One CD-ROM with the digital information is included.

A. A general location map delineating the proposed service area with enough detail to accurately locate the proposed area within the county.

B. A map showing only the proposed area by:

- i. metes and bounds survey certified by a licensed state or register professional land surveyor; or
- ii. projectable digital data with metadata (proposed areas should be in a single record and clearly labeled). Also, a data disk labeled with the applicant's name must be provided; or
- iii. following verifiable natural and man-made landmarks; or
- iv. a copy of recorded plat map with metes and bounds.

C. A written description of the proposed service area.

D. Provide separate and additional maps of the proposed area(s) to show the following:

- i. all facilities, illustrating separately facilities for production, transmission, and distribution of the applicant's service(s); and
- ii. any facilities, customers or area currently being served outside the applicant's certificated area(s).

Note: Failure to provide adequate mapping information may result in the delay or possible denial of your application. Digital data submitted in a format other than ESRI ArcGIS may result in the delay or inability to review applicant's mapping information.

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

- A. Please provide the following information:
- i. a list of public drinking water supply system(s) or sewer system(s) within a 2 mile radius of the proposed system; **See Attachment C.**
 - ii. copies of written requests seeking to obtain service from each of the public drinking water systems or sewer systems listed in #4.A.i above or documentation that it is not economically feasible to obtain service from each entity; **N/A. The City has been providing services in the requested area and already has an existing water system in places. It is not economically feasible to seek service from another entity.**
 - iii. copies of written responses from each system or evidence that they did not reply; and **N/A**
 - iv. for sewer utilities, documentation showing that you have obtained or applied for a wastewater discharge permit. **See Attachment D for a copy of TPDES Permit.**

- B. Were your requests for service denied?
- i. If yes, please provide documentation of the denial of service and go to 4.C.
 - 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 utility that granted your request for service. **N/A**

- C. Please summarize how the proposed utility system will be constructed and describe each projected construction phase, if any:

The City of Blooming Grove has an existing water system currently in place. There are no additional improvements that will need to be made in order to provide service to the requested area.

- D. Date of plat approval, if required: **N/A**
Approved by: _____

- E. Date Plans & Specifications submitted for approval: **N/A** Log No. _____
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, attach additional sheets if necessary.

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

1	7	5	0	0	0	1	;									;								
---	---	---	---	---	---	---	---	--	--	--	--	--	--	--	--	---	--	--	--	--	--	--	--	--

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

ii. Sewer system's TCEQ Discharge Permit number(s)

W	Q	1	1	6	0	6	-	0	0	1	;	W	Q							-				
---	---	---	---	---	---	---	---	---	---	---	---	---	---	--	--	--	--	--	--	---	--	--	--	--

iii Date of last inspection May 24, 2007 for water and May 14, 2009 for sewer.

iv Attach a copy of the most recent inspection report letter. **See Attachment E.**

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. **See Attachment F for documents sent to TCEQ's DFW Region 4 Office.**

B. Provide the following information about the utility's certified operators

Name	Classes	License Number
Rory Evans	C water/wastewater	WD0007204/ WW034539
Chris Ivey	C water/wastewater	WD0007197/ WW0035474

- Attach additional sheet(s) if necessary -

C. 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 X

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).

- D. 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 or financial documentation and reflect the number of service requests identified in Question 2.b in the application.

Water System			Sewer System		
Connection	Existing	Proposed	Connection	Existing	Proposed
5/8" or 3/4" meter	552	0	Residential	492	0
1" meter or larger	8	0	Commercial	8	0
Non-Metered	0	0	Industrial	0	0
Other:	0	0	Other:	0	0
Total Water	560	0	Total Sewer	500	0

- E. If this application is for a water CCN only, please explain how sewer service is or will be provided:
N/A

- F. If this application is for a sewer CCN only, please explain how water service is or will be provided:
N/A

G Effect of Granting a Certificate Amendment.

Explain in detail the effect of granting of a certificate or an amendment, including, but not limited to regionalization, compliance and economic effects on the following:

- i the applicant, **The City will be affected by the granting of the certificate in a positive way. The City will be able to provide service to residents inside of its corporate limits and its ETJ. The City will be able to secure customers it already serves in Area #2 and Area #3.**
- ii any retail public utility of the same kind already serving the proximate area; **Navarro Mills WSC and B&B Water have some service connections in the City's ETJ. Neither entity is able to provide full utility services to these connections. As a result, the impact will be minimal on these providers as they cannot provide full utility service.**
- iii any landowner(s) in the requested area. **The landowners in the requested area will continue to be able to receive City water and sewer services and the environmental integrity will benefit from the City becoming the provider of water and sewer services within in its corporate limits and ETJ.**

H 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)
- ii Water x Yes

Purchased on a x regular seasonal Emergency basis?

Source	% of total treatment
City of Corsicana	100%

- iii Sewer treatment capacity:

NO

- iv Yes

Purchased on a regular seasonal Emergency basis?

Source	% of total treatment

- vi Provide a signed and dated copy of the most current water or sewer treatment capacity purchase agreement or contract. **See Attachment G.**

I. Ability to Provide Adequate Service.

Describe the ability of the applicant to provide adequate service, including meeting the standards of the commission, taking both of the following items into consideration:

- i. the current and projected density, and
- ii. the land use of the requested area.

The City has been providing water service for over 100 years. The City of Blooming Grove has provided service to the majority of its requested area from 1985 and on. The City has the available capacity and has the technical, managerial, and financial capability to provide continuous and adequate service to the entirety of its requested area.

J Effect on the Land.

Explain the effect on the land to be included in the certificated area. **There should be only short term impacts to the area being requested when new connections are requested and all attempts to preserve and utilize natural terrain. The City currently has a system in place and there are no needed improvements in order to be able to provide service to the requested area.**

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, and the source of that capital (such as a financial statement for the developing entity) 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.
- 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 projected growth in connections, shown on the projected profit and loss statement.
- iii. Attach a proposed rate schedule or tariff. Describe the procedure for determining the rates and fees and indicate the date of last change, if applicable. Attach copies of any cost of service studies or rate analysis worksheets.

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 H.**
- ii. Attach a proposed rate schedule or tariff. **See Attachment I.**
★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 H.**

- 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.

Note: Failure to provide adequate financial information may result in the delay or possible denial of your application.

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 for CCN applicants.**
- 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, landowners with 25 acres or more, 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 CCN 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. **See Attachment J.**
- 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.
 - ii. For applications for the issuance of a **NEW** CCN, the applicant must mail the notice with a copy of the proposed CCN map to all cities and neighboring retail public utilities providing the same utility service within **five (5) miles** of the requested service area. **See Attachment K.**
 - iii. For applications for the **AMENDMENT** of a CCN, the applicant must mail the notice with a copy of the proposed CCN map to all cities and neighboring retail public utilities providing the same utility service within **two (2) miles** of the requested service area.

H. Notice to Customers

Investor Owned Utilities (IOUs) that are currently providing service without a CCN 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. The notice must also list all zip codes affected by the application.

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

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. Once the application is accepted for filing, you will receive written authorization to provide notice. Please check the notices for accuracy before providing them to the public. It is the applicant's burden to ensure that correct and accurate notice is provided.

Notice to Neighboring Systems, Landowners, and Cities

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

To:

Date Notice Mailed:

The City of Blooming Grove has filed an application for a CCN with the Texas Commission on Environmental Quality to provide water and sewer utility service in Navarro County(ies).

The proposed utility service area is separated in 3 parts. Area 1 is located approximately 1 mile radius around downtown Blooming Grove. It is generally 1 mile north of downtown; 1 miles east of downtown; 1 ½ miles south of downtown; and 1 mile west of downtown. Area 2 is located approximately 3 miles southeast of downtown Blooming Grove and is generally bounded on the north by NW CR 2250; 500 feet east of NW CR 2280; 500 feet south of NW CR 2280; and on the west by Highway 55. Area 3 is located approximately 8 miles south of downtown Blooming Grove and is generally bounded on the north by NW CR 2180; 500 feet east of Highway 55; on the south by Highway 31; and is 2000 feet west of Highway 55. See enclosed maps of the proposed service areas.

The total area being requested for water and sewer service for Area 1 is 2461 acres, for Area 2 is 382 acres, and for Area 3 is 152 acres. The total number of current customers in all 3 areas is 560 water and 500 sewer service customers. The proposed amendment affects customers and/or areas located in the following zip codes: 76626 and 75102.

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

OATH

STATE OF TEXAS

COUNTY OF NAVARRO

I, Jeanette L. Wisdom, being duly sworn, file this application as Mayor Pro-Tem (indicate relationship to Applicant, that is, owner, member of partnership, title as officer of corporation, or other authorized representative of Applicant); that, in such capacity, I am qualified and authorized to file and verify such application, am personally familiar with the maps and financial information 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.

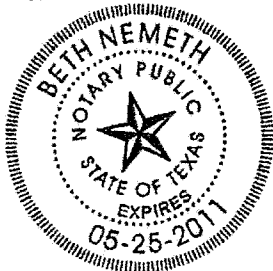
I further represent that the Applicant will provide continuous and adequate service to all customers and qualified applicants for service within its certificated service area.

Jeanette L. Wisdom
AFFIANT
(Utility'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 day 4th of Oct, 20 10.

SEAL



Beth Nemeth
NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

Beth Nemeth
PRINT OR TYPE NAME OF NOTARY

MY COMMISSION EXPIRES 5-25-2011

application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

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

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

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

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

Si desea informacion en Espanol, puede llamar al 1-800-687-4040.

Notice for Publication

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

The City of Blooming Grove has filed an application for a CCN with the Texas Commission on Environmental Quality to provide water and sewer utility service in Navarro County(ies).

The proposed utility service area is separated in 3 parts. Area 1 is located approximately 1 mile radius around downtown Blooming Grove. It is generally 1 mile north of downtown; 1 miles east of downtown; 1 ½ miles south of downtown; and 1 mile west of downtown. Area 2 is located approximately 3 miles southeast of downtown Blooming Grove and is generally bounded on the north by NW CR 2250; 500 feet east of NW CR 2280; 500 feet south of NW CR 2280; and on the west by Highway 55. Area 3 is located approximately 8 miles south of downtown Blooming Grove and is generally bounded on the north by NW CR 2180; 500 feet east of Highway 55; on the south by Highway 31; and is 2000 feet west of Highway 55.

The total area being requested for water and sewer service for Area 1 is 2461 acres, for Area 2 is 382 acres, and for Area 3 is 152 acres. The total number of current customers in all 3 areas is 560 water and 500 sewer service customers. The proposed amendment affects customers and/or areas located in the following zip codes: 76626 and 75102.

A copy of the proposed service area map is available at 200 South Fordyce, Blooming Grove, Texas. The phone number is 903/ 565-2711.

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.

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

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

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

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

Si desea informacion en Espanol, puede llamar al 1-800-687-4040.

**CITY OF BLOOMING GROVE'S
APPLICATION TO OBTAIN A WATER AND SEWER
CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)**

ATTACHMENT A

AREA #3
SEE FEB. 18, 2000
LETTER FROM
NMWSC TO CITY
RE: EASING THIS
AREA.

AREA #2
SERVED SINCE
1985

III. Meters between Reagan Ground property and HWY 31

Meter No.	Name	Address	Side of FM 55
Hidden Oaks Addition on West Side of FM 55 down NWCR 2180			
16.	Rob Jones	1517 NWCR 2180	West
17.	Calvin Wilson	1516 NWCR 2180	West
18.	Richard Wilson	1511 NWCR 2180	West
19.	Allison Jordan	1490 NWCR 2180	West
20.	Rodney Sevier	1483 NWCR 2180	West
21.	Glen French	1476 NWCR 2180	West
22.	Kevin Keating	1450 NWCR 2180	West
23.	Jerry Aston	1455 NWCR 2180	West
24.	Mary Sue Prickett	1467 NWCR 2180	West
25.	V. (James Prickett)	1467 NWCR 2180	West
South FM 55			
26.	Kipp Thomas	784 S. FM 55	East
27.	Billy Wayne McGraw	770 S. FM 55	East
28.	John Linehan	635 S. FM 55	East
29.	Marvin Martin	610 S. FM 55	East
30.	Priscilla Rawson	590 S. FM 55	East
31.	V. (Priscilla Rawson)	590 S. FM 55	East
32.	Jackie Hamilton	564 S. FM 55	East

IV. Meters in Veldman Addition on CR 2290 and CR 2280

Meter No.	Name	Address	Side of FM 55
33.	Gary Krajca	12262 NWCR 2290	East
34.	Charles Townsend	12250 NWCR 2290	East
35.	J.E. Ferrell	12203 NWCR 2290	East
36.	Carol Mangrum	11951 NWCR 2300	East
37.	Katiko Ranch	N.W. corner 2280 & 2290	East
38.	John Hatchell	4361 NWCR 2280	East
39.	R.L. Branham	4365 NWCR 2280	East
40.	Wyndi Adkins	4367 NWCR 2280	East
41.	James Wragg	4385 NWCR 2280	East
42.	Krysile Lindamood	4449 NWCR 2280	East
43.	Julie Pascal	4455 NWCR 2280	East
44.	Jo Marie Knight	4585 NWCR 2280	East
45.	Charlyl Martin	4641 NWCR 2280	East
46.	Danny Randal	4667 NWCR 2280	East
47.	Steven Vandergriif	4955 NWCR 2280	East
48.	Starling Seaton	4961 NWCR 2280	East
49.	Alma Stevens	5177 NWCR 2280	East
50.	Jim McDowell	5170 NWCR 2280	East
51.	Frances Woodall	5301 NWCR 2280	East
52.	Dwayne Evans	5353 NWCR 2280	East
53.	Glen Dale Davis	5361 NWCR 2280	East
54.	Matthew Davis	5363 NWCR 2280	East

V. Denotes Vacant residence or meter not in use

**CITY OF BLOOMING GROVE'S
APPLICATION TO OBTAIN A WATER AND SEWER
CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)**

ATTACHMENT B

2018 FEB -2 PM 3:29

CCN 11111111

Attachment C

**CITY OF BLOOMING GROVE'S
APPLICATION TO OBTAIN A WATER AND SEWER
CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)**

**NEIGHBORING CITIES AND UTILITIES WITHIN 5 MILES OF THE CITY'S
REQUESTED SERVICE AREA:**

1. Navarro Mills Water Supply Corporation
1160 FM 667
Purdon, Texas 76679
2. B&B Water Supply Corporation
1501 North 45th Street
Corsicana, Texas 75110
3. South Ellis County Water Supply Corporation
109 W. Main Street
Italy, Texas 76651
4. Community Water Service
1720 Highway 287 South
Corsicana, Texas 75110

2016 MAY -2 4:39 PM

**CITY OF BLOOMING GROVE'S
APPLICATION TO OBTAIN A WATER AND SEWER
CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)**

ATTACHMENT D



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

P.O. Box 13087
Austin, Texas 78711-3087

PERMIT TO DISCHARGE WASTES
under provisions of
Section 402 of the Clean Water Act
and Chapter 26 of the Texas Water Code

City of Blooming Grove

whose mailing address is

P.O. Box 237
Blooming Grove, Texas 76626-0237

is authorized to treat and discharge wastes from the Blooming Grove Wastewater Treatment Facility, SIC Code 4952 located on the west bank of Rush Creek, at a point approximately 4,200 feet southeast of the intersection of State Highway 22 and Farm-to-Market Road 55 in Navarro County, Texas

to an unnamed tributary of Rush Creek; thence to Rush Creek; thence to Richland Creek above Richland-Chambers Reservoir in Segment No. 0837 of the Trinity River Basin

only according with effluent limitations, monitoring requirements and other conditions set forth in this permit, as well as the rules of the Texas Commission on Environmental Quality (TCEQ), the laws of the State of Texas, and other orders of the TCEQ. The issuance of this permit does not grant to the permittee the right to use private or public property for conveyance of wastewater along the discharge route described in this permit. This includes, but is not limited to, property belonging to any individual, partnership, corporation or other entity. Neither does this permit authorize any invasion of personal rights nor any violation of federal, state, or local laws or regulations. It is the responsibility of the permittee to acquire property rights as may be necessary to use the discharge route.

This permit shall expire at midnight, September 1, 2011.

ISSUED DATE: SEP 18 2006

TPDES PERMIT NO. WQ0011606001
[For TCEQ Office Use Only:
EPA ID No. TX0075418]

This is a renewal that replaces
TPDES Permit No. WQ0011606001
issued January 4, 2002.

COPY

For the Commission

EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

1. During the period beginning upon the date of issuance and lasting through the date of expiration, the permittee is authorized to discharge subject to the following effluent limitations:

The daily average flow of effluent shall not exceed 0.10 million gallons per day (MGD); nor shall the average discharge during any two-hour period (2-hour peak) exceed 167 gallons per minute (gpm).

<u>Effluent Characteristic</u>	<u>Discharge Limitations</u>			<u>Minimum Self-Monitoring Requirements</u>	
	Daily Avg mg/l(lbs/day)	7-day Avg mg/l	Daily Max mg/l	Report Daily Avg. & Max. Single Grab Measurement Frequency	Sample Type
Flow, MGD	Report	N/A	Report	Five/week	Instantaneous
Biochemical Oxygen Demand (5-day)	20 (17)	30	45	One/week	Grab
Total Suspended Solids	20 (17)	30	45	One/week	Grab

2. The effluent shall contain a chlorine residual of at least 1.0 mg/l and shall not exceed a chlorine residual of 4.0 mg/l after a detention time of at least 20 minutes (based on peak flow), and shall be monitored five times per week by grab sample. An equivalent method of disinfection may be substituted only with prior approval of the Executive Director.
3. The pH shall not be less than 6.0 standard units nor greater than 9.0 standard units and shall be monitored once per month by grab sample.
4. There shall be no discharge of floating solids or visible foam in other than trace amounts and no discharge of visible oil.
5. Effluent monitoring samples shall be taken at the following location(s): Following the final treatment unit.
6. The effluent shall contain a minimum dissolved oxygen of 2.0 mg/l and shall be monitored once per week by grab sample.

DEFINITIONS AND STANDARD PERMIT CONDITIONS

As required by Title 30 Texas Administrative Code (TAC) Chapter 305, certain regulations appear as standard conditions in waste discharge permits. 30 TAC §§ 305.121 - 305.129 (relating to Permit Characteristics and Conditions) as promulgated under the Texas Water Code §§ 5.103 and 5.105, and the Texas Health and Safety Code §§ 361.017 and 361.024(a), establish the characteristics and standards for waste discharge permits, including sewage sludge, and those sections of 40 Code of Federal Regulations (CFR) Part 122 adopted by reference by the Commission. The following text includes these conditions and incorporates them into this permit. All definitions in Section 26.001 of the Texas Water Code and 30 TAC Chapter 305 shall apply to this permit and are incorporated by reference. Some specific definitions of words or phrases used in this permit are as follows:

1. Flow Measurements

- a. Annual average flow - the arithmetic average of all daily flow determinations taken within the preceding 12 consecutive calendar months. The annual average flow determination shall consist of daily flow volume determinations made by a totalizing meter, charted on a chart recorder and limited to major domestic wastewater discharge facilities with a 1 million gallons per day or greater permitted flow.
- b. Daily average flow - the arithmetic average of all determinations of the daily flow within a period of one calendar month. The daily average flow determination shall consist of determinations made on at least four separate days. If instantaneous measurements are used to determine the daily flow, the determination shall be the arithmetic average of all instantaneous measurements taken during that month. Daily average flow determination for intermittent discharges shall consist of a minimum of three flow determinations on days of discharge.
- c. Daily maximum flow - the highest total flow for any 24-hour period in a calendar month.
- d. Instantaneous flow - the measured flow during the minimum time required to interpret the flow measuring device.
- e. 2-hour peak flow (domestic wastewater treatment plants) - the maximum flow sustained for a two-hour period during the period of daily discharge. The average of multiple measurements of instantaneous maximum flow within a two-hour period may be used to calculate the 2-hour peak flow.
- f. Maximum 2-hour peak flow (domestic wastewater treatment plants) - the highest 2-hour peak flow for any 24-hour period in a calendar month.

2. Concentration Measurements

- a. Daily average concentration - the arithmetic average of all effluent samples, composite or grab as required by this permit, within a period of one calendar month, consisting of at least four separate representative measurements.
 - i. For domestic wastewater treatment plants - When four samples are not available in a calendar month, the arithmetic average (weighted by flow) of all values in the previous four consecutive month period consisting of at least four measurements shall be utilized as the daily average concentration.
 - ii. For all other wastewater treatment plants - When four samples are not available in a calendar month, the arithmetic average (weighted by flow) of all values taken during the month shall be utilized as the daily average concentration.
- b. 7-day average concentration - the arithmetic average of all effluent samples, composite or grab as required by this permit, within a period of one calendar week, Sunday through Saturday.
- c. Daily maximum concentration - the maximum concentration measured on a single day, by the sample type specified in the permit, within a period of one calendar month.
- d. Daily discharge - the discharge of a pollutant measured during a calendar day or any 24-hour period that reasonably represents the calendar day for purposes of sampling. For pollutants with limitations expressed in terms of mass, the "daily discharge" is calculated as the total mass of the pollutant discharged over the sampling day. For pollutants with limitations expressed in other units of measurement, the "daily discharge" is calculated as the average measurement of the pollutant over the sampling day.

The "daily discharge" determination of concentration made using a composite sample shall be the concentration of the composite sample. When grab samples are used, the "daily discharge" determination of concentration shall be the arithmetic average (weighted by flow value) of all samples collected during that day.

- e. Fecal coliform bacteria concentration - the number of colonies of fecal coliform bacteria per 100 milliliters effluent. The daily average fecal coliform bacteria concentration is a geometric mean of the values for the effluent samples collected in a calendar month. The geometric mean shall be determined by calculating the n th root of the product of all measurements made in a calendar month, where n equals the number of measurements made; or, computed as the antilogarithm of the arithmetic mean of the logarithms of all measurements made in a calendar month. For any measurement of fecal coliform bacteria equaling zero, a substituted value of one shall be made for input into either computation method. The 7-day average for fecal coliform bacteria is the geometric mean of the values for all effluent samples collected during a calendar week.
 - f. Daily average loading (lbs/day) - the arithmetic average of all daily discharge loading calculations during a period of one calendar month. These calculations must be made for each day of the month that a parameter is analyzed. The daily discharge, in terms of mass (lbs/day), is calculated as (Flow, MGD x Concentration, mg/l x 8.34).
 - g. Daily maximum loading (lbs/day) - the highest daily discharge, in terms of mass (lbs/day), within a period of one calendar month.
3. Sample Type
- a. Composite sample - For domestic wastewater, a composite sample is a sample made up of a minimum of three effluent portions collected in a continuous 24-hour period or during the period of daily discharge if less than 24 hours, and combined in volumes proportional to flow, and collected at the intervals required by 30 TAC § 319.9 (a). For industrial wastewater, a composite sample is a sample made up of a minimum of three effluent portions collected in a continuous 24-hour period or during the period of daily discharge if less than 24 hours, and combined in volumes proportional to flow, and collected at the intervals required by 30 TAC § 319.9 (b).
 - b. Grab sample - an individual sample collected in less than 15 minutes.
4. Treatment Facility (facility) - wastewater facilities used in the conveyance, storage, treatment, recycling, reclamation and/or disposal of domestic sewage, industrial wastes, agricultural wastes, recreational wastes, or other wastes including sludge handling or disposal facilities under the jurisdiction of the Commission.
5. The term "sewage sludge" is defined as solid, semi-solid, or liquid residue generated during the treatment of domestic sewage in 30 TAC Chapter 312. This includes the solids which have not been classified as hazardous waste separated from wastewater by unit processes .
6. Bypass - the intentional diversion of a waste stream from any portion of a treatment facility.

MONITORING AND REPORTING REQUIREMENTS

1. Self-Reporting

Monitoring results shall be provided at the intervals specified in the permit. Unless otherwise specified in this permit or otherwise ordered by the Commission, the permittee shall conduct effluent sampling and reporting in accordance with 30 TAC §§ 319.4 - 319.12. Unless otherwise specified, a monthly effluent report shall be submitted each month, to the Enforcement Division (MC 224), by the 20th day of the following month for each discharge which is described by this permit whether or not a discharge is made for that month. Monitoring results must be reported on an approved self-report form, that is signed and certified as required by Monitoring and Reporting Requirements No. 10.

As provided by state law, the permittee is subject to administrative, civil and criminal penalties, as applicable, for negligently or knowingly violating the Clean Water Act, the Texas Water Code, Chapters 26, 27, and 28, and Texas Health and Safety Code, Chapter 361, including but not limited to knowingly making any false statement, representation, or certification on any report, record, or other document submitted or required to be maintained under this permit, including monitoring reports or reports of compliance or noncompliance, or falsifying, tampering with or knowingly rendering inaccurate any monitoring device or method required by this permit or violating any other requirement imposed by state or federal regulations.

2. Test Procedures

Unless otherwise specified in this permit, test procedures for the analysis of pollutants shall comply with procedures specified in 30 TAC §§319.11 - 319.12. Measurements, tests and calculations shall be accurately accomplished in a representative manner.

3. Records of Results

- a. Monitoring samples and measurements shall be taken at times and in a manner so as to be representative of the monitored activity.
- b. Except for records of monitoring information required by this permit related to the permittee's sewage sludge use and disposal activities, which shall be retained for a period of at least five years (or longer as required by 40 CFR Part 503), monitoring and reporting records, including strip charts and records of calibration and maintenance, copies of all records required by this permit, records of all data used to complete the application for this permit, and the certification required by 40 CFR § 264.73(b)(9) shall be retained at the facility site, or shall be readily available for review by a TCEQ representative for a period of three years from the date of the record or sample, measurement, report, application or certification. This period shall be extended at the request of the Executive Director.
- c. Records of monitoring activities shall include the following:
 - i. date, time and place of sample or measurement;
 - ii. identity of individual who collected the sample or made the measurement;
 - iii. date and time of analysis;
 - iv. identity of the individual and laboratory who performed the analysis;
 - v. the technique or method of analysis; and
 - vi. the results of the analysis or measurement and quality assurance/quality control records.

The period during which records are required to be kept shall be automatically extended to the date of the final disposition of any administrative or judicial enforcement action that may be instituted against the permittee.

4. Additional Monitoring by Permittee

If the permittee monitors any pollutant at the location(s) designated herein more frequently than required by this permit using approved analytical methods as specified above, all results of such monitoring shall be included in the calculation and reporting of the values submitted on the approved self-report form. Increased frequency of sampling shall be indicated on the self-report form.

5. Calibration of Instruments

All automatic flow measuring or recording devices and all totalizing meters for measuring flows shall be accurately calibrated by a trained person at plant start-up and as often thereafter as necessary to ensure accuracy, but not less often than annually unless authorized by the Executive Director for a longer period. Such person shall verify in writing that the device is operating properly and giving accurate results. Copies of the verification shall be retained at the facility site and/or shall be readily available for review by a TCEQ representative for a period of three years.

6. Compliance Schedule Reports

Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of the permit shall be submitted no later than 14 days following each schedule date to the Regional Office and the Enforcement Division (MC 224).

7. Noncompliance Notification

- a. In accordance with 30 TAC § 305.125(9) any noncompliance which may endanger human health or safety, or the environment shall be reported by the permittee to the TCEQ. Report of such information shall be provided orally or by facsimile transmission (FAX) to the Regional Office within 24 hours of becoming aware of the noncompliance. A written submission of such information shall also be provided by the permittee to the Regional Office and the Enforcement Division (MC 224) within five working days of becoming aware of the noncompliance. The written submission shall contain a description of the noncompliance and its cause; the potential danger to human health or safety, or the environment; the period of noncompliance, including exact dates and times; if the noncompliance has not been corrected, the time it is expected to continue; and steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance, and to mitigate its adverse effects.
- b. The following violations shall be reported under Monitoring and Reporting Requirement 7.a.:

- i. Unauthorized discharges as defined in Permit Condition 2(g).
 - ii. Any unanticipated bypass which exceeds any effluent limitation in the permit.
 - iii. Violation of a permitted maximum daily discharge limitation for pollutants listed specifically in the Other Requirements section of an Industrial TPDES permit.
- c. In addition to the above, any effluent violation which deviates from the permitted effluent limitation by more than 40% shall be reported by the permittee in writing to the Regional Office and the Enforcement Division (MC 224) within 5 working days of becoming aware of the noncompliance.
- d. Any noncompliance other than that specified in this section, or any required information not submitted or submitted incorrectly, shall be reported to the Enforcement Division (MC 224) as promptly as possible. For effluent limitation violations, noncompliances shall be reported on the approved self-report form.
8. In accordance with the procedures described in 30 TAC §§ 35.301 - 35.303 (relating to Water Quality Emergency and Temporary Orders) if the permittee knows in advance of the need for a bypass, it shall submit prior notice by applying for such authorization.
9. Changes in Discharges of Toxic Substances

All existing manufacturing, commercial, mining, and silvicultural permittees shall notify the Regional Office, orally or by facsimile transmission within 24 hours, and both the Regional Office and the Enforcement Division (MC 224) in writing within five (5) working days, after becoming aware of or having reason to believe:

 - a. That any activity has occurred or will occur which would result in the discharge, on a routine or frequent basis, of any toxic pollutant listed at 40 CFR Part 122, Appendix D, Tables II and III (excluding Total Phenols) which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels":
 - i. One hundred micrograms per liter (100 µg/L);
 - ii. Two hundred micrograms per liter (200 µg/L) for acrolein and acrylonitrile; five hundred micrograms per liter (500 µg/L) for 2,4-dinitrophenol and for 2-methyl-4,6-dinitrophenol; and one milligram per liter (1 mg/L) for antimony;
 - iii. Five (5) times the maximum concentration value reported for that pollutant in the permit application; or
 - iv. The level established by the TCEQ.
 - b. That any activity has occurred or will occur which would result in any discharge, on a nonroutine or infrequent basis, of a toxic pollutant which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels":
 - i. Five hundred micrograms per liter (500 µg/L);
 - ii. One milligram per liter (1 mg/L) for antimony;
 - iii. Ten (10) times the maximum concentration value reported for that pollutant in the permit application; or
 - iv. The level established by the TCEQ.
10. Signatories to Reports

All reports and other information requested by the Executive Director shall be signed by the person and in the manner required by 30 TAC § 305.128 (relating to Signatories to Reports).
11. All Publicly Owned Treatment Works (POTWs) must provide adequate notice to the Executive Director of the following:
 - a. Any new introduction of pollutants into the POTW from an indirect discharger which would be subject to section 301 or 306 of the CWA if it were directly discharging those pollutants;
 - b. Any substantial change in the volume or character of pollutants being introduced into that POTW by a source introducing pollutants into the POTW at the time of issuance of the permit; and
 - c. For the purpose of this paragraph, adequate notice shall include information on:
 - i. The quality and quantity of effluent introduced into the POTW; and
 - ii. Any anticipated impact of the change on the quantity or quality of effluent to be discharged from the POTW.

PERMIT CONDITIONS

1. General

- a. When the permittee becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in an application or in any report to the Executive Director, it shall promptly submit such facts or information.
- b. This permit is granted on the basis of the information supplied and representations made by the permittee during action on an application, and relying upon the accuracy and completeness of that information and those representations. After notice and opportunity for a hearing, this permit may be modified, suspended, or revoked, in whole or in part, in accordance with 30 TAC Chapter 305, Subchapter D, during its term for good cause including, but not limited to, the following:
 - i. Violation of any terms or conditions of this permit;
 - ii. Obtaining this permit by misrepresentation or failure to disclose fully all relevant facts; or
 - iii. A change in any condition that requires either a temporary or permanent reduction or elimination of the authorized discharge.
- c. The permittee shall furnish to the Executive Director, upon request and within a reasonable time, any information to determine whether cause exists for amending, revoking, suspending or terminating the permit. The permittee shall also furnish to the Executive Director, upon request, copies of records required to be kept by the permit.

2. Compliance

- a. Acceptance of the permit by the person to whom it is issued constitutes acknowledgment and agreement that such person will comply with all the terms and conditions embodied in the permit, and the rules and other orders of the Commission.
- b. The permittee has a duty to comply with all conditions of the permit. Failure to comply with any permit condition constitutes a violation of the permit and the Texas Water Code or the Texas Health and Safety Code, and is grounds for enforcement action, for permit amendment, revocation or suspension, or for denial of a permit renewal application or an application for a permit for another facility.
- c. It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of the permit.
- d. The permittee shall take all reasonable steps to minimize or prevent any discharge or sludge use or disposal or other permit violation which has a reasonable likelihood of adversely affecting human health or the environment.
- e. Authorization from the Commission is required before beginning any change in the permitted facility or activity that may result in noncompliance with any permit requirements.
- f. A permit may be amended, suspended and reissued, or revoked for cause in accordance with 30 TAC §§ 305.62 and 305.66 and Texas Water Code Section 7.302. The filing of a request by the permittee for a permit amendment, suspension and reissuance, or termination, or a notification of planned changes or anticipated noncompliance, does not stay any permit condition.
- g. There shall be no unauthorized discharge of wastewater or any other waste. For the purpose of this permit, an unauthorized discharge is considered to be any discharge of wastewater into or adjacent to water in the state at any location not permitted as an outfall or otherwise defined in the Other Requirements section of this permit.
- h. In accordance with 30 TAC § 305.535(a), the permittee may allow any bypass to occur from a TPDES permitted facility which does not cause permitted effluent limitations to be exceeded or an unauthorized discharge to occur, but only if the bypass is also for essential maintenance to assure efficient operation.
- i. The permittee is subject to administrative, civil, and criminal penalties, as applicable, under Texas Water Code §§ 7.051 - 7.075 (relating to Administrative Penalties), 7.101 - 7.111 (relating to Civil Penalties), and 7.141 - 7.202 (relating to Criminal Offenses and Penalties) for violations including, but not limited to, negligently or knowingly violating the federal Clean Water Act, §§ 301, 302, 306, 307, 308, 318, or 405, or any condition or limitation implementing any sections in a permit issued under the CWA § 402, or any requirement imposed in a pretreatment program approved under the CWA §§ 402 (a)(3) or 402 (b)(8).

3. Inspections and Entry

- a. Inspection and entry shall be allowed as prescribed in the Texas Water Code Chapters 26, 27, and 28, and Texas Health and Safety Code Chapter 361.
- b. The members of the Commission and employees and agents of the Commission are entitled to enter any public or private property at any reasonable time for the purpose of inspecting and investigating conditions relating to the quality of water in the state or the compliance with any rule, regulation, permit or other order of the Commission. Members, employees, or agents of the Commission and Commission contractors are entitled to enter public or private property at any reasonable time to investigate or monitor or, if the responsible party is not responsive or there is an immediate danger to public health or the environment, to remove or remediate a condition related to the quality of water in the state. Members, employees, Commission contractors, or agents acting under this authority who enter private property shall observe the establishment's rules and regulations concerning safety, internal security, and fire protection, and if the property has management in residence, shall notify management or the person then in charge of his presence and shall exhibit proper credentials. If any member, employee, Commission contractor, or agent is refused the right to enter in or on public or private property under this authority, the Executive Director may invoke the remedies authorized in Texas Water Code Section 7.002. The statement above, that Commission entry shall occur in accordance with an establishment's rules and regulations concerning safety, internal security, and fire protection, is not grounds for denial or restriction of entry to any part of the facility, but merely describes the Commission's duty to observe appropriate rules and regulations during an inspection.

4. Permit Amendment and/or Renewal

- a. The permittee shall give notice to the Executive Director as soon as possible of any planned physical alterations or additions to the permitted facility if such alterations or additions would require a permit amendment or result in a violation of permit requirements. Notice shall also be required under this paragraph when:
 - i. The alteration or addition to a permitted facility may meet one of the criteria for determining whether a facility is a new source in accordance with 30 TAC § 305.534 (relating to New Sources and New Dischargers); or
 - ii. The alteration or addition could significantly change the nature or increase the quantity of pollutants discharged. This notification applies to pollutants which are subject neither to effluent limitations in the permit, nor to notification requirements in Monitoring and Reporting Requirements No. 9;
 - iii. The alteration or addition results in a significant change in the permittee's sludge use or disposal practices, and such alteration, addition, or change may justify the application of permit conditions that are different from or absent in the existing permit, including notification of additional use or disposal sites not reported during the permit application process or not reported pursuant to an approved land application plan.
- b. Prior to any facility modifications, additions, or expansions that will increase the plant capacity beyond the permitted flow, the permittee must apply for and obtain proper authorization from the Commission before commencing construction.
- c. The permittee must apply for an amendment or renewal at least 180 days prior to expiration of the existing permit in order to continue a permitted activity after the expiration date of the permit. If an application is submitted prior to the expiration date of the permit, the existing permit shall remain in effect until the application is approved, denied, or returned. If the application is returned or denied, authorization to continue such activity shall terminate upon the effective date of the action. If an application is not submitted prior to the expiration date of the permit, the permit shall expire and authorization to continue such activity shall terminate.
- d. Prior to accepting or generating wastes which are not described in the permit application or which would result in a significant change in the quantity or quality of the existing discharge, the permittee must report the proposed changes to the Commission. The permittee must apply for a permit amendment reflecting any necessary changes in permit conditions, including effluent limitations for pollutants not identified and limited by this permit.
- e. In accordance with the Texas Water Code § 26.029(b), after a public hearing, notice of which shall be given to the permittee, the Commission may require the permittee, from time to time, for good cause, in accordance with applicable laws, to conform to new or additional conditions.
- f. If any toxic effluent standard or prohibition (including any schedule of compliance specified in such effluent standard or prohibition) is promulgated under Section 307(a) of the Clean Water Act for a toxic pollutant which is present in the discharge and that standard or prohibition is more stringent than any limitation on the pollutant in this permit, this permit