

Control Number: 44211



Item Number: 26

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup> 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

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AFFIDAVIT OF BRITTNEY WORTHAM-TEAKELL

PUBLIC UTILITY COMPLIES OF

STATE OF TEXAS

§ §

**COUNTY OF SABINE** 

§

My name is Brittney Wortham-Teakell. I am an environmental investigator for the Beaumont Regional office of the Texas Commission on Environmental Quality. I am of sound mind, capable of making this affidavit, and the facts stated in this affidavit are within my personal knowledge and are true and correct.

On July 25, 2013, I spoke with Michael O'Neill, owner and operator of Frontier Park and Marina (the "Utility"). Mr. O'Neill stated that due to extreme weather conditions which occurred on July 15, 2013, the Utility has been out of water. On July 25, 2013, I arrived at the Utility and observed that water service was unavailable for all areas of the Utility. While discussing the Utility with Mr. O'Neill, he stated that he would like to not be the operator for the Utility any longer and would like to ultimately "get rid" of the Utility. He stated he would like to be dissolved of all responsibility concerning the Utility. Mr. O'Neill stated that due to the condition of the plant and distribution system, it is difficult to manage and keep in good working condition for extended periods of time. Mr. O'Neill also stated that he has not made an attempt to attain a water operator license.

Brittney Wortham-Teakell

Texas Commission on Environmental Quality

Before me, the undersigned authority, on this day personally appeared Brittney Wortham-Teakell, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes and consideration herein expressed.

Given under my hand and seal of office this 26 day of July, A.D., 2013.

Notary Stamp

INC

SHEADRED L. WILLIAMS JR. Notary Public State of Texas Commission Expires JULY 27, 2015 Notary Signature

EXHIBIT

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