

THENCE with said 1000 foot contour the following calls:

South 78 degrees 31 minutes 26 seconds West for a distance of 107.41 feet to a 5/8" iron rod set;

South 70 degrees 53 minutes 41 seconds West for a distance of 81.99 feet to a chipped hole in the rock bed of a creek and pile of stone;

North 59 degrees 57 minutes 42 seconds East for a distance of 67.73 feet to a 5/8" iron rod set;

North 40 degrees 08 minutes 50 seconds West for a distance of 42.20 feet to a 5/8" iron rod set;

North 74 degrees 53 minutes 25 seconds West for a distance of 75.75 feet to a 5/8" iron rod set in the south bed of a creek;

North 24 degrees 16 minutes 01 seconds East for a distance of 39.17 feet to a 5/8" iron rod and pile of stone in the north bed of a creek;

North 86 degrees 21 minutes 02 seconds East for a distance of 113.64 feet to a 5/8" iron rod set at the intersection of the 1000 foot contour line and a line established by A.E. Price and described in the boundary line agreement recorded in Volume 417, Page 339 of the Deed Records of Palo Pinto County, and from which Price's old "button", a nail driven through a bottle cap found at the base of a fence corner, bears South 82 degrees 17 minutes 42 seconds East, 467.20 feet;

THENCE leaving the 1000 foot contour line and with said intersected line North 82 degrees 17 minutes 42 seconds West for a distance of 198.01 feet to a 5/8" iron rod and pile of stone set about 1 foot east of an old rock fence on the top of a bluff, Price's old marker having been destroyed;

THENCE South 66 degrees 30 minutes 40 seconds West for a distance of 140.20 feet to a new "X" marked on solid limestone, Price's old "X" having been destroyed;

THENCE South 37 degrees 25 minutes 25 seconds West for a distance of 230.81 feet to a 5/8" iron rod set near bluff, Price's old "X" having been destroyed;

THENCE South 00 degrees 14 minutes 29 seconds West for a distance of 162.30 feet to Price's old "button", a nail found driven through a bottle cap near the edge of a bluff and reinforced with a large stone mound;

THENCE North 89 degrees 44 minutes 26 seconds West for a distance of 80.54 feet to a 5/8" iron rod set about 4 feet west of a fence with a pile of stone, Price's corner having been destroyed;

THENCE South 00 degrees 14 minutes 10 seconds West for a distance of 2510.96 feet to the point of beginning.

EXHIBIT "B"

- Tract 2: Lots 1, 2 and 3, Neeley's Slough Subdivision according to the map or plat of same being recorded in Volume 5, page 6, Plat Records of Palo Pinto County, Texas; together with a non-exclusive roadway easement filed of record in Volume 503, page 300 of the Deed Records of Palo Pinto County, Texas.
- Tract 3: Lots 4, 6, 10, 11, 17, 18, 19, 22, 39, 41-49, Bob White Bluffs Subdivision, a subdivision in Palo County, Texas, according to the map or plat thereof recorded in Volume 4, Page 50, Plat Records of Palo Pinto County, Texas.
- Tract 4: All that portion of that certain tract containing 77.935 acres, more or less, more particularly described in Exhibit A-1 attached hereto, except for (1) the portion of such 77.935 acres contained within the boundaries of Lots Nos. 1 through 49 of Bobwhite Bluffs Subdivision, a plat of which is recorded in Book 4, page 50 of the Plat Records of Palo Pinto County, (2) the portion of such 77.935 acres included within the roadway known and shown as "Bobwhite Drive (Private Road)" on the plat of said Subdivision, and (3) Center line filed notes of a part of Gains Bend Road in Palo Pinto County, Texas, extending from the intersection of this road with the access road to the Brackeen Subdivision, to State Highway No. 16, as follow:

Beginning at the above described intersection which is located in Section 4, A. B. & M. and being 213.3 ft. south and N 88°27'26.1" E. 720.9 ft. from its N. W. corner.

Thence with said center line as follows: N 88°25' E 544.71 ft.; S 70°42' E 692.8 ft.; S 58°01' E 738.3 ft.; S 70°27' E 1092.5 ft.; S 54°55' E 597 ft.; S 87°12' E 620.4 ft.; S 71°41' E 1613.5 ft.; S 76°00' E 877 ft.; S 89°17' E 341.3 ft. to the west boundary line of State Highway No. 16.

EXHIBIT "C"

Tract 3: Lots 4, 6, 10, 11, 17, 18, 19, 22, 39, 41-49, Bob White Bluffs Subdivision, a subdivision in Palo County, Texas, according to the map or plat thereof recorded in Volume 4, Page 50, Plat Records of Palo Pinto County, Texas.

Tract 4: All that portion of that certain tract containing 77.935 acres, more or less, more particularly described in Exhibit A-1 attached hereto, except for (1) the portion of such 77.935 acres contained within the boundaries of Lots Nos. 1 through 49 of Bobwhite Bluffs Subdivision, a plat of which is recorded in Book 4, page 50 of the Plat Records of Palo Pinto County, (2) the portion of such 77.935 acres included within the roadway known and shown as "Bobwhite Drive (Private Road)" on the plat of said Subdivision, and (3) Center line filed notes of a part of Gains Bend Road in Palo Pinto County, Texas, extending from the intersection of this road with the access road to the Brackeen Subdivision, to State Highway No. 16, as follow:

Beginning at the above described intersection which is located in Section 4, A. B. & M. and being 213.3 ft. south and N 88°27'26.1" E. 720.9 ft. from its N. W. corner.

Thence with said center line as follows: N 88°25' E 544.71 ft.; S 70°42' E 692.8 ft.; S 58°01' E 738.3 ft.; S 70°27' E 1092.5 ft.; S 54°55' E 597 ft.; S 87°12' E 620.4 ft.; S 71°41' E 1613.5 ft.; S 76°00' E 877 ft.; S 89°17' E 341.3 ft. to the west boundary line of State Highway No. 16.

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



5.A. IV. and V. TCEQ Sewer
Inspection and Corrective
Action

REC'D JAN 02 2013

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 20, 2012

E SIGNATURE CONFIRMATION # 91 3408 2133 3931 4067 3961

REC'D JAN 02 2013

Mr. Randy Gracy, President
Double Diamond Utilities Company
5495 Belt Line Road, Suite 200
Dallas, Texas 75254

Re: Notice of Violation for Comprehensive Compliance Investigation at:
Double Diamond Utilities The Cliffs Wastewater Treatment Plant, (Palo Pinto County),
Texas
Regulated Entity No.: RN102328515, TCEQ ID No.: WQ0002789-000, EPA ID No.:
TX0099015

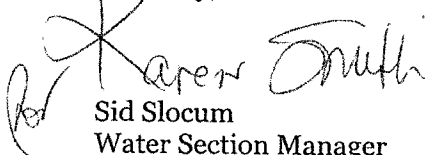
Dear Mr. Gracy:

By letter dated November 5, 2012, the Texas Commission on Environmental Quality (TCEQ) DFW Region Office requested that you submit information to us by December 5, 2012 verifying that the outstanding alleged violations referenced in the letter have been corrected. The alleged violations were noted during the investigation of the above-referenced facility conducted on September 20, 2012. Enclosed for your information is a copy of the letter. As of this date, we have not received from you a written description of corrective action taken and the required compliance documentation for these alleged violations. Please submit this information to us by no later than **January 20, 2013**.

The Texas Commission on Environmental Quality appreciates your assistance in this matter and looks forward to receiving your response. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements.

If you or members of your staff have any questions, please feel free to contact Mr. Greg Diehl in the DFW Region Office at 817-588-5898.

Sincerely,


Sid Slocum
Water Section Manager
DFW Region Office

SS/gd

cc: Buck Nunley, The Cliffs Resort, 160 Cliffs Drive, Graford, Texas 76449 (w/ enclosure)

Enclosure: Copy of Previous Letter

TCEQ Region 4-Dallas/Fort Worth • 2309 Gravel Dr. • Fort Worth, Texas 76118-6951 • 817-588-5800 • Fax 817-588-5700

Austin Headquarters: 512-239-1000 • tceq.texas.gov • How is our customer service? tceq.texas.gov/customersurvey

printed on recycled paper with soy based ink

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

November 5, 2012

E SIGNATURE CONFIRMATION # 91 3408 2133 3931 4067 3947

Mr. Randy Gracy, President
Double Diamond Utilities Company
5495 Belt Line Road, Suite 200
Dallas, Texas 75254

COPY

Re: Notice of Violation for Comprehensive Compliance Investigation at:
Double Diamond Utilities The Cliffs Wastewater Treatment Plant, located adjacent to
Possum Kingdom Lake immediately west of State Highway 16 south of the Brazos River,
(Palo Pinto County), Texas
Regulated Entity No.: RN102328515, TCEQ ID No.: WQ0002789-000, EPA ID No.:
TX0099015

Dear Mr. Gracy,

On September 20, 2012, Greg Diehl of the Texas Commission on Environmental Quality (TCEQ) Dallas/Fort Worth Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for wastewater treatment. Enclosed is a summary which lists the investigation findings. During the investigation, some concerns were noted which were alleged noncompliances that have been resolved as Areas of Concern based on subsequent corrective action. In addition, a certain outstanding alleged violation was identified for which compliance documentation is required. Please submit to this office by **December 5, 2012** a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violation.

In the listing of the alleged violation, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.state.tx.us> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the Dallas/Fort Worth Region Office at 817-588-5800 or the Central Office Publications Ordering Team at 512-239-0028.

The TCEQ appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional information that we are unaware of, you have the opportunity to contest the violation

TCEQ Region 4-Dallas/Fort Worth • 2309 Gravel Dr. • Fort Worth, Texas 76118-6951 • 817-588-5800 • Fax 817-588-5700

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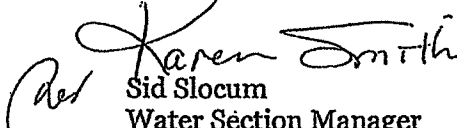
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Mr. Randy Gracy
November 5, 2012
Page 2

documented in this notice. Should you choose to do so, you must notify the Dallas/Fort Worth Region Office within 10 days from the date of this letter. At that time, Mr. Sid Slocum, Water Section Manager will schedule a violation review meeting to be conducted within 21 days from the date of this letter. However, please be advised that if you decide to participate in the violation review process, the TCEQ may still require you to adhere to the compliance schedule included in the attached Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

If you or members of your staff have any questions, please feel free to contact Mr. Diehl in the Dallas/Fort Worth Region Office at 817-588-5898.

Sincerely,


Sid Slocum
Water Section Manager
Dallas/Fort Worth Region Office

SS/gd

Enclosure: Investigation Report No. 1035084 (w/ COC and sample results)
Summary of Investigation Findings

Summary of Investigation Findings

DOUBLE DIAMOND DBA THE CLIFFS RESORT

Investigation # 1035084

160 CLIFFS DR

Investigation Date: 09/20/2012

GRAFORD, PALO PINTO COUNTY, TX 76449

Additional ID(s): WQ0002789000
TX0099015

OUTSTANDING ALLEGED VIOLATION(S)
ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 478720

Compliance Due Date: 12/05/2012

30 TAC Chapter 305.125(5)

Alleged Violation:

Investigation: 1035084

Comment Date: 10/29/2012

Failure to maintain the clarifier weir. At the time of the investigation, the clarifier weir had become detached from the clarifier wall and was floating. As a result, all of the effluent was leaving the clarifier on the opposite side of the tank, resulting in short-circuiting of the treatment unit. The weir should be repaired to ensure that it is level around the entire clarifier and there is no short circuiting.

On October 2, 2012, Mr. Nunley submitted correspondence indicating the weir had been temporarily leveled, but that a permanent solution will be more involved than he originally expected. He is actively pursuing a permanent repair.

Recommended Corrective Action: Please provide documentation that the clarifier weir has been repaired and that the unit is functioning properly or provide an update of progress on the repair and a projected date of completion.

ALLEGED VIOLATION(S) NOTED AND RESOLVED
ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 478725

30 TAC Chapter 305.125(1)

Alleged Violation:

Investigation: 1035084

Comment Date: 09/27/2012

Failure to maintain compliance with the permitted effluent limits. During the review period of March through August 2012, the following violations were reported:

Outfall -001: (5) TDS daily average mg/l (March-July, 2012); and, (5) TDS daily maximum mg/l (March-July, 2012).

Outfall -101: (5) TDS daily average mg/l (March-July, 2012).

Every effort must be made to maintain compliance with permit effluent limitations.

Recommended Corrective Action: Please submit to the Region Office a description of the corrective action that has been taken or is underway to become compliant with the permit limitations on a consistent basis. Also, please be advised that self-reported effluent violations are subject to review by the Enforcement Division and may be subject to enforcement action, including penalties.

Resolution: The facility was recently referred to the Enforcement Division for effluent parameter violations between May 2011 and February 2012 (Docket No. 2012-1427-IWD-E). This violation is resolved as permit effluent violations will be addressed in the agreed order.

Track No: 478735

30 TAC Chapter 305.125(1)

PERMIT WQ0002789000, Monitoring and Reporting
Paragraph 7.c. (page 5)

Alleged Violation:

Investigation: 1035084

Comment Date: 09/27/2012

Failure to provide notification of effluent permit limit violations. During the review period of October 2008 through July 2012, the following violations exceeded the permit limits by greater than forty percent: Outfall -001: TDS daily average (mg/l) for September and November 2011, and April and May 2012; and, TDS daily maximum (mg/l) for September and November 2011 and April and June 2012.

Effluent violations which exceed the permit limits by more than forty percent shall be reported to the DFW Region Office and the Compliance Monitoring Team (MC 224) of the Enforcement Division within 5 working days of becoming aware of the noncompliance.

Recommended Corrective Action: Please submit the missing noncompliance notification forms.

Resolution: On October 2, 2012, the TCEQ DFW Region office received copies of the missing non-compliance notification forms.

AREA OF CONCERN**Track No:** 478729

30 TAC Chapter 319.11(b)

Alleged Violation:

Investigation: 1035084

Comment Date: 10/26/2012

Failure to analyze samples within the required holding times. The permit requires that TSS be monitored 5 times per week at Outfall -201. The operator collects the samples which are stored in the sample refrigerator until the lab collects them on a weekly basis. During the investigation it was determined that the 7-day holding time requirement is being violated for the first sample collected each week. The operator should consider revising the sample collection time in order to meet the holding time requirement.

It was also determined that the sample collection times and the sample analysis times were not being recorded for the chlorine residual and pH analysis. These times must be documented for each parameter in order to ensure that the 15 minute holding time requirement is being met.

Recommended Corrective Action: Please provide documentation that the holding time requirement will be met in the future.

Resolution: On September 26, 2012, the TCEQ DFW Region office received documentation that the both the sample collection and analysis times are being recorded for the chlorine residual and the pH analyses and that the sample collection schedule for TSS has been revised in order to meet the holding time requirement.

Track No: 478734

30 TAC Chapter 319.11(a)

30 TAC Chapter 319.11(b)

Alleged Violation:

Investigation: 1035084

Comment Date: 10/30/2012

Failure to use the proper analytical procedures and techniques for sample analysis. During the investigation the following violations were documented:

The manganese oxide correction was not being conducted during the chlorine residual analysis; and,

The pH meter calibration was being performed with expired buffers (4.0 and 10.0) and was not being documented.

Recommended Corrective Action: Please submit documentation that proper analytical methods and techniques are being used and that adequate records are being maintained.

Resolution: On September 26, 2012, the TCEQ DFW Region office received documentation indicating that the manganese oxide correction was being performed as required; and that new pH buffers were purchased. On September 27, 2012, the documentation was submitted indicating the TDS analysis would be conducted by EML Laboratories using an approved method.

Track No: 478918

30 TAC Chapter 319.11(c)

Alleged Violation:

Investigation: 1035084

Comment Date: 09/27/2012

Failure to use an EPA-approved method for effluent analysis. Specifically, the method used to conduct TDS analysis is not an approved method.

Recommended Corrective Action: Effluent shall be analyzed according to test methods specified in 40 Code of Federal Regulation (CFR) Part 136. Submit documentation indicating that an EPA-approved method is being utilized for TDS analysis.

Resolution: On September 27, 2012, the TCEQ DFW Region office received documentation that the TDS analysis would be conducted by EML Laboratory using an approved method.

ADDITIONAL ISSUES

Description

Does infiltration/inflow adversely affect the collection system and/or the WWTP?

Additional Comments

During the investigation it was determined that there is a problem with inflow and infiltration (I&I) into the collection system during heavy rain events. Although I&I has not resulted in sanitary sewer overflows (SSOs) or plant washout, it is recommended that Double Diamond take action to address the issue before these problems occur. Evaluating the collection system to identify sources of I&I is recommended.

Equalization basin(s) or tank(s)?

The equalization (EQ) basin is not currently in use. Considering the significant variation in flows during summer weekends and holiday, it would be advantageous to have a functioning EQ basin. A functioning EQ basin would also decrease the potential for a washout or upset of the plant during periods of high inflow and infiltration. It is recommended that consideration be given to bringing the EQ basin back online.

Are process control records maintained?

It was noted during the investigation that process control records were not being maintained. Permit Operational Requirements No.1 requires the permittee to conduct regular, periodic examination of wastewater solids within the treatment plant in order to maintain an appropriate quantity and quality of solids inventory as described in the various operator training manuals and according to accepted industry standards for process control. Process control, maintenance, and operations records shall be retained at the facility site, or shall be readily available for review by TCEQ representative, for a 3 year period.

DOUBLE DIAMOND DBA THE CLIFFS RESORT

Investigation # 1035084

Are monthly effluent reports or discharge monitoring reports completed accurately, submitted and are copies maintained?

The permit limit for Total Dissolved Solids (TDS) at outfall -001 is a specific amount over the TDS of the lake water feed monitored at outfall -301. The TDS results from outfall -301 should be subtracted from the TDS results from outfall -001 prior to reporting the results on the DMR.

The pH meter calibration was being performed with expired buffers (4.0 and 10.0) and was not being documented.

Recommended Corrective Action: Please submit documentation that proper analytical methods and techniques are being used and that adequate records are being maintained.

Resolution: On September 26, 2012, the TCEQ DFW Region office received documentation indicating that the manganese oxide correction was being performed as required; and that new pH buffers were purchased. On September 27, 2012, the documentation was submitted indicating the TDS analysis would be conducted by EML Laboratories using an approved method.

Track No: 478918

30 TAC Chapter 319.11(c)

Alleged Violation:

Investigation: 1035084

Comment Date: 09/27/2012

Failure to use an EPA-approved method for effluent analysis. Specifically, the method used to conduct TDS analysis is not an approved method.

Recommended Corrective Action: Effluent shall be analyzed according to test methods specified in 40 Code of Federal Regulation (CFR) Part 136. Submit documentation indicating that an EPA-approved method is being utilized for TDS analysis.

Resolution: On September 27, 2012, the TCEQ DFW Region office received documentation that the TDS analysis would be conducted by EML Laboratory using an approved method.

ADDITIONAL ISSUES

Description

Does infiltration/inflow adversely affect the collection system and/or the WWTP?

Additional Comments

During the investigation it was determined that there is a problem with inflow and infiltration (I&I) into the collection system during heavy rain events. Although I&I has not resulted in sanitary sewer overflows (SSOs) or plant washout, it is recommended that Double Diamond take action to address the issue before these problems occur. Evaluating the collection system to identify sources of I&I is recommended.

Equalization basin(s) or tank(s)?

The equalization (EQ) basin is not currently in use. Considering the significant variation in flows during summer weekends and holiday, it would be advantageous to have a functioning EQ basin. A functioning EQ basin would also decrease the potential for a washout or upset of the plant during periods of high inflow and infiltration. It is recommended that consideration be given to bringing the EQ basin back online.

Are process control records maintained?

It was noted during the investigation that process control records were not being maintained. Permit Operational Requirements No.1 requires the permittee to conduct regular, periodic examination of wastewater solids within the treatment plant in order to maintain an appropriate quantity and quality of solids inventory as described in the various operator training manuals and according to accepted industry standards for process control. Process control, maintenance, and operations records shall be retained at the facility site, or shall be readily available for review by TCEQ representative, for a 3 year period.

DOUBLE DIAMOND DBA THE CLIFFS RESORT

Investigation # 1035084

Are monthly effluent reports or discharge monitoring reports completed accurately, submitted and are copies maintained?

The permit limit for Total Dissolved Solids (TDS) at outfall -001 is a specific amount over the TDS of the lake water feed monitored at outfall -301. The TDS results from outfall -301 should be subtracted from the TDS results from outfall -001 prior to reporting the results on the DMR.

5. A. IV. and V. TCEQ
Water Inspection
and Corrective Action

Mr. Charles Marshall
TCEQ Region 4 Dallas/Fort Worth
Public Water Supply Section
2309 Gravel Drive
Fort Worth, TX 76118-6951
(817) 588-5800

RE: Notice of Violation for Comprehensive Compliance Investigation at:
The Cliffs Resort, 160 Cliffs Drive, Graford, Palo Pinto County, Texas
RN101265213, PWS ID No.1820061, Investigation No. 1170377

Mr. Marshall,

Regarding the alleged violations noted by Mr. Ferry in his letter dated July 10, 2014:

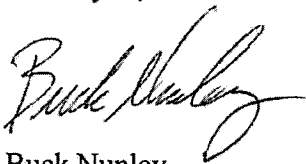
Track No 539800

Concrete spill containment has been installed in the designated chemical storage area. The dimensions of the containment area are 20'x10'x8", providing volume to contain over 1000 gallons of compatible chemicals. A picture of the new containment area is attached to this document.

Track No 539802

Utilizing multiple vendors and our engineering firm, we have established a plan to allow for the water plant to be shut down automatically based on the required triggers from our current on-line nephelometer and a proposed on-line chlorometer. Due to time, engineering, and budgeting constraints, we have been unable to complete this project. Currently, the water demand is such that the water plant is not required to run continuously. This allows for an operator to be present during most operations. At this time we would like to request an extension on the October 8th 2014 deadline to return to compliance, when an operator is unable to be on-duty during all production times.

Thank you,



Buck Nunley
Director of Utilities
Double Diamond Utilities
940-779-2734 office
bnunley@thecliffsresort.com

Enclosure: Summary of Investigation Findings
Photograph of containment area

Summary of Investigation Findings

CLIFFS THE , PALO PINTO COUNTY, Additional ID(s): 1820061	Investigation # 1170377 Investigation Date: 05/21/2014
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OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 539800 Compliance Due Date: 10/08/2014
30 TAC Chapter 290.42(f)(1)(E)(ii)(II)

Alleged Violation:

Investigation: 1170377

Comment Date: 06/26/2014

290.42(f)(1)(E)(ii)(II) – Failure to have a containment area for the chemical storage facility. The containment area must be able to hold 110% of the total volume of the containers. No containment was provided for the chemical drum storage area.

Recommended Corrective Action: Provide a containment area for the chemical storage area. Submit documentation to the Region 4 office by the compliance due date showing that the violation has been corrected.

Track No: 539802 Compliance Due Date: 10/08/2014
30 TAC Chapter 290.46(e)(6)(C)

Alleged Violation:

Investigation: 1170377

Comment Date: 06/30/2014

290.46(e)(6)(C) – Failure to provide continuous turbidity and disinfectant residual monitors with automatic plant shutdown and alarms to summon operators so as to ensure that the water produced continues to meet the commission's drinking water standards during periods when the plant is not staffed.

The system does not have at least one Class "C" or higher surface water operator on duty at the plant when it is in operation. The plant operates continually but is only staffed for eight to twelve hours a day. There are no automatic plant shutdown and alarms to summon operators.

Recommended Corrective Action: Provide at least one Class "C" or higher surface water operator on duty at the plant when it is in operation or provide the plant with continuous turbidity and disinfectant residual monitors with automatic plant shutdown and alarms to summon operators so as to ensure that the water produced continues to meet the commission's drinking water standards during periods when the plant is not staffed.



b.Bi. Financials
Water
Water
SEWA

HISTORICAL BALANCE SHEETS

	CURRENT YEAR (A)	A-1 YEAR	A-2 YEAR	A-3 YEAR	A-4 YEAR	A-5 YEAR
CURRENT ASSETS						
Cash	6,906.00	16,030.00	7,241.00	12,466.00	8,594.00	7,002.00
Accounts Receivable	13,724.00	9,365.00	9,294.00	15,247.00	19,483.00	38,649.00
Inventories	0.00	0.00	0.00	0.00	0.00	0.00
Income Tax Receivable	0.00	0.00	0.00	0.00	0.00	0.00
Other	0.00	0.00	0.00	0.00	0.00	0.00
Total	20,630.00	25,396.00	16,535.00	27,713.00	28,077.00	45,651.00
FIXED ASSETS						
Land	48,645.00	48,645.00	48,645.00	48,645.00	48,645.00	48,645.00
Collection/Distribution System	1,970,151.00	1,970,151.00	1,970,151.00	1,944,832.00	1,850,561.00	1,816,587.00
Buildings	83,095.00	83,095.00	83,095.00	83,095.00	83,095.00	84,688.00
Equipment	30,421.00	30,421.00	30,421.00	30,421.00	27,720.00	26,889.00
Other	89,367.00	89,367.00	89,367.00	87,177.00	73,964.00	54,282.00
Less: Accum. Depreciation or Reserves	1,046,346.00	961,419.00	876,019.00	789,326.00	705,767.00	627,021.00
Total	1,175,333.00	1,260,260.00	1,345,660.00	1,404,844.00	1,378,349.00	1,401,070.00
TOTAL ASSETS	1,195,963.00	1,285,656.00	1,362,195.00	1,432,557.00	1,406,426.00	1,466,721.00
CURRENT LIABILITIES						
Accounts Payable	29,714.00	28,721.00	28,341.00	29,956.00	24,936.00	46,627.00
Notes Payable, Current	0.00	0.00	969.00	8,144.00	7,492.00	9,671.00
Accrued Expenses	0.00	0.00	0.00	0.00	0.00	0.00
Other	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL	29,714.00	28,721.00	29,310.00	38,100.00	32,429.00	56,297.00
LONGTERM LIABILITIES						
Notes Payable, Long-term	0.00	0.00	0.00	969.00	9,113.00	16,606.00
Other	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL LIABILITIES	29,714.00	28,721.00	29,310.00	39,069.00	41,542.00	72,903.00
OWNER'S EQUITY						
Paid in Capital	332,367.00	348,745.00	365,127.00	381,553.00	397,934.00	414,315.00
Retained Equity	541,716.00	525,838.00	572,342.00	638,333.00	722,347.00	775,818.00
Other	0.00	0.00	0.00	0.00	0.00	0.00
Current Period Profit or Loss	5,136.00	72,222.00	62,080.00	16,813.00	-93,817.00	-172,343.00
TOTAL OWNER'S EQUITY	879,218.00	946,805.00	999,549.00	1,036,698.00	1,026,465.00	1,017,790.00
TOTAL LIABILITIES AND EQUITY	908,932.00	975,526.00	1,028,859.00	1,075,768.00	1,068,007.00	1,090,693.00
WORKING CAPITAL	-9,083.00	-3,325.00	-12,775.00	-10,388.00	-4,352.00	-10,646.00
CURRENT RATIO	0.69	0.88	0.56	0.73	0.87	0.81
DEBT TO EQUITY RATIO EQUITY TO TOTAL ASSETS	0.03	0.03	0.03	0.04	0.04	0.07

HISTORICAL INCOME STATEMENT

water

	CURRENT YEAR (A)	A-1 YEAR	A-2 YEAR	A-3 YEAR	A-4 YEAR	A-5 YEAR
METER NUMBER						
Existing Number of Taps	300.00	296.00	292.00	288.00	280.00	280.00
New Taps Per Year	3.00	4.00	4.00	4.00	8.00	0.00
Total Meters at Year End	303.00	300.00	296.00	292.00	288.00	280.00
METER REVENUE						
Fees Per Meter	878.00	1,148.84	1,148.97	1,231.07	1,039.02	1,355.43
Cost Per Meter	865.76	932.01	1,015.94	1,174.48	1,392.50	1,970.94
Operating Revenue Per Meter	16.95	240.74	225.75	57.58	-325.75	-615.51
GROSS WATER REVENUE						
Fees	266,032.80	344,651.40	340,096.20	359,473.80	299,237.40	379,519.20
Other	1,428.60	7,174.00	1,368.00	288.00	7,986.00	0.00
Gross Income	267,461.40	351,825.60	341,464.20	359,761.80	307,223.40	379,519.20
OPERATING EXPENSES						
General & Administrative	255,199.20	270,231.60	269,878.20	333,613.80	389,975.40	472,667.40
Interest	7,126.20	9,372.00	9,505.80	9,335.40	11,064.60	79,194.60
Other	0.00	0.00	0.00	0.00	0.00	0.00
NET INCOME	5,136.00	72,222.00	62,080.20	16,812.60	-93,816.60	-172,342.80

HISTORICAL EXPENSES STATEMENT

Water

	CURRENT YEAR (A)	A-1 YEAR	A-2 YEAR	A-3 YEAR	A-4 YEAR	A-5 YEAR
GENERAL/ADMINISTRATIVE EXPENSES						
Salaries	0.00	0.00	0.00	0.00	0.00	0.00
Office Expense	10.00	693.00	74.00	183.00	145.00	566.00
Computer Expense	121.00	344.00	1,026.00	799.00	1,050.00	1,041.00
Auto Expense	0.00	0.00	0.00	0.00	0.00	0.00
Insurance Expense	9,979.00	13,332.00	9,058.00	9,532.00	8,199.00	10,732.00
Telephone Expense	1,556.00	2,570.00	2,591.00	2,597.00	2,909.00	2,092.00
Utilities Expense	0.00	0.00	0.00	0.00	0.00	0.00
Depreciation Expense	0.00	0.00	0.00	0.00	0.00	0.00
Property Taxes	781.00	963.00	925.00	1,714.00	1,763.00	879.00
Professional Fees	7,508.00	5,005.00	4,593.00	2,574.00	29,546.00	64,084.00
Other	17,728.00	23,680.00	23,653.00	24,640.00	24,646.00	26,368.00
Total	37,684.00	46,586.00	41,920.00	42,397.00	68,258.00	105,761.00
% Increase Per Year	-19.00	11.00	-1.00	-38.00	-35.00	0.00
OPERATIONAL EXPENSES						
Salaries	50,419.00	74,272.00	77,107.00	78,262.00	91,297.00	95,203.00
Auto Expense	13,477.00	8,669.00	13,875.00	9,372.00	8,323.00	9,958.00
Utilities Expense	20,064.00	24,062.00	21,236.00	25,209.00	26,879.00	29,143.00
Depreciation Expense	40,641.00	40,875.00	41,544.00	41,476.00	37,811.00	36,805.00
Repair & Maintenance	74,453.00	51,371.00	51,863.00	117,824.00	141,421.00	102,503.00
Supplies	656.00	444.00	778.00	652.00	1,137.00	1,010.00
Other	24,932.00	33,325.00	31,060.00	27,757.00	25,915.00	171,479.00
Total	224,642.00	233,018.00	237,463.00	300,552.00	332,782.00	446,102.00
% Increase Per Year	-4.00	-2.00	-21.00	-10.00	-25.00	0.00
ASSUMPTIONS						
Interest Rate/Terms						
Utility Cost/gal.						
Depreciation Schedule						
Other						

SEWER

HISTORICAL BALANCE SHEETS

	CURRENT YEAR (A)	A-1 YEAR	A-2 YEAR	A-3 YEAR	A-4 YEAR	A-5 YEAR
CURRENT ASSETS						
Cash	4,604.00	10,687.00	4,827.00	8,311.00	5,729.00	4,668.00
Accounts Receivable	9,149.00	6,244.00	6,196.00	10,165.00	12,989.00	25,766.00
Inventories	0.00	0.00	0.00	0.00	0.00	0.00
Income Tax Receivable	0.00	0.00	0.00	0.00	0.00	0.00
Other	0.00	0.00	0.00	0.00	0.00	0.00
Total	13,753.00	16,930.00	11,023.00	18,475.00	18,718.00	30,434.00
FIXED ASSETS						
Land						
Collection/Distribution System	1,038,855.00	103,855.00	1,038,855.00	1,021,323.00	1,017,089.00	986,228.00
Buildings	3,659.00	3,659.00	3,659.00	3,659.00	3,659.00	3,659.00
Equipment	21,644.00	21,644.00	21,644.00	21,644.00	21,644.00	21,644.00
Other	31,868.00	31,868.00	31,868.00	31,868.00	31,868.00	31,868.00
Less: Accum. Depreciation or Reserves	467,136.00	438,869.00	410,467.00	382,396.00	355,064.00	328,259.00
Total	628,889.00	657,157.00	685,558.00	696,097.00	719,196.00	715,140.00
TOTAL ASSETS	642,643.00	674,087.00	696,581.00	714,573.00	737,913.00	745,573.00
CURRENT LIABILITIES						
Accounts Payable	19,809.00	19,147.00	18,894.00	19,971.00	16,624.00	31,084.00
Notes Payable, Current	0.00	0.00	646.00	5,430.00	4,995.00	6,447.00
Accrued Expenses	0.00	0.00	0.00	0.00	0.00	0.00
Other	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL	19,809.00	19,147.00	19,540.00	25,400.00	21,619.00	37,531.00
LONGTERM LIABILITIES						
Notes Payable, Long-term	0.00	0.00	0.00	646.00	6,076.00	11,071.00
Other	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL LIABILITIES	19,809.00	19,147.00	19,540.00	26,046.00	27,695.00	48,602.00
OWNER'S EQUITY						
Paid in Capital	545,297.00	566,363.00	587,428.00	608,552.00	629,617.00	650,683.00
Retained Equity	361,144.00	350,559.00	381,562.00	425,555.00	481,565.00	517,212.00
Other	0.00	0.00	0.00	0.00	0.00	0.00
Current Period Profit or Loss	3,424.00	48,148.00	41,387.00	11,208.00	-62,544.00	-114,895.00
TOTAL OWNER'S EQUITY	909,865.00	965,069.00	1,010,377.00	1,045,315.00	1,048,638.00	1,052,999.00
TOTAL LIABILITIES AND EQUITY	929,674.00	984,217.00	1,029,917.00	1,071,362.00	1,076,332.00	1,101,601.00
WORKING CAPITAL	-6,056.00	-2,217.00	-8,517.00	-6,925.00	-2,901.00	-7,098.00
CURRENT RATIO	0.69	0.88	0.56	0.73	0.87	0.81
DEBT TO EQUITY RATIO EQUITY TO TOTAL ASSETS	0.02	0.02	0.02	0.02	0.03	0.05

HISTORICAL INCOME STATEMENT

SEWER

	CURRENT YEAR (A)	A-1 YEAR	A-2 YEAR	A-3 YEAR	A-4 YEAR	A-5 YEAR
METER NUMBER						
Existing Number of Taps	198.00	194.00	189.00	185.00	178.00	178.00
New Taps Per Year	2.00	4.00	5.00	4.00	7.00	0.00
Total Meters at Year End	200.00	198.00	194.00	189.00	285.00	178.00
METER REVENUE						
Fees Per Meter	886.78	1,160.44	1,168.72	1,267.99	1,078.33	1,421.42
Cost Per Meter	874.42	941.43	960.08	1,209.70	1,445.19	2,066.90
Operating Revenue Per Meter	17.12	243.17	213.33	59.30	-338.08	645.48
GROSS WATER REVENUE						
Fees	177,355.20	229,767.60	226,730.80	239,649.20	199,491.60	253,012.80
Other	952.40	4,782.80	912.00	192.00	5,324.00	0.00
Gross Income	178307.60	234,550.40	227,642.80	239,841.20	204,815.60	253,012.80
OPERATING EXPENSES						
General & Administrative	170,132.80	180,154.40	179,918.80	222,409.20	259,983.60	315,111.60
Interest	4,750.18	6,248.00	6,337.20	6,223.60	7,376.40	52,796.40
Other	0.00	0.00	0.00	0.00	0.00	0.00
NET INCOME	3,424.00	48,148.00	41,386.80	11,208.40	-62,544.40	-114,895.20

HISTORICAL EXPENSES STATEMENT

SEWER

	CURRENT YEAR (A)	A-1 YEAR	A-2 YEAR	A-3 YEAR	A-4 YEAR	A-5 YEAR
GENERAL/ADMINISTRATIVE EXPENSES						
Salaries	0.00	0.00	0.00	0.00	0.00	0.00
Office Expense	6.00	462.00	50.00	122.00	97.00	377.00
Computer Expense	80.00	229.00	684.00	532.00	700.00	694.00
Auto Expense	0.00	0.00	0.00	0.00	0.00	0.00
Insurance Expense	6,653.00	8,888.00	6,039.00	6,354.00	5,466.00	7,154.00
Telephone Expense	1,038.00	1,713.00	1,727.00	1,971.00	1,939.00	1,394.00
Utilities Expense	0.00	0.00	0.00	0.00	0.00	0.00
Depreciation Expense	0.00	0.00	0.00	0.00	0.00	0.00
Property Taxes	521.00	642.00	617.00	1,142.00	1,175.00	586.00
Professional Fees	5,006.00	3,336.00	3,062.00	1,716.00	19,697.00	42,722.00
Other	11,819.00	15,786.00	15,768.00	16,426.00	16,431.00	17,579.00
Total	25,122.00	31,057.00	27,947.00	28,265.00	45,505.00	70,507.00
% Increase Per Year	-19.00	11.00	-1.00	-38.00	-35.00	0.00
OPERATIONAL EXPENSES						
Salaries	33,612.00	49,515.00	51,404.00	52,174.00	60,864.00	63,469.00
Auto Expense	8,985.00	5,780.00	9,250.00	6,248.00	5,548.00	6,639.00
Utilities Expense	13,376.00	16,041.00	14,157.00	16,806.00	17,920.00	19,428.00
Depreciation Expense	27,094.00	27,250.00	27,696.00	27,651.00	25,208.00	24,537.00
Repair & Maintenance	49,636.00	34,247.00	34,576.00	78,550.00	94,280.00	68,336.00
Supplies	437.00	296.00	519.00	434.00	758.00	673.00
Other	16,622.00	22,216.00	20,707.00	18,505.00	17,276.00	114,320.00
Total	149,762.00	155,345.00	158,309.00	200,368.00	221,855.00	297,401.00
% Increase Per Year	-4.00	-2.00	-21.00	-10.00	-25.00	0.00
ASSUMPTIONS						
Interest Rate/Terms						
Utility Cost/gal.						
Depreciation Schedule						
Other						

6. B. 11. Order 12087
Water
Tariff

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



SOAH DOCKET NO. 582-09-4288
TCEQ DOCKET NO. 2009-0505-UCR
APPLICATION NO. 36220-R

WATER RATE/TARIFF CHANGE	§	BEFORE THE
APPLICATION OF DOUBLE DIAMOND	§	
UTILITIES COMPANY, INC.,	§	TEXAS COMMISSION ON
CERTIFICATE OF CONVENIENCE AND	§	
NECESSITY (CCN) NO. 12087, IN HILL,	§	ENVIRONMENTAL QUALITY
PALO PINTO, AND JOHNSON	§	
COUNTIES, TEXAS	§	
		<u>ORDER</u>

Double Diamond Utilities Company, Inc., (Applicant) presented an application for an increase in its retail water rates and for tariff changes in Hill, Palo Pinto, and Johnson Counties (Application) to the Executive Director (ED) of the Texas Commission on Environmental Quality (Commission) for approval, pursuant to Section 5.122 of the Texas Water Code. The Applicant provides water service in Hill, Palo Pinto, and Johnson Counties and is a public utility as defined in Section 13.002(23) of the Texas Water Code.

On October 23, 2008, the Applicant filed the Application with the Commission, which was assigned Application No. 36220-R. The Applicant provided notice of the rate change with a proposed effective date of December 27, 2008, to the customers on October 24, 2008. The notice of the rate increase complied with the notice requirements of Section 13.187 of the Texas Water Code and Title 30, Section 291.22 of the Texas Administrative Code and was sufficient to place affected persons on notice regarding the proposed rate increase. The Commission received requests for a public hearing on the application from more than 10% of the utility's customers.

The Honorable Richard R. Wilfong, an administrative law judge (ALJ) of the State Office of Administrative Hearings (SOAH), conducted a preliminary hearing on August 4, 2009, in Austin, Texas. The ALJ took jurisdiction over the case and designated the following parties: the Applicant, the ED, the Public Interest Counsel of the Commission, and protestants: The Retreat Homeowners Group, White Bluff Subdivision Ratepayers, and The Cliffs Utility Committee. On October 14, 2010, the Applicant, The Retreat Homeowners Group, and White Bluff Subdivision Ratepayers filed a Joint Motion to Withdraw Testimony and Stipulate Agreed Rates for the White Bluff and The Retreat Subdivisions, which stated in part that the Applicant had entered into settlement agreements with the ratepayers from the two subdivisions. On December 3, 2010, the Applicant filed a Motion to Abate, stating it had reached a settlement with The Cliffs Utility Group but needed time to finalize the documentation. The Applicant then filed a Motion to Dismiss and Remand to the ED on December 9, 2010, stating it had settled all issues with the protestants. Therefore, on December 14, 2010, the ALJ dismissed the matter from SOAH's docket and remanded it to the ED, pursuant to Title 30, Section 80.101 of the Texas Administrative Code.

The rate structures requested by the Applicant, as amended by the settlement agreements, are just and reasonable and adequate to allow the utility to recover its costs of providing water service, as required by Sections 13.182 and 13.183 of the Texas Water Code. Attached is the tariff reflecting the requested rates.

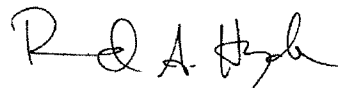
NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. A rate increase for Double Diamond Utilities Co. Inc., are approved as listed on the attached rate tariff, effective June 1, 2010, for White Bluff, June 30, 2010 for The Retreat, and December 31, 2010, for The Cliffs.

2. Unless previously provided, Double Diamond Utilities Co. Inc., shall provide written notice of the final rate structure approved in this proceeding to all affected customers with the next billing cycle after issuance of this order.
3. The Chief Clerk of the Texas Commission on Environmental Quality shall forward a copy of this order and attached tariff to the parties.
4. If any provision, sentence, clause, or phrase of this order is for any reason held to be invalid, the invalidity of any portion shall not affect the validity of the remaining portions of the order.

Issue Date: August 6, 2014

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY



For the Commission

SECTION 1.0 - RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size:</u>	<u>Monthly Minimum Charge</u>	<u>Gallonge Charge per 1,000 gallons</u>
5/8" or 3/4"	\$36.14 (includes 0 gallons)	\$2.60 0-3,000 gallons
1"	\$90.36	\$3.00 3,001-10,000 gallons
1½ "	\$180.72	\$5.07 10,001-15,000 gallons
2"	\$289.15	\$8.56 15,001-20,000 gallons
3"	\$542.16	\$14.45 20,001 and over

FORM OF PAYMENT: The utility will accept the following forms of payment:
 Cash X, Check X, Money Order X, Credit Card X, Other (specify) _____
 THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT
 PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE
 GIVEN FOR CASH PAYMENTS.

REGULATORY ASSESSMENT 1.0%
 TCEQ RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL
 MONTHLY BILL.

Section 1.02 - Miscellaneous Fees

TAP FEE \$675.00
 TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD
 RESIDENTIAL 5/8" or 3/4" METER. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS
 PERMITTED IF LISTED ON THIS TARIFF.

TAP FEE (Large meter) Actual Cost
 TAP FEE IS THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR METER SIZE
 INSTALLED.

METER RELOCATION FEE Actual Relocation Cost, Not to Exceed Tap Fee
 THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS THAT AN EXISTING METER BE
 RELOCATED.

METER TEST FEE \$25.00
 THIS FEE WHICH SHOULD REFLECT THE UTILITY'S COST MAY BE CHARGED IF A CUSTOMER
 REQUESTS A SECOND METER TEST WITHIN A TWO-YEAR PERIOD AND THE TEST INDICATES
 THAT THE METER IS RECORDING ACCURATELY. THE FEE MAY NOT EXCEED \$25.

RATES LISTED ARE EFFECTIVE ONLY
 IF THIS PAGE HAS TCEQ APPROVAL STAMP

TEXAS COMM. ON ENVIRONMENTAL QUALITY
 36220-R, CCN 12087, DECEMBER 31, 2010
 APPROVED TARIFF BY [Signature]

SECTION 1.0 - RATE SCHEDULE (CONT.)

RECONNECTION FEE

THE RECONNECT FEE MUST BE PAID BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS (OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF):

- a) Non payment of bill (Maximum \$25.00) \$25.00
- b) Customer's request that service be disconnected \$25.00

TRANSFER FEE \$25.00

THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED.

LATE CHARGE (EITHER \$5.00 OR 10% OF THE BILL) 10%
TCEQ RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE \$30.00
RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50) None

COMMERCIAL & NON-RESIDENTIAL DEPOSIT 1/6TH OF ESTIMATED ANNUAL BILL

GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE

WHEN AUTHORIZED IN WRITING BY TCEQ AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND WATER TESTING 30 TAC 291.21(K)(2).

LINE EXTENSION AND CONSTRUCTION CHARGES:

REFER TO SECTION 3.0--EXTENSION POLICY FOR TERMS, CONDITIONS, AND CHARGES WHEN NEW CONSTRUCTION IS NECESSARY TO PROVIDE SERVICE.

RATES LISTED ARE EFFECTIVE ONLY
IF THIS PAGE HAS TCEQ APPROVAL STAMP

SECTION 1.0 - RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size:</u>	<u>Monthly Minimum Charge</u>	<u>Gallonage Charge per 1,000 gallons</u>
5/8" or 3/4"	\$39.00 (includes 0 gallons)	\$2.00 0-3,000 gallons
1"	\$97.50	\$2.75 3,001-10,000 gallons
1½ "	\$195.00	\$3.80 10,001-15,000 gallons
2"	\$312.00	\$5.25 15,001-20,000 gallons
3"	\$585.00	\$7.25 20,001 gallons and over

FORM OF PAYMENT: The utility will accept the following forms of payment:

Cash X, Check X, Money Order X, Credit Card X, Other (specify) _____
 THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS.

REGULATORY ASSESSMENT 1.0%
 TCEQ RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL.

Section 1.02 - Miscellaneous Fees

TAP FEE \$675.00
 TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD RESIDENTIAL 5/8" or 3/4" METER. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF LISTED ON THIS TARIFF.

TAP FEE (Large meter) Actual Cost
 TAP FEE IS THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR METER SIZE INSTALLED.

METER RELOCATION FEE Actual Relocation Cost, Not to Exceed Tap Fee
 THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS THAT AN EXISTING METER BE RELOCATED.

METER TEST FEE \$25.00
 THIS FEE WHICH SHOULD REFLECT THE UTILITY'S COST MAY BE CHARGED IF A CUSTOMER REQUESTS A SECOND METER TEST WITHIN A TWO-YEAR PERIOD AND THE TEST INDICATES THAT THE METER IS RECORDING ACCURATELY. THE FEE MAY NOT EXCEED \$25.

RATES LISTED ARE EFFECTIVE ONLY
 IF THIS PAGE HAS TCEQ APPROVAL STAMP

TEXAS COMM. ON ENVIRONMENTAL QUALITY
 36220-R, CCN 12087, JUNE 30, 2010
 APPROVED TARIFF BY 9/18/09

SECTION 1.0 - RATE SCHEDULE (CONT.)

RECONNECTION FEE

THE RECONNECT FEE MUST BE PAID BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS (OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF):

- a) Non payment of bill (Maximum \$25.00)..... \$25.00
- b) Customer's request that service be disconnected \$25.00

TRANSFER FEE \$25.00

THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED

LATE CHARGE (EITHER \$5.00 OR 10% OF THE BILL)..... 10%

TCEQ RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE..... \$30.00

RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50)..... None

COMMERCIAL & NON-RESIDENTIAL DEPOSIT 1/6TH OF ESTIMATED ANNUAL BILL

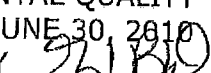
GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE

WHEN AUTHORIZED IN WRITING BY TCEQ AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND WATER TESTING 30 TAC 291.21(K)(2).

LINE EXTENSION AND CONSTRUCTION CHARGES:

REFER TO SECTION 3.0--EXTENSION POLICY FOR TERMS, CONDITIONS, AND CHARGES WHEN NEW CONSTRUCTION IS NECESSARY TO PROVIDE SERVICE.

RATES LISTED ARE EFFECTIVE ONLY
IF THIS PAGE HAS TCEQ APPROVAL STAMP

TEXAS COMM. ON ENVIRONMENTAL QUALITY
36220-R, CCN 12087, JUNE 30, 2010
APPROVED TARIFF BY 

SECTION 1.0 - RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size:</u>	<u>Monthly Minimum Charge</u>	<u>Gallage Charge per 1,000 gallons</u>
5/8" or 3/4"	<u>\$31.01</u> (includes 0 gallons)	<u>\$1.59</u> 0-3,000 gallons
1"	<u>\$77.51</u>	<u>\$2.19</u> 3,001-10,000 gallons
1½"	<u>\$155.03</u>	<u>\$3.02</u> 10,001-15,000 gallons
2"	<u>\$248.04</u>	<u>\$4.17</u> 15,001-20,000 gallons
3"	<u>\$465.08</u>	<u>\$5.76</u> 20,001 gallons and over

FORM OF PAYMENT: The utility will accept the following forms of payment:
Cash X, Check X, Money Order X, Credit Card X, Other (specify) _____
THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS.

REGULATORY ASSESSMENT 1.0%
TCEQ RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL.

Section 1.02 - Miscellaneous Fees

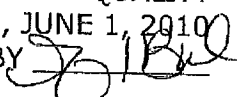
TAP FEE \$675.00
TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD RESIDENTIAL 5/8" or 3/4" METER. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF LISTED ON THIS TARIFF.

TAP FEE (Large meter) Actual Cost
TAP FEE IS THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR METER SIZE INSTALLED.

METER RELOCATION FEE Actual Relocation Cost, Not to Exceed Tap Fee
THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS THAT AN EXISTING METER BE RELOCATED.

METER TEST FEE \$25.00
THIS FEE WHICH SHOULD REFLECT THE UTILITY'S COST MAY BE CHARGED IF A CUSTOMER REQUESTS A SECOND METER TEST WITHIN A TWO-YEAR PERIOD AND THE TEST INDICATES THAT THE METER IS RECORDING ACCURATELY. THE FEE MAY NOT EXCEED \$25.

RATES LISTED ARE EFFECTIVE ONLY
IF THIS PAGE HAS TCEQ APPROVAL STAMP

TEXAS COMM. ON ENVIRONMENTAL QUALITY
36220-R, CCN 12087, JUNE 1, 2010
APPROVED TARIFF BY 

SECTION 1.0 - RATE SCHEDULE (CONT.)

RECONNECTION FEE

THE RECONNECT FEE MUST BE PAID BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS (OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF):

- a) Non payment of bill (Maximum \$25.00)..... \$25.00
- b) Customer's request that service be disconnected \$25.00

TRANSFER FEE \$25.00

THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED.

LATE CHARGE (EITHER \$5.00 OR 10% OF THE BILL)..... 10%

TCEQ RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE..... \$30.00

RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50)..... None

COMMERCIAL & NON-RESIDENTIAL DEPOSIT 1/6TH OF ESTIMATED ANNUAL BILL

GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE

WHEN AUTHORIZED IN WRITING BY TCEQ AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND WATER TESTING 30 TAC 291.21(K)(2).

LINE EXTENSION AND CONSTRUCTION CHARGES:

REFER TO SECTION 3.0--EXTENSION POLICY FOR TERMS, CONDITIONS, AND CHARGES WHEN NEW CONSTRUCTION IS NECESSARY TO PROVIDE SERVICE.

RATES LISTED ARE EFFECTIVE ONLY
IF THIS PAGE HAS TCEQ APPROVAL STAMP

TEXAS COMM. ON ENVIRONMENTAL QUALITY
36220-R, CCN 12087, JUNE 1, 2016
APPROVED TARIFF BY 

G.B. II. Order 20705
SEWER Tariff

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



SOAH DOCKET NO. 582-09-6112
TCEQ DOCKET NO. 2009-1264-UCR
APPLICATION NO. 36340-R

SEWER RATE/TARIFF CHANGE § BEFORE THE
APPLICATION OF DOUBLE DIAMOND §
UTILITIES COMPANY, INC., § TEXAS COMMISSION ON
CERTIFICATE OF CONVENIENCE AND §
NECESSITY (CCN) NO. 20705, IN HILL, §
PALO PINTO, AND JOHNSON § ENVIRONMENTAL QUALITY
COUNTIES, TEXAS §
ORDER

Double Diamond Utilities Company, Inc., (Applicant) presented an application for an increase in its retail sewer rates and for tariff changes in Hill, Palo Pinto, and Johnson Counties (Application) to the Executive Director (ED) of the Texas Commission on Environmental Quality (TCEQ or Commission) for approval, pursuant to Section 5.122 of the Texas Water Code. The Applicant provides sewer service in Hill, Palo Pinto, and Johnson Counties and is a public utility as defined in Section 13.002(23) of the Texas Water Code.

On February 27, 2009, the Applicant filed the Application with the TCEQ, which was assigned Application No. 36340-R. The Applicant provided notice of the rate change with a proposed effective date of May 1, 2009, to the customers on February 26, 2009. The notice of the rate increase complied with the notice requirements of Section 13.187 of the Texas Water Code and Title 30, Section 291.22 of the Texas Administrative Code and was sufficient to place affected persons on notice regarding the proposed rate increase. The TCEQ received requests for a public hearing on the Application from more than 10% of the utility's customers.

The Honorable Thomas H. Walston, an administrative law judge (ALJ) with the State Office of Administrative Hearings (SOAH), conducted a preliminary hearing on November 10, 2009, in Austin, Texas. The ALJ took jurisdiction over the case and designated the following parties: the Applicant, the ED, the Public Interest Counsel of the Commission, and protestants: White Bluff Subdivision Ratepayers, The Retreat Homeowners Group, and The Cliffs Ratepayers Group. On August 5, 2011, the Applicant filed an agreed motion to dismiss and remand the case to the ED, stating it had settled its issues with the protestants and the ED. Therefore, on August 8, 2011, the Honorable Richard R. Wilfong, an ALJ with SOAH, dismissed the matter from SOAH's docket and remanded it to the ED, pursuant to Title 30, Section 80.101 of the Texas Administrative Code.

The rate structures requested by the Applicant, as amended by the settlement agreements, are just and reasonable and adequate to allow the utility to recover its costs of providing sewer service, as required by Sections 13.182 and 13.183 of the Texas Water Code. Attached are the tariffs reflecting the requested rates.

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS the following:

1. Rate increases for Double Diamond Utilities Company, Inc., are approved as listed on the attached rate tariff for The Cliffs sewer system, effective May 31, 2011. Rate increases for Double Diamond Utilities Company, Inc., are approved as listed on the attached rate tariff for The Retreat sewer system, effective June 30, 2010, for all rates except the tap fee, and effective July 1, 2011, for the tap fee. Rate increases for Double Diamond Utilities Company, Inc., are approved as listed on the attached rate tariff for the White Bluff sewer system, effective June 1, 2010, for all rates except the tap fee, and effective July 1, 2011, for the tap fee.

2. Unless previously provided, Double Diamond Utilities Company, Inc., shall provide written notice of the final rate structures approved in this proceeding to all affected customers with the next billing cycle after issuance of this order.
3. The Chief Clerk of the Texas Commission on Environmental Quality shall forward a copy of this order and attached tariffs to the parties.
4. If any provision, sentence, clause, or phrase of this order is for any reason held to be invalid, the invalidity of any portion shall not affect the validity of the remaining portions of the order.

Issue date: **February 19, 2013**

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY


For the Commission

5

**SEWER UTILITY TARIFF
FOR**

Double Diamond Utilities Company
a Texas Corporation
(Utility Name)

10100 N. Central Expressway, Suite 400
(Business Address)

Dallas, Texas 75231
(City, State, Zip Code)

(214) 706-9801
(Area Code/Telephone)

This tariff is effective for utility operations under the following Certificate of Convenience and Necessity:

20705

This tariff is effective in the following counties:

Grayson, Hill, Johnson and Palo Pinto

This tariff is effective in the following cities or unincorporated towns (if any):

None

This tariff is effective in the following subdivisions and public sewer systems:

The Cliffs: WQ0002789-000

The Retreat: WQ0014373-001

Rock Creek: WQ0014783-001

White Bluff: WQ0013786-002

TABLE OF CONTENTS

The above utility lists the following sections of its tariff (if additional pages are needed for a section, all pages should be numbered consecutively):

SECTION 1.0 -- RATE SCHEDULE	2
SECTION 2.0 -- SERVICE RULES AND POLICIES.....	4
SECTION 3.0 -- EXTENSION POLICY.....	10

APPENDIX A -- SAMPLE SERVICE AGREEMENT
APPENDIX B -- APPLICATION FOR SERVICE

TEXAS COMM. ON ENVIRONMENTAL QUALITY
36340-R, CCN 20705, DECEMBER 31, 2010,
JUNE 1, 2010, and JUNE 30, 2010
APPROVED TARIFF BY 2/1/10

SECTION 1.0 - RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size:</u>	<u>Monthly Minimum Charge</u>	<u>Gallonge Charge</u>
5/8" or 3/4"	<u>\$49.37</u> (3,000 gallons included)	<u>\$8.25</u> per 1,000 gallons
1"	<u>\$86.29</u>	
1½ "	<u>\$147.83</u>	
2"	<u>\$221.67</u>	
3"	<u>\$393.98</u>	

Gallonge charges are determined based on average consumption for the winter months which are December, January, and February.

FORM OF PAYMENT: The utility will accept the following forms of payment:
 Cash X, Check X, Money Order X, Credit Card X, Other (specify) _____
 THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS.

REGULATORY ASSESSMENT 1.0%
 TCEQ RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL.

Section 1.02 - Miscellaneous Fees

TAP FEE \$3,100.00
 TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD RESIDENTIAL CONNECTION. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF LISTED ON THIS TARIFF.

TAP FEE (Large Connection Tap) Actual Cost
 TAP FEE IS THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR TAP SIZE INSTALLED.

RECONNECTION FEE
 THE RECONNECT FEE MUST BE PAID BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS (OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF):

- a) Non payment of bill (Maximum \$25.00) \$25.00
- b) Customer's request that service be disconnected \$40.00

RATES LISTED ARE EFFECTIVE ONLY
 IF THIS PAGE HAS TCEQ APPROVAL STAMP

SECTION 1.0 - RATE SCHEDULE (CONT.)

LATE CHARGE (EITHER \$5.00 OR 10% OF THE BILL)..... 10%
TCEQ RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

TRANSFER FEE \$40.00
THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED.

RETURNED CHECK CHARGE..... \$20.00
RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50).....None

COMMERCIAL & NON-RESIDENTIAL DEPOSIT1/6TH OF ESTIMATED ANNUAL BILL

GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE
WHEN AUTHORIZED IN WRITING BY TCEQ AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND TESTING 30 TAC 291.21(K)(2).

LINE EXTENSION AND CONSTRUCTION CHARGES:
REFER TO SECTION 3.0--EXTENSION POLICY FOR TERMS, CONDITIONS, AND CHARGES WHEN NEW CONSTRUCTION IS NECESSARY TO PROVIDE SERVICE.

RATES LISTED ARE EFFECTIVE ONLY
IF THIS PAGE HAS TCEQ APPROVAL STAMP

SECTION 1.0 - RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size:</u>	<u>Monthly Minimum Charge</u>	<u>Gallage Charge</u>
5/8" or 3/4"	<u>\$48.00</u> (3,000 gallons included)	<u>\$8.00</u> per 1,000 gallons
1"	<u>\$120.00</u>	
1½ "	<u>\$240.00</u>	
2"	<u>\$384.00</u>	
3"	<u>\$720.00</u>	

Gallage charges are determined based on average consumption for the winter months which are December, January, and February.

FORM OF PAYMENT: The utility will accept the following forms of payment:
Cash X, Check X, Money Order X, Credit Card X, Other (specify) _____
THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS.

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TAP FEE (Large Connection Tap) Actual Cost
TAP FEE IS THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR TAP SIZE INSTALLED.

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- a) Non payment of bill (Maximum \$25.00) \$25.00
- b) Customer's request that service be disconnected \$40.00

RATES LISTED ARE EFFECTIVE ONLY
IF THIS PAGE HAS TCEQ APPROVAL STAMP

SECTION 1.0 - RATE SCHEDULE (CONT.)

LATE CHARGE (EITHER \$5.00 OR 10% OF THE BILL)..... 10%
TCEQ RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

TRANSFER FEE \$40.00
THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED.

RETURNED CHECK CHARGE..... \$20.00
RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50)..... None

COMMERCIAL & NON-RESIDENTIAL DEPOSIT 1/6TH OF ESTIMATED ANNUAL BILL

GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE
WHEN AUTHORIZED IN WRITING BY TCEQ AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND TESTING 30 TAC 291.21(K)(2).

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SECTION 1.0 - RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size:</u>	<u>Monthly Minimum Charge</u>	<u>Gallonage Charge</u>
5/8" or 3/4"	\$41.00 (3,000 gallons included)	\$8.00 per 1,000 gallons
1"	\$102.50	
1½ "	\$205.00	
2"	\$328.00	
3"	\$615.00	

Gallonage charges are determined based on average consumption for the winter months which are December, January, and February.

FORM OF PAYMENT: The utility will accept the following forms of payment:
Cash X, Check X, Money Order X, Credit Card X, Other (specify) _____
THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS.

REGULATORY ASSESSMENT 1.0%
TCEQ RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL.

Section 1.02 - Miscellaneous Fees

TAP FEE \$3,100
TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD RESIDENTIAL CONNECTION. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF LISTED ON THIS TARIFF.

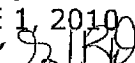
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RECONNECTION FEE

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- a) Non payment of bill (Maximum \$25.00) \$25.00
- b) Customer's request that service be disconnected \$40.00

RATES LISTED ARE EFFECTIVE ONLY
IF THIS PAGE HAS TCEQ APPROVAL STAMP

TEXAS COMM. ON ENVIRONMENTAL QUALITY
36340-R, CCN 20705, JUNE 1, 2010
APPROVED TARIFF BY 

SECTION 1.0 - RATE SCHEDULE (CONT.)

LATE CHARGE (EITHER \$5.00 OR 10% OF THE BILL)..... 10%
TCEQ RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

TRANSFER FEE \$40.00
THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED.

RETURNED CHECK CHARGE..... \$20.00
RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50).....None

COMMERCIAL & NON-RESIDENTIAL DEPOSIT1/6TH OF ESTIMATED ANNUAL BILL

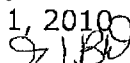
GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE

WHEN AUTHORIZED IN WRITING BY TCEQ AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND TESTING 30 TAC 291.21(K)(2).

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RATES LISTED ARE EFFECTIVE ONLY
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TEXAS COMM. ON ENVIRONMENTAL QUALITY
36340-R, CCN 20705, JUNE 1, 2010
APPROVED TARIFF BY 

T.F. Notice of Publication

Notice for Publication

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

Palo Pinto County COUNTY(IES), TEXAS

Name of Applicant Double Diamond Utility DBA The Cliffs Resort has filed an application for a CCN to obtain or amend CCN No. (s) 12087/20705 and to decertify a portion(s) of n/a with the (Name of Decertified Utility)

Public Utility commission of Texas to provide Water and Sewer (specify 1) water or 2) sewer or 3) water & sewer)

utility service in Palo Pinto County County (ies).

The proposed utility service area is located approximately 16 miles South West [direction] of downtown Graford, [City or Town] Texas, and is generally bounded on the north by Possum Kingdom Lake; on the east by State Highway 16 South; on the south by Gaines Bend Development; and on the west by Gaines Bend Development

See enclosed map of the proposed service area.

The total area being requested includes approximately 255 acres and 14 current customers.

A copy of the proposed service area map is available at (Utility Address and Phone Number): The Cliffs, 160 Cliffs Drive, Graford, TX 76449 940-779-4040

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.

7-6-i. Notice to Neighboring Utility

Notice to Neighboring Systems, Landowners and Cities

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

Palo Pinto COUNTY(IES), TEXAS

To: Possum Kingdom Water Supply Date Notice Mailed 20
(Neighboring System, Landowner or City)

1170 Willow Road
(Address)
Graford TX 76449
City State Zip

Name of Applicant Double Diamond Utilities DBA The Cliffs Resort has filed an application for a CCN to obtain or amend CCN No. (s) 12087/20705 and to decertify a portion(s) of N/A with the
(Name of Decertified Utility)

Public Utility Commission of Texas to provide Water and Sewer
(specify 1) water or 2) sewer or 3) water & sewer)
utility service in Palo Pinto County(ies).

The proposed utility service area is located approximately 16 miles south west
[direction] of downtown Graford, [City or Town] Texas, and is generally bounded on the north by Possum Kingdom Lake; on the east by State Highway 16 South; on the south by Gaines Bend Development; and on the west by Gaines Bend Development

See enclosed map of the proposed service area.

The total area being requested includes approximately 255 acres and 14 current customers.

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.

7. Local Notice to Neighboring Utility

Notice to Neighboring Systems, Landowners and Cities

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

Palo Pinto COUNTY(IES), TEXAS

To: Gaines Bend Wastewater Date Notice Mailed _____ 20 11
(Neighboring System, Landowner or City)

1 Gibson Drive
(Address)

Graford TX 76449
City State Zip

Name of Applicant Double Diamond Utilities DBA The Cliffs Resort has filed an application for a CCN to obtain or amend CCN No. (s) 12087/20705 and to decertify a portion(s) of N/A with the
(Name of Decertified Utility)

Public Utility Commission of Texas to provide Water and Sewer
(specify 1) water or 2) sewer or 3) water & sewer)
utility service in Palo Pinto County(ies).

The proposed utility service area is located approximately 16 miles south west
[direction] of downtown Graford, [City or Town] Texas, and is generally bounded on the north by Possum Kingdom Lake; on the east by State Highway 16 South; on the south by Gaines Bend Development; and on the west by Gaines Bend Development

See enclosed map of the proposed service area.

The total area being requested includes approximately 255 acres and 25 current customers.

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.

7-6-14 Notice to Neighboring Utility

Notice to Neighboring Systems, Landowners and Cities

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

Palo Pinto COUNTY(IES), TEXAS

To: Sportsman World MUD Date Notice Mailed _____ 20 2014
(Neighboring System, Landowner or City)

3138 Hells Gate Loop

(Address)

Strawn TX 76475

City State Zip

Name of Applicant Double Diamond Utilities DBA The Cliffs Resort has filed an application for a CCN to obtain or amend CCN No. (s) 12087/20705 and to decertify a portion(s) of N/A with the
(Name of Decertified Utility)

Public Utility Commission of Texas to provide Water and Sewer
(specify 1) water or 2) sewer or 3) water & sewer)
utility service in Palo Pinto County(ies).

The proposed utility service area is located approximately 16 miles south west
[direction] of downtown Graford, [City or Town] Texas, and is generally bounded on the north by Possum Kingdom Lake; on the east by State Highway 16 South; on the south by Gaines Bend Development; and on the west by Gaines Bend Development

See enclosed map of the proposed service area.

The total area being requested includes approximately 255 acres and 14 current customers.

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.

7.H. Notice to Customer

Notice to Customers of IOUs in Proposed Area

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

Palo Pinto COUNTY(IES), TEXAS

Dear Customer: _____ Date Notice Mailed _____ 20 _____

Name of Applicant Double Diamond Utilities DBA The Cliffs Resort has filed an application for a CCN to obtain or amend CCN No. (s) 12087/20705 and to decertify a portion(s) of N/A with the _____ (Name of Decertified Utility)

Public Utility commission of Texas to provide _____ Water and Sewer utility service in Palo Pinto County(ies).
(specify 1) water or 2) sewer or 3) water & sewer)

The proposed utility service area is located approximately 16 miles South West [direction] of downtown Graford, [City or Town] Texas.

A copy of the proposed service area map is available at (Utility Address and Phone Number): The Cliffs Resort, 160 Cliffs Drive, Graford, TX 76449 940-779-4040

The current utility rates which were first effective on December 31, 20 2010

Monthly Flat Rate of \$ _____ Per connection

-OR-

Monthly Base Rate Including per 0 gallons connection for:

5/8" meter	\$ 36.14
1" meter	\$ 90.36
1 1/2" meter	\$ 180.72
2" meter	\$ 289.15

Other\$ _____

Gallage charge of \$ 2.60 Per 1,000 Gallons above minimum (same for all meters sizes)

Miscellaneous Fees

Regulatory Assessment

Tap Fee (Average Actual Cost)

Reconnecting fee:

- Non Payment (\$25.00 max)
- Transfer
- Customer's request

Late fee

Returned Check charge

Customer Deposit (\$50.00 max)

Meter test fee

(Actual Cost not Exceed \$25.00)

Other Fees

	1%
	\$ 675.00
	\$
	\$ 25.00
	\$ 25.00
	\$ 25.00
	10%
	\$ 30.00
	\$
	\$ 25.00
	\$

Your utility service rates and fees cannot be changed by this application. If you are currently paying rates, those rates must remain in effect unchanged. Rates may only be increased if the utility files and gives notice of a separate rate change application.