

#### 615 WILLOW CREEK DEVELOPMENT, LTD. 340 North Sam Houston Parkway East, Suite 140 Houston, Texas 77060

February 2, 2015

Via CM/RRR#7108 1853 1570 0000 0309 Johnston Water Utility, LLC 14708 Olin Road Tomball, TX 77377

*Re:* Service Availability Request

Dear Johnston Water Utility:

I am contacting you on behalf of 615 Willow Creek Development, Ltd. ("Developer"). Developer is in the process of working with Harris County Improvement District No. 17 ("District") and Aqua Texas, Inc. ("Aqua Texas") to obtain approval from the Texas Commission on Environmental Quality ("TCEQ") and Public Utility Commission of Texas ("PUC") for a new stand-alone public water system, new stand-alone wastewater treatment plant/collection system, and amended Aqua Texas water and sewer certificates of convenience and necessity in Harris County, Texas. These facilities and CCNs are planned for use to provide service to property within the District that comprises the 620.652 acres shown in Attachment A (the "Property").

You were identified as a retail public utility with either a public drinking water supply system, sewer system, a water CCN, a sewer CCN, or a combination of same within a two-mile radius of the certificated water and sewer service areas and systems Developer plans to establish with Aqua Texas. PUC and TCEQ rules require that we contact neighboring retail public utilities as described to determine if an existing retail public utility is willing to provide retail water or sewer utility service to the Property in a manner that is competitive with what can be provided by the proposed new systems. Your service would need to be sufficient to meet the TCEQ/PUC minimum service standards plus local demands to the Property as described by this letter, thereby providing continuous and adequate service to the consuming public. Also, please be advised that the development Property is partially located within the extra-territorial jurisdiction ("ETJ") of the City of Houston and the statutory procedure for requesting its consent must be followed to establish CCNs for the Property.

Within the next twelve months, Developer anticipates a need for water and sewer service to the Property sufficient to supply 200 living unit equivalents ("LUEs") (one LUE should be considered approximately 250 gallons per day). Within the next five years, at full build-out Developer anticipates a need for water and sewer service to the Property sufficient to supply 670 LUEs. Development within the Property is anticipated to be commercial, not residential.

In accordance with PUC/TCEQ requirements, Developer hereby requests retail water and sewer utility service from your retail public utility for development of the Property as described. If you are ready, willing, and able to provide water or sewer utility service sufficient to serve the Johnston Water Utility, LLC February 2, 2015 Page 2

Property in the manner described for this development, please return a copy of this letter with the included questionnaire completed and indicating your proposal. You may fax your response to Dan Dodson at 281-260-9798 or email it to him at dodson1331@gmail.com.

Your timely response to this inquiry is greatly appreciated. Please feel free to attach additional sheets or supporting documents as necessary to answer each question in the water and sewer service questionnaires. Please be advised that your response will be filed with the PUC, and, potentially, the TCEQ as required. If you do not respond within twenty days of the date of this letter, it will be presumed that you do not desire to or cannot provide retail water or sewer utility service to the Property in the manner needed. Your lack of response will also be reported to the PUC or TCEQ as required.

Sincerely,

Joe Fogart

President 615 Willow Creek Development, Ltd.

Enclosures.

Johnston Water Utility, LLC February 2, 2015 Page 3

#### SERVICE QUESTIONNAIRE - WATER

1. Are you willing to provide water utility service to the property identified in Attachment A (the "Property")?

ves no (mark appropriate statement with an X)

## Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate water utility service to the Property except for the mains necessary to interconnect the Property with your existing water utility system? \_\_\_\_\_\_yes \_\_\_\_\_no

3. Will you have to build additional water service capacities to serve the Property? \_\_\_\_yes no

4. What are the additional water service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide water service to the Property? \$\_\_\_\_\_

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

\$\_\_\_\_\_\_ to be paid by Developer \$\_\_\_\_\_\_ to be paid by your retail public utility

7. When will water service be made available by you to the Property?

8. Are there any other requirements for obtaining water service to the Property from you?

9. Has your water system been compliant with all TCEQ and PUC regulations for at least the past five consecutive years? \_\_\_\_\_yes \_\_\_\_no

11. What are your retail water utility service rates?

(signature)

(print name)

(title)

Johnston Water Utility, LLC February 2, 2015 Page 4

#### **SERVICE QUESTIONNAIRE - SEWER**

1. Are you willing to provide sewer utility service to the property identified in Attachment A (the "Property")?

\_\_\_\_yes \_\_\_\_no (mark appropriate statement with an X)

Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate sewer utility service to the Property except for the mains necessary to interconnect the Property with your existing sewer utility system? \_\_\_\_\_yes \_\_\_\_no

3. Will you have to build additional sewer service capacities to serve the Property? \_\_\_\_yes \_\_\_\_\_

4. What are the additional sewer service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide sewer service to the Property? \$\_\_\_\_\_

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

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7. When will sewer service be made available by you to the Property?

8. Are there any other requirements for obtaining sewer service to the Property from you?

9. Has your wastewater system been compliant with all TCEQ and PUC regulations for at least the past five consecutive years? \_\_\_\_yes \_\_\_\_no

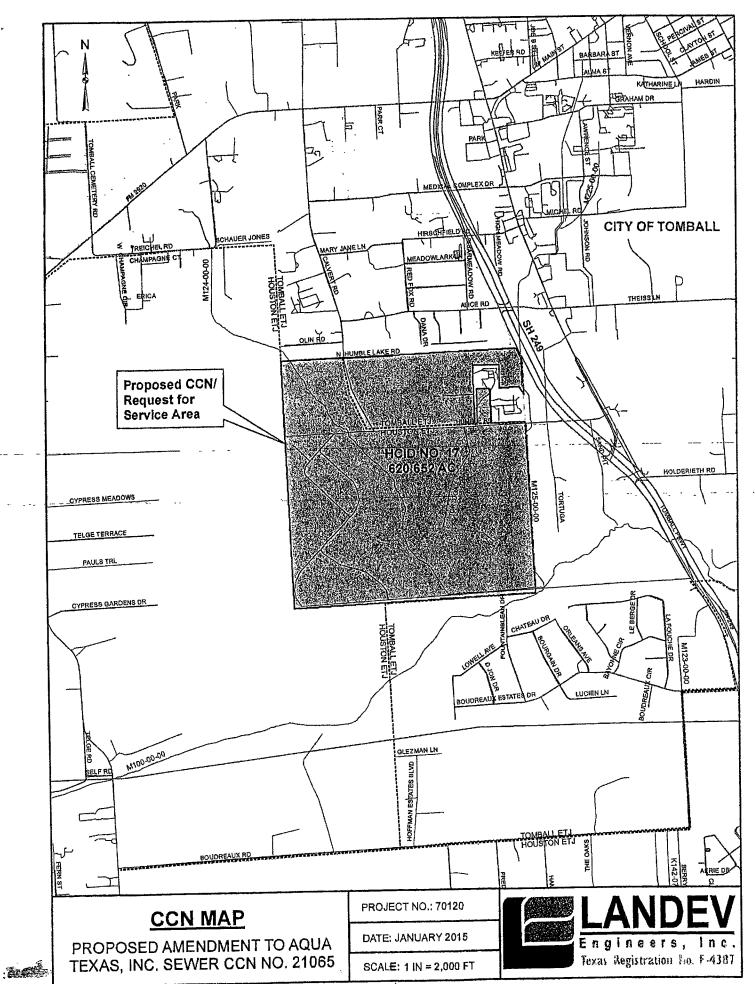
10. Has your wastewater system been compliant with all applicable non-TCEQ/PUC Federal, state, and local health, safety, and environmental statutes and regulations for at least the past five consecutive years? \_\_\_\_\_yes \_\_\_\_no

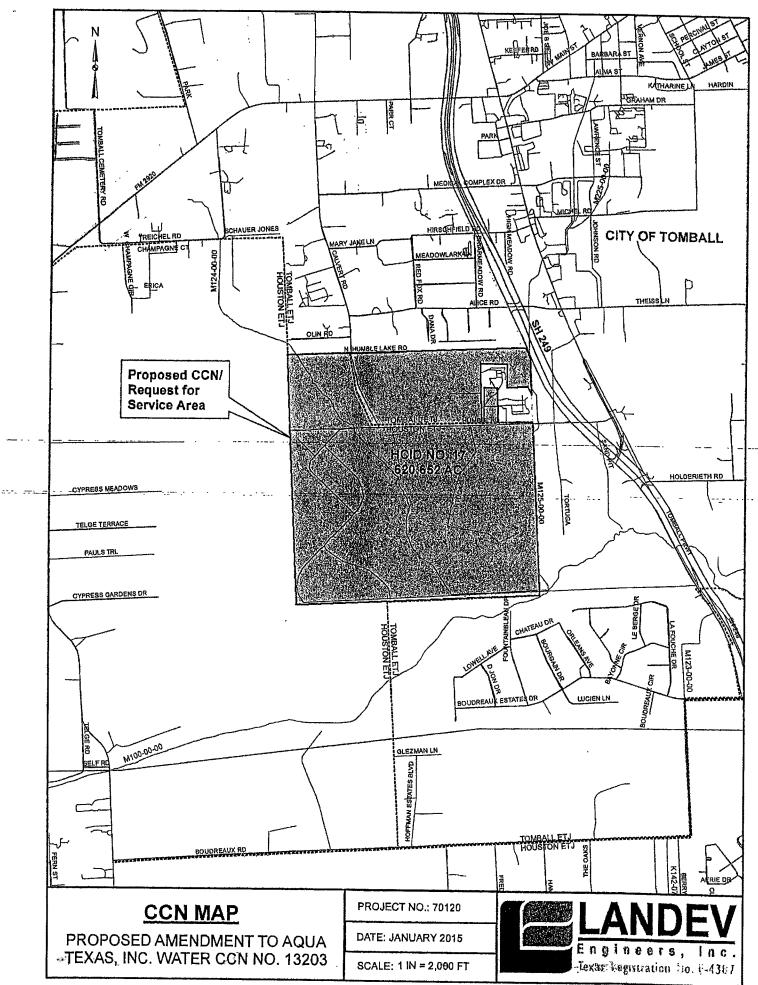
11. What are your retail sewer utility service rates?

(signature)

(print name)

(title)





#### 615 WILLOW CREEK DEVELOPMENT, LTD. 340 North Sam Houston Parkway East, Suite 140 Houston, Texas 77060

February 2, 2015

Via CM/RRR# 7108 1853 1570 0000 00286 Northwest Water Systems, Inc. 29826 Kingbird Drive Tomball, TX 77377

Re: Service Availability Request

Dear Northwest Water Systems:

I am contacting you on behalf of 615 Willow Creek Development, Ltd. ("Developer"). Developer is in the process of working with Harris County Improvement District No. 17 ("District") and Aqua Texas, Inc. ("Aqua Texas") to obtain approval from the Texas Commission on Environmental Quality ("TCEQ") and Public Utility Commission of Texas ("PUC") for a new stand-alone public water system, new stand-alone wastewater treatment plant/collection system, and amended Aqua Texas water and sewer certificates of convenience and necessity in Harris County, Texas. These facilities and CCNs are planned for use to provide service to property within the District that comprises the 620.652 acres shown in Attachment A (the "Property").

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In accordance with PUC/TCEQ requirements, Developer hereby requests retail water and sewer utility service from your retail public utility for development of the Property as described. If you are ready, willing, and able to provide water or sewer utility service sufficient to serve the Property in the manner described for this development, please return a copy of this letter with the

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Northwest Water Systems, Inc. February 2, 2015 Page 2

included questionnaire completed and indicating your proposal. You may fax your response to Dan Dodson at 281-260-9798 or email it to him at dodson1331@gmail.com.

Your timely response to this inquiry is greatly appreciated. Please feel free to attach additional sheets or supporting documents as necessary to answer each question in the water and sewer service questionnaires. Please be advised that your response will be filed with the PUC, and, potentially, the TCEQ as required. If you do not respond within twenty days of the date of this letter, it will be presumed that you do not desire to or cannot provide retail water or sewer utility service to the Property in the manner needed. Your lack of response will also be reported to the PUC or TCEQ as required.

Sincerely,

Joe Fogarty

President 615 Willow Creek Development, Ltd.

Enclosures.

Northwest Water Systems, Inc. February 2, 2015 Page 3

#### **SERVICE QUESTIONNAIRE - WATER**

1. Are you willing to provide water utility service to the property identified in Attachment A (the "Property")?

\_\_\_yes \_\_\_\_no (mark appropriate statement with an X)

Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate water utility service to the Property except for the mains necessary to interconnect the Property with your existing water utility system? \_\_\_\_yes \_\_\_\_no

3. Will you have to build additional water service capacities to serve the Property? \_\_\_\_yes no

4. What are the additional water service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide water service to the Property? \$\_\_\_\_\_

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

\$\_\_\_\_\_\_\_ to be paid by Developer
\$\_\_\_\_\_\_ to be paid by your retail public utility

7. When will water service be made available by you to the Property?

8. Are there any other requirements for obtaining water service to the Property from you?

9. Has your water system been compliant with all TCEQ and PUC regulations for at least the past five consecutive years? \_\_\_\_\_yes \_\_\_\_no

10. Has your water system been compliant with all applicable non-TCEQ/PUC Federal, state, and local health, safety, and environmental statutes and regulations for at least the past five consecutive years? \_\_\_\_yes \_\_\_\_no

11. What are your retail water utility service rates?

(signature)

(print name)

(title)

Northwest Water Systems, Inc. February 2, 2015 Page 4

#### **SERVICE QUESTIONNAIRE - SEWER**

1. Are you willing to provide sewer utility service to the property identified in Attachment A (the "Property")?

\_\_\_\_yes \_\_\_\_no (mark appropriate statement with an X)

Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate sewer utility service to the Property except for the mains necessary to interconnect the Property with your existing sewer utility system? \_\_\_\_\_yes \_\_\_\_no

3. Will you have to build additional sewer service capacities to serve the Property? \_\_\_\_yes \_\_\_\_no

4. What are the additional sewer service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide sewer service to the Property? \$\_\_\_\_\_

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

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7. When will sewer service be made available by you to the Property?

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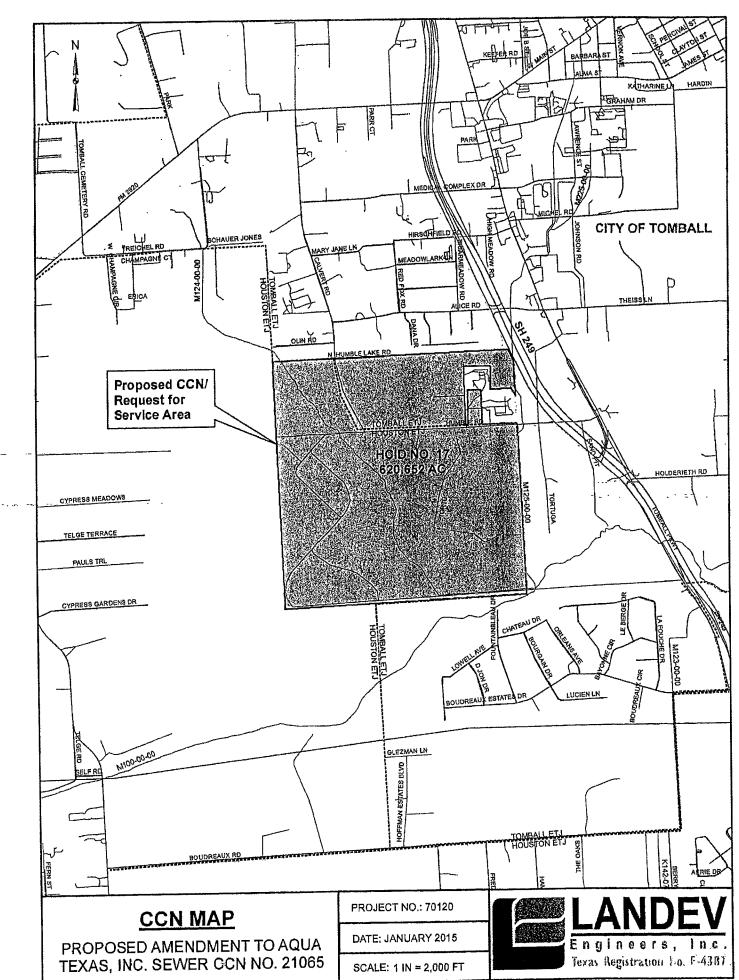
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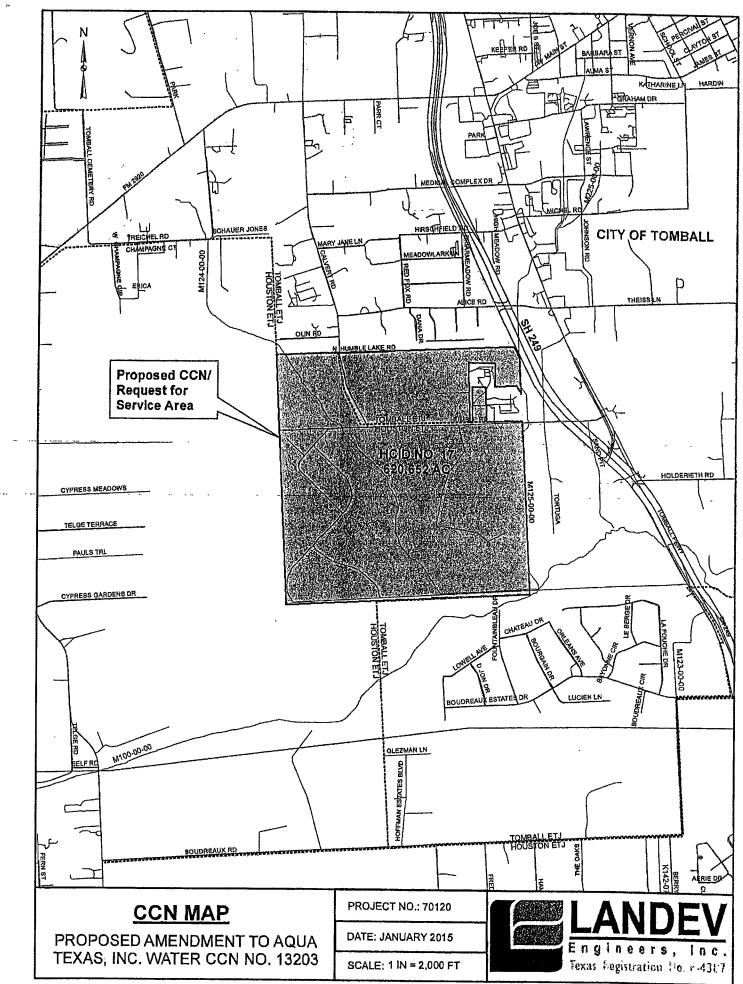
11. What are your retail sewer utility service rates?

(signature)

(print name)

(title)





## 615 WILLOW CREEK DEVELOPMENT, LTD. 340 North Sam Houston Parkway East, Suite 140 Houston, Texas 77060

February 2, 2015

Via CM/RRR# 7108 1853 1570 0000 0279 Cypress Garden Homes 15703 Cypress Gardens Drive Tomball, TX 77375

Re: Service Availability Request

Dear Cypress Garden Homes:

I am contacting you on behalf of 615 Willow Creek Development, Ltd. ("Developer"). Developer is in the process of working with Harris County Improvement District No. 17 ("District") and Aqua Texas, Inc. ("Aqua Texas") to obtain approval from the Texas Commission on Environmental Quality ("TCEQ") and Public Utility Commission of Texas ("PUC") for a new stand-alone public water system, new stand-alone wastewater treatment plant/collection system, and amended Aqua Texas water and sewer certificates of convenience and necessity in Harris County, Texas. These facilities and CCNs are planned for use to provide service to property within the District that comprises the 620.652 acres shown in Attachment A (the "Property").

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Cypress Garden Homes February 2, 2015 Page 2

Property in the manner described for this development, please return a copy of this letter with the included questionnaire completed and indicating your proposal. You may fax your response to Dan Dodson at 281-260-9798 or email it to him at dodson1331@gmail.com.

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Sincerely,

oe Fogarty

President 615 Willow Creek Development, Ltd.

Enclosures.

Cypress Garden Homes February 2, 2015 Page 3

#### SERVICE QUESTIONNAIRE - WATER

1. Are you willing to provide water utility service to the property identified in Attachment A (the "Property")?

yes no (mark appropriate statement with an X)

# Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate water utility service to the Property except for the mains necessary to interconnect the Property with your existing water utility system? \_\_\_\_\_yes \_\_\_\_no

3. Will you have to build additional water service capacities to serve the Property? \_\_\_\_yes no

4. What are the additional water service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide water service to the Property? \$\_\_\_\_\_

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

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9. Has your water system been compliant with all TCEQ and PUC regulations for at least the past five consecutive years? \_\_\_\_yes \_\_\_no

10. Has your water system been compliant with all applicable non-TCEQ/PUC Federal, state, and local health, safety, and environmental statutes and regulations for at least the past five consecutive years? \_\_\_\_yes \_\_\_\_no

11. What are your retail water utility service rates?

(signature)

(print name)

(title)

Cypress Garden Homes February 2, 2015 Page 4

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#### **SERVICE QUESTIONNAIRE - SEWER**

1. Are you willing to provide sewer utility service to the property identified in Attachment A (the "Property")?

\_\_\_\_yes \_\_\_\_no (mark appropriate statement with an X)

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4. What are the additional sewer service capacities that will be required for you to serve the Property?

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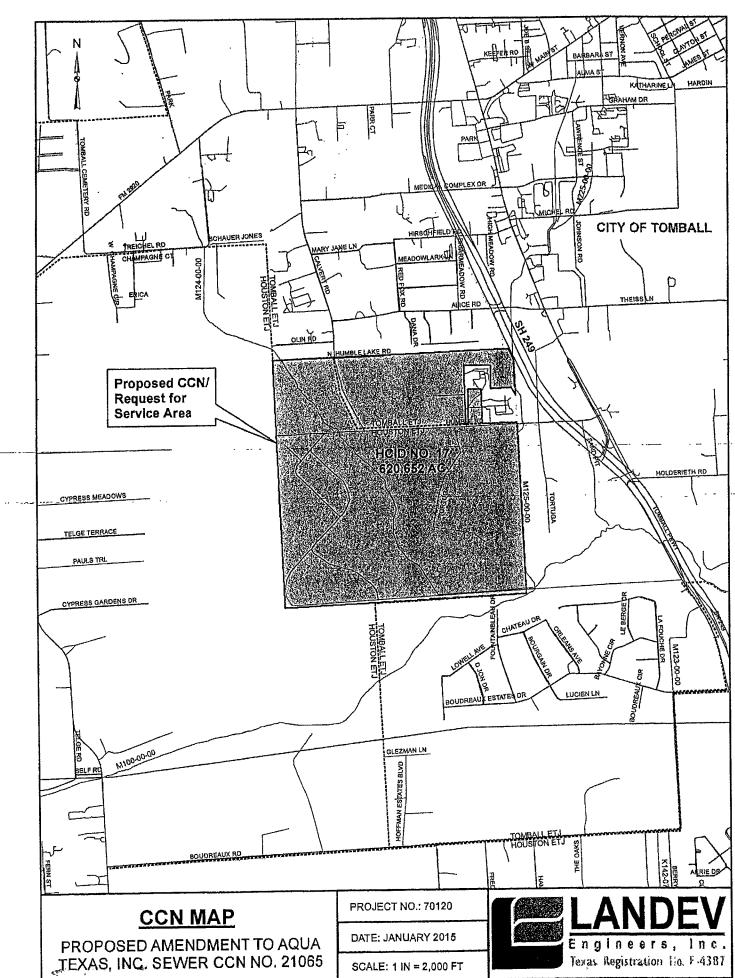
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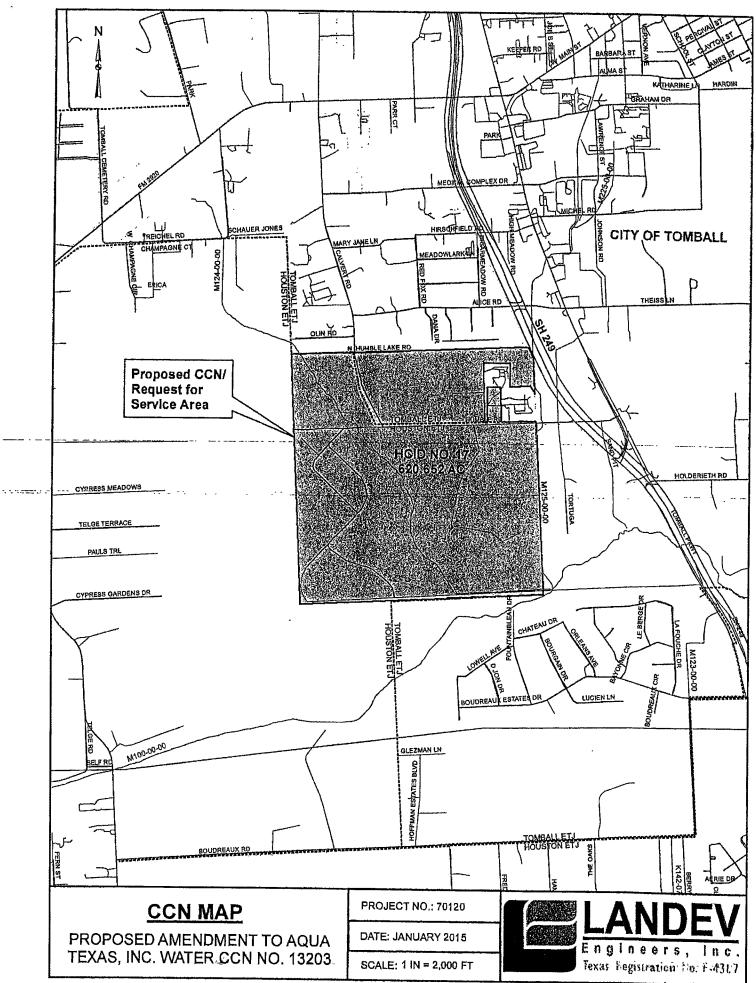
11. What are your retail sewer utility service rates?

(signature)

(print name)

(title)





#### 615 WILLOW CREEK DEVELOPMENT, LTD. 340 North Sam Houston Parkway East, Suite 140 Houston, Texas 77060

February 2, 2015

VIA CM/RRR# 7108 1853 1570 0000 0262 City of Tomball c/o John Escamilla Superintendent of Utilities 501 James Street Tomball, TX 77375

Re: Service Availability Request

Dear City of Tomball:

I am contacting you on behalf of 615 Willow Creek Development, Ltd. ("Developer"). Developer is in the process of working with Harris County Improvement District No. 17 ("District") and Aqua Texas, Inc. ("Aqua Texas") to obtain approval from the Texas Commission on Environmental Quality ("TCEQ") and Public Utility Commission of Texas ("PUC") for a new stand-alone public water system, new stand-alone wastewater treatment plant/collection system, and amended Aqua Texas water and sewer certificates of convenience and necessity in Harris County, Texas. These facilities and CCNs are planned for use to provide service to property within the District that comprises the 620.652 acres shown in Attachment A (the "Property").

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City of Tomball February 2, 2015 Page 2

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Sincerely,

Joe Fogarty

President 615 Willow Creek Development, Ltd.

Enclosures.

City of Tomball February 2, 2015 Page 3

#### SERVICE QUESTIONNAIRE - WATER

1. Are you willing to provide water utility service to the property identified in Attachment A (the "Property")?

yes no (mark appropriate statement with an X)

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11. What are your retail water utility service rates?

(signature)

(print name)

(title)

City of Tomball February 2, 2015 Page 4

#### **SERVICE QUESTIONNAIRE - SEWER**

1. Are you willing to provide sewer utility service to the property identified in Attachment A (the "Property")?

\_\_\_\_yes \_\_\_\_no (mark appropriate statement with an X)

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2. Do you currently have the service capabilities to provide continuous and adequate sewer utility service to the Property except for the mains necessary to interconnect the Property with your existing sewer utility system? \_\_\_\_\_yes \_\_\_\_no

3. Will you have to build additional sewer service capacities to serve the Property? \_\_\_\_yes \_\_\_\_no

4. What are the additional sewer service capacities that will be required for you to serve the Property?

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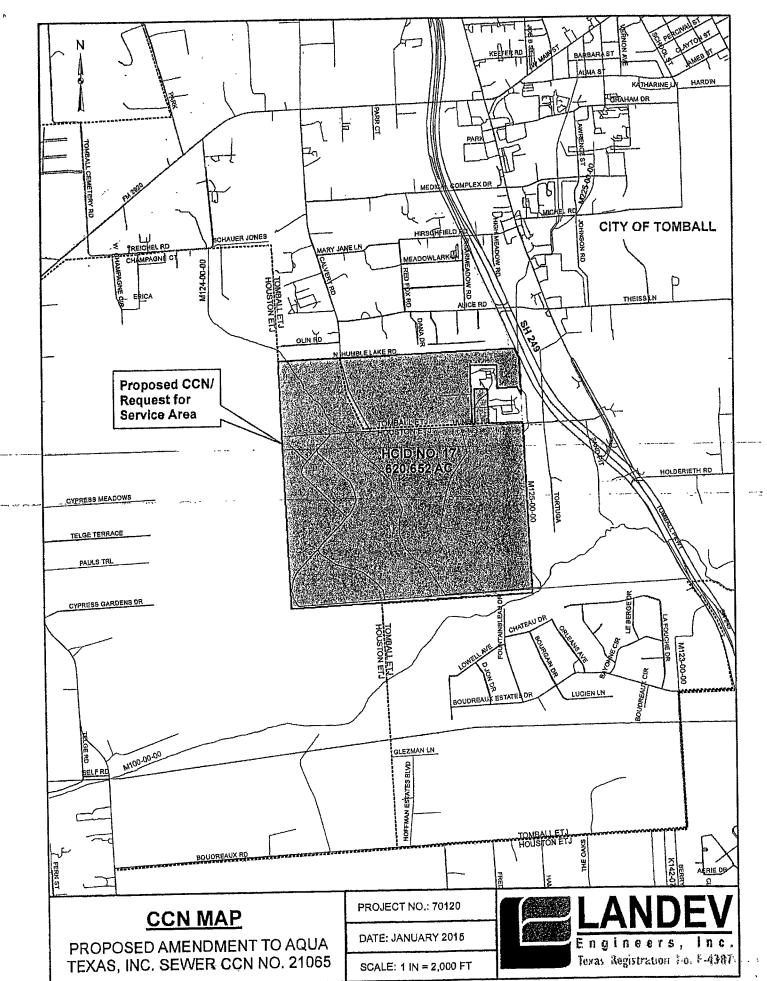
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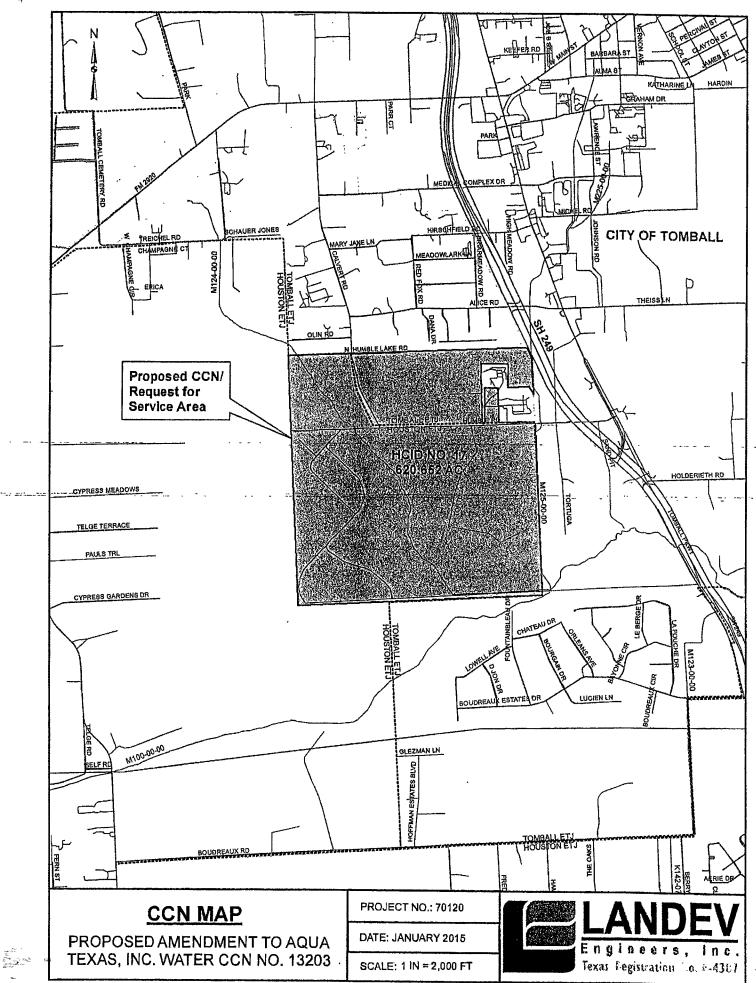
11. What are your retail sewer utility service rates?

(signature)

(print name)

(title)





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USPS Tracking	ТМ		Customer Service > Have questions? We're here to help.
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Expected Delivery Day: Wed	nesday, February 4, 2015		
Product & Tracking	J Information		Available Actions
Postal Product: First-Class Mail <sup>®</sup>	Features: Certified Mail <sup>™</sup>	Return Receipt	Text Updates
DATE & TIME	STATUS OF ITEM	LOCATION	Email Updates
February 4, 2015 , 11:19 am	Delivored	HOUSTON, TX 77002	Return Receipt After Mailing
Your Item was delivered at 11:19	am on February 4, 2015 in HOU	ISTON, TX 77002.	
February 3, 2015 , 2:06 pm	Arrived at USPS Origin Facility	HOUSTON, TX 77201	
February 3, 2015 , 2:48 am	Arrived at USPS Origin Facility	NORTH HOUSTON, TX 77315	
February 2, 2015 , 7:12 pm	Departed Post Office	CYPRESS, TX 77429	
February 2, 2015 , 9:35 am	Ассерталсв	CYPRESS, TX 77429	n maa maa ka maa maa maa maa maa maa maa
Tracking Number: 71081853			
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First-Class Mail <sup>®</sup> DATE & TIME February 4, 2015 , 11:58 am Your item was delivered at 11:58	Certified Mail <sup>™</sup> STATUS OF ITEM Delivered 3 am on February 4, 2015 in HOU Departed USPS Origin	LOCATION HOUSTON, TX 77019 JSTON, TX 77019,	Email Updatos Return Receipt After Malling
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February 9, 2015 , 9;22 am	Available for Pickup	PINEHURST, TX 77362	
February 9, 2015 , 9:22 am	Arrived at Unit	PINEHURST, TX 77362	
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•	Arrived at USPS Origin Facility	NORTH HOUSTON, TX 77315	
February 3, 2015 , 2:48 am			
February 3, 2015 , 2:48 am February 2, 2015 , 7:12 pm	Departed Post Office	CYPRESS, TX 77429	

# Product & Tracking Information

Postal Product: First-Class Mail <sup>®</sup>	Features: Certified Mail <sup>™</sup>	Return Receipt	Text Updates
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Tracking Number: 71081853157000000354

Updated Delivery Day: Thursday, February 5, 2015

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# Product & Tracking Information

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February 3, 2015 , 2:28 pm	Departed USPS Origin Facility	NORTH HOUSTON, TX 77315	
February 3, 2015 , 2:50 am	Arrived at USPS Origin Facility	NORTH HOUSTON, TX 77315	
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Updated Delivery Day: Thursday, February 5, 2015

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# Product & Tracking Information

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, February 4, 2015 , 10:14 am	Arrived at USPS Origin Facility	NORTH HOUSTON, TX 77315	
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# Product & Tracking Information

#### **Available Actions**

**Text Updates** 

Email Updates

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Postal Product: Features: Return Receipt Certified Mail First-Class Mail® LOCATION STATUS OF ITEM DATE & TIME February 11, 2015 , 11:14 Delivered TOMBALL, TX 77377 am The package is delayed and will not be delivered by the expected delivery date. An updated delivery date will be provided when available. Your item was delivered at 11:14 am on February 11, 2015 in TOMBALL, TX 77377.

February 9, 2015 , 2:08 pm	Available for Pickup	TOMBALL, TX 77375
February 5, 2015 , 11:35 pm	Departed USPS Origin Facility	NORTH HOUSTON, TX 77315
February 3, 2015 , 2:48 am	Arrived at USPS Origin Facility	NORTH HOUSTON, TX 77315
February 2, 2015 , 7:12 pm	Departed Post Office	CYPRESS, TX 77429
February 2, 2015 , 9:36 am	Acceptance	CYPRESS, TX 77429

Tracking Number: 71081853157000000309

#### **Product & Tracking Information**

#### Features: Postal Product: Certified Mail<sup>™</sup> Return Receipt First-Class Mail® LOCATION STATUS OF ITEM DATE & TIME February 10, 2015 , 10:02 TOMBALL, TX 77375 Delivered am The package is delayed and will not be delivered by the expected delivery date. An updated delivery date will be provided when available. Your Item was delivered at 10.02 am on February 10, 2015 in TOMBALL, TX 77375. Notice Left (No Authorized TOMBALL, TX 77375 February 7, 2015, 12:42 pm Recipient Available) Departed USPS Origin NORTH February 5, 2015 , 11:35 pm HOUSTON, TX 77315 Facility NORTH Arrived at USPS Origin February 3, 2015 , 2:48 am HOUSTON, TX 77315 Facility CYPRESS, TX 77429 Departed Post Office February 2, 2015, 7:12 pm CYPRESS, TX 77429 February 2, 2015, 9:37 am Acceptance

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	stal Product: t-Class Mall <sup>®</sup>	Features: Certified Mail <sup>™</sup> F	Return Receipt	Text Updates	:
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	February 5, 2015 , 8:24 am	Sorting Complete	HOUSTON, TX 77057		i
	February 5, 2015 , 4:23 am	Arrived at Unit	HOUSTON, TX 77057		
	February 3, 2015 , 2:28 pm	Departed USPS Origin Facility	NORTH HOUSTON, TX 77315		
•	February 3, 2015 , 2:50 am	Arrived at USPS Origin Facility	NORTH HOUSTON, TX 77315		
	February 2. 2015 , 7:12 pm	Departed Post Office	CYPRESS, TX 77429		
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	DATE & TIME	STATUS OF ITEM	LOCATION	Email Updates
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	February 5, 2015 , 11:35 pm	Departed USPS Origin Facility	NORTH HOUSTON, TX 77315	
	February 3, 2015 , 2:48 am	Arrived at USPS Origin Facility	NORTH HOUSTON, TX 77315	
	February 2, 2015 , 7:12 pm	Departed Post Office	CYPRESS, TX 77429	
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Updated Delivery Day: Thursday, February 5, 2015

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stal Product: st-Class Mail <sup>®</sup>	Features: Certified Mail <sup>™</sup>	Return Receipt	Text Updates
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Your Item was delivered at 11:48	am on February 5, 2015 in HOU	USTON, TX 77056.	<b>.</b>
February 5, 2015 , 8:24 am	Sorting Complete	HOUSTON, TX 77057	
February 5, 2015 , 4:23 am	Arrived at Unit	HOUSTON, TX 77057	
February 3, 2015 , 2:28 pm	Departed USPS Origin Facility	NORTH HOUSTON, TX 77315	
February 3, 2015 , 2:50 am	Arrived at USPS Origin Facility	NORTH HOUSTON, TX 77315	
February 2. 2015 , 7:12 pm	Departed Post Office	CYPRESS, TX 77429	
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**Available Actions** 

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Search or Enter a Tracking Number

# SERVICE REQUEST RESPONSES

HCMUD 282 February 2, 2015 Page 3

#### SERVICE QUESTIONNAIRE - WATER

1. Are you willing to provide water utility service to the property identified in Attachment A (the "Property")?

# \_yes X no (mark appropriate statement with an X)

# Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate water utility service to the Property except for the mains necessary to interconnect the Property with your existing water utility system? \_\_\_\_\_yes \_\_\_\_no

3. Will you have to build additional water service capacities to serve the Property? \_\_\_\_yes no

4. What are the additional water service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide water service to the Property? \$\_\_\_\_\_

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

\$\_\_\_\_\_\_to be paid by Developer \$\_\_\_\_\_\_to be paid by your retail public utility

7. When will water service be made available by you to the Property?

8. Are there any other requirements for obtaining water service to the Property from you?

10. Has your water system been compliant with all applicable non-TCEQ/PUC Federal, state, and local health, safety, and environmental statutes and regulations for at least the past five consecutive years? yes \_\_\_\_\_no

11. What are your retail water utility service rates?

(signature) (print name) + Facilitat

(District/Utility)

HCMUD 282 February 2, 2015 Page 4

#### **SERVICE QUESTIONNAIRE - SEWER**

1. Are you willing to provide sewer utility service to the property identified in Attachment A (the "Property")?

\_\_\_\_yes  $\lambda_n$ o (mark appropriate statement with an X)

Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate sewer utility service to the Property except for the mains necessary to interconnect the Property with your existing sewer utility system? \_\_\_\_\_yes \_\_\_\_\_no

3. Will you have to build additional sewer service capacities to serve the Property? \_\_\_\_yes \_\_\_\_no

4. What are the additional sewer service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide sewer service to the Property? \$

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

\$\_\_\_\_\_\_\_ to be paid by Developer
\$\_\_\_\_\_\_ to be paid by your retail public utility

7. When will sewer service be made available by you to the Property?

8. Are there any other requirements for obtaining sewer service to the Property from you?

9. Has your wastewater system been compliant with all TCEQ and PUC regulations for at least the past five consecutive years? \_\_\_\_yes \_\_\_\_no

11. What are your retail sewer utility service rates?

(signature) ark Swanson (print name) \_ w

Distria HCMUD N

(District/Utility)

#### 615 WILLOW CREEK DEVELOPMENT, LTD. 340 North Sam Houston Parkway East, Suite 140 Houston, Texas 77060

February 2, 2015

Via CM/RRR# 7108 1853 1570 0000 0354 Harris County Municipal Utility District 281 c/o Howard Cohen Schwartz, Page, & Harding, LLP 1300 Post Oak Blvd, Ste 1400 Houston, TX 77056-3078

Re: Service Availability Request

Dear Harris County Municipal Utility District ("HCMUD") 281:

I am contacting you on behalf of 615 Willow Creek Development, Ltd. ("Developer"). Developer is in the process of working with Harris County Improvement District No. 17 ("District") and Aqua Texas, Inc. ("Aqua Texas") to obtain approval from the Texas Commission on Environmental Quality ("TCEQ") and Public Utility Commission of Texas ("PUC") for a new stand-alone public water system, new stand-alone wastewater treatment plant/collection system, and amended Aqua Texas water and sewer certificates of convenience and necessity in Harris County, Texas. These facilities and CCNs are planned for use to provide service to property within the District that comprises the 620.652 acres shown in **Attachment A** (the "Property").

You were identified as a retail public utility with either a public drinking water supply system, sewer system, a water CCN, a sewer CCN, or a combination of same within a two-mile radius of the certificated water and sewer service areas and systems Developer plans to establish with Aqua Texas. PUC and TCEQ rules require that we contact neighboring retail public utilities as described to determine if an existing retail public utility is willing to provide retail water or sewer utility service to the Property in a manner that is competitive with what can be provided by the proposed new systems. Your service would need to be sufficient to meet the TCEQ/PUC minimum service standards plus local demands to the Property as described by this letter, thereby providing continuous and adequate service to the consuming public. Also, please be advised that the development Property is partially located within the extra-territorial jurisdiction ("ETJ") of the City of Houston and the statutory procedure for requesting its consent must be followed to establish CCNs for the Property.

Within the next twelve months, Developer anticipates a need for water and sewer service to the Property sufficient to supply 200 living unit equivalents ("LUEs") (one LUE should be considered approximately 250 gallons per day). Within the next five years, at full build-out Developer anticipates a need for water and sewer service to the Property sufficient to supply 670 LUEs. Development within the Property is anticipated to be commercial, not residential.

In accordance with PUC/TCEQ requirements, Developer hereby requests retail water and sewer utility service from your retail public utility for development of the Property as described.

HCMUD 281 February 2, 2015 Page 2

If you are ready, willing, and able to provide water or sewer utility service sufficient to serve the Property in the manner described for this development, please return a copy of this letter with the included questionnaire completed and indicating your proposal. You may fax your response to Dan Dodson at 281-260-9798 or email it to him at dodson1331@gmail.com.

Your timely response to this inquiry is greatly appreciated. Please feel free to attach additional sheets or supporting documents as necessary to answer each question in the water and sewer service questionnaires. Please be advised that your response will be filed with the PUC, and, potentially, the TCEQ as required. If you do not respond within twenty days of the date of this letter, it will be presumed that you do not desire to or cannot provide retail water or sewer utility service to the Property in the manner needed. Your lack of response will also be reported to the PUC or TCEQ as required.

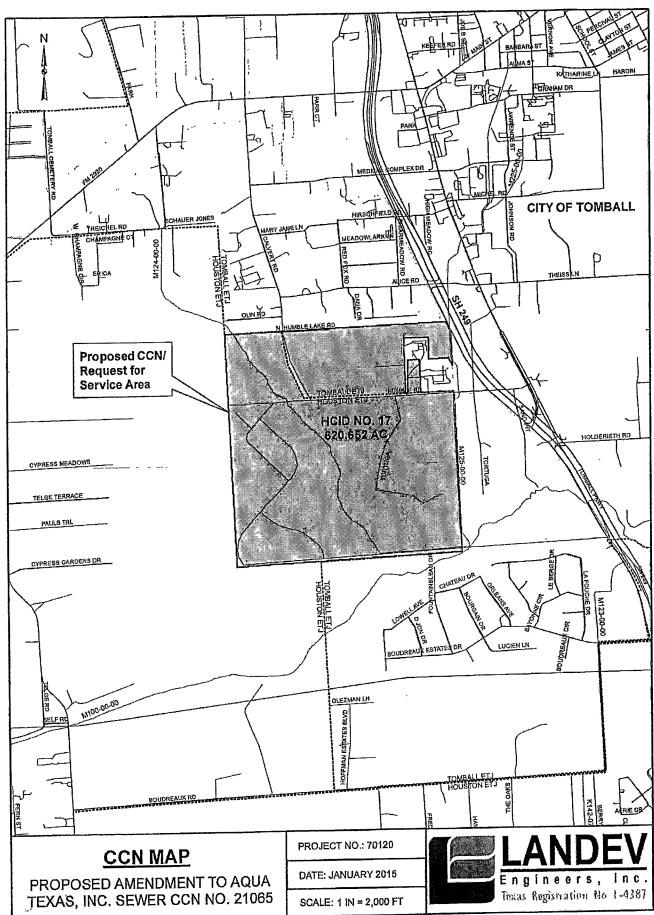
Sincerely,

Joe Fogarty

President 615 Willow Creek Development, Ltd.

Enclosures.

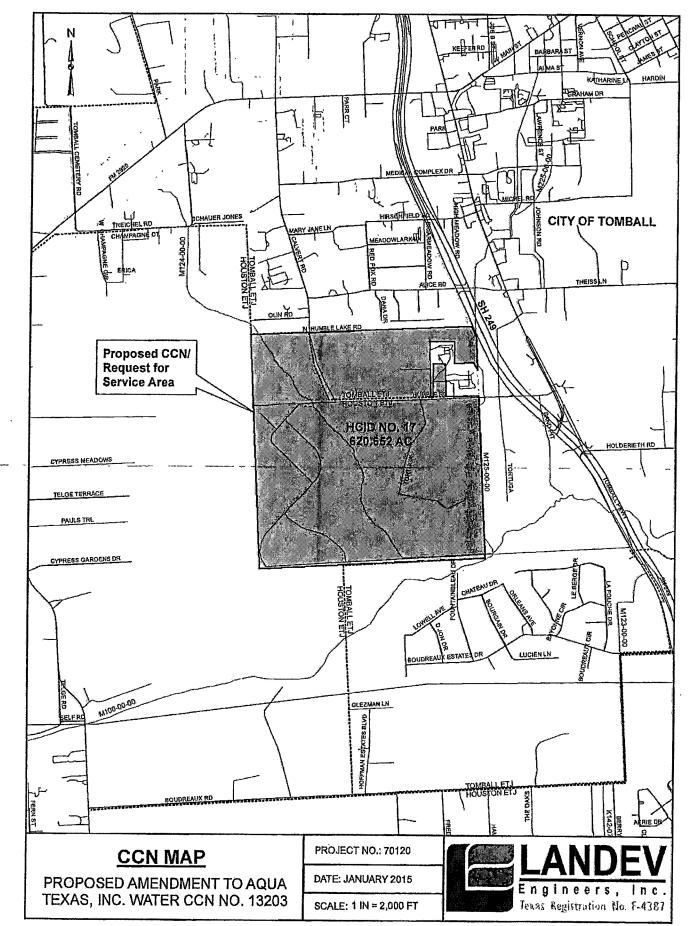
ATTACHMENT A



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# ATTACHMENT A



HCMUD 281 February 2, 2015 Page 3

#### **SERVICE QUESTIONNAIRE - WATER**

1. Are you willing to provide water utility service to the property identified in Attachment A (the "Property")?

ves X no (mark appropriate statement with an X)

Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate water utility service to the Property except for the mains necessary to interconnect the Property with your existing water utility system? \_\_\_\_\_yes \_\_\_\_no

3. Will you have to build additional water service capacities to serve the Property? \_\_\_\_yes no

4. What are the additional water service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide water service to the Property? \$\_\_\_\_\_

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

\$\_\_\_\_\_\_ to be paid by Developer \$\_\_\_\_\_\_ to be paid by your retail public utility

7. When will water service be made available by you to the Property?

8. Are there any other requirements for obtaining water service to the Property from you?

11. What are your retail water utility service rates?

(prir (title (District/Utility)

HCMUD 281 February 2, 2015 Page 4

#### **SERVICE QUESTIONNAIRE - SEWER**

1. Are you willing to provide sewer utility service to the property identified in Attachment A (the "Property")?

yes X no (mark appropriate statement with an X)

Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate sewer utility service to the Property except for the mains necessary to interconnect the Property with your existing sewer utility system? \_\_\_\_\_yes \_\_\_\_\_no

3. Will you have to build additional sewer service capacities to serve the Property? \_\_\_\_yes \_\_\_\_\_

4. What are the additional sewer service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide sewer service to the Property? \$

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

\$\_\_\_\_\_\_to be paid by Developer \$\_\_\_\_\_\_to be paid by your retail public utility

7. When will sewer service be made available by you to the Property?

8. Are there any other requirements for obtaining sewer service to the Property from you?

9. Has your wastewater system been compliant with all TCEQ and PUC regulations for at least the past five consecutive years? \_\_\_\_yes \_\_\_\_no

10. Has your wastewater system been compliant with all applicable non-TCEQ/PUC Federal, state, and local health, safety, and environmental statutes and regulations for at least the past five consecutive years? \_\_\_\_yes \_\_\_\_no

11. What are your retail sewer utility service rates?

(print name) (title) NO. (District/Utility)

### 615 WILLOW CREEK DEVELOPMENT, LTD. 340 North Sam Houston Parkway East, Suite 140 Houston, Texas 77060

February 2, 2015

### RECEIVED

Via CM/RRR# 7108 1853 1570 0000 0330 Harris County Municipal Utility District 280 c/o Martha Bersch Schwartz, Page, & Harding, LLP 1300 Post Oak Blvd, Ste 1400 Houston, TX 77056-3078

FEB 05 2015

SCHWARTZ, PAGE & HARDING, LL.P.

Re: Service Availability Request

Dear Harris County Municipal Utility District ("HCMUD") 280:

I am contacting you on behalf of 615 Willow Creek Development, Ltd. ("Developer"). Developer is in the process of working with Harris County Improvement District No. 17 ("District") and Aqua Texas, Inc. ("Aqua Texas") to obtain approval from the Texas Commission on Environmental Quality ("TCEQ") and Public Utility Commission of Texas ("PUC") for a new stand-alone public water system, new stand-alone wastewater treatment plant/collection system, and amended Aqua Texas water and sewer certificates of convenience and necessity in Harris County, Texas. These facilities and CCNs are planned for use to provide service to property within the District that comprises the 620.652 acres shown in Attachment A (the "Property").

You were identified as a retail public utility with either a public drinking water supply system, sewer system, a water CCN, a sewer CCN, or a combination of same within a two-mile radius of the certificated water and sewer service areas and systems Developer plans to establish with Aqua Texas. PUC and TCEQ rules require that we contact neighboring retail public utilities as described to determine if an existing retail public utility is willing to provide retail water or sewer utility service to the Property in a manner that is competitive with what can be provided by the proposed new systems. Your service would need to be sufficient to meet the TCEQ/PUC minimum service standards plus local demands to the Property as described by this letter, thereby providing continuous and adequate service to the consuming public. Also, please be advised that the development Property is partially located within the extra-territorial jurisdiction ("ETJ") of the City of Houston and the statutory procedure for requesting its consent must be followed to establish .

Within the next twelve months, Developer anticipates a need for water and sewer service to the Property sufficient to supply 200 living unit equivalents ("LUEs") (one LUE should be considered approximately 250 gallons per day). Within the next five years, at full build-out Developer anticipates a need for water and sewer service to the Property sufficient to supply 670 LUEs. Development within the Property is anticipated to be commercial, not residential.

In accordance with PUC/TCEQ requirements, Developer hereby requests retail water and sewer utility service from your retail public utility for development of the Property as described. If you are ready, willing, and able to provide water or sewer utility service sufficient to serve the HCMUD 280 February 2, 2015 Page 2

Property in the manner described for this development, please return a copy of this letter with the included questionnaire completed and indicating your proposal. You may fax your response to Dan Dodson at 281-260-9798 or email it to him at dodson1331@gmail.com.

Your timely response to this inquiry is greatly appreciated. Please feel free to attach additional sheets or supporting documents as necessary to answer each question in the water and sewer service questionnaires. Please be advised that your response will be filed with the PUC, and, potentially, the TCEQ as required. If you do not respond within twenty days of the date of this letter, it will be presumed that you do not desire to or cannot provide retail water or sewer utility service to the Property in the manner needed. Your lack of response will also be reported to the PUC or TCEQ as required.

Sincerely,

//Joe Fogárty President 615 Willow Creek Development, Ltd.

Enclosures.

HCMUD 280 February 2, 2015 Page 3

### SERVICE QUESTIONNAIRE - WATER

1. Are you willing to provide water utility service to the property identified in Attachment A (the "Property")?

\_\_\_\_yes  $X_no$  (mark appropriate statement with an X)

Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate water utility service to the Property except for the mains necessary to interconnect the Property with your existing water utility system? \_\_\_\_\_yes \_\_\_\_\_no

3. Will you have to build additional water service capacities to serve the Property? \_\_\_\_yes no

4. What are the additional water service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide water service to the Property? \$\_\_\_\_\_

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

\$\_\_\_\_\_\_to be paid by Developer \$\_\_\_\_\_\_to be paid by your retail public utility

7. When will water service be made available by you to the Property?

8. Are there any other requirements for obtaining water service to the Property from you?

9. Has your water system been compliant with all TCEQ and PUC regulations for at least the past five consecutive years? \_\_\_\_\_yes \_\_\_\_no

10. Has your water system been compliant with all applicable non-TCEQ/PUC Federal, state, and local health, safety, and environmental statutes and regulations for at least the past five consecutive years? \_\_\_\_\_no

11. What are your retail water utility service rates?

(signature) JACK P. MIL (print name) DISTRICT ENGINEE (title) HEMUD No. 280 (District/Utility)

HCMUD 280 February 2, 2015 Page 4

#### **SERVICE QUESTIONNAIRE - SEWER**

1. Are you willing to provide sewer utility service to the property identified in Attachment A (the "Property")?

<u>yes</u> <u>X</u> no (mark appropriate statement with an X)

Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate sewer utility service to the Property except for the mains necessary to interconnect the Property with your existing sewer utility system? \_\_\_\_yes \_\_\_\_no

3. Will you have to build additional sewer service capacities to serve the Property? \_\_\_\_yes \_\_\_\_\_\_

4. What are the additional sewer service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide sewer service to the Property? \$\_\_\_\_\_

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

\$\_\_\_\_\_\_ to be paid by Developer \$\_\_\_\_\_\_ to be paid by your retail public utility

7. When will sewer service be made available by you to the Property?

8. Are there any other requirements for obtaining sewer service to the Property from you?

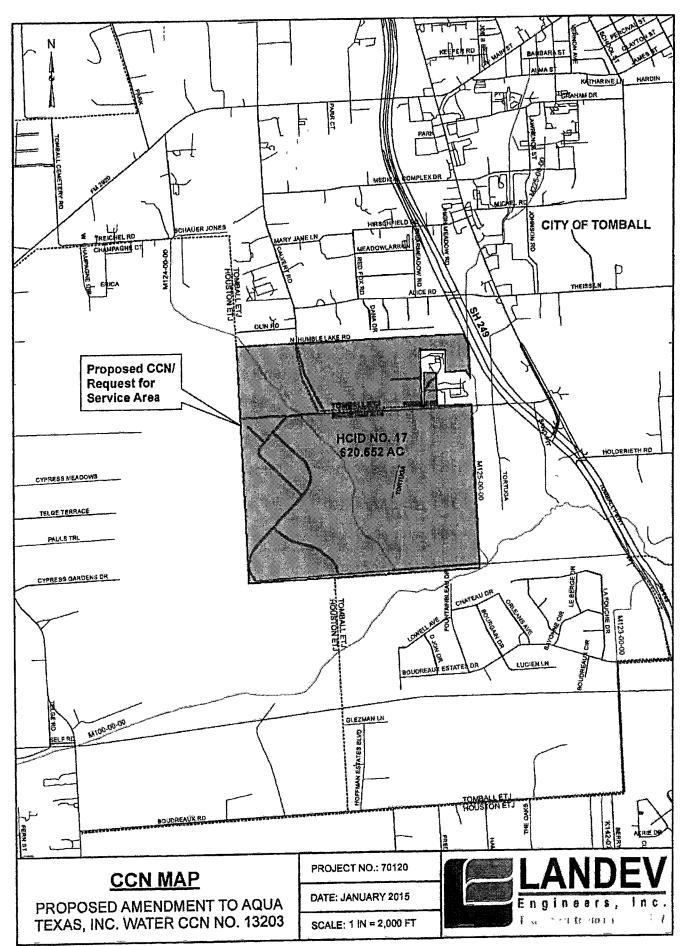
9. Has your wastewater system been compliant with all TCEQ and PUC regulations for at least the past five consecutive years? \_\_\_\_yes \_\_\_\_no

10. Has your wastewater system been compliant with all applicable non-TCEQ/PUC Federal, state, and local health, safety, and environmental statutes and regulations for at least the past five consecutive years? \_\_\_\_\_yes \_\_\_\_no

11. What are your retail sewer utility service rates?

(signature) JALN P. MILI (print name) DIGNICET ENGINEER (title) HEMUD No. 280 (District/Utility)

## ATTACHMENT A



NWIS NBF-

# 615 WILLOW CREEK DEVELOPMENT, LTD. 340 North Sam Houston Parkway East, Suite 140 Houston, Texas 77060

February 2, 2015

Via CM/RRR# 7108 1853 1570 0000 0361 Northwest Harris County Municipal Utility District 015 c/o Abraham Rubinsky Schwartz, Page, & Harding, LLP 1300 Post Oak Blvd, Ste 1400 Houston, TX 77056-3078

RECEIVED FEB 05 2015

SUHWARTZ, PAGE & HARDING, L.L.P.

*Re:* Service Availability Request

Dear Northwest Harris County Municipal Utility District ("HCMUD") 015:

I am contacting you on behalf of 615 Willow Creek Development, Ltd. ("Developer"). Developer is in the process of working with Harris County Improvement District No. 17 ("District") and Aqua Texas, Inc. ("Aqua Texas") to obtain approval from the Texas Commission on Environmental Quality ("TCEQ") and Public Utility Commission of Texas ("PUC") for a new stand-alone public water system, new stand-alone wastewater treatment plant/collection system, and amended Aqua Texas water and sewer certificates of convenience and necessity in Harris County, Texas. These facilities and CCNs are planned for use to provide service to property within the District that comprises the 620.652 acres shown in Attachment A (the "Property").

You were identified as a retail public utility with either a public drinking water supply system, sewer system, a water CCN, a sewer CCN, or a combination of same within a two-mile radius of the certificated water and sewer service areas and systems Developer plans to establish with Aqua Texas. PUC and TCEQ rules require that we contact neighboring retail public utilities as described to determine if an existing retail public utility is willing to provide retail water or sewer utility service to the Property in a manner that is competitive with what can be provided by the proposed new systems. Your service would need to be sufficient to meet the TCEQ/PUC minimum service standards plus local demands to the Property as described by this letter, thereby providing continuous and adequate service to the consuming public. Also, please be advised that the development Property is partially located within the extra-territorial jurisdiction ("ETJ") of the City of Houston and the statutory procedure for requesting its consent must be followed to establish CCNs for the Property.

Within the next twelve months, Developer anticipates a need for water and sewer service to the Property sufficient to supply 200 living unit equivalents ("LUEs") (one LUE should be considered approximately 250 gallons per day). Within the next five years, at full build-out Developer anticipates a need for water and sewer service to the Property sufficient to supply 670 LUEs. Development within the Property is anticipated to be commercial, not residential.

In accordance with PUC/TCEQ requirements, Developer hereby requests retail water and sewer utility service from your retail public utility for development of the Property as described.

Northwest HCMUD 015 February 2, 2015 Page 2

If you are ready, willing, and able to provide water or sewer utility service sufficient to serve the Property in the manner described for this development, please return a copy of this letter with the included questionnaire completed and indicating your proposal. You may fax your response to Dan Dodson at 281-260-9798 or email it to him at dodson1331@gmail.com.

Your timely response to this inquiry is greatly appreciated. Please feel free to attach additional sheets or supporting documents as necessary to answer each question in the water and sewer service questionnaires. Please be advised that your response will be filed with the PUC, and, potentially, the TCEQ as required. If you do not respond within twenty days of the date of this letter, it will be presumed that you do not desire to or cannot provide retail water or sewer utility service to the Property in the manner needed. Your lack of response will also be reported to the PUC or TCEQ as required.

Sincerely,

\$ 1

Joe Fogarty President 615 Willow Creek Development, Ltd.

Enclosures.

Northwest HCMUD 015 February 2, 2015 Page 4

#### **SERVICE QUESTIONNAIRE - SEWER**

1. Are you willing to provide sewer utility service to the property identified in Attachment A (the "Property")?

yes X no (mark appropriate statement with an X)

Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

2. Do you currently have the service capabilities to provide continuous and adequate sewer utility service to the Property except for the mains necessary to interconnect the Property with your existing sewer utility system? \_\_\_\_\_yes \_\_\_\_\_no

3. Will you have to build additional sewer service capacities to serve the Property? \_\_\_\_yes \_\_\_\_\_no

4. What are the additional sewer service capacities that will be required for you to serve the Property?

5. What is the estimated cost for you to provide sewer service to the Property? \$

6. Of the amount identified in response to Question No. 5, what amount will be paid by the Developer and what amount will be paid by your retail public utility?

to be paid by Developer
 \$\_\_\_\_\_\_to be paid by your retail public utility

7. When will sewer service be made available by you to the Property?

8. Are there any other requirements for obtaining sewer service to the Property from you?

9. Has your wastewater system been compliant with all TCEQ and PUC regulations for at least the past five consecutive years? \_\_\_\_\_yes \_\_\_\_no

10. Has your wastewater system been compliant with all applicable non-TCEQ/PUC Federal, state, and local health, safety, and environmental statutes and regulations for at least the past five consecutive years? \_\_\_\_\_yes \_\_\_\_\_no

11. What are your retail sewer utility service rates?

(signature)

Jason & Johnson

(print name) District Engineer

(title) Northweit Harris County MUD No. 15 (District/Utility) Northwest HCMUD 015 February 2, 2015 Page 3

#### **SERVICE QUESTIONNAIRE - WATER**

1. Are you willing to provide water utility service to the property identified in Attachment A (the "Property")?

yes X no (mark appropriate statement with an X)

Please complete Question Nos. 2-11 only if your response to Question No. 1 was yes.

3. Will you have to build additional water service capacities to serve the Property? \_\_\_\_\_yes \_\_\_\_\_

4. What are the additional water service capacities that will be required for you to serve the Property?

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\$ \_\_\_\_\_\_ to be paid by Developer \$\_\_\_\_\_\_ to be paid by your retail public utility

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10. Has your water system been compliant with all applicable non-TCEQ/PUC Federal, state, and local health, safety, and environmental statutes and regulations for at least the past five consecutive years? \_\_\_\_\_yes \_\_\_\_no

11. What are your retail water utility service rates?

(signature)/

Jason L Johnson

(print name) District Eugineer

(title) Northwest Herris County MUD No. 15 (District/Utility)