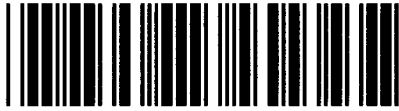




Control Number: 44683



Item Number: 1

Addendum StartPage: 0

44683

LAW OFFICES OF MARK H. ZEPPA, P.C.**4833 Spicewood Springs Road, Suite 202****Austin, Texas 78759-8436****(512) 346-4011 Fax (512) 346-6847**markzeppa@austin.twcbc.comRECEIVED
DECEMBER 29 PM 1:35
PUBLIC UTILITY COMMISSION
FILING CLERK

April 28, 2015

Public Utility Commission of Texas
 Attn: Central Records
 1701 N. Congress Avenue
 P.O. Box 13326
 Austin, Texas 78711-3326

Re: Application of Providence Village Water Control and Improvement District of
 Denton County for Name Change to CCN Nos. 13020 and 20922 – PUC Control
 Number unknown

To Whom It May Concern:

Providence Village Water Control and Improvement District of Denton County (the “WCID”) respectfully requests that PUC update its CCN records to show the WCID as the holder of CCN Nos. 13020 and 20922. The WCID believes this should be a simple administrative record update since the WCID’s name change was approved by TCEQ on April 13, 2010 in accordance with the requirements of Texas Water Code § 49.071.¹ The WCID has completed all requirements under § 49.071 and conducted all business since then under its current name, including the issuance of bonds approved by the Office of the Texas Attorney General. Therefore this request is not an STM application under PUC Rule Sec. 24.109, nor a request to approve purchase of voting stock under PUC Rule Sec. 24.111, nor a request for approval of a CCN transfer

Public Utility Commission of Texas

¹ Sec. 49.071. DISTRICT NAME CHANGE. (a) On petition by a district showing reasonable grounds for a name change, the commission by order may change the name of the district to the name requested by the district. The new name must be generally descriptive of the location of the district followed by the type of district as provided by the title of the chapter of the Water Code governing the district. If a district is located wholly within one county that contains more than one district of that type, the district may be differentiated, if necessary, by adding to the new name the proper consecutive number. The new name may not be the same as the name of any other district in the county.

(b) A name change takes effect on the date of issuance of the commission order making the name change.

(c) Not later than the 30th day after the date of issuance of the commission order making the name change, the district shall publish notice of the name change in a newspaper or newspapers of general circulation in the county or counties in which the district is located. Within that same period, the district shall also give notice of the name change by mail to utility customers or permittees, if any, and, to the extent practicable, to the holders of bonds, obligations, and other indebtedness of the district. Failure of the district to comply with this subsection does not affect the validity of the name change.

(d) A change in the name of a district does not affect bonds, obligations, or other indebtedness of the district existing before the name change occurred.

Attn: Central Records
 April 28, 2015
 Page 2

under PUC Rule Sec. 24.112. Indeed the only statutory or regulatory requirements for approval of a name change applicable to this matter is Texas Water Code § 49.071.

The WCID is co-applicant along with the Town of Providence Village in the Texas Water Code Section 13.255 application currently pending in PUC Docket No. 43733, and I understand that PUC staff has taken the position that such application cannot be declared administratively complete until this requested CCN name change is completed and approved by PUC. Accordingly, I request that PUC staff process this name change approval as expeditiously as possible so that the Section 13.255 application can continue toward a declaration of administrative completeness.

In support of this request for CCN name change approval, I am herewith submitting the following documents:

- Attachment 1. August 29, 2000 Minutes of the Denton County Commissioners Court granting a petition for the creation of Denton County Freshwater Supply District ("FWSD") No. 9.
- Attachment 2. November 8, 2000 Order of Denton County FWSD No. 9 canvassing the confirmation, supervisors, and tax assessor and collector election returns for the creation of Denton County FWSD No. 9.
- Attachment 3. Order dated April 13, 2010 of the Texas Commission on Environmental Quality ("TCEQ") approving the change in the name of Denton County FWSD No. 9 to "Providence Village Water Control and Improvement District of Denton County" pursuant to Texas Water Code § 49.071.
- Attachment 4. Copy of notice of name change from Denton County FWSD No. 9 to Providence Village Water Control and Improvement District of Denton County.
- Attachment 5. Publisher's affidavit of July 14, 2010 from the Denton Record Chronicle attesting to publication of notice of name change from Denton County FWSD No. 9 to Providence Village Water Control and Improvement District of Denton County.

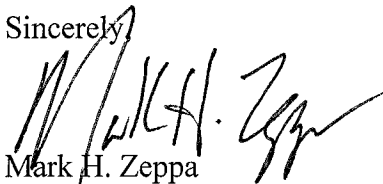
Although PUC staff in Docket No. 43733 has indicated a desire to see documentation of this name change as filed with the Texas Secretary of State, please be advised that the Texas Secretary of State does not regulate, monitor, or keep records of activities of water districts or other political subdivisions of the state. Therefore no such documentation is possible. TCEQ is the state agency with regulatory authority over water districts and its records as reflected in its Water Districts Database show that Providence Village Water Control and Improvement District of Denton County (District No. 2721854) is the holder of CCN Nos. 13020 and 20922. See Attachment 6 which is printout from TCEQ's Water District Database.

Public Utility Commission of Texas
 Attn: Central Records

April 28, 2015
Page 3

Thank you for your prompt attention to this request. If you need additional information, please do not hesitate to contact me at any time.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark H. Zeppa", written over the word "Sincerely,".

Mark H. Zeppa
Attorney for Providence Village WCID of Denton
County

cc: Jason Haas, PUC Legal Division
Tracy Harbour, PUC Water Division
Clay Crawford, General Counsel, PVWCID
Steve Dickman, Counsel for the Town of Providence Village

DENTON COUNTY COMMISSIONERS COURT

August 29, 2000
Month Day Year

Court Order Number: 020-0517

THE ORDER:

3: A

Approval of Order Upon Hearing and Granting Petition requesting the
Creation of Denton County Fresh Water District No. 9 and any appropriate
action.

Motion by Krueger

Seconded by Jacobs

County Judge Yes ☒
Kirk Wilson Abstain ☐
 No ☐
 Absent ☐

Commissioner Pct No 1 Yes ☒
Jeff Krueger Abstain ☐
 No ☐
 Absent ☐

Commissioner Pct No 2 Yes ☒
Sandy Jacobs Abstain ☐
 No ☐
 Absent ☐

Commissioner Pct No 3 Yes ☒
Scott Arney Abstain ☐
 No ☐
 Absent ☐

Commissioner Pct No 4 Yes ☒
Jim Carter Abstain ☐
 No ☐
 Absent ☐

Motion Carried 5-0-0

Other Action: Pulled from Consent No Action Postponed

BY ORDER OF THE COMMISSIONERS COURT

[Signature]
Presiding Officer

APPROVED AS TO FORM: •

Carmen Rivera-Worley
Assistant District Attorney

ATTEST:

Cynthia Mitchell, County Clerk
and Ex-Officio Clerk of the
Commissioners Court of
Denton County, Texas

BY Kathleen Brantford
Deputy County Clerk



CERTIFICATE FOR ORDER

THE STATE OF TEXAS :
COUNTY OF DENTON :

We, the undersigned officers of the Commissioners' Court of Denton County, Texas, hereby certify as follows:

1. The Commissioners' Court of said County convened in REGULAR MEETING ON THE 29TH DAY OF AUGUST, 2000, at the designated meeting place, and the roll was called of the duly constituted officers and members of said Commissioners' Court of Denton County, Texas, to-wit:

Kirk Wilson, County Judge
Jeff Krueger, Commissioner, Precinct 1
Sandy Jacobs, Commissioner, Precinct 2
Scott Armey, Commissioner, Precinct 3
Jim Carter, Commissioner, Precinct 4

and all of said persons were present, except the following absentees: 0, thus constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting: a written

ORDER UPON HEARING AND GRANTING A PETITION FOR THE CREATION OF DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 9

was duly introduced for the consideration of said Commissioners' Court and read in full. It was then duly moved and seconded that said Resolution be adopted; and, after due discussion, said motion carrying with it the adoption of said Resolution, prevailed and carried by the following vote:

AYES: All Members of said Board shown present above voted "Aye"; except 0.

NOES: 0.

ABSTENTIONS: 0.

2. That a true, full, and correct copy of the aforesaid Order adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that said Order has been duly recorded in said Commissioners' Court minutes of said Meeting; that the above and foregoing paragraph is a true, full, and correct excerpt from said Commissioners' Court minutes of said Meeting pertaining to the adoption of said Order; that the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of said Commissioners' Court as indicated therein; and that each of the officers and members of said Board was duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of the aforesaid Meeting, and that said Order would be introduced and considered for adoption at said Meeting; and that said Meeting was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

SIGNED AND SEALED this 29th of August, 2000.

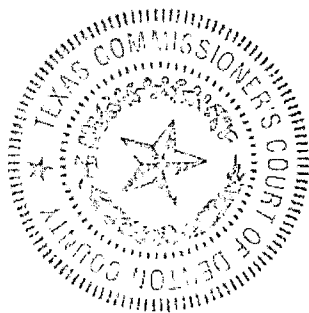
C. Mitchell

County Clerk

[Signature]

County Judge

(SEAL)



THE STATE OF TEXAS §
 §
 COUNTY OF DENTON §

ORDER UPON HEARING AND GRANTING PETITION FOR THE
 CREATION OF DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 9

WHEREAS, there has been presented to and came to be considered by Commissioners' Court of Denton County, Texas (the "County"), a Petition for the Creation of Denton County Fresh Water Supply District No. 9 (the "Petition"), signed by a majority of the electors who own land within the proposed District as well as the current landowners of the property to be included within the proposed District, such property being described on Exhibit A attached hereto and incorporated herein for all purposes, praying for the creation and establishment of a fresh water supply district to be known as Denton County Fresh Water Supply District No. 9 (the "District"), situated wholly within the County, which Petition has been considered by the Commissioner's Court, and was set down for hearing and notice of said hearing was given for the time and in the manner prescribed by law.

WHEREAS, the Commissioners' Court having conducted said hearing and having heard the evidence, both oral and documentary, of all persons who appeared and offered evidence with reference thereto, find the following:

I.

That on the August 18, 2000, the Petition duly signed by a majority of the electors who own land within the District as well as the current landowners of the property to be included within the District, praying for the creation and establishment of the District, was presented to the Commissioners' Court; that \$100 has been deposited with the County Clerk of the County, to cover expenses incident to the hearing for the creation of the District; that the Petition fully meets the requirements of law relating thereto and specifically conforms to Chapter 53.014, Texas Water Code; and that upon due consideration of the Petition, the same was by proper order of the Commissioners' Court set down for hearing before this Court on this date at 9:00 o'clock a.m. at the Denton County Courthouse, 110 Hickory Street, Denton, Denton County, Texas.

II.

That notice of such hearing has been duly given by posting a copy of such notice, duly issued by the County Clerk of the County, at the door of the Courthouse of the County and a copy of same at four different public places within the District, which posting was done more than ten (10) days prior to the date fixed for such hearing, and that proper affidavit of the person posting said notices of his action in respect to such posting has been made and returned to the County Clerk of the County as provided by law.

III.

That this Commissioners' Court has jurisdiction to hear the Petition to determine whether or not the District shall be created under the provisions of, and endowed with the powers granted by, Section 59 of Article XVI of the Constitution of Texas and Chapter 53, Texas Water Code, together with all amendments and additions thereto, that no part of the area described in the Petition is included within the limits of any other fresh water supply district, and that no part of the area is within the limits or extraterritorial jurisdiction of any incorporated city, and all of said territory may be properly included in the District.

IV.

That, after full hearing and granting every interest person a full and complete opportunity to present evidence on the form and allegations of the Petition heretofore filed herein, the necessity and feasibility of the District and the benefits to accrue to the land situated therein by the construction and operation of the improvements contemplated to be made and whether or not the creation of the District and the construction and operation of such improvements would be a public utility and benefit and whether or not a necessity exists for the creation and establishment of the District and the construction and operation of said improvements, this Court affirmatively finds that the Petition has been signed by a majority of the qualified electors who own land within the District as well as the current landowners of the property to be included within the District, and meets all of the requirements of law, both as to form and allegations, and that the creation and establishment of the District and the construction and operation of the improvements contemplated to be made therein, is necessary, practical and feasible and would be of a benefit to the land situated therein and to the inhabitants included therein, and will be a public benefit and utility and that a necessity exists therefor;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS COURT OF DENTON COUNTY, TEXAS:

I.

That the Petition be and the same is hereby in all things granted and the District is hereby created and established for the purposes and with the powers set out under Section 59 of Article XVI of the Constitution of Texas and Chapter 53, Texas Water Code, together with all amendments and additions thereto, which District shall be organized to conserve, transport, and distribute fresh water from any sources for domestic and commercial purposes inside and/or outside the boundaries of the District, which District may, subject to compliance with the requirements of Section 53.121, Texas Water Code, as amended, purchase, construct, acquire, own, operate, repair, improve, and extend sanitary sewer systems to control wastes, and which District may, subject to compliance with the requirements of Section 53.029, Texas Water Code, as amended, assume the rights, authority, privileges, and functions of a road district under Article III, Section 52(b)(3) of the Texas Constitution, Chapter 257, Transportation Code, and other general laws of the State relating to road districts. The boundaries of the District shall be as set forth on Exhibit A attached hereto and incorporated herein for all purposes. The District shall have the powers of government and authority to exercise the rights, privileges, and functions given to it by Chapter 53, Texas Water Code, as

amended, or by any other State law. In particular, but not by way of limitation, the District shall have the power and authority to add and exclude land to divide itself into new districts as provided in Chapter 53, Texas Water Code, as amended, and other applicable law.

II.

The following named persons are hereby appointed as temporary supervisors to serve on the board of the District until permanent supervisors are elected:

Charles Nick Chiodo, Jr.

Douglas Roy Cravey, Jr.

Randy W. Robinson

Douglas Eugene Tallent

James David Sanders

III.

A certified copy of this order shall be filed with the County Clerk of the County and shall be filed with the executive director of the Texas Natural Resource Conservation Commission within 60 days after the date hereof.

IV.

The County Judge and County Clerk are each hereby authorized and directed to execute, attest, seal and deliver any and all certificates, documents, and other papers, with respect to the **Petition for the Creation of Denton County Fresh Water Supply District No. 9** and to carry out the intents and purposes of this Order including the preambles hereto.

LEGAL DESCRIPTION
330.006 ACRES
DENTON COUNTY, TEXAS

Being 330.006 acres of land situated in the Marsella Jones Survey, Abstract No. 662, Denton County, Texas and being part of that tract described in a deed from Cielo Vista Farms Joint Venture to E. Hal Dickson dated December 9, 1994, as recorded in County Clerk's Document No. 94-091354 of the Denton County Land Records and that tract described in a deed from Alta Mae Chisholm to Nita Marie Chisholm Riemer, Daniel Val Chisholm, Michael Allen Chisholm and Terry Lea Chisholm dated October 29, 1990, as recorded Volume 2874, Page 0681 of the Denton County Land Records, and being more particularly described as follows;

BEGINNING at a 1/2-inch iron rod found in the north right-of-way of State Highway No. 380 (a variable width right-of-way), said point being the southwest corner of said Dickson tract and the southeast corner of the James Chambers tract as described in Volume 693, Page 596, Denton County Land Records;

THENCE North 01°27'09" East, leaving the north line of said State Highway No. 380 and along the common line of said Dickson and Chambers tracts, a distance of 1,062.44 feet to a 5/8-inch iron rod with cap (Petitt - RPLS 4087) set for corner;

THENCE North 88°39'53" West, continuing along the common line of said Dickson and Chambers tracts, a distance of 735.53 feet to a 1/2-inch iron rod found for corner, said point being in the east line of F.M. No. 2931 (a variable width right-of-way);

THENCE North 01°14'05" East, along the east line of said F.M. No. 2931, a distance of 2,402.39 feet to a steel fence post found for corner, said point being the southwest corner of the Ben Adkisson tract as described in Volume 621, Page 137, Denton County Land Records;

THENCE South 88°27'43" East, leaving the east line of said F.M. No. 2931 and along the common line of said Dickson and Adkisson tracts, passing at a distance of 680.29 feet the southeast corner of said Adkisson tract, said point being the southwest corner of another Ben Adkisson tract as described in Volume 2248, Page 264, Denton County Land Records, continuing along said common line a total distance of 1,364.97 feet to a steel fence post found for corner, said point being the southeast corner of said second Adkisson tract;

THENCE North 02°28'55" East, along the common line of said Dickson and Adkisson tracts, a distance of 611.02 feet to a 5/8-inch iron rod with cap set for corner, said point being the northeast corner of said Dickson tract and in the south line of Fish Trap Road;

THENCE South 88°05'21" East, along the north line of said Dickson tract and south line of said Fish Trap Road, passing at a distance of 1,614.69 feet a 1/2-inch iron rod found in Fish Trap Road, said point being the northeast corner of said Dickson tract and the northwest corner of said Chisholm tract, continuing along the north line of said Chisholm tract and said Fish Trap Road a total distance of 2,203.02 feet to a 5/8-inch iron rod with cap set for corner in said Fish Trap Road;

THENCE in a southeasterly direction, leaving said Fish Trap Road and along the common line of said Chisholm tract and the west line of Lewisville Lake as monumented by the U.S. Army Corps of Engineers as follows:

South 13°23'17" West, passing at a distance of 261.25 feet, a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-POT-2, continuing in all a distance of 540.45 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-3 (reset 1980) found for corner;

North 49°24'48" East, a distance of 191.50 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-A-4 (reset 1980) found for corner;

South 84°58'52" East, a distance of 345.95 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-5 found for corner;

South 25°50'27" East, a distance of 451.30 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-6 found for corner;

South 27°39'32" East, a distance of 420.25 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-7 found for corner;

South 06°35'19" West, a distance of 179.18 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-8 found for corner;

South 19°52'13" West, a distance of 183.19 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-9 found for corner;

North 57°17'41" East, a distance of 131.94 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-10 found for corner;

North 48°12'41" East, a distance of 207.30 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-11 found for corner;

South 62°54'54" East, a distance of 168.05 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-12 found for corner;

South 36°59'54" East, a distance of 230.15 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-13 found for corner;

South 25°47'54" East, a distance of 180.30 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-14 found for corner;

South 01°27'01" West, passing at a distance of 250.00 feet, a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-POT-15, continuing in all a distance of 511.50 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-16 found for corner;

South 40°23'19" West, a distance of 222.00 feet to a broken U.S. Army Corps of Engineers concrete monument found for corner;

South 59°04'41" East, a distance of 288.60 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-18 found for corner;

South 00°59'38" West, a distance of 186.03 feet to a 1/2-inch iron rod found for corner, said point being the southeast corner of said Chisholm tract and in the north line of the Robert D. West, et ux, tract as described in Volume 3086, Page 15, Denton County Land records;

THENCE North 88°00'35" West, along the south line of said Chisholm tract and the north line of said West tract a distance of 2,089.42 feet to a 1/2-inch iron rod found for corner, said point being the southwest corner of said Chisholm tract, the northwest corner of said West tract and in the east line of said Dickson tract;

THENCE South 02°13'50" West, along the east line of said Dickson tract and the west line of said West tract a distance of 77.79 feet to a 5/8-inch iron rod with cap set for corner;

THENCE South 02°22'36" West, continuing along the common line of said Dickson and West tracts, a distance of 1,047.06 feet to a steel fence post found for corner, said point being the northeast corner of the Miles Lawson tract as described in Volume 861, Page 152, Denton County Land records;

THENCE North 88°14'22" West, along the south line of said Dickson tract and the north line of said Lawson tract a distance of 214.16 feet to a 5/8-inch iron rod with cap set for corner, said point being the northwest corner of The Little Chapel tract as described in Volume 1058, Page 457, Denton County Land records;

THENCE South 01°45'38" West, continuing along the south line of said Dickson tract a distance of 16.16 feet to a 5/8-inch iron rod with cap set for corner, said point being the northeast corner of the Jessie Bishop, Alice Hilliard and Geneva Ritchie tract as described in County Clerk's Document No. 98-088152 of the Denton County Land Records;

THENCE North 88°14'22" West, along the common line of said Dickson and Bishop-Hilliard-Ritchie tracts, a distance of 297.36 feet to a 5/8-inch iron rod with cap set for corner;

THENCE South $02^{\circ}46'19''$ East, along the common line of said Dickson and Bishop-Hilliard-Ritchie tracts, a distance of 207.69 feet to a metal fence post found for corner, said point being the southeast corner of said Dickson tract and in the north line of said State Highway No. 380;

THENCE North $87^{\circ}46'21''$ West, along the south line of said Dickson tract and the north line of said State Highway No. 380 a distance of 1,694.65 feet to the POINT OF BEGINNING and containing 330.006 acres of land more or less.

4721 00920

CERTIFICATE FOR ORDER

THE STATE OF TEXAS
 COUNTY OF DENTON
 DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 9

112367

We, the undersigned officers of the Board of Supervisors (the "Board") of the Denton County Fresh Water Supply District No. 9., hereby certify as follows:

1. The Board convened in REGULAR MEETING ON THE 8TH DAY OF NOVEMBER, 2000, at the designated meeting place, and the roll was called of the duly constituted officers and members of the Board, to-wit:

Douglas Eugene Tallent, President
 Randy W. Robinson, Vice President
 James David Sanders, Asst. Secretary
 Douglas Roy Cravey, Jr.
 Charles Nick Chiodo, Jr.

and all of said persons were present, except the following absentees: Chiodo, thus constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting: a written

ORDER CANVASSING CONFIRMATION, SUPERVISORS, AND TAX
 ASSESSOR AND COLLECTOR ELECTION RETURNS

was duly introduced for the consideration of the Board and read in full. It was then duly moved and seconded that said Resolution be adopted; and, after due discussion, said motion carrying with it the adoption of said Resolution, prevailed and carried by the following vote:

AYES: All Members of said Board shown present above voted "Aye".

NOES: -0-.

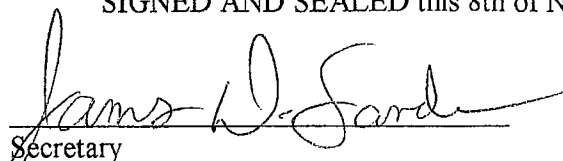
ABSTENTIONS: -0-.

2. That a true, full, and correct copy of the aforesaid Order adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that said Order has been duly recorded in the Board minutes of said Meeting; that the above and foregoing paragraph is a true, full, and correct excerpt from the Board minutes of said Meeting pertaining to the adoption of said Order; that the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Board as indicated therein; and that each of the officers and members of said Board was duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of the aforesaid Meeting, and that said Order would be introduced and considered for adoption at said Meeting; and that said Meeting was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

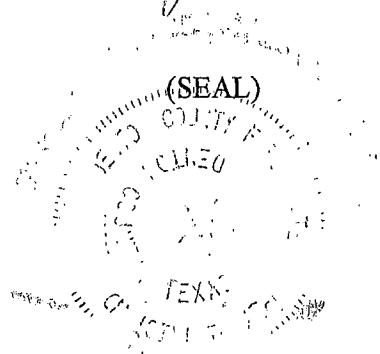
4721 00921

SIGNED AND SEALED this 8th of November, 2000.

Asst Secretary



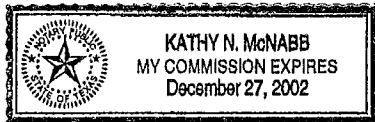
President



Before me, on this day personally appeared the foregoing individuals, known to me to be the persons whose names are subscribed to the foregoing instrument in my presence.

Given under my hand and seal of office this 11-08-00.

Kathy N. McNabb
Notary Public



Typed Name: Kathy N. McNabb

My Commission Expires: 12/27/02

(Notary Seal)

4721 00923

ORDER CANVASSING CONFIRMATION, SUPERVISORS, AND
TAX ASSESSOR AND COLLECTOR ELECTION RETURNS

THE STATE OF TEXAS :
COUNTY OF DENTON :
DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 9 :

WHEREAS, the Board of Directors (the "Board") of Denton County Fresh Water Supply District No. 9 (the "District") ordered a Confirmation, Supervisors and Tax Assessor and Collector Election to be held in the District on November 7, 2000; and

WHEREAS, the Board has investigated all matters pertaining to said election, including the ordering, giving notice, officers, holding, and making returns of said election; and

WHEREAS, the election officers who held said election have duly made the returns of the result thereof, and said returns have been duly delivered to this Board.

THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 9:

1. The Board officially finds and determines that said election was duly ordered, that proper notice of said election was duly given, that proper election officers were duly appointed prior to said election, that said election was duly held, that the District has complied with the Federal Voting Rights Act and the Texas Election Code, that due returns of the result of said election have been made and delivered, and that the Board has duly canvassed said returns, all in accordance with law and the Order calling said election.

2. The Board officially finds and determines that the following votes were cast at said election on the following submitted PROPOSITION by the resident, qualified electors of the District, who voted at said election:

PROPOSITION

7 FOR)

SHALL CREATION OF THE DENTON COUNTY FRESH
WATER SUPPLY DISTRICT NO. 9 BE CONFIRMED?

0 AGAINST)

The Board officially finds, determines and declares the result of said election to be that the PROPOSITION so submitted has received a favorable majority vote in all respects and has carried, with the result that the creation of the District has been confirmed with the boundaries set forth on Exhibit A attached hereto and incorporated herein for all purposes.

4. The following candidates for permanent supervisors received the highest number of votes, which votes are set forth opposite their names, and are hereby declared the duly elected permanent supervisors of the District:

Supervisors

Charles Nick Chiodo	<u>0</u>
Douglas Roy Cravey, Jr.	<u>3</u>
Randy W. Robinson	<u>3</u>
Douglas Eugene Tallent	<u>3</u>
James David Sanders	<u>3</u>
Kristin Chiodo	<u>3</u>

By common agreement, Supervisors Tallent and Robinson shall serve until the next succeeding Supervisors election and Supervisors Cravey, Sanders and Chiodo shall serve until the second succeeding Supervisors election.

5. No votes were received for any candidate for tax assessor and collector and such position is hereby declared to be vacant.

LEGAL DESCRIPTION
330.006 ACRES
DENTON COUNTY, TEXAS

4721 00925

Being 330.006 acres of land situated in the Marsella Jones Survey, Abstract No.662, Denton County, Texas and being part of that tract described in a deed from Cielo Vista Farms Joint Venture to E. Hal Dickson dated December 9, 1994, as recorded in County Clerk's Document No. 94-091354 of the Denton County Land Records and that tract described in a deed from Alta Mae Chisholm to Nita Marie Chisholm Riemer, Daniel Val Chisholm, Michael Allen Chisholm and Terry Lea Chisholm dated October 29, 1990, as recorded Volume 2874, Page 0681 of the Denton County Land Records, and being more particularly described as follows;

BEGINNING at a 1/2-inch iron rod found in the north right-of-way of State Highway No. 380 (a variable width right-of-way), said point being the southwest corner of said Dickson tract and the southeast corner of the James Chambers tract as described in Volume 693, Page 596, Denton County Land Records;

THENCE North 01°27'09" East, leaving the north line of said State Highway No. 380 and along the common line of said Dickson and Chambers tracts, a distance of 1,062.44 feet to a 5/8-inch iron rod with cap (Petitt - RPLS 4087) set for corner;

THENCE North 88°39'53" West, continuing along the common line of said Dickson and Chambers tracts, a distance of 735.53 feet to a 1/2-inch iron rod found for corner, said point being in the east line of F.M No. 2931(a variable width right-of-way);

THENCE North 01°14'05" East, along the east line of said F.M. No. 2931, a distance of 2,402.39 feet to a steel fence post found for corner, said point being the southwest corner of the Ben Adkisson tract as described in Volume 621, Page 137, Denton County Land Records;

THENCE South 88°27'43" East, leaving the east line of said F.M. No. 2931 and along the common line of said Dickson and Adkisson tracts, passing at a distance of 680.29 the southeast corner of said Adkisson tract, said point being the southwest corner of another Ben Adkisson tract as described in Volume 2248, Page 264, Denton County Land Records, continuing along said common line a total distance of 1,364.97 feet to a steel fence post found for corner, said point being the southeast corner of said second Adkisson tract;

THENCE North 02°28'55" East, along the common line of said Dickson and Adkisson tracts, a distance of 611.02 feet to a 5/8-inch iron rod with cap set for corner, said point being the northeast corner of said Dickson tract and in the south line of Fish Trap Road;

THENCE South 88°05'21" East, along the north line of said Dickson tract and south line of said Fish Trap Road, passing at a distance of 1,614.69 feet a 1/2-inch iron rod found in Fish Trap Road, said point being the northeast corner of said Dickson tract and the northwest corner of said Chisholm tract, continuing along the north line of said Chisholm tract and said Fish Trap Road a total distance of 2,203.02 feet to a 5/8-inch iron rod with cap set for corner in said Fish Trap Road;

THENCE in a southeasterly direction, leaving said Fish Trap Road and along the common line of said Chisholm tract and the west line of Lewisville Lake as monumented by the U.S. Army Corps of Engineers as follows:

South 13°23'17" West, passing at a distance of 261.25 feet, a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-POT-2, continuing in all a distance of 540.45 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-3 (reset 1980) found for corner;

North 49°24'48" East, a distance of 191.50 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-A-4 (reset 1980) found for corner;

South 84°58'52" East, a distance of 345.95 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-5 found for corner;

South 25°50'27" East, a distance of 451.30 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-6 found for corner;

South 27°39'32" East, a distance of 420.25 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-7 found for corner;

South 06°35'19" West, a distance of 179.18 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-8 found for corner;

South 19°52'13" West, a distance of 183.19 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-9 found for corner;

North 57°17'41" East, a distance of 131.94 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-10 found for corner;

North 48°12'41" East, a distance of 207.30 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-11 found for corner;

South 62°54'54" East, a distance of 168.05 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-12 found for corner;

South 36°59'54" East, a distance of 230.15 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-13 found for corner;

South 25°47'54" East, a distance of 180.30 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-14 found for corner;

South 01°27'01" West, passing at a distance of 250.00 feet, a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-POT-15, continuing in all a distance of 511.50 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-16 found for corner;

South 40°23'19" West, a distance of 222.00 feet to a broken U.S. Army Corps of Engineers concrete monument found for corner;

South 59°04'41" East, a distance of 288.60 feet to a U.S. Army Corps of Engineers brass monument set in concrete, marked K919-18 found for corner;

South 00°59'38" West, a distance of 186.03 feet to a 1/2-inch iron rod found for corner, said point being the southeast corner of said Chisholm tract and in the north line of the Robert D. West, et ux, tract as described in Volume 3086, Page 15, Denton County Land records;

THENCE North 88°00'35" West, along the south line of said Chisholm tract and the north line of said West tract a distance of 2,089.42 feet to a 1/2-inch iron rod found for corner, said point being the southwest corner of said Chisholm tract, the northwest corner of said West tract and in the east line of said Dickson tract;

THENCE South 02°13'50" West, along the east line of said Dickson tract and the west line of said West tract a distance of 77.79 feet to a 5/8-inch iron rod with cap set for corner;

THENCE South 02°22'36" West, continuing along the common line of said Dickson and West tracts, a distance of 1,047.06 feet to a steel fence post found for corner, said point being the northeast corner of the Miles Lawson tract as described in Volume 861, Page 152, Denton County Land records;

THENCE North 88°14'22" West, along the south line of said Dickson tract and the north line of said Lawson tract a distance of 214.16 feet to a 5/8-inch iron rod with cap set for corner, said point being the northwest corner of The Little Chapel tract as described in Volume 1058, Page 457, Denton County Land records;

THENCE South 01°45'38" West, continuing along the south line of said Dickson tract a distance of 16.16 feet to a 5/8-inch iron rod with cap set for corner, said point being the northeast corner of the Jessie Bishop, Alice Hilliard and Geneva Ritchie tract as described in County Clerk's Document No. 98-088152 of the Denton County Land Records;

THENCE North 88°14'22" West, along the common line of said Dickson and Bishop-Hilliard-Ritchie tracts, a distance of 297.36 feet to a 5/8-inch iron rod with cap set for corner;

THENCE South $02^{\circ}46'19''$ East, along the common line of said Dickson and Bishop-Hilliard-Ritchie tracts, a distance of 207.69 feet to a metal fence post found for corner, said point being the southeast corner of said Dickson tract and in the north line of said State Highway No. 380;

THENCE North $87^{\circ}46'21''$ West, along the south line of said Dickson tract and the north line of said State Highway No. 380 a distance of 1,694.65 feet to the POINT OF BEGINNING and containing 330.006 acres of land more or less.

4721 00927

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

AN ORDER APPROVING A REQUEST BY DENTON COUNTY FRESH WATER SUPPLY
DISTRICT NO. 9 TO CHANGE ITS NAME TO PROVIDENCE VILLAGE WATER
CONTROL AND IMPROVEMENT DISTRICT OF DENTON COUNTY

An application by Denton County Fresh Water Supply District No. 9 (hereafter "District") was presented to the Executive Director of the Texas Commission on Environmental Quality ("Commission") for considering of approval pursuant TEX. WATER CODE §§5.122 and 49.071. The District requests approval to change the District's name from Denton County Fresh Water Supply District No. 9 to Providence Village Water Control and Improvement District.

The Commission has jurisdiction to consider this matter after examining the application and supporting documentation and finds that the District's request to change its name from Denton County Fresh Water Supply District No. 9 to Providence Village Water Control and Improvement District of Denton County should be approved. The District should be directed to follow the requirements of TEX. WATER CODE § 49.071(c) regarding publishing and mailing notice of the name change. The District should be directed to install new name signs as prescribed in TEX. WATER CODE §49.451.

NOW, THEREFORE, BE IT ORDERED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY that the request by Denton County Fresh Water Supply District No. 9 to change its name to Providence Village Water Control and Improvement District of Denton County is approved. The District is directed to follow the requirements of TEX. WATER CODE § 49.071(c) regarding publishing and mailing notice of the name change. The District is directed to install new name signs as prescribed in TEX. WATER CODE §49.451.

Issue Date: **April 13, 2010**


For the Commission

Crawford & Jordan, LLP

Marlo Gordon

Ad # 316596 Acct. # 100067475

THE STATE OF TEXAS

The County of Denton

The County of Tarrant

Bill Patterson

Being duly sworn (s)he is the Publisher/authorized designee of the:
Denton Record-Chronicle X in City of Denton/surrounding areas in Denton County;
The Grapevine Sun ____; Newspaper(s) of general circulation which has been continuously and regularly published for a period of not less than one year preceding the date of the attached notice, and that the said notice was published in said newspaper(s) on the following dates,
Publication of the following neighborhood newspapers began on May 7, 2005:
Lewisville/Flower Mound/HighlandVillage NeighborsGo (name changed from Southern Denton County Neighbors effective 12/2008) ____; Carrollton NeighborsGo ____; Coppell/Valley Ranch NeighborsGo ____.

Notice of District Name Change - Denton County Fresh Water Supply District No. 9 to Providence Village Water Control and Improvement District of Denton County
Denton Record-Chronicle 7/14/10
42 Lines \$30.40

Bill Patterson

Subscribed and sworn to before me this
Witness my hand and official seal

14 day of July 2010
Melissa G. Treadway
Notary Public, Denton, County, Texas

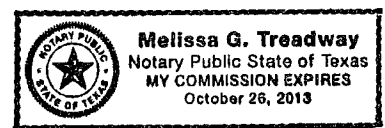
NOTICE OF DISTRICT
NAME CHANGE FROM
DENTON COUNTY FRESH
WATER SUPPLY
DISTRICT NO. 9 TO
PROVIDENCE VILLAGE
WATER CONTROL AND
IMPROVEMENT DISTRICT OF
DENTON COUNTY

Affidavit of Publisher to Publication of Legal Notice
(Here Paste the Notice by Publication Cut from Newspaper)

NOTICE is hereby given that Denton County Fresh Water Supply District No. 9 obtained approval of the Texas Commission on Environmental Quality on April 13, 2010, to change its name to Providence Village Water Control and Improvement District of Denton County. This change takes effect immediately. This change does not affect any outstanding bonds, obligations, or other indebtedness of the District. Any questions concerning the change should be directed to the District's attorney, Mr. Clay E. Crawford at Crawford & Jordan LLP, 19 Briar Hollow Lane, Suite 245, Houston, Texas 77027, (713) 621-3707 and 3100 McKinnon Street, Suite 950, Dallas, Texas 75201, (214) 981-9090.

PROVIDENCE VILLAGE WATER CONTROL AND IMPROVEMENT DISTRICT OF DENTON COUNTY

By: /s/ John W. Mitchell
President, Board of Directors



**NOTICE OF DISTRICT NAME CHANGE FROM
DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 9 TO
PROVIDENCE VILLAGE WATER CONTROL AND IMPROVEMENT DISTRICT OF
DENTON COUNTY**

NOTICE is hereby given that Denton County Fresh Water Supply District No. 9 obtained approval of the Texas Commission on Environmental Quality on April 13, 2010, to change its name to Providence Village Water Control and Improvement District of Denton County. This change takes effect immediately. This change does not affect any outstanding bonds, obligations, or other indebtedness of the District. Any questions concerning the change should be directed to the District's attorney, Mr. Clay E. Crawford at Crawford & Jordan LLP, 19 Briar Hollow Lane, Suite 245, Houston, Texas 77027, (713) 621-3707 and 3100 McKinnon Street, Suite 950, Dallas, Texas 75201, (214) 981-9090.

PROVIDENCE VILLAGE WATER CONTROL
AND IMPROVEMENT DISTRICT OF DENTON
COUNTY

By: /s/ John W. Mitchell
President, Board of Directors