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PUBLIC UTILITY COMMISSION FILING CLERK

APPLICATION OF CHILDRESS CREEK WATER SUPPLY CORPORATION TO AMEND ITS WATER CERTIFICATE OF CONVENIENCE AND NECESSITY IN BOSQUE COUNTY BY DECERTIFYING THE VM NEIGHBORS WATER GROUP TRACTS

### PUBLIC UTILITY COMMISSION OF TEXAS

### APPLICANT'S RESPONSE TO COMMISSION ORDER NO. 5 AND SUPPLEMENT TO ITS APPLICATION TO DECERTIFY THE VM NEIGHBOR TRACTS

Comes now, applicant Childress Creek Water Supply Corporation (Childress), and would show the following in response to Orders No. 5 of the Public Utility Commission (Commission):

### I. BACKGROUND

On June 16, 2015, Childress filed an application with the Commission to decertify a portion of the area served by its certificate of convenience and necessity (CCN) No. 11000 in Bosque County, Texas. Childress filed a supplement to its application on January 15, 2016. On February 16, 2016, Commission Staff filed a supplemental recommendation on the administrative completeness of the application, finding the application remains incomplete because of mapping deficiencies identified in the recommendation and an Interoffice Memorandum dated February 11, 2016. Commission Staff recommended that Childress be given until March 17, 2016 to cure the deficiencies in its application.

Specifically, Staff states that Childress must:

1. submit a revised small scale (general location) map only showing the location of the proposed service area in the vicinity of the nearest town, city, or county; and

2. submit a revised large scale (detailed) map only delineating the proposed service area with enough detail to accurately locate the proposed service area in reference to verifiable man-made and natural landmarks such as streets, railroads and rivers.

In the Interoffice Memorandum attached to its recommendations, Staff also states "The revised small and large scale maps should remove the existing water CCN service area for Childress Creek WSC (11000), and only show the proposed service area, which the Applicant is seeking to decertify."

The Commission issued Order No. 5 on February 24, 2016, adopting Staff's recommendation and setting the March 17, 2016 deadline for Childress to amend its application to cure the mapping deficiencies.

#### II. RESPONSE AND SUPPLEMENT

Childress responds to the Commission's requests below and offers the attached maps as supplements to cure the deficiencies in its application.

- Childress submits a general location (small-scale) map, attached as Exhibit A. As specified in the Interoffice Memo, the existing water CCN service area (colored green in the January 15, 2016 maps) has been removed, leaving only the area to be decertified appearing in red on the printed color maps.
- 2. Childress submits a large-scale (detailed) map, attached as Exhibit B. As specified in the Interoffice Memo, the existing water CCN service area (colored green in the

APPLICANT'S RESPONSE TO ORDER 5 AND APPLICATION SUPPLEMENT PUC Docket No. 44843 Page 3 of 3

January 15, 2016 maps) has been removed, leaving only the area to be decertified

appearing in red on the printed color maps.

### III. PRAYER

Childress respectfully requests that the Commission find its application complete and

grant its request to decertify the VM Neighbors tracts from its certificated area.

Respectfully Submitted,

PATRICIA COY State Bar No. 06918400 Attorney for Childress Creek Water Supply Corporation Patricia Coy & Associates, LLC 815 West 5th Street Clifton, Texas 76634 (254) 675-8663 (254) 675-4567 fax pcoy@bosquelaw.com

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### **CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record in this proceeding on the  $17^{+h}$  day of March, 2016 by facstmile.

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### **OVERSIZED DOCUMENT**

### MAP

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## **OVERSIZED DOCUMENT**

## MAPS

### TO VIEW OVERSIZED DOCUMENTS, PLEASE CONTACT CENTRAL RECORDS AT 512-936-7180