



Control Number: 45283



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**LAW OFFICE OF RICHARD T. MILLER**

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PUBLIC UTILITY COMMISSION  
FILING CLERK

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March 6, 2017

**Via U.S. Mail**

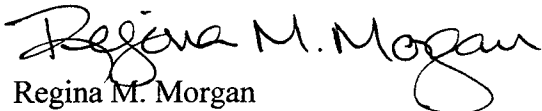
Public Utility Commission of Texas  
Attention: Filing Clerk  
1701 N. Congress Ave.  
P.O. Box 13326  
Austin, TX 78711-3326

Re: PUC Docket No. 45283; SOAH Docket No. 473-16-1834.WS; Ratepayers'  
Appeal of the Decision by North San Saba Water Supply Corporation to Change  
Rates

Greetings,

Enclosed are one original and 20 paper copies of Notice of Settlement and Unopposed Joint Motion  
to Withdraw. Please file the enclosed documents in the above-referenced matter.

Thanks,

  
Regina M. Morgan  
rmmorgan@centex.net

Encl.

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**SOAH DOCKET NO. 473-16-1834.WS  
PUC DOCKET NO. 45283**

<b>RATEPAYERS' APPEAL OF THE</b>	<b>§</b>	<b>BEFORE THE STATE OFFICE</b>
<b>DECISION BY NORTH SAN SABA WATER</b>	<b>§</b>	
<b>SUPPLY CORPORATION TO CHANGE</b>	<b>§</b>	<b>OF</b>
<b>RATES</b>	<b>§</b>	
	<b>§</b>	<b>ADMINISTRATIVE HEARINGS</b>

**NOTICE OF SETTLEMENT AND  
UNOPPOSED JOINT MOTION TO WITHDRAW APPLICATION**

Barbara Horn, on behalf of the North San Saba Water Supply Corporation Ratepayers' Appeal Committee (Appeal Committee), and North San Saba Water Supply Corporation (NSSWSC) file this Notice of Settlement and Unopposed Joint Motion to Withdraw Application, and in support thereof show as follows:

PUC Staff has authorized NSSWSC to represent that they do not oppose a withdrawal of the pending petition.

On October 26, 2015, Barbara Horn filed a petition with the Public Utilities Commission to appeal water rates set by NSSWSC. Ms. Horn and NSSWSC have since come to an agreement regarding a settlement.

Ms. Horn initially brought this appeal on behalf of, and in order to benefit, fixed income/low-usage members of NSSWSC. However, the ALJ's proposal for decision in this matter is worse for the low-end users than the rates being appealed. The ALJ's Proposal would increase the Base Rate from the \$82 passed by the Board to \$83.94, leave the volumetric rates the same for the low-end users, and contain a one year surcharge for cost recovery in an amount estimated to be in excess of \$6 per month.

No one – not the Appeal Committee nor NSSWSC, – wants the rates to be as high on the low-end water users as the Proposal for Decision finds is warranted by the evidence; therefore, the parties have entered into an agreement.

As part of the settlement, the parties have agreed to a base rate of \$82 and that the volumetric rates will remain unchanged. NSSWSC has agreed not to adopt surcharges for cost recovery in this matter or as payments for the Nelson Lewis loan.

Therefore, the Appeal Committee and NSSWSC file this motion pursuant to P.U.C. Proc. R. 22.181(g) to withdraw the Appeal Committee's application. To the extent that a good cause exception is required to withdraw the application, good cause exists by virtue of settlement between the parties and NSSWSC's agreement to this request.

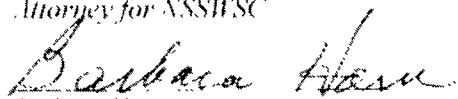
**PRAYER**

WHEREFORE, the Appeal Committee and NSSWSC requests that the Commission enter an order dismissing this proceeding pursuant to P.U.C. Proc. R. 22.181(a) and for other good cause shown under 22.181(d)(10) and (d)(11).

Respectfully submitted and agreed,



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*Attorney for NSSWSC*



Barbara Horn  
Chairman, Ratepayers' Committee  
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San Saba, TX 76877  
325-372-4676

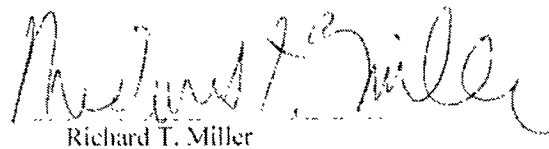
P.U.C. DOCKET NO. 45283  
SOAH DOCKET NO: 473-16-1834.WS

CERTIFICATE OF SERVICE

I certify that on March 6, 2017 a copy of this document was served upon the following parties of record via e-mail, facsimile, or first class mail:

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*Counsel for Public Utility Commission*

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Richard T. Miller