



Control Number: 45369



Item Number: 11

Addendum StartPage: 0



S. D. KALLMAN, L.P.
Engineers and Environmental Consultants
TBPE Firm Registration No. F-516

March 24, 2016

Public Utility Commission of Texas
 1701 North Congress Avenue
 P. O. Box 13326
 Austin, TX 78711-3326

2016 MAR 24 PM 3:10
 PUBLIC UTILITY COMMISSION
 FILING CLERK

**RE: CITY OF COTTONWOOD SHORES
 APPLICATION TO AMEND A WATER AND SEWER CERTIFICATE OF
 CONVENIENCE AND NECESSITY (CCN)
 DOCKET NUMBER: 45369
 TCEQ PWS ID NUMBER: 0270013
 BURNET COUNTY, TEXAS**

Dear Sir or Madam:

We are submitting for your review one original and nine copies of the following requested documents for the Application to "Amend" a Water and Sewer Certificate of Convenience and Necessity (CCN) for the City of Cottonwood Shores, Texas:

- 1) The spreadsheet reflecting the tracking numbers, names and addresses for the various entities that were mailed a letter to be notified of this CCN amendment request.
- 2) The Notarized Affidavits of Notice to Notify Neighboring Systems, Landowners and Cities.
- 3) One document showing that the Burnet County Water Control and Improvement District No. 1 has been dissolved.
- 4) A copy of the Notice for Publication that was published in the Highland Lakes Newspaper two weeks in a row.
- 5) A Publisher's Affidavit from the Highlander Newspaper.
- 6) A letter from the CGG Holdings V, LLC requesting they be excluded from the proposed area.

Should you have any questions or require additional information in your review process, please don't hesitate to contact this office.

Cordially,
S.D. KALLMAN, L.P. ~~
ENGINEERS AND ENVIRONMENTAL CONSULTANTS

Steven D. Kallman, P.E., R.P.L.S.
 President

cc: Mayor Donald Orr, City of Cottonwood Shores



11

DOCKET NO. 45369

**APPLICATION OF CITY OF
COTTONWOOD SHORES TO AMEND
ITS CERTIFICATES OF CONVENIENCE
AND NECESSITY IN BURNET COUNTY** §
§
§
§

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2016 FEB 19 AM 11:04
PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

COMMISSION STAFF'S SECOND RECOMMENDATION ON SUFFICIENCY

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Commission Staff's Second Recommendation on Sufficiency and would show the following:

I. BACKGROUND

On November 20, 2015, the City of Cottonwood Shores (Cottonwood Shores) filed an application to amend its water certificate of convenience and necessity (CCN) No. 13185 and sewer CCN No. 21051 in Burnet County. Cottonwood Shores seeks to amend its CCNs to provide water and sewer services to an area east of the city limits.

In Order No. 1, issued December 2, 2015, Staff was given a deadline of December 21, 2015 to file a recommendation. On December 2, 2015, Staff filed a recommendation of deficiency. Order No. 2, issued December 22, 2015 found the application administratively incomplete and directed Cottonwood Shores to file an amended application by January 22, 2016, and directed Staff to file a supplemental recommendation by February 19, 2016. Cottonwood Shores filed an amended application on January 19, 2016. Therefore, this pleading is timely filed.

II. RECOMMENDATION ON ADMINISTRATIVE COMPLETENESS

Staff has reviewed Cottonwood Shore's application and, as supported by the attached memorandum of Andrew Novak and Kristy Nguyen of the Water Utilities Division, Staff recommends that the application is administratively complete. Staff further recommends that Cottonwood Shores provide notice as instructed in the attached memorandum.

III. PROPOSED PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule:

<i>Event</i>	<i>Date</i>
Deadline for Cottonwood Shores to file affidavits of notice	March 24, 2016
Deadline to intervene, file comments, or request a hearing	30 days after notice is issued
Deadline for Staff to file recommendation, request for hearing, and/or an additional procedural schedule	May 4, 2016

Staff notes that customers have the ability to opt out of a CCN request.¹ In the event customers wish to opt out of the CCN, additional procedures may be needed before Staff may make a recommendation. Additionally, in the event Staff were to recommend final approval of the CCN amendment, Staff's ability to meet the above deadline is driven in part by Staff's receipt of consent to final mapping from Cottonwood Shores. Therefore, Staff's proposed procedural allows Staff the opportunity to either file a recommendation after the customer comment period or provide an additional procedural schedule.

IV. CONCLUSION

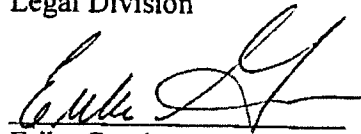
Staff respectfully requests the entry of an order consistent with the above recommendations.

¹ 16 TAC § 24.102(h).

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division


Karen S. Hubbard
Managing Attorney
Legal Division



Erika Garcia
Attorney-Legal Division
State Bar No. 24092077
(512) 936-7290
(512) 936-7268 (facsimile)
Public Utility Commission of Texas
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

DOCKET NO. 45369
CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record February 19, 2016, in accordance with 16 TAC § 22.74.


Erika Garcia

PUC Interoffice Memorandum

To: Erika Garcia, Attorney
Legal Division

Thru: Tammy Benter, Director
Lisa Fuentes, Work Leader
Water Utilities Division

From: Andrew Novak, Financial Analyst
Kristy Nguyen, GIS Specialist
Water Utilities Division

Date: February 19, 2016

Subject: **Docket No. 45369**, *Application of City of Cottonwood Shores to Amend its Certificates of Convenience and Necessity in Burnet County.*

On November 20, 2015, the City of Cottonwood Shores (Cottonwood Shores) filed with the Public Utility Commission of Texas (Commission) an application to amend its water Certificate of Convenience and Necessity (CCN) No. 13185 and sewer CCN No. 21051 in Burnet County. Cottonwood Shores seeks to amend its CCNs to provide water and sewer services to an area east of the city limits. This application is being reviewed pursuant to 16 Tex. Admin. Code § 24.8(a) (TAC).

After review of the application, Staff recommends that the application be found sufficient for filing and that Cottonwood Shores be ordered to issue the attached notices as directed below:

- 1) In addition to those entities listed in the application, Cottonwood Shores must also notice the following entities located within 2-miles of the outer boundary of the proposed waters and sewer service areas requested with this application in accordance with 16 TAC § 24.106(b)(2):
 - Channel Oaks Water System 12109
 - Wilderness Cove Water Company 12334
 - Colibri Ranches Water System 13155
 - LCRA
 - Burnet County WCID 1
 - Horseshoe Bay WCID 1
 - Meadowlakes
 - Central Texas Groundwater Conservation District
 - Burnet County Judge

- 2) Provide the correct notice of the application to the following in accordance with 16 TAC § 24.106(b)(2):
 - a) any districts, groundwater conservation districts, counties, utilities, cities, cities with an extraterritorial jurisdiction within two (2) miles of the outer boundary of the proposed service areas;
 - b) any city with an extraterritorial jurisdiction which overlaps the proposed service areas; and
 - c) landowners with more than 25 acres and any affected parties in the proposed CCN area. The landowner information may be obtained from the county appraisal district tax rolls for the county or counties in which the proposed CCN lies; and
 - d) notice to the public which must be published once a week for two (2) consecutive weeks in a newspaper of general circulation in Burnet County.
- 3) Include a copy of a map showing the proposed service areas with the individual notices to neighboring utilities, customers and other affected parties. It is the Cottonwood Shore's burden to provide an accurate map delineating the proposed service areas with each individual notice. Information related to districts including addresses can be obtained by Cottonwood Shores from the TCEQ web site located at <http://www14.tceq.texas.gov/iwud/>
- 4) File copies of the actual notices sent and signed affidavit (blank forms attached)

Cottonwood Shores should file a copy of the actual notice and map issued with the individual mailed notice, tearsheets of the published notice, and the signed affidavits (copies attached), indicating that the publication and notice was given in accordance with 16 TAC § 24.106(b)(6).

Name of Entity	Address	Certified Mail Tracking Number
Central Texas Groundwater Conservation District	225 S. Pierce Street # 104 Burnet, Texas 78611	70141200000007171960
Colibri Ranches Water System 13155	P.O. Box 4740 Horseshoe Bay, Texas 78657	70141200000007171977
City of Meadowlakes	177 Broadmoor Street Meadowlakes, Texas 78654	70141200000007171991
Horseshoe Bay WCID 1	P.O. Box 7765 Horseshoe Bay, Texas 78657	70141200000007171984
Wilderness Cove Water Company 12334	115 Wilderness Drive Marble Falls, Texas 78654	70141200000007171915
LCRA 11670	P.O. Box 220 Austin, Texas 78767	70141200000007171953
City of Granite Shoals	2221 N. Phillips Ranch Road Granite Shoals, Texas 78654	70141200000007171946
City of Marble Falls	800 3rd Street Marble Falls, Texas 78654	70141200000007171939
City of Horseshoe Bay	1 Community Drive Horseshoe Bay, Texas 78657	70141200000007171922
CGG Holdings V, LLC	2800 Norwood Road Austin, Texas 78703	70141200000007171908
County Judge James Oakley	220 South Pierce Burnet, Texas 78611	70141200000007171892
Channel Oaks Water System 12109	26550 Ranch Road 12, Suite 1 Dripping Springs, Texas 78620	70141200000007171885
Bryan Maxey	4533 N. Versailles Avenue Dallas, Texas 75205	70141200000007171878

PUBLIC UTILITY COMMISSION



AFFIDAVIT OF NOTICE TO NOTICE NEIGHBORING SYSTEMS, LANDOWNERS AND CITIES

DOCKET NO. 45369

STATE OF TEXAS
COUNTY OF Burnet

Karric Cummings has provided individual notice to the following entities:

	DATE
<u>County Judge James Oakley</u>	<u>2-29-16</u>
<u>Channel Oaks Water System</u>	<u>2-29-16</u>

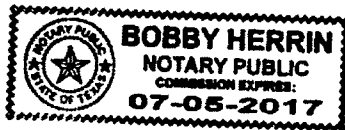
OATH

I, Karric Cummings, being duly sworn, file this form as Financial Officer (indicate relationship to applicant, that is, owner, member of partnership, title of officer of corporation, or other authorized representative of applicant); that in such capacity, I am qualified and authorized to file and verify such form, am personally familiar with the notices given with this application, and have complied with all notice requirements in the application and application acceptance letter, and that all such statements made and matters set for therein are true and correct.

[Signature]
Applicant's Authorized Representative

If the applicant to this form is any person other than the sole owner, partner, officer of the applicant, or its' attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 29 day of February, 2016, to certify which witness my hand and seal of office.



Bobby Herrin
Notary Public in and for the State of Texas

Bobby Herrin
Print or Type Name of Notary Public

Commission Expires 7/5/17

PUBLIC UTILITY COMMISSION



AFFIDAVIT OF NOTICE TO NOTICE NEIGHBORING SYSTEMS, LANDOWNERS AND CITIES

DOCKET NO. 45369

STATE OF TEXAS
COUNTY OF Burnet

Karrie Cummings has provided individual notice to the following entities:

Wilderness Cove Water Co DATE 2-29-16
CGC Holdings V, LLC DATE 2-29-16

OATH

I, Karrie Cummings, being duly sworn, file this form as Financial Officer (indicate relationship to applicant, that is, owner, member of partnership, title of officer of corporation, or other authorized representative of applicant); that in such capacity, I am qualified and authorized to file and verify such form, am personally familiar with the notices given with this application, and have complied with all notice requirements in the application and application acceptance letter, and that all such statements made and matters set for therein are true and correct.

[Signature]
Applicant's Authorized Representative

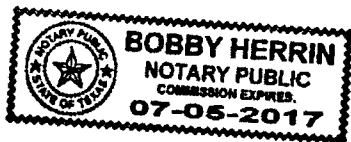
If the applicant to this form is any person other than the sole owner, partner, officer of the applicant, or its' attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 29 day of February, 2016 to certify which witness my hand and seal of office.

[Signature]
Notary Public in and for the State of Texas

Bobby Herrin
Print or Type Name of Notary Public

Commission Expires 7/5/17



PUBLIC UTILITY COMMISSION



AFFIDAVIT OF NOTICE TO NOTICE NEIGHBORING SYSTEMS, LANDOWNERS AND CITIES

DOCKET NO. 45369

STATE OF TEXAS
COUNTY OF Burnet

Karric Cummings has provided individual notice to the following entities:

	DATE
<u>LCRA</u>	<u>2-29-16</u>
<u>City of Granite Shoals</u>	<u>2-29-16</u>

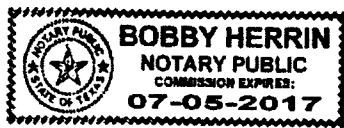
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Notary Public in and for the State of Texas

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AFFIDAVIT OF NOTICE TO NOTICE NEIGHBORING SYSTEMS, LANDOWNERS AND CITIES

DOCKET NO. 45369

STATE OF TEXAS
COUNTY OF Burnet

Karrie Cummings has provided individual notice to the following entities:

	DATE
<u>City of Moadoukkes</u>	<u>2-29-16</u>
<u>Horseshoe Bay VICIO 1</u>	<u>2-29-16</u>

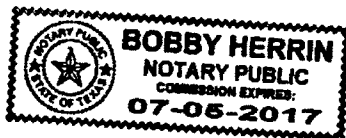
OATH

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AFFIDAVIT OF NOTICE TO NOTICE NEIGHBORING SYSTEMS, LANDOWNERS AND CITIES

DOCKET NO. 45369

STATE OF TEXAS
COUNTY OF Burnet

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	DATE
<u>Colibri</u>	<u>2-29-16</u>
<u>Central Texas Groundwater Conservation District</u>	<u>2-29-16</u>

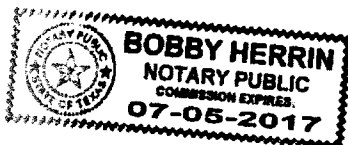
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Notary Public for and for the State of Texas

Bobby Herrin
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PUBLIC UTILITY COMMISSION



AFFIDAVIT OF NOTICE TO NOTICE NEIGHBORING SYSTEMS, LANDOWNERS AND CITIES

DOCKET NO. 45369

STATE OF TEXAS
COUNTY OF Burnet

Karric Cummings has provided individual notice to the following entities:

	DATE
<u>City of Marble Falls</u>	<u>2-29-16</u>
<u>City of Horseshoe Bay</u>	<u>2-29-16</u>

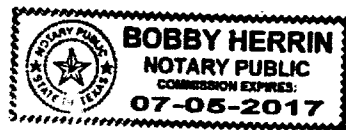
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Bobby Herrin
Notary Public in and for the State of Texas

Bobby Herrin
Print or Type Name of Notary Public

Commission Expires 7/5/17

PUBLIC UTILITY COMMISSION



AFFIDAVIT OF NOTICE TO NOTICE NEIGHBORING SYSTEMS, LANDOWNERS AND CITIES

DOCKET NO. 45369

STATE OF TEXAS
COUNTY OF Burnet

Karric Cummings has provided individual notice to the following entities:

Bryan Mayes DATE 2-29-16

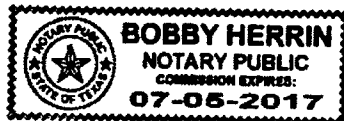
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Subscribed and sworn to before me this 29 day of February, 2016 to certify which witness my hand and seal of office.



[Signature]
Notary Public in and for the State of Texas

Bobby Herrin
Print or Type Name of Notary Public

Commission Expires 7/5/17



AN ORDER OF BURNET COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1 WITHIN THE COUNTY OF BURNET, TEXAS, FINDING THAT THE TRUSTEE HAS REDUCED ALL ASSETS AND RESOURCES OF THE DISTRICT TO POSSESSION AND MONEY AND HAS DISCHARGED THE OUTSTANDING OBLIGATIONS OF THE DISTRICT; DISCHARGING THE TRUSTEE; AND ENTERING THE FINAL ORDER OF DISSOLUTION FOR THE DISTRICT AND FILING OF THE SAME

THE STATE OF TEXAS §
COUNTY OF BURNET §
BURNET COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1 §

WHEREAS, the Burnet County Water Control and Improvement District No. 1 (the "District") is authorized under Texas Special District Local Laws, Chapter 9030 (the "Special Act") and Chapter 51 of the Texas Water Code, as amended (the "Water Code") to voluntarily dissolve upon a finding of the District's Board of Directors (the "Board") that the proposed undertaking of the District is impracticable or apparently cannot be successfully and beneficially accomplished so long as the District has not authorized construction bonds or the final lending of its credit; and

WHEREAS, the District has held a public hearing in accordance with Sections 51.781(b)-51.783 of the Water Code regarding the dissolution of the District, and after all interested persons had the opportunity to present evidence regarding the dissolution of the District at the public hearing, the Board determined that the dissolution of the District would be in the best interest for the persons and property within the District and ordered the dissolution of the District; and

WHEREAS, the District appointed Brandon W. Meek as Trustee to close the affairs of the District and to reduce all assets and resources of the District to possession and money and apply them to discharge the outstanding obligations of the District; and

WHEREAS, all obligations of the District are paid and the Trustee's account is verified and settled; and

WHEREAS, the District now wishes to enter its final order of dissolution and record this final order in the deed records of Burnet County, Texas.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS FOR THE DISTRICT:

Section 1: The Recitals set forth above are hereby incorporated in and made a part of this Order by this reference.

Section 2: The Board has determined that the best interests of the persons and property in the District will be served by dissolving the District, has entered this finding, and has ordered the dissolution of the District.

Section 3: The Board appointed Brandon W. Meek as trustee to close the affairs of the District. The Trustee has reduced all assets and resources of the District to possession and money and has applied them to discharge the outstanding obligations of the District, having regard to specific funds.

Section 4: The Trustee has confirmed that all of the District's assets and resources have been reduced to possession and money and has applied them to discharge any outstanding obligations of the District. The Trustee's account is verified and settled, and the Trustee is hereby discharged.

Section 5: The Trustee's account has been verified and settled, the Board finds that all obligations of the District are paid, and the Trustee is hereby discharged.

Section 6: The District hereby orders the District dissolved and orders that this Order be recorded in the deed records of Burnet County, Texas.


Section 7: If any portion of this Order shall, for any reason, be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the remaining provisions hereof and the Board hereby determines that it would have adopted this Order without the invalid provision.

Section 8: This Order shall be in full force and effect from and after its passage, and it is accordingly so resolved.

[The remainder of this page is intentionally left blank]

PASSED AND APPROVED ON THIS 9th DAY OF SEPTEMBER, 2015.

Burnet County Water Control and Improvement
District No. 1



Brandon W. Meek, President
Board of Directors

ATTEST:

Travis M. Perry, Secretary

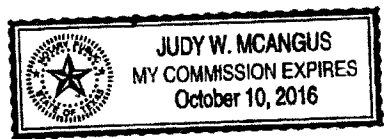
(DISTRICT SEAL)

After Recording Please return to:
Judy McAngus
Winstead PC
401 Congress Avenue, Suite 2100
Austin, Texas 78701

THE STATE OF TEXAS §
 §
COUNTY OF BURNET §

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared Brandon W. Meek and Travis M. Perry whose names are subscribed to the foregoing Order and acknowledged to me that they, each individually and for himself, executed the same for the purposes and in the capacities therein expressed.

WITNESS MY HAND AND SEAL OF OFFICE, this 9th day of September, 2015.



Judy W. McAngus

Notary Public in and for the State of Texas

EXHIBIT "A"

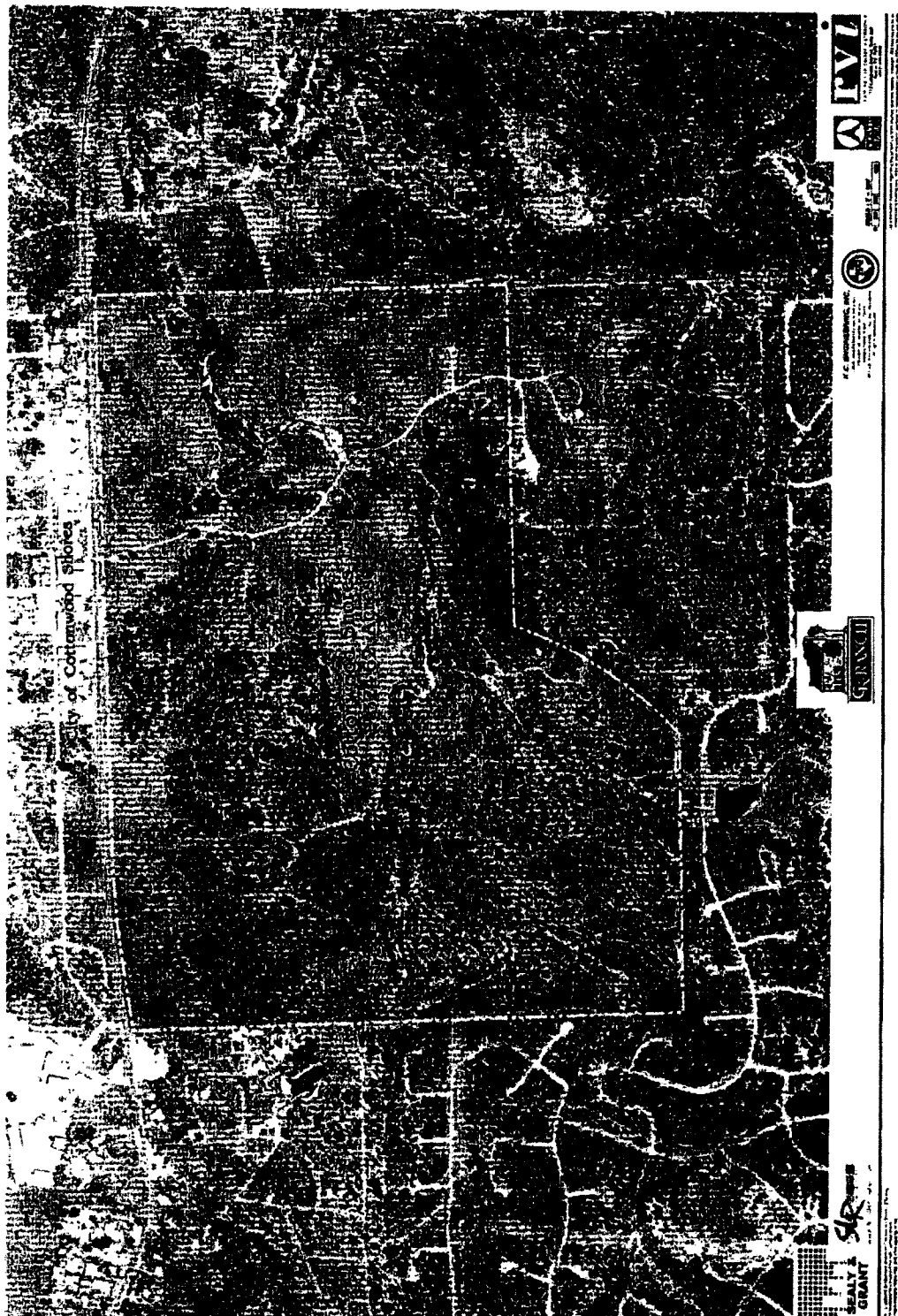


EXHIBIT "B"

H.B. No. 3990

FIELD NOTES TO DESCRIBE A 324.621 ACRE TRACT OF LAND, CONSISTING OF APPROXIMATELY 149.766 ACRES OF LAND, OUT OF THE P. LEUDERS SURVEY NO. 602, ABSTRACT NO. 560 AND APPROXIMATELY 174.852 ACRES OF LAND, OUT OF THE F ENGLEKING SURVEY NO. 611, ABSTRACT NO. 284, BOTH OF WHICH ARE SITUATED IN BURNET COUNTY, TEXAS, AND BEING A PORTION OF THAT CALLED 414.78 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO SEALY KRUMM PARTNERS, L.P., A GEORGIA LIMITED PARTNERSHIP, AS RECORDED IN VOLUME 1382, PAGE 439 OF THE OFFICIAL PUBLIC RECORDS OF BURNET COUNTY, TEXAS (O.P.R.B.C.T.), SAID 324.621 ACRES BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A ½" IRON ROD FOUND, LYING IN THE SOUTH RIGHT-OF-WAY, DESCRIBED IN A DEED TO THE STATE OF TEXAS, AS RECORDED IN VOLUME 129, PAGE 551 OF THE DEED RECORDS OF BURNET COUNTY TEXAS (D.R.B.C.T.), THE APPROXIMATE WEST LINE OF THE JASON WORMSLEY SURVEY NO. 601, ABSTRACT NO. 959 AND THE APPROXIMATE EAST LINE OF SAID P. LEUDERS SURVEY, FOR THE NORTHWEST CORNER OF THAT CALLED 470 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO H. R. ANDERSON, AS RECORDED IN VOLUME 80, PAGE 593 D.R.B.C.T., THE NORTHEAST CORNER OF SAID 414.7 ACRE TRACT, AND THE NORTHEAST CORNER HEREOF.

THENCE S01°52'16"E [S01°52'16"E], WITH THE APPROXIMATE WEST LINE OF SAID JASON WORMSLEY SURVEY, THE WEST LINE OF SAID 470 ACRE TRACT, THE APPROXIMATE EAST LINE OF SAID P. LEUDERS SURVEY, THE EAST LINE OF SAID 414.78 ACRE TRACT, AND THE EAST LINE HEREOF, A DISTANCE OF 2,643.85 FEET, TO A CALCULATED POINT, IN THE CITY OF HORSESHOE BAY'S APPROXIMATE EXTRA TERRITORIAL JURISDICTION (ETJ) LINE, FOR THE EASTERLY SOUTHEAST CORNER HEREOF, FROM WHICH A ½" IRON ROD FOUND, FOR THE NORTHEAST CORNER OF HORSESHOE BAY SOUTH PLAT K10.1, AS RECORDED IN VOLUME 4 PAGE B7-B OF THE PLAT RECORDS OF BURNET COUNTY, TEXAS (P.R.B.C.T.) AND THE EASTERLY SOUTHEAST CORNER OF SAID 414.78 ACRE TRACT, BEARS S01°52'16"E [S01°52'16"E]. A DISTANCE OF 1,628.02 FEET;

THENCE, OVER AND ACROSS, SAID 414.78 ACRE TRACT, WITH SAID CITY OF HORSESHOE BAY'S APPROXIMATE ETJ LINE, THE FOLLOWING TWO (2) CALLS NUMBERED 1 AND 2:

1. S88°25'56"W, WITH A SOUTH LINE HEREOF, A DISTANCE OF 2,117.67 FEET. TO A CALCULATED POINT, AT THE BEGINNING OF A NON-TANGENT CURVE TO THE RIGHT, FOR AN INTERIOR CONER HEREOF, AND

2. WITH AN INTERIOR LINE HEREOF AND SAID NON-TANGENT CURVE TO THE RIGHT, AN ARC LENGTH OF 1,262.09 FEET, HAVING A RADIUS OF 2,545.06 FEET, THROUGH A CENTRAL ANGLE OF 28°24'47", A CHORD BEARING S32°48'10"W, A DISTANCE OF 1,249.20 FEET, TO A CALCULATED POINT, IN THE APPROXIMATE NORTH LINE OF THE J. HARRELL SURVEY NO. 570, ABSTRACT NO. 454, THE NORTH LINE OF HORSESHOE BAY SOUTH PLAT K8.1, AS RECORDED IN VOLUME 3, PAGE 86 P.R.B.C.T., THE APPROXIMATE SOUTH LINE OF SAID F. ENGLEKING SURVEY, A SOUTH LINE OF SAID 414.78 ACRE TRACT, FOR THE WESTERLY SOUTHEAST CONER HEREOF;

THENCE S88°51'32"W [S88°51'32"W], WITH THE APPROXIMATE NORTH LINE OF SAID J. HARRELL SURVEY, THE NORTH LINE OF SAID HORSESHOE BAY PLAT K8.1, A NORTH LINE OF HORSESHOE BAY PLAT K11.1, AS RECORDED IN VOLUME 4, PAGE 103 P.R.B.C.T., THE APPROXIMATE SOUTH LINE OF SAID F. ENGLEKING SURVEY, A SOUTH LINE OF SAID 414.78 ACRE TRACT, AND A SOUTH LINE HEREOF, A DISTANCE OF 1,727.31 FEET, TO A STONE MOUND FOUND, LYING WITHIN SAID HORSESHOE BAY PLAT K11.1, IN THE APPROXIMATE EAST LINE OF THE A.C. FUCHS SURVEY NO. 1448, ABSTRACT NO. 1484, FOR THE SOUTHWEST CONER OF SAID F. ENGLEKING SURVEY, THE SOUTHWEST CORNER OF SAID 414.78 ACRE TRACT, AND THE SOUTHWEST CORNER HEREOF;

THENCE, N01°59'42"W [N01°59'42"W], WITH THE APPROXIMATE EAST LINE OF SAID A. C. FUCHS SURVEY, THE EAST LINE OF SAID HORSESHOE BAY SOUTH PLAT K11.1, THE EAST LINE OF HORSESHOE BAY PLAT K13.1, AS RECORDED IN VOLUME 4, PAGE 135 P.R.B.C.T., THE EAST LINE OF CASTLE TERRACE, AS RECORDED IN VOLUME 1, PAGE 135 P.R.B.C.T., THE EAST LINE OF CASTLE TERRACE, AS RECORDED IN VOLUME 1 PAGE 198 P.R.B.C.T., THE APPROXIMATE WEST LINE OF SAID F. ENGLEKING SURVEY, THE WEST LINE OF SAID 414.78 ACRE TRACT, AND THE WEST LINE HEREOF, A DISTANCE OF 3,529.55 FEET, TO A PK NAIL FOUND, LYING IN THE SOUTH RIGHT-OF-WAY

H.B. No. 3990

LINE OF SAID FM HIGHWAY NO. 2147, FOR THE NORTHEAST CORNER OF SAID CASTLE TERRACE, THE NORTHWEST CORNER OF SAID 414.78 ACRE TRACT AND THE NORTHWEST CORNER HEREOF;

THENCE, WITH THE SOUTH RIGHT-OF-WAY LINE OF SAID FM HIGHWAY NO. 2147, THE NORTHERLY LINE OF SAID 414.78 ACRE TRACT, AND THE NORTHERLY LINE HEREOF, THE FOLLOWING SIX (6) CALLS, NUMBERED 3 THRU 8:

3. N79°32'49"2 [N79°32'49"E], A DISTANCE OF 37.51 FEET [37.51 FEET], TO A TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) TYPE I CONCRETE MARKER FOUND;

4. N80°43'47"E [N80°43'47"E], A DISTANCE OF 370.69 FEET [370.69 FEET], TO A TXDOT TPE I CONCRETE MARKER FOUND, AT THE BEGINNING OF A TANGENT CURVE TO THE LEFT, 50 FEET RIGHT OF ENGINEER'S PC STATION NO. 31+69.60, FROM WHICH A TXDOT TYPE I CONCRETE MARKER FOUND, LYING IN THE NORTH RIGHT-OF-WAY LINE OF SAID FM HIGHWAY NO. 2147, BEARS N09°21'04"W, A DISTANCE OF 100.01 FEET;

5. WITH SAID CURVE TO THE LEFT, AN ARC LENGTH OF 740.00 FEET [740 FEET], HAVING A RADIUS OF 5,679.58 FEET [5,679.58 FEET], THROUGH A CENTRAL ANGLE OF 07°27'54" [07°27'54"], A CHORD BEARING N84°22'32"E [N84°22'32"E], A DISTANCE OF 739.47 FEET [739.47 FEET], TO A TXDOT TYPE I CONCRETE MARKER FOUND, FOR A POINT OF TANGENCY HEREOF, FROM WHICH A TXDOT TYPE I CONCRETE MARKER FOUND, LYING IN THE NORTH RIGHT-OF-WAY LINE OF SAID FM HIGHWAY NO. 2147, BEARS N01°51'40"W, A DISTANCE OF 100.20 FEET;

6. N88°02'40"E [N88°02'40"E], A DISTANCE OF 983.60

H.B. No. 3990

FEET, TO A TXDOT TYPE I CONCRETE MARKER FOUND, FROM WHICH A TXDOT TYPE I CONCRETE MARKER FOUND, LYING IN THE NORTH RIGHT-OF-WAY LINE OF SAID FM HIGHWAY NO. 2147, BEARS N01°44'07"W, A DISTANCE OF 99.01 FEET;

7. N88°04'28"E [N88°04'28"E], A DISTANCE OF 1,400.30 FEET [1,400.30 FEET], TO A TXDOT TYPE I CONCRETE MARKER FOUND, AND

8. N87°54'44"E [N87°54'44"E], A DISTANCE OF 1036.65 FEET, TO THE POINT OF BEGINNING, AND CONTAINING 324.621 ACRES OF LAND, MORE OR LESS.

FILED AND RECORDED



OFFICIAL PUBLIC RECORDS

Janet Parker

201507909

September 22, 2015 11:09:07 AM

FEE: \$48.00

Janet Parker, County Clerk

Burnet County, Texas

Notice for Publication

Docket No. 45369

NOTICE OF APPLICATION TO AMEND A CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) IN BURNET COUNTY, TEXAS

The City of Cottonwood Shores has filed an application with the Public Utility Commission of Texas to amend their water CCN No. 13185 and sewer CCN No. 21051 in Burnet County.

The proposed utility service area is located approximately 0.3 miles east of downtown Cottonwood Shores, Texas, and is generally bounded on the north by FM 2147; on the east by the City of Marble Falls ETJ; on the south by Mountain Dew Road; and on the west by Horseshoe Bay.

The proposed water and sewer service area being amended includes approximately 413 total acres which includes 0 current customers.

A copy of the proposed service area map is available at The City of Cottonwood Shores, 3808 Cottonwood Drive, Cottonwood Shores, Texas 78657, Telephone Number: (830) 693-3808

A request for a public hearing must be in writing. You must state (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent, would be adversely affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication notice. A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

If a public hearing is requested, the Commission will not issue the CCN and will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the proposed area, you may request to be excluded from the proposed area (or "opt out") by providing written notice to the commission within (30) days from the date that notice was provided by the applicant. All requests to opt out of the requested service area must include a scaled, general location map and a metes and bounds description of the tract of land.

Persons who meet the requirements to opt out, and wish to request this option should file the required documents with the:

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

A copy of the request to opt out of the proposed area must also be sent to the applicant. Staff may request additional information regarding your request.

Si desea informacion en Espanol, puede llamar al 1-512-936-7221

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Highland Lakes Newspapers

The Highlander - Burnet Bulletin

20-A Highlander Circle, PO Box 1000
Marble Falls, TX 78654-1000
(830) 693-4567

PUBLISHER'S AFFIDAVIT

STATE OF TEXAS

COUNTY OF BURNET

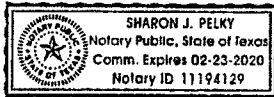
Before me, the undersigned authority, on this day personally appeared

Cheryl Michel who being by me duly sworn, deposes and
(name)
says that (s)he is a bona fide representative of the Highlander
(name of newspaper)
that said newspaper is regularly published in Burnet County(ies)
and generally circulated in Burnet, Hancock County(ies),
Texas, and that the attached public notice was published in said newspaper on the following
date(s), to wit: 3-1-16, 3-8-16
and that the attached is a true copy of said notice

Cheryl Michel
Newspaper Representative's Signature

Subscribed and sworn to before me this 9th day of March, 2016, to certify which witness
my hand and seal of office

Sharon J. Pelky
Notary Public in and for the State of Texas



Sharon J. Pelky
Print or Type Name of Notary Public

My Commission Expires 2-23-2020

ABILITY, REPEALER, EFFECTIVE DATE,

ANCE NO. 678
ontrol Devices"

ANITE SHOALS, BURNET COUNTY, TEXAS,
NCE NO. 555 AND AMENDING CHAPTER 30
UBLIC PROPERTIES OF THE CITY OF GRAN-
FO: CREATE A NEW ARTICLE IN THE ATLC
ERTAIN TRAFFIC ZONES, INCLUDING STOP
NG THE DIRECTION OF TRAFFIC CONTROL
S OF FACT; SAVINGS; SEVERABILITY; RE-
ROPER NOTICE AND MEETING.

ANCE NO. 682
Alcoholic Beverages"

ANITE SHOALS, TEXAS, REPEALING (ORDI-
E OF ALCOHOLIC BEVERAGES AND INCOR-
INTO THE CITY OF GRANITE SHOALS CODE
PTER 3 (ALCOHOLIC BEVERAGES); AND IN-
VDINGS OF FACT; A SAVINGS CLAUSE; SEV-
ATE; AND PROPER NOTICE AND MEETING.

ANCE NO. 684
ite Fee from General Fee Ordinance"

ANITE SHOALS, TEXAS, AMENDING APPEN-
ALS CODE OF ORDINANCES; REMOVING A
ITH THE DROUGHT RATE INCREASE OF THE
ITY (LCRA) FOR THE PURCHASE OF WATER
ERFACE WATER SYSTEM; AND PROVIDING
FACT; A SAVINGS CLAUSE; SEVERABILITY;
ROPER NOTICE AND MEETING.

ANCE NO. 685
ement Pilot Program"

ANITE SHOALS, TEXAS, ADOPTING A PILOT
ENT HARVESTING; AMENDING SECTION 24
S CODE OF ORDINANCES TO PERMIT BOW
ANTS IN THE PILOT PROGRAM; AND PRO-
INGS OF FACT, SAVINGS, SEVERABILITY, RE-
PER NOTICE AND MEETING.

or
upon

entirety, at the Office of the City Secretary of Granite
Shoals, TX, 78654; or, on the official city

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**Notice of Publication
Docket No. 45369.**

**NOTICE OF APPLICATION TO AMEND A CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) IN
BURNET COUNTY, TEXAS**

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The proposed water and sewer service area being amended includes approximately 413 total acres which includes 0 current customers.

A copy of the proposed service area map is available at The City of Cottonwood Shores, 3808 Cottonwood Drive, Cottonwood Shores, Texas 78657, Telephone Number: (830) 693-3808.

A request for a public hearing must be in writing. You must state (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent, would be adversely affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

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Central Records
1701 North Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

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

A copy of the request to opt out of the proposed area must also be sent to the applicant. Staff may request additional information regarding your request.

Si desea información en Español, puede llamar al 1-512-936-7221

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CONVENIENCE AND NECESSITY (CCN) IN
BURNET COUNTY, TEXAS

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Si desea información en Español, puede llamar al 1-512-936-7221

www.cottonwoodshores.com

for consideration by the Board of Directors will be held on Thursday, March 24, 2016, at 9:00 a.m. at the District's office at 225 South Pierce, Suite 104, Burnet, Texas 78611, in accordance with the District's rules. Each proposed permit and its application is available for inspection at the District's office.

The Board of Directors may deny or grant in full or in part a permit application, and issue a permit amount less than, equal to, or exceeding the amount claimed in the application, based upon the amount received at the hearing and notwithstanding the General Manager's recommendation.

In order to protest the General Manager's recommendation or request a contested case hearing application, the applicant or an affected person, in accordance with District Rule 7.60 must: (1) file in writing a contested case hearing request so that it is received by the District prior to March 24, 2016; (2) appear before the Board at the preliminary hearing and oppose the application or recommendation; and (3) written requests received after the deadline will not be considered timely filed, and will not be processed by the District.

New Large Well Drilling Permits

Application No(s): DPA-0205161
Applicant Name & Address:
Brian Robinson
16 Westview Drive
Round Rock, TX 78664
Physical Well Location(s):
6150 CR 252, Burnet, Texas
Purpose of Use: Irrigation
Proposed Maximum Pumping Capacity: 50 gpm
Proposed Completion: Trinity Aquifer
Recommendation by General Manager:

It is the intent of the General Manager to recommend approval of the Permit Application.

Application No(s): DPA-0205162
Applicant Name & Address:
Brian Robinson
16 Westview Drive
Round Rock, TX 78664
Physical Well Location(s):
6150 CR 252, Burnet, Texas
Purpose of Use: Irrigation
Proposed Maximum Pumping Capacity: 50 gpm
Proposed Completion: Trinity Aquifer
Recommendation by General Manager:

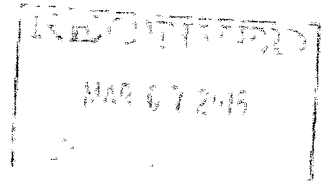
It is the intent of the General Manager to recommend approval of the Permit Application.

Amendment to Operating Permit

Permit Number: OP-10101906
Applicant Name & Address:
Brian Robinson
16 Westview Drive
Round Rock, TX 78664
Address of well location:
6150 CR 252, Burnet, Texas
Annual Production:
Two additional wells to an existing 200 Acre-Feet per year permit
Pumping Capacity:
50 gallons per minute each
Purpose of use of the water:
Irrigation
Recommendation by General Manager:

It is the intent of the General Manager to recommend approval of the Permit Amendment.

For information about a permit application or submitting a contested case hearing application, please contact the District by phone at 512-756-4900, in person at 225 S. Pierce, Suite 104, Burnet, Texas 78611, or on the District's website at www.centraltexas.gov. These proposed permits, if issued as final permits, would authorize the permit holder to beneficially use groundwater within the Central Texas Groundwater Conservation District, subject to the terms and conditions set forth in the permits.



CGG Holdings V, LLC
2800 Northwood Rd.
Austin, TX 78703

March 3, 2016

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

To whom it may concern:

On March 2, 2016, CGG Holdings V, LLC received a letter titled "Notice of Application to Amend a Certificate of Convenience and Necessity (CCN) in Burnet County, Texas."

Pursuant to the instructions in the letter, CGG Holdings V, LLC requests that its tract be excluded from the proposed area because the tract contains more than 25 acres of land. A scaled, general located map of the subject tract is attached to this letter as Exhibit A, and a metes and bounds description of the tract is attached as Exhibit B.

CGG Holdings V, LLC can be contacted by mail at 2800 Northwood Rd. / Austin, TX 78703 or by phone at (512) 472-4842. The applicant in this case is The City of Cottonwood Shores, and the docket number is 45369.

A copy of this request has been sent to the applicant.

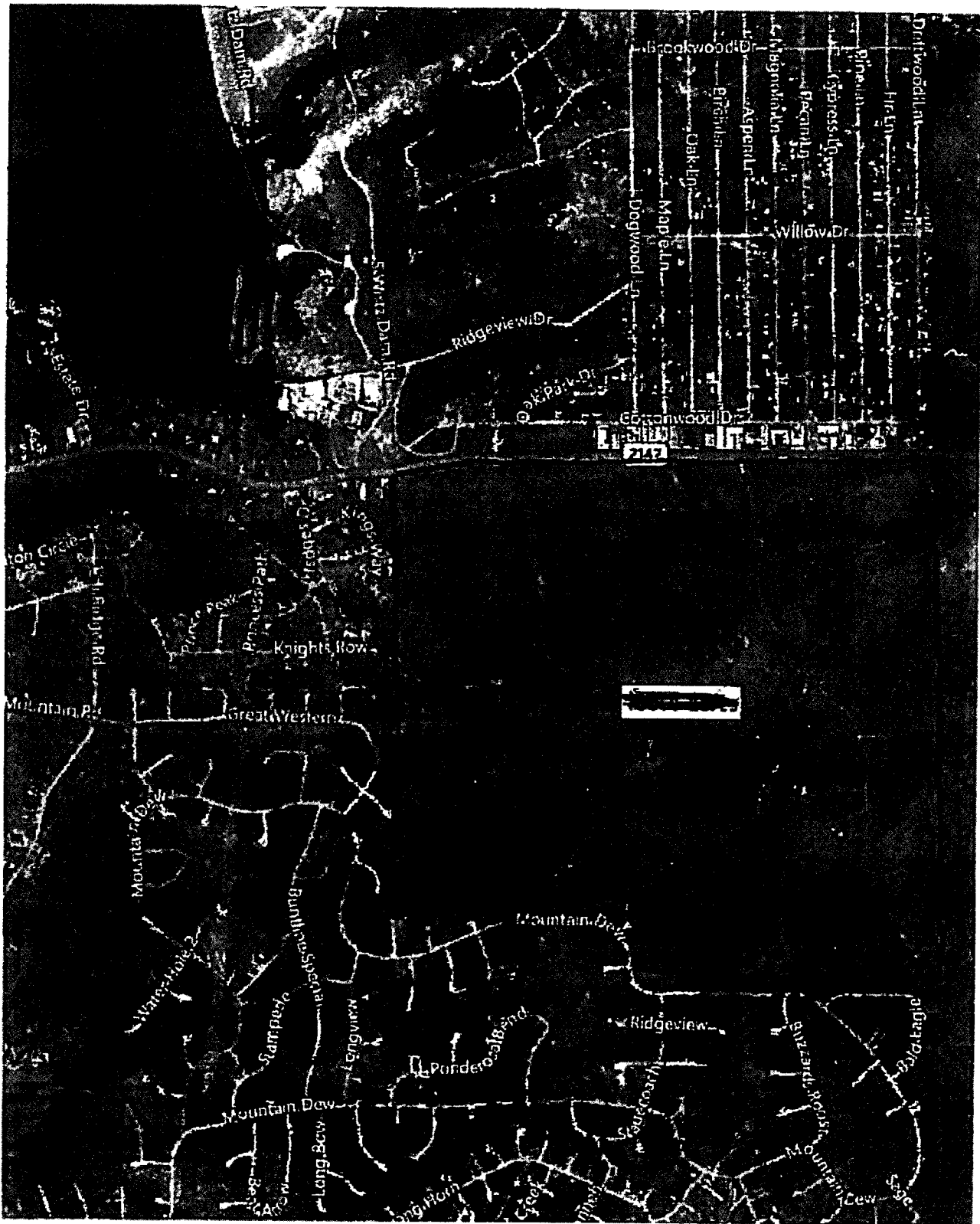
Thank you for your attention to this matter.

Cordially yours,

A handwritten signature in cursive script that reads "Gordon M. Griffin III".

Gordon M. Griffin III, Manager
CGG Holdings V, LLC

Exhibit A



Property Boundary Map

Created using Map My Property

Comments*:



TEXAS A&M
FOREST SERVICE

*Comments above are those of the map author alone and do not necessarily reflect or represent the views, policies or positions of the Texas A&M Forest Service.



Exhibit B

Property Description

HOLLAND SURVEYING, LLC
PROJECT #: 2015-058
414.78 ACRES OF LAND

CHAD CALHOUN
DATE: 5-31-2015
MTH

STATE OF TEXAS:
COUNTY OF BURNET:

Field Notes to accompany Land Title Survey of a 414.78 acre tract of land, situated in the F. Engleking Survey No. 611, Abstract No. 284 and the F. Leuders Survey No. 602, Abstract No. 560, both in Burnet County, Texas, being all of that same 414.78 acre tract of land, described in a deed to Sealy Krumm Ranch Partners, L.P., as recorded in Volume 1382, Page 439, of the Official Public Records of Burnet County, Texas, and inclusive of a 1.000 acre tract of land described in a deeds to Travis M. Perry, Sr., as recorded in Document No. 200800729, Brandon Raney, as recorded in Document No. 200714526, Brandon Myers as recorded in Document No. 200714524, Brandon Meek as recorded in Document No. 200714522, Clint Madison as recorded in Document No. 200714518, all in the Official Public Records of Burnet County, Texas, and being more particularly described by metes and bounds as follows:

Beginning at a PK nail found, lying in the west line of the said 353 acre tract, lying in the west line of said F. Engleking Survey No. 611, lying in the east line of the A.C. Fuchs Survey No. 1448, Abstract No. 1484, same being the east line of Castle Terrace Subdivision, a subdivision of record in Volume 1, Page 198 of the Plat Records of Burnet County, Texas, said point being the northeast corner of Lot 5 of said Castle Terrace Subdivision, and lying in the south right-of-way line of FM Highway No. 2147, as described in a deed to the State of Texas, as recorded in Volume 129, Page 551 of the Deed Records of Burnet County, Texas;

Thence S 01°59'42" E [South, 1148 varas], along a game fence and east of an old wire fence, with the west line of said 353 acre tract, passing at a distance of 1137.79 feet, the southeast corner of said Castle Terrace Subdivision, same being the northeast corner of Castle Terrace No. 2 Subdivision, a subdivision of record in Volume 1, Page 218 of the Plat Records of Burnet County, Texas, passing at a distance of 1806.79 feet, the southeast corner of said Castle Terrace No. 2 Subdivision, same being the northeast corner of Horseshoe Bay South, Plat K13.1, a subdivision of record in Volume 4, Page 135 of the Plat Records of Burnet County, Texas, continuing along an approximate five foot (5.0') reserve of said Horseshoe Bay South, Plat K13.1, passing at a distance of 3286.33 feet, the southeast corner of said Horseshoe Bay South, Plat K13.1, same being the northeast corner of Horseshoe Bay South, Plat K11.1, a subdivision of record in Volume 4, Page 103 of the Plat Records of Burnet County, Texas, continuing along with an approximate five foot (5.0') reserve of said Horseshoe Bay South, Plat K11.1, for a total distance of 3529.55 feet, to a rock mound found, within said Horseshoe Bay South, Plat K11.1, for the southwest corner of the said F. Engleking Survey No. 611, for the southwest corner 353 acre tract, and hereof;

Thence along said game fence and north of said old wire fence, with the south line of said 353 acre tract and the north line of an approximate five foot (5.0') reserve, being the north line of said Horseshoe Bay South, Plat K11.1, being the north line of Horseshoe Bay South, Plat K8.1, a subdivision of record in Volume 3, Page 58 of the Plat Records of Burnet County, Texas, and the north line of Horseshoe Bay South, Plat K10.1, a subdivision of record in Volume 4, Page 87-B of the Plat Records of Burnet County, Texas, the following three (3) calls:

1. N 88°51'32" E [East, 735 varas], a distance of 2112.23 feet, to a ½" iron rod found, at an interior ell corner of said 353 acre tract, and hereof, said point lying in the east line of said F. Engleking Survey No. 611, and the west line of said F. Leuders Survey No. 602,
2. S 01°40'59" E [South, 139 varas], with the east line of said F. Engleking Survey No. 611 and the west line of said F. Leuders Survey No. 602, a distance of 579.85 feet, to a ½" iron rod found, for an exterior ell corner of the said 353 acre tract, and hereof, and
3. N 88°43'52" E [East, 885 varas], a distance of 2445.48 feet, to a ½" iron rod found, for the southeast corner of the said 353 acre tract, and hereof, said point lying in the east line of said F. Leuders Survey No. 602, same being the west line of the J. Wormsley Survey, Abstract No. 959 and the west line of that certain Tract One, called 584.00 acres of land described in a deed to Frances Marion Hefner McSpadden, as recorded in Volume 1445, Page 564 of the Official Public Records of Burnet County, Texas;

Exhibit B (continued)

~~Exhibit B (continued)~~

Property Description

HOLLAND SURVEYING, LLC
PROJECT #: 2015-055
414.78 ACRES OF LAND

GHAD CALHOUN
DATE: 5-31-2015
MTH

Thence N 01°52'16" W [North, 1337 varas], along said game fence and west of said old wire fence, with the east line of said 353 acre tract and lying in the east line of said F. Leuders Survey No. 602, same being the west line of said J. Wormsley Survey, and the west line of said 584.00 acre tract, a distance of 4271.87 feet, to a ½" iron rod found, for the northeast corner of the said 353 acre tract, and hereof, said point lying in the south right-of-way line of said F.M. Highway No. 2147 and being the northwest corner of said 584.00 acre tract;

Thence, along with said game fence, with the south line of said F.M. Hwy 2147, crossing through said 353 acre tract, the following six (6) calls:

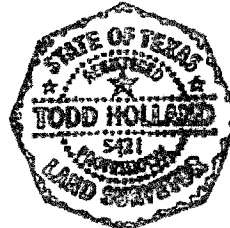
1. S 87°54'44" W [West, 1600 varas], a distance of 1036.65 feet, to a concrete right-of-way marker found, for and angle point hereof,
2. S 88°04'28" W, a distance of 1400.30 feet, to a concrete right-of-way marker found, for and angle point hereof,
3. S 88°02'40" W, a distance of 983.60 feet, to a concrete right-of-way marker found, for the point of curvature of a curve to the left,
4. With said curve to the left, an arc length of 740.00 feet, through a central angle of 07°27'54", having a radius of 5679.58 feet, with a chord bearing of S 84°22'32" W, a distance of 739.47 feet, to a concrete right-of-way marker found disturbed, for an angle point hereof,
5. S 80°43'47" W, a distance of 370.69 feet, to a concrete right-of-way marker found disturbed, for and angle point hereof, and
6. S 79°32'49" W, a distance of 37.51 feet, to the Point of Beginning, and containing 414.78 acres of land, more or less.

The basis of bearings for this survey is Lambert Grid-Texas Central Zone NAD83/93 HARN.

The field notes and plat attached hereto are an accurate representation of a survey made and monumented on the ground under my supervision in the month of May, 2015.

Todd Holland

Todd Holland
Registered Professional Land Surveyor No. 5421
May 31, 2015





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Gordon M. Griffin, Jr.
2800 Northwood Road
Austin, TX 78703

City of Cottonwood Shores
3808 Cottonwood Drive
Cottonwood Shores, TX 78667

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