



Control Number: 46077



Item Number: 42

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PUBLIC UTILITY COMMISSION
FILING CLERK

APPLICATION OF BRUSHY CREEK §
MUNICIPAL UTILITY DISTRICT AND §
AQUA TEXAS, INC. FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN WILLIAMSON COUNTY §

PUBLIC UTILITY COMMISSION

OF TEXAS

**COMMISSION STAFF'S SUPPLEMENTAL MOTION TO ADMIT EVIDENCE AND
ATTACHMENTS TO PROPOSED NOTICE OF APPROVAL**

COME NOW the Commission Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Supplemental Motion to Admit Evidence and Attachments to Proposed Notice of Approval. Staff requests the admission of additional evidence and also attaches the final map and certificates inadvertently omitted from the proposed notice of approval. In support thereof, Staff shows the following:

I. SUPPLEMENTAL MOTION TO ADMIT EVIDENCE

In addition to the evidence requested for admission by the Parties' joint motion to admit evidence, Staff moves to admit the following evidence into the record of this proceeding:

- a. Consent Form of Brushy Creek MUD, filed on March 10, 2017 (AIS Item No. 39); and
- b. Consent Form of Aqua Texas, Inc., filed on March 10, 2017 (AIS Item No. 40).

II. ATTACHMENTS TO THE PROPOSED NOTICE OF APPROVAL

On March 24, 2017, Aqua Texas, Inc. (Aqua Texas), Brushy Creek Municipal Utility District (Brushy Creek MUD), and Staff (collectively, the Parties) jointly filed a Motion for Admission of Evidence and Adoption of Proposed Notice of Approval. The final map as well as certificates of convenience and necessity (CCNs) for Aqua Texas' CCN No. 13254 and Brushy Creek MUD's CCN No. 11773, which the parties consented to, were inadvertently not attached to

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the proposed notice of approval. Those documents are attached to this pleading as Attachments A, B, and C respectively.

III. CONCLUSION

Staff respectfully requests that the documents identified in the supplemental motion to admit evidence be admitted into the record and that the attached final map and certificates be adopted with the proposed notice of approval previously filed by the Parties.

Dated: March 30, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Katherine Lengieza Gross
Managing Attorney

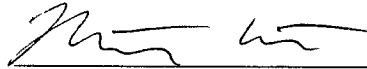


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P.U.C. DOCKET NO. 46077

CERTIFICATE OF SERVICE

I, Matthew Arth, staff attorney for the Public Utility Commission of Texas, certify that a copy of this document was served on all parties of record in this proceeding on March 30, 2017 in accordance with the requirements of 16 Tex. Admin. Code § 22.74.

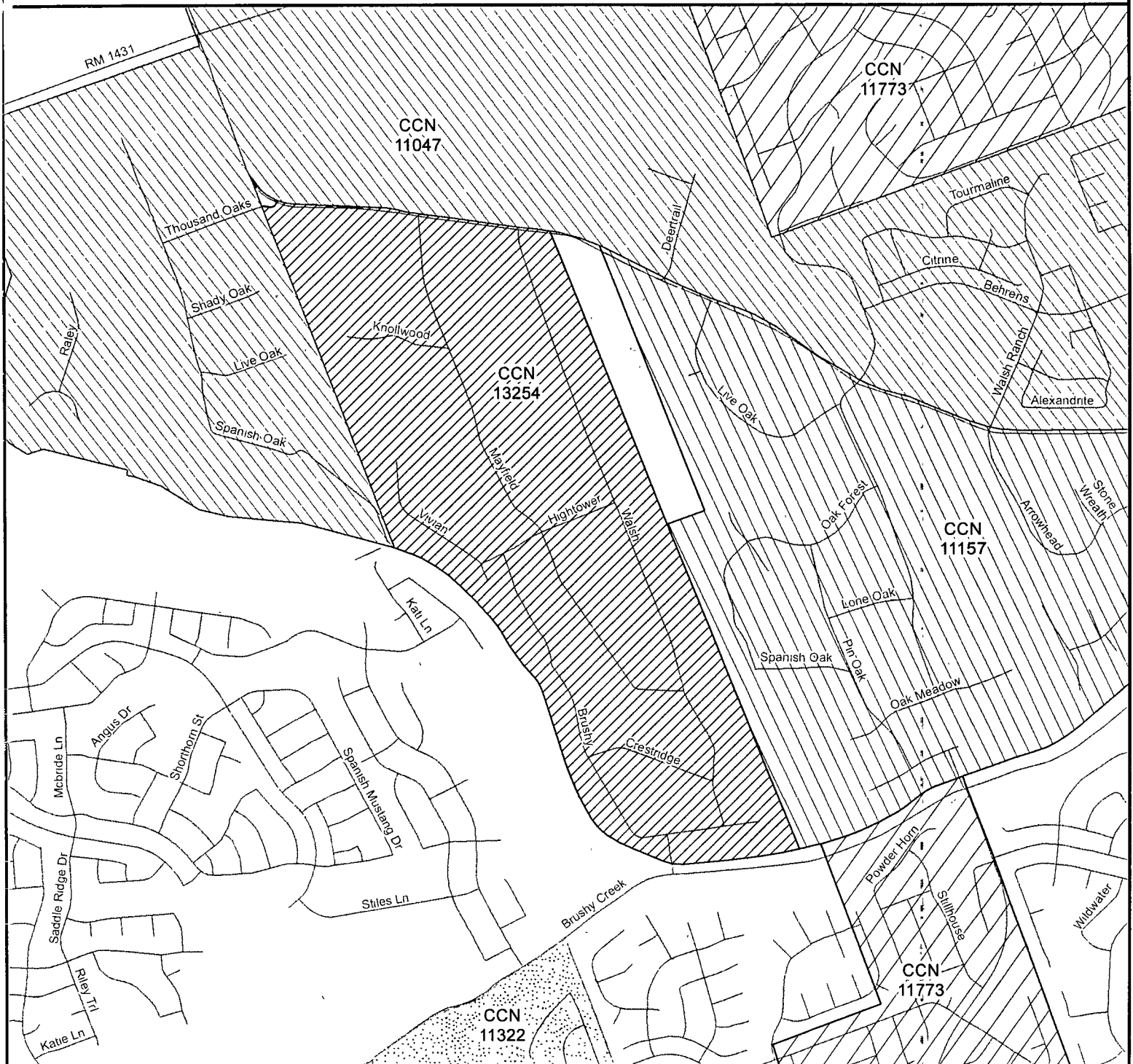
A handwritten signature in black ink, appearing to read 'Matthew A. Arth', is written over a horizontal line.

Matthew A. Arth

Attachment A





Aqua Texas, Inc.
Water CCN No. 13254
PUC Docket No. 46077

Transferred a Portion of Brushy Creek Municipal Utility District, CCN No. 11773 in Williamson County



Public Utility Commission of Texas
1701 N. Congress Ave
Austin, TX 78701

Water CCN

-  13254 - Aqua Texas Inc
-  11157 - Aqua Texas Inc
-  11047 - City of Round Rock
-  11773 - Brushy Creek MUD
-  11322 - City of Austin

0 750 1,500
Feet



Map by: Koral Patel
Date created: March 7, 2017
Project Path: n:\finalmapping\46077AquaTexas.mxd

Attachment B



Public Utility Commission of Texas

By These Presents Be It Known To All That

Aqua Texas, Inc.

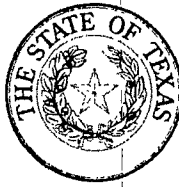
having duly applied for certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service, Aqua Texas, Inc., is entitled to and is hereby granted this

Certificate of Convenience and Necessity No. 13254

to provide continuous and adequate water utility service to that service area or those service areas in Williamson County as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 46077 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of Aqua Texas, Inc., to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this _____ day of _____ 2017.

Attachment C



Public Utility Commission of Texas

By These Presents Be It Known To All That

Brushy Creek Municipal Utility District

having duly applied for certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service, Brushy Creek Municipal Utility District is entitled to and is hereby granted this

Certificate of Convenience and Necessity No. 11773

to provide continuous and adequate water utility service to that service area or those service areas in Williamson County as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 46077 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of the Brushy Creek Municipal Utility District to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this _____ day of _____ 2017.