

Control Number: 46423



Item Number: 10

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2016 DEC -9 AM 9:46

PUBLIC UTILITY COMMISSION  
FILING CLERK

December 8, 2016

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

Via Federal Express

Attention: Filing Clerk

RE: Docket 46423  
MSEC Enterprises Application to Amend Water CCN # 12887  
Supplement to Notice to Neighboring entities filed December 7, 2016

Dear Sirs:

Enclosed are the original and 10 copies of the Notice sent to Aqua Texas as an example of the notice sent to all the entities listed on the sworn Affidavit of John M. Fultz, attorney for MSEC Enterprises, Inc., and as a supplement thereto.

Thank you for your attention to this matter.

Sincerely,

//s// John M. Fultz

John M. Fultz

Enclosures: Copy of Notice sent by Dale Browne, P.E., to Aqua Texas

Copy to: Mr. Jason Haas, PUC Staff Counsel  
Client



**McCLURE & BROWNE, ENGINEERING/SURVEYING, INC.**

1008 Woodcreek Dr., Suite 103 · College Station, Tx. 77845 · (979) 693-3838  
1314 10th Street, Suite 210 · Huntsville, Tx. 77320 · (936) 294-9749

Engineer Reg. No. F-458  
Survey Reg. No. 101033-00

November 3, 2016

CERTIFIED MAIL  
7016 0910 0000 0853 7131

Aqua Texas, Inc.  
1106 Clayton Lane, Suite 400W  
Austin, Texas 78723

Re.: Water CCN 12887 Amendment  
MBESI No. 10250110

To Whom it May Concern:

MSEC Enterprises, Inc. (MSEC), a utility provider in the Montgomery/Conroe area, has received a request from a potential water customer which will require an amendment to the above referenced water Certificate of Convenience and Necessity (CCN). As required by the Public Utility Commission, all water providers within two (2) miles of the proposed CCN amendment must be notified. Please find attached to this letter the official "Notice to Neighboring Systems, Landowners and Cities" along with the associated map that shows the proposed service area to be added to the MSEC Water CCN 12887.

If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Dale Browne, Jr.', written in a cursive style.

J. Dale Browne, Jr, P.E., CFM  
President

Attachments

*Notice to Neighboring Systems and Cities*

NOTICE OF APPLICATION TO AMEND A CERTIFICATE OF CONVENIENCE  
AND NECESSITY (CCN) TO PROVIDE WATER UTILITY SERVICE IN  
MONTGOMERY COUNTY, TEXAS

To: Aqua Texas, Inc. (CCN 13203)  
(Neighboring System or City)  
1106 Clayton Lane, Suite 400W  
(Address)  
Austin TX 78723  
(City State Zip)

Date Notice Mailed: 11/03, 2016

The MSEC Enterprise, Inc., has filed an application with the Public Utility Commission of Texas to amend its Certificate of Convenience and Necessity for water CCN No. 12887 for the provision of Water utility service in Montgomery County.

The proposed utility service area is located approximately 12 mile(s) west of downtown Conroe, Texas, and is generally bounded on the north by a line 2500 feet south of Rabon Chapel Road; on the east by Mound Creek; on the south by a line 1 mile south of Rabon Chapel Road; and on the west by FM 2854.

See enclosed map of the proposed service area.

The proposed water service area requested includes approximately 216 total acres and zero (0) current customers.

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 N. Congress, P. O. Box 13326  
Austin, TX 78711-3326

within thirty (30) days from the date of this publication or 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.

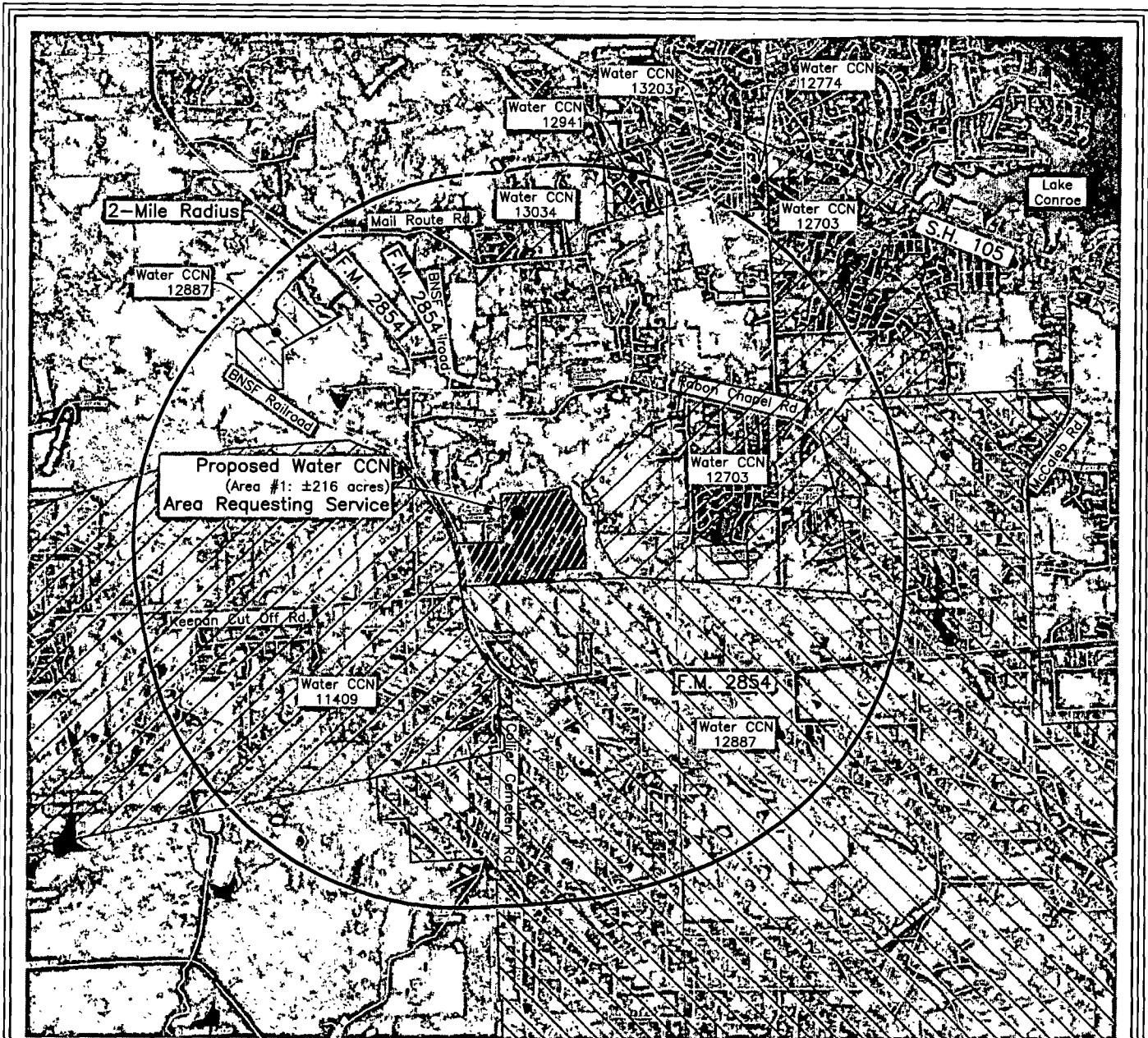
If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the proposed area, you may request to be excluded from the proposed area (or "opt out") by providing written notice to the Commission within (30) days from the date that notice was provided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

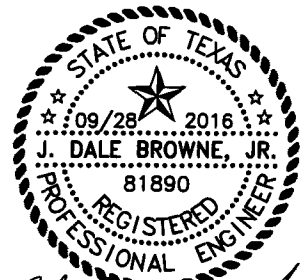
Public Utility Commission of Texas  
Central Records  
1701 N. Congress, P. O. Box 13326  
Austin, TX 78711-3326

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.



See Exhibit "C" Page 2 of 2 for a listing of the Existing Sewer CCN Area within 2-miles of the Proposed Sewer CCN Area, Groundwater Conservation District, and County contact information.



*J. Dale Browne, Jr.*

DATE: 09/28/16  
 DRAWN BY: ARD  
 DESIGNED BY: JDB



**McCLURE & BROWNE**  
 ENGINEERING/SURVEYING, INC.  
 1008 Woodcreek Drive, Suite 103  
 College Station, Texas 77845  
 (979) 693-3838  
 Firm Reg No. F-458



Scale: 1" = ±5,000'

**EXHIBIT "C"**  
**EXISTING WATER CCN**  
**AREAS WITHIN 2-MILES**  
 Water CCN Application  
 MSEC Enterprises, Inc.  
 CCN 12887

Existing Sewer CCN Area within 2-miles of the Proposed Water CCN Area

- CCN 11409 - Keenan WSC  
21053 Chaple Drive  
Montgomery, Texas 77316  
Phone: 281-597-6095
- CCN 12703 - Lake Bonanza WSC  
P.O. Box 187  
Willis, Texas 77378  
Phone: 713-946-8117
- CCN 12887 - MSEC Enterprises, Inc.  
P.O. Box 970  
Navasota, Texas 77868  
Phone: 936-825-5100
- CCN 12941 - Pine Lake WSC, Inc.  
1219 W. Pine Lake Drive  
Montgomery, Texas 77316  
Phone: 409-588-1897
- CCN 13034 - Vista Verde Water System, Inc.  
2432 Spring Stuebner  
Spring, Texas 77389  
Phone: 281-288-0363
- CCN 13203 - Aqua Texas, Inc.  
1106 Clayton Lane, Suite 400W  
Austin, Texas 78723  
Phone: 512-990-4400

Groundwater Conservation District

Lone Star Groundwater Conservation District  
655 Conroe Park North Drive  
Conroe, Texas 77303

County

Montgomery County  
501 North Thompson, Suite 401  
Conroe, Texas 77301

DATE: 09/28/16

DRAWN BY: ARD

DESIGNED BY: JDB



McCLURE & BROWNE  
ENGINEERING/SURVEYING, INC.

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*EXHIBIT "C"*  
*EXISTING WATER CCN*  
*AREAS WITHIN 2-MILES*  
*Water CCN Application*  
*MSEC Enterprises, Inc.*  
*CCN 12887*