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DOCKET NO. 46472

APPLICATION OF M J WOOTAN §
(ESTATE) AND DEER COUNTRY §
WATER SUPPLY CORPORATION §
FOR SALE, TRANSFER, OR §
MERGER OF FACILITIES AND §
CERTIFICATE RIGHTS IN LLANO §
COUNTY §

PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

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COMMISSION STAFF'S RECOMMENDATION ON SALE DOCUMENTS

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

I. BACKGROUND

On October 25, 2016, the Estate of MJ Wootan and Deer Country Water Supply Corporation (Deer Country WSC) filed their application with the Commission. The Estate of MJ Wootan and Deer Country WSC request that the Commission approve the sale and transfer of a water system and a corresponding water certificate of convenience and necessity (CCN No. 12465) for a certificated service area in Llano County, Texas. The Estate of MJ Wootan is the seller, and Deer Country WSC is the purchaser.

On March 8, 2017, Applicants filed documentation relating to the transaction and indicated that no customer deposits exist that would be affected by the transaction.

II. RECOMMENDATION

Staff has reviewed the documentation filed and recommends that it be found insufficient as proof of sale documentation. Specifically, the documents filed were signed prior to the issuance of a Commission order allowing the transaction to proceed; in addition, the documents contemplate that the transaction will close within 30 days of receiving Commission approval, but nothing in the documents indicates that the transaction has in fact closed. Staff therefore requests that an order be issued ruling on whether the transaction may proceed, and Staff recommends that if the transaction is allowed to proceed, the Applicants be directed to supplement their March 8 filing

with documentation indicating that the transaction has been consummated, and such documentation should be signed after the date of the order approving the transaction.

III. PROCEDURAL SCHEDULE

Staff recommends that if the Applicants are directed to proceed with the sale and supplement their March 8 filing, Staff be given seven days from the filing of supplemental proof of sale documents to file a recommendation on the supplemental documents.

IV. CONCLUSION

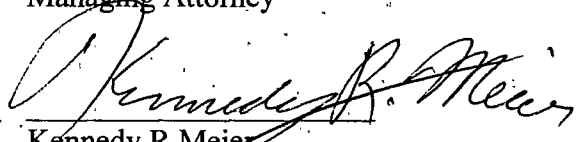
For the reasons stated above, Staff respectfully recommends that the Applicants' March 8 filing be found insufficient as proof of sale documentation, that an order be issued ruling on whether the transaction may proceed, and that if the transaction is allowed to proceed, the Applicants supplement their March 8 filing with documentation that the transaction has been completed.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Katherine Lengieza Gross
Managing Attorney

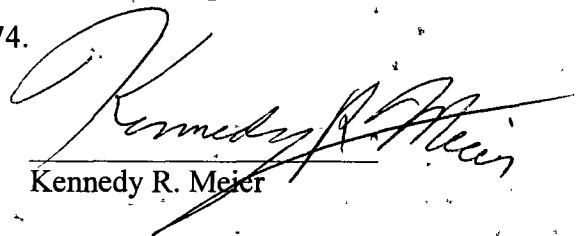


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on this the 9th of March, 2017 in accordance with 16 TAC § 22.74.



Kennedy R. Meier