

Control Number: 47044



Item Number: 7

Addendum StartPage: 0

PETITION OF JEFFREY STOCKTON§AND CHARLSEY STOCKTON TO§DECERTIFY PROPERTY FROM§JARRELL-SCHWERTNER WATER§SUPPLY CORPORATION, CCN NO. 10002§IN WILLIAMSON COUNTY§

RECEIVED BEFORE THE PUBLIC UTILITY 2017 MAY 10 PM 3: 24

PUBLIC UT LITY COMMISSION FILING CLERK

COMMISSION OF TEXAS

FIRST AMENDED PETITION FOR DECERTIFICATION

COMES NOW, the Jeffery Paul Stockton and Charlsey Ann Stockton ("Petitioners") and files this First Amended Petition for Decertification ("Petition") pursuant to 16 TEX. ADMIN. CODE §24.113(r) seeking to decertify certain property from Jarrell-Schwertner Water Supply Corporation ("JSWSC") water certificate of convenience and necessity ("CCN") No. 10002 in Williamson County. In support thereof, the Petitioners shows the following:

I. PURPOSE OF PETITION

Petitioners file this Petition expedited release/decertification of approximately 55.28 acres of land from the water CCN of JSWSC located in Williamson County, Texas. The specific property to be decertified is legally described and illustrated by survey in **Exhibit A** (the "Property"). The Property is over 25 acres in size and is not receiving water or sewer service from JSWSC.

II. REQUEST FOR EXPEDITED RELEASE

Pursuant to 16 TEX. ADMIN. CODE §24.113(r), Petitioners provide the following information:

- 1. Survey and legal description of the Property in Exhibit A.
- 2. Affidavit of Jeffery Paul Stockton in Exhibit B.
- 3. Affidavit of Charlsey Ann Stockton in Exhibit C.
- 4. Affidavit of Facts Concerning the Identity of Heirs and Will in Exhibit D.
- 5. Affidavit of Notice to JSWSC in Exhibit E.

III. CONCLUSION AND PRAYER

The Petitioners respectfully requests an order: PETITION FOR DECERTIFICATION

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- (1) Releasing the Property from JSWSC CCN No. 10002.
- (2) Granting the Petitioners all other and further relief to which it is justly entitled.

Respectfully submitted,

Russell & Rodriguez, L.L.P. 1633 Williams Drive, Building 2, Suite 200 Georgetown, Texas 78628 (512) 930-1317 (866) 929-1641 (Fax)

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/s/ Arturo D. Rodriguez, Jr. ARTURO D. RODRIGUEZ, JR. State Bar No. 00791551

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CERTIFICATE OF SERVICE

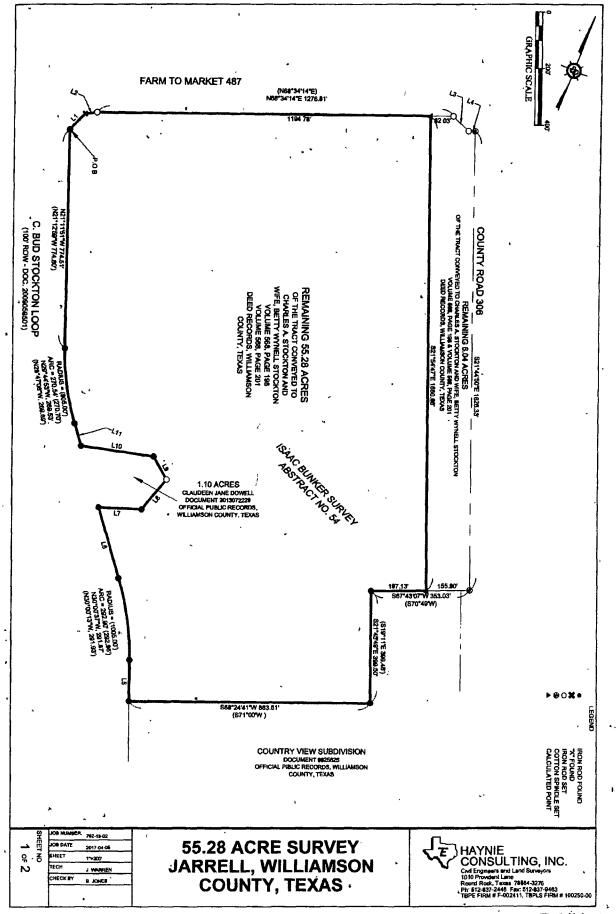
I hereby certify that on this 10th day of May, 2017, a true and correct copy of the foregoing document has been sent via facsimile, first class mail, or hand-delivered to the following counsel of record:

TJ Harris Public Utility Commission of Texas 1701 N. Congress Avenue Austin, Texas (512) 936-7021 (512) 936-7268 Fax

Ms. Patricia Coy Patricia Coy and Associates, LLC 815 W. 5th Street Clifton, Texa's 76634-1519 (254) 675-8663 (254) 675-4567 Fax

> /s/ Arturo D. Rodriguez, Jr. ARTURO D. RODRIGUEZ, JR.

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THENDE ALONG SAID EAST RIGHT-OF-WAY LINE AND THE WEST LINE OF THE HEREIN DESCRIBED TRACT, THE FOLLOWING THREE (3) COURSES AND DISTANCES THENCE ALONG THE COMMON LINE OF SAID 1 10 AGRE TRACT AND THE HEREIN DESCRIBED TRACT, THE FOLLOWING FOUR (4) COURSES AND DISTANCES ۳ N đ ٠ g ₽ Ĵ THENCE ALONG GAUD EAST RIGHT-OF-WAY LINE AND WEST LINE OF THE TRACT HEREIN DESCRIBED, THE FOLLOWING THREE (3) COURSES AND DISTANCES THENCE ALONG THE NORTH LINE SAID COUNTRY VIEW SUBDIVISION AND THE SOUTH LINE OF THE HEREIN DESCRUED TRACT, THE FOLLOWING THREE (3) COURSES AND DISTANCES 1) - SOUTH 67-4307-WEST, FOR A DISTANCE OF 19713 FEET TO A J- IRON ROD FOUND FOR AN INTERIOR ELL CORNER OF SAID COUNTRY VIEW SUBDIVISION AND THE TRACT DESCRUED HEREIN, <u>LEGAL DESCRIPTION</u> BEING 43.23 ACRES OF LAND OUT OF THE ISAAC BUNKER SURVEY, ABSTRACT 64, WILLIANSON COUNTY, TELX4, ALUG DEING QUT OF THE TRACT CONVEYED BY DEEDS 10 CHARLES A. STOCHON AND WEE BENTY WYNELL STOCKTON IN DEEDS RECORDED IN VOLUME 645, FAGE 110 AND YOLLINE 646, FOM UND WEE BENTY RECORDS, WILLANSON COUNTY, TEX4. SAND 55.28 ACRE TRACT TO BE MORE PARTICULARLY DESCRIBED BY METEDS AND BOUNDS AS FOLLOWS: ω * N 1). NORTH 21'23'OF WEST, FOR A DISTANCE OF 149.29 FEET TO A'F IRON ROD FOUND IN SAID EAST RIGHT-OF-WAY AND WEST LINE: OF THE HEREN DESCRIBED TRACT, BEING THE POINT OF CURVATURE OF THENCE SOUTH 21'5447" EAST, LEAVING SAID RIGHT-OF-WAY LINE AND THROUGH SMD STOCKTON TRACT, FOR A DISTANCE OF 1980 AS FEET TO A CALCULATED POINT IN THE NORTH LINE OF COUNTRY VIEW SUBDIVISION, A PLAT RECORDED IN DOCUMENT \$25825, OFFICIAL FAILUR RECORDS, WILLIAMSON COUNTY, TEXAS, BEING THE MOST EASTERLY CORNER OF THE TRACT HEREIN DESCRIBED. THENCE NORTH 22'13'80" EAST, ALONG SAID RIGHT-OF-WAY LINE AND A LINE OF THE TRACT DESCRIBED HEREIN, FOR A DISTANCE OF 77 12 FEET TO A "X" SCRIBED IN CONCRETE IN THE SOUTH RIGHT-OF-WAY LINE OF FARM TO MARKET 487, ALSO BEING THE NORTH LINE OF THE SAID STOCKTON TRACT, FOR A CORNER OF THE TRACT HEREIN DESCRIBED, BEGINNING AT 3" ISON ROD FOUND IN THE EAST RIGHT-OF-WAY LINE OF C BUD STOCKTON LOOP BEING THE NORTHNEET CORNER OF THE SAID STOCKTON TRACT AND THE POINT OF BEGINNING OF THE TRACT HEREIN ω S THENCE ALONG SAID SOUTH RIGHT-OF-WAY LINE AND SAID NORTH LINE OF THE SAID STOCKTON TRACT THE FOLLOWING TWO (2) COURSE AND DISTANCES 9**4** NORTH 39"18"36" WEST, FOR A DISTANCE OF 82 21 FEET TO A 1" IRON ROD FOUND IN SALD EAST AND WEST LINES, BEING THE POINT OF CURVATURE OF A CURVE TO THE RIGHT. ALONG SALD CURVE TO THE RIGHT HAVING A RADIUS OF 845 90 FEET, ARC LENGTH OF 270 54 FEET AND A SOUTH 78*16*11* MEST, FOR A DISTANCE OF 242 86 FEET TO A ² HON ROD FOUND IN SAID EAST RIGHT-OF-WAY LINE, AND BEING THE NORTHNEST CORNER OF SAID 1 10 ACRE TRACT AND BEING AN EXTERIOR ELL CORNER OF THE HEREN DESCRIBED TRACT, NORTH 70'31'39' EAST, FOR A DISTANCE OF 153 80 FEET TO A 1' IRON ROD FOUND FOR AN INTERIOR -CORNER OF THE HEREIN DESCRIBED TRACT. NORTH 17'59'13' EAST, FOR A DISTANCE OF 137 49 FEET TO A 1' IRON ROD SET FOR AN INTERIOR CORNER OF THE HEREIN DESCRIBED TRACT. NORTH 21111131" WEST, FOR A DISTANCE OF 774 61 FEET TO THE POINT OF BEGINNING AND CONTAINING 55 28 ACRES OF LAND MORE OR LESS NORTH 34"21"4" WEST, FOR DISTANCE OF 241 24 FEET TO A¹ IRON ROD FOUND IN SAID EAST AND WEST UNES, BEING THE SOUTHMEST CORNER OF THE 110 ACRE TRACT CONVERED TO CLAUDEEN, UNE DOWELL AS RECORDED IN DOCUMENT 201307229, OFFICIAL PUBLIC RECORDS, WILLIAMSON COUNTY, TEXAS, FOR AN EXTERIOR ELL CORNER OF THE HEREIN DESCRIBED TRACT; NORTH 51"24"22" WEST, FOR A DISTANCE OF 63 43 FEET TO A 1/ IRON ROD FOUND FOR AN INTERIOR CORNER OF THE HEREIN DESCRIBED TRACT. CHORD BEANING AND DISTANCE OF NORTH 20'00'37' WEST, 291.57 FEET TO A Y IRON ROD FOUND IN SAU EAST AND WEST LINES. FOR THE POINT OF TANGENCY OF THE TRACT HEREIN DESCRIBED. ALONG SAID CURVE TO THE LEFT HAVING A RADIUS OF 1005 00 FEET, ARC LENGTH OF 282 50 FEET AND A CHORD BEARING AND DISTANCE OF HORTH 29"44 52" WEST, FOR A DISTANCE OF 206 AS FEET TO A ½ RON ROD FOUND IN SAID EAST AND WEST LINES. FOR A POINT OF TANGENCY OF THE HEREIN DESCRIBED SOLTH 49:444" WEST, FOR A DISTANCE OF 463.41 FEET TO A \$ 180N ROD FOUND IN THE EAST RIGHT-OF-WAY LINE OF SMD C BUD STOCKTON LOOP, FOR AND THE SOUTHWEST CORNER OF THE SOUTH 21-45-49" EAST, FOR A DISTANCE OF 300 50 FEET TO A 7 IRON ROD FOUND FOR AN EXTERIOR ELL CORNER OF SAID COUNTRY VIEW SUBDIVISION AND THE TRACT DESCRIBED HEREIN, NORTH 81'51'22" EAST, FOR A DISTANCE OF 41 88 FEET TO A 3" IRON ROD SET. NORTH 68'34'44" EAST, FOR A DISTANCE OF 1194.78 FEET TO A CALCULATED POINT, FOR THE NORTHEAST CORMER OF THE TRACT HEREIN DESCRIBED. TRACT HEREIN DESCRIBED,

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THE WUDERSIGNED, DOES HEREBY CERTIFY TO, (I) CENTRAL TEXAS PROPERTIES, LLC, AND (II) OLD REPUBLIC IM TIONAL TITLE INSURANCE COMPANY, FMAT THE PROPERTY DESCRIBED HEREIN WAS DETEXBURED BY A SURVEY WOUE ON THE GROUND WODER INY SUPERVISION AND THAT ALL CORRERS ARE MARKED AS DESCRIBED. THIS SURVEY SUBSTAINTLY COMPLIES WITH THE CURRENT TEXAS SOCIETY OF PROFESSIONAL SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY IA SURVEY 1) BEANNO BASIS OF THE CONTROL POINTS LISTED HEREON IS BASED ON THE IND AS CONTROL DATUM, GEOID MODEL 128, TEXAS STATE FLANE COORDINATE SYSTEM, CENTRAL ZONE, AND MAYD BA VERTICAL CONTROL DATUM, ALL COORDINATES AND DISTANCES SHOWM AND LISTED ARE RELATIVE TO TEXAS CENTRAL ZONE GRID TEXAS REGISTERED PROFESSIONAL LAND SURVEYOR NO 2340 SURVEYOR'S CERTFICATE THE COMMITMENT THE FOLLOWING TITLE COMMITMENT INFORMATION HAS BEEN FURNISHED BY OLD REPUBLIC WITIOWL TITLE INSURANCE COMPANY COMMITMENT (SE NO 1665-061 ISSUE DATE AUGUST 28, 2016, NO ADDITIONAL RESEARCH WAS PERFORMED FOR ANY EXSEMBITS AND OR BUILDING LINES WHICH MAY OR MAY NOT AFFECT SUBJECT TRACT THE FOLLOWING RESTRICTIONS, EXCLUSIONS, CONDITIONS AND STIPLILATIONS OF RECORD TEMIZED AS FOLLOWS SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO TEXAS POWER AND LIGHT COMPANY IN VOLUME 233, PAGE 375, DEED RECORDS, MILLIAISON COUNTY, TEXAS (CANNOT PLOT WITH INFORMATION PROVIDED) SUBJECT TO EXEMPENT GRANTED TO LARRELL SCHWERTINER WSC IN VOLUME 540, PAGE 261, DEED RECORDS, WILLIAISON RIGHT OF WAY EASEMENT GRANTED TO LARRELL-SCHWERTINER WSC IN VOLUME 540, PAGE 261, DEED RECORDS, WILLIAISON SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN VOLUME 540, PAGE 261, DEED RECORDS, SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN VOLUME 540, PAGE 261, DEED RECORDS, SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2012054829, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2012054829, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2014098015, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2014098015, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2014098014, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2014098014, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2014098014, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2014098014, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2014098014, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2014098014, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO LARRELL SCHWERTINER WSC IN DOCUMENT 2014099014, OFFICIAL PUBLIC SUBJECT TO RIGHT OF WAY EASEMENT GRANTED TO ARRELL SCHWERTINER WSC IN DOCUMENT 2014099014, OFFICIAL PUBLIC NUMBER Ξ 5 5 5 5 6 ն 7 ភ ភ 2 A. N38*18'39"W S76*16"11"W N51"24'22"W N17-59'13"E DIRECTION N70"31'38"E N38"21'44"W N21"23"04"W N68"15'10"E S68*05'08*E N61*51'22"E N22*13'56"E LINE TABLE 04-06-17 153.80' 261.24" LENGTH 262.85 93.43 149.29 82.21 137.48 23.79' 75.95' 41.88" 77.12' (N36°21'17"W) (N50"00"03"W) (N71*58'39"E) (153.88') (N38"21"17"W) (N21"39'09"W) (S77*36'26*E) (N19"23'32"E) (N61*51'22*E) (S67*15'23*E) (N23"47"01"E) DIRECTION \$7 TIMOTH AT TE RECORD (137.83') LENGTH (149.45') -(41.88'') (262.94') (93.67') (78.94') 2380 E HAY SHEET NO 782-16-02 2 P JOB BATE 2017-04-05 **55.28 ACRE SURVEY** HAYNIE CONSULTING, INC. CM Engineers and Land Surveyors 1010 Providers Lane Round Rock - Teams 78664-3276 Ph 512-537-2449 Fax 512-837-8453 TBPE FIRM # F-002411, TBPLS FIRM # 100250-00 Ē HEET 1~207 JARRELL, WILLIAMSON Ň ECH WARREN FCX B I JONES COUNTY, TEXAS

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PETITION OF CHARLES AND BETTY§STOCKTON TO DECERTIFY PROPERTY§FROM JARRELL-SCHWERTNER§WATER SUPPLY CORPORATION, CCN§NO. 10002 IN WILLIAMSON COUNTY§

BEFORE THE PUBLIC UTILITY

COMMISSION OF TEXAS

AFFIDAVIT OF JEFFREY PAUL STOCKTON

BEFORE ME, the undersigned authority, personally appeared Jeffrey Paul Stockton, known to me to be the person who subscribed her name below, who, being by me first duly sworn did depose on her oath as follows: OPS

- 1. My name is Jeffrey Paul Stockton. I have personal knowledge of the facts contained herein. I am over the age of 18 years and of sound mind and qualified to make this Affidavit.
- 2. I have reviewed the First Amended Petition for Decertification and attest that all the facts contained therein are true and correct.
- 3.- The Property, as defined in the First Amended Petition for Decertification, belonged to my parents, Charles and Betty Stockton. Both are deceased. My father predeceased by mother. When my mother died, the Property passed onto my sister, Charles Ann Stockton, and me.
- 4. The Property, as defined in the First Amended Petition for Decertification, contains more than 25 acres and is not receiving water service from Jarrell-Schwertner Water Supply Corporation.
- 5. My sister, Charlsey Ann Stockton, and I are successors in interest to the Property, as defined in the First Amended Petition for Decertification, and request to be released from the Jarrell-Schwertner Water Supply Corporation water of certificate of convenience and necessity no. 10002 in Williamson County.

FURTHER AFFIANT SAYETH NOT.

Paul Stocktop

Subscribed to and sworn to before me, the undersigned authority on this the 9 day of May, 2017.



Notary Public in and for the State of Texas

PETITION FOR DECERTIFICATION

PETITION OF CHARLES AND BETTY § **STOCKTON TO DECERTIFY PROPERTY § FROM JARRELL-SCHWERTNER** § WATER SUPPLY CORPORATION, CCN § **NO. 10002 IN WILLIAMSON COUNTY** §

BEFORE THE PUBLIC UTILITY

COMMISSION OF TEXAS

AFFIDAVIT OF CHARLSEY ANN STOCKTON

BEFORE ME, the undersigned authority, personally appeared Charlsey Ann Stockton, known to me to be the person who subscribed her name below, who, being by me first duly sworn did depose on her oath as follows:

- 1. My name is Charlsey Ann Stockton. I have personal knowledge of the facts contained herein. I am over the age of 18 years and of sound mind and qualified to make this Affidavit.
- 2. I have reviewed the First Amended Petition for Decertification and attest that all the facts contained therein are true and correct.
- 3. The Property, as defined in the First Amended Petition for Decertification, belonged to my parents, Charles and Betty Stockton. Both are deceased. My father predeceased by mother. When my mother died, the Property passed onto my brother, Jeffrey Paul Stockton, and me.
- 4. The Property, as defined in the First Amended Petition for Decertification, contains more than 25 acres and is not receiving water service from Jarrell-Schwertner Water Supply Corporation.
- 5. My brother, Jeffrey Paul Stockton, and I are successors in interest to the Property, as defined in the First Amended Petition for Decertification, and request to be released from the Jarrell-Schwertner Water Supply Corporation water of certificate of convenience and necessity no. 10002 in Williamson County.

FURTHER AFFIANT SAYETH NOT.

Charlsey Ann. Slocklon

Subscribed to and sworn to before me, the undersigned authority on this the $\underline{9}$ day of May, 2017.

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Notary Public in and for the State of Texas



AFFIDAVIT OF FACTS CONCERNING THE IDENTITY OF HEIRS

Before me, the undersigned authority, on this day personally appeared <u>JERRI PARSONS</u> and <u>CELLI PARSONS</u> (collectively, "Affiants"), who, being first duly sworn, UPON OATH DO STATE:

1. Our names are <u>JERA</u> <u>PARSONS</u> (hereinafter, "First Affiant") and <u>LECIL</u> <u>PARSONS</u> (hereinafter "Second Affiant"). We are personally familiar with the family and marital history of BETTY WYNELL STOCKTON ("Decedent"), and we have personal knowledge of the facts stated in this affidavit. First Affiant and Second Affiant knew Decedent for many years until her death.

2. Decedent was born on NovenBER 1, 1933 in Llawo, Texas and died on FEBRUARY B, 2017 in MORNAUS POINT, Texas.

3. Decedent's marital history was as follows: She was married one time and one time only to CHALRES A. "BUD" STOCKTON on April 17, 1955 which marriage ended with his death on October 23, 2002.

4. Decedent had the following children:

1. CHARLSEY ANN STOCKTON born 5EPT 29., 1953

- 2. JEFFERY PAUL STOCKTON born SEPT 14, 19/20
- 5. Decedent did not adopt any children, nor did she take any children into her home.
- 6. Decedent died leaving a will, which will not be offered for probate, a copy of the will is attached hereto as Exhibit "A".

7. There has been no administration of Decedent's estate.

8. Decedent left no debts unpaid.

There are no unpaid estate or inheritance taxes.

FURTHER AFFIANTS SAY NOT.

Signed MARCH 28, 2017

RSONS

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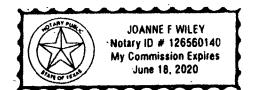
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STATE OF TEXAS

COUNTY OF WILLIAMSON

SUBSCRIBED AND SWORN BEFORE ME, THE UNDERSIGNED AUTHORITY by devi Parsons on March 28, 2017.



Notary Public, State of Texas

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STATE OF TEXAS

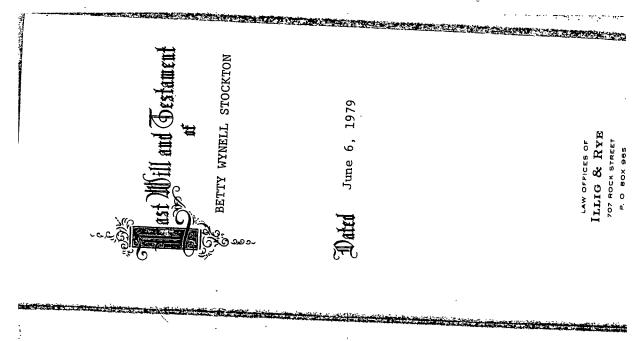
COUNTY OF WILLIAMSON

SUBSCRIBED AND SWORN BEFORE ME, THE UNDERSIGNED AUTHORITY by (PCI PAYSON on March 28, 2017. JOANNE F WILEY Notary ID # 126560140 My Commission Expires June 18, 2020 PREPARED IN THE OFFICE OF: David Darnell 3613 Williams Drive, Suite 204 Georgetown, Texas 78628

9.

AFTER RECORDING RETURN TO:

PREPARER



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LAST WILL AND TESTAMENT

OF

BETTY WYNELL STOCKTON THE STATE OF TEXAS \$ KNOW ALL MEN BY THESE PRESENTS: COUNTY OF WILLIAMSON \$

THAT I, BETTY WYNELL STOCKTON, of Williamson County, Texas, being of sound mind and disposing memory, do make, publish and declare this, my Last Will and Testament, hereby revoking all wills and codicils by me heretofore made.

I.

IDENTITY OF TESTATOR'S FAMILY

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I declare that I am married to Charles A. "Bud" Stockton and that all references in this will to my "husband" are references to him. I have two children, now living, whose names are: Charlsey Ann Stockton and Jeffery Paul Stockton.

All references in this will to my "children" shall include not only the above-named children but also any other children born to or adopted by me. All references in this will to "issue" shall include not only children but also any other descendents, whether natural-born or adopted.

II.

PROPERTY BEING DISPOSED

It is my intention by this will to dispose of all of my property or interests in property, whether real, personal, mixed or intangible, including not only my separate property but also my undivided interest in the community property of my spouse and myself. I intend to convey all of my property by this will, whether located within or without the State of Texas, and whether my right to such property is vested or contingent. I also hereby exercise all testamentary powers of appointment possessed by me at my death in favor of the persons named herein as my legatees, devisees, trustees and beneficiaries.

III.

PAYMENT OF DEBTS

I direct that my just and legal debts and funeral expenses and all federal and state estate and inheritance taxes imposed upon my estate or any beneficiary thereof, including the portion of any such tax as is attributable to the proceeds of policies of insurance on my life or other property not constituting a part of my probate estate, be paid in full as soon as convenient. This direction is not obligatory upon my executor and he is specifically given the right to renew and extend, in any form that he deems best, any debt or charge existing at the time of my death, including any mortgage on my home, and similarly my executor shall have the right and power to incur indebtedness and to borrow money for the purposes of paying any or all of the aforesaid debts, expenses and taxes.

IV.

DISPOSITION OF ESTATE

I give, devise and bequeath all of my estate to my husband, provided he survives me. If my husband does not survive me, then I give, devise and bequeath all of my estate to my children, if any then living and surviving me by thirty days, share and share alike; provided, however, that if any child of mine shall predecease me but issue of such deceased child of mine survive me, the share of my estate that would otherwise pass to such deceased child of mine shall pass, per stirpes, and not per capita, to the issue who survive me of the deceased child of mine; and, further provided, that if any child of mine shall predecease me leaving no issue surviving me, the share of my estate that would otherwise pass to such deceased child of mine shall pass, per stirpes and not per capita, to my other surviving issue.

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In the event none of the foregoing survive me, I give, devise and bequeath all of my estate to those persons who would inherit from me under the laws of intestate descent and distribution of Texas, in the same shares in which said persons would take according to the provisions of said laws of descent and distribution.

v.

EXECUTOR

I appoint Charles A. "Bud" Stockton as Independent Executor of this will. I direct no action shall be taken in any court in the administration of my estate other than the probating and recording of this will and the return of an Inventory, Appraisement and List of Claims of my estate. In the event, he is unable or for any reason fails or refuses to qualify, or having qualified, dies, resigns or fails to act or continue acting as such, I appoint Charlsey Ann Stockton and Jeffrey Paul Stockton as Co-Independent Executors; if either of them fails or is unable to serve, then I appoint the other child to be sole Independent Executor.

No bond or other security shall be required of any executor appointed in this will.

My executor shall have full power and authority to sell and to convey any part or all of my estate for such consideration as he might deem advisable in order to carry out the purposes expressed in this will, to pay debts or to partition and distribute my estate as provided herein. In addition, my

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executor shall have all the powers inferred upon trustees under the Texas Trust Act for the purposes of the settlement and handling of my estate.

VI.

MISCELLANEOUS

If any part of this will (or any trust hereby created) shall be invalid, illegal, or inoperative, for any reason, it is my intention that the remaining parts, so far as possible and reasonable, shall be effective and fully operative. My Executor may seek and obtain court instructions for the purpose of carrying out as nearly as possible the intention of this will as shown by the terms hereof, including the term held invalid, illegal, or inoperative.

Except where the context indicates otherwise, words in the singular number shall include the plural and words, in the masculine gender shall include the feminine and neuter, and vice versa. The term executor shall also mean co-executor and executrix.

"Survive" as used in this will shall, without exception, be construed to require survival for a period of not less than thirty days.

IN TESTIMONY WHEREOF, I hereunto sign my name to this Last Will and Testament in the presence of the undersigned who witnessed the same at my request on this the $\frac{674}{2}$ day of \mathcal{G}_{une} , 1979, at Georgetown, Williamson County, Texas.

Betty Wynell Stockton ETTY WYNELL STOCKTON TESTATOR

The above instrument was now here published as her Last Will and Testament and signed and subscribed by Betty Wynell Stockton, the Testator, in our presence, and we at her request, and in her presence, and in the presence of each other, sign and subscribe our names hereto as attesting witnesses.

Danna F Gridt WITNESS WITNESS

SELF-PROVING AFFIDAVIT

STATE OF TEXAS X COUNTY OF WILLIAMSON Ĭ

BEFORE ME, the undersigned authority, on this day personally appeared Betty Wynell Stockton, Donna F. Arld+ and Judy D. Orme, known to me to be the Testator and the witnesses, respectively, whose names are subscribed to the annexed or foregoing instrument in their respective capacities, and, all of said persons being by me duly sworn, the Testator, Betty Wynell Stockton, declared to me and to the said witnesses in my presence that said instrument is her Last Will and Testament, and that she had willingly made and executed it as her free act and deed for the purposes therein expressed; and the said witnesses, each on his oath stated to me, in the presence and hearing of the said Testator that the said Testator had declared to them that said instrument is her Last Will and Testament, and that she executed the same as such and wanted each of them to sign it as a witness; and upon their oaths each witness stated further that they did sign the same as witnesses

in the presence of said Testator and at her request; that she was at that time eighteen (18) years of age or over and was of sound mind; and that each of said witnesses was then at least eighteen (18) years of age.

Betty Wynell Stockton BETTY WYNELL STOCKTON

onna Arldt INESS

WTNESS/

SUBSCRIBED AND ACKNOWLEDGED before me by the said Testator, Betty Wynell Stockton, and subscribed and sworn to before me by the said witnesses Donna Arld+ and _ Judy D. Orme, on this the 6th day of June 1979.

Notary Public in and for Williamson County, Texas.

PETITION OF CHARLES AND BETTY § STOCKTON TO DECERTIFY PROPERTY § FROM JARRELL-SCHWERTNER § WATER SUPPLY CORPORATION, CCN § NO. 10002 IN WILLIAMSON COUNTY §

BEFORE THE PUBLIC UTILITY

COMMISSION OF TEXAS

AFFIDAVIT OF ARTURO D. RODRIGUEZ, JR.

BEFORE ME, the undersigned authority, personally appeared Arturo D. Rodriguez, Jr., known to me to be the person who subscribed his name below, who, being by me first duly sworn did depose on his oath as follows:

- 1. My name is Arturo D. Rodriguez, Jr. I have personal knowledge of the facts contained herein. I am over the age of 18 years and of sound mind and qualified to make this Affidavit.
- 2. A copy of the First Amended Petition for Decertification and all exhibits was mailed to Jarrell-Schwertner Water Supply Corporation by certified mail on May 10, 2017, to the following addresses:

The address listed on the Jarrell-Schwertner Water Supply Corporation website: Jarrell-Schwertner Water Supply Corporation 113 North 5th Street Jarrell, Texas 76537

The address listed on the Public Utility Commission's Water Utility Database: Jarrell-Schwertner Water Supply Corporation PO Box 40 Jarrell, Texas 76537

The address of Jarrell-Schwertner Water Supply Corporation General Counsel: Jarrell-Schwertner Water Supply Corporation c/o Ms. Patricia Coy Patricia Coy and Associates, LLC 815 W. 5th Street Clifton, Texas 76634-1519

FURTHER AFFIANT SAYETH NOT.

Arturo D. Rodriguez/Jr.

Subscribed to and sworn to before me, the undersigned authority on this the 10^{H} day of May, 2017.

(Notary Public in and for the State of Texas

