



Control Number: 47114



Item Number: 11

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DOCKET NO. 47114

**PETITION OF II C.B., LP TO AMEND §
TALTY WATER SUPPLY §
CORPORATION'S WATER §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY IN KAUFMAN §
COUNTY BY EXPEDITED RELEASE §
§**

**PUBLIC UTILITY COMMISSION
OF TEXAS**

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FILING CLERK

COMMISSION STAFF'S AMENDED FINAL RECOMMENDATION

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

I. BACKGROUND

On May 1, 2017, II C.B., LP (II C.B.) filed a petition for expedited release from Talty Water Supply Corporation's (Talty) water certificate of convenience and necessity (CCN) No. 10850 in Kaufman County, pursuant to Tex. Water Code § 13.254(a-5) (TWC) and 16 Tex. Admin. Code § 24.113(r) (TAC). II C.B. seeks to decertify 14.4 acres. II C.B. further asserted that the property is not currently receiving water service from Talty.

On June 21, 2017, the administrative law judge (ALJ) issued Order No. 2 which required Staff to file its final recommendation by July 7, 2017. Staff filed its Final Recommendation on July 7, 2017 but inadvertently omitted the final certificate. This pleading includes the final certificate.

II. FINAL RECOMMENDATION

Staff has reviewed II C.B.'s application and, as supported by the attached memorandum of Patricia Garcia of the Water Utilities Division, Staff recommends that the application be approved. The maps and digital data that II C.B. filed provide adequate information to demonstrate that II C.B. satisfies the requirements of TWC 13.254(a-5) and 16 TAC § 24.113(l). Staff was able to confirm the size and location of the subject tract, and determined that it is located in a qualifying county. II C.B. asserted that the tract of land was not receiving service.

Staff recommends that there is no useless or valueless property in accordance with 16 TAC § 24.113(n)(3). Staff further recommends that no compensation proceeding is necessary if the Commission determines that no property has been rendered useless or valueless, pursuant to 16 TAC 24.113(n)(7).

The proposed final map and proposed CCN certificate have been attached to this pleading.

III. CONCLUSION

Staff respectfully requests the issuance of an order consistent with the above recommendation.

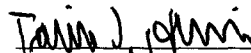
Dated: July 14, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Stephen Mack
Managing Attorney

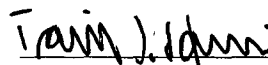


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DOCKET NO. 47114

CERTIFICATE OF SERVICE

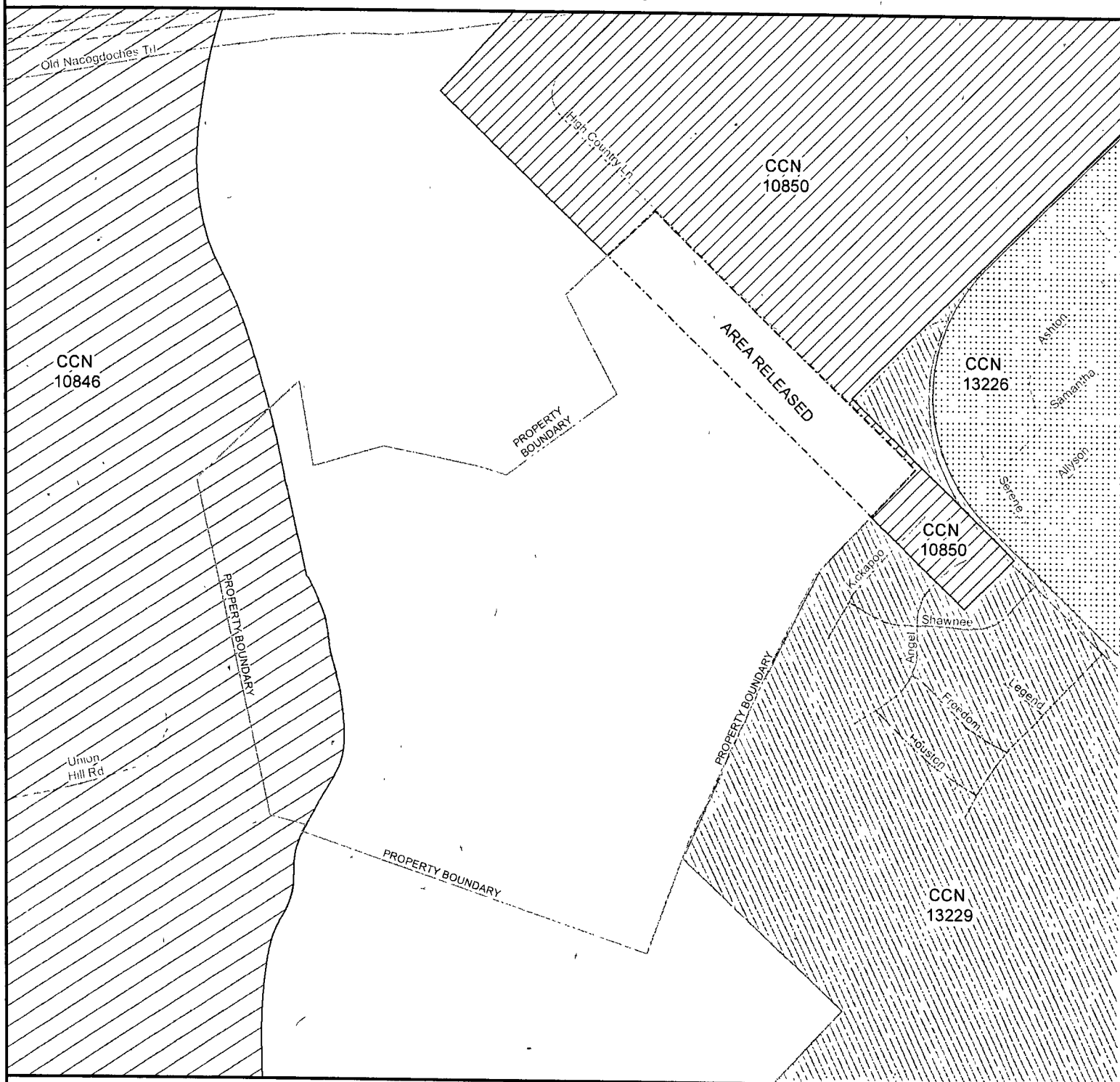
I certify that a copy of this document will be served on all parties of record on July 14, 2017 in accordance with 16 TAC § 22.74.







TJ Harris

Talty Water Supply Corporation
 Portion of Water CCN No. 10850
 PUC Docket No. 47114

Petition by II C.B., LP to Amend Talty Water Supply Corporation's CCN by Expedited Release in Kaufman County



Water CCN

-  10850 - Talty WSC
-  13229 - Kaufman County MUD 14
-  10846 - Markout WSC
-  13226 - Kaufman County MUD 11

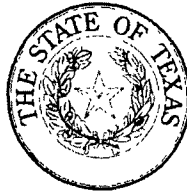
-  Area Released
-  Property Boundary

0 360 720
 Feet



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

Map by: Komal Patel
 Date created: July 6, 2017
 Project Path: n:\finalmapping\47114TaltyWSC.mxd



Public Utility Commission of Texas

By These Presents Be It Known To All That

Talty Water Supply Corporation

having obtained 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, Talty Water Supply Corporation is entitled to this

Certificate of Convenience and Necessity No. 10850

to provide continuous and adequate water utility service to that service area or those service areas in Kaufman County as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 47114 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 Talty Water Supply Corporation, 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.