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**DOCKET NO. 47289**

**APPLICATION OF HUBERT-WATSON  
SUBDIVISION WATER SUPPLY, INC.  
FOR APPROVAL OF A CHANGE IN  
OWNERSHIP**

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**PUBLIC UTILITY COMMISSION  
OF TEXAS**

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**NOTICE OF APPROVAL**

This Notice addressees the application of Hubert-Watson Subdivision Water Supply, Inc. for approval of ownership changes. Commission Staff recommended approval of the application, as supplemented. The application, as supplemented, is approved.

The Commission adopts the following findings of fact and conclusions of law.

**I. Findings of Fact**

1. On June 15, 2017, Hubert-Watson filed an application with the Commission requesting approval of a change in the company's ownership.
2. Hubert-Watson is a Texas Subchapter S corporation and operates a single water system for the Hubert-Watson Subdivision in Matagorda County with 37 current active connections. Hubert-Watson holds certificate of convenience and necessity (CCN) number 12123.
3. Hubert-Watson seeks approval for the company to acquire all shares held by the Betty Hubert Wise Trust, currently the controlling interest in Hubert-Watson, and then to allow Randall Boenigk to become a shareholder owner of Hubert-Watson.
4. There will be no majority shareholders after completion of the transaction.
5. Hubert-Watson supplemented the application on July 11, 2017 and again on September 7, 2017.
6. On September 8, 2017, Order No. 3 was issued, deeming the application sufficient, addressing notice, and establishing a procedural schedule
7. On October 9, 2017, Commission Staff recommended the application be approved.
8. On October 19, 2017, Commission Staff filed a proposed notice of approval and motion to admit evidence.

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9. On October 24, 2017, Order No. 4 was issued, admitting evidence into the record of this proceeding.

**Notice**

10. On June 30, 2017, notice of the application was published in the *Texas Register*.
11. Commission Staff did not recommend additional notice.

**Informal Disposition**

12. The only parties to this proceeding are Hubert-Watson and Commission Staff.
13. More than 15 days have passed since the completion of all notice requirements.
14. No requests to intervene or requests for hearing were filed in this proceeding and there are no disputed issues of fact.

**II. Conclusions of Law**

1. The Commission has jurisdiction over this proceeding under Texas Water Code §§ 13.041-.042, 13.302 (TWC) and 16 Texas Administrative Code § 24.111 (TAC).
2. Hubert-Watson is a retail public utility as defined in TWC § 13.002(19) and 16 TAC § 24.3(59).
3. Notice of the application was provided, consistent with 16 TAC §§ 22.54-.55.
4. The application was processed in accordance with the requirements of TWC § 13.302 and 16 TAC §§ 24.111.
5. Hubert-Watson is entitled to approval of the application, having demonstrated adequate financial, managerial, and technical capability for providing adequate and continuous service to the requested area, as required by TWC § 13.302.
6. The requirements for informal disposition in accordance to 16 TAC § 22.35 have been met in this proceeding.

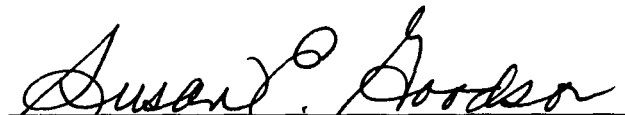
**III. Ordering Paragraphs**

In accordance with these findings of fact and conclusions of law, the Commission issues the following orders:

1. The application is approved.
2. Hubert-Watson Subdivision Water Supply, Inc. may acquire all shares held by the Betty Hubert Wise Trust and allow Randall Boenigk to obtain a shareholder ownership interest in Hubert-Watson.
3. Hubert-Watson or Randall Boenigk must notify the commission within 30 days after the date that the transaction is completed, consistent with 16 TAC § 24.111(g).
4. CCN No. 12123 will remain in the name of Hubert-Watson Subdivision Water Supply, Inc.
5. All other motions, requests for entry of specific findings of fact or conclusions of law, and any other requests for general or specific relief, if not expressly granted herein, are hereby denied.

Signed at Austin, Texas the 26<sup>th</sup> day of October 2017.

**PUBLIC UTILITY COMMISSION OF TEXAS**

  
SUSAN E. GOODSON  
ADMINISTRATIVE LAW JUDGE

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