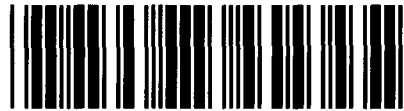


Control Number: 47762



Item Number: 1

Addendum StartPage: 0



RECEIVED

816 Congress Avenue, Suite 1900  
Austin, Texas 78701  
Telephone: (512) 322-5800  
Facsimile: (512) 472-0532

www.lglawfirm.com

Ms. Crump's Direct Line: (512) 322-5832  
Email: gcrump@lglawfirm.com

2017 NOV -7 AM 11:43

PUBLIC UTILITY COMMISSION  
FILING CLERK

47762

November 7, 2017

Public Utility Commission of Texas  
ATTN: FILING CLERK, CENTRAL RECORDS  
1701 N. Congress Ave., Room 8-100  
Austin, Texas 78701

RE: Minor Tariff Revisions to the Water Utility Tariff of MSEC Enterprises, Inc.,  
CCN No. 12887

To Whom It May Concern:

Please accept this letter as a request for a minor tariff change on behalf of MSEC Enterprises, Inc. ("MSEC"). This request is being made pursuant to 16 Tex. Admin. Code § 24.21(b)(2)(A)(ix)(I) and (II).

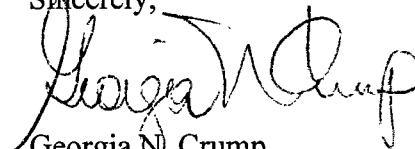
The current tariff on file for MSEC (CCN No. 12887) includes a listing of subdivisions and public water supply ("PWS") system identification numbers. This listing is out of date and needs to be revised in the following respects (a red-lined listing of subdivisions and PWS ID numbers is attached as Attachment 1, with identification of the explanation for each change as listed below). As described below, MSEC currently operates three systems: Montgomery Trace PWS ID No. 1700638; Stillwater PWS ID No. 1700677; and Crown Ranch PWS ID No. 1700781. The changes needed are as follows:

- (1) The Highland Ranch Water System, PWS ID No. 170614, was merged with the Lake Forest Lodge Water System, PWS ID No. 1700018, in 2007. Attached as Attachment 2 is a letter dated July 23, 2007, from the Texas Commission on Environmental Quality acknowledging this merger and noting that the Highland Ranch Water System, ID No. 1700614, will be dissolved.
- (2) The Lake Forest Lodge Water System, PWS ID No. 1700018, was inactivated in 2015, and all of the subdivisions within that system are now being served by the Montgomery Trace Water System, PWS ID No. 1700638. Attached as Attachment 3 is a letter dated April 28, 2015, from the TCEQ noting that the Lake Forest Lodge Subdivision PWS ID No. 1700018 has been inactivated.
- (3) The subdivision identified as "Elk Trace Golf Course" should be removed, and a subdivision identified as "Woodforest" should be added. The Elk Trace Golf Course was purchased by the new owner of the Woodforest development, and is therefore included in the Woodforest subdivision, which is served by the Montgomery Trace System, PWS ID No. 1700638. ("Elk Trace Golf Estates" should remain on the list.)

- (4) A new subdivision identified as "Legacy Creek Estates" should be added to the list. This is a new subdivision developed in the last several years within CCN No. 12887. It is served by the Montgomery Trace System, PWS ID No. 1700638.
- (5) "Old Kentucky Farms" should be added to the list. This subdivision was developed within CCN No. 12887 years ago, but has been omitted from the list for unknown reasons. It is served by the Montgomery Trace System, PWS ID No. 1700638.
- (6) "Woodforest Golf Course" should be added to the list. As noted above, the name of this golf course changed with the new owner. The golf course itself has been in CCN No. 12887 for a number of years, but just recently became a customer of MSEC when a new clubhouse was built that required fire flow, which is provided by MSEC. It is served by the Montgomery Trace System, PWS ID No. 1700638
- (7) "Valleywood Acres" is served by the Montgomery Trace System, PWS ID No. 1700638. The current list erroneously indicates service by the Stillwater Water System, PWS ID No. 1700677. Valleywood Acres has never been served by the Stillwater system.

Enclosed as Attachment 4 is a correct listing of all of the subdivisions and PWS ID numbers for the water systems owned and operated by MSEC within CCN No. 12887, as well as a map (Attachment 5) showing the locations of the three current PWS. MSEC requests that this corrected listing be approved and added to the official tariff on file with the Commission so that the official tariff accurately reflects the subdivisions and PWS ID numbers.

Sincerely,



Georgia N. Crump

GNC/jmc  
7473736.1

Attachments:

- Attachment 1: Red-Lined List of Subdivisions and PWS ID Numbers
- Attachment 2: TCEQ Letter July 23, 2007
- Attachment 3: TCEQ Letter April 28, 2015
- Attachment 4: Correct List of Subdivisions and PWS ID Numbers
- Attachment 5: Map of Three Current PWS

cc: Troy Morris, MSEC  
Michael Long, MSEC

SUBDIVISION	PWS ID NUMBER
Capitol Hills	<del>1700018</del> <u>1700638 (#2)</u>
Crown Oaks	1700638
Crown Ranch	1700781
Elk Trace Golf Estates	1700638
<del>Elk Trace Golf Course (#3)</del>	<del>1700638</del>
Grand Lake Estates	1700638
Highland Ranch	<del>1700614</del> <u>1700638 (#1, #2)</u>
Hills of Montgomery-Section 3	1700638
Lake Forest Lodge	<del>1700018</del> <u>1700638 (#2)</u>
Lake Forest Lodge South	<del>1700018</del> <u>1700638 (#2)</u>
Lakeview	<del>1700018</del> <u>1700638 (#2)</u>
<u>Legacy Creek Estates (#4)</u>	1700638
Oaklawn Estates	<del>1700018</del> <u>1700638 (#2)</u>
<u>Old Kentucky Farms (#5)</u>	1700638
Montgomery Trace	1700638
Ridge Lake Shores	1700638
Stillwater Estates	1700677
Valleywood Acres	<del>1700677</del> <u>1700638</u>
<u>Woodforest (#3)</u>	1700638
<u>Woodforest Golf Course (#6)</u>	1700638

Kathleen Hartnett White, *Chairman*  
Larry R. Soward, *Commissioner*  
H. S. Buddy Garcia, *Commissioner*  
Glenn Shankle, *Executive Director*



PWS ID #1700018 CO

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

July 23, 2007

TRANSMITTED BY  
FACSIMILE TO: 979/693-2554

MR. DALE BROWNE, JR., P.E.  
MSEC ENTERPRISES, INC.  
1008 WOODCREEK DR. STE 103  
COLLEGE STATION TX 77845

Re: Lake Forest Lodge Subdivision - Public Water System I.D. #1700018  
Proposed Connection/Merger with Lake Forest Lodge WS (ID #1700614)  
Engineer Contact Telephone: (979) 693-3838  
Plan Review Log Number 200706-043  
Montgomery County, Texas

CN600729891; RN101376689

Dear Mr. Browne:

Your June 4, 2007 letter of notification for the proposed waterline connection to and the merger with Lake Forest Lodge WS has been received and reviewed. The proposed surviving system will be the Lake Forest Lodge Water System, ID No. 1700018, and the Highland Ranch Water System, ID No. 170614, will be dissolved.

*Construction of the waterline connection may commence after our review and approval of final engineering construction plans and specifications. Please note also that Ms. Tammy Benter with the Utilities Financial Review Team must also be notified if the merger of the two systems affects the certificate of convenience and necessity (CCN) of either water system.*

I am forwarding your letter to Mr. Mike Lannen (512.239.6054) in order for him to process the water system merger.

Please refer to the Utilities Technical Review Team's Log No. 200706-043 in all correspondence for this project. This will help complete our review and prevent it from being considered a new project.

Please complete a copy of the most current Public Water System Plan Review Submittal form for future submittal to TCEQ for review of improvements to a Public Water System. Every blank on the form must be completed to minimize any delays in review of your project. The document is available on our WEB site at the address shown below.

<http://www.tceq.state.tx.us/assets/public/permitting/forms/10233.pdf>

MR. DALE BROWNE, JR., P.E.

Page 2

July 23, 2007

For future reference, you can review part of the Utilities Technical Review Team's database to see if we have received your project. This is available on the TCEQ's homepage on the Internet at the following address:

[http://www.tceq.state.tx.us/assets/public/permitting/watersupply/ud/planrev\\_list.html](http://www.tceq.state.tx.us/assets/public/permitting/watersupply/ud/planrev_list.html)

You can download most of the well construction checklists and the latest revision of Chapter 290 "Rules and Regulations for Public Water Systems" from this site.

If you have any questions please contact me at 512/239-6970 or the Internet address: "JSALGADO@tceq.state.tx.us" or if by correspondence, include MC 153 in the letterhead address below.

Sincerely,



Jerry Salgado, P.E.  
Utilities Technical Review Team  
Water Supply Division MC-153

JAS/al

cc: Lake Forest Lodge Subdivision - Water Utility Official, P.O. Box 1266,  
Montgomery, TX 77356-1266  
TCEQ Central Records PWS File 1700018  
TCEQ Region No. 12 Office - Houston:

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



PWS\_1700018\_CO\_20150428\_Inactive Ltr  
PWS\_1700638\_CO\_20150428\_Inactive Ltr

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

April 28, 2015

Kerry Kelton, President  
MSEC Enterprises Inc.  
P.O. Box 970  
Navasota, TX 77868-0970

**Subject:** Approval to Inactivate Public Water System (PWS):  
Lake Forest Lodge Subdivision - PWS ID 1700018 (Receiving Entity),  
Montgomery County  
Montgomery Trace Water System - PWS ID 1700638 (Providing Entity),  
Montgomery County

Dear Mr. Kelton:

The Texas Commission on Environmental Quality (TCEQ) has received documentation indicating that the Lake Forest Lodge Subdivision public water system is receiving water for human consumption from the Montgomery Trace Water System public water system. The TCEQ has also received your request to inactivate the Lake Forest Lodge Subdivision public water system. Based on our review, the Lake Forest Lodge Subdivision public water system has been inactivated in accordance with Title 30 Texas Administrative Code (TAC), Sections 290.38(66) and 290.102(a)(1)-(5). As a result of this regulatory status change, the Lake Forest Lodge Subdivision is not required to implement state and federal drinking water standards and rule requirements.

The TCEQ is responsible for ensuring that public water systems provide the public with safe and adequate drinking water in compliance with state and federal drinking water standards and rule requirements. If the regulatory status of your facility changes, you must notify the TCEQ so that it may be re-evaluated for compliance purposes.

On September 1, 2014, the TCEQ transferred responsibility for the water utility rate, Sale, Transfer, and Merger and Certificate of Convenience and Necessity (CCN) programs to the Public Utility Commission (PUC) of Texas. This transfer was required by the PUC's 2013 Sunset legislation (House Bill 1600). After the transfer, the PUC will be responsible for the regulation of submetered or allocated utility service. If an owner intends to bill tenants for submetered or allocated utility service, the owner must register with the PUC. For information on how to register as a submetered or allocated utility provider, please go to: <http://www.puc.texas.gov/industry/water/watersystems/submeter.aspx>. You may also contact the PUC by phone at (512) 936-7405.

Kerry Kelton  
Page 2  
April 28, 2015

For your convenience, you can review the system's regulatory status and associated data at the following TCEQ website:

*Texas Drinking Water Watch (DWW)* – <http://dww.tceq.state.tx.us/DWW/>.

The TCEQ appreciates your assistance in this matter. If you have any further questions or need additional assistance, please contact James Beauchamp of the Water Supply Division, Public Drinking Water Section at [James.Beauchamp@tceq.texas.gov](mailto:James.Beauchamp@tceq.texas.gov), or at (512) 239-6174.

Sincerely,



Gary Chauvin, Manager  
Public Drinking Water Section  
Water Supply Division  
Texas Commission on Environmental Quality

GC/JB/av

cc: Kerry Kelton, President, MSEC Enterprises Inc., PO BOX 970, Navasota, TX 77868-0970  
TCEQ Region 12, Leticia DeLeon



<b>SUBDIVISION</b>	<b>PWS ID NUMBER</b>
Capitol Hills	1700638
Crown Oaks	1700638
Crown Ranch	1700781
Elk Trace Golf Estates	1700638
Grand Lake Estates	1700638
Highland Ranch	1700638
Hills of Montgomery	1700638
Lake Forest Lodge	1700638
Lake Forest Lodge South	1700638
Lakeview	1700638
Legacy Creek Estates	1700638
Oaklawn Estates	1700638
Old Kentucky Farms	1700638
Montgomery Trace	1700638
Ridge Lake Shores	1700638
Stillwater Estates	1700677
Valleywood Acres	1700638
Woodforest	1700638
Woodforest Golf Course	1700638

# MSEC Water System: PWS Map

Montgomery

Conroe

1700638

1700638

1700781

1700677

Todd Mission

Magnolia

Pinehurst

Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, MEI, Esri China (Hong Kong), Esri (Thailand), MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

WaterCCN  
Cities

0 0.5 1 2 3 4 Miles

Mid-South Synorgy GIS Department  
30 Oct 2017



Attachment 5