

Control Number: 48388



Item Number: 1

Addendum StartPage: 0



Application for Sale, Transfer, or Merger of a Retail Public Utility
Pursuant to Chapter 13.251 of the Texas Water Code

Docket Number: 48388 1

(this number will be assigned by the Public Utility Commission after your application is filed)

7 copies of the application, including the original, along with one copy of the portable electronic storage medium (such as CD or DVD) containing the GIS data shall be filed with

Public Utility Commission of Texas
Attention: Filing Clerk
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

No later than seven days after filing the application for the boundary change, provide a copy of each paper map and a portable electronic storage medium (such as CD, flash drive or DVD) containing complete and identical data to the portable electronic storage medium submitted above to

Texas Natural Resources Information System
1700 N. Congress Ave, Room B40
Austin, Texas 78701

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PUBLIC UTILITY COMMISSION
FILING CLERK

Part A – General Information

*RN# *CN# * (PRIOR TCEQ ID numbers)

1. Proposed action of application (check all the boxes that apply):

<input checked="" type="checkbox"/> Sale of	<input checked="" type="checkbox"/> All	<input type="checkbox"/> Portion	of the	<input checked="" type="checkbox"/> Water system(s) under CCN No.:	<input type="text" value="12190"/>
<input type="checkbox"/> Acquisition				<input type="checkbox"/> Sewer system(s) under CCN No.:	<input type="text"/>
<input type="checkbox"/> Lease/Rental					

<input type="checkbox"/> Transfer of	<input type="checkbox"/> All	<input type="checkbox"/> Portion	of the	<input type="checkbox"/> Certificated water service area – CCN No.:	<input type="text"/>
				<input type="checkbox"/> Certificated sewer service area – CCN No.:	<input type="text"/>

If only a portion of a system or certificated service area is affected by this transaction, please specify the areas or subdivision involved:

and to:

<input checked="" type="checkbox"/> Obtain a CCN for the transferee (purchaser) – indicate if purchaser will take the seller’s CCN	<input type="text" value="Purchaser will assume sellers CCN Numbers"/>
<input type="checkbox"/> Amend the transferee’s CCN No.:	<input type="text"/>
<input type="checkbox"/> Merge or consolidate public utilities	<input type="text"/>
<input type="checkbox"/> Cancel CCN of the transferor (seller)	<input type="text"/>

2. Proposed effective date of this transaction:

(Must be at least 120 days after proper notice is provided)

Part B – Current Service Provider or Seller Information

Questions 3 through 5 apply to the transferor (current service provider or seller)

3. For the current CCN holder or service provider please indicate:

A. Name:
(Individual, Corporation or Other Legal Entity)

who is a(n):of Individual Corporation WSC HOA or POA Other

B. Utility Name (if different than above):
Address: Telephone: (AC)

C. Contact person. Please provide information about the person to be contacted regarding this application. Indicate if this person is the owner, operator, engineer, attorney or accountant.

Name: Title:
Address: Telephone: (AC)

Fax:

Email:

4. About the last rate increase for the system or facilities being transferred:

A. What was the effective date of the last rate increase?

B. Was notice of this increase provided to the Public Utility Commission of Texas (commission or PUC) or a predecessor regulatory authority?

No Yes- Application/Docket Number: Date

5. Please provide a list of all customers affected by this transaction who have deposits held by the transferor or seller utility, if any, and include the following information (attach additional sheets if necessary):

Name and Address of Utility Customer	Date of Deposit	Amount of Deposit	Amount of Unpaid Interest on Deposit
<input type="text" value="Please See Attachment 'B'"/>			

Part C – Purchaser or Transferee Information

Questions 6 through 16 refer to the transferee or purchaser.

6. For the person or entity acquiring the facilities and/or CCN:

Applicant:

(Individual, Corporation, or Other Legal Entity)

Utility Name:

(If different than above)

Utility Address:

Fax: Email: Telephone (AC):

CCN Numbers held prior to the filing of this application:

7. Check the appropriate box and provide information regarding the legal status of the transferee applicant:

Individual

Home or Property Owners Association

Partnership; attach copy of partnership agreement

Corporation; provide charter number as recorded with the Office of the Secretary of State for

Texas:

Non-profit, member owned, member-controlled Cooperative Corporation (Article 1434(a) Water Sewer Service Corporation); provide charter number:

<input type="checkbox"/>	Municipally-owned utility
<input type="checkbox"/>	District (MUD, SUD, WCID, etc.)
<input type="checkbox"/>	County
<input type="checkbox"/>	Other (please explain): <input style="width: 500px;" type="text"/>

8. If the applicant is an *Individual* or sole proprietorship, provide the following information. If not, skip to the next question.

Name:	NA	Email:	
Address:	NA		
Telephone (AC):		Fax (AC):	

9. If the applicant is other than an *Individual*, provide the following information regarding the officers or partners of the legal entity applying for the transfer. You must complete either question 8 or question 9, whichever applies to the transferee applicant. Please See Attachment 'C'

•Name:		Telephone (AC):	
Address:			
Position:		Ownership % (if applicable):	0.00%

•Name:		Telephone (AC):	
Address:			
Position:		Ownership % (if applicable):	0.00%

•Name:		Telephone (AC):	
Address:			
Position:		Ownership % (if applicable):	0.00%

•Name:		Telephone (AC):	
Address:			
Position:		Ownership % (if applicable):	0.00%

•Name:		Telephone (AC):	
Address:			
Position:		Ownership % (if applicable):	0.00%

•Name:		Telephone (AC):	
Address:			
Position:		Ownership % (if applicable):	0.00%

- Attach additional sheet(s) if necessary -

Important: • If the applicant is a for-profit corporation, please provide a copy of the corporation's "Certification of Account Status" from the State Comptroller Office. This "Certification of Account Status" can be obtained from: Please See Attachment 'D'

Texas Comptroller of Public Accounts
P. O. Box 13528, Capitol Station
Austin, Texas 78711
1-800-252-5555

- If the applicant is an Article 1434a water supply or sewer service corporation or other non-profit corporation, please provide a copy of the Articles of Incorporation and By-Laws.

10. Contact person. Please provide information about the person to be contacted regarding this application. Indicate if this person is the owner, operator, engineer, attorney or accountant.

Name:	Peter T. Gregg	Title:	Partner-Dubois Bryant&Campbell
Address:	303 Colorado, Suite 2300 Austin, Texas 78701	Telephone (AC):	(512) 457-8000
Fax #	(512) 457-8008	Email	pgregg@dbcllp.com
Relationship to the applicant:	Attorney		

☛ IF THERE ARE MORE THAN TWO PARTIES INVOLVED IN THIS TRANSACTION, PLEASE ATTACH SHEETS PROVIDING THE INFORMATION REQUIRED IN QUESTION 6 THROUGH QUESTION 10 FOR EACH PARTY

11. Please respond to each of the following questions. Attach additional sheets if necessary.

A. Describe the experience and qualifications of the applicant to provide adequate utility service to the requested area

Please See Attachment 'E'

B. Has the applicant acquiring the CCN or facilities or an affiliated interest of the applicant been under enforcement action by the PUC, TCEQ, Texas Department of Health (TDH), the Office of the Attorney General (OAG) or the Environmental Protection Agency (EPA) in the past for noncompliance with rules, orders or State Statutes? Yes No

If yes, please attach copies of any correspondence with these regulatory agencies concerning these enforcement actions and describe any actions and efforts to comply with those requirements. Attach additional sheets if needed.

Please See Attachment 'L'

C. Describe the source and availability of funds required to make the planned or required improvements, if any, to meet minimum requirements of the TCEQ and PUC and ensure continuous and adequate service.

Undine Texas, LLC is funded through equity and/or bank financing.

D. Describe the anticipated impact of this transaction on the quality of utility service and explain any anticipated changes in the quality of service.

Undine Texas, LLC intends to raise the standards of quality for: 1) customer service, 2) customer and regulatory communications, 3) all regulatory compliance issues.

E. How will the transaction serve the public interest?

The public will be better served through Undine Texas, LLC ownership of water and/or wastewater utilities due to the improvements to utility customer service and the improvements to operations and maintenance. The EPA reports to Congress state that the best possible future for small to midsize privately owned utilities is to be acquired by a larger more responsible provider that possesses the financial, managerial and technical experience to insure the system meets regulatory requirements.

12. Please describe the nature of the proposed transaction:

Undine Texas, LLC will purchase all of utility assets listed in Attachment 'A'

13. If the transferee applicant is an Investor Owned Utility (IOU) and will be under the rate jurisdiction of the PUC, please provide the following information. Water supply or sewer service corporations and political subdivisions of the state should mark this section N/A: **Please See Attachment 'F'**

A.

• Total Purchase Price:

• Total Original Cost (as recorded on books of seller or merging entity):

• Accumulated Depreciation as of the proposed effective date of the transaction:

• Contributions in Aid of Construction:

- Specific surcharges approved by TCEQ or PUC:

- Revenues from explicit customer agreements:

- Developer Contributions (please explain):

None

- Other Contributions (please explain):

None

Total Contributions in Aid of Construction

• Net Book Value:

- ☞ If the Original Cost or any of the above items has been established in a rate case proceeding by the PUC, the TWC or the TCEQ, please provide the Application/Docket Number and date:

Application/Docket Number: Date:

- ☞ If the applicant is not under the rate jurisdiction of the TCEQ, only the purchase price and information related to Contributions in Aid of Construction is required.

Please provide any other information concerning the nature of the transaction you believe should be given consideration if not explained elsewhere in the application.

[attach additional sheet(s) if necessary]:

The public will be better served through Undine Texas, LLC ownership of water and wastewater utilities due to the improvements to utility customer service and the improvements to operations and maintenance. The EPA reports to Congress state that the best possible future for small to midsize privately owned utilities is to be acquired by a larger more responsible provider that possesses the financial, managerial and technical experience to insure the system meets regulatory requirements.

- C. Complete the following proposed entries listed below as shown in books of purchasing (or surviving) company. Additional entries may be made; the following are suggested only, and not intended to pose descriptive limitations.

Utility Plant in Service:	<input type="text"/>
Plant Acquisition Adjustment:	<input type="text"/>
Extraordinary Loss on Purchase:	<input type="text"/>
Accumulated Depreciation of Plant:	<input type="text"/>
Cash:	<input type="text"/>
Notes Payable:	<input type="text"/>
Mortgage Payable:	<input type="text"/>
Others (please list):	<input type="text"/>

As the purchaser, I understand that it is my **responsibility** in any future rate proceeding to provide written evidence and support for the original cost and installation date of all facilities used and useful for providing utility service.

Purchaser's Initials: Date:

14. Please indicate the proposed effect of this transaction on the rates to be charged to the affected customers:

- All the customers will be charged the same rates as they were charged before the transaction.
 Some All customers will be charged different rates than they were charged before the transaction.

If rates are changing, please explain:

Not Applicable

Applicant is an IOU and intends to file with the commission or municipal regulatory authority an application to change rates of some/all of its customers as a result of this transaction. If so, please explain:

Not Applicable

Other. Please explain:

Not Applicable

15. List all neighboring water and /or sewer utilities, cities, and political subdivisions providing the same service within two (2) miles of area affected by this proposed transaction. This information should be available from the water utility database (WUD) or Applicant's licensed water operator.

Please See Attachment 'G'

16. Financial, Managerial and Technical information for the acquiring entity.

Please See Attachment 'F'

Part D – Historical Financial Information

HISTORICAL BALANCE SHEETS	CURRENT YEAR (A)	A-1 YEAR	A-2 YEAR	A-3 YEAR	A-4 YEAR	A-5 YEAR
CURRENT ASSETS						
Cash						
Accounts Receivable						
Inventories						
Income Tax Receivable						
Other						
Total						
FIXED ASSETS						
Land						
Collection/Distribution System						
Buildings						
Equipment						
Other						
Less: Accum. Depreciation or Reserves						
Total						
TOTAL ASSETS						
CURRENT LIABILITIES						
Accounts Payable						
Notes Payable, Current						
Accrued Expenses						
Other						
TOTAL						
LONGTERM LIABILITIES						
Notes Payable, Long-term						
Other						
TOTAL LIABILITIES						
OWNER'S EQUITY						
Paid in Capital						
Retained Equity						
Other						
Current Period Profit or Loss						
TOTAL OWNER'S EQUITY						
TOTAL LIABILITIES AND EQUITY						
WORKING CAPITAL						
CURRENT RATIO						
DEBT TO EQUITY RATIO EQUITY TO TOTAL ASSETS						

Please See Attachment 'F'

HISTORICAL INCOME STATEMENT	CURRENT YEAR (A)	A-1 YEAR	A-2 YEAR	A-3 YEAR	A-4 YEAR	A-5 YEAR
METER NUMBER						
Existing Number of Taps						
New Taps Per Year						
Total Meters at Year End						
METER REVENUE						
Fees Per Meter						
Cost Per Meter						
Operating Revenue Per Meter						
GROSS WATER REVENUE						
Fees						
Other						
Gross Income						
OPERATING EXPENSES						
General & Administrative						
Interest						
Other						
NET INCOME						

Please See Attachment 'F'

HISTORICAL EXPENSE DETAIL	CURRENT YEAR (A)	A-1 YEAR	A-2 YEAR	A-3 YEAR	A-4 YEAR	A-5 YEAR
GENERAL/ADMINISTRATIVE EXPENSES						
Salaries						
Office Expense						
Computer Expense						
Auto Expense						
Insurance Expense						
Telephone Expense						
Utilities Expense						
Depreciation Expense						
Property Taxes						
Professional Fees						
Other						
Total						
% Increase Per Year						
OPERATIONAL EXPENSES						
Salaries						
Auto Expense						
Utilities Expense						
Depreciation Expense						
Repair & Maintenance						
Supplies						
Other						
Total						
% Increase Per Year						
ASSUMPTIONS						
Interest Rate/Terms						
Utility Cost/gal.						
Depreciation Schedule						
Other						

Please See Attachment 'F'

Part E – Projected Information

PROJECTED BALANCE SHEETS

	START UP	YEAR 1	YEAR 2	YEAR 3	YEAR 4	YEAR 5
CURRENT ASSETS						
Cash						
Accounts Receivable						
Inventories						
Income Tax Receivable						
Other						
Total						
FIXED ASSETS						
Land						
Collection/Distribution System						
Buildings						
Equipment						
Other						
Less: Accum. Depreciation or Reserves						
Total						
TOTAL ASSETS						
CURRENT LIABILITIES						
Accounts Payable						
Notes Payable, Current						
Accrued Expenses						
Other						
Total						
LONGTERM LIABILITIES						
Notes Payable, Long-term						
Other						
TOTAL LIABILITIES						
OWNER'S EQUITY						
Paid in Capital						
Retained Equity						
Other						
Current Period Profit or Loss						
TOTAL OWNER'S EQUITY						
TOTAL LIABILITIES AND EQUITY						
WORKING CAPITAL						
CURRENT RATIO						
DEBT TO EQUITY RATIO						
EQUITY TO TOTAL ASSETS						

Please See Attachment 'F'

PROJECTED INCOME STATEMENT

	YEAR 1	YEAR 2	YEAR 3	YEAR 4	YEAR 5	TOTALS
METER NUMBER						
Existing Number of Taps						
New Taps Per Year						
Total Meters at Year End						
METER REVENUE						
Fees Per Meter						
Cost Per Meter						
Operating Revenue Per Meter						
GROSS WATER REVENUE						
Fees						
Other						
Gross Income						
OPERATING EXPENSES						
General & Administrative						
Interest						
Other						
NET INCOME						

Please See Attachment 'F'

PROJECTED EXPENSE DETAIL

	YEAR 1	YEAR 2	YEAR 3	YEAR 4	YEAR 5	TOTALS
GENERAL/ADMINISTRATIVE EXPENSES						
Salaries						
Office Expense						
Computer Expense						
Auto Expense						
Insurance Expense						
Telephone Expense						
Utilities Expense						
Depreciation Expense						
Property Taxes						
Professional Fees						
Other						
Total						
% Increase Per Year	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
OPERATIONAL EXPENSES						
Salaries						
Auto Expense						
Utilities Expense						
Depreciation Expense						
Repair & Maintenance						
Supplies						
Other						
Total						
% Increase Per Year	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
ASSUMPTIONS						
Interest Rate/Terms						
Utility Cost/gal.						
Depreciation Schedule						
Other						

Please See Attachment 'F'

PROJECTED SOURCES AND USES OF CASH STATEMENTS

	YEAR 1	YEAR 2	YEAR 3	YEAR 4	YEAR 5	TOTALS
SOURCES OF CASH						
Net Income						
Depreciation (If Funded)						
Loan Proceeds						
Other						
Total Sources						
USES OF CASH						
Net Loss						
Principle Portion of Pmts.						
Fixed Asset Purchase						
Reserve						
Other						
Total Uses						
NET CASH FLOW						
DEBT SERVICE COVERAGE						
Cash Available for Debt						
SERVICE (CADS)						
Net Income (Loss)						
Depreciation, or Reserve Interest						
Total						
REQUIRED DEBT SERVICE (RDS)						
Principle Plus Interest						
DEBT SERVICE COVERAGE RATIO						
CADS Divided by RDS						

Part F – TCEQ Public Water or Sewer System Information

Please See Attachment 'H'

☛ Please answer questions 17 through 22 on a different sheet for each physically Distinct system being transferred or acquired.

17. A. For Water Systems. TCEQ Public Water System Identification Number:

Date of last inspection:

B. For Wastewater Systems:

-TCEQ Discharge Permit Number: W Q -

-Name of Permittee:

-Date of application to transfer Discharge Permit submitted:

-Date of application to transfer Discharge Permit approved by TCEQ:

18. A. Are any improvements required to meet TCEQ or PUC standards? Yes No. If yes, please explain:

B. Is there a moratorium on new connections? Yes No. If yes, please explain:

C. Provide details of each required major capital improvement to correct the deficiencies and meet the TCEQ or PUC standards (attach additional sheets if necessary):

Description of the Required Improvement	Schedule to Complete	Estimated Cost

19. Does the system being transferred operate within the city limits of a municipality or within district boundaries? Yes No

If yes, indicate the number of customers within the city limits or district boundaries:

Water Sewer

☛ Attach copy of franchise agreement or consent letter from the city or district.

20. Do you currently purchase water or sewer treatment capacity from another source? Yes No
 Water Sewer Purchased on a Regular Seasonal Emergency Basis

• Source: % of total supply:

21. List the number of existing connections to be effected by this transaction.

Water			Sewer		
	-Non Metered		-2"meter		-Residential Connection
	-5/8" or 3/4" meter		-3" meter		-Commercial Connection
	-1" meter		-4" meter		-Industrial Connection
	-1 1/2" meter		-Other		-Other
Total Water Connections:				Total Sewer Connections	

20. Has the system reached 85% of its capacity based on TCEQ's minimum requirements? Yes No
 If yes, please explain what steps are being taken to address the capacity issues:

23. List the name, class, and license number of the operator(s) that will be responsible for the system:

Name	Class	License#
Please See Attachment 'I'		

24. Attach the following maps with each copy of the application:
- a. One small scale map clearly showing affected service area with enough detail to accurately locate the area if the application is for the transfer of all or a portion of a CCN.
 - b. One large scale map showing the proposed service area boundaries being sold, transferred, or merged and, if available, the existing and proposed facilities. Color coding should be used to differentiate existing from proposed facilities. Facilities and service area boundaries should be shown with such exactness that they can be located on the ground. If transferring area not currently in a CCN or a portion of an existing CCN area please attach the following hard copy maps with each copy of the application:
 1. A general location map delineating the proposed service area with enough detail to accurately locate the proposed area within the county.
 2. A map showing only the proposed area by:
 - i. metes and bounds survey certified by a licensed state or registered professional land surveyor; or
 - ii. projectable digital data with metadata (proposed areas should be in a single record and clearly labeled, data disk should be included); or
 - iii. following verifiable natural and man-made landmarks, or
 - iv. a copy of recorded plat map with metes and bounds.
 3. A written description of the proposed service area.

Part 6 - Oaths and Notices

OATH FOR SELLER OR FORMER SERVICE PROVIDER

STATE OF TEXAS

COUNTY OF JOHNSON

I, Chuck Bell, being duly sworn, file this application for sale, lease, rental or merger or consolidation as OWNER (Indicate relationship to applicant) that is, owner, member of partnership, title as officer of corporation, or other authorized representative of applicant); that, in such capacity, I am qualified and authorized to file and verify such application, am personally familiar with the documents filed with this application, and have complied with all the requirements contained in the application; and, that all such statements made and matters set forth therein with respect to applicant are true and correct. Statements about other parties are made on information and belief. I further state that the application is made in good faith and that this application does not duplicate any filing presently before the Commission.

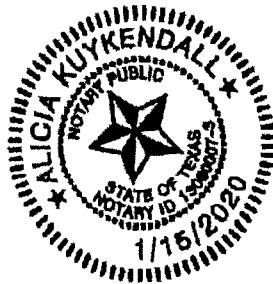
I further state that I have provided to the purchaser or transferee a written disclosure statement about any contributed property as required under Section 13.301(f) and copies of any outstanding Orders of the Texas Commission on Environmental Quality, the Public Utility Commission of Texas, or Attorney General and have also complied with the notice requirements in Section 13.301(k) of the Texas Water Code.

Chuck Bell
AFFIANT
(Utility's Authorized Representative)

If the Affiant to this form is any person other than the sole owner, partner, officer of the Applicant, or its attorney, a properly verified Power of Attorney must be enclosed.

SUBSCRIBED AND SWORN TO BEFORE ME, a Notary Public in and for the State of Texas, this day 22 of May, 2018.

SEAL



Alicia Kuykendall
NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

Alicia Kuykendall
PRINT OR TYPE NAME OF NOTARY

MY COMMISSION EXPIRES

1-15-2020

One copy of this page must be submitted for each utility involved in this transaction.

OATH FOR PURCHASER OR ACQUIRING ENTITY

STATE OF Texas

COUNTY OF Harris

I, Carey A. Thomas, being duly sworn, file this application for

sale, lease, rental or merger or consolidation as Sr. Vice President, Undine Texas, LLC
(indicate relationship to applicant) that is, owner, member of partnership, title as officer of corporation, or other authorized representative of applicant); that, in such capacity, I am qualified and authorized to file and verify such application, am personally familiar with the documents filed with this application, and have complied with all the requirements contained in the application; and, that all such statements made and matters set forth therein with respect to applicant are true and correct. Statements about other parties are made on information and belief. I further state that the application is made in good faith and that this application does not duplicate any filing presently before the Commission.

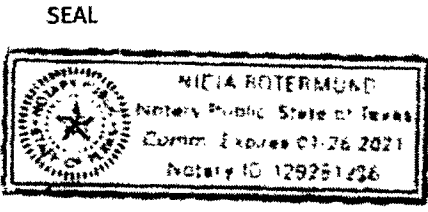
I am also authorized and do agree to be bound by and comply with any outstanding orders of the Texas Commission on Environmental Quality, the Public Utility Commission of Texas or the Attorney General which have been issued to the system or facilities being acquired and recognize that I will be subject to administrative penalties or other enforcement actions if I do not comply.

Carey A. Thomas
AFFIANT
(Utility's Authorized Representative)

If the Affiant to this form is any person other than the sole owner, partner, officer of the Applicant, or its attorney, a properly verified Power of Attorney must be enclosed.

Applicant represents that all other parties to this transaction have been furnished copies of this completed application.

SUBSCRIBED AND SWORN TO BEFORE ME, a Notary Public in and for the State of Texas, this day 23 of May, 2018.



Nicia Rotermund
NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

Nicia Rotermund
PRINT OR TYPE NAME OF NOTARY

MY COMMISSION EXPIRES 1/28/2021

One copy of this page must be submitted for each utility involved in this transaction.

Notice to Current Customers, Neighboring Systems and Cities

Chuck Bell DBA Chuck Bell Water Systems, LLC 'S
(Seller's or Transferor's Name)

NOTICE OF INTENT TO SELL FACILITIES AND TRANSFER CERTIFICATE OF CONVENIENCE AND
NECESSITY (CCN) NO 12190 TO Undine Texas, LLC
(Purchaser's or Transferee's Name)

IN Tarrant and Johnson COUNTY, TEXAS

To: _____ Date Notice Mailed _____, 20 ____
(Name of Customer, Neighboring System or City)

(Address)

City State Zip

Chuck Bell DBA Chuck Bell Water Systems, LLC PO Box 731 Crowley / Texas / 76036
Sellers or Transferors' Name Address City/State/Zip Code

has submitted an application with the Public Utility Commission of Texas to sell facilities and transfer
water or sewer (please select) CCN No. 12190 in Tarrant and Johnson [County Name]

County to:

Undine Texas, LLC 10913 Melonome Dr., Houston Texas 77043
Purchasers or Transferee's Name Address City/State/Zip Code

The sale is scheduled to take place as approved by the Commission (V.T.C.A., Water Code §13.301). The transaction and the transfer of
the CCN include the following subdivision(s): Please see Attachment 'J'

The area subject to this transaction is located approximately _____ miles _____ [direction] of
downtown _____, [City or Town] Texas, and is generally bounded on the north by
P _____; on the east by _____
; on the south by _____; and on the west by _____

The total area being requested includes approximately _____ acres and serves _____ current customers.
This transaction will have the following effect on the current customer's rates and services:
This application will not change the customers rates

Affected persons may file written protests and/or request a public hearing within 30 days of this notice.
To request a hearing, you must:

- (1) state your name, mailing address and daytime telephone number;
- (2) state the applicant's name, application number or another recognizable reference to this application;
- (3) include the statement "I/we request a public hearing";
- (4) write a brief description of how you, the persons you represent, or the public interest would be adversely affected by the proposed transaction and transfer of the CCN; and
- (5) state your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Only those persons who submit a written request to be notified of a hearing will receive notice if a hearing is scheduled. The Commission will issue the CCN requested in the referenced application unless a hearing is scheduled to consider the transaction. If no protests or requests for hearing are filed during the comment period, the Commission may issue the CCN 30 days after publication of this notice.

Persons who wish to protest or request a hearing on this application should write the:

Filing Clerk
Public Utility Commission of Texas
1701 North Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

**Se desea informacion en Espanol, puede llamar al
1-888-782-8477**

Utility Representative

Utility Name

Notice to Current Customers, Neighboring Systems, Landowner and Cities

Chuck Bell DBA Chuck Bell Water Systems, LLC 'S NOTICE OF INTENT TO SELL FACILITIES TO
(Seller's or Transferor's Name)

Undine Texas, LLC AND FOR Undine Texas, LLC
(Purchaser's or Transferee's Name) Purchaser's or Transferee's Name)

TO OBTAIN OR AMEND A CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) IN
Tarrant and Johnson COUNTY, TEXAS

To: _____ Date Notice Mailed _____, 20 ____
(Name of Customer, Neighboring System, Landowner or City)

(Address)

City State Zip

Chuck Bell DBA Chuck Bell Water Systems, LLC PO Box 731 Crowley / Texas / 76036
Sellers or Transferors' Name Address City/State/Zip Code

has submitted an application with the Public Utility Commission of Texas to sell water or sewer (please
select) Facilities in Tarrant and Johnson [County Name] County to:

Undine Texas, LLC 10913 Metronome Dr., Houston Texas 77043
Purchasers or Transferee's Name Address City/State/Zip Code

The transferee has also requested to obtain/amend a CCN in this application. The sale is scheduled to take place as approved by the
Commission (Texas Water Code §13.301). The transaction and the proposed service area include the following subdivision(s):

Please see Attachment 'J'

The area subject to this transaction is located approximately _____ miles _____ [direction] of
downtown _____, [City or Town] Texas, and is generally bounded on the north by _____
; on the east by _____
; on the south by _____; and on the west by _____

The total area being requested includes approximately _____ acres and serves _____ current customers.
This transaction will have the following effect on the current customer's rates and services:
This application will not change the customers rates

- Affected persons may file written protests and/or request a public hearing within 30 days of this notice.
To request a hearing, you must:
- (1) state your name, mailing address and daytime telephone number;
 - (2) state the applicant's name, application number or another recognizable reference to this application;
 - (3) include the statement "I/we request a public hearing";
 - (4) write a brief description of how you, the persons you represent, or the public interest would be adversely affected by the proposed transaction and transfer of the CCN; and
 - (5) state your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Only those persons who submit a written request to be notified of a hearing will receive notice if a hearing is scheduled. The Commission will issue the CCN requested in the referenced application unless a hearing is scheduled to consider the transaction. If no

protests or requests for hearing are filed during the comment period, the Commission may issue the CCN 30 days after publication of this notice.

Persons who wish to protest or request a hearing on this application should write the:

Filing Clerk
Public Utility Commission of Texas
1701 North Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

**Se desea información en Español, puede llamar al
1-888-782-8477**

Utility Representative

Utility Name

TABLE OF CONTENTS

Application for Sale, Transfer, or Merger of a Retail Public Utility

Attachment 'A'	CCN Number, Subdivision Name(s), RN Number(s), and Current Tariff
Attachment 'B' Confidential	Customer Name, Address, and Deposit Information
Attachment 'C' Confidential	Limited Liability Company – Undine Texas, LLC Organizational Chart
Attachment 'D'	Certificate of Account Status
Attachment 'E' Confidential	Evidence of Financial, Managerial and Technical, and Capabilities
Attachment 'F' Confidential	Financial Information
Attachment 'G'	Utilities within 2-Miles
Attachment 'H'	Individual Page 16 & 17 for Each System, and Inspection Reports
Attachment 'I'	Operators Information
Attachment 'J'	CCN Maps to be Transferred with this Application, and CCN Descriptions
Attachment 'K' Confidential	Asset Purchase Agreement
Attachment 'L'	Enforcement Actions

Attachment 'A'

CCN Number, Subdivision Name, RN Number, and Current Tariff

ATTACHMENT "A"

STM FILING UNDINE TEXAS, LLC AND CHUCK BELL DBA CHUCK BELL WATER SYSTEMS, LLC

Bear Creek Estates

CN 600627780
CCN 12190
RN 101438174
PWSID No 2200336
Subdivision Bear Creek Estates
County Tarrant
Connections (TCEQ) 19

Bell Manor Subdivision

CN 604008680
CCN 12190
RN 101231090
PWSID No 1260080
Subdivision Bell Manor
County Johnson
Connections (TCEQ) 21

Buffalo Creek

CN 604008680
CCN 12190
RN 101259596
PWSID No 1260084
Subdivision Buffalo Creek
County Johnson
Connections (TCEQ) 38

Crowley II Acres Subdivision

CN 604008680
CCN 12190
RN 102679842
PWSID No 1260012
Subdivision Crowley II Acre
County Johnson
Connections (TCEQ) 89

John Dame

CN 604008680
CCN 12190
RN 101280105
PWSID No 1260090
Subdivision John Dame
County Johnson
Connections (TCEQ) 40

Martin Creek Estates

CN 604008680
CCN 12190
RN 101205482
PWSID No 1260122
Subdivision Martin Creek Estates
County Johnson
Connections (TCEQ) 23

Rock Creek Estates

CN 604008680
CCN 12190
RN 101180107
PWSID No 1260082
Subdivision Rock Creek Estates
County Johnson
Connections (TCEQ) 38

Sandersview Subdivision PWS

CN 604008680
CCN 12190
RN 101206001
PWSID No 1260086
Subdivision Sandersview
County Johnson
Connections (TCEQ) 20



**WATER UTILITY TARIFF
Tariff Control No. 48031**

Chuck Bell dba Chuck Bell Water Systems, LLC
(Utility Name)

P.O. Box 731
(Business Address)

Crowley, Texas 76036
(City, State, Zip Code)

(817) 980-6394
(Area Code/Telephone)

This tariff is effective for utility operations under the following Certificate of Convenience and Necessity:

12190

This tariff is effective in the following counties:

Johnson and Tarrant

This tariff is effective in the following cities or unincorporated towns (if any):

None

This tariff is effective in the following subdivisions and public water systems:

See attached list.

TABLE OF CONTENTS

The above utility lists the following sections of its tariff (if additional pages are needed for a section, all pages should be numbered consecutively):

SECTION 1.0 -- RATE SCHEDULE.....	2
SECTION 2.0 -- SERVICE RULES AND POLICIES	3
SECTION 2.20 -- SPECIFIC SERVICE RULES AND POLICIES	7
SECTION 3.0 -- EXTENSION POLICY	8
SECTION 3.20 -- SPECIFIC EXTENSION POLICY	9

APPENDIX A - DROUGHT CONTINGENCY PLAN

APPENDIX B - SAMPLE SERVICE AGREEMENT

APPENDIX C - APPLICATION FOR SERVICE

Tariff Control No. 48031

This tariff is effective in the following Subdivisions or Systems:

SUBDIVISION	PWS ID NUMBER	COUNTY
Bear Creek Estates	2200336	Tarrant
Bell Manor Subdivision	1260080	Johnson
Buffalo Creek	1260084	Johnson
Crowley II Acre Subdivision, Stonefield Subdivision	1260012	Johnson
John Dame	1260090	Johnson
Martin Creek Estates	1260122	Johnson
Rock Creek Estates	1260082	Johnson
Sanders View Subdivision	1260086	Johnson

Tariff Control No. 48031

SECTION 1.0 -- RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size</u>	<u>Monthly Minimum Charge</u> (including 0 gallons)	<u>Gallage Charge</u>
5/8" x 3/4"	<u>\$41.27</u>	<u>\$3.60</u> per 1,000 gallons, over the minimum
3/4"	<u>\$61.90</u>	
1"	<u>\$103.16</u>	
1 1/2"	<u>\$206.33</u>	
2"	<u>\$330.12</u>	

Additional Gallage Charges:

Purchased Water Fees for Johnson County Special Utility District
(Bell Manor Subdivision customers only) \$2.51/1000 gallons

Water Production Fee for Northern Trinity Groundwater
Conservation District \$0.15/1,000 gallons
(Bear Creek Estates Subdivision customers only) *(Tariff Control No. 48031)*

Water Production Fee for Prairielands Groundwater Conservation District
(For all subdivisions except Bear Creek Estates in Tarrant County) \$0.24/1,000 gallons

Capital Improvement Surcharge for 72 months, Effective March 5, 2012
\$5.65 per connection

FORM OF PAYMENT: The utility will accept the following forms of payment:
Cash X, Check X, Money Order X, Credit Card _____, Other (specify) _____
THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT
PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN
FOR CASH PAYMENTS.

REGULATORY ASSESSMENT 1.0%
PUC RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY
BILL AND TO REMIT TO THE TCEQ.

Section 1.02 - Miscellaneous Fees

TAP FEE \$1,000
TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD
RESIDENTIAL 5/8" or 3/4" METER. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF
LISTED ON THIS TARIFF.

TAP FEE (Unique costs) Actual Cost
FOR EXAMPLE, A ROAD BORE FOR CUSTOMERS OUTSIDE OF SUBDIVISIONS OR RESIDENTIAL AREAS.

TAP FEE (Large meter) Actual Cost
TAP FEE IS THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR METER SIZE INSTALLED.

Tariff Control No. 48031

SECTION 1.0 -- RATE SCHEDULE (Continued)

METER RELOCATION FEE Actual Relocation Cost, Not to Exceed Tap Fee
THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS THAT AN EXISTING METER BE RELOCATED.

METER TEST FEE \$25.00
THIS FEE WHICH SHOULD REFLECT THE UTILITY'S COST MAY BE CHARGED IF A CUSTOMER REQUESTS A SECOND METER TEST WITHIN A TWO-YEAR PERIOD AND THE TEST INDICATES THAT THE METER IS RECORDING ACCURATELY. THE FEE MAY NOT EXCEED \$25.00.

LATE CHARGE (EITHER \$5.00 OR 10% OF THE BILL) 10%
PUC RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE \$30.00
RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

RECONNECTION FEE

THE RECONNECT FEE MUST BE PAID BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS (OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF):

- a) Non-payment of bill (Maximum \$25.00) \$25.00
- b) Customer's request that service be disconnected \$60.00
- c) After Hours Reconnect Fee \$35.00

If after a customer has been notified that an after-hours charge will be assessed and the customer still chooses to have service connected after 5:00 p.m. instead of waiting until the next business day, the utility can charge an after-hours charge in addition to the normal fee; however, the total charge cannot exceed \$60.00. If service is required to be restored within 36 hours pursuant to 16 TAC 24.88(h)(1) the utility cannot charge the additional fee after the expiration of the first 24 hours following the payment of a disconnected delinquent account. If the customer requests to have the service reconnected after normal business hours within the first 24 hours following payment, the additional fee may be charged.

RECONNECT FEE. The Utility shall charge a reconnect fee of \$25.00 for reconnecting service during normal weekday business hours. A surcharge of \$35.00 may be charged when the customer requests service to be reconnected after 5:00pm on business days, weekends and holidays, subject to 16 TAC 24.88(h). The customer must be advised that this additional fee will be charged and given an opportunity to decline the service at the time the "after hours" reconnect request is originally made.

TRANSFER FEE \$65.00
THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED

CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50) \$50.00

COMMERCIAL & NON-RESIDENTIAL DEPOSIT 1/6TH OF ESTIMATED ANNUAL BILL

SECTION 1.0 -- RATE SCHEDULE (Continued)

GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE:

WHEN AUTHORIZED IN WRITING BY TCEQ AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND WATER TESTING. [16 TAC 24.21(b)(2)(F)]

LINE EXTENSION AND CONSTRUCTION CHARGES:

REFER TO SECTION 3.0--EXTENSION POLICY FOR TERMS, CONDITIONS, AND CHARGES WHEN NEW CONSTRUCTION IS NECESSARY TO PROVIDE SERVICE.

PURCHASED WATER AND/OR DISTRICT FEE PASS THROUGH CLAUSE

Changes in fees imposed by any non-affiliated third party water supplier or underground water district having jurisdiction over the Utility shall be passed through as an adjustment to the water gallonage charge according to the following formula:

$R = G / (1 - L)$, where:

R = the proposed pass-through rate;

G = the new gallonage charge (per 1,000 gallons) by source supplier

L = the actual line loss for the preceding 12 months, not to exceed 0.15

FRANCHISE FEE ASSESSMENT. Franchise fees levied by a municipality may be passed through to those customers inside the city generating the revenues upon which the franchise fee is calculated. Implementation of this pass through clause shall be subject to the notice and approval process of the city having original jurisdiction over these fees. Franchise fees may not be passed through or allocated to utility customers outside the municipality.

EASEMENTS. Pursuant to 16 TAC § 24.85(d), easements from customers may be required as a precondition of service when:

- (1) Where recorded public utility easements on the service applicant's property do not exist or public road right-of-way easements are not available to access the property of a service applicant, the public utility may require the service applicant or land owner to grant a permanent recorded public easement dedicated to the public utility to construct, install, maintain, inspect and test water and/or sewer facilities necessary to serve the applicant.
- (2) As a condition of service to a new subdivision, public utilities may require developers to provide permanent recorded public utility easements to and throughout the subdivision sufficient to construct, install, maintain, inspect, and test water and/or sewer facilities necessary to serve the subdivision's anticipated service demands upon full occupancy.

DeAnn T. Walker
Chairman
Arthur C. D'Andrea
Commissioner



Greg Abbott
Governor

John Paul Urban
Executive Director

Public Utility Commission of Texas

2010 APR -6 AM 11:54

FILED CLERK

To: Chuck Bell
Chuck Bell Water Systems, L.L.C.
P.O. Box 731
Crowley, TX 76036

Commission Staff – Water Utility Regulation Division
Commission Staff – Legal Division

Re: Tariff Control No. 47999 – *Application of Chuck Bell Water Systems, L.L.C. for Approval of a Sampling Fee Surcharge*

NOTICE OF APPROVAL

This Notice addresses the application filed by Chuck Bell Water Systems, L.L.C., certificate of convenience and necessity number 12190, for approval of a surcharge to recover the water sample fees billed to the utility by the Lower Colorado River Authority. Chuck Bell proposed to bill the surcharge for one month only to customers in subdivisions of Bell Manor, Rock Creek, Buffalo Creek, Sandersview, Crowley II Acres, John Dame, and Martin Creek.

On March 19, 2018, Commission Staff recommended that Chuck Bell be approved to collect the surcharges based on the recommendation of Kathryn Eiland of the Commission's Water Utility Regulation Division. Commission Staff also recommended that Chuck Bell be required to include in the first bill affected by this application the following language: "*A sampling surcharge has been approved by the Public Utility Commission of Texas (PUC) to cover sampling fees incurred by the utility and required by the Safe Drinking Water Act.*"



The application is approved. Chuck Bell is approved to collect the following surcharges:

Subdivision	Requested	Connection Count	Total amount approved to be collected per connection
Bell Manor	\$314.28	23	\$13.66
Rock Creek	\$314.28	38	\$ 8.27
Buffalo Creek	\$314.28	48	\$ 6.55
Sandersview	\$576.69	29	\$19.89
Crowley II Acres	\$628.56	96	\$ 6.55
John Dame	\$628.56	50	\$12.57
Martin Creek	\$314.28	24	\$13.10

Furthermore, the bill sent to customers with these surcharges shall include the following statement:
"A sampling surcharge has been approved by the Public Utility Commission of Texas (PUC) to cover sampling fees incurred by the utility and required by the Safe Drinking Water Act." Chuck Bell shall not collect more than the total approved amounts.

Signed at Austin, Texas the 6th day of April 2018.

PUBLIC UTILITY COMMISSION OF TEXAS



GABRIEL P. SOTO
ADMINISTRATIVE LAW JUDGE

Attachment 'B'

Confidential

Customer Name and Address and Deposit Information

CONFIDENTIAL

DOCKET NO. _____

STYLE: Application of Chuck Bell DBA Chuck Bell Water Systems, LLC and
Undine Texas, LLC for Sale, Transfer, or Merger of a Retail Public Utility in Johnson and
Tarrant Counties

SUBMITTING PARTY: Undine Texas, LLC

BRIEF DESCRIPTION OF CONTENTS: Attachment B

Customer Name, Address, and Deposit Information

BATE STAMP OR SEQUENTIAL PAGE NUMBER RANGE:

36 TO 41

ENVELOPE # 1 OF 1

ADDITIONAL INFORMATION REQUIRED BY PROTECTIVE ORDER:

DATE SUBMITTED TO COMMISSION: May 24, 2018

Attachment 'C'

Confidential

Limited Liability Company Agreement Undine Texas, LLC
Organizational Chart

CONFIDENTIAL

DOCKET NO. _____

STYLE: Application of Chuck Bell DBA Chuck Bell Water Systems, LLC and Undine Texas, LLC for Sale, Transfer, or Merger of a Retail Public Utility in Johnson and Tarrant Counties

SUBMITTING PARTY: Undine Texas, LLC

BRIEF DESCRIPTION OF CONTENTS: Attachment C

Limited Liability Company - Undine Texas, LLC Organizational Chart

BATE STAMP OR SEQUENTIAL PAGE NUMBER RANGE:

43 TO 50

ENVELOPE # 1 OF 1

ADDITIONAL INFORMATION REQUIRED BY PROTECTIVE ORDER:

DATE SUBMITTED TO COMMISSION: May 24, 2018

Attachment 'D'

Certificate of Account Status

Delaware

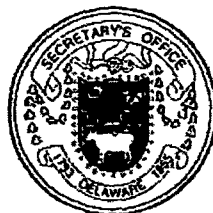
Page 1

The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "UNDINE TEXAS, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE TWENTY-EIGHTH DAY OF JUNE, A.D. 2017.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "UNDINE TEXAS, LLC" WAS FORMED ON THE TWENTY-THIRD DAY OF OCTOBER, A.D. 2015.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE BEEN PAID TO DATE.



5860781 8300

SR# 20175003603

You may verify this certificate online at corp.delaware.gov/authver.shtml

A handwritten signature in black ink, appearing to read "JBULLOCK", is written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed.

Jeffrey W. Bullock, Secretary of State

Authentication: 202799290

Date: 06-28-17

Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697



Rolando B. Pablos
Secretary of State

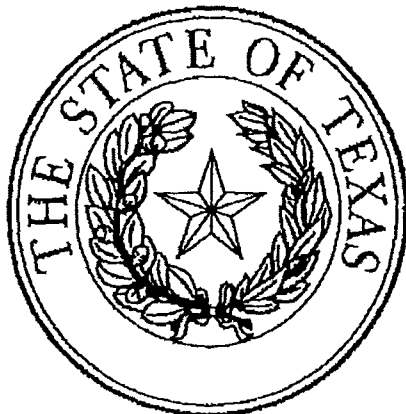
Office of the Secretary of State

Certificate of Fact

The undersigned, as Secretary of State of Texas, does hereby certify that the document, Application for Registration for Undine Texas, LLC (file number 802339329), a DELAWARE, USA, Foreign Limited Liability Company (LLC), was filed in this office on November 25, 2015.

It is further certified that the entity status in Texas is in existence.

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in Austin, Texas on June 28, 2017.



A handwritten signature in black ink, appearing to read "R. Pablos".

Rolando B. Pablos
Secretary of State

Attachment 'E'

Confidential

Evidence of Financial, Managerial and Technical Capabilities

CONFIDENTIAL

DOCKET NO. _____

STYLE: Application of Chuck Bell DBA Chuck Bell Water Systems, LLC and Undine Texas, LLC for Sale, Transfer, or Merger of a Retail Public Utility in Johnson and Tarrant Counties

SUBMITTING PARTY: Undine Texas, LLC

BRIEF DESCRIPTION OF CONTENTS: Attachment E

Evidence of Financial, Managerial and Technical Capabilities

BATE STAMP OR SEQUENTIAL PAGE NUMBER RANGE:

55 TO 57

ENVELOPE # 1 OF 1

ADDITIONAL INFORMATION REQUIRED BY PROTECTIVE ORDER:

DATE SUBMITTED TO COMMISSION: May 24, 2018

Attachment 'F'

Confidential

Financial Information

CONFIDENTIAL

DOCKET NO. _____

STYLE: Application of Chuck Bell DBA Chuck Bell Water Systems, LLC and Undine Texas, LLC for Sale, Transfer, or Merger of a Retail Public Utility in Johnson and Tarrant Counties

SUBMITTING PARTY: Undine Texas, LLC

BRIEF DESCRIPTION OF CONTENTS: Attachment F

Financial Information

BATE STAMP OR SEQUENTIAL PAGE NUMBER RANGE:

59 TO 67

ENVELOPE # 1 OF 1

ADDITIONAL INFORMATION REQUIRED BY PROTECTIVE ORDER:

DATE SUBMITTED TO COMMISSION: May 24, 2018

Attachment 'G'

Utilities within 2-Miles

Chuck Bell Utilities PWSID System Name	Utility Name Within 2-miles	CCN#
Bear Creek Estates	TARRANT COUNTY	
	MONARCH UTILITIES I LP	12983
	SHELCON COMPANY	13055
	TRINITY RIVER AUTHORITY OF TEXAS	
Bell Manor subdivision	JOHNSON COUNTY	
	JOHNSON COUNTY SUD	
	EMCAD WATER & WASTEWATER	20816
	MONARCH UTILITIES I LP	12983
	CITY OF FORT WORTH	12311
	TARRANT COUNTY	
Buffalo Creek	TRINITY RIVER AUTHORITY OF TEXAS	
	CITY OF CLEBURNE	10917
	CITY OF KEENE	10905
	JOHNSON COUNTY SUD	10081
	AQUA TEXAS INC	13201
	CREST WATER COMPANY	12037
	BETHESDA WSC	10089
	JOHNSON COUNTY	
Crowley II Acres Subdivision	BRAZOS RIVER AUTHORITY	
	JOHNSON COUNTY	
	JOHNSON COUNTY SUD	
	CREST WATER COMPANY	12037
	MONARCH UTILITIES I LP	12983
	CITY OF FORT WORTH	12311
	TARRANT COUNTY	
	NORTH WHISPERING MEADOWS WATER	12621
	SKYLINE DRIVE LANDOWNERS ASSN	12479
	EMCAD WATER & WASTEWATER	20816
TRINITY RIVER AUTHORITY OF TEXAS		
John Dame	JOHNSON COUNTY	
	JOHNSON COUNTY SUD	
	CREST WATER COMPANY	12037
	MONARCH UTILITIES I LP	12983
	CITY OF FORT WORTH	12311
	TARRANT COUNTY	
Martin Creek Estates	TRINITY RIVER AUTHORITY OF TEXAS	
	CITY OF CLEBURNE	10917
	JOHNSON COUNTY SUD	10081
	JOHNSON COUNTY	
Rock Creek Estates	BRAZOS RIVER AUTHORITY	
	JOHNSON COUNTY	
	JOHNSON COUNTY SUD	
	CREST WATER COMPANY	12037
	MONARCH UTILITIES I LP	12983
	CITY OF FORT WORTH	12311
	TARRANT COUNTY	
	NORTH WHISPERING MEADOWS WATER	12621
	EMCAD WATER & WASTEWATER	20816
TRINITY RIVER AUTHORITY OF TEXAS		
Sandersview Subdivision PWS	CITY OF CLEBURNE	10917
	CITY OF KEENE	10905
	JOHNSON COUNTY SUD	10081
	AQUA TEXAS INC	13201
	CREST WATER COMPANY	12037
	BETHESDA WSC	10089
	JOHNSON COUNTY	
	BRAZOS RIVER AUTHORITY	

Attachment 'H'

Individual Page 16 & 17 for Each System, Inspection Reports

Part F – TCEQ Public Water or Sewer System Information

Bear Creek Estates - Attachment H-1

Please answer questions 17 through 22 on a different sheet for each physically Distinct system being transferred or acquired.

17. A. For Water Systems. TCEQ Public Water System Identification Number: 2 2 0 0 3 3 6

Date of last inspection: 12-13-11

B. For Wastewater Systems:

-TCEQ Discharge Permit Number: W Q -

-Name of Permittee:

-Date of application to transfer Discharge Permit submitted:

-Date of application to transfer Discharge Permit approved by TCEQ:

18. A. Are any improvements required to meet TCEQ or PUC standards? Yes No (X) No. If yes, please explain:

[Empty box for explanation]

B. Is there a moratorium on new connections? Yes No (X) No. If yes, please explain:

[Empty box for explanation]

C. Provide details of each required major capital improvement to correct the deficiencies and meet the TCEQ or PUC standards (attach additional sheets if necessary):

Table with 3 columns: Description of the Required Improvement, Schedule to Complete, Estimated Cost. Contains 3 empty rows.

19. Does the system being transferred operate within the city limits of a municipality or within district boundaries? Yes No (X) No

If yes, indicate the number of customers within the city limits or district boundaries: Water Sewer

Attach copy of franchise agreement or consent letter from the city or district.

20. Do you currently purchase water or sewer treatment capacity from another source? Yes No
 Water Sewer Purchased on a Regular Seasonal Emergency Basis

• Source: % of total supply:

21. List the number of existing connections to be effected by this transaction.

Water		Sewer	
	-Non Metered		-2"meter
20	-5/8" or 3/4" meter		-3" meter
	-1" meter		-4" meter
	-1 1/2" meter		-Other
Total Water Connections:		20	Total Sewer Connections

20. Has the system reached 85% of its capacity based on TCEQ's minimum requirements? Yes No
 If yes, please explain what steps are being taken to address the capacity issues:

23. List the name, class, and license number of the operator(s) that will be responsible for the system:

Name	Class	License#
See Attachment 'I'		

24. Attach the following maps with each copy of the application: **See Attachment 'J'**

- a. One small scale map clearly showing affected service area with enough detail to accurately locate the area if the application is for the transfer of all or a portion of a CCN.
- b. One large scale map showing the proposed service area boundaries being sold, transferred, or merged and, if available, the existing and proposed facilities. Color coding should be used to differentiate existing from proposed facilities. Facilities and service area boundaries should be shown with such exactness that they can be located on the ground. If transferring area not currently in a CCN or a portion of an existing CCN area please attach the following hard copy maps with each copy of the application:
 1. A general location map delineating the proposed service area with enough detail to accurately locate the proposed area within the county.
 2. A map showing only the proposed area by:
 - i. metes and bounds survey certified by a licensed state or registered professional land surveyor; or
 - ii. projectable digital data with metadata (proposed areas should be in a single record and clearly labeled, data disk should be included); or
 - iii. following verifiable natural and man-made landmarks, or
 - iv. a copy of recorded plat map with metes and bounds.
 3. A written description of the proposed service area.

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



Austin 2200336/CD

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 13, 2011

RECEIVED

JUL 03 2012

TCEQ
CENTRAL FILE ROOM

Chuck Bell
Chuck Bell Water Systems
P.O. Box 731
Crowley, Texas 76036

Re: Compliance Evaluation Investigation at:
Bear Creek Estates W.S., Bear Creek Drive, Tarrant County, Texas
RN101438174, TCEQ Additional ID 2200336, Investigation No. 970129

Dear Mr. Bell:

On November 29, 2011, Mr. Steven Mindt of the Texas Commission on Environmental Quality (TCEQ) Dallas/Fort Worth Region Office conducted a Comprehensive Compliance Investigation of the above-referenced facility to evaluate compliance with applicable requirements for public water supply. No violations are being alleged as a result of the investigation; however please see the attached Summary of Investigation Findings.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Steven Mindt in the Dallas/Fort Worth Region Office at (817) 588-5843.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Marshall".

Charles Marshall, Team Leader
Dallas/Fort Worth Region Office

CM/sm

Enclosure: Summary of Investigation Findings

TCEQ Region 4-Dallas/Fort Worth • 2909 Gravel Dr. • Fort Worth, Texas 76118-6951 • 817-588-5800 • Fax 817-588-5700

Austin Headquarters: 512-239-1000 • www.tceq.state.tx.us • How is our customer service? www.tceq.state.tx.us/goto/customersurvey

printed on recycled paper using soy based ink

Summary of Investigation Findings

BEAR CREEK ESTATES	Investigation # 970129
6259 BEAR CREEK DR E	Investigation Date: 11/29/2011
FORT WORTH, TARRANT COUNTY, TX 76126	
Additional ID(s): 2200336	

No Violations Associated to this Investigation

ADDITIONAL ISSUES

<u>Description</u>	<u>Additional Comments</u>
Item 1	Organize the water system paperwork for inspections. The paperwork should be readily accessible and organized in files or electronic format. At the time of the inspection, the paperwork was not organized or readily accessible.

Part F – TCEQ Public Water or Sewer System Information

Bell Manor Subdivision - Attachment H-2

☛ Please answer questions 17 through 22 on a different sheet for each physically Distinct system being transferred or acquired.

17. A. For Water Systems. TCEQ Public Water System Identification Number: 1 2 6 0 0 8 0

Date of last inspection: 04/12/11

B. For Wastewater Systems:

-TCEQ Discharge Permit Number: W Q -

-Name of Permittee:

-Date of application to transfer Discharge Permit submitted:

-Date of application to transfer Discharge Permit approved by TCEQ:

18. A. Are any improvements required to meet TCEQ or PUC standards? Yes No. If yes, please explain:

B. Is there a moratorium on new connections? Yes No. If yes, please explain:

C. Provide details of each required major capital improvement to correct the deficiencies and meet the TCEQ or PUC standards (attach additional sheets if necessary):

Description of the Required Improvement	Schedule to Complete	Estimated Cost

19. Does the system being transferred operate within the city limits of a municipality or within district boundaries? Yes No

If yes, indicate the number of customers within the city limits or district boundaries:
 Water _____ Sewer _____

☛ Attach copy of franchise agreement or consent letter from the city or district.

20. Do you currently purchase water or sewer treatment capacity from another source? Yes No
 Water Sewer Purchased on a Regular Seasonal Emergency Basis

• Source: % of total supply:

21. List the number of existing connections to be effected by this transaction.

Water		Sewer	
	-Non Metered		-2" meter
23	-5/8" or 3/4" meter		-3" meter
	-1" meter		-4" meter
	-1 1/2" meter		-Other
Total Water Connections:		23	Total Sewer Connections

20. Has the system reached 85% of its capacity based on TCEQ's minimum requirements? Yes No
 If yes, please explain what steps are being taken to address the capacity issues:

23. List the name, class, and license number of the operator(s) that will be responsible for the system:

Name	Class	License#
See Attachment 'I'		

24. Attach the following maps with each copy of the application: **See Attachment 'J'**

- a. One small scale map clearly showing affected service area with enough detail to accurately locate the area if the application is for the transfer of all or a portion of a CCN.
- b. One large scale map showing the proposed service area boundaries being sold, transferred, or merged and, if available, the existing and proposed facilities. Color coding should be used to differentiate existing from proposed facilities. Facilities and service area boundaries should be shown with such exactness that they can be located on the ground. If transferring area not currently in a CCN or a portion of an existing CCN area please attach the following hard copy maps with each copy of the application:
 1. A general location map delineating the proposed service area with enough detail to accurately locate the proposed area within the county.
 2. A map showing only the proposed area by:
 - i. metes and bounds survey certified by a licensed state or registered professional land surveyor; or
 - ii. projectable digital data with metadata (proposed areas should be in a single record and clearly labeled, data disk should be included); or
 - iii. following verifiable natural and man-made landmarks, or
 - iv. a copy of recorded plat map with metes and bounds.
 3. A written description of the proposed service area.

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



Plus 1260080/co

RECEIVED

JUL 01 2012

TCEQ
CENTRAL FILE ROOM

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

June 15, 2011

E-SIGNATURE CONFIRMATION 91 3408 2133 3932 0200 1558

RECEIVED
JUN 23 2011
TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

Mr. Chuck Bell, Owner
Bell Manor Subdivision
P.O. Box 713
Crowley, Texas 76036

Re: Notice of Violation for the Comprehensive Compliance Investigation at:
Bell Manor Subdivision, Sparks Lane, Johnson County, Texas
RN101231090; TCEQ ID No. 1260080 Investigation No. 913554

Dear Mr. Bell:

On April 12, 2011, Ms. Brittany Pettitt of the Texas Commission on Environmental Quality (TCEQ), D/FW Metroplex Region Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for public water supply systems. Enclosed is a summary which lists the investigation findings. In addition, a certain outstanding alleged violation was identified for which compliance documentation is required. Please submit to this office by September 15, 2011 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violation.

In the listing of the alleged violation, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.state.tx.us> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the Dallas/Fort Worth Region Office at 817-588-5800 or the Central Office Publications Ordering Team at 512-239-0028

The TCEQ appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional

Mr. Chuck Bell

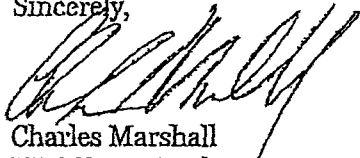
June 6, 2011

Page 2

information that we are unaware of, you have the opportunity to contest the violation documented in this notice. Should you choose to do so, you must notify the Dallas/Fort Worth Region Office within 10 days from the date of this letter. At that time, Mr. Charles Marshall will schedule a violation review meeting to be conducted *within 21 days from the date of this letter*. However, please be advised that if you decide to participate in the violation review process, the TCEQ may still require you to adhere to the compliance schedule included in the attached Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

If you or members of your staff have any questions, please feel free to contact Ms. Brittany Pettitt in the Dallas/Fort Worth Region Office at (817) 588-5820.

Sincerely,



Charles Marshall
PWS Team Leader
D/FW Region Office

CM/bfp

Enclosures: Summary of Investigation Findings

Summary of Investigation Findings

BELL MANOR SUBDIVISION	Investigation # 913554
, JOHNSON COUNTY,	Investigation Date: 04/12/2011
Additional ID(s): 1260080	

OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 434274 Compliance Due Date: 09/15/2011
30 TAC Chapter 290.46

Alleged Violation:

Investigation: 913554

Comment Date: 5/24/2011

Failure to perform an annual tank inspections (both storage/pressure) to verify that all instrumentation and controls are working properly.

290.46(m)(1)

(m) Maintenance and housekeeping. The maintenance and housekeeping practices used by a public water system shall ensure the good working condition and general appearance of the system's facilities and equipment. The grounds and facilities shall be maintained in a manner so as to minimize the possibility of the harboring of rodents, insects, and other disease vectors, and in such a way as to prevent other conditions that might cause the contamination of the water.

(1) Each of the system's ground, elevated, and pressure tanks shall be inspected annually by water system personnel or a contracted inspection service.

OBSERVATION: On the day of the investigation, the water system did not have any tank inspections available for review.

COMMENTS: On April 21, 2011, potable water tank inspection forms were submitted to the TCEQ Regional D/FW Office, however, the documentation did not provide adequate information to resolve this violation.

Recommended Corrective Action: Annual tank inspections must be done annually and determine that all instrumentation and controls are working properly.

ALLEGED VIOLATION(S) NOTED AND RESOLVED ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 434270
30 TAC Chapter 290.41(a)

Alleged Violation:

Investigation: 913554

Comment Date: 5/24/2011

Failure to ensure that the concrete sealing block surrounding Well #1 (G1260080A) not have any cracks, crevices, breaks, or openings of any kind.

290.41(c)(3)

(I) The well site shall be fine graded so that the site is free from depressions, reverse grades, or areas too rough for proper ground maintenance so as to ensure that surface water will drain away from the well. In all cases, arrangements shall be made to convey well pump drainage, packing gland leakage, and floor drainage away from the wellhead. Suitable drain pipes located

at the outer edge of the concrete floor shall be provided to collect this water and prevent its ponding or collecting around the wellhead. This wastewater shall be disposed of in a manner that will not cause any nuisance from mosquito breeding or stagnation. Drains shall not be directly connected to storm or sanitary sewers.

(J) In all cases, a concrete sealing block extending at least three feet from the well casing in all directions, with a minimum thickness of six inches and sloped to drain away at not less than 0.25 inches per foot shall be provided around the wellhead.

OBSERVATION: On the day of the investigation, the water system had not ensured the sealing block surrounding Well #1 be free of cracks, crevices, breaks, or openings of any kind.

Recommended Corrective Action: CORRECTIVE ACTION RECOMMENDATION: Provide documentation which indicates the sealing block surrounding Well #1 not have any cracks, crevices, breaks, or openings of any kind.

Resolution: RESOLUTION: On April 21, 2011 documentation was received in the regional office that the system had submitted, specifically photographs. This appears to resolve the violation.

Track No: 434276

30 TAC Chapter 290.46(s)(1)

Alleged Violation:

Investigation: 913554

Comment Date: 5/24/2011

Failure to calibrate well meters, on Wells #1 as required by 30 TAC 290.41(c)(3)(N) at least once every three years. The records must be available for review by Commission staff during annual sanitary surveys of the system.

290.46(s)(1)

(s) Testing equipment. Accurate testing equipment or some other means of monitoring the effectiveness of any chemical treatment or pathogen inactivation or removal processes must be used by the system.

(1) Flow measuring devices and rate-of-flow controllers that are required by §290.42(d) of this title (relating to Water Treatment) shall be calibrated at least once every 12 months. Well meters required by §290.41(c)(3)(N) of this title (relating to Water Sources) shall be calibrated at least once every three years.

OBSERVATION: On the day of the investigation, the system had gone an unknown time without calibrating their well meters on Well #1.

Recommended Corrective Action: Three options for corrective action: Conduct an accuracy check on the well meter (must be +/- 5% error) and provide documentation of accuracy check to D/FW TCEQ; have a company calibrate the meter and provide the calibration certification to D/FW TCEQ; purchase new meters and provide receipt and calibration certification from the manufacturer to D/FW TCEQ.

Resolution: On April 21, 2011 documentation was received in the regional office that system has submitted documentation, specifically a well meter purchase receipt which indicate the meter on Well #1 was purchased in 2010. This appears to resolve the violation.

Part F – TCEQ Public Water or Sewer System Information

Buffalo Creek - Attachment H-3

Please answer questions 17 through 22 on a different sheet for each physically Distinct system being transferred or acquired.

17. A. For Water Systems. TCEQ Public Water System Identification Number:

1	2	6	0	0	8	4
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Date of last inspection:

05/26/2016

B. For Wastewater Systems:

-TCEQ Discharge Permit Number: W Q

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 -

--	--	--

-Name of Permittee:

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-Date of application to transfer Discharge Permit submitted:

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-Date of application to transfer Discharge Permit approved by TCEQ:

--

18. A. Are any improvements required to meet TCEQ or PUC standards? Yes No. If yes, please explain:

--

B. Is there a moratorium on new connections? Yes No. If yes, please explain:

--

C. Provide details of each required major capital improvement to correct the deficiencies and meet the TCEQ or PUC standards (attach additional sheets if necessary):

Description of the Required Improvement	Schedule to Complete	Estimated Cost

19. Does the system being transferred operate within the city limits of a municipality or within district boundaries? Yes No

If yes, indicate the number of customers within the city limits or district boundaries:
 Water Sewer

Attach copy of franchise agreement or consent letter from the city or district.

20. Do you currently purchase water or sewer treatment capacity from another source? Yes No
 Water Sewer Purchased on a Regular Seasonal Emergency Basis

• Source: % of total supply:

21. List the number of existing connections to be effected by this transaction.

Water			Sewer		
	-Non Metered		-2" meter		-Residential Connection
49	-5/8" or 3/4" meter		-3" meter		-Commercial Connection
	-1" meter		-4" meter		-Industrial Connection
	-1 1/2" meter		-Other		-Other
Total Water Connections:			49	Total Sewer Connections	

20. Has the system reached 85% of its capacity based on TCEQ's minimum requirements? Yes No
 If yes, please explain what steps are being taken to address the capacity issues:

23. List the name, class, and license number of the operator(s) that will be responsible for the system:

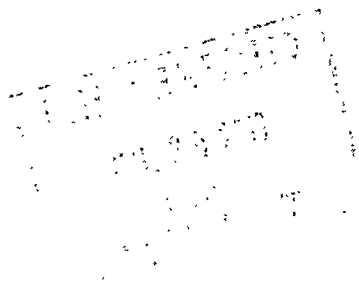
Name	Class	License#
See Attachment 'I'		

24. Attach the following maps with each copy of the application: **See Attachment 'J'**

- a. One small scale map clearly showing affected service area with enough detail to accurately locate the area if the application is for the transfer of all or a portion of a CCN.
- b. One large scale map showing the proposed service area boundaries being sold, transferred, or merged and, if available, the existing and proposed facilities. Color coding should be used to differentiate existing from proposed facilities. Facilities and service area boundaries should be shown with such exactness that they can be located on the ground. If transferring area not currently in a CCN or a portion of an existing CCN area please attach the following hard copy maps with each copy of the application:
 1. A general location map delineating the proposed service area with enough detail to accurately locate the proposed area within the county.
 2. A map showing only the proposed area by:
 - i. metes and bounds survey certified by a licensed state or registered professional land surveyor; or
 - ii. projectable digital data with metadata (proposed areas should be in a single record and clearly labeled, data disk should be included); or
 - iii. following verifiable natural and man-made landmarks, or
 - iv. a copy of recorded plat map with metes and bounds.
 3. A written description of the proposed service area.

PWS 126084-CO-20140728-Comp1

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 28, 2016

E SIGNATURE CONFIRMATION # 91 3408 2133 3931 8417 8903

Mr. Chuck Bell, Owner
Chuck Bell Water Systems, LLC
PO Box 731
Crowley, TX 76036-0731

RECEIVED

OCT 12 2016

TCEQ
CENTRAL FILE ROOM

Re: Notice of Violation for Public Water Supply Complaint Investigation at:
Buffalo Creek, Johnson County, Texas
RN 101259596, PWS ID No. 1260084, Investigation No.1342290, Incident No.
233443

Dear Mr. Bell:

On May 26-31, 2016, Mr. Michael Caldwell of the Texas Commission on Environmental Quality (TCEQ) Dallas/Fort Worth (D/FW) Regional Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for public water supply. Enclosed is a summary which lists the investigation findings. During the investigation, a certain outstanding alleged violation was identified for which compliance documentation is required. Based on the information you have provided, the TCEQ has adequate documentation to resolve the alleged violation. Therefore, no further action is required.

In the listing of the alleged violation, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.state.tx.us> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the D/FW Regional Office at (817) 588-5800 or the Central Office Publications Ordering Team at 512-239-0028.

The TCEQ appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. We anticipate that you will resolve the alleged violation as required in order to protect the State's environment. If you have additional information that we are unaware of, you have the opportunity to contest the violation documented in this notice. Should you choose to do so, you must notify the D/FW Regional Office within 10 days from the date of this letter. At that time, Mr. Jeff Tate, Water Section Manager, will schedule a violation review meeting to be conducted within 21 days from the date of this letter. However, please be advised that if you decide to participate in the violation review process, the TCEQ may still require you to adhere to the compliance schedule included in the attached Summary of Investigation Findings

TCEQ Region 4-Dallas/Fort Worth • 2309 Gravel Dr. • Fort Worth, Texas 76118-6951 • 817-588-5800 • Fax 817-588-5700

Austin Headquarters: 512-239-1000 • tceq.texas.gov • How is our customer service? tceq.texas.gov/customersturvey

printed on recycled paper

Mr. Chuck Bell, Owner
Page 2
July 28, 2016

until an official decision is made regarding the status of the contested violation.

If you or members of your staff have any questions, please feel free to contact Mr. Caldwell in the D/FW Regional Office at 817-588-5860.

Sincerely,



Charles Marshall
Team Leader, Public Water Supply Program
D/FW Regional Office
CM/mlc

Enclosure: Summary of Investigation Findings

Summary of Investigation Findings

BUFFALO CREEK	Investigation # 1342290
, JOHNSON COUNTY,	Investigation Date: 05/26/2016
Additional ID(s): 1260084	

**ALLEGED VIOLATION(S) NOTED AND RESOLVED
ASSOCIATED TO A NOTICE OF VIOLATION**

Track No: 611585
30 TAC Chapter 290.110(b)(4)
30 TAC Chapter 290.46(d)(2)(A)

Alleged Violation:
Investigation: 1342290 Comment Date: 07/20/2016

Failure to maintain a free chlorine residual of at least 0.2 mg/L throughout the distribution system.

30 TAC 290.110(b)(4) states that the residual disinfectant concentration in the water within the distribution system shall be at least 0.2 mg/L free chlorine or 0.5 mg/L chloramine (measured as total chlorine).

30 TAC 290.46(d)(2) states the disinfection equipment shall be operated to maintain the following minimum disinfectant residuals in each finished water storage tank and throughout the distribution system at all times:

30 TAC 290.46(d)(2)(A) states a free chlorine residual of 0.2 mg/L.

During the Complaint Investigation, disinfectant residuals were measured at the following locations with the following results:

- 909 Steinway Lane 0.05 mg/L free chlorine.
- 910 Steinway Lane 0.02 mg/L free chlorine.

Recommended Corrective Action: Immediately increase the disinfectant residual within the distribution system to the minimum requirements. Provide documentation that the disinfectant residual was increase to 0.2 mg/L free chlorine within 24 hours.

Resolution: On May 31, 2016, the investigator noted the following disinfectant residuals at the following locations:

- Pump Station: 3.98 mg/l free chlorine
- 2317 Hopewell Rd. : 0.93 mg/L
- 2510 Chickering Ct : 1.55 mg/L
- 2307 Chickering Lane: 6.3 mg/L
- 2315 Bozoki Lane: 6.5 mg/L

It appears that the alleged violation has been resolved.

Part F – TCEQ Public Water or Sewer System Information

Crowley II Acres Subdivision - Attachment H-4

Please answer questions 17 through 22 on a different sheet for each physically Distinct system being transferred or acquired.

17. A. For Water Systems. TCEQ Public Water System Identification Number:

1	2	6	0	0	1	2
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Date of last inspection:

06/07/2016

B. For Wastewater Systems:

-TCEQ Discharge Permit Number: W Q

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 -

--	--	--

-Name of Permittee:

--

-Date of application to transfer Discharge Permit submitted:

--

-Date of application to transfer Discharge Permit approved by TCEQ:

--

18. A. Are any improvements required to meet TCEQ or PUC standards? Yes No. If yes, please explain:

--

B. Is there a moratorium on new connections? Yes No. If yes, please explain:

--

C. Provide details of each required major capital improvement to correct the deficiencies and meet the TCEQ or PUC standards (attach additional sheets if necessary):

Description of the Required Improvement	Schedule to Complete	Estimated Cost

19. Does the system being transferred operate within the city limits of a municipality or within district boundaries? Yes No

If yes, indicate the number of customers within the city limits or district boundaries:
 Water Sewer

Attach copy of franchise agreement or consent letter from the city or district.

20. Do you currently purchase water or sewer treatment capacity from another source? Yes No
 Water Sewer Purchased on a Regular Seasonal Emergency Basis

• Source: % of total supply:

21. List the number of existing connections to be effected by this transaction.

Water			Sewer		
	-Non Metered		-2"meter		-Residential Connection
81	-5/8" or 3/4" meter		-3" meter		-Commercial Connection
	-1" meter		-4" meter		-Industrial Connection
	-1 1/2" meter		-Other		-Other
Total Water Connections:			81	Total Sewer Connections	

20. Has the system reached 85% of its capacity based on TCEQ's minimum requirements? Yes No
 If yes, please explain what steps are being taken to address the capacity issues:

23. List the name, class, and license number of the operator(s) that will be responsible for the system:

Name	Class	License#
See Attachment 'J'		

24. Attach the following maps with each copy of the application: **See Attachment 'J'**
- a. One small scale map clearly showing affected service area with enough detail to accurately locate the area if the application is for the transfer of all or a portion of a CCN.
 - b. One large scale map showing the proposed service area boundaries being sold, transferred, or merged and, if available, the existing and proposed facilities. Color coding should be used to differentiate existing from proposed facilities. Facilities and service area boundaries should be shown with such exactness that they can be located on the ground. If transferring area not currently in a CCN or a portion of an existing CCN area please attach the following hard copy maps with each copy of the application:
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 - i. metes and bounds survey certified by a licensed state or registered professional land surveyor; or
 - ii. projectable digital data with metadata (proposed areas should be in a single record and clearly labeled, data disk should be included); or
 - iii. following verifiable natural and man-made landmarks, or
 - iv. a copy of recorded plat map with metes and bounds.
 3. A written description of the proposed service area.

PWS = 1260012 - CO - 20160603 - Initial Contact Letter

Bryan W. Shaw, Ph.D., P.E., *Chair*
Toby Baker, *Commissioner*
Jon Niermann, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

June 3, 2016

RECEIVED

DEC 02 2016

TCEQ
CENTRAL FILE ROOM

Mr. Chuck Bell, President
Chuck Bell Water Systems, LLC.
P.O. Box 731
Crowley, Texas 76036

Re: Chuck Bell Water Systems, LLC. dba Crowley II Acre Subdivision; RN102679842
Docket No. 2015-1758-PWS-E; Case No. 51585

This letter is a courtesy notice to inform you that the above-referenced Agreed Order issued by the Texas Commission on Environmental Quality ("TCEQ") has been transferred to the Enforcement Division's Compliance Monitoring Section.

Please review the ordering provisions to ensure you comply with the requirements of the Order in a timely manner. The deadline for the first ordering provision was May 17, 2016. Please be aware that most orders require a notarized certification of compliance. The TCEQ may initiate additional enforcement action should compliance documentation be deficient or delinquent.

Compliance documentation should be submitted by mail to:

Compliance Monitoring Section, Enforcement Division
Attn: Emma Beck, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Please reference Docket No. 2015-1758-PWS-E in your correspondence. If you have any questions, please contact me by phone at (512)239-1813, by fax at (512)239-4562, or by email at emma.beck@tceq.texas.gov.

Sincerely,

A handwritten signature in cursive script that reads "Emma C. Beck".

Emma C. Beck, Enforcement Coordinator
Enforcement Division

Enclosure: Copy of Agreed Order Docket No. 2015-1758-PWS-E

bcc: Manager, Water Section, Dallas/Fort Worth Regional Office, TCEQ
Emma Beck, Coordinator, Enforcement Division, MC 149A
Central Records, MC 213, Building E, 1st Floor
PWS_1260012_CO_20160603_InitialContact
Enforcement Division Reader File

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
CHUCK BELL WATER SYSTEMS,
LLC DBA CROWLEY II ACRE
SUBDIVISION
RN102679842

§ BEFORE THE
§
§ TEXAS COMMISSION ON
§
§ ENVIRONMENTAL QUALITY

AGREED ORDER
DOCKET NO. 2015-1758-PWS-E

I. JURISDICTION AND STIPULATIONS

On MAY 17 2016, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Chuck Bell Water Systems, LLC dba Crowley II Acre Subdivision (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 341. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a public water supply located at 920 West of Farm-to-Market Road 1902, South on County Road 1015 near Crowley, Johnson County, Texas (the "Facility") that has approximately 83 service connections and serves at least 25 people per day for at least 60 days per year.
2. The Executive Director and the Respondent agree that the Commission has jurisdiction to enter this Agreed Order, and that the Respondent is subject to the Commission's jurisdiction.
3. The Respondent received notice of the violations alleged in Section II ("Allegations") on December 10, 2015.
4. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.

5. An administrative penalty in the amount of Three Hundred Five Dollars (\$305) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent has paid Two Hundred Forty-Four Dollars (\$244) of the administrative penalty and Sixty-One Dollars (\$61) is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If the Respondent fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require the Respondent to pay all or part of the deferred penalty.
6. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
7. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a).
8. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
9. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
10. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

II. ALLEGATIONS

As owner and operator of the Facility, the Respondent is alleged to have failed to maintain a disinfectant residual of at least 0.20 milligrams per liter ("mg/L") of free chlorine throughout the distribution system at all times, in violation of 30 TEX. ADMIN. CODE §§ 290.46(d)(2)(A) and 290.110(b)(4) and TEX. HEALTH & SAFETY CODE § 341.0315(c), as documented during an investigation conducted on September 22, 2015 and October 20, 2015. Specifically, on September 22, 2015, field samples collected and measured a free chlorine residual of 0.03 mg/L at 4610 Chisholm Trail; and 0.05 mg/L at 4405 and 4301 Chisholm Trail. In addition, on October 20, 2015, field samples collected and measured a free chlorine residual of 0.06 mg/L at 4509 Chisholm Trail; 0.08 mg/L at 4405 Chisholm Trail; 0.06 mg/L at 4301 Chisholm Trail; 0.53 mg/L at 4101 Chisholm Trail; and 0.09 mg/L at a complainant's property, respectively.

III. DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the Respondent pay an administrative penalty as set forth in Section I, Paragraph 5 above. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Chuck Bell Water Systems, LLC dba Crowley II Acre Subdivision, Docket No. 2015-1758-PWS-E" to:

Financial Administration Division, Revenue Operations Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088
2. It is further ordered that the Respondent shall undertake the following technical requirements:
 - a. Immediately upon the effective date of this Agreed Order, begin maintaining a minimum disinfection residual of 0.20 mg/L of free chlorine at all times, in accordance with 30 TEX. ADMIN. CODE §§ 290.46 and 290.110.
 - b. Within 15 days after the effective date of this Agreed Order, submit written certification as described in Ordering Provision No. 2.d. below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.a.
 - c. Within 30 days after the effective date of this Agreed Order, update the Facility's operational guidance and conduct employee training to ensure that a disinfectant residual concentration of at least 0.20 mg/L free chlorine is maintained throughout the distribution system, in accordance with 30 TEX. ADMIN. CODE §§ 290.46 and 290.110. This provision will be satisfied upon six months of weekly compliant monitoring and reporting. Monitoring results shall be submitted to the addresses listed in Ordering Provision No. 2.d.
 - d. Within 225 days after the effective date of this Agreed Order, submit written certification as described below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.c. The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Water Section Manager
Dallas/Fort Worth Regional Office
Texas Commission on Environmental Quality
2309 Gravel Drive
Fort Worth, Texas 76118-6951

3. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.
4. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
5. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
6. This Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature

could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.

7. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date


For the Executive Director

5/17/2016
Date

I, the undersigned, have read and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.



2.3.16

Signature

Date

CHUCK BELL
Name (Printed or typed)

OWNER
Title

Authorized Representative of
Chuck Bell Water Systems, LLC dba Crowley II Acre Subdivision

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenue Operations Section at the address in Section IV, Paragraph 1 of this Agreed Order.

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 20, 2016

Mr. Chuck Bell
President
Chuck Bell Water Systems, LLC
P.O. Box 731
Crowley, Texas 76036

Re: TCEQ Enforcement Action
Chuck Bell Water Systems, LLC dba Crowley II Acre Subdivision
Docket No. 2015-1758-PWS-E

Dear Mr. Bell:

Enclosed for your records is a fully-executed copy of the Agreed Order for the above-referenced matter.

Please review the enclosed Agreed Order, particularly the "Ordering Provisions" section, to determine if further action will be required of you, such as the completion of technical requirements to achieve compliance. When technical requirements are listed (usually Ordering Provision No. 2 or 3), a deadline will be provided based on a specific number of days after the effective date. The effective date is as stated in the enclosed Agreed Order.

Should you have any questions, please contact Epifanio Villarreal, the Enforcement Coordinator assigned to this matter, at (361) 825-3425.

Sincerely,

Melissa Cordell

Melissa Cordell
Enforcement Division

Enclosure

cc: Epifanio Villarreal, Enforcement Division
Water Section Manager, Region 4

PWS_1260012_20161014_Enforcement

**Texas Commission on Environmental Quality
Investigation Report**

The TCEQ is committed to accessibility. If you need assistance in accessing this document, please contact oce@tceq.texas.gov

**Customer: Chuck Bell Water Systems, LLC
Customer Number: CN604008680**

Regulated Entity Name: CROWLEY II ACRE SUBDIVISION

Regulated Entity Number: RN102679842

Investigation # 1337492	Incident Numbers
Investigator: EMMA BECK	Site Classification GW 51-250 CONNECTION
Conducted: 06/07/2016 -- 06/07/2016	SIC Code: 4941
Program(s): PUBLIC WATER SYSTEM/SUPPLY	
Investigation Type: Compliance Invest File Review	Location: 920 W OF 1902 S ON CR 1015
Additional ID(s): 1260012	

Address: ,	Local Unit:
, ,	Activity Type(s):

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NOV 02 2016
TCEQ
CENTRAL FILE ROOM

Principal(s):

Role	Name
RESPONDENT	CHUCK BELL WATER SYSTEMS LLC

Contact(s):

Role	Title	Name	Phone
REGULATED ENTITY CONTACT	OWNER	CHUCK BELL	Fax (817) 297-9224 Work (817) 980-6394
REGULATED ENTITY MAIL CONTACT	OWNER	CHUCK BELL	Work (817) 980-6394 Fax (817) 297-9224

Other Staff Member(s):

Role	Name
Supervisor	LANAE FOARD

Associated Check List

<u>Checklist Name</u>	<u>Unit Name</u>
COMPLIANCE WITH RESOLUTION RECORD REVIEW	Docket No 2015-1758-PWS-E

Investigation Comments:

Investigation to resolve violations associated to Commission Order Docket No. 2015-1758-PWS-E. The penalty has been paid. Documentation demonstrating compliance with the technical requirements and notarized certification have been submitted by the Respondent. The enforcement file will be closed and the Respondent will be sent a Notice of Compliance.

Resolution: Documentation was received on 6/7/2016 demonstrating compliance. Specifically, six months of compliant weekly disinfectant residual monitoring was received.

Signed Emma Beck
Environmental Investigator

Date 9/29/2016

Signed [Signature]
Supervisor

Date 9/29/16

Attachments: (in order of final report submittal)

Enforcement Action Request (EAR)

Maps, Plans, Sketches

Letter to Facility (specify type): NOC

Photographs

Investigation Report

Correspondence from the facility

Sample Analysis Results

Other (specify):

Manifests

Notice of Registration

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 14, 2016

Mr. Chuck Bell, President
Chuck Bell Water Systems, LLC.
P.O. Box 731
Crowley, Texas 76036

Re: Notice of Compliance with Agreed Order
Chuck Bell Water Systems, LLC. dba Crowley II Acre Subdivision; RN102679842
Docket No. 2015-1758-PWS-E; Enforcement Case No. 51585

Dear Mr. Bell:

This letter is to inform you that a review of Texas Commission on Environmental Quality (TCEQ) records concerning the above-referenced enforcement matter indicates that Chuck Bell Water Systems, LLC. dba Crowley II Acre Subdivision has fulfilled the requirements of the Agreed Order effective on May 17, 2016. Specifically, Chuck Bell Water Systems, LLC. dba Crowley II Acre Subdivision has fulfilled the technical requirements and has paid the administrative penalty assessed in the Agreed Order. Based upon this, we conclude that your response has been satisfactory and no further action is necessary at this time with respect to this enforcement matter. The Order will remain on the compliance history for this regulated entity for five years from the effective date of the Order.

We appreciate your cooperation, and if we can be of any further assistance, please contact Ms. Emma Beck at (512) 239-1813.

Sincerely,

A handwritten signature in black ink, appearing to read "Lanae Foard".

Lanae Foard, Work Leader
Enforcement Division



TCEQ - A/R HISTORICAL TRANSACTIONS REPORT BY FEE CODE

07-JUN-16 01:50 PM

<u>Fee</u>	<u>Account Number</u>	<u>Customer Name</u>	<u>Inv/Rec #</u>	<u>Prin</u>	<u>Scnd</u>	<u>T</u>	<u>Fac/Per/Re</u>	<u>Tran</u>	<u>Trans Date</u>	<u>Invoice</u>	<u>Tran Amount</u>	<u>Check No</u>
WQV	23610679	CHUCK BELL WATER SYSTEMS LLC	M619009	C	REC		151758PHSE	N	15-FEB-16		-\$244.00	2611
		CHUCK BELL WATER SYSTEMS, LLC	HQV0027881	D	SIN		151758PHSE	01	30-JUN-16	567966	\$244.00	
		Total (Account):									\$.00	
Grand Total:											\$.00	

Chuck Bell Water Systems L.L.C.

P.O.Box 731
Crowley, Texas 76036

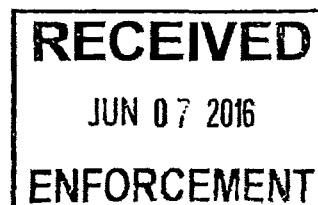
/ Fax (817) 426-4094
Mob. (817)980-6394

June 1, 2016

TO: Emma Beck
FROM: Chuck Bell Chuck Bell Water Systems L.L.C.
Re: Chlorine Operations

This letter is to inform you that CBWS takes multiple steps to insure adequate chlorine levels in the drinking water systems it operates.(1) The chlorine is purchased from a certified chemical dealer Dakota Distributing in Mansfield, Texas to insure quality of product as to percentage of chlorine available.(2) the chlorine is then distributed to all systems weekly keeping it fresh to maintain quality. (3) the chlorine residual is checked at each location prior to the addition of more chlorine to holding tank, at each system, for distribution to the systems storage tank. (4) the proper amount of chlorine is added each week and logged onto a weekly activity sheet along with the residual reading for that location/day.(5) Records are kept as required by TCEQ rules and are made available for inspection upon request. Chuck Bell strives to operate in good faith efforts to ensure all customers of CBWS receive safe drinking water on a constant basis. This is a daunting task and doomed to failure on occasion, this was one of those occasions.

CHUCK BELL
CHUCK BELL WATER SYSTEMS L.L.C.



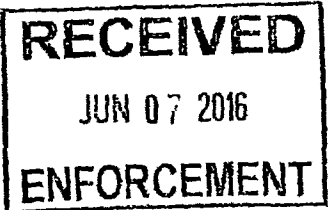
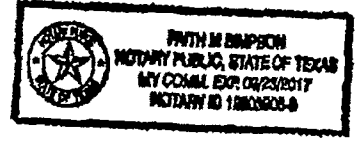
I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations.

Respondent: *[Signature]*
Signature: *Chuck Bell* Date: 6.6.16

Printed Name: CHUCK BELL

Notary Public:
Signature: *[Signature]* Date: 6-6-2016

Seal:



Weekly Activity Sheet

Well: CROWLEY II ACRES 2015

Date:	12.7	12.14	12.21	12.28	1.4
Chlorine Added/Gal.	3.5	3	3	3.5	3.5
Check Residual	loc 4	loc 5	loc 1	loc 2	loc 3
Reading	2.1	2.0	2.11	2.1	1.3
Air up	Y	Y	Y	Y	Y
Check Pressure	Y	Y	Y	Y	Y
Pressure Reading	68	64	47	60	62
Check Storage Level	Y	Y	Y	Y	Y
Reading	15.0	16.5	16.5	16.0	16.5
Mowed	N	N	N	N	N
Weedeater	N	N	N	N	N
Check for Leaks	None	None	None	None	None
Found	.	.	.	.	.
Reported	.	.	.	.	.
Action Taken	.	.	.	.	.
Master Meter	7211	7238	7268	7302	7333
Previous Reading	7181	7211	7238	7268	7302
Pumpage	30	27	30	34	31
Date of Main Flush	12.7	12.14	12.21	12.28	

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Weekly Activity Sheet

Well: CROWLEY II ACRES 2016

Date:	1.4	1.11	1.18	1.25	2.1	2.8	2.15
Chlorine Added/Gal.	3.5	3	3	3	3	3	4
Check Residual	loc 3	loc 4	loc 5	loc 1	loc 2	loc 3	loc 4
Reading	1.3	1.1	1.8	1.9	1.9	1.3	1.9
Air up	Y	N	Y	Y	Y	Y	Y
Check Pressure	Y	Y	Y	Y	Y	Y	Y
Pressure Reading	62	58	65	48	53	65	55
Check Storage Level	Y	Y	Y	Y	Y	Y	Y
Reading	16.5	16.5	16.0	16.0	16.5	14.0	16.0
Mowed	N	N	N	N	N	N	N
Weedeater	N	N	N	N	N	N	N
Check for Leaks	None	None	None	None	None	None	None
Found	.	.	.	.	.	.	.
Reported	.	.	.	.	.	.	.
Action Taken	.	.	.	.	.	.	.
Master Meter	7333	7363	7393	7425	7453	7469	7507
Previous Reading	7302	7333	7363	7393	7425	7453	7469
Pumpage	31	30	30	32	28	16	38
Date of Main Flush			1.18				

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Weekly Activity Sheet

Well: CROWLEY II ACRES 2016

Date:	2.22	2.29	3.7	3.13	3.21	3.28	4.4
Chlorine Added/Gal.	4.5	3.5	3	3.5	3.5	4	4
Check Residual	loc5	loc1	loc2	loc3	loc4	loc5	loc1
Reading	1.7	2.0	1.3	1.0	1.7	0.9	1.1
Air up	Y	Y	Y	Y	Y	Y	Y
Check Pressure	Y	Y	Y	Y	Y	Y	Y
Pressure Reading	60	47	51	64	48	50	63
Check Storage Level	Y	Y	Y	Y	Y	Y	Y
Reading	16.5	16.5	16.0	16.5	16.5	16.0	16.0
Mowed	N	N	N	N	Y	N	N
Weedeater	N	N	N	N	Y	N	N
Check for Leaks	None	None	None	None	None	None	None
Found	.	.	.	.	.	.	.
Reported	.	.	.	.	.	.	.
Action Taken	.	.	.	.	.	.	.
Master Meter	7550	7582	7611	7641	7680	7711	7734
Previous Reading	7507	7550	7582	7611	7641	7680	7711
Pumpage	43	32	29	30	39	31	43
Date of Main Flush	2.22					3.28	

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ENFORCEMENT

Weekly Activity Sheet

Well: CROWLEY II ACRES 2016

Date:	4.4	4.11	4.17	4.25	5.2	5.9	5.16
Chlorine Added/Gal.	4	3.5	3	4	3.5	3.5	4
Check Residual	loc1	loc2	loc3	loc4	loc5	loc1	loc2
Reading	1.1	1.6	1.7	1.5	0.9	1.0	1.3
Air up	Y	Y	Y	Y	Y	Y	Y
Check Pressure	Y	Y	Y	Y	Y	Y	Y
Pressure Reading	63	54	51	58	60	54	55
Check Storage Level	Y	Y	Y	Y	Y	Y	Y
Reading	16.0	16.5	16.0	16.5	15.5	16.5	15.0
Mowed	N	N	N	N	N	N	Y
Weedeater	N	N	N	N	N	N	Y
Check for Leaks	None	None	None	None	None	None	None
Found	.	.	.	.	.	.	.
Reported	.	.	.	.	.	.	.
Action Taken	.	.	.	.	.	.	.
Master Meter	7754	7784	7811	7846	7877	7907	7942
Previous Reading	7711	7754	7784	7811	7846	7877	7907
Pumpage	43	30	27	35	31	30	35
Date of Main Flush				4.25			

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JUN 07 2016

ENFORCEMENT

Weekly Activity Sheet

Well: CROWLEY II ACRES 2016

Date:	5.23	5.30	6.6			
Chlorine Added/Gal.	4	4	4			
Check Residual	Loc 3	Loc 4	Loc 5			
Reading	1.7	1.8	1.1			
Air up	Y	N	N			
Check Pressure	Y	Y	Y			
Pressure Reading	54	55	50			
Check Storage Level	Y	Y	Y			
Reading	16.5	16.5	16.0			
Mowed	N	N	N			
Weedeater	N	N	N			
Check for Leaks	None	None	None			
Found	.	.	.			
Reported	.	.	.			
Action Taken	.	.	.			
Master Meter	7975	8006	8035			
Previous Reading	7942	7975	8006			
Pumpage	33	31	29			
Date of Main Flush		5.30				

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ENFORCEMENT

Tracking Worksheet

Case No: 51585 Status: EFFECTIVE Order Type: 1660 ADMINORDER
Docket No: 2015-1758-PWS-E Status Date: 05/17/2016 Additional ID: 1260012
Respondent: CN604008680 CHUCK BELL WATER SYSTEMS LLC
Regulated Entity: RN102679842 CROWLEY II ACRE SUBDIVISION

Penalty Information						Initial Payment: _____
<u>Acct. No.</u>	<u>Assessed</u>	<u>Deferred</u>	<u>Payable</u>	<u>SEP Cost</u>	<u>SEP Offset</u>	Payments: _____
0023610679	\$305.00	\$61.00	\$244.00			Completed: _____

Inv. 1337492

Tracking Worksheet

Extension: _____

Violation Information

Track No.	Status	Allegation
586660	URESOSCHED	Failed to maintain a disinfectant residual of at least 0.20 milligrams per liter of free chlorine throughout the distribution system at all times. Specifically, on September 22, 2015, field samples collected and measured a free chlorine residual of 0.03 mg/L at 4610 Chisholm Trail; and 0.05 mg/L at 4405 and 4301 Chisholm Trail. In addition, on October 20, 2015, field samples collected and measured a free chlorine residual of 0.06 mg/L at 4509 Chisholm Trail; 0.08 mg/L at 4405 Chisholm Trail; 0.

NOV - Investigation Number: _____ Date: _____ Response Due: _____

Investigation Request Date: _____ Investigation Request Completed: _____

Compliance Investigation No: _____ FAD or NOC: _____

Recent Investigations (no. and date): _____

Notes: _____

Emma Beck

From: Emma Beck
Sent: Wednesday, June 01, 2016 8:27 AM
To: 'mstrgolfer@sbcglobal.net'
Subject: TCEQ Agreed Order 2015-1758-PWS-E
Attachments: Notarized_Cert_Language.pdf

Chuck,

As per our conversation earlier, attached is the certification statement you need to sign and have notarized. Please fax or email a copy of the certification along with a statement describing the steps you take to keep track of your disinfectant residual to me by **June 16, 2016**; these documents will satisfy the first two ordering provisions.

Lastly, please fax or email 6 months of weekly disinfectant residual monitoring to me by **December 28, 2016**. The weekly residual must be above 0.20 mg/L. My contact information can be found at the bottom of this email.

Please send copies, or the originals, via mail to the Dallas/Fort Worth Regional Office. The address is below.

Water Section Manager
Dallas/Fort Worth Regional Office
Texas Commission on Environmental Quality
2309 Gravel Drive
Fort Worth, Texas 76118-6951

If you have any questions feel free to call or email me.

Thanks!

Emma

Emma C. Beck, Enforcement Coordinator
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
PO Box 13087
Austin, Texas 78711-3087

Telephone: (512) 239-1813

Fax: (512) 239-4562

Email: emma.beck@tceq.texas.gov

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
TELEPHONE MEMO TO THE FILE

Please complete with typewriter or black pen.

Call to: Chuck Bell
Date of call: 6/1/2016
Phone no.: (817) 980-6394

Call from: Emma Beck
File no.: 2015-1758-PWS-E
Subject: Initial Call/TR due

Information for file: mstrgolfer@sbcglobal.net
Went over what he needs to do to resolve this order. Let him know I mailed him a TGL and he should receive it next week.
Will send Mr. Bell an email w/ the not. cert. and instructions on what else he needs to submit and to where.

Entered in CCEDS

Signed Emma C. Beck

EMMC

TCEQ Interoffice Memorandum

To: Order Compliance Team, MC 149A
Thru: Sushil Modak, Work Leader, Enforcement Waste Section
From: Epi Villarreal, Coordinator
Team 2, Enforcement Drinking Water and Special Functions Section

Date: 5/20/16

Subject: Transfer of Case with Open Ordering Provisions

Respondent:	Chuck Bell Water Systems, LLC dba Crowley II Acre Subdivision
RN:	RN102679842
Contact Information:	Mr. Chuck Bell, President PO Box 731 Crowley Texas 76036 (817) 980 ___ - 6394 ___ () ___ - ___
Docket No.:	2015-1758-PWS-E
Order Type:	1660
Case No.:	51585
Agenda Date:	May 17, 2016

The above-referenced case is referred to the Order Compliance Team to track open Ordering Provisions. Please find attached the Enforcement case file.

Note VIOLATION/TRS REMAIN OPEN**

Part F – TCEQ Public Water or Sewer System Information

John Dame - Attachment H-5

Please answer questions 17 through 22 on a different sheet for each physically Distinct system being transferred or acquired.

17. A. For Water Systems. TCEQ Public Water System Identification Number:

1	2	6	0	0	9	0
---	---	---	---	---	---	---

Date of last inspection:

04/12/2011

B. For Wastewater Systems:

-TCEQ Discharge Permit Number: W Q

--	--	--	--	--	--

 -

--	--	--

 -Name of Permittee:

--

 -Date of application to transfer Discharge Permit submitted:

--

 -Date of application to transfer Discharge Permit approved by TCEQ:

--

18. A. Are any improvements required to meet TCEQ or PUC standards? Yes No. If yes, please explain:

--

B. Is there a moratorium on new connections? Yes No. If yes, please explain:

--

C. Provide details of each required major capital improvement to correct the deficiencies and meet the TCEQ or PUC standards (attach additional sheets if necessary):

Description of the Required Improvement	Schedule to Complete	Estimated Cost

19. Does the system being transferred operate within the city limits of a municipality or within district boundaries? Yes No

If yes, indicate the number of customers within the city limits or district boundaries:
 Water _____ Sewer _____

Attach copy of franchise agreement or consent letter from the city or district.

20. Do you currently purchase water or sewer treatment capacity from another source? Yes No
 Water Sewer Purchased on a Regular Seasonal Emergency Basis

• Source: % of total supply:

21. List the number of existing connections to be effected by this transaction.

Water			Sewer		
	-Non Metered		-2"meter		-Residential Connection
48	-5/8" or 3/4" meter		-3" meter		-Commercial Connection
	-1" meter		-4" meter		-Industrial Connection
	-1 1/2" meter		-Other		-Other
Total Water Connections:			48	Total Sewer Connections	

20. Has the system reached 85% of its capacity based on TCEQ's minimum requirements? Yes No
 If yes, please explain what steps are being taken to address the capacity issues:

23. List the name, class, and license number of the operator(s) that will be responsible for the system:

Name	Class	License#
See Attachment 'I'		

24. Attach the following maps with each copy of the application: **See Attachment 'J'**

- a. One small scale map clearly showing affected service area with enough detail to accurately locate the area if the application is for the transfer of all or a portion of a CCN.
- b. One large scale map showing the proposed service area boundaries being sold, transferred, or merged and, if available, the existing and proposed facilities. Color coding should be used to differentiate existing from proposed facilities. Facilities and service area boundaries should be shown with such exactness that they can be located on the ground. If transferring area not currently in a CCN or a portion of an existing CCN area please attach the following hard copy maps with each copy of the application:
 1. A general location map delineating the proposed service area with enough detail to accurately locate the proposed area within the county.
 2. A map showing only the proposed area by:
 - i. metes and bounds survey certified by a licensed state or registered professional land surveyor; or
 - ii. projectable digital data with metadata (proposed areas should be in a single record and clearly labeled, data disk should be included); or
 - iii. following verifiable natural and man-made landmarks, or
 - iv. a copy of recorded plat map with metes and bounds.
 3. A written description of the proposed service area.

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*

POS 126090/CO

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

June 6, 2011

RECEIVED

E-SIGNATURE CONFIRMATION 91 3408 2133 3932 0200 1947

JUL 02 2012

Mr. Chuck Bell, Owner
Chuck Bell Water Systems
P.O. Box 713
Crowley, Texas 76036

TCEQ
CENTRAL FILE ROOM

Re: Notice of Violation for the Comprehensive Compliance Investigation at:
John Dame Water System, Frazier Lane, Crowley, Johnson County, Texas
RN101280105; TCEQ ID No. 126090 Investigation No. 922263

Dear Mr. Bell:

On April 12, 2011, Ms. Brittany Pettitt of the Texas Commission on Environmental Quality (TCEQ), D/FW Metroplex Region Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for public water supply systems. Enclosed is a summary which lists the investigation findings. In addition, a certain outstanding alleged violation was identified for which compliance documentation is required. Please submit to this office by September 6 2011 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violation.

In the listing of the alleged violation, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.state.tx.us> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the Dallas/Fort Worth Region Office at 817-588-5800 or the Central Office Publications Ordering Team at 512-239-0028

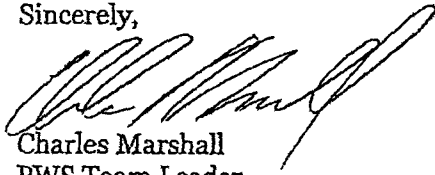
The TCEQ appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional

Mr. Chuck Bell
June 6, 2011
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information that we are unaware of, you have the opportunity to contest the violation documented in this notice. Should you choose to do so, you must notify the Dallas/Fort Worth Region Office within 10 days from the date of this letter. At that time, Mr. Charles Marshall will schedule a violation review meeting to be conducted *within 21 days from the date of this letter*. However, please be advised that if you decide to participate in the violation review process, the TCEQ may still require you to adhere to the compliance schedule included in the attached Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

If you or members of your staff have any questions, please feel free to contact Ms. Brittany Pettitt in the Dallas/Fort Worth Region Office at (817) 588-5820.

Sincerely,



Charles Marshall
PWS Team Leader
D/FW Region Office

CM/bfp

Enclosures: Summary of Investigation Findings

Summary of Investigation Findings

JOHN DAME PWS	Investigation # 922263
, JOHNSON COUNTY,	Investigation Date: 04/12/2011
Additional ID(s): 1260090	

OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 434941 Compliance Due Date: 09/06/2011
30 TAC Chapter 290.46

Alleged Violation:

Investigation: 922263

Comment Date: 5/27/2011

Failure to perform annual tank inspections (both storage/pressure) to verify that all instrumentation and controls are working properly.

290.46(m)(1)

(m) Maintenance and housekeeping. The maintenance and housekeeping practices used by a public water system shall ensure the good working condition and general appearance of the system's facilities and equipment. The grounds and facilities shall be maintained in a manner so as to minimize the possibility of the harboring of rodents, insects, and other disease vectors, and in such a way as to prevent other conditions that might cause the contamination of the water.

(1) Each of the system's ground, elevated, and pressure tanks shall be inspected annually by water system personnel or a contracted inspection service.

OBSERVATION: On the day of the investigation, the water system did not have any tank inspections available for review.

COMMENTS: On April 21, 2011, a potable water tank inspection form was submitted to the TCEQ Regional D/FW Office; however, the documentation did not provide adequate information to resolve the violation as the Potable Water Storage Tank inspection form was not dated or signed by the inspector. Also, ground storage tank and pressure tank inspections should be completed on separate forms.

Annual tank inspections must be done annually and determine that all instrumentation and controls are working properly.

ALLEGED VIOLATION(S) NOTED AND RESOLVED ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 434938
30 TAC Chapter 290.43(a)

Alleged Violation:

Investigation: 922263

Comment Date: 5/27/2011

Failure to have a liquid level indicator for all water storage tanks, specifically, the ground storage tank at John Dame Pump Station B did not have an adequate level indicator.

§290.43(c)(4) All clearwells and water storage tanks shall have a liquid level indicator located at the tank site. The indicator can be a float with a moving target, an ultrasonic level indicator,

or a pressure gauge calibrated in feet of water. If an elevated tank or storage tank has a float with moving target indicator, it must also have a pressure indicator located at ground level. Pressure gauges must not be less than three inches in diameter and calibrated at not more than two-foot intervals. Remote reading gauges at the owner's treatment plant or pumping station will not eliminate the requirement for a gauge at the tank site unless the tank is located at the plant or station.

OBSERVATION: On the day of the investigation, it was observed that the tank at John Dame Pump Station B did not have an adequate liquid level indicator. The liquid level indicator provided did not meet all the requirements in 30 TAC 290.43(c)(4).

Recommended Corrective Action: Submit documentation which verifies that liquid level indicator on the tanks at John Dame Pump Station B has been redesigned to match the 30 TAC 290.43(c)(4) specifications; specifically, the indicator needs to be a float with a moving target, an ultrasonic level indicator, or a pressure gauge calibrated in feet of water. Remote reading gauges at the owner's treatment plant or pumping station will not eliminate the requirement for a gauge at the tank site unless the tank is located at the plant or station.

Resolution: On April 21, 2011, the system submitted documentation to the regional office, specifically, photographs of the newly installed liquid level indicators for the ground storage tank John Dame Pump Station B.

Track No: 434946

30 TAC Chapter 290.46(d)(2)

30 TAC Chapter 290.46(r)

Alleged Violation:

Investigation: 922263

Comment Date: 5/27/2011

Failure to have adequate chlorine residual in the distribution system though proper equipment was available.

OBSERVATION: On the day of the investigation, the water system did not have adequate chlorine residual in the distribution system though proper equipment was available.

Recommended Corrective Action: Submit documentation which verifies that the chlorine residual was increased to at least 0.2 mg/L within 24 hours and was maintained at that amount for two (2) readings per week for thirty (30) days.

Resolution: On April 21, 2011 the system submitted documentation to the regional office, specifically, chlorine residual data indicating there is adequate chlorine residual in the distribution system. This appears to resolve the violation.

Track No: 434960

30 TAC Chapter 290.46(s)(1)

Alleged Violation:

Investigation: 922263

Comment Date: 5/27/2011

Failure to calibrate well meters, on Well #1 and Well #2 as required by 30 TAC 290.41(c)(3)(N) at least once every three years. The records must be available for review by Commission staff during annual sanitary surveys of the system.

290.46(s)(1)

(s) Testing equipment. Accurate testing equipment or some other means of monitoring the effectiveness of any chemical treatment or pathogen inactivation or removal processes must be used by the system.

(1) Flow measuring devices and rate-of-flow controllers that are required by §290.42(d) of this title (relating to Water Treatment) shall be calibrated at least once every 12 months. Well meters required by §290.41(c)(3)(N) of this title (relating to Water Sources) shall be calibrated

at least once every three

OBSERVATION: On the day of the investigation, the system had gone an unknown time without calibrating their well meters on Well #1 and Well #2.

Recommended Corrective Action: Three options for corrective action: Conduct an accuracy check on the well meter (must be +/- 5% error) and provide documentation of accuracy check to D/FW TCEQ; have a company calibrate the meter and provide the calibration certification to D/FW TCEQ; purchase new meters and provide receipt and calibration certification from the manufacturer to D/FW TCEQ.

Resolution: On April 21, 2011 the system submitted documentation to the regional office, specifically, a well meter purchase receipt which indicates the meter on Well #1 and Well #2 were purchased in 2010. This appears to resolve the violation.

Track No: 434961

30 TAC Chapter 290.43(c)(1)

Alleged Violation:

Investigation: 922263

Comment Date: 5/27/2011

Failure to equip the ground storage tank vent at Pump Station B with an approved screen to prevent entry of animals, birds, insects and heavy air contaminants.

OBSERVATION: On the day of the investigation, the water system's ground storage tank vent at Pump Station B was not equipped with approved screen to prevent entry of animals, birds, insects and heavy air contaminants.

Recommended Corrective Action: Submit documentation (such as photographs) which verifies that the tank vent at Pump Station B is installed with current AWWA standards and equipped with approved screens. Screens shall be fabricated of corrosion-resistant material and shall be 16-mesh or finer. Screens shall be securely clamped in place with stainless or galvanized bands or wires and shall be designed to withstand winds of not less than tank design criteria (unless specified otherwise by the engineer).

Resolution: On April 21, 2011, the system submitted documentation to the regional office, specifically, photographs of the newly installed approved screen which prevents entry of animals, birds, insects, and heavy air contaminants, on the ground storage tank at Pump Station B.

Part F – TCEQ Public Water or Sewer System Information

Martin Creek Estates - Attachment H-6

Please answer questions 17 through 22 on a different sheet for each physically Distinct system being transferred or acquired.

17. A. For Water Systems. TCEQ Public Water System Identification Number:

1	2	6	0	1	2	2
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Date of last inspection:

02/08/2008

B. For Wastewater Systems:

-TCEQ Discharge Permit Number: W Q

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-Name of Permittee:

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-Date of application to transfer Discharge Permit submitted:

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-Date of application to transfer Discharge Permit approved by TCEQ:

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18. A. Are any improvements required to meet TCEQ or PUC standards? Yes No. If yes, please explain:

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B. Is there a moratorium on new connections? Yes No. If yes, please explain:

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C. Provide details of each required major capital improvement to correct the deficiencies and meet the TCEQ or PUC standards (attach additional sheets if necessary):

Description of the Required Improvement	Schedule to Complete	Estimated Cost

19. Does the system being transferred operate within the city limits of a municipality or within district boundaries? Yes No

If yes, indicate the number of customers within the city limits or district boundaries:
 Water Sewer

Attach copy of franchise agreement or consent letter from the city or district.

20. Do you currently purchase water or sewer treatment capacity from another source? Yes No
 Water Sewer Purchased on a Regular Seasonal Emergency Basis

• Source: % of total supply:

21. List the number of existing connections to be effected by this transaction.

Water			Sewer		
	-Non Metered		-2"meter		-Residential Connection
23	-5/8" or 3/4" meter		-3" meter		-Commercial Connection
	-1" meter		-4" meter		-Industrial Connection
	-1 1/2" meter		-Other		-Other
Total Water Connections:			23	Total Sewer Connections	

20. Has the system reached 85% of its capacity based on TCEQ's minimum requirements? Yes No
 If yes, please explain what steps are being taken to address the capacity issues:

23. List the name, class, and license number of the operator(s) that will be responsible for the system:

Name	Class	License#
See Attachment 'I'		

24. Attach the following maps with each copy of the application: **See Attachment 'J'**
- a. One small scale map clearly showing affected service area with enough detail to accurately locate the area if the application is for the transfer of all or a portion of a CCN.
 - b. One large scale map showing the proposed service area boundaries being sold, transferred, or merged and, if available, the existing and proposed facilities. Color coding should be used to differentiate existing from proposed facilities. Facilities and service area boundaries should be shown with such exactness that they can be located on the ground. If transferring area not currently in a CCN or a portion of an existing CCN area please attach the following hard copy maps with each copy of the application:
 1. A general location map delineating the proposed service area with enough detail to accurately locate the proposed area within the county.
 2. A map showing only the proposed area by:
 - i. metes and bounds survey certified by a licensed state or registered professional land surveyor; or
 - ii. projectable digital data with metadata (proposed areas should be in a single record and clearly labeled, data disk should be included); or
 - iii. following verifiable natural and man-made landmarks, or
 - iv. a copy of recorded plat map with metes and bounds.
 3. A written description of the proposed service area.