

Control Number: 48565



Item Number: 60

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PUC DOCKET NO. 48565

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

**APPLICATION OF AQUA TEXAS, §
INC. AND TOWN OF BUFFALO GAP §
FOR SALE, TRANSFER, OR §
MERGER OF FACILITIES AND §
CERTIFICATE RIGHTS IN TAYLOR §
COUNTY (GAP WATER SYSTEM) §**

EVIDENCE OF RECORDING OF § 13.257 FILING

COMES NOW, the Town of Buffalo Gap (“Town”) and files this Evidence of Recording of § 13.257 Filing.

On August 2, 2018, the Town and Aqua, Texas, Inc. (“Aqua”)(collectively, “Applicants”) filed an application for Sale, Transfer or Merger of Facilities and Certificate Rights in Taylor County related to the Town’s purchase of the Gap Water System and associated CCN owned by Aqua. Applicants closed on the transaction on September 30, 2020. On November 12, 2020, the Commission issued Order No. 10 Finding Closing Documentation Sufficient and Establishing Procedural Schedule. On February 10, 2021, the Commission entered a Notice of Approval approving of the Town’s purchase of the Gap Water System and required that the Town record its new Certificate of Convenience of Necessity and its related map and boundary description in the real property records of Taylor County, Texas, pursuant to Section 13.257 of the Texas Water Code, within thirty (30) days and provide evidence of such recording to the Commission within forty-five (45) days.

The Town recorded a PUC Required CCN Boundary Description in the Official Public Records of Taylor County, Texas on March 11, 2021. A recorded copy of that PUC Required CCN Boundary Description is attached as Exhibit “A”.

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Respectfully submitted,

By: /s/ Eileen M. Hayman
Eileen M. Hayman
State Bar No. 24076684
MESSER FORT & McDONALD PLLC
500 Chestnut St., Suite 1601
Abilene, Texas 79602
Tel: (325) 701-7960 / Fax: (325) 701-7961
eileen@txmunicipallaw.com

ATTORNEY FOR TOWN OF BUFFALO GAP

CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record on March 16, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Eileen M. Hayman
Eileen M. Hayman

PUC REQUIRED CCN BOUNDARY DESCRIPTION

**Town of Buffalo Gap; New Certificate of Convenience and Necessity No. 13273;
PUC Docket No. 48656; *Application of Aqua Texas, Inc. and the Town of Buffalo Gap
for the Sale, Transfer, or Merger of Facilities and Certificate Rights
in Taylor County (Gap Water System)***

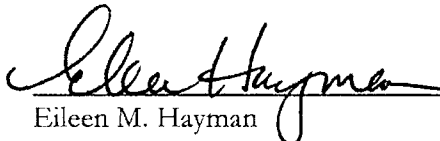
Pursuant to Texas Water Code § 13.257, the Town of Buffalo Gap, Texas hereby files this Boundary Description for the Certificate of Convenience and Necessity No. 13273 that was issued to the Town of Buffalo Gap by the Public Utilities Commission on February 10, 2021 in PUC Docket No. 48565.

Pursuant to Texas Water Code § 13.257(r)(1)(C), the boundary of Certificate of Convenience and Necessity No. 13273 is further described as follows:

Approximately 1,782 acres inside and outside of the City limits of the Town of Buffalo Gap, Texas, generally bounded on the north by Buffalo Gap Road and Bell Plains Road, on the east by County Road (CR) 650, on the south by CR 150, and on the west by East Street.

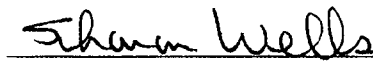
Certificate of Convenience and Necessity No. 13273 is further depicted on the attached certified copy of the PUC map. A certified copy of Certificate of Convenience of Necessity No. 13273 is also attached.

This Boundary Description is being filed on behalf of and at the request and instruction of the Town of Buffalo Gap, Texas, based upon information and belief. The Town of Buffalo Gap, Texas specifically authorizes the filing of this Boundary Description to comply with Texas Water Code §13.257 and its associated rules and regulations.

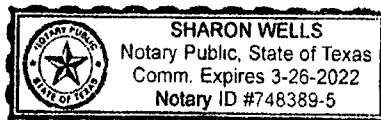

Eileen M. Hayman
Attorney for the Town of Buffalo Gap

STATE OF TEXAS §
 §
COUNTY OF TAYLOR §

Before me, the undersigned Notary Public, on this the 11th day of March 2021 personally appeared Eileen M. Hayman, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the proposes therein described.


Notary Public, State of Texas

After recording, please return to:
Messer, Fort & McDonald, PLLC
500 Chestnut Street, Suite 1601
Abilene, Texas 79602



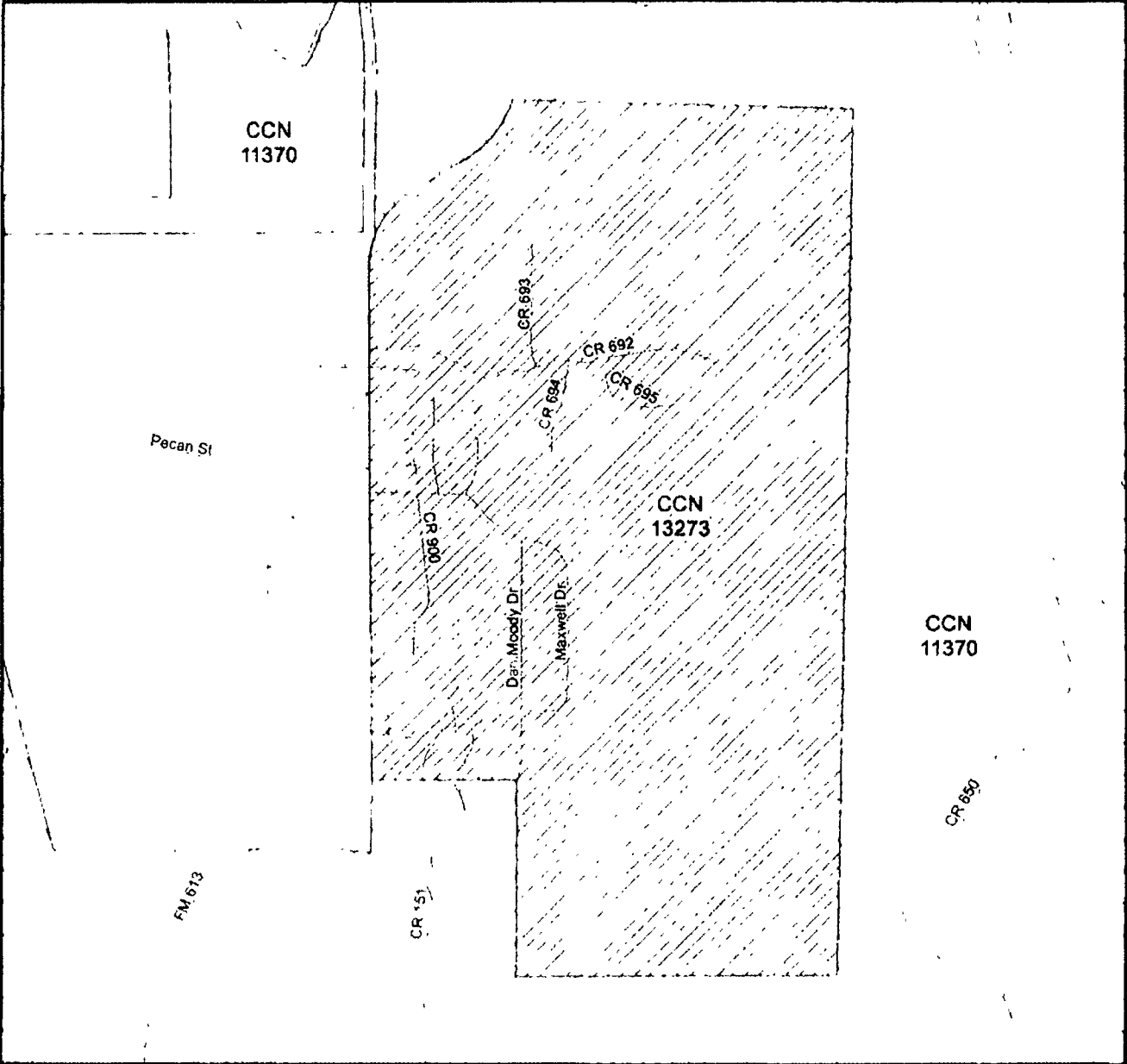
CERTIFIED TO BE A TRUE AND CORRECT
COPY OF THE ORIGINAL ON FILE WITH THE
PUBLIC UTILITY COMMISSION OF TEXAS
CENTRAL RECORDS DIVISION

Town of Buffalo Gap
Water CCN No. 13273
PUC Docket No. 48565

BY: *Kelly P. [Signature]*
2/25/2021





Transferred a Portion of Aqua Texas, Inc., CCN No. 13201 and
Obtained a New Water CCN in Taylor County



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

Water CCN

-  13273 - Town of Buffalo Gap
-  11370 - Steamboat Mountain WSC



Map by Komal Patel
Date created: December 2, 2020
Project Path: n:\vina\mapping\
48565TownofBuffaloGap.mxd



CERTIFIED TO BE A TRUE AND CORRECT
COPY OF THE ORIGINAL ON FILE WITH THE
PUBLIC UTILITY COMMISSION OF TEXAS
CENTRAL RECORDS DIVISION

BY: Kelly H. H. H.

DATE: 2/29/2021



Public Utility Commission Of Texas

By These Presents Be It Known To All That

Town of Buffalo Gap

having obtained certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service, Town of Buffalo Gap is entitled to this

Certificate of Convenience and Necessity No. 13273

to provide continuous and adequate water utility service to that service area or those service areas in Taylor County as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 48565 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of Town of Buffalo Gap to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this 10th day of February 2021

THE STATE OF TEXAS

COUNTY OF TAYLOR

I hereby certify that this instrument was FILED on the
date and the time stamped hereon by me and was duly
RECORDED in the Official Public Records of Taylor County

2021-05038 CT
03/11/2021 03:40:46 PM Total Fees: \$34.00



Larry G. Bevill

Larry G. Bevill, County Clerk
Taylor County, Texas