



Control Number: 50042



Item Number: 13

Addendum StartPage: 0



INTEGRITY  
EXCELLENCE  
TRUST

March 16, 2020

Public Utility Commission  
Attention: Filing Clerk  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, TX 78711

Re: Tri Try WSC CCN Application – Comment Response – 10 Copies  
Docket # - 50042

To Whom it May Concern:

The Tri Try WSC filed an application to obtain a Water Certificate of Convenience and Necessity in Stonewall County. **This submittal addresses comments made by the PUC on February 19, 2020, Item #11 of Docket # 50042.** The comments are addressed below and are included in the following attachments. This response submittal is being prepared and submitted by Jacob Martin, LLC on behalf of Tri Try WSC.

1. Attachment #1 – Official PUC Comment Memorandum
2. Attachment #2 – Updated Detailed Map
3. Attachment #3 – Updated Detailed Map with Facilities
4. Attachment #4 – Updated Detailed Map with Parcels
5. Attachment #5 – Digital Mapping data for the above revisions.

These items have been included on the CD in Attachment 6. A pdf version of each map (attachment 4, 5, and 6) is also being included on the CD.

**JACOB | MARTIN**

Allen Phillips, P.E.

Cc: Mr. Gary Myers, President, Tri Try WSC

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TBPE Firm #: 2448  
TBAE Firm #: BR 2261  
TBPLS Firm #: 10194493

**Attachment #1 – Official PUC Comment Memorandum**

**DOCKET NO. 50042**

**APPLICATION OF TRI TRY WATER  
SUPPLY CORPORATION TO  
OBTAIN A WATER CERTIFICATE  
OF CONVENIENCE AND  
NECESSITY IN STONEWALL  
COUNTY**

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**PUBLIC UTILITY COMMISSION  
OF TEXAS**

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**COMMISSION STAFF'S SECOND SUPPLEMENTAL RECOMMENDATION ON  
ADMINISTRATIVE COMPLETENESS, NOTICE, AND PROCEDURAL SCHEDULE**

**COMES NOW** the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Commission Staff's Second Supplemental Recommendation on Administrative Completeness, Notice, and Procedural Schedule. Staff recommends that the application be deemed deficient and administratively incomplete. In support thereof, Staff shows the following:

**I. BACKGROUND**

On September 23, 2019, Tri Try Water Supply Corporation (Tri Try WSC) filed an application to obtain a water certificate of convenience and necessity (CCN) in Stonewall County. On October 24, 2019, Order No. 2 in this proceeding was issued, finding the application insufficient and establishing an opportunity to cure several identified deficiencies.

On November 19, 2019, Tri Try WSC supplemented its application with information to cure the identified deficiencies. On December 19, 2019, Order No. 3 was issued, again finding the application insufficient and establishing another opportunity to cure the remaining deficiencies. On January 23, 2020, Tri Try WSC filed a second supplement to its application to cure the remaining deficiencies.

Order No. 3 also established a deadline of February 19, 2020 for Staff to file its second supplemental recommendation regarding the administrative completeness of the application and to propose a procedural schedule, if appropriate. Therefore, this pleading is timely filed.

**II. ADMINISTRATIVE COMPLETENESS**

Staff has reviewed the supplemental information provided by Tri Try WSC and, as is detailed in the attached memorandum from Patricia Garcia, Infrastructure Division, recommends

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that it be found administratively incomplete for the reasons outlined in Ms. Garcia's memorandum.

### **III. PROCEDURAL SCHEDULE**

In accordance with Staff's deficiency recommendation, Staff recommends that a deadline of March 19, 2020 be established for Tri Try WSC to supplement its application. Staff additionally recommends that a deadline of April 20, 2020 be established for Staff to review Tri Try WSC's supplemental information and make a third supplemental recommendation on the administrative completeness of the application.

### **IV. CONCLUSION**

Staff respectfully recommends that the application be found administratively incomplete and deficient for further review, and that the procedural schedule proposed above be adopted for the further processing of this docket.

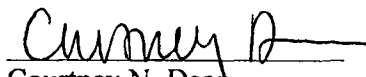
Dated: February 19, 2020

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Thomas S. Hunter  
Division Director

Heath D. Armstrong  
Managing Attorney

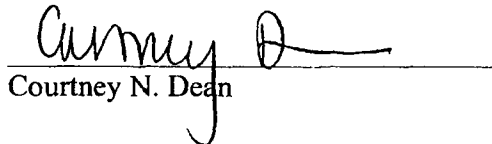


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**DOCKET NO. 50042**

**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on February 19, 2020, in accordance with 16 TAC § 22.74.



Courtney N. Dean

## PUC Interoffice Memorandum

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**To:** Courtney Dean, Attorney  
Legal Division

**From:** Patricia Garcia, Engineering Specialist  
Infrastructure Division

**Date:** February 19, 2020

**Subject:** **Docket No. 50042**, *Application of Tri Try Water Supply Corporation to Obtain a Water Certificate of Convenience and Necessity in Stonewall County*

On September 23, 2019, Tri Try Water Supply Corporation (Tri Try WSC or Applicant) filed an application to obtain a water certificate of convenience and necessity (CCN) in Stonewall County per Texas Water Code (TWC) §§ 13.242 to 13.250 and 16 Texas Administrative Code (TAC) §§ 24.225 to 24.237.

Staff has reviewed the information provided by the Applicant and recommends the application be deemed administratively incomplete and not accepted for filing due to the deficiencies detailed below.

**Mapping Content:**

The Applicant's detailed map filed on January 23, 2020 is deficient. The detailed map does not show roads and streets located inside and outside the outer boundary of the requested area.

In order to resolve the mapping deficiency, the Applicant must submit a revised detailed map identifying only the requested area, in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.

Staff recommends the Applicant obtain additional mapping guidance from Ms. Tracy Montes of the Commission's mapping staff at (512)936-7187 or [tracy.montes@puc.texas.gov](mailto:tracy.montes@puc.texas.gov) to resolve the mapping deficiencies.

**Additional Content:**

1. Provide a detailed map identifying the existing facility lines located within the requested area and show the parcel boundaries in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.
2. As required by 16 TAC § 22.72(k), electronically upload a PDF for each map used to respond to the maps requested above, in the following forms:
  - a) Hard color copy, full-sized, and rendered to scale; and
  - b) Electronically file a color copy, in an Adobe PDF file format, in the Commission's Interchange Filer.

**Attachment #2 – Updated Detailed Map**



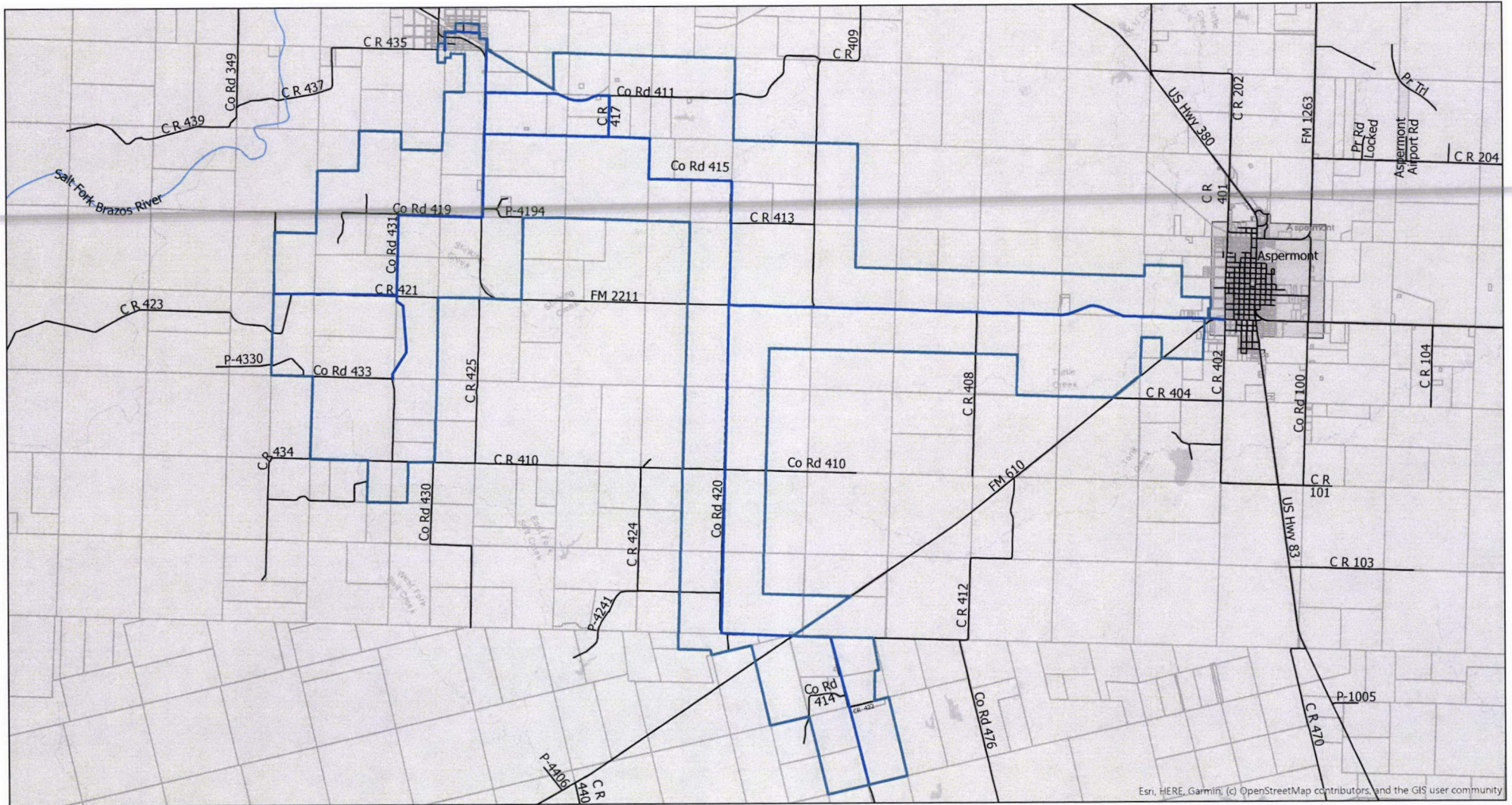
### **Attachment #3 – Updated Detailed Map with Facilities**

A revised detailed map identifying the existing facility lines located with the requested area in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.

#### **Attachment #4 – Updated Detailed Map with Parcels**

A revised detailed map identifying the parcel boundaries in reference to verifiable man-made and natural landmarks

**Attachment #5 – Digital Mapping for the above revisions**



TRI-TRY WSC  
DETAILED LOCATION MAP  
CCN MAP 32.1  
FEB 2020



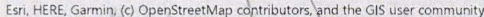
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ATTACHMENT F

- Proposed Boundary
- Roads
- Existing Lines
- Stonewall County Parcels
- Rivers

**JACOB MARTIN**  
FIRM # F-2448





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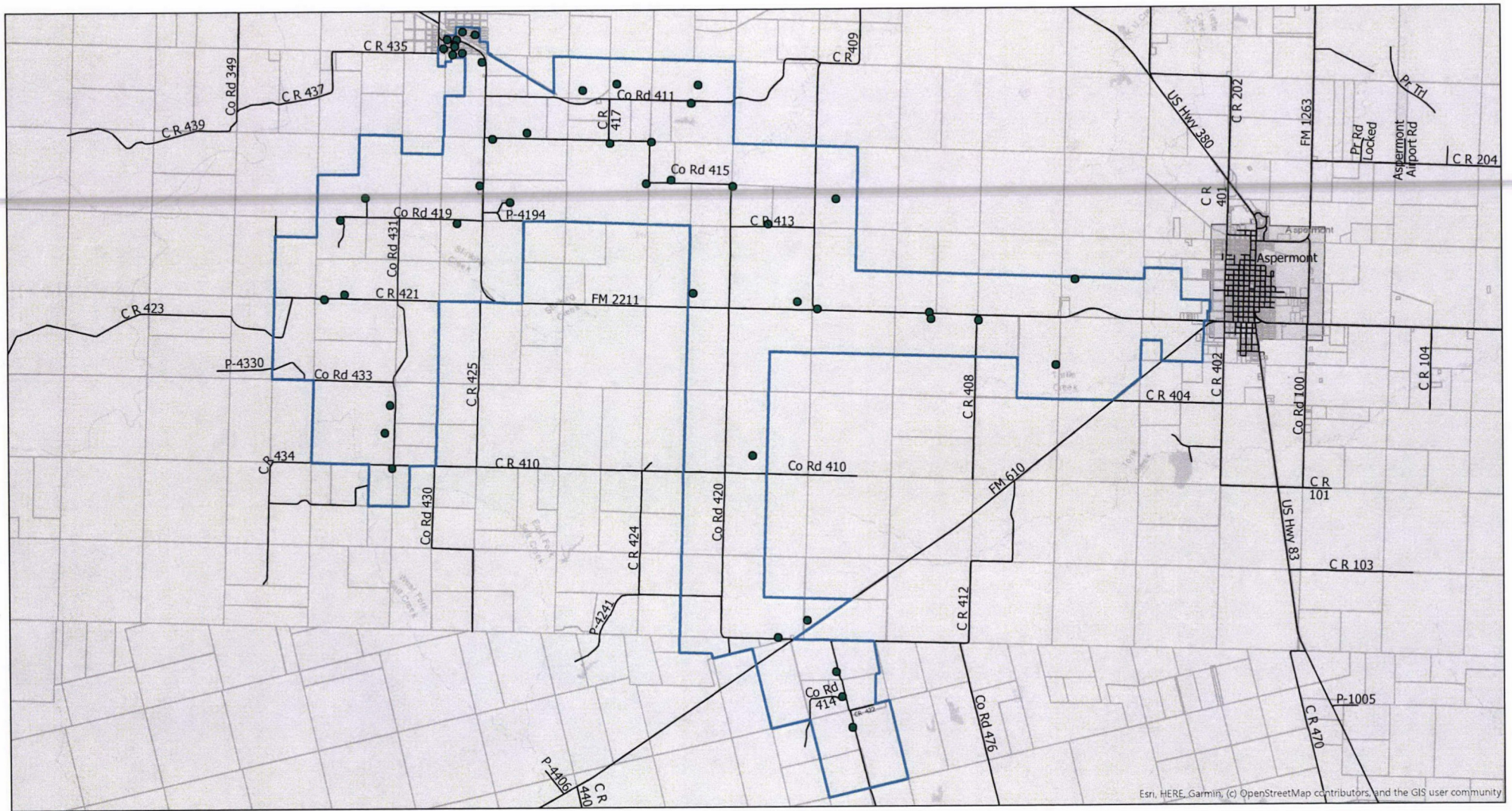


ATTACHMENT F



**FIRM # F-2448**





TRI-TRY WSC  
 DETAILED LOCATION MAP  
 CCN MAP 32.1  
 FEB 2020



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ATTACHMENT F

- Customers
- ▭ Proposed Boundary
- Roads
- ▭ Stonewall County Parcels

**JACOB MARTIN**  
 FIRM # F-2448



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