



Control Number: 50059



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DOCKET NO. 50059

2019 DEC -2 AM 11:26

APPLICATION OF DOUBLE DIAMOND UTILITIES COMPANY, INC., DOUBLE DIAMOND PROPERTIES CONSTRUCTION COMPANY, AND MIDWAY WATER UTILITIES, INC. FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN HILL, PALO PINTO, JOHNSON, AND GRAYSON COUNTIES §
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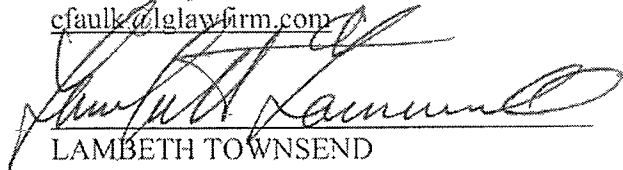
PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

APPLICANTS' PROOF OF NOTICE

Double Diamond Utilities Company, Inc., Double Diamond Properties Construction Company, and Midway Water Utilities (Applicants) file this Proof of Notice, consisting of the Affidavit of George Freitag, attached hereto as Exhibit A.

Respectfully submitted,

LLOYD GOSSELINK
ROCHELLE & TOWNSEND, P.C.
816 Congress Avenue, Suite 1900.
Austin, Texas 78701
Telephone: (512) 322-5800
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ltownsend@lglawfirm.com
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LAMBETH TOWNSEND
State Bar No. 20167500

WILLIAM A. FAULK, III
State Bar No. 24075674

ATTORNEYS FOR APPLICANTS

PUBLIC UTILITY COMMISSION



AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS, NEIGHBORING UTILITIES AND AFFECTED PARTIES DOCKET NO. 50059

STATE OF TEXAS COUNTY OF TRAVIS

Midway Water Utilities, Inc. has provided individual notice to the following entities and customers:

Neighboring Utilities, and Affected Parties - see attached list 1,207 current customers DATE November 26, 2019 November 26, 2019

OATH

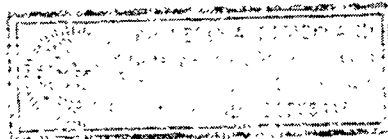
I, George Freitag, being duly sworn, file this form as Texas Regulatory Manager (indicate relationship to applicant, that is, owner, member of partnership, title of officer of corporation, or other authorized representative of applicant); that in such capacity, I am qualified and authorized to file and verify such form, am personally familiar with the notices given with this application, and have complied with all notice requirements in the application and application acceptance letter; and that all such statements made and matters set for therein are true and correct.

Applicant's Authorized Representative

If the applicant 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 this 2 day of Nov, 2019 to certify which witness my hand and seal of office.

Notary Public in and for the State of Texas Print or Type Name of Notary Public



Commission Expires

Notice to Current Customers, Neighboring Systems, and Cities

MIDWAY WATER UTILITIES, INC NOTICE OF INTENT TO PURCHASE WATER AND SEWER FACILITIES AND TO TRANSFER SERVICE AREAS FROM DOUBLE DIAMOND UTILITIES COMPANY, INC. WATER CCN NO. 12087 AND SEWER CCN NO. 20705, AND DOUBLE DIAMOND PROPERTIES CONSTRUCTION COMPANY'S WATER CCN NO. 13235 IN GRAYSON, HILL, JOHNSON, AND PALO PINTO COUNTIES, TEXAS

Date Notice Mailed: November 26, 2019

To: [REDACTED]
[REDACTED]
GORDONVILLE, TX 76245

Midway Water Utilities, Inc. 12535 Reed Rd., Sugar Land, TX 77478
(Purchaser's Name) Address) (City), (State) (Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission) to purchase water and sewer facilities and to transfer water and sewer certificated service areas under CCN Nos. 12087, 13235, and 20705 in Grayson, Hill, Johnson and Palo Pinto, TX from:

Double Diamond Utilities Company Inc. & 5495 Belt Line Rd Ste 200 Dallas, TX 75254
Double Diamond Properties Construction Company
(Seller'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 includes the following subdivision:

The requested areas to be transferred and subject to this transaction includes the following:

Rock Creek in Grayson County — CCN No. 13235

- The requested area is located approximately 2.8 miles northwest of downtown Gordonville, TX, and is generally bounded on the north by Lake Texoma and Paw Paw Creek Road; on the east by intersection of Liberty Road and Pine Grove Road; on the south by Farm to Market 901; and on the west by Farm to Market 901. The requested area includes approximately 1.415 total acres and 184 current customers.

Rock Creek in Grayson County — CCN No. 20705

- The requested area is located approximately 2.8 miles northwest of downtown Gordonville, TX, and is generally bounded on the north by Paw Creek Road; on the east by intersection of Liberty Road and Pine Grove Road; on the south by Farm to Market 901; and on the west by Farm to Market 901. The requested area includes approximately 1.219 total acres and 181 current customers.

White Bluff in Hill County — CCN Nos. 12087 and 20705

- The requested area is located approximately 5.8 miles northwest of downtown Whitney, TX, and is generally bounded on the north by County Road 1145; on the east by Farm to Market Road 933; on the south by Lake Whitney and Farm to Market Road 2604; and on the west by Lake Whitney. The requested area includes approximately 3,276 total acres and 1,236 current customers.

The Retreat in Johnson County — CCN Nos. 12087 and 20705

- The requested area is located approximately 6.5 miles southwest of downtown Rio Vista, TX, and is generally bounded on the north by Farm to Market Road 1434; on the east by Ham Creek; on the south by County Road 1108; and on the west by Farm to Market Road 1434. The requested area includes approximately 2,604 total acres and 287 current customers.

The Cliffs in Palo Pinto County — CCN Nos. 12087 and 20705

- The requested area is located approximately 11 miles southwest of downtown Graford, TX, and is generally bounded on the north by Possum Kingdom Lake; on the east by State Highway 16; on the south by intersection of State Highway 16 and Gaines Bend Drive; and on the west by Possum Kingdom Lake. The requested area includes approximately 1,241 total acres and 553 current customers.

The total requested area includes approximately 9,755 total acres and 2,444 current customers.

A copy of the map showing the requested area is available at: 1620 Grand Ave Parkway, Pflugerville, TX 78660

This transaction will not have an effect on the current customer's rates and services.

Persons who wish to intervene in the proceeding or comment upon action sought should contact the Public Utility Commission, P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. The deadline for intervention in the proceeding is (30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer). You must send a letter requesting intervention to the commission which is received by that date.

If a valid public hearing is requested, the Commission will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, SOAH will submit a recommendation to the Commission for final decision. An evidentiary hearing is a legal proceeding similar to a civil trial in state district court.

Si desea información en Español, puede llamar al 1-888-782-8477.

Charles W. Proffitt, Jr., P.E.
President
Monarch Utilities I L.P.

**Docket 50059 Notice Mailed November 26, 2019
NEIGHBORING UTILITIES AND AFFECTED ENTITIES**

Beachview Acres Water Association (CCN No. 13186)
Brazos River Authority
Cedar Crest Colony WSC (CCN No. 11497)
Double Diamond Properties Construction Company (CCN No. 13235)
Double Diamond Utilities Company, Inc. (CCN Nos. 12087, 20705)
Gaines Bend Utilities Inc. (CCN No. 21042)
Honorable Bill Magers, Grayson County Judge
Hilco United Services Inc. (CCN No. 12998)
Honorable Justin W. Lewis, Hill County Judge
Hill County WSC (CCN No. 12125)
James A Dyche (CCN No. 12037)
Honorable Roger Harmon, Johnson County Judge
Northwest Grayson County WCID 1 (CCN No. 12362)
The Honorable Shane Long, Palo Pinto County Judge
Palo Pinto County WCID 1 c/o Winstead PC
Possum Kingdom WSC (CCN No. 12890)
Prairielands Groundwater Conservation District
Red River Authority of Texas
Red River Groundwater Conservation District
Sportsmans World MUD c/o SMITH MURDAUGH LITTLE & BONHAM LLP
White Bluff WCID
Woodrow-Osceola WSC (CCN No. 10901)

NO ADDRESS AVAILABLE:
Aquilla Hackberry Creek Conservation District