

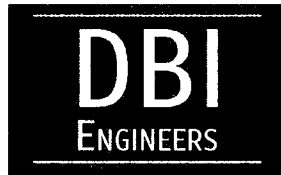


Control Number: 50399



Item Number: 33

Addendum StartPage: 0



RECEIVED
2021 MAR -2 PM 2:39
PUBLIC UTILITY COMMISSION
FILING CLERK

March 2, 2021

(via PUC Interchange System Filer)

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

Subject: Application of Nevada Special Utility District to Amend Its Certificate of Convenience and Necessity and to Decertify Portions of Certificated Water Service Areas of Caddo Basin Special Utility District, Copeville Special Utility District, and City of Josephine in Collin County

Docket No 50399

To Whom It May Concern:

We are in receipt of an email from PUC Attorney Robert Parish, dated February 23, 2021, requesting the following:

On behalf of Nevada Special Utility District (the "District") and in accordance with the TCEQ Order Granting SUD Conversion ("Order"), dated March 2, 2015, enclosed please find the following documents:

1. TCEQ District Creation and SUD Conversion Documents
2. Board Resolution and Petition to Convert Nevada WSC to Nevada SUD
3. Certificate of Termination of Nevada WSC from the Secretary of State
4. Election Results of Board of Directors for Nevada SUD.

We are requesting the name on CCN No. 12175, located in Collin and Rockwall Counties, be changed from Nevada Water Supply Corporation to Nevada Special Utility District.

Thank you for considering this information

Sincerely,

Charles Massey
Project Manager

Enclosures

cc: Johnny Rudisill, Manager Nevada SUD

DANIEL & BROWN INC.
118 MCKINNEY STREET | PO BOX 606 | FARMERSVILLE, TEXAS 75442
OFFICE 972-784-7777 | WWW.DBICONCONSULTANTS.COM
FIRM REGISTRATION NO: F-002225

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY THE STATE OF TEXAS



COUNTY OF TRAVIS
I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY
OF A TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
DOCUMENT, WHICH IS FILED IN THE PERMANENT RECORDS

MAR 13 2015

OF THE COMMISSION, GIVEN UNDER MY HAND AND THE
SEAL OF OFFICE ON

Bridget C. Bohac
BRIDGET C. BOHAC, CHIEF CLERK
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

AN ORDER GRANTING THE REQUEST FOR CONVERSION TO AND CREATION OF
NEVADA SPECIAL UTILITY DISTRICT OF COLLIN AND ROCKWALL COUNTIES AND
APPOINTING TEMPORARY DIRECTORS

A resolution by Nevada Water Supply Corporation (hereafter "WSC") was presented to the Executive Director of the Texas Commission on Environmental Quality (TCEQ) for consideration of approval of the creation of the Nevada Special Utility District of Collin and Rockwall Counties (the "District"), and the appointment of directors for the District, pursuant to TEX. WATER CODE Chapters 13, 49, and 65.

The TCEQ, after having considered the resolution, application material, and memorandum from the Executive Director dated February 11, 2015, copy of which is attached as Exhibit "B," finds that the resolution for creation should be approved.

The conversion to and creation of the proposed District is feasible and practicable, and each purpose for which the District is created is necessary and would be a benefit to the land proposed to be included in the District.

All of the land and property proposed may properly be included within the proposed District.

All statutory and regulatory requirements for conversion of the WSC to the proposed District have been fulfilled in accordance with TEX. WATER CODE Chapters 49 and 65 and 30 TEX. ADMIN. CODE §§ 293.11–12. In accordance with 30 TEX. ADMIN. CODE § 293.12(d), the Executive Director waived the mailed notice requirement.

NOW, THEREFORE, BE IT ORDERED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY THAT:

1. The petition for the conversion of the Nevada Water Supply Corporation to the Nevada Special Utility District of Collin and Rockwall Counties is hereby granted.
2. The District is created under the terms and conditions of Article XVI, Section 59 of the TEXAS CONSTITUTION and TEX. WATER CODE Chapter 65.
3. The District shall have all of the rights, powers, privileges, authority, and functions conferred and shall be subject to all duties imposed by the TCEQ on and the general laws of the State of Texas relating to special utility districts; however, the District is created for the purpose of providing water service, as requested.
4. The District is directed that if fees to be assessed meet the definition of an impact fee as stated in 30 TEX. ADMIN. CODE § 293.171, then requirements spelled out in 30 TEX. ADMIN. CODE §§ 293.171–176 need to be satisfied prior to assessing the fee.
5. The District shall be composed of the area situated wholly within Collin and

Rockwall Counties and shown by a boundary description dated May 20, 2014 in Exhibit "A" attached hereto and incorporated herein for all purposes.

6. The memorandum from the Executive Director's staff dated February 11, 2015 (hereafter "Memorandum"), is hereby attached as Exhibit "B" and incorporated as a part of this Order.

7. The persons listed in Recommendation No. 3 of the Memorandum are hereby named and appointed as temporary directors of the District, to serve until their successors are elected or have been appointed in accordance with applicable law.

8. The foregoing temporary directors shall, as soon as practicable after the date of entry of this Order, execute their official bonds and take their official oaths of office. All such bonds shall be approved by the Board of Directors of the District, and each bond and oath shall be filed with the District and retained in its records.

9. A confirmation and director election shall be held within the boundaries of the proposed District to determine if the proposed District shall be established and to elect permanent directors of the proposed District. The District's Board of Directors is directed to send to TCEQ a certified copy of the order canvassing the confirmation election returns not later than 30 days after the election.


10. Upon a successful confirmation election, the assets and debts of the WSC are to be transferred to the District as expeditiously as practicable, and dissolution proceedings of the WSC are to be commenced immediately after such transfer.

11. This Order shall in no event be construed as an approval of any proposed agreements or of any particular items in any documents provided in support of the Resolution, nor as a commitment or requirement of the TCEQ in the future to approve or disapprove any particular items or agreements in future applications submitted by the District for TCEQ consideration.

12. The Chief Clerk of the TCEQ shall forward a copy of this Order to all affected persons.

13. If any provision, sentence, clause, or phrase of this Order is for any reason held to be invalid, the invalidity of any portion shall not affect the validity of the remaining portions of the Order.

Issue Date: **March 2, 2015**



For the Commission

Exhibit 'A'
PROPOSED NEVADA SPECIAL UTILITY DISTRICT
METES & BOUNDS BOUNDARY DESCRIPTION
REVISED 5-20-14

BEGINNING in the northwest side of the Nevada Water Supply Corporation (WSC) Certificate of Convenience and Necessity (CCN) #12175, located at the intersection of South State Highway 78 and W. Farm to Market Road 6:

THENCE south 89d8'32" east along a line approximately 1,720 feet to a point for a corner;
THENCE south 89d8'34" east along a line approximately 121 feet to a point for a corner;
THENCE south 88d56'32" east along a line approximately 1,034 feet to a point for a corner;
THENCE south 89d13'25" east along a line approximately 1,334 feet to a point for a corner;
THENCE south 0d46'47" west along a line approximately 6,253 feet to a point for a corner;
THENCE south 2d18'12" west along a line approximately 1,760 feet to a point for a corner;
THENCE south 89d28'3" east along a line approximately 2,989 feet to a point for a corner;
THENCE south 89d28'22" east along a line approximately 2,608 feet to a point for a corner;
THENCE south 89d28'22" east along a line approximately 1,619 feet to a point for a corner;
THENCE south 79d2'7" east along a line approximately 454 feet to a point for a corner;
THENCE south 88d31'39" east along a line approximately 1,472 feet to a point for a corner;
THENCE south 88d32'37" east along a line approximately 505 feet to a point for a corner;
THENCE south 0d53'33" west along a line approximately 2,289 feet to a point for a corner;
THENCE south 1d7'50" west along a line approximately 1,074 feet to a point for a corner;
THENCE south 1d48'21" west along a line approximately 1,122 feet to a point for a corner;
THENCE south 0d51'30" east along a line approximately 718 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 2,934 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 2,181 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 1,128 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 2,008 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 180 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 107 feet to a point for a corner;
THENCE north 89d1'32" east along a line approximately 2,565 feet to a point for a corner;
THENCE south 0d51'38" east along a line approximately 2,886 feet to a point for a corner;
THENCE north 88d43'44" east along a line approximately 373 feet to a point for a corner;
THENCE south 1d7'52" east along a line approximately 2,630 feet to a point for a corner;
THENCE north 85d28'19" east along a line approximately 23 feet to a point for a corner;
THENCE north 87d35'9" east along a line approximately 29 feet to a point for a corner;
THENCE north 87d35'5" east along a line approximately 218 feet to a point for a corner;
THENCE north 87d35'5" east along a line approximately 620 feet to a point for a corner;

THENCE north 1d13'27" west along a line approximately 4892 feet to a point for a corner;
THENCE north 2d24'29" west along a line approximately 24 feet to a point for a corner;
THENCE to a curve with a: radius of 583 feet, a delta of 40d32'23", an arc length of 413 feet, a chord length of 404 feet and a chord bearing of north 30d19'30" west to a point for a corner;
THENCE north 57d3'7" west along a line approximately 164 feet to a point for a corner;
THENCE north 57d1'49" west along a line approximately 46 feet to a point for a corner;
THENCE north 89d13'51" east along a line approximately 54 feet to a point for a corner;
THENCE north 89d14'12" east along a line approximately 299 feet to a point for a corner;
THENCE north 89d14'13" east along a line approximately 1212 feet to a point for a corner;
THENCE north 89d13'45" east along a line approximately 1212 feet to a point for a corner;
THENCE north 0d8'36" west along a line approximately 2981 feet to a point for a corner;

THENCE south 89d50'27" east along a line approximately 2234 feet to a point for a corner;
THENCE north 0d10'16" west along a line approximately 147 feet to a point for a corner;
THENCE north 89d55'21" east along a line approximately 2637 feet to a point for a corner;
THENCE north 0d30'10" east along a line approximately 1910 feet to a point for a corner;
THENCE north 1d52'20" west along a line approximately 96.4713 feet to a point for a corner;
THENCE north 3d49'25" west along a line approximately 37 feet to a point for a corner;
THENCE north 6d37'26" west along a line approximately 38 feet to a point for a corner;
THENCE north 16d8'13" west along a line approximately 29 feet to a point for a corner;
THENCE north 36d10'7" east along a line approximately 28 feet to a point for a corner;
THENCE north along a line approximately 190 feet to a point for a corner;
THENCE west along a line approximately 367 feet to a point for a corner;
THENCE south 67d45'0" west along a line approximately 70 feet to a point for a corner;
THENCE north 81d32'5" west along a line approximately 47 feet to a point for a corner;
THENCE north 85d10'50" west along a line approximately 52 feet to a point for a corner;
THENCE north 88d46'37" west along a line approximately 1025 feet to a point for a corner;
THENCE north 88d11'9" west along a line approximately 375 feet to a point for a corner;
THENCE north 89d29'39" west along a line approximately 376 feet to a point for a corner;
THENCE north 88d31'34" west along a line approximately 249 feet to a point for a corner;
THENCE to a curve with a: radius of 57 feet, a delta of 40d41'31", an arc length of 40 feet, a chord length of 40 feet and a chord bearing of south 52d46'31" west to a point for a corner;
THENCE north 52d30'57" west along a line approximately 24 feet to a point for a corner;
THENCE north 1d6'54" west along a line approximately 2123 feet to a point for a corner;
THENCE north 1d7'34" west along a line approximately 546 feet to a point for a corner;
THENCE north 16d55'40" west along a line approximately 146 feet to a point for a corner;
THENCE north 89d47'21" west along a line approximately 277 feet to a point for a corner;
THENCE north 0d16'19" east along a line approximately 1325 feet to a point for a corner;
THENCE north 88d55'32" west along a line approximately 1424 feet to a point for a corner;
THENCE north 0d45'24" east along a line approximately 1293 feet to a point for a corner;
THENCE south 89d8'24" east along a line approximately 1420 feet to a point for a corner;
THENCE north 0d44'51" east along a line approximately 2680 feet to a point for a corner;
THENCE south 88d55'52" east along a line approximately 99 feet to a point for a corner;
THENCE south 0d50'10" east along a line approximately 1306 feet to a point for a corner;
THENCE south 89d24'59" east along a line approximately 1518 feet to a point for a corner;
THENCE north 0d16'18" west along a line approximately 1301 feet to a point for a corner;
THENCE south 89d44'31" east along a line approximately 1067 feet to a point for a corner;
THENCE south 0d14'51" west along a line approximately 3154 feet to a point for a corner;
THENCE east along a line approximately 34 feet to a point for a corner;
THENCE south 88d6'26" east along a line approximately 658 feet to a point for a corner;

THENCE north 0d5'27" east along a line approximately 8,505 feet to a point for a corner;
THENCE north 49d56'49" west along a line approximately 4,364 feet to a point for a corner;
THENCE south 87d13'9" west along a line approximately 50 feet to a point for a corner;
THENCE north 88d20'3" west along a line approximately 50 feet to a point for a corner;
THENCE north 86d19'1" west along a line approximately 154 feet to a point for a corner;
THENCE north 86d18'46" west along a line approximately 841 feet to a point for a corner;
THENCE north 86d17'21" west along a line approximately 179 feet to a point for a corner;
THENCE north 84d50'39" west along a line approximately 394 feet to a point for a corner;
THENCE north 89d41'49" west along a line approximately 928 feet to a point for a corner;
THENCE north 89d42'14" west along a line approximately 1,748 feet to a point for a corner;
THENCE north 89d42'13" west along a line approximately 382 feet to a point for a corner;
THENCE north 0d23'1" east along a line approximately 6773 feet to a point for a corner;

THENCE Meandering Easterly along the George Creek for about 13,946 feet to a point for a corner;
THENCE south 0d30'19" west along a line approximately 776 feet to a point for a corner;
THENCE south 89d39'48" west along a line approximately 1,734 feet to a point for a corner;
THENCE Meandering North Easterly around the shore of Lake Lavon for about 7,286 feet to a point for a corner;
THENCE north 47d0'0" west along a line approximately 21 feet to a point for a corner;
THENCE north 78d28'44" west along a line approximately 120 feet to a point for a corner;
THENCE south 1d47'14" west along a line approximately 40 feet to a point for a corner;
THENCE south 3d13'13" west along a line approximately 105 feet to a point for a corner;
THENCE south 3d44'8" west along a line approximately 1,751 feet to a point for a corner;
THENCE south 3d44'9" west along a line approximately 722 feet to a point for a corner;
THENCE south 5d6'30" west along a line approximately 217 feet to a point for a corner;
THENCE south 7d13'18" west along a line approximately 217 feet to a point for a corner;
THENCE south 9d20'8" west along a line approximately 217 feet to a point for a corner;
THENCE south 11d26'49" west along a line approximately 111 feet to a point of beginning

Encompassing about 8,600.266 Acres

Texas Commission on Environmental Quality

TECHNICAL MEMORANDUM

To: *ODT* Justin P. Taack, Manager
2/11/15 Districts Section

Date: February 11, 2015

Thru: *JIT* Tom Glab, P.E., Leader
2/11/15 Districts Bond Team

From: *PB* Prabin Basnet
2/11/15 Districts Bond Team

Subject: Petition for Conversion of Nevada Water Supply Corporation to Nevada Special Utility District of Collin and Rockwall Counties; Pursuant to Texas Water Code Sections 65.014 and 65.015, and 30 Texas Administrative Code (TAC) Section 293.11.
TCEQ Internal Control No. D-04022014-015
CN: 600683056 – RN: 101459733

A. GENERAL INFORMATION

The Texas Commission on Environmental Quality (TCEQ) received a resolution (petition) from Nevada Water Supply Corporation (WSC) in 2014 requesting approval for conversion to Nevada Special Utility District (SUD) of Collin and Rockwall Counties (the "District").

Nevada WSC is a member-owned, member-controlled, nonprofit water supply corporation as defined by Section 65.001(10)(B) of the Texas Water Code (TWC). Nevada WSC provides water service under Certificate of Convenience and Necessity (CCN) No. 12175 to approximately 794 active customer connections.

A boundary description of the proposed District was provided with the preliminary engineering report. A boundary description dated May 20, 2014 was provided subsequently. The proposed District would contain approximately 8,600 acres of territory located in Collin and Rockwall Counties.

The proposed District is in an area predominately rural residential and agricultural.

Pursuant to 30 TAC Section 293.11(h)(9), the proposed District has provided an acceptable order dated October 9, 2013, canvassing the vote of Nevada WSC's membership, which indicates an affirmative vote to authorize conversion to a SUD (55 in favor, 8 against, 2 abstentions), dissolve the existing water supply corporation, and transfer the assets and debts of the corporation to Nevada SUD.

According to the application materials received, the proposed District's initial board of directors will consist of the following persons:

Lonnie D Sanders
Debra A Caldwell

Debra K Strickland
Robert L Taylor

Bonito Ponce

An executed affidavit for each of the proposed directors is on file. Each of the persons named is qualified, as required by 30 TAC Section 293.32(a)(3), to serve as a temporary director of the proposed District because each (1) is at least 18 years old; (2) is a resident of the state of Texas; (3) either owns land subject to taxation within the proposed District, is a user of the facilities of the proposed District, or is a qualified voter within the proposed District. In addition, each person has completed and filed with the TCEQ an application for consideration of appointment as temporary director in the form and substance required by the rules of the TCEQ.

The petition further states that the assets and debts of Nevada WSC and its related CCN will be transferred to the proposed District and that Nevada WSC will be dissolved immediately upon said transfer. The Districts Section notes that the CCN transfer must be addressed through the Texas Public Utility Commission. Jurisdiction over CCNs was transferred to that agency from the TCEQ effective September 1, 2014.

B. SPECIAL CONSIDERATIONS

History and Boundary

Nevada WSC was formed to provide water supply to the members of the corporation. The proposed District boundary will exclude the dually certificated area Nevada WSC shares with the City of Royse City. The City of Royse City did not consent to inclusion of its dually certificated area in the District under 30 TAC Section 293.11(h)(2). The proposed District also excludes the city limits of the City of Royse City.

Notice Requirements

Proper notice of the petition was published in two newspapers as follows: the Rockwall County Herald Banner, a newspaper regularly published or circulated in Rockwall County where the district is proposed to be located, on November 14 and November 21, 2014, and the McKinney Courier Gazette, a newspaper regularly published and or circulated in Collin County where the district is proposed to be located, on November 14 and November 21, 2014. Proper notice was posted in Rockwall and Collin County on a bulletin board used for posting legal notices on November 11 and 13, 2014. Accordingly, the notice requirements of 30 TAC Section 293.12(b) have been satisfied.

30 TAC Section 293.12(d) states: "For a petition for the creation of a Special Utility District in accordance with TWC, Chapter 65, which includes transfer of the certificate of convenience and necessity, the applicant shall also, unless waived by executive director, mail copies of the notice to customers of the water supply corporation and other affected parties at least 120 days prior to approval." Nevada WSC has requested a waiver to 30 TAC Section 293.12(d). The waiver was requested by Nevada WSC because its customers, landowners, and other affected parties were informed about the conversion through written information, published notices, and public meetings. Therefore, on behalf of the Executive Director, the Districts Section granted a waiver to 30 TAC Section 293.12(d) by letter dated October 29, 2014.

30 TAC Section 293.12(e) states: "If a petition for the creation of a Special Utility District in accordance with TWC, Chapter 65, contains a request for approval of an impact fee, the applicant shall comply with the notice provisions of Section 293.173 of this title." The resolution provided does not request approval of an impact fee.

C. GENERAL EFFECTS OF CONVERSION

Some general effects of conversion from a WSC to a SUD include the following:

1. A SUD is a political subdivision and can issue tax-exempt revenue bonds on the open market or for purchase by the Texas Water Development Board.
2. A SUD is exempt from ad valorem taxes (usually county and school district) on its personal property, utility lines, and plant facilities.
3. A SUD is exempt from sales taxes on supplies and services.
4. A SUD is subject to the Open Meetings and Open Records acts. See Texas Water Code Sections 49.063, 49.064 and 49.065.
5. A SUD must have an annual audit conducted and file the audit with the Commission. See Texas Water Code Section 49.194.
6. A SUD must follow statutory bid advertisement and contract provisions for districts. See Texas Water Code Section 49.273.
7. A SUD is subject to the continuing right of supervision by the Commission. See Texas Water Code Section 5.013.

D. FEASIBILITY

The engineering report dated March 2014 indicates that Nevada WSC serves potable water to approximately 826 active customer connections (estimated population of 2,395). Future growth is not expected to alter the present use of the land. No specific development plan is assumed in examining the feasibility of the proposed District.

According to the engineering report, the service rates in effect at the time of the conversion will be charged to District customers. The rates are detailed as follows:

Water Rates

According to the engineering report, the current water rates the corporation charges for standard service are as follows:

Monthly Service Charge: \$27.50

Usage Rate: \$4.93 per 1,000 gallons for each of the first 1,000 to 10,000 gallons;
 \$5.29 per 1,000 gallons, for each additional thousand gallons up to 15,000 gallons;
 \$5.59 per 1,000 gallons, for each additional thousand gallons up to 20,000 gallons;
 \$5.91 per 1,000 gallons, for each additional thousand gallons up to 25,000 gallons.
 \$6.24 per 1,000 gallons, for each additional thousand gallons over 25,000 gallons.

Based on 10,000 gallons usage, the water rate would be \$71.87 per month. The corporation's other rates,

fees, and operation rules and regulations are outlined in its approved tariff.

E. PURPOSE

According to Nevada WSC's engineer, the purpose of converting to a SUD is to become a public entity and a political subdivision of the State of Texas, thereby having tax-exempt status; to fund future improvements at lower interest rates; to save money by paying lower rates on insurance; and to be in a better position to participate in regional projects. Subsequent to conversion, the WSC's intent is to provide water service only.

According to the engineering report, the District will continue to provide the same services as Nevada WSC, and the corporation desires to convert due to added benefits of being a special utility district. Some of the benefits have been outlined in Section C of this memorandum.

Availability of Comparable Services

Nevada WSC is the certified water supplier to serve the area of the proposed District. Conversion to a SUD should not affect service as currently provided by Nevada WSC.

Water Supply Facilities

Water supply for Nevada WSC is provided by North Texas Municipal Water District. The existing Nevada WSC water facility consists of a 100,000 gallon elevated storage tank; 3 ground storage tanks with a total capacity of 334,000 gallons; and 4 booster pumps with a total capacity of 2,400 gallons per minute.

The distribution system consists of the following:

Line Diameter	Linear Feet (lf)
1"	4,000
1.5"	2,400
2"	43,200
3"	35,200
4"	58,400
6"	101,600
8"	48,000
10"	32,000

Wastewater Facilities

The service area for Nevada WSC is predominantly rural residential and agricultural. Currently there is no wastewater service provided. Nevada WSC customers utilize private septic systems. The proposed District does not plan to provide wastewater service at this time.

Drainage

Nevada WSC does not provide drainage services. The area is rural in nature, and streams and rivers handle drainage for the area.

F. DESCRIPTION AND IMPACT ON NATURAL RESOURCES

Future development is expected to be the same whether Nevada WSC converts to a SUD or not. Creation of the proposed District would have a negligible effect on groundwater levels, recharge capability, land elevation, subsidence, run-off rates and drainage, water quality, or tax assessments on land within the proposed District.

G. CONCLUSIONS

1. Based on TCEQ policy, compliance with TCEQ rules, and review of the engineering report and supporting documents, the proposed District is considered feasible, and would be necessary as a means to finance utilities and to provide utility service to current and future customers. The proposed purpose (water supply) is considered practicable and would be a benefit to the land within the proposed District.
2. Based on a review of the preliminary engineering report and other supporting data, the proposed District is considered feasible under the feasibility limits prescribed by 30 TAC Section 293.59.

H. RECOMMENDATIONS

1. Grant the petition for conversion of Nevada WSC to Nevada SUD of Collin and Rockwall Counties, with the boundary of the District in accordance with the boundary description dated May 20, 2014, for the purpose of providing water service in accordance with Texas Water Code Sections 65.012(1).
2. The order granting the petition should include the following statements:

"This Order shall in no event be construed as an approval of any proposed agreements or of any particular items in any documents provided in support of the Resolution, nor as a commitment or requirement of the Commission in the future to approve or disapprove any particular items or agreements in future applications submitted by the District for Commission consideration."

"Upon a successful confirmation election, the assets and debts of the WSC are to be transferred to the District as expeditiously as practicable, and dissolution proceedings of the WSC are to be commenced immediately after such transfer."

3. Appoint the following to serve as temporary directors of the District:

Lonnie D Sanders
Debra A Caldwell

Debra K Strickland
Robert L Taylor

Bonito Ponce

4. Direct the Board of Directors to canvass the confirmation election returns and submit such canvassing to the Districts Section of the TCEQ within thirty (30) days of the board meeting at which such returns are canvassed.
5. Direct the Board of Directors, upon a vote of the populace confirming the creation of the District, to take actions necessary to dissolve Nevada WSC and submit documentation evidencing such to the TCEQ's Districts Section when available.

Justin P. Taack, Manager
Page 6
February 11, 2015

6. Direct the District that if fees to be assessed meet the definition of an impact fee as stated in 30 TAC Section 293.171, then requirements in 30 TAC Sections 293.171–176 need to be satisfied prior to assessing the fee.

I. ADDITIONAL INFORMATION

The petitioner's professional representative is:

Engineer: Mr. Eddy W. Daniel, P.E. – Daniel & Brown Inc.

RESOLUTION NO. 2013-04

The Board of Directors (the "Board") of Nevada Water Supply Corporation met at the Board's regular meeting place at a properly called and noticed meeting on May 8, 2013. A quorum of directors were present as follows: Lonnie Sanders, Debra Caldwell, Robert Taylor and Benito Ponce.

The following business was transacted:

The Resolution set out below was introduced for consideration by the Board. It was moved by Benito Ponce and seconded by Debra Caldwell that said Resolution be adopted; and after due consideration, said motion carried by the following vote:

Ayes: 4

Noes: 0

The Resolution thus adopted as follows:

A RESOLUTION OF THE BOARD OF DIRECTORS OF NEVADA WATER SUPPLY CORPORATION PURSUANT TO THE REQUIREMENTS OF TEXAS WATER CODE §65.014 AND §65.015 AND 30 TAC §293.11 FINDING THAT IT IS NECESSARY AND DESIRABLE FOR THE CORPORATION TO BE CONVERTED TO A SPECIAL UTILITY DISTRICT.

RECITALS

1. The Board of Directors and the staff of the Nevada Water Supply Corporation (the "Corporation") have thoroughly investigated all of the advantages and disadvantages of converting the Corporation to a special utility district pursuant to Chapter 65 of the Texas Water Code and the regulations of the Texas Commission on Environmental Quality ("TCEQ"); and

2. The Corporation's board has held one public meeting in which the advantages and disadvantages of converting the Corporation to a special district were presented by an engineer/consultant retained by the Corporation and thoroughly discussed.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE NEVADA WATER SUPPLY CORPORATION THAT:

A. The Board of Directors finds that it is necessary and desirable for the Corporation to be converted into a special utility district pursuant to Chapter 65 of the Texas Water Code and the regulations of the TCEQ.

B. The proposed special utility district will contain approximately _____

acres in Collin County, Texas, the metes and bounds description of which is attached hereto as Exhibit "A".

C. By necessity, the general nature of the services presently provided and proposed to be provided are to supply water for municipal uses, domestic uses, power and commercial purposes, and other beneficial uses or controls.

D. The name of the proposed special utility district is "Nevada Special Utility District."

E. The names of qualified persons to serve as initial directors of the proposed special utility district are as follows: Lonnie Sanders, Debra Caldwell, Robert Taylor, Benito Ponce, and Debra Strickland.

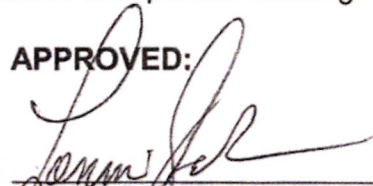
F. The directors of the Corporation request that the proposed district is created for the following specific purposes: (i) to supply water for municipal uses, domestic uses, power and commercial purposes, and other beneficial uses or controls, and (ii) for the purpose of providing any other service that special utility district may provide pursuant to Chapters 65 and 49 of the Texas Water Code as amended from time to time.

G. The directors of the Corporation request to the Texas Commission on Environmental Quality that the proposed "Nevada Special Utility District" be created. Further, the directors shall take such actions as may be necessary for the creation of the district.

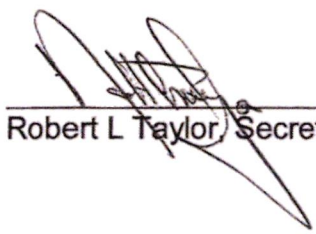
ADOPTED on this the 8th day of May, 2013, by the Board of Directors of the Nevada Water Supply Corporation at the duly called and posted meeting.

APPROVED:

By: _____


Lonnie Sanders, President

ATTEST:


Robert L Taylor, Secretary



Office of the Secretary of State

CERTIFICATE OF FILING OF

NEVADA WATER SUPPLY CORPORATION

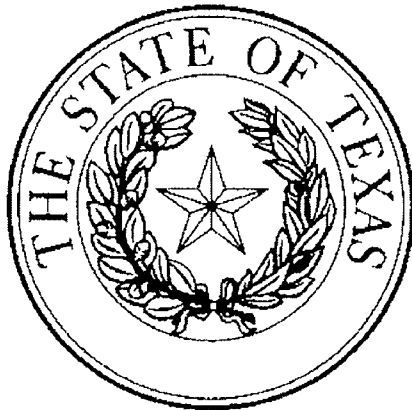
File Number: 15643801

The undersigned, as Secretary of State of Texas, hereby certifies that the Certificate of Termination for the above named entity has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

Dated: 03/14/2018

Effective: 03/14/2018



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

Rolando B. Pablos
Secretary of State

**ORDER CANVASSING RETURNS AND DECLARING
RESULTS OF CONFIRMATION AND DIRECTORS ELECTION**

WHEREAS, the Nevada Special Utility District (the "District") has been duly created by order of the Texas Commission Environmental Quality, and the following five (5) temporary directors of the District appointed by the Commission have met and organized and have qualified to serve as temporary directors of the District by taking the oath required by law, to wit: Lonnie Sanders, Robert L. Taylor, Debra Caldwell, Debra Strickland and Ben Poncé (the "Board of Directors"); and

WHEREAS, the Board of Directors of the District ordered that an election be held for and within the District on November 3, 2015, to determine if the District shall be established and to elect five (5) permanent directors; and

WHEREAS, notice of such election, stating the day and place for holding such election, the proposition to be voted on and the candidates for director, was given to the qualified voters of the District and all other interested persons by posted notice at the District's office and at Collin County, Texas; and

WHEREAS, the presiding judge at such election has made returns of the results of such election to the President of the Board of Directors.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF NEVADA SPECIAL UTILITY DISTRICT AFFIRMATIVELY FINDS AND DECLARES THAT:

1. The matters and facts recited in the preamble to this Order are hereby found and determined to be true and correct and are hereby adopted as a part of this Order.
2. The above-described election was duly called, notice thereof was duly given, and such election was duly conducted on November 3, 2015, all in accordance with the Texas Election Code, as amended, Chapter 65, Texas Water Code, as amended, and the Federal Voting Rights Act of 1965, as amended.
3. Only duly qualified resident voters of the District voted at such election.
4. The returns of such election were regularly made to the Board of Directors by the presiding judge at such election as provided by the Texas Election Code, as amended.
5. Such election resulted in the following votes for and against the following proposition:

SHALL THE CREATION OF NEVADA SPECIAL UTILITY DISTRICT BE
CONFIRMED?

Votes For: 79

Votes Against: 33

6. The following persons received the number of votes for director set out opposite their names, respectively, and no other person received a vote:

Lonnie Sanders	1 yr term	<u>68</u> Votes
Robert L. Taylor	1 yr term	<u>66</u> Votes
Debra Caldwell	2 yr term	<u>71</u> Votes
Debra Strickland	2 yr term	<u>66</u> Votes
Ben Poncé	3 yr term	<u>73</u> Votes

IT IS, THEREFORE, ORDERED AND DECLARED BY THE BOARD OF
DIRECTORS OF NEVADA SPECIAL UTILITY DISTRICT THAT:

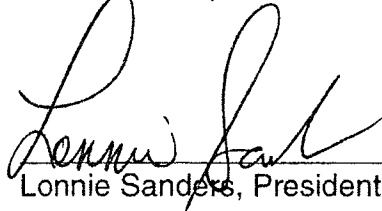
1. The results of the above-described election is confirmation of the establishment of the District pursuant to the Texas Commission on Environmental Quality as a special utility district operating under Article 16, Section 59, of the Texas Constitution and Chapter 65 of the Texas Water Code, together with all amendments and additions thereto. The District is legally created with the boundaries described in Exhibit "A" attached hereto and incorporated herein.
2. The following persons received the highest number of votes for director and have been elected permanent directors of the District to serve for terms shown opposite their names:

Lonnie Sanders	1 yr term	<u>68</u> Votes
Robert L. Taylor	1 yr term	<u>66</u> Votes
Debra Caldwell	2 yr term	<u>71</u> Votes
Debra Strickland	2 yr term	<u>66</u> Votes
Ben Poncé	3 yr term	<u>73</u> Votes

Pursuant to Section 65.103 of the Texas Water Code, the permanent directors shall serve the term identified on the ballot of the Confirmation and Directors Election until their successors have been selected and qualified according to law.

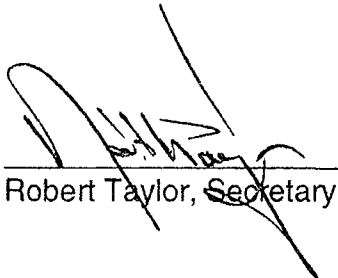
3. Each of said persons shall enter into the duties of his or her office and shall begin to serve his or her term of office upon taking the constitutional oath of office.
4. The President or Vice President and the Secretary of the Board are authorized to evidence adoption of this Order on behalf of the Board and to do any and all things necessary or proper to carry out the intent hereof.

PASSED AND APPROVED on the 12th day of November, 2015.



Lonnie Sanders, President

ATTEST:



Robert Taylor, Secretary

STATE OF TEXAS §
 §
COUNTY OF COLLIN §

This instrument was acknowledged before me this 12th day of November, 2015 by

Lonnie Sanders and Robert Taylor, President and Secretary of the

Board of Directors of Nevada Special Utility District, Collin County, Texas.





Notary Public, State of Texas

EXHIBIT A
NEVADA SPECIAL UTILITY DISTRICT
METES & BOUNDS BOUNDARY DESCRIPTION

BEGINNING in the northwest side of the Nevada Water Supply Corporation (WSC) Certificate of Convenience and Necessity (CCN) #12175, located at the intersection of South State Highway 78 and W. Farm to Market Road 6:

THENCE south 89d8'32" east along a line approximately 1,720 feet to a point for a corner;
THENCE south 89d8'34" east along a line approximately 121 feet to a point for a corner;
THENCE south 88d56'32" east along a line approximately 1,034 feet to a point for a corner;
THENCE south 89d13'25" east along a line approximately 1,334 feet to a point for a corner;
THENCE south 0d46'47" west along a line approximately 6,253 feet to a point for a corner;
THENCE south 2d18'12" west along a line approximately 1,760 feet to a point for a corner;
THENCE south 89d28'3" east along a line approximately 2,989 feet to a point for a corner;
THENCE south 89d28'22" east along a line approximately 2,608 feet to a point for a corner;
THENCE south 89d28'22" east along a line approximately 1,619 feet to a point for a corner;
THENCE south 79d2'7" east along a line approximately 454 feet to a point for a corner;
THENCE south 88d31'39" east along a line approximately 1,472 feet to a point for a corner;
THENCE south 88d32'37" east along a line approximately 505 feet to a point for a corner;
THENCE south 0d53'33" west along a line approximately 2,289 feet to a point for a corner;
THENCE south 1d7'50" west along a line approximately 1,074 feet to a point for a corner;
THENCE south 1d48'21" west along a line approximately 1,122 feet to a point for a corner;
THENCE south 0d51'30" east along a line approximately 718 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 2,934 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 2,181 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 1,128 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 2,008 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 180 feet to a point for a corner;
THENCE south 0d7'52" east along a line approximately 107 feet to a point for a corner;
THENCE north 89d1'32" east along a line approximately 2,565 feet to a point for a corner;
THENCE south 0d51'38" east along a line approximately 2,886 feet to a point for a corner;
THENCE north 88d43'44" east along a line approximately 373 feet to a point for a corner;
THENCE south 1d7'52" east along a line approximately 2,630 feet to a point for a corner;
THENCE north 85d28'19" east along a line approximately 23 feet to a point for a corner;
THENCE north 87d35'9" east along a line approximately 29 feet to a point for a corner;
THENCE north 87d35'5" east along a line approximately 218 feet to a point for a corner;
THENCE north 87d35'5" east along a line approximately 620 feet to a point for a corner;

THENCE north 1d13'27" west along a line approximately 4892 feet to a point for a corner;
THENCE north 2d24'29" west along a line approximately 24 feet to a point for a corner;
THENCE to a curve with a: radius of 583 feet, a delta of 40d32'23", an arc length of 413 feet, a chord length of 404 feet and a chord bearing of north 30d19'30" west to a point for a corner;
THENCE north 57d3'7" west along a line approximately 164 feet to a point for a corner;
THENCE north 57d1'49" west along a line approximately 46 feet to a point for a corner;
THENCE north 89d13'51" east along a line approximately 54 feet to a point for a corner;
THENCE north 89d14'12" east along a line approximately 299 feet to a point for a corner;
THENCE north 89d14'13" east along a line approximately 1212 feet to a point for a corner;
THENCE north 89d13'45" east along a line approximately 1212 feet to a point for a corner;
THENCE north 0d8'36" west along a line approximately 2981 feet to a point for a corner;
THENCE south 89d50'27" east along a line approximately 2234 feet to a point for a corner;
THENCE north 0d10'16" west along a line approximately 147 feet to a point for a corner;

THENCE north 89d55'21" east along a line approximately 2637 feet to a point for a corner;
THENCE north 0d30'10" east along a line approximately 1910 feet to a point for a corner;
THENCE north 1d52'20" west along a line approximately 96.4713 feet to a point for a corner;
THENCE north 3d49'25" west along a line approximately 37 feet to a point for a corner;
THENCE north 6d37'26" west along a line approximately 38 feet to a point for a corner;
THENCE north 16d8'13" west along a line approximately 29 feet to a point for a corner;
THENCE north 36d10'7" east along a line approximately 28 feet to a point for a corner;
THENCE north along a line approximately 190 feet to a point for a corner;
THENCE west along a line approximately 367 feet to a point for a corner;
THENCE south 67d45'0" west along a line approximately 70 feet to a point for a corner;
THENCE north 81d32'5" west along a line approximately 47 feet to a point for a corner;
THENCE north 85d10'50" west along a line approximately 52 feet to a point for a corner;
THENCE north 88d46'37" west along a line approximately 1025 feet to a point for a corner;
THENCE north 88d11'9" west along a line approximately 375 feet to a point for a corner;
THENCE north 89d29'39" west along a line approximately 376 feet to a point for a corner;
THENCE north 88d31'34" west along a line approximately 249 feet to a point for a corner;
THENCE to a curve with a: radius of 57 feet, a delta of 40d41'31", an arc length of 40 feet, a chord length of 40 feet and a chord bearing of south 52d46'31" west to a point for a corner;
THENCE north 52d30'57" west along a line approximately 24 feet to a point for a corner;
THENCE north 1d6'54" west along a line approximately 2123 feet to a point for a corner;
THENCE north 1d7'34" west along a line approximately 546 feet to a point for a corner;
THENCE north 16d55'40" west along a line approximately 146 feet to a point for a corner;
THENCE north 89d47'21" west along a line approximately 277 feet to a point for a corner;
THENCE north 0d16'19" east along a line approximately 1325 feet to a point for a corner;
THENCE north 88d55'32" west along a line approximately 1424 feet to a point for a corner;
THENCE north 0d45'24" east along a line approximately 1293 feet to a point for a corner;
THENCE south 89d8'24" east along a line approximately 1420 feet to a point for a corner;
THENCE north 0d44'51" east along a line approximately 2680 feet to a point for a corner;
THENCE south 88d55'52" east along a line approximately 99 feet to a point for a corner;
THENCE south 0d50'10" east along a line approximately 1306 feet to a point for a corner;
THENCE south 89d24'59" east along a line approximately 1518 feet to a point for a corner;
THENCE north 0d16'18" west along a line approximately 1301 feet to a point for a corner;
THENCE south 89d44'31" east along a line approximately 1067 feet to a point for a corner;
THENCE south 0d14'51" west along a line approximately 3154 feet to a point for a corner;
THENCE east along a line approximately 34 feet to a point for a corner;
THENCE south 88d6'26" east along a line approximately 658 feet to a point for a corner;

THENCE north 0d5'27" east along a line approximately 8,505 feet to a point for a corner;
THENCE north 49d56'49" west along a line approximately 4,364 feet to a point for a corner;
THENCE south 87d13'9" west along a line approximately 50 feet to a point for a corner;
THENCE north 88d20'3" west along a line approximately 50 feet to a point for a corner;
THENCE north 86d19'1" west along a line approximately 154 feet to a point for a corner;
THENCE north 86d18'46" west along a line approximately 841 feet to a point for a corner;
THENCE north 86d17'21" west along a line approximately 179 feet to a point for a corner;
THENCE north 84d50'39" west along a line approximately 394 feet to a point for a corner;
THENCE north 89d41'49" west along a line approximately 928 feet to a point for a corner;
THENCE north 89d42'14" west along a line approximately 1,748 feet to a point for a corner;
THENCE north 89d42'13" west along a line approximately 382 feet to a point for a corner;
THENCE north 0d23'1" east along a line approximately 6773 feet to a point for a corner;
THENCE Meandering Easterly along the George Creek for about 13,946 feet to a point for a corner;
THENCE south 0d30'19" west along a line approximately 776 feet to a point for a corner;
THENCE south 89d39'48" west along a line approximately 1,734 feet to a point for a corner;

THENCE Meandering North Easterly around the shore of Lake Lavon for about 7,286 feet to a point for a corner;

THENCE north 47d0'0" west along a line approximately 21 feet to a point for a corner;

THENCE north 78d28'44" west along a line approximately 120 feet to a point for a corner;

THENCE south 1d47'14" west along a line approximately 40 feet to a point for a corner;

THENCE south 3d13'13" west along a line approximately 105 feet to a point for a corner;

THENCE south 3d44'8" west along a line approximately 1,751 feet to a point for a corner;

THENCE south 3d44'9" west along a line approximately 722 feet to a point for a corner;

THENCE south 5d6'30" west along a line approximately 217 feet to a point for a corner;

THENCE south 7d13'18" west along a line approximately 217 feet to a point for a corner;

THENCE south 9d20'8" west along a line approximately 217 feet to a point for a corner;

THENCE south 11d26'49" west along a line approximately 111 feet to a point of beginning

Encompassing about 8,600.266 Acres