



## Filing Receipt

**Received - 2022-01-14 03:29:14 PM**  
**Control Number - 50404**  
**ItemNumber - 80**

**PUC DOCKET NO. 50404**

<b>PETITION OF STERLING DEASON</b>	<b>§</b>	
<b>O'DONNELL AND DARWIN DEASON,</b>	<b>§</b>	
<b>CO-TRUSTEES OF THE STERLING</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>DEASON O'DONNELL DD 2012 TRUST</b>	<b>§</b>	
<b>UNDER AGREEMENT OF THE DD</b>	<b>§</b>	
<b>2014-B GRANTOR RETAINED</b>	<b>§</b>	
<b>ANNUITY TRUST TO AMEND</b>	<b>§</b>	<b>OF TEXAS</b>
<b>MARILEE SPECIAL UTILITY</b>	<b>§</b>	
<b>DISTRICT'S CERTIFICATE OF</b>	<b>§</b>	
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	
<b>COLLIN COUNTY BY EXPEDITED</b>	<b>§</b>	
<b>RELEASE</b>		

**MARILEE SPECIAL UTILITY DISTRICT'S  
EVIDENCE OF RECORDING**

COMES NOW, Marilee Special Utility District (the "District"), and files this Evidence of Recording to reflect that the District has satisfied the requirements established by Ordering Paragraph 6 of the Order entered by the Commissioners of the Public Utility Commission of Texas (the "Commission") on October 12, 2021. In support thereof, the District would respectfully show the following:

**Proof of Recording**

On October 12, 2021, the Commission issued the final Order in this docket, which required the District, as the CCN holder, file proof of compliance with the recording requirements in Texas Water Code ("TWC") §§ 13.257(r) and (s).<sup>1</sup> TWC §§ 13.257(r) provides:

A utility service provider shall:

- (1) record in the real property records of each county in which the service area or a portion of the service area is located a certified copy of the map of the certificate of public convenience and necessity and of any amendment to the certificate as contained in the utility commission's records, and a boundary description of the service area by:

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<sup>1</sup> Order at 8 (Ordering Paragraph 6) (Oct. 12, 2021).

- (A) a metes and bounds survey certified by a licensed state land surveyor or a registered professional land surveyor;
- (B) the Texas State Plane Coordinate System;
- (C) verifiable landmarks, including a road, creek, or railroad line; or
- (D) if a recorded plat of the area exists, lot and block number; and

(2) submit to the utility commission evidence of the recording.<sup>2</sup>

TWC § 13.257(s) provides:

Each county shall accept and file in its real property records a utility service provider's map presented to the county clerk under this section if the map meets filing requirements, does not exceed 11 inches by 17 inches in size, and is accompanied by the appropriate fee. The recording required by this section must be completed not later than the 31st day after the date a utility service provider receives a final order from the utility commission granting an application for a new certificate or for an amendment to a certificate that results in a change in the utility service provider's service area.<sup>3</sup>

Pursuant to TWC §§ 13.257(r) and (s), the District recorded the following documents, attached as “**Exhibit A**,” on November 23, 2021, in the real property records of Collin County, Texas:

- Affidavit of Grayson E. McDaniel, dated November 16, 2021;
- Map of the District's amended Certificate of Convenience and Necessity (“CCN”) No. 10150 as included in the Order;<sup>4</sup>
- The District's CCN Certificate as included in the Order;<sup>5</sup>
- Metes and bounds description of area decertified from the District's CCN as included in the First Amended Petition.<sup>6</sup>

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<sup>2</sup> TWC § 13.257(r).

<sup>3</sup> TWC § 13.257(s).

<sup>4</sup> Order at 12.

<sup>5</sup> *Id.* at 11.

<sup>6</sup> First Amended Petition by Sterling Deason O'Donnell and Darwin Deason, Co-Trustees of the Sterling Deason O'Donnell DD 2012 Trust Under Agreement of the DD 2014-B Grantor Retained Annuity Trust Dated September 5, 2012 for Expedited Release Pursuant to Texas Water Code Section 13.2541, at Exhibit B-3 (Apr. 27, 2021).

**Conclusion**

By filing the proof of recording as described herein, the District satisfied the requirements of Texas Water Code § 13.257(r) and (s), and Ordering Paragraph 6 of the Commission's Order.

Respectfully submitted,

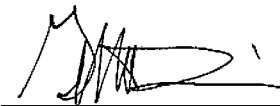


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ATTORNEYS FOR MARILEE SPECIAL  
UTILITY DISTRICT

**CERTIFICATE OF SERVICE**

I hereby certify that I have served or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail Return Receipt Requested to all parties on this the 14<sup>th</sup> day of January 2022.



Grayson E. McDaniel

# **EXHIBIT A**



**PUC REQUIRED BOUNDARY DESCRIPTION**

**Marilee Special Utility District; Portion of Water Service Area CCN. 10150;  
PUC Docket 50404 – Petition of Sterling Deason O'Donnell and Darwin Deason, Co-  
Trustees of the Sterling Deason O'Donnell DD 2012 Trust Under Agreement of the DD  
2014-B Grantor Retained Annuity Trust to Amend Marilee Special Utility District's  
Certificate of Convenience and Necessity in Collin County by Expedited Release**

Pursuant to Texas Water Code § 13.257, Marilee Special Utility District, holder of Certificate of Convenience and Necessity No. 10150, hereby files this Boundary Description for the portion of Marilee Special Utility District's CCN No. 10150 that was released by the PUC in a written order in Docket No. 50404. The portion of Marilee Special Utility District's CCN that was released is described on the attached metes and bounds. The portion of Marilee Special Utility District's CCN that was released is further depicted in the attached PUC map.

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

Grayson McDaniel

STATE OF TEXAS

§

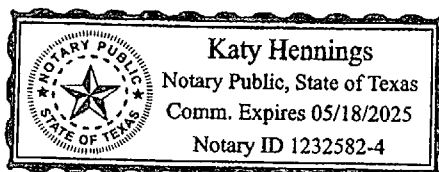
COUNTY OF TRAVIS

§

§

BEFORE ME, the undersigned authority, on this date personally appeared Grayson McDaniel, 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 purposes therein described.

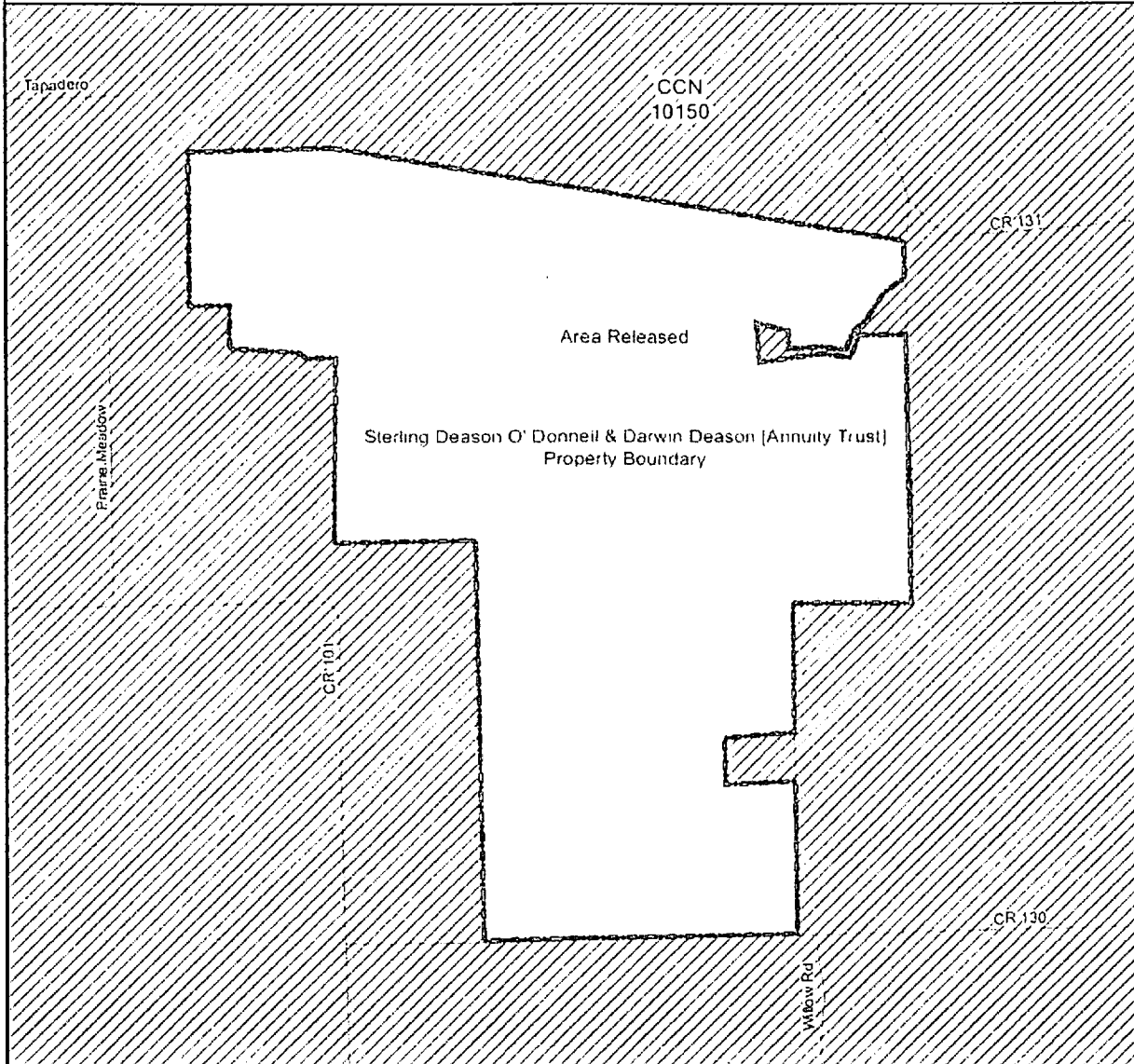
Given under my hand and seal of this office on this day, November 14, 2021.



Notary Public in and for the State of Texas


After recording, please return to:  
The Carlton Firm, PLLC  
4301 Westbank Drive, Suite B-103  
Austin, Texas 78746

Marilee Special Utility District  
 Portion of Water CCN No. 10150  
 PUC Docket No. 50404  
 Petition by Sterling Deason O' Donnell & Darwin Deason [Annuity Trust] to Amend  
 Marilee Special Utility District's CCN by Expedited Release in Collin County



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

**Water CCN**

 10150 - Marilee SUD



Area Released



Property Boundary

0 100 200  
 Feet



Map by: Koma Patel  
 Date created: June 21, 2020  
 Project Path: n:\finalmapping\50404-MarileeSUD.mxd



# **Public Utility Commission of Texas**

**By These Presents Be It Known To All That**

## **Marilee Special Utility District**

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, Marilee Special Utility District is entitled to this

### **Certificate of Convenience and Necessity No. 10150**

to provide continuous and adequate water utility service to that service area or those service areas in Collin County as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 50404 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 the Marilee Special Utility District 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.

## **EXHIBIT "B-3"**

### **METES AND BOUNDS DESCRIPTION**

#### **LEGAL DESCRIPTION**

BEING a tract of land situated in the B.B.B. & C.R.R. Co. Survey, Abstract No. 130 and in the G. Joy Survey, Abstract No. 488, Collin County, Texas and being part of a called 21.335 acre tract conveyed to Patricia Deason as recorded in Volume 5698, Page 1119, Land Records of Collin County, Texas, being part of a called 166.309 acre tract conveyed to Patricia Deason as recorded in County Clerks No. 96-0036768, Land Records of Collin County, Texas, being all of a called 75.931 acre tract conveyed to Patricia Miller as recorded in County Clerks No. 97-0099986, Land Records of Collin County, Texas, and being more particularly described by metes and bounds as follows;

BEGINNING at a 1" iron pipe found for corner at the northeast corner of said 21.335 acre tract, said iron rod being at the northwest corner of said called 166.309 acre tract, said iron pipe also being at the southeast corner of DC Ranch, Phase 2 Addition as recorded in Volume 2015, Page 686, Land Records of Collin County, Texas;

THENCE S 80°03'38" E following the north line of said 166.309 acre tract a distance of 3265.77' to a 1/2" iron rod with yellow plastic cap stamped "4613" set for corner in the west shoulder of County Road No. 132;

THENCE S 00°27'02" E a distance of 213.37' to a point for corner;

THENCE S 56°45'21" W a distance of 144.08' to a point for corner;

THENCE S 32°47'46" W a distance of 178.77' to a point for corner;

THENCE S 48°26'19" W a distance of 104.37' to a point for corner;

THENCE S 21°57'01" W a distance of 113.29' to a point for corner;

THENCE N 80°58'48" W a distance of 134.43' to a point for corner;

THENCE S 87°29'46" W a distance of 186.90' to a point for corner;

THENCE N 03°13'17" W a distance of 104.31' to a point for corner;

THENCE N 76°18'39" W a distance of 182.26' to a point for corner;

THENCE S 03°07'15" E a distance of 224.79' to a point for corner;

THENCE N 82°49'11" E a distance of 359.60' to a point for corner;

THENCE S 80°58'48" E a distance of 160.60' to a point for corner;

THENCE N 21°57'01" E a distance of 135.73' to a point for corner;

THENCE N 89°32'58" E a distance of 264.37' to a point for corner in County Road No. 132;

THENCE S 00°27'02" E following County road No. 132 a distance of 1538.37' to a concrete monument found for corner for the southeast corner of said 166.309 acre tract;

THENCE N 89°03'00" W following County Road No. 132 and the south line of said 166.309 acre tract a distance of 673.98' to a 1/2" iron rod found for corner at the northeast corner of said 75.931 acre tract;

THENCE S 00°08'30" E following County Road No. 132 and the east line of said 75.931 acre tract a distance of 738.31' to a point for corner;

THENCE S 86°08'28" W a distance of 397.83' to a point for corner;

THENCE S 00°26'17" E a distance of 265.54' to a point for corner;

THENCE N 87°55'06" E a distance of 395.85' to a point for corner in County Road No. 132;  
THENCE S 00°08'30" E following County Road No. 132 and the east line of said 75.931 acre tract a distance of 1884.04' to a 1/2" iron rod with yellow plastic cap stamped "4613" set for corner in County Road 130;

THENCE S 89°28'51" W following County Road No. 130 and the south line of said 75.931 acre tract a distance of 1772.15' to a 1/2" iron rod with yellow plastic cap stamped "4613" set for corner at the southwest corner of said 75.931 acre tract;

THENCE N 00°24'59" W following the west line of said 75.931 acre tract a distance of 591.33' to a point for corner, said point being the southeast corner of a 6.10 acre tract conveyed to Arden & Casey Field as recorded in County Clerks No. 20170428000541330, Land Records of Collin County, Texas,;

THENCE N 00°57'35" W following the west line of said 75.931 acre tract and the east line of said 6.10 acre tract a distance of 542.42' to a 1/2" iron rod found for corner at the northeast corner of said 6.10 acre tract and being the southeast corner of a called 9.943 acre tract conveyed to Daniel & Misty Simons as recorded in County Clerks No. 20070816001143760, Land Records of Collin County, Texas;

THENCE N 00°29'51" W following the west line of said 75.931 acre tract and the east line of said 9.943 acre tract a distance of 550.18' to a 5/8" iron rod found for corner at the northeast corner of said 9.943 acre tract and also being the southeast corner of a called Tract 3 as conveyed to Joe & Janice Stalling as recorded in County Clerks No. 93-0075959, Land Records of Collin County, Texas;

THENCE N 00°38'01" E following the west line of said 75.931 acre tract and the east line of said Tract 3 a distance of 247.35' to a 1" iron pipe found for corner at the northwest corner of said 75.931 acre tract, said iron rod being at the southerly southwest corner of said 166.309 acre tract;

THENCE N 00°21'11" W following the west line of said 166.309 acre tract and the east line of said Tract 3 a distance of 352.84' to a 1/2" iron rod found for corner at the northeast corner of said Tract 3. said iron rod being at the ell corner of said 166.309 acre tract;

THENCE S 89°26'15" W following the North line of Tract 3 and 1 of said Stalling's tract and the south line of said 166.309 acre tract a distance of 798.39' to a 1/2" iron rod found for corner being the northwest corner of said Tract 1, said iron rod being in the east line of a called 26.781 acre tract conveyed to Alfredo and Maria Rangel as recorded in County Clerks No. 95-0076857, Land Records of Collin County, Texas;

THENCE N 01°12'20" E following the east line of said 26.781 acres tract and the west line said 166.309 acre tract a distance of 946.86' to a point;

THENCE N 00°32'47" E following the east line of said 26.781 acres tract and the west line said 166.309 acre tract a distance of 115.03' to a 1/2" iron rod found for corner at the northeast corner of said 26.781 acres tract and and said iron rod being at the southeast corner of said called 21.335 acre tract;

THENCE S 89°40'54" W following the north line of said 26.781 acres tract and the south line said 21.335 acre tract a distance of 159.40' to a point;

THENCE N 57°15'30" W following the north line of said 26.781 acres tract and the south line said 21.335 acre tract a distance of 62.20' to a point;

THENCE N 85°53'33" W following the north line of said 26.781 acres tract and the south line said 21.335 acre tract a distance of 382.17' to a point for corner;

THENCE N 00°25'57" E a distance of 247.69' to a point for corner;

THENCE S 89°14'02" W a distance of 224.34' to a point for corner in the west line of said 21.335 acre tract;

THENCE N 00°20'26" E following the west line said 21.335 acre tract a distance of 871.32' to a 1/2" iron rod with yellow plastic cap stamped "4613" set for corner in the south line of said DC Ranch, Phase 2 Addition;

THENCE N 89°15'47" E following the south line of said DC Ranch, Phase 2 Addition a distance of 813.44' to the POINT OF BEGINNING and containing 11,303,980 Square Feet or 259.504 Acres of land.

Filed and Recorded  
Official Public Records  
Stacey Kemp, County Clerk  
Collin County, TEXAS  
11/23/2021 10:19:47 AM  
\$46.00 MMCQUEEN  
20211123002391070

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