



Control Number: 51026



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DOCKET NO. 51026



APPLICATION OF TALL PINES §  
UTILITY, INC. AND CSWR-TEXAS §  
UTILITY OPERATING COMPANY, §  
LLC FOR SALE, TRANSFER, OR §  
MERGER OF FACILITIES AND §  
CERTIFICATE RIGHTS IN HARRIS §  
COUNTY §

BEFORE THE  
PUBLIC UTILITY COMMISSION  
OF TEXAS


**CSWR-TEXAS UTILITY OPERATING COMPANY, LLC'S  
PROOF OF NOTICE**

CSWR-Texas Utility Operating Company, LLC ("CSWR Texas") submits Proof of Notice in response to Order No. 5, which was issued in this proceeding on September 8, 2020. Order No. 5 directs CSWR Texas to submit this Proof of Notice by September 17, 2020; accordingly, this pleading is timely filed.

Attached to this pleading as Exhibit A is an Affidavit of Notice to Current Customers, Neighboring Utilities and Affected Parties and a copy of the notice provided to all entities and persons, including the maps that were attached to the notice. Also attached is Exhibit B-Confidential, which is a list of all recipients to whom notice was provided, as directed by Commission Staff. The notice and proof of notice are provided in the form and manner described by Commission Staff in its recommendation issued on August 17, 2020. Notice was completed on September 10, 2020.

Respectfully submitted,

L. Russell Mitten  
General Counsel  
Central States Water Resources, Inc.  
500 Northwest Plaza Drive, Ste. 500  
St. Ann, Missouri 63074  
(203) 249-2289  
(314) 763-4743 (Fax)

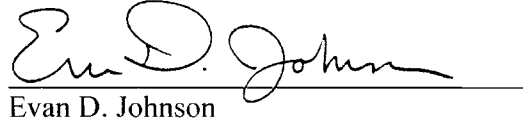


Evan D. Johnson  
State Bar No. 24065498  
Kate Norman  
State Bar No. 24051121  
C. Glenn Adkins  
State Bar No. 24103097  
Coffin Renner LLP  
1011 W. 31<sup>st</sup> Street  
Austin, Texas 78705  
(512) 879-0900  
(512) 879-0912 (fax)

**ATTORNEYS FOR CENTRAL STATES  
WATER RESOURCES, INC.**

**CERTIFICATE OF SERVICE**

I hereby certify that on this 16<sup>th</sup> day of September 2020, a true and correct copy of the foregoing document was served on all parties of record in accordance with 16 Tex. Admin. Code § 22.74.



Evan D. Johnson

# PUBLIC UTILITY COMMISSION OF TEXAS



## AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS, NEIGHBORING UTILITIES AND AFFECTED PARTIES DOCKET NO. 51026

STATE OF TEXAS  
COUNTY OF Harris

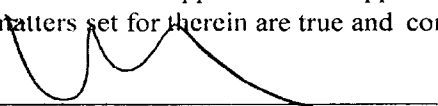
CSWR - Texas Utility Operating Co., LLC has provided individual notice to the following entities and customers:

Neighboring Utilities, and \_\_\_\_\_  
Affected Parties \_\_\_\_\_  
Current Customers \_\_\_\_\_  
See attached – Filed as Confidential \_\_\_\_\_

DATE OF NOTICE  
September 10, 2020  
September 10, 2020  
September 10, 2020  
September 10, 2020

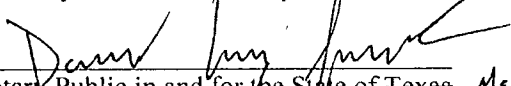
### OATH

I, Josiah Cox, being duly sworn, file this form as President (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 forth therein are true and correct.

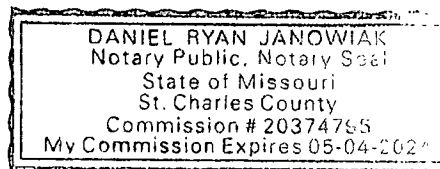
  
\_\_\_\_\_  
Applicant's Authorized Representative

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 14th day of September, 2020, to certify which witness my hand and seal of office.

  
\_\_\_\_\_  
Notary Public in and for the State of Texas Missouri

Daniel Ryan Janowiak  
\_\_\_\_\_  
Print or Type Name of Notary Public



Commission Expires 5/4/24

**Docket No. 51026**

**Notice to Current Customers, Neighboring Systems, and Cities**

CWSR-TEXAS UTILITY OPERATING COMPANY, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13290, NOTICE OF INTENT TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 11003 FROM TALL PINES UTILITY, INC. IN HARRIS COUNTY, TEXAS

To: [Redacted] Date Notice Mailed: September 10th, 2020  
(Name of Customer, Neighboring System, or City)  
[Redacted]  
(Address)  
[Redacted] [Redacted]  
(City) State Zip

CSWR-Texas Utility Operating Company 1650 Des Peres Rd., Suite 303 St. Louis, MO 63131  
(Purchaser's Name) (Address) (City), (State) (Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission) to purchase Tall Pines Utility, Inc. water facilities and to transfer water certificated service area under CCN No. 11003 in Harris County, TX from:

Tall Pines Utility, INC P.O. Box 40526 Houston TX 77240-0526  
(Seller's Name) (Address) (City, State) (Zip)

The sale is scheduled to take place if approved by the Commission (Texas Water Code § 13.301). The transaction and the transfer of the CCN includes the following subdivision:

The requested area subject to this transaction is located approximately 9 miles south of downtown Tomball, Texas, and is generally bounded on the north by Grant Road; on the east by Pine Drive; on the south by Lismore Lake Drive; and on the west by a line approximately 600' west of and parallel to Pine Drive. The total requested area for the water or sewer CCN(s) being transferred includes approximately 42 acres and 73 current customers. See enclosed map showing the requested area.

**A copy of the map showing the requested area is attached**

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. The letter must include the person's name, address, email address and fax number (if applicable).*

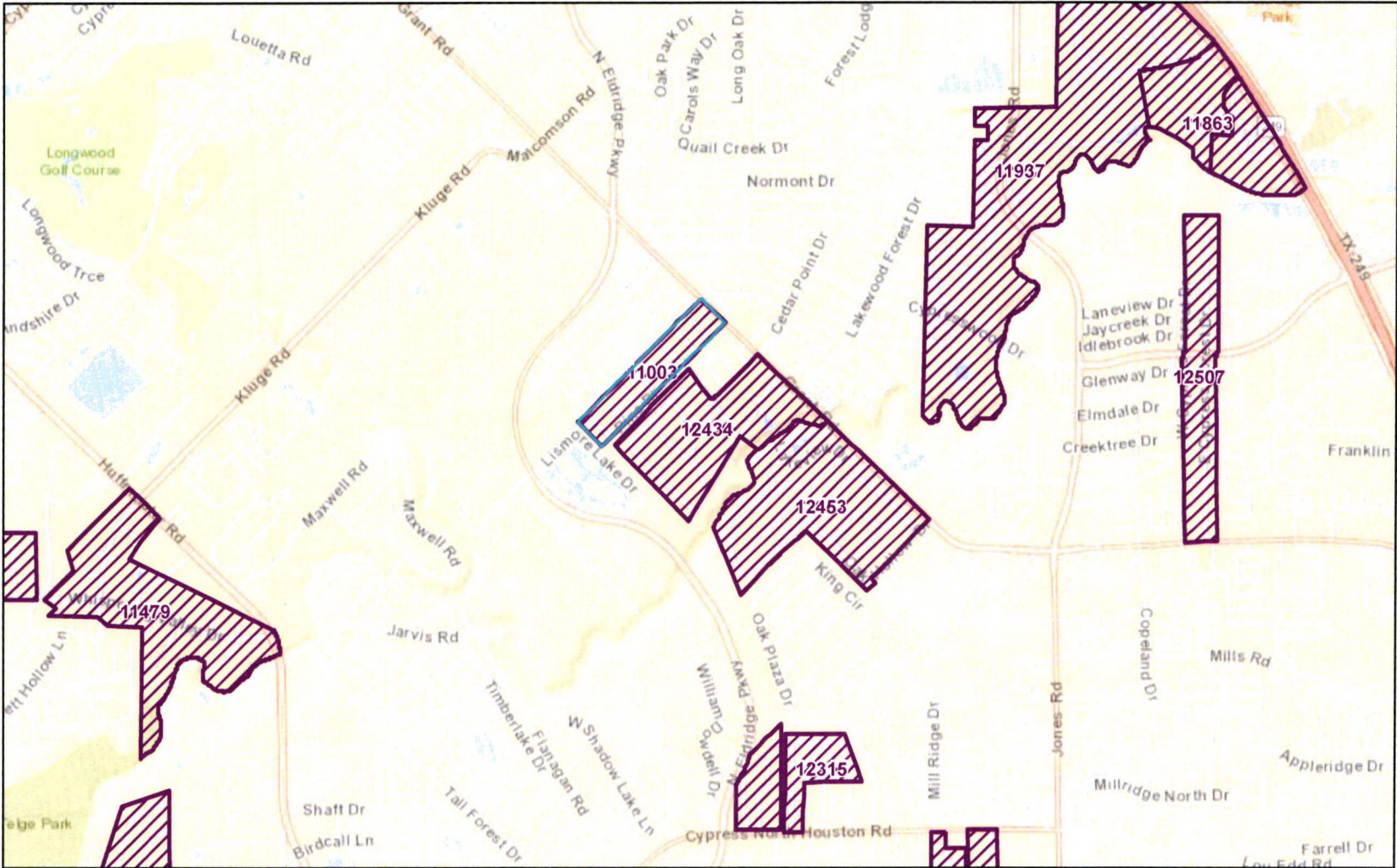
If a valid public hearing is requested, the Commission will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, SOAH will submit a recommendation to the Commission for final decision. An evidentiary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

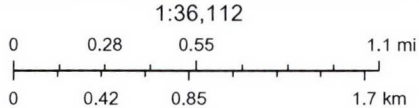
Josiah Cox  
Utility Representative

CSWR-Texas Utility Operating Company LLC  
Utility Name

# CCN 11003 – Small Scale Map



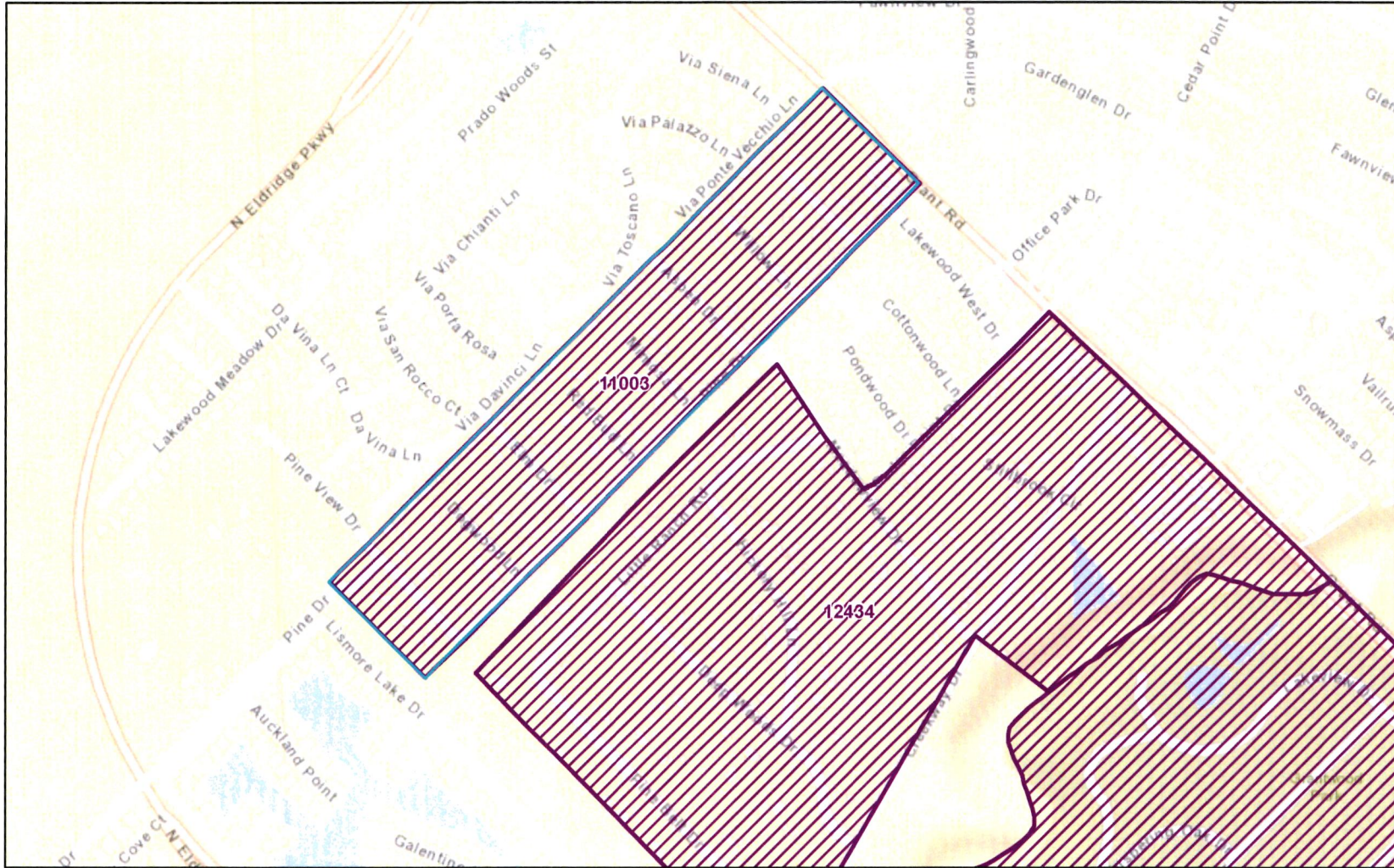
July 23, 2020



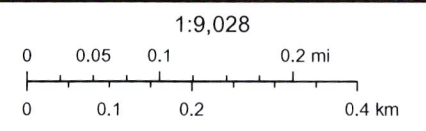
Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan,



# CCN 11003 – Large Scale Map



July 23, 2020



Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan,



**Exhibit B is Confidential  
and is being  
provided in accordance  
with the protective order  
issued in this docket.**