



## Filing Receipt

**Received - 2021-07-20 03:49:06 PM**  
**Control Number - 51353**  
**ItemNumber - 25**

**DOCKET NO. 51353**

|                                      |          |                                  |
|--------------------------------------|----------|----------------------------------|
| <b>APPLICATION OF KICKAPOO FRESH</b> | <b>§</b> | <b>PUBLIC UTILITY COMMISSION</b> |
| <b>WATER SUPPLY DISTRICT AND</b>     | <b>§</b> |                                  |
| <b>G&amp;W WATER SUPPLY</b>          | <b>§</b> | <b>OF TEXAS</b>                  |
| <b>CORPORATION FOR SALE,</b>         | <b>§</b> |                                  |
| <b>TRANSFER, OR MERGER OF</b>        | <b>§</b> |                                  |
| <b>FACILITIES AND CERTIFICATE</b>    | <b>§</b> |                                  |
| <b>RIGHTS IN WALLER COUNTY</b>       | <b>§</b> |                                  |

**SUBMITTAL OF DOCUMENTATION ON CUSTOMER DEPOSITS**

**COMES NOW**, G & W Water Supply Corporation (G&W; Transferee), and files this Submittal of Documentation on Customer Deposits and respectfully shows the following:

**I. BACKGROUND**

On September 21, 2020, Kickapoo Fresh Water Supply District (Kickapoo; Transferor) and G&W (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Waller County. The requested area includes approximately 495 acres and 50 connections (Area). Currently, the Area is dually certificated under certificate of convenience and necessity (CCN) No. 12391 held by G&W and under CCN No. 13204 held by Kickapoo.

On February 25, 2021, the Administrative Law Judge (ALJ) issued Order No. 6 approving the sale and authorizing the transaction between G&W and Kickapoo to proceed and be consummated. Order No. 6 requires the Applicants to file monthly updates regarding the status of the closing until the transaction is consummated.

On June 24, 2021, G&W filed the fourth and final monthly status report. The PUC Staff filed its recommendation on sufficiency of the closing documents on July 9 and determined that documentation on customer deposits was lacking. The ALJ issued Order No. 8 setting a deadline of July 21 for submittal of documentation by the Applicants; therefore, this submittal is timely filed.

**II. SUBMITTAL OF DOCUMENTATION ON CUSTOMER DEPOSITS**

Under 16 Texas Administrative Code section 24.239(k) and (l), the Applicants, Transferor and Transferee, must file the following information regarding outstanding customer deposits:

- (1) the names and addresses of all customers who have a deposit on record with the transferor;
- (2) the date such deposit was made;
- (3) the amount of the deposit; and
- (4) the unpaid interest on the deposit.

This notarized submittal must also show that all deposits are either refunded to the customer or transferred to the Transferee, with interest, if any. Exhibit A is an affidavit by Julie Swinney, Customer Service Representative of G & W, the Transferee. Ms. Swinney transmits the information required under Items (1) through (3) of section 24.239(k). Exhibit B is an affidavit by Demitra Berry, the bookkeeper of the dissolved Kickapoo Fresh Water Supply District of Waller County, the Transferor. She testifies that there was no unpaid interest on the deposits.

### **III. CONCLUSION AND PRAYER**

The Applicants respectfully request that this documentation be accepted and that the closing documents be deemed sufficient.

Dated: July 20, 2021

Respectfully submitted,

*Mary K. Sahs*

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Mary K. Sahs  
State Bar No. 17522300

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ATTORNEY FOR G&W WATER  
SUPPLY CORPORATION

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**CERTIFICATE OF SERVICE**

I certify that notice of the filing of this document was provided to all parties of record via electronic mail on July 20, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

*Mary K. Sahs*

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Mary K. Sahs

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|-------------------------------|---|---------------------------|
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| WATER SUPPLY DISTRICT AND     | § |                           |
| G&W WATER SUPPLY              | § | OF TEXAS                  |
| CORPORATION FOR SALE,         | § |                           |
| TRANSFER, OR MERGER OF        | § |                           |
| FACILITIES AND CERTIFICATE    | § |                           |
| RIGHTS IN WALLER COUNTY       | § |                           |

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AFFIDAVIT OF JULIE SWINNEY

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THE STATE OF TEXAS       §  
  §  
COUNTY OF WALLER       §

BEFORE ME, the undersigned official, on this day personally appeared Julie Swinney, who is personally known to me and first being duly sworn according to law, upon her oath deposed and said:

1. My name is Julie Swinney. I am over the age of 18 years and reside in Grimes County, Texas. I am of sound mind and fully competent to make this affidavit. I have personal knowledge of the facts stated herein, and they are true and correct.
2. I am the Customer Service Representative for G & W Water Supply Corporation ("G & W"), the transferee and one of the Applicants in this docket. I have been in that position for 9 years.
3. I am authorized to make this affidavit on behalf of G & W in Docket 51353 to fulfill the requirements of 16 Texas Administrative Code sections 24.239(k) and (l).
4. On or about April 15, 2021, I received from Kickapoo Fresh Water Supply District, the transferor and one of the Applicants in this docket, a document entitled, "Utility Billing Index by Account Name" (Billing Index). G&W also received a check in the amount of \$3550.00. A copy of the document is attached as Attachment 1.
5. The Billing Index includes the names and addresses of all customers who have a deposit on record with the transferor; the date such deposit was made; and the amount of the deposit.

EXHIBIT A

FURTHER AFFIANT SAYETH NOT.

Julie Swinney  
Julie Swinney

SUBSCRIBED AND SWORN TO BEFORE ME the undersigned authority on this the 30  
day of July, 2021 to certify which witness my hand and seal of office.

Laura Elizabeth Yates

Notary Public

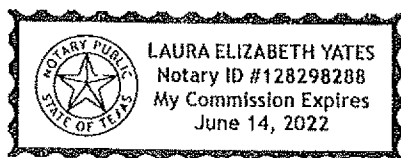
In and for the State of Texas

Laura Elizabeth Yates

Printed Name of Notary Public

SEAL:

My Commission Expires: June 14, 2022



ATTACHMENT 1 TO  
SWINNEY AFFIDAVIT

542 KICKAPOO FWSD UTILITY BILLING INDEX BY ACCOUNT NAME

DATE: 04/15/21 PAGE: 1

*Membership*

| ACCOUNT NUMBER | NAME                       | SERVICE ADDRESS                 | MAILING ADDRESS           | CITY / STATE / ZIP | TABLE      | STATUS | DEP DATE | DEP AMOUNT | SURETY AMT | TYPE |
|----------------|----------------------------|---------------------------------|---------------------------|--------------------|------------|--------|----------|------------|------------|------|
| 542-00025-01   |                            | 24668 CRYSTAL CAVE BLVD         | 24668 CRYSTAL CAVE BLVD   |                    | -          | 23     | SVC ADDR |            |            | R    |
| 542-00012-01   | AVAILOS SERVANDO           | 29677 DEERSKIN DR               | 29677 DEERSKIN DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 06/15/2018 | 100.00     | R    |
| 542-00032-01   | BOEHM D. KELLY             | 29741 KISKADEE LN               | 29741 KISKADEE LN         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 07/23/2019 | 100.00     | R    |
| 542-00049-01   | BYRD SCHERRAT              | 24590 SEATROUT DR.              | 24590 SEATROUT DR.        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 09/26/2019 | 100.00     | R    |
| 542-00030-01   | CALIN BARNHOLT ANGELA      | 24571 SEATROUT DR               | 24571 SEATROUT DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 10/12/2018 | 100.00     | R    |
| 542-00026-01   | CATER CHRISTINA/ROBERT JR  | 24570 GREEN JAY DR              | 24570 GREEN JAY DR        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  |            |            | R    |
| 542-00039-01   | CATER SHARON               | 29700 RINGTAIL LN               | 29700 RINGTAIL LN         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 12/12/2018 | 100.00     | R    |
| 542-00028-01   | DAYTON JOHN/LINDA          | 29700 DEERSKIN DR               | 29700 DEERSKIN DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 12/12/2018 | 100.00     | R    |
| 542-00037-01   | DONLEY LOIS                | 29820 KISKADEE LN               | 29820 KISKADEE LN         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 10/29/2019 | 100.00     | R    |
| 542-00035-01   | DOWTY CHLSEA/DYLAN         | 29819 KISKADEE LN               | 29819 KISKADEE LN         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 12/12/2018 | 100.00     | R    |
| 542-00029-01   | PAULKER CHASE / ALYSON     | 29751 KISKADEE LN               | 29751 KISKADEE LN         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 12/12/2018 | 100.00     | R    |
| 542-00010-00   | GLEN ALTAMIRANO PAO        | 29769 KISKADEE LN               | 29769 KISKADEE LN         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 12/12/2018 | 100.00     | R    |
| 542-00048-01   | GREGORY DILLMAN            | 29810 DEERSKIN DR.              | 29810 DEERSKIN DR.        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 09/20/2019 | 100.00     | R    |
| 542-00020-02   | HAIL, CHRISTOPHER/ ELYSEE  | 24610 SEATROUT DR               | 24610 SEATROUT DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 11/24/2020 | 100.00     | R    |
| 542-00004-03   | HENDERSON STU & MARCI      | 24617 SEATROUT DR               | 24617 SEATROUT DR         | HOCKLEY, TX        | 77477-     | 23     | REGULAR  | 10/22/2018 | 50.00      | R    |
| 542-00017-02   | HENDERSON, BRENT           | 24540 GREEN JAY DR              | 24540 GREEN JAY DR        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 07/23/2020 | 100.00     | R    |
| 542-00007-00   | HOLDING ACCOUNT            | 16337 PARK ROW                  | 16337 PARK ROW            | HOUSTON, TX        | -          | 0      | REGULAR  |            |            | H    |
| 542-00000-01   | HUMPHREYS DONALD           | 29760 DEERSKIN LN               | 29760 DEERSKIN LN         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 09/13/2018 | 100.00     | R    |
| 542-00019-01   | KERN GREGORY/AUSTINA       | 24650 AMBERJACK LN              | 24650 AMBERJACK LN        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  |            |            | R    |
| 542-99999-00   | KICKAPOO ID                | KICKAPOO ID                     | KICKAPOO ID               |                    | -          | 0      | REGULAR  |            |            | R    |
| 542-00038-01   | LYNCH T. JEFFREY           | 24550 GREEN JAY DR              | 24550 GREEN JAY DR        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 07/19/2019 | 100.00     | R    |
| 542-00016-01   | MCCAIG ALBERT              | 29770 KISKADEE LN               | 29770 KISKADEE LN         | HOCKLEY, TX        | 77484-     | 23     | REGULAR  |            |            | R    |
| 542-00044-02   | MCCOY KENDRA               | 29701 DEERSKIN DR               | 29701 DEERSKIN DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 01/03/2020 | 100.00     | R    |
| 542-00024-01   | MCKINZEY KENDALL           | 29676 RINGTAIL LN               | 29676 RINGTAIL LN         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 12/12/2018 | 100.00     | R    |
| 542-00015-01   | MENDEZ RAMIRO/ NORMA       | 29651 DEERSKIN DR               | 29651 DEERSKIN DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  |            |            | R    |
| 542-00023-01   | MOFFITT KAYLA/DONALD       | 24610 AMBERJACK LN              | 24610 AMBERJACK LN        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 09/13/2018 | 100.00     | R    |
| 542-00002-02   | MORA CARVER LISA           | 29620 DEERSKIN DR               | 29620 DEERSKIN DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 09/21/2020 | 100.00     | R    |
| 542-00001-00   | NEW HAVERLY SOUND INVESTME | 24611 GREEN JAY DR              | 30000 HEGAR SPRINGS PARKW | HOCKLEY, TX        | 77447-6385 | 23     | REGULAR  |            |            | R    |
| 542-00009-00   | NEW HAVERLY SOUND INVESTME | 29780 HEGAR SPRINGS PKWY KP IRR | 30000 HEGAR SPRINGS PARKW | HOCKLEY, TX        | 77447-     | 35     | REGULAR  |            |            | C    |
| 542-00006-00   | NOAH BRIDGES               | 24581 GREEN JAY DR              | 24581 GREEN JAY DR        | HOCKLEY, TX        | 77447-8437 | 23     | REGULAR  |            |            | B    |
| 542-00045-02   | OSANI MEREDITH             | 29670 DEERSKIN DR.              | 29670 DEERSKIN DR.        | HOCKLEY, TX        | -          | 23     | REGULAR  | 04/01/2020 | 100.00     | R    |
| 542-00050-01   | PAYTON TABITHA             | 24602 SEATROUT DR.              | 24602 SEATROUT DR.        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 01/06/2020 | 100.00     | R    |
| 542-00014-01   | PHILLIPS JAMILA            | 29850 DEERSKIN DR               | 29850 DEERSKIN DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 06/20/2019 | 100.00     | R    |
| 542-00027-01   | PORTER PATRICIA/JOHN       | 24549 SEATROUT DR               | 24549 SEATROUT DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  |            |            | R    |
| 542-00046-01   | PREM KISSINGER KUMARADHAS  | 29800 KISKADEE LN.              | 29800 KISKADEE LN.        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 09/30/2019 | 100.00     | R    |
| 542-00043-01   | RABALAIS T. DOROTHY        | 29640 DEERSKIN DR.              | 29640 DEERSKIN DR.        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 05/01/2019 | 100.00     | R    |
| 542-00018-01   | RENTERIA RENE/SONIA        | 24600 AMBERJACK LN              | 24600 AMBERJACK LN        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  |            |            | R    |
| 542-00036-01   | ROBINSON JAMES/ROBINSON SA | 29799 KISKADEE LN               | 29799 KISKADEE LN         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 01/15/2019 | 100.00     | R    |
| 542-00003-01   | RODGERS ELIZABETH          | 24607 SEATROUT DR               | 24607 SEATROUT DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 09/13/2018 | 100.00     | R    |
| 542-00042-03   | RONALD ALAN BUNCH          | 29541 SEATROUT DR.              | 29541 SEATROUT DR.        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 01/06/2021 | 100.00     | R    |
| 542-00013-01   | RUSIE SUSAN/TRAVIS         | 24620 AMBERJACK LN              | 24620 AMBERJACK LN        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 06/19/2017 | 100.00     | R    |
| 542-00031-01   | SALAZAR JR. PEDRO          | 29780 DEERSKIN DR               | 29780 DEERSKIN DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 07/30/2019 | 100.00     | R    |
| 542-00041-01   | SASSIE SETH                | 29730 RINGTAIL LN.              | 29730 RINGTAIL LN.        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 06/21/2019 | 100.00     | R    |
| 542-00008-00   | SCIENCE OF THE SOUL STUDY  | 24689 KICKAPOO RD               | 30000 HEGAR SPRINGS PARKW | HOCKLEY, TX        | 77447-     | 27     | REGULAR  |            |            | C    |
| 542-00047-01   | SHAMBLIN BRANDI            | 29650 RINGTAIL LN.              | 29650 RINGTAIL LN.        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 11/25/2019 | 100.00     | R    |
| 542-00021-02   | STEIMEL STAFFORD           | 24620 SEATROUT DR               | 24620 SEATROUT DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 09/30/2020 | 100.00     | R    |
| 542-00034-01   | STOUT-HAVER ROBIN/HAVER BR | 24601 SEATROUT DR               | 24601 SEATROUT DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 12/12/2018 | 100.00     | R    |
| 542-00033-01   | THOMAN KATHY               | 29720 DEERSKIN DR               | 29720 DEERSKIN DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 12/12/2018 | 100.00     | R    |
| 542-00005-03   | THOMAS BRENT               | 24623 GREEN JAY DR              | 24623 GREEN JAY DR        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 05/22/2020 | 100.00     | R    |
| 542-00040-00   | TRACI DOBIYANSKI           | 29731 DEERSKIN DR.              | 29731 DEERSKIN DR.        | HOCKLEY, TX        | 77447-     | 23     | REGULAR  | 03/14/2019 | 100.00     | R    |
| 542-00022-01   | TURNER MARK/ANDREA         | 29740 DEERSKIN DR               | 29740 DEERSKIN DR         | HOCKLEY, TX        | 77447-     | 23     | REGULAR  |            |            | R    |

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| <b>FACILITIES AND CERTIFICATE</b>    | <b>§</b> |                                  |
| <b>RIGHTS IN WALLER COUNTY</b>       | <b>§</b> |                                  |

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**AFFIDAVIT OF DEMITRA BERRY**

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THE STATE OF TEXAS           §  
  §  
COUNTY OF HARRIS           §

BEFORE ME, the undersigned official, on this day personally appeared Demitra Berry, who is personally known to me and first being duly sworn according to law, upon her oath deposed and said:

1. My name is Demitra Berry. I am over the age of 18 years and work in Harris County, Texas. I am of sound mind and fully competent to make this affidavit. I have personal knowledge of the facts stated herein, and they are true and correct.
2. I am a bookkeeper employed by McLennan & Associates, an accounting firm located at 1717 St. James Place, Suite 500 in Houston, Texas 77056.
3. I am authorized to make this affidavit on behalf of Kickapoo Fresh Water Supply District of Waller County (Kickapoo), applicant and transferor in Docket 51353, to fulfill the requirements of 16 Texas Administrative Code sections 24.239(k) and (d).
4. McLennan & Associates provided accounting and bookkeeping services to Kickapoo before it was dissolved. As an employee of the company, I provided bookkeeping services and am familiar with the books and records of Kickapoo prior to dissolution.
5. At the time of dissolution and transfer of customer deposits and accounts to G & W Water Supply Corporation, applicant and transferee in Docket 51353, there was no accumulated interest on customer deposits.

**EXHIBIT B**

FURTHER AFFIANT SAYETH NOT.

Demitra Berry

Demitra Berry

SUBSCRIBED AND SWORN TO BEFORE ME the undersigned authority on this the \_\_\_\_ day of July, 2021 to certify which witness my hand and seal of office.

P. L. Redden

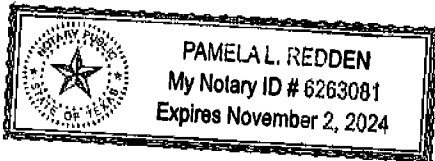
Notary Public

In and for the State of Texas

Pamela L. Redden

Printed Name of Notary Public

SEAL:



My Commission Expires: 11/2/2024