



Control Number: 51642



Item Number: 20

Addendum StartPage: 0

DOCKET NO. 51642

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2021 APR 13 AM 11:20

**APPLICATION OF JAMES L. NELSON §
D/B/A WATERCO AND CSWR-TEXAS §
UTILITY OPERATING COMPANY, LLC §
FOR SALE, TRANSFER, OR MERGER §
OF FACILITIES AND CERTIFICATE §
RIGHTS IN MONTAGUE COUNTY §**

**PUBLIC UTILITY COMMISSION
OF TEXAS**

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

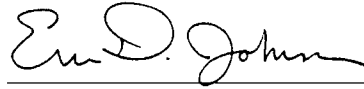
CSWR-Texas Utility Operating Company, LLC ("CSWR Texas") submits Proof of Notice in response to Order No. 3, which was issued in this proceeding on March 23, 2021. Order No. 3 directs CSWR Texas to submit this Proof of Notice by May 6, 2021; accordingly, this pleading is timely filed.

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 Confidential Exhibit B, 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 March 22, 2021. Notice was completed on March 24, 2021.

Respectfully submitted,

L. Russell Mitten
General Counsel
CSWR-Texas Utility Operating Company, LLC
1650 Des Peres Rd., Suite 303
St. Louis, MO 63131
(314) 380-8595
(314) 763-4743 (Fax)

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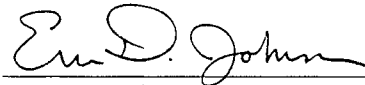


Evan D. Johnson
State Bar No. 24065498
C. Glenn Adkins
State Bar No. 24103097
Coffin Renner LLP
1011 W. 31st Street
Austin, Texas 78705
(512) 879-0900
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**ATTORNEYS FOR CSWR-TEXAS UTILITY
OPERATING COMPANY, LLC**

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of April 2021, notice of the filing of this document was provided to all parties of record via electronic mail in accordance with the Order Suspending Rules, issued in Project No. 50664.



Evan D. Johnson

PUBLIC UTILITY COMMISSION OF TEXAS



AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS, LANDOWNERS, NEIGHBORING UTILITIES, AND AFFECTED PARTIES DOCKET NO. 51642

STATE OF MISSOURI
COUNTY OF ST. LOUIS

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

	DATE OF NOTICE
<u>Neighboring Utilities, and</u>	<u>March 24, 2021</u>
<u>Affected Parties</u>	_____
<u>Current Customers</u>	_____
<u>See attached – Filed as Confidential</u>	_____

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 for therein are true and correct.

[Signature]
Applicant's Authorized Representative



MERANDA K. KEUBLER
My Commission Expires
November 13, 2022
St. Louis County
Commission #14831487

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 8th day of April, 2021
to certify which witness my hand and seal of office.

[Signature]
Notary Public in and for the State of Texas Missouri
Meranda K. Keubler
Print or Type Name of Notary Public

Commission Expires 11/13/2022






3152_001

Final Audit Report

2021-04-08

Created:	2021-04-08
By:	Mandy Keubler (mkeubler@cswrgroup.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAZ3fvzdDyAt4j7r08nXo29DluVnkeUiXU

"3152_001" History

-  Document created by Mandy Keubler (mkeubler@cswrgroup.com)
2021-04-08 - 9:44:57 PM GMT - IP address: 71.10.211.134
-  Document emailed to Josiah Cox (jcox@cswrgroup.com) for signature
2021-04-08 - 9:46:21 PM GMT
-  Email viewed by Josiah Cox (jcox@cswrgroup.com)
2021-04-08 - 9:53:21 PM GMT - IP address: 107.77.209.153
-  Document e-signed by Josiah Cox (jcox@cswrgroup.com)
Signature Date: 2021-04-08 - 9:53:33 PM GMT - Time Source: server - IP address: 107.77.209.153
-  Agreement completed.
2021-04-08 - 9:53:33 PM GMT

Docket No. 51642

Notice to Current Customers, Landowners, Neighboring Systems, and Cities
NOTICE OF APPLICATION TO AMEND CSWR-TEXAS UTILITY OPERATING
COMPANY, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13290
AND NOTICE OF INTENT TO PURCHASE WATER FACILITIES FROM JAMES L.
NELSON DBA WATERCO IN MONTAGUE COUNTY, TEXAS

To: [REDACTED] [REDACTED] Date Notice Mailed: March 24, 2021
(Name of Customer, Neighboring System, or City)
[REDACTED]
(Address)
[REDACTED] [REDACTED] [REDACTED]
(City) State Zip

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

has submitted an application with the Public Utility Commission of Texas (Commission) to purchase and transfer all of WaterCo's water facilities and to amend uncertificated area to CCN No. 13290, in Montague County, TX from:

James L. Nelson dba WaterCo 206 Oak Street Nocona, TX 76255
(Seller's Name) (Address) (City), (State) (Zip Code)

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:
WaterCo.

The requested area overlaps the district boundaries of the following districts:

- Farmers Creek Watershed Authority
- Red River Authority of Texas

If the above-named districts do not request a public hearing, the Commission shall determine that the districts are consenting to CSWR's request to provide retail water utility service in the requested area.

The requested area includes 13 current customers, is located approximately 5 miles northeast of downtown Nocona, Texas, and is generally bounded on the north and on the east by Lake Nocona; on the south by Keck Road; and on the west by FM 1106.

The requested area includes approximately 25 acres, comprised of 25 acres of uncertificated area.

The result of the application will be the addition of approximately 25 acres to CCN No. 13290.

See enclosed map showing the requested area.

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.

A landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the uncertificated requested area, may file a written request with the Commission to be excluded from the requested area ("opt out") within (30) days from the date that notice was provided by the Utility. All opt out requests must include a large-scale map, a metes and bounds description of the landowner's tract of land, landowner's name, address, email address and fax number, if applicable.

Persons who wish to request this option should file the required documents with the:

Public Utility Commission of Texas
Central Records
1701 N. Congress, P. O. Box 13326
Austin, TX 78711-3326

In addition, the landowner must also send a copy of the opt out request to the Utility. Staff may request additional information regarding your request.

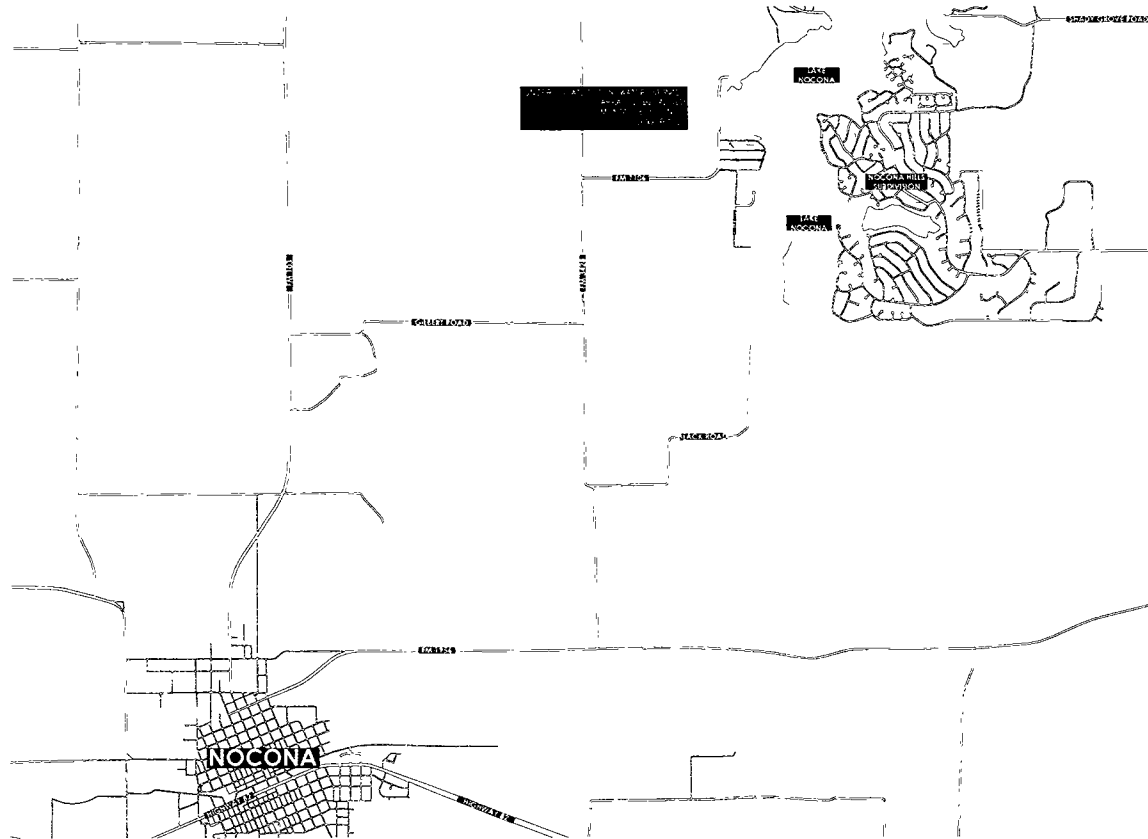
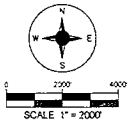
Si desea información en español, puede llamar al 1-888-782-8477.

__Josiah Cox_____
Utility Representative

CSWR – Texas Utility Operating Company LLC
Utility Name

WATERCO CCN AMENDMENT – WATER SERVICE AREA

OVERALL LOCATION – MONTAGUE COUNTY



REQUESTED WATER SERVICE AREAS TO TRANSFER AND AMEND

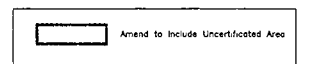


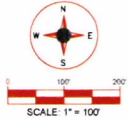
EXHIBIT 1	
DATE:	02/18/21
DRAWN BY:	K.A.R.
SCALE:	1" = 2000'
SHEET NAME:	
OVERALL LOCATION MAP:	
ENTIRE COONAM LAKE RESERVE:	

21
DESIGN
GROUP INC.

1111 W. ...
AUSTIN, TX 78741
PH: 512.444.1111
WWW.21DESIGNGROUP.COM

WATERCO CCN AMENDMENT – WATER SERVICE AREA

OVERALL LOCATION – MONTAGUE COUNTY



LAKE NOCONA

UNCERTIFICATED CCN WATER SERVICE AREA TO BE ADDED (MONTAGUE COUNTY)



NOCONA LAKE ESTATES

LAKE NOCONA

REQUESTED WATER SERVICE AREAS TO TRANSFER AND AMEND

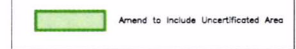


EXHIBIT 2
DATE: 02/18/21
DRAWN BY: K.A.R.
SCALE: 1" = 100'
SHEET NAME: OVERALL LOCATION MAP WATERCO-NOCONA LAKE ESTATES

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DESIGN
GROUP INC.

1145 Johnson Lane, Suite 200, Montague, TX 76854
409.683.1111 | www.21designgroup.com

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