



Control Number: 51928



Item Number: 12

Addendum StartPage: 0

DOCKET NO. 51928

**APPLICATION OF BETTY J. DRAGOO §
AND CSWR-TEXAS UTILITY §
OPERATING COMPANY, LLC FOR §
SALE, TRANSFER, OR MERGER OF §
FACILITIES AND ASSOCIATED §
ACREAGE IN ERATH COUNTY §**

2021 JUN -7 PM 12:17
**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. 2, which was issued in this proceeding on April 22, 2021. Order No. 2 directs CSWR Texas to submit this Proof of Notice by June 7, 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. Attached as Confidential Exhibit B, is a list of all recipients to whom notice was provided, as directed by Commission Staff. Notice was completed on May 7, 2021. Also, attached as Exhibit C is the Publisher’s Affidavit attesting to the completion of published notice. Notice was published in Erath County on May 15 and May 22, 2021. The notice was provided in the manner described by Commission Staff in its recommendation issued on April 20, 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)

C. Glenn Adkins

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
(512) 879-0912 (fax)
evan.johnson@crtxlaw.com
glenn.adkins@crtxlaw.com

**ATTORNEYS FOR CSWR-TEXAS UTILITY
OPERATING COMPANY, LLC**

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of June 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.

C. Glenn Adkins

C. Glenn Adkins

PUBLIC UTILITY COMMISSION OF TEXAS



AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS, LANDOWNERS, NEIGHBORING UTILITIES,
AND AFFECTED PARTIES
DOCKET NO. 51928

STATE OF ~~TEXAS~~ MISSOURI
COUNTY OF ST. LOUIS

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

<u>Current Customers</u>	<u>DATE OF NOTICE</u>
<u>Landowners</u>	<u>May 7, 2021</u>
<u>Neighboring Utilities</u>	_____
<u>Affected Parties</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 #14631487

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 7th day of May, 2021, to certify which witness my hand and seal of office.

[Signature]

Notary Public in and for the State of Texas

Meranda K. Keubler

Print or Type Name of Notary Public

Commission Expires 11/13/2022

Docket No. 51928

Notice to Current Customers, Landowners, Neighboring Systems, and Cities
NOTICE OF APPLICATION TO AMEND CSWR-TEXAS UTILITY OPERATING
COMPANY, LLC'S, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO.
13290, AND NOTICE OF INTENT TO PURCHASE WATER FACILITIES FROM BETTY J.
DRAGOO IN ERATH COUNTY, TEXAS

To: _____ Date Notice Mailed: May 7, 2021
(Name of Customer, Neighboring System, or City)

(Address)

(City) State Zip

CSWR-Texas Utility Operating Company, LLC 1650 Des Peres Rd, Suite 300 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 all of Betty J. Dragoo's water facilities and to amend uncertificated area to CCN No. 13290, in Erath County, TX from:

Betty J. Dragoo 300 County Rd. 386 Carlton, TX 73436
(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 facilities include the following subdivision:
Thousand Oaks.

The requested area overlaps the district boundaries of the Brazos River Authority. If Brazos River Authority does not request a public hearing, the Commission shall determine that the district is consenting to the CSWR-Texas's request to provide retail water utility service in the requested area.

The requested area includes 15 current customers, is located approximately 5 miles southwest of downtown Stephenville, Texas, and is generally bounded on the north by County Road 279 and Parish Road 1184; on the east and south by Fort Worth and Western Railroad; and on the west by County Road 279.

The requested area includes approximately 96 acres, comprised of 96 acres of uncertificated area.

The result of the application will be the addition of approximately 96 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

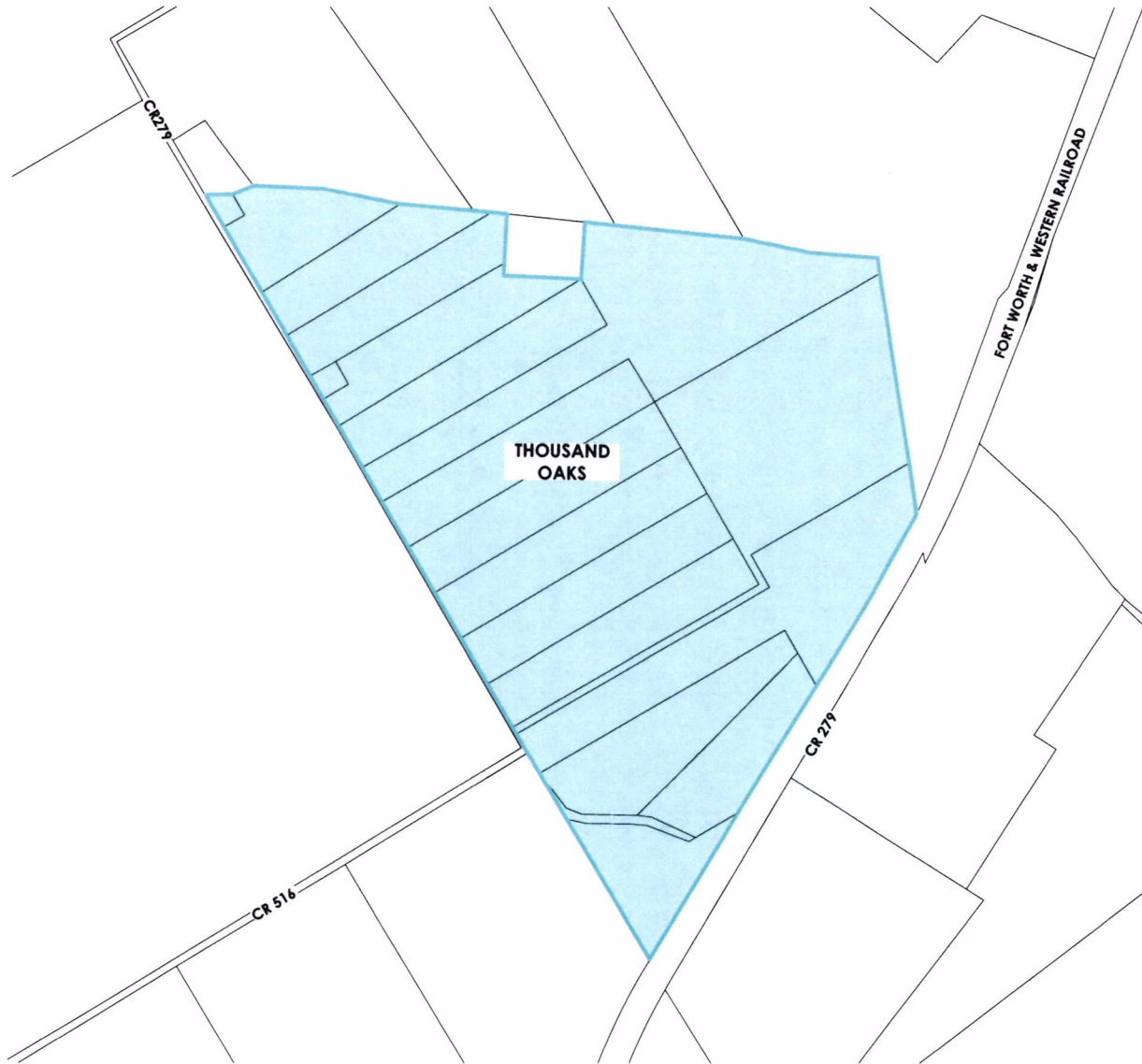
In addition, the landowner must also send a copy of the opt out request to the Utility. Staff may request additional information regarding your request.

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

Josiah Cox
Utility Representative

CSWR - Texas
Utility Name

THOUSAND OAKS CCN AMENDMENT – WATER SERVICE AREA




 Requested Area to Add to CSW's Water CCN

EXHIBIT A	
DATE:	03/22/11
DRAWN BY:	KAP
SCALE:	1" = 200'
SHEET NAME:	
DISTAL MAP:	
THOUSAND OAKS	

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DESIGN
GROUP INC.

111 Jeffersonville, Suite 300
Washington, MO 64788

Mobile: 660-930-9121
Fax: 660-930-9122

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

DOCKET NO 51928
Notice for Publication
NOTICE OF APPLICATION
TO AMEND CSWR-TEXAS
UTILITY OPERATING COM-
PANY, LLC'S, CERTIFIC-
ATE OF CONVENIENCE
AND NECESSITY (CCN) NO
13290, AND NOTICE OF IN-
TENT TO PURCHASE WA-
TER FACILITIES FROM
BETTY J DRAGOO IN
ERATH COUNTY, TEXAS

CSWR-Texas Utility Operat-
ing Company, LLC 1850 Des
Peres Rd, Suite 300 St.
Louis, MO 63131 has subm-
itted an application with the
Public Utility Commission of
Texas (Commission) to pur-
chase all of Betty J Dragoo's
water facilities and to amend
uncertificated area to CCN
No 13290, in Erath County,
TX from
Betty J. Dragoo 300 County
Rd 386 Carlton, TX 73436
The sale is scheduled to take
place if approved by the
Commission (Texas Water
Code § 13.301) The transac-
tion and the transfer of the
CCN includes the following
subdivision: Thousand Oaks
The requested area overlaps
the district boundaries of the
Brazos River Authority if
Brazos River Authority does
not request a public hearing,
the Commission shall deter-
mine that the district is con-
sensing to the CSWR-Texas's
request to provide retail wa-
ter utility services in the re-
quested area
The requested area includes
15 current customers, is lo-
cated approximately 5 miles
southwest of downtown
Stephenville, Texas, and is
generally bounded on the
north by County Road 279
and Parish Road 1184, on the
east and south by Fort Worth
and Western Railroad, and on
the west by County Road
279

The requested area includes
approximately 96 acres, com-
prised of 96 acres of uncerti-
ficated area
The result of the application
will be the addition of approx-
imately 96 acres to CCN No
13290

A copy of the map showing
the requested area is avail-
able at Colfin Renner LLP,
1011 West 31st Street, Aus-
tin, Texas 78705

The transaction will not have
an effects on the current cus-
tomer's rates and services
Persons who wish to inter-
vene in the proceeding or
comment upon action sought
should contact the Public Util-
ity Commission, P O Box
13326, Austin, Texas 78711-
3326, or call the Public Utility
Commission at (512) 536-
7120 or (888) 792-8477
Hearing- and speech-im-
paired individuals with text
telephones (TTY) may con-
tact the commission at (512)
536-7138 The deadline for
intervention in the proceed-
ing is (30 days from the mail-
ing or publication of notice,
whichever occurs later, un-
less otherwise provided by
the presiding officer) You
must send a letter
requesting intervention to the
commission which is re-
ceived by that date. The let-
ter must include the person's
name, address, email ad-
dress and fax number if ap-
plicable

If a valid public hearing is re-
quested, the Commission will
forward the application to the
State Office of Administrative
Hearings (SOAH) for a hear-
ing If no settlement is
reached and an evidentiary
hearing is held, SOAH will
submit a recommendation to
the Commission for a final
decision An evidentiary hear-
ing is a legal proceeding sim-
ilar to a civil trial in state dis-
trict court

A landowner with a tract of
land at least 25 acres or
more, that is partially or
wholly located within the un-
certificated requested area,
may file a written request with
the Commission to be ex-
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area ("opt out") within (30)
days from the date that no-
tice was provided by the Util-
ity All opt out requests must
include a large-scale map, a
metes and bounds descrip-
tion 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 re-
quested 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 re-
quest Si desea informacion
en espanol puede llamar al
1-888-792-8477

Elasticity
1008 Locust Ave., Suite 300
ST. Louis, MO 63101

Affidavit of Publication

STATE OF TEXAS
COUNTY OF ERATH

I, said Legal Clerk, being duly sworn, says:

That I am the Legal Clerk of the Stephenville Empire
Tribune, a daily newspaper of general circulation, printed
and published in Stephenville, Erath County, Texas; that
the publication, a copy of which is attached hereto, was
published in the said newspaper on the following dates:

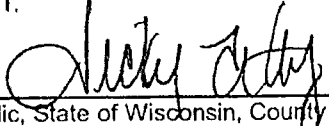
May 15, 2021, May 22, 2021

That said newspaper was regularly issued and circulated
on those dates.

SIGNED: 

Legal Clerk

Subscribed to and sworn to me this 4th day
of June 2021.



Notary Public, State of Wisconsin, County of Brown

My commission expires: 9-29-21

00043803 00131774

VICKY FELTY
Notary Public
State of Wisconsin