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DOCKET NO. 52410

**APPLICATION OF CSWR-TEXAS
UTILITY OPERATING COMPANY LLC
AND LEON SPRINGS UTILITY
COMPANY, INC. FOR SALE,
TRANSFER, OR MERGER OF
FACILITIES AND CERTIFICATE
RIGHTS IN BEXAR COUNTY**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

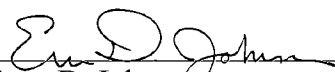
**CSWR-TEXAS UTILITY OPERATING COMPANY, LLC'S
FIRST SUPPLEMENT TO APPLICATION**

CSWR-Texas Utility Operating Company, LLC (“CSWR Texas” or the “Company”) submits this First Supplement to its Application. The Company is providing the following supplemental information to its application:

- An updated Highly Sensitive Attachment G to the Application to include consolidated financial information and a supporting memorandum. The supplemental attachment is highly sensitive for the same reasons stated in Attachment O, Statement of Confidentiality, of the Application filed on August 10, 2020, and is being provided accordingly.
- An updated response to Question 22.B on page 9 of the application to reflect the submittal date of the wastewater permit transfer application. The updated page 9 of the application and a copy of the permit transfer application is attached to this pleading.

Respectfully submitted,

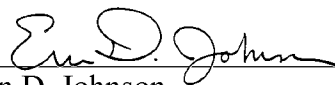
L. Russell Mitten
General Counsel
Central States Water Resources, Inc.
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(314) 380-8595
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**ATTORNEYS FOR CSWR TEXAS
UTILITY OPERATING COMPANY,
LLC**

CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of August 2021, a true and correct copy of the foregoing document was served on all parties of record via electronic mail in accordance with the Order Suspending Rules issued in Project No. 50664.


Evan D. Johnson

Part F: TCEQ Public Water System or Sewer (Wastewater) Information

Complete Part F for EACH Public Water or Sewer system to be transferred subject to approval of the transaction. Attach a separate sheet with this information if you need more space for additional systems being transferred.

22. A. For Public Water System (PWS):

TCEQ PWS Identification Number: _____ (7 digit ID)

Name of PWS: _____

Date of last TCEQ compliance inspection: _____

Subdivisions served: _____

B. For Sewer service:

TCEQ Water Quality (WQ) Discharge Permit Number: WQ 14376 - 001 (8 digit ID)

Name of Wastewater Facility: Leon Springs Utility Company

Name of Permittee: Bridgwood Wastewater Treatment Facility

Date of last TCEQ compliance inspection: March 31, 2021 (attach TCEQ letter)

Subdivisions served: Dominion Subdivision

Date of application to transfer permit *submitted* to TCEQ: August 24, 2021

23. List the number of existing connections, by meter/connection type, to be affected by the proposed transaction:

Water				Sewer	
	Non-metered		2"	1,209	Residential
	5/8" or 3/4"		3"		Commercial
	1"		4"		Industrial
	1 1/2"		Other		Other
Total Water Connections:				Total Sewer Connections:	1,209

24. A. Are any improvements required to meet TCEQ or Commission standards?

☒ No ☐ Yes

B. Provide details on each required major capital improvement necessary to correct deficiencies to meet the TCEQ or Commission standards (attach any engineering reports or TCEQ approval letters):

Description of the Capital Improvement:	Estimated Completion Date:	Estimated Cost:
See Attachments H and J		

C. Is there a moratorium on new connections?

☒ No ☐ Yes:

25. Does the system being transferred operate within the corporate boundaries of a municipality?

☐ No ☒ Yes: City of San Antonio, Texas (name of municipality)

If yes, indicate the number of customers within the municipal boundary.

Water: _____ Sewer: 1,209

Coffin | Renner

August 24, 2021

Texas Commission on Environmental Quality
Application for Review and Processing Team
MC 148
P. O. Box 13087
Austin, TX 78711-3087

Re: *Application to Transfer a Wastewater Permit, TPDES Permit No. WQ0014376001 filed by CSWR –Texas Utility Operating Company, LLC*

Review and Processing Team:

Enclosed is the Application to Transfer a Wastewater Permit filed by CSWR-Texas Utility Operating Company, LLC (“CSWR Texas”) to transfer TPDES Permit No. WQ0014376001 from Leon Springs Utility Company (“Leon Springs”) to CSWR Texas (“Permit Transfer Application”). TPDES Permit No. WQ0014376001 was most recently renewed on April 27, 2020. Unless renewed, the permit expires April 27, 2025.

CSWR Texas intends to file an Application for Sale, Transfer, or Merger (“STM”) of a Retail Public Utility with the Public Utility Commission of Texas (“PUCT”) concurrently with this application. CSWR Texas, through that application, seeks the transfer of the assets and certificate of convenience and necessity (“CCN”) of Leon Springs to CSWR Texas. The attached Permit Transfer Application is necessary to comply with the requirements of Section 22 of the PUCT’s STM application.

CSWR Texas does not seek to affect the transfer until the PUCT approves the Company’s STM application and the acquisition is consummated. In the event the Company does not consummate the transaction, the enclosed Permit Transfer Application will be withdrawn.

Please let me know if you require any additional information.

The authorized representatives for this application are:

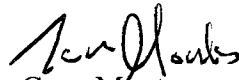
Enrique Chavez Jr., Utility Project Manager
Jay Favor, Director, Environmental Health & Safety
CSWR–Texas Utility Company, LLC
1650 Des Peres Rd., Suite 303
St. Louis, MO 63131
314-380-8537
echavez@cswgroup.com
jfavor@cswgroup.com

and

Gene Montes
Evan D. Johnson
Coffin Renner LLP
1011 W. 31st Street
Austin, Texas 78705
512-879-0900
512-879-0912 (fax)
gene.montes@crtxlaw.com
evan.johnson@crtxlaw.com

Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions.

Best regards,

A handwritten signature in black ink, appearing to read "Gene Montes".

Gene Montes
Attorney for CSWR–Texas Utility Operating
Company, LLC



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
**APPLICATION TO TRANSFER A WASTEWATER PERMIT
OR CAFO PERMIT**

If you have questions about completing this form please contact the Applications Review and Processing Team at 512-239-4671.

SECTION 1. CURRENT PERMIT INFORMATION

What is the Permit Number? WQ0014376001

What is the EPA I.D. Number? TX 0090603

What is the Current Name on the Permit?

Leon Springs Utility Company

What is the Customer Number (CN) for the current permittee? CN600649396

What is the Regulated Entity Reference Number (RN): RN 103145603

For Publicly Owned Treatment Works (POTWs) Only:

- a) Does this permit require implementation of an approved pretreatment program by the POTW? Yes ☐ No ☐
- b) Does this permit have a domestic reclaimed water authorization associated with it?
NOTE: The domestic reclaimed water authorization associated with this permit will be cancelled on the same date the transfer took place. See instructions for more information.
Yes ☐ No ☐

SECTION 2. FACILITY OWNER (APPLICANT) INFORMATION

A. What is the Legal Name of the facility owner?

CSWR – Texas Utility Operating Company, LLC

B. What is the Customer Number (CN) issued to this entity? CN 605844786

C. Complete and attach a Core Data Form (TCEQ-10400) for this customer.

SECTION 3. CO-APPLICANT INFORMATION

Complete this section only if another person or entity is required to apply as a co-permittee.

A. What is the Legal Name of the co-applicant applying for this permit?

N/A

B. What is the Customer Number (CN) issued to this entity? CN N/A

C. Complete and attach a Core Data Form (TCEQ-10400) for this customer.

SECTION 4. APPLICATION CONTACT INFORMATION

This is the person TCEQ will contact if additional information is needed about this application.

Application Contact First and Last Name: Enrique Chavez Jr.

Title: Utility Project Manager Credentials: None

Company Name: CSWR – Texas Utility Operating Company, LLC

Mailing Address: 1650 Des Peres Rd., Suite 303

City, State, and Zip Code: St. Louis, MO 63131

Phone Number: 314-380-8043 Fax Number: 314-763-4743

E-mail Address: echavez@cswrgroup.com

SECTION 5. PERMIT CONTACT INFORMATION

This is the person TCEQ will contact if additional information is needed during the term of the permit.

Permit Contact First and Last Name: Fred Kriess

Title: Regional Director of Utility Acquisitions Credentials: None

Company Name: CSWR – Texas Utility Operating Company

Mailing Address: 1650 Des Peres Rd., Suite 303

City, State, and Zip Code: St. Louis, MO 63131

Phone Number: 314 380 8501 Fax Number: 314-736-4756

E-mail Address: fkriess@cswrgroup.com

SECTION 6. SITE INFORMATION

Site Name: Bridgewood Hills Wastewater Treatment Facility

SECTION 7. LEASE AND EASEMENT REQUIREMENTS

A. Landowner where the facility is or will be located:

Landowner Name: The current landowner is Leon Springs Utility Company. This application is being filed in conjunction with a sale, transfer, merger (STM) application at the Texas Public Utility Commission (PUC). Once the STM is approved CSWR – Texas Utility Operating Company, LLC anticipates that it will ultimately become the landowner.

If this individual is not the same person as the facility owner or co-applicant, attach one of the following documents:

- A lease agreement or deed recorded easement, if the facility is NOT a fixture of the land, or
- A deed recorded easement if the facility IS a fixture of the land.

B. Landowner of the effluent disposal site:

Landowner Name: The current landowner is Leon Springs Utility Company. This application is being filed in conjunction with a sale, transfer, merger (STM) application at the Texas Public Utility Commission (PUC). Once the STM is approved CSWR – Texas Utility Operating Company, LLC anticipates that it will ultimately become the landowner

If this individual is not the same person as the facility owner or co-applicant, attach a lease agreement.

C. For CAFOs: Attach the following records:

- Warranty Deed or Property Tax Records
- Lease Agreement (for land management units that are not owned by the facility owner or co-applicant)

Facility Size on the proof of ownership, in acres: 10.00

SECTION 8. TRANSFER DATE

What is the date that the transfer of operator or ownership will occur? To be transferred within 120 days from approval of the Sale Transfer or Merger (STM) by the Texas Public Utility Commission. If the STM is not approved this application is hereby withdrawn.

SECTION 9. REPORTING AND BILLING INFORMATION

A. Please identify the individual for receiving the reporting forms.

First and Last Name: Ali Alexander

Title: Environmental Compliance Officer

Credentials:

Company Name: CSWR – Texas Utility Operating Company, LLC

Mailing Address: 1650 Des Peres Rd., Suite 303

City, State, and Zip Code: St. Louis, MO 63131

Phone Number: 314-380-8533 Fax Number: 314-736-4744

E-mail Address: aalexander@cswrgroup.com

B. Please identify the individual for receiving the annual fee invoices.

First and Last Name: Krista Obernuefemann

Title: Accounts Payable Clerk Credentials: Clerk and Receiver

Company Name: CSWR – Texas Utility Operating Company, LLC

Mailing Address: 1650 Des Peres Rd, Suite 303

City, State, and Zip Code: St. Louis, MO 63131

Phone Number: 314-380-8515 Fax Number: 314-736-4743

E-mail Address: krista@cswrgroup.com

SECTION 10. DELINQUENT FEES OR PENALTIES

Do you owe fees to the TCEQ? Yes ☐ No ☒

Do you owe any penalties to the TCEQ? Yes ☐ No ☒

If you answered yes to either of the above questions, provide the amount owed, the type of fee or penalty, and an identifying number.

[Click here to add a row](#)

TRANSFEROR SIGNATURE (Current Facility Owner)

I consent to the transfer of the permit and I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. I further certify that I am authorized under 30 Texas Administrative Code Section 305.44 to sign this document and can provide documentation in proof of such authorization upon request.

Facility Owner Name: Leon Springs Utility Company

Title: President

Signature: *Gene Bartosh* Date: 8/17/2021
Gene Bartosh

SUBSCRIBED AND SWORN to before me by the said GENE BARTOSH on

this 17th day of August, 20 21

My commission expires on the 9th day of September, 20 25

(Seal)



[Signature]
Notary Public
Bexar
County, Texas

TRANSFeree SIGNATURE (New Facility Owner)

I certify that a change of ownership of the facility for the subject permit has been issued will occur as indicated in the application. As a condition of the transfer, I do hereby declare that:

The transferee will be the owner of the existing treatment facility from which wastewater is discharged, deposited or disposed or the facilities required to comply with the permit will be constructed as described in the application considered by the TCEQ prior to the issuance of the permit.

The transferee possesses a copy of the permit, understands the terms and conditions therein, and does accept and assume all obligations of the permit.

The transferee assumes financial responsibility for the proper maintenance and operation of all waste treatment and disposal facilities required by the permit or which may be required to comply with the permit terms and conditions. The transferee certifies that the transfer is not made for the purpose of avoiding liability for improper actions carried out prior to the date of transfer. Neither is the transfer made for the purpose of transferring responsibility for improper operations to an insolvent entity.

The transferee certifies under penalty of law that this document is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for known violations and revocation of this permit.

New Facility Owner: **Josiah Cox**

Title: **President**

Signature: _____

Date: 8/17/2021

SUBSCRIBED AND SWORN to before me by the said Meranda Keubler on

this 17th day of August, 20 21

My commission expires on the 13th day of November, 20 22

(Seal)



MERANDA K. KEBLER
My Commission Expires
November 13, 2022
St. Louis County
Commission #14631467

Meranda K. Keubler
Notary Public

St. Louis
County, ~~Texas~~ Missouri