



## Filing Receipt

**Received - 2022-06-08 10:17:32 AM**

**Control Number - 52434**

**ItemNumber - 35**

**DOCKET NO. 52434**

<b>PETITION OF CELINA PARTNERS,</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>LTD. TO AMEND MARILEE SPECIAL</b>	<b>§</b>	
<b>UTILITY DISTRICT’S CERTIFICATE</b>	<b>§</b>	
<b>OF CONVENIENCE AND NECESSITY</b>	<b>§</b>	
<b>IN COLLIN COUNTY BY EXPEDITED</b>	<b>§</b>	<b>OF TEXAS</b>
<b>RELEASE</b>	<b>§</b>	

**MARILEE SPECIAL UTILITY DISTRICT’S  
EVIDENCE OF RECORDING**

COMES NOW, Marilee Special Utility District (the “District”), and files this Evidence of Recording to reflect that the District has satisfied the requirements established by Ordering Paragraph 6 of the Order entered by the Commissioners of the Public Utility Commission of Texas (the “Commission”) on April 4, 2022. In support thereof, the District would respectfully show the following:

**Proof of Recording**

On April 4, 2022, the Commission issued the final Order in this docket, which required the District, as the CCN holder, file proof of compliance with the recording requirements in Texas Water Code (“TWC”) §§ 13.257(r) and (s).<sup>1</sup> TWC §§ 13.257(r) provides:

A utility service provider shall:

- (1) record in the real property records of each county in which the service area or a portion of the service area is located a certified copy of the map of the certificate of public convenience and necessity and of any amendment to the certificate as contained in the utility commission's records, and a boundary description of the service area by:
  - (A) a metes and bounds survey certified by a licensed state land surveyor or a registered professional land surveyor;
  - (B) the Texas State Plane Coordinate System;
  - (C) verifiable landmarks, including a road, creek, or railroad line; or

<sup>1</sup> Order at 6 (Ordering Paragraph 6) (Apr. 4, 2022).

(D) if a recorded plat of the area exists, lot and block number; and

(2) submit to the utility commission evidence of the recording.<sup>2</sup>

TWC § 13.257(s) provides:

Each county shall accept and file in its real property records a utility service provider's map presented to the county clerk under this section if the map meets filing requirements, does not exceed 11 inches by 17 inches in size, and is accompanied by the appropriate fee. The recording required by this section must be completed not later than the 31st day after the date a utility service provider receives a final order from the utility commission granting an application for a new certificate or for an amendment to a certificate that results in a change in the utility service provider's service area.<sup>3</sup>

Pursuant to TWC §§ 13.257(r) and (s), the District recorded the following documents, attached as "**Exhibit A**," on May 16, 2022, in the real property records of Collin County, Texas:

- Affidavit of Grayson E. McDaniel, dated May 6, 2022;
- Map of the District's amended Certificate of Convenience and Necessity ("CCN") No. 10150 as included in the Order;<sup>4</sup>
- The District's CCN Certificate as included in the Order;<sup>5</sup>
- Metes and bounds description of area decertified from the District's CCN as included in the Petition.<sup>6</sup>

### **Conclusion**

By filing the proof of recording as described herein, the District satisfied the requirements of Texas Water Code § 13.257(r) and (s), and Ordering Paragraph 6 of the Commission's Order.

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<sup>2</sup> TWC § 13.257(r).


<sup>3</sup> TWC § 13.257(s).

<sup>4</sup> Order at 12.

<sup>5</sup> *Id.* at 11.

<sup>6</sup> Petition by Celina Partners, Ltd., filed August 16, 2021 for Expedited Release Pursuant to Texas Water Code Section 13.2541, at Exhibit B-3 (Aug. 16, 2021).

Respectfully submitted,

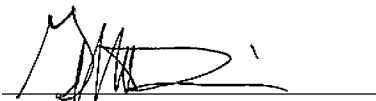
By: 

John J. Carlton  
State Bar No. 03817600  
Grayson E. McDaniel  
State Bar No. 24078966  
The Carlton Law Firm P.L.L.C.  
4301 Westbank Drive, Suite B-130  
Austin, Texas 78746  
(512) 614-0901  
Fax (512) 900-2855  
[john@carltonlawaustin.com](mailto:john@carltonlawaustin.com)  
[grayson@carltonlawaustin.com](mailto:grayson@carltonlawaustin.com)

ATTORNEYS FOR MARILEE SPECIAL  
UTILITY DISTRICT

### CERTIFICATE OF SERVICE

I hereby certify that I have served or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail Return Receipt Requested to all parties on this the 8<sup>th</sup> day of June 2022.

  
\_\_\_\_\_  
Grayson E. McDaniel

# Exhibit A

**PUC REQUIRED BOUNDARY DESCRIPTION**

**Marilee Special Utility District; Portion of Water Service Area CCN. 10150;  
PUC Docket 52434 – Petition of Celina Partners, Ltd to Amend Marilee Special Utility  
District’s Certificate of Convenience and Necessity in Collin County by Expedited Release**

Pursuant to Texas Water Code § 13.257, Marilee Special Utility District, holder of Certificate of Convenience and Necessity No. 10150, hereby files this Boundary Description for the portion of Marilee Special Utility District’s CCN No. 10150 that was released by the PUC in a written order in Docket No. 52434. The portion of Marilee Special Utility District’s CCN that was released is described on the attached metes and bounds. The portion of Marilee Special Utility District’s CCN that was released is further depicted in the attached PUC map.

The Boundary Description is being filed on behalf of and at the request and instruction of Marilee Special Utility District, based upon information and belief. Marilee Special Utility District specifically authorizes the filing and recording of this Boundary Description to comply with Texas Water Code § 13.257 and its associated rules and regulations.



\_\_\_\_\_  
Grayson McDaniel

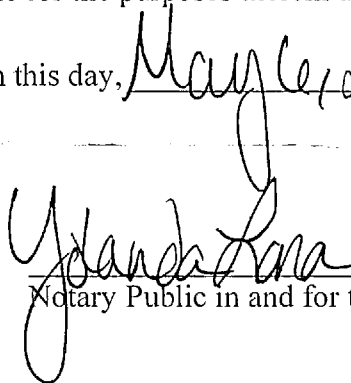
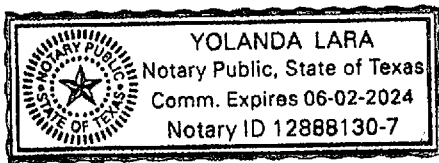
STATE OF TEXAS

§  
§  
§

COUNTY OF TRAVIS

BEFORE ME, the undersigned authority, on this date personally appeared Grayson McDaniel, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes therein described.

Given under my hand and seal of this office on this day, May 6, 2022.

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

After recording, please return to:  
The Carlton Firm, PLLC  
4301 Westbank Drive, Suite B-130  
Austin, Texas 78746

LEGAL DESCRIPTION

BEING a 298.075 Acres tract of land situated in the following Abstracts; the B.B.B. & C.R.R. Co. Survey Abstract No. 130, the H. Culwell Survey Abstract No. 186, the J. Culwell Survey Abstract No. 208, and the B. Haile Survey Abstract No. 397, all of which are in Collin County, Texas, and being part of a called 86.076 acre tract as conveyed to Celina Partners, LTD in Volume 5144, Page 3554 of the Official Public Records of Collin County, Texas, and being part of the tract described in deed to Celina Partners, LTD in Volume 5023, Page 2451 of the Official Public Records of Collin County, Texas, and being part of the called 92.315 acres tract as conveyed to Celina Partners, LTD in Volume 4516 Page 1563 of the Official Public Records of Collin County, Texas, and being part of a called 93.492 acre tract as conveyed to Celina Partners, LTD in Volume 4817, Page 2629 of the Official Public Records of Collin County, Texas, and also being part of the called 76.551 acre tract as conveyed to Legacy Equestrian Center, LLC in County Clerk No. 20191115001458430 of the Official Public Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING in County Road 128 at a Mag Nail set for the southeast corner of the called 76.551 acre tract, and said Mag Nail being the northeast corner of a called 2.000 acre tract as conveyed to Ojilvia and Paulino Porfirio in County Clerk No. 20040521000749560 of the Official Public Records of Collin County, Texas;

THENCE N 89°07'38" E a distance of 2671.78' to a 1/2" iron rod found for corner in County Road 133 and said iron rod being in the west line of a called 28.104 acre tract of land as conveyed to Cyndee V. and Billy J. Herrin in County Clerk No. 20150302000217660 of the Official Public Records of Collin County, Texas;

THENCE S 01°08'15" E with County Road 133 a distance of 1213.14' to a 1/2" iron rod found for the corner in the intersection of County Road 133 and County Road 131, and said iron rod being the southwest corner of a called 5.490 acre tract of land as conveyed to Martha and Raul Guerrero in County Clerk No. 20150630000793520 of the Official Public Records of Collin County, Texas and said iron rod also being the northwest corner of a called 81.260 acre tract of land as conveyed to the Ingalls Trust in County Clerk No. 20180209000167270 of the Official Public Records of Collin County, Texas;

THENCE S 01°26'09" E a distance of 1517.28' to a point for corner in a soil conservation lake;

THENCE N 79°31'03" W a distance of 434.42' to a point for corner in a soil conservation lake;

THENCE S 78°44'51" W a distance of 597.70' to a point for corner in a soil conservation lake;

THENCE N 81°53'09" W a distance of 271.40' to a point for corner in a soil conservation lake;

THENCE S 51°09'51" W a distance of 170.70' to a point for corner in a soil conservation lake;

THENCE N 82°57'56" W a distance of 682.32' to a point for corner in a soil conservation lake;

THENCE S 40°48'25" W a distance of 345.84' to a point for corner in a soil conservation lake;

THENCE S 57°30'53" W a distance of 110.54' to a point for corner in a soil conservation lake;

THENCE S 74°52'42" W a distance of 184.74' to a point for corner in the center line of Long Branch Creek;

THENCE S 28°21'34" W a distance of 128.12' to a point for corner in the center line of Long Branch Creek;

THENCE S 01°36'54" E a distance of 0.10' to a point for corner in the center line of Long Branch Creek;

THENCE S 28°21'40" W a distance of 206.63' to a point for corner in the center line of Long Branch Creek;

THENCE S 42°44'15" W a distance of 96.55' to a point for corner in the center line of Long Branch Creek;

THENCE N 78°30'56" W a distance of 224.39' to a point for corner in the center line of Long Branch Creek;

THENCE S 55°05'18" W a distance of 301.69' to a point for corner in the center line of Long Branch Creek;

THENCE N 67°56'15" W a distance of 39.15' to a point for corner in the center line of Long Branch Creek;

THENCE N 46°11'33" W a distance of 49.03' to a point for corner in the center line of Long Branch Creek;

THENCE N 54°58'01" W a distance of 84.10' to a point for corner in the center line of Long Branch Creek;

THENCE S 89°41'02" W a distance of 115.44' to a point for corner in the center line of Long Branch Creek;

THENCE S 74°52'25" W a distance of 108.05' to a point for corner in the center line of Long Branch Creek;

THENCE S 58°10'24" W a distance of 70.13' to a point for corner in the center line of Long Branch Creek;

THENCE S 07°00'50" E a distance of 20.87' to a point for corner in the center line of Long Branch Creek;

THENCE S 46°50'58" E a distance of 91.28' to a point for corner in the center line of Long Branch Creek;

THENCE S 27°20'35" E a distance of 146.30' to a point for corner in the center line of Long Branch Creek;

THENCE S 04°54'16" W a distance of 89.51' to a point for corner in the center line of Long Branch Creek;

THENCE S 89°21'22" W a distance of 1058.84' to a point for corner;

THENCE N 00°26'31" W with the east line of the said 244.344 acre tract a distance of 2095.60' to a capped

1/2" iron rod stamped "4613" found for the northwest corner of the called 93.462 acre tract;

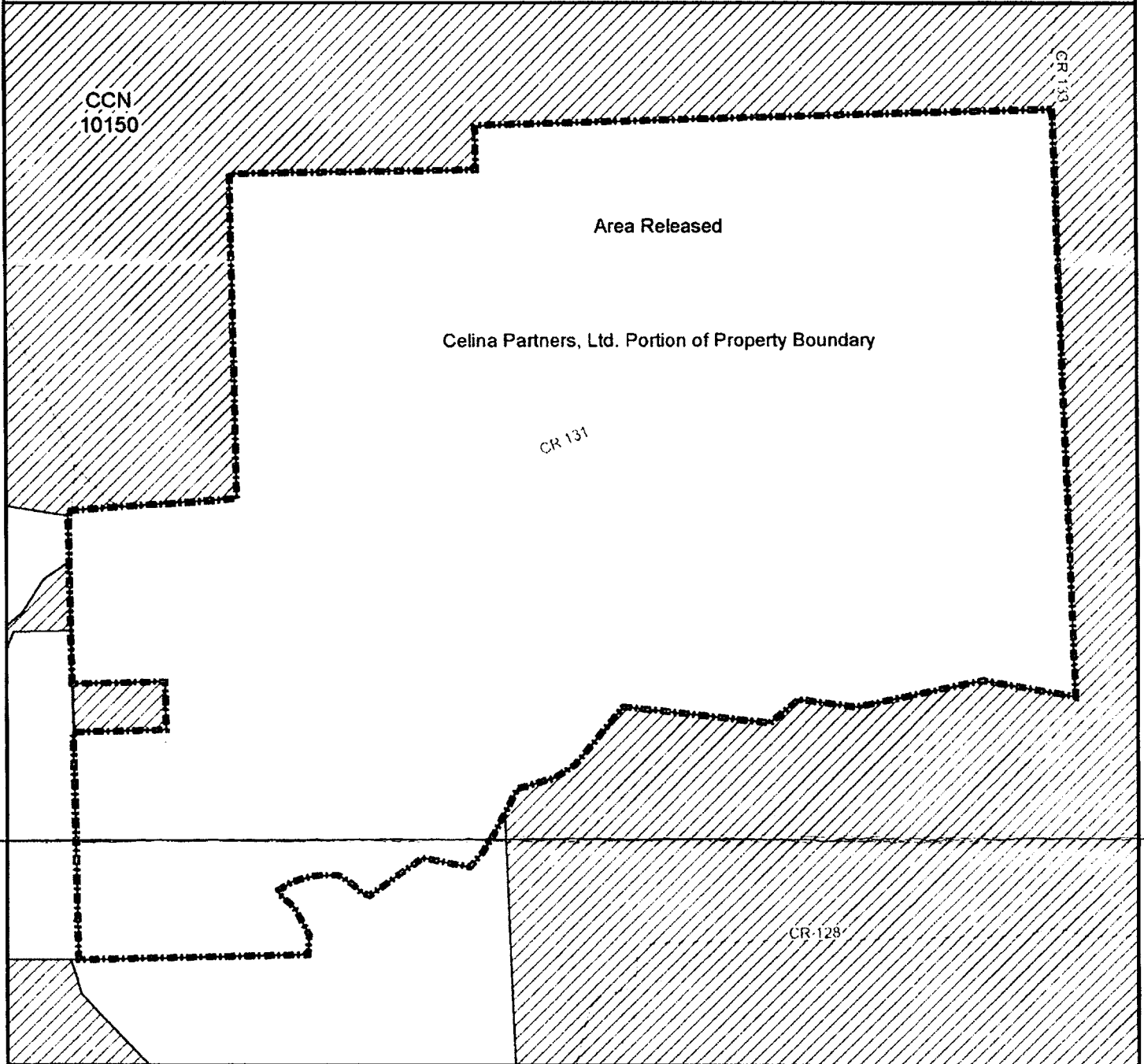
THENCE N 86°38'14" E a distance of 782.25' to a capped 1/2" iron rod stamped "4613" found for the southeast corner of a called 15.163 acre tract of land as conveyed to Lula Afton Yates, Marilyn Donette Reardon, and Michael Darrell Reardon in County Clerk No. 20181011001271060 of the Official Public Records of Collin County, Texas;

THENCE N 00°16'07" W a distance of 1511.79' to a capped 1/2" iron rod stamped "4613" set for corner in the south line of a called 18.886 acre tract as conveyed to the City of Celina in County Clerk No. 20191114001447660 of the Official Public Records of Collin County, Texas;

THENCE N 89°57'50" E a distance of 1141.58' to a capped 1/2" iron rod stamped "4613" set for the southeast corner of a called 9.813 acre tract;


THENCE N 00°20'24" W a distance of 203.83' to the POINT OF BEGINNING and containing 12,984,133 Square Feet or 298.075 Acres of land.

**Marilee Special Utility District**  
**Portion of Water CCN No. 10150**  
**PUC Docket No. 52434**  
**Petition by Celina Partners, Ltd. to Amend**  
**Marilee Special Utility District's CCN by Expedited Release in Collin County**



Public Utility Commission of Texas  
 1701 N Congress Ave  
 Austin TX 78701

**Water CCN**

 10150 - Marilee SUD

 Area Released

 Portion of Property Boundary

0 325 650  
 Feet



Map by: Komal Patel  
 Date: December 6, 2021  
 Project: 52434MarileeSUD.mxd





# **Public Utility Commission of Texas**

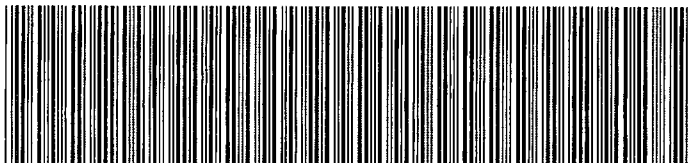
**By These Presents Be It Known To All That**

## **Marilee Special Utility District**

having obtained certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service, Marilee Special Utility District is entitled to this

### **Certificate of Convenience and Necessity No. 10150**

to provide continuous and adequate water utility service to that service area or those service areas in Collin and Grayson Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 52434 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of the Marilee Special Utility District to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend ~~this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.~~



\*VG-58-2022-2022000077163\*

**Collin County**  
**Honorable Stacey Kemp**  
Collin County Clerk

**Instrument Number:** 2022000077163

Real Property

MISCELLANEOUS

Recorded On: May 16, 2022 11:16 AM

Number of Pages: 5

**" Examined and Charged as Follows: "**

Total Recording: \$38.00

**\*\*\*\*\* THIS PAGE IS PART OF THE INSTRUMENT \*\*\*\*\***

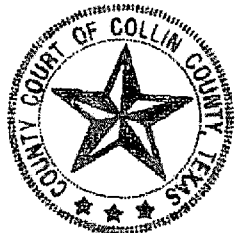
Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY because of color or race is invalid and unenforceable under federal law.

**File Information:**

Document Number: 2022000077163  
Receipt Number: 20220516000651  
Recorded Date/Time: May 16, 2022 11:16 AM  
User: Matt M  
Station: Station 12

**Record and Return To:**

THE CARLTON LAW FIRM  
4301 WESTBANK DR #B130  
AUSTIN TX 78746



**STATE OF TEXAS**  
**Collin County**

**I hereby certify that this Instrument was filed in the File Number sequence on the date/time printed hereon, and was duly recorded in the Official Public Records of Collin County, Texas**

Honorable Stacey Kemp  
Collin County Clerk  
Collin County, TX