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DOCKET NO. 52435

PETITION BY LEGACY	§	PUBLIC UTILITY COMMISSION
EQUESTRIAN CENTER LLC FOR	§	
EXPEDITED RELEASE FROM	§	OF TEXAS
WATER CCN NO. 10150 HELD BY	§	
MARILEE SPECIAL UTILITY	§	
DISTRICT IN COLLIN COUNTY	§	

**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 March 1, 2022. In support thereof, the District would respectfully show the following:

Proof of Recording

On March 1, 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).¹ 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

¹ Order (Ordering Paragraph 6) (Mar. 1, 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.²

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.³

Pursuant to TWC §§ 13.257(r) and (s), the District recorded the following documents, attached as "**Exhibit A**," on April 21, 2022, in the real property records of Collin County, Texas:

- Affidavit of Grayson E. McDaniel, dated April 13, 2022;
- Map of the District's amended Certificate of Convenience and Necessity ("CCN") No. 10150 as included in the Order;⁴
- The District's CCN Certificate as included in the Order;⁵
- Metes and bounds description of area decertified from the District's CCN as included in the Petition.⁶

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.

² TWC § 13.257(r).

³ TWC § 13.257(s).

⁴ Order at 8.

⁵ *Id.* at 9.

⁶ Petition by Legacy Equestrian Center LLC for Expedited Release Pursuant to Texas Water Code Section 13.2541, at Exhibit B-3 (Aug. 16, 2021).

Respectfully submitted,

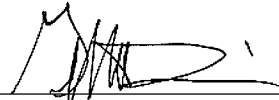
By: 

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Grayson E. McDaniel
State Bar No. 24078966
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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 2nd day of May 2022.



Grayson E. McDaniel

Exhibit A



PUC REQUIRED BOUNDARY DESCRIPTION

**Marilee Special Utility District; Portion of Water Service Area CCN. 10150;
PUC Docket 52435 – Petition of Legacy Equestrian Center LLC 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. 52435. 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

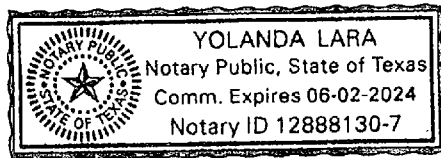
STATE OF TEXAS

§
§
§

COUNTY OF TRAVIS

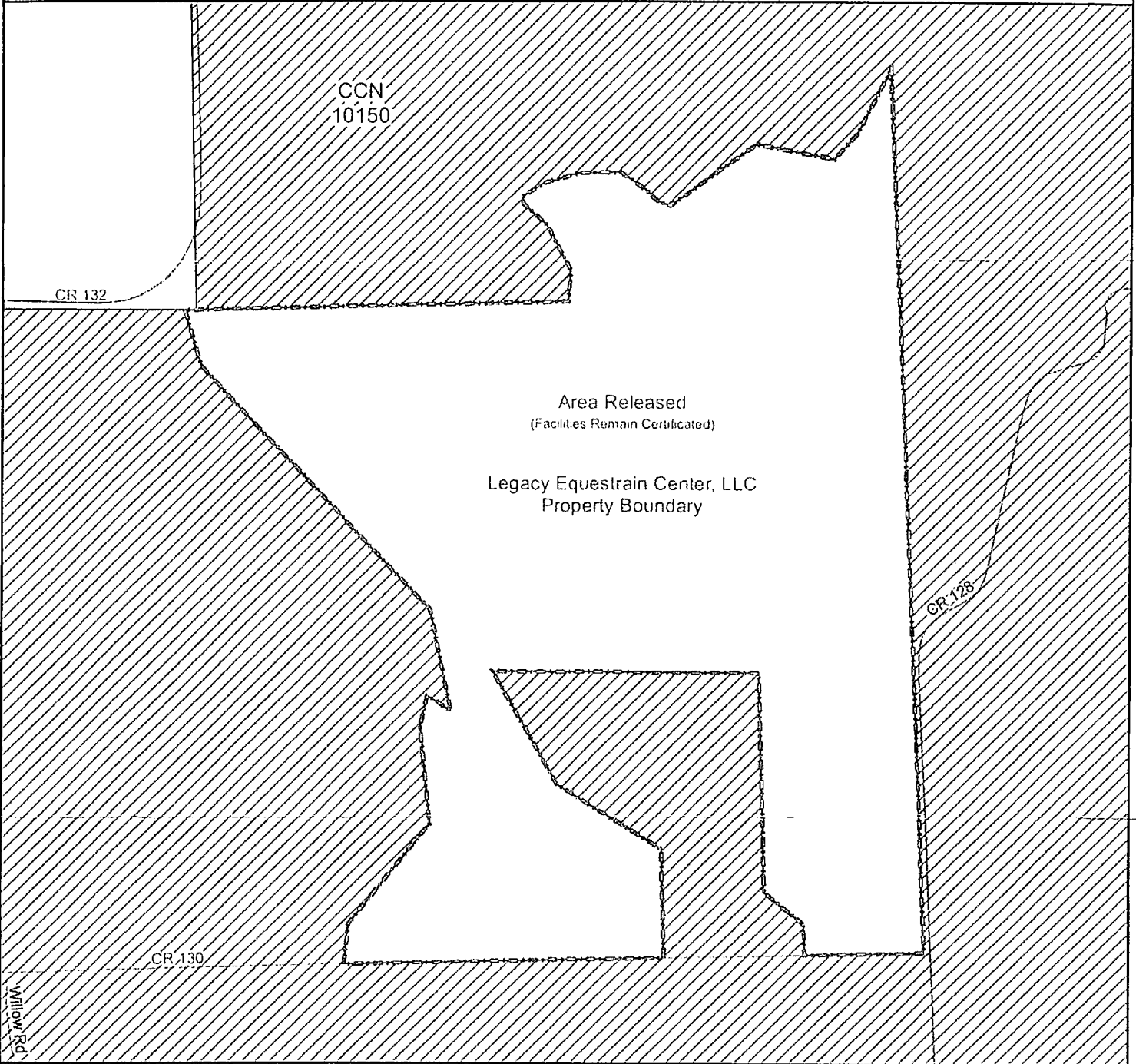
BEFORE ME, the undersigned authority, on this date personally appeared Grayson McDaniel, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes therein described.


Given under my hand and seal of this office on this day, April 13, 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

Marilee Special Utility District
 Portion of Water CCN No. 10150
 PUC Docket No. 52435
 Petition by Legacy Equestrain Center, LLC to Amend
 Marilee Special Utility District's CCN by Expedited Release in Collin County



Water CCN
 10150 - Marilee SUD

 Area Released
 Property Boundary

0 200 400
 Feet





Public Utility Commission of Texas

By These Presents Be It Known To All That

Marilee Special Utility District

having duly applied for 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 by this Applicant, is entitled to and is hereby granted this

Certificate of Convenience and Necessity No. 10150

to provide continuous and adequate water utility service to that service area in Collin County as by final Order duly entered by this Commission, which Order resulting from Docket No. 52435 are on file at the Commission offices in Austin, Texas; and are a matter of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of 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.

LEGAL DESCRIPTION

BEING a 67.696 Acres tract of land situated in the following Abstracts; the H. Culwell Survey Abstract No. 186, and the B. Haile Survey Abstract No. 397, all of which are in Collin County, Texas, and 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 Paullno Porfirio in County Clerk No. 20040521000749560 of the Official Public Records of Collin County, Texas;

THENCE S 89°27'50" W with County Road 128 a distance of 341.68' to a Mag Nail set for corner;

THENCE N 00°32'10" W across the called 76.551 acre tract a distance of 90.00' to a capped 1/2" iron rod stamped "4613" set for corner;

THENCE N 50°33'30" W a distance of 145.00' to a capped 1/2" iron rod stamped "4613" set for corner;

THENCE N 00°51'44" W a distance of 626.24' to a capped 1/2" iron rod stamped "4613" set for corner;

THENCE N 89°03'23" W a distance of 756.43' to a capped 1/2" iron rod stamped "4613" set for corner;

THENCE S 28°52'59" E a distance of 369.94' to a capped 1/2" iron rod stamped "4613" set for corner;

THENCE S 57°31'58" E a distance of 350.68' to a capped 1/2" iron rod stamped "4613" set for corner;

THENCE S 00°32'10" E a distance of 312.33' to a capped 1/2" iron rod stamped "4613" set for corner;

THENCE S 89°27'50" W a distance of 907.27' to a Mag Nail set in County Road 128;

THENCE N 06°51'11" E with County Road 128 a distance of 117.38' to a Mag Nail set for corner;

THENCE N 39°16'40" E a distance of 364.43' to a point for corner in the center of Long Branch Creek;

THENCE N 04°35'03" W a distance of 282.14' to a point for corner in the center of Long Branch Creek;

THENCE N 12°57'07" E a distance of 87.53' to a point for corner in the center of Long Branch Creek;

THENCE S 56°55'38" E a distance of 80.32' to a point for corner in the center of Long Branch Creek;

THENCE N 11°05'38" W a distance of 293.00' to a point for corner in the center of Long Branch Creek;

THENCE N 42°35'38" W departing from the center of Long Branch Creek a distance of 948.00' to a capped 1/2" iron rod stamped "4613" set for corner in the east line of a called 23.874 acre tract as conveyed to Mark and Carol Martin in Volume 3595, Page 493 of the Official Public Records of Collin County, Texas;

THENCE N 16°19'21" W with the east line of the said 23.874 acre tract a distance of 168.12' to a capped 1/2" iron rod stamped "4613" set for corner in the south line of a called 244.344 acre tract as conveyed to The O'Donnell Sterling Deason Trust in County Clerk No. 20190213000153000 of the Official Public Records of Collin County, Texas;

THENCE N 89°21'16" E a distance of 34.25' to a capped 1/2" iron rod stamped "4613" set for the southeast corner of the said 244.344 acre tract;

THENCE N 89°21'22" E a distance of 1058.86' to a point for corner in the center of Long Branch Creek;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

THENCE S 01°36'54" E departing the center of Long Branch Creek a distance of 2517.83' to the POINT OF BEGINNING and containing 2,948,850 Square Feet or 67.696 Acres of land.

Filed and Recorded
Official Public Records
Stacey Kemp, County Clerk
Collin County, TEXAS
04/21/2022 10:48:32 AM
\$42.00 TBARNETT
20220421000637940



Stacey Kemp