

Filing Receipt

Received - 2023-03-17 12:59:32 PM Control Number - 52502 ItemNumber - 95

#### **DOCKET NO. 52502**

APPLICATION OF TEXAS WATER	§	PUBLIC UTILITY COMMISSION
SYSTEMS, INC. AND UNDINE TEXAS,	\$	
LLC FOR SALE, TRANSFER, OR	8	OF TEXAS
MERGER OF FACILITIES AND	8	
CERTIFICATE RIGHTS IN GREGG,	8	
HENDERSON, SMITH, AND UPSHUR	8	
COUNTIES	§	

#### **UNDINE SUPPLEMENTAL RESPONSE TO ORDER NO. 19**

COMES NOW, Applicant, Undine Texas, LLC ("Undine") and files this Supplemental Response to Order No. 19.

Attached as <u>Exhibit A</u> is the notice to affected parties and affidavits of publication associated with Undine's application.

Respectfully submitted,

**Gregg Law PC** 

Peter T. Gregg

State Bar No. 00784174

910 West Ave., No. 3

Austin, Texas 78701

Phone: 512-522-0702 Fax: 512-727-6070

pgregg@gregglawpc.com

Attorneys for Undine Texas, LLC

#### **DOCKET NO. 52502**

#### **CERTIFICATE OF SERVICE**

I certify pursuant to the above signature that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on March 17, 2023, in accordance with the Order Suspending Rules, issued in Project No. 50664.

#### EXHIBIT A

#### Notice for Publication

UNDINE TEXAS, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13260, NOTICE OF INTENT TO AMEND ITS CCN, TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 12473 FROM TEXAS WATER SYSTEMS, INC., AND FOR DUAL CERTIFICATION WITH PORTIONS OF BOTH PRITCHETT WATER SUPPLY CORPORATION, CCN NO. 10478, AND CRYSTAL SYSTEMS TEXAS, INC., CCN NO. 10804, IN GREGG, HENDERSON, SMITH, AND UPSHUR COUNTIES, TEXAS

Undine Texas, LLC	17681 Telge Road	Cypress, TX	77429
(Purchaser's Name)	(Address)	(City), (State)	(Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission) to amend uncertificated service area to CCN No. <u>13260</u>, for dual certification with portions of both Pritchett Water Supply Corporation, CCN No. <u>10478</u>, and Crystal Systems Texas, Inc., CCN No. <u>10804</u>, and to purchase all of the water facilities and to transfer water certificated service area under CCN No. <u>12473</u>, in Gregg, Henderson, Smith, and Upshur Counties, TX from:

Texas Water Systems, Inc.	7891 Highway 271	Tyler, TX	75708
(Seller's Name)	(Address)	(City), (State)	(Zip Code)

The requested area overlaps the district boundaries of the Upper Sabine Valley SWMD. If the Upper Sabine Valley SWMD does not request a public hearing, the Commission shall determine that the district is consenting to the Undine Texas, LLC's request to provide retail water utility service in the requested area.

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 subdivisions:

#### Camp Joy

The requested area subject to this transaction is located within approximately 2 miles <u>north-northeast</u> of downtown <u>Ore City</u>, Texas, and is generally bounded on the <u>north</u> by <u>a line approx.</u> <u>half mile south of Upshur County Landing Road</u>; on the <u>east by Lake O' the Pines</u>; on the <u>south by Upshur/Marion County Line</u>; and on the <u>west by North Front Street</u> in <u>Upshur County</u>. The requested area includes approximately 406 acres and serves 119 customer connections.

#### **Cape Tranquility**

The requested area subject to this transaction is located within approximately 2 miles <u>north</u> of downtown <u>Coffee City</u>, Texas, and is generally bounded on the <u>north</u> by <u>Jamison Drive</u>; on the <u>east and south</u> by <u>Lake Palestine</u>; and on the <u>west</u> by <u>approximately 200 feet west of County Road 4202 in <u>Henderson County</u>. The requested area includes approximately <u>81</u> acres and serves <u>70</u> customer connections.</u>

#### **Country Club Estates**

The requested area subject to this transaction is located within approximately 2 miles south-southwest of downtown Gilmer, Texas, and is generally bounded on the north by State Highway 155; on the east by U.S. Highway 271 South; on the south by Sugar Creek; and on the west by Farm to Market 2685 in Upshur County. The requested area includes approximately 23 acres and serves 34 customer connections.

#### **Friendship**

The requested area subject to this transaction is located within approximately <u>1.3</u> miles <u>west</u> of downtown <u>Gilmer</u>, Texas, and is generally bounded on the <u>north</u> by <u>Lake Gilmer and Kelsey Creek</u>; on the <u>east</u> by <u>Brooks Creek and North Bradford Street</u>; on the <u>south</u> by <u>State Highway 154</u>; and on the <u>west</u> by <u>Farm to Market 852 and Kelsey Creek</u> in <u>Upshur County</u>. The requested area includes approximately <u>1.091</u> acres and serves <u>92</u> customer connections.

#### **Garden Acres**

The requested area subject to this transaction is located within approximately <u>4.5</u> miles <u>west</u> of downtown <u>Longview</u>, Texas, and is generally bounded on the <u>north</u> by <u>Mistletoe Street</u>; on the <u>east</u> by <u>Swinging Bridge Road</u>; on the <u>south</u> by <u>Sabine River</u>; and on the <u>west</u> by <u>Hawkins Creek</u> in <u>Gregg County</u>. The requested area includes approximately <u>256</u> acres and serves <u>79</u> customer connections.

#### **Harmony and Rosewood**

The requested area subject to this transaction is located within approximately <u>6.2</u> miles <u>west</u> of downtown <u>Gilmer</u>, Texas, and is generally bounded on the <u>north</u> by <u>Farm to Market 852</u>; on the <u>east by Farm to Market 1795 and State Highway 154</u>; on the <u>south</u> by <u>Cedar Road</u>; and on the <u>west by Raintree Lakes and Kelsey Creek</u> in <u>Upshur County</u>. The requested area includes approximately <u>1,807</u> acres and serves <u>199</u> customer connections.

#### **Mount Sylvan**

The requested area subject to this transaction is located within approximately <u>4.6</u> miles <u>southwest</u> of downtown <u>Lindale</u>, Texas, and is generally bounded on the <u>north</u> by <u>Interstate Highway 20</u>; on the <u>east</u> by <u>the intersection of State Highway 110 and County Road 412</u>; on the <u>south</u> by <u>Neches River & County Road 49</u>; and on the <u>west</u> by <u>Mill Break Creek & Neches River</u> in <u>Smith County</u>. The requested area includes approximately <u>4,880</u> acres (includes 12 acres to be decertified) and serves 312 customer connections.

#### **Stallion Lake and Garden Valley Resort**

The requested area subject to this transaction is located within approximately <u>3.5</u> miles <u>east-southeast</u> of downtown <u>Van</u>, Texas, and is generally bounded on the <u>north by the intersection of County Road 424 and State Highway 110</u>; and <u>east by State Highway 110</u>; on the <u>south by Neches River and Mill Break Creek</u>; and on the <u>west by County Road 426</u> in <u>Smith County</u>. The requested area includes approximately <u>2,087</u> acres and serves <u>211</u> customer connections.

# Approximate total acreage for the requested area includes 10,619 acres [10,631 acres minus 12 acres to be decertified] with 1,116 total customer connections, comprised of:

- Transfer Areas from Texas Water Systems (CCN 12473) includes 5,669 acres;
- Decertify Areas from Texas Water Systems (CCN 12473) includes 12 acres;
- Uncertificated (add) Areas includes 4,921 acres;
- Dual Areas with Pritchett WSC (CCN 10478) includes 8 acres; and
- Dual Areas with Crystal Systems (CCN 10804) includes 21 acres.

# A copy of the map showing the requested area is available at: 17681 Telge Road, Cypress, Texas 77429

The proposed transaction may change the current customers' rates and services to the current approved rates and services of Undine Texas, LLC (in tariff as Rate Year 3, effective August 1, 2022), which are higher than the current rate for a 5/8" meter for Texas Water Systems, Inc. To

view a copy of the current approved tariff, go to: <a href="https://undinellc.com/wp-content/uploads/Undine-Texas-LLC-Water-Tariff.pdf">https://undinellc.com/wp-content/uploads/Undine-Texas-LLC-Water-Tariff.pdf</a>

OR email <u>info@undinellc.com</u> or call (713) 574-5953 to request a copy.

#### **BILLING COMPARISON for a 5/8" meter**

#### Water – all subdivisions except Camp Joy

Existing	2,000 gallons: \$	48.00	/mo	New Rate	2,000 gallons: \$	55.75	_ /mo
Existing	5,000 gallons: \$	57.00	/mo	New Rate	5,000 gallons: \$	62.98	/mo
Existing	10,000 gallons: \$	72.00	/mo	New Rate	10,000 gallons: \$	78.71	/mo
Water – C	amp Joy only						
Existing	2,000 gallons: \$	19.00	/mo	New Rate	2,000 gallons: \$	55.75	_ /mo
Existing	5,000 gallons: \$	25.00	/mo	New Rate	5,000 gallons: \$	62.98	/mo
Existing	10,000 gallons: \$	38.00	/mo	New Rate	10,000 gallons: \$	78.71	/mo

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 a 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.

## PUBLIC UTILITY COMMISSION OF TEXAS



# PUBLISHER'S AFFIDAVIT DOCKET NO. 52502

STATE OF TEXAS	
COUNTY OF _GREBG	
Before me, the undersigned authority, on this day personally appeared Joseph GARIO	2011
who being by me duly sworn, deposes and that (s)he is the	
(TITLE) (NAME OF NEWSPAPER)	
that said newspaper is regularly published in	3
and generally circulated in	xas;
and that the attached notice was published in said newspaper on the following dates, to wit:	
2/10/23 & 2/17/23	
(DATES)  (DATES)  (SIGNATURE OF NEWSPAPER REPRESENTATIVE)	
Subscribed and sworn to before me this 1740 day of Jehrang, 20 to certify which witness my hand and seal of office.	23,
Notary Public in and for the State of Texas	
Kinberly A. Broclewell Print or Type Name of Notary Public	
Commission Expires 07-13.24  Commission Expires 07-13.24  NOTARY PUBLIC STATE OF TEXAS MY COMM. EXP. 07/13/24 NOTARY ID 13258013-4	generation and a second
10258013-4	DOGE



2017 Heartland Torque T30 Toy Hauler. 2 slide outs, 2 a/c units, 2 axles, 2 entrance doors, seats size refrigerator, light package 20' electric power awning. \$20,000 (903)665-4381





2012 Tesla Model S Sedan, 103,697 miles, 88/90 mpg City/Hwy, Other Engine, 1-Speed Automatic, RWD \$30,802 Stock#CFP02543, Call (903)686-1376







2021 Buick Encore GX Select, 1.2L i-3, Engine, CVT, FWD \$25,278 Stock#MB044712







2021 Cadillac XT5 Premium Luxury, 3.6L V-6 Engine, 9-Speed Automatic, AWD \$32,502 Stock#MZ107019 Call



**CHEVROLET** 



2019 Chevrolet Blazer, RS, 3.6L V-6 Engine, 9-Speed Automatic, AWD \$31,159 Stock#KS564652 Call (903)686-1376





**2021 Chevrolet Equinox,** 1.5L i-4 Engine, 6-Speed Automatic Electronic with Overdrive, AWD \$21,322, Stock# MS101312 Call (903)686-1376



**FORD** 



2018 Ford F-150 XLT Truck Super-Crew Cab, 40,572 miles, 18/23 mpg City/Hwy, 5.0L V-8 Engine, 10-Speed Automatic, 4WD \$42,341 Stock#-JKD32826 Call (903)686-1376





2019 Ford Edge ST, 2.7L V-6 Engine, 8-Speed Automatic, AWD \$26,186 Stock#KBC19990 Call (903)686-1376







2019 Ford Transit Connect XLT Wagon Passenger Wagon LWB 2.0L i-4 Engine 8-Speed Automatic Stock#K1431577 \$29,612 Call (903)686-1376







2021 Kia Soul, 2021 Kia Soul Hatchback 2.0L i-4 Engine, IVT, FWD Stock#M7794063







2019 Land Rover Discovery HSE SUV, 53,010 miles, 16/21 mpg City/ Hwy, 3.0L V-6 Engine, ZF 8-Speed Automatic, 4WD, \$38,326 Stock#-KA081005 Call (903)686-1376







2021 Mazda 6 Touring, 2.5L 6-Speed Automatic, , Stock#M160790T (903)686-1376





2015 Subaru Forester, 24/32 mpg City/Hwy, 2.5L i-4 Engine, Lineartronic CVT \$16,087 Stock#FH501646 Call (903)686-1376





2019 Volkswagen Jetta 1.4T S Se dan, 1.4L i-4 Engine, 8-Speed Automatic with Tiptronic, FWD \$17,280 Stock#KM09235T





Affordable Health Insurance Open Enrollment for Medicare Advantage. Jan 1st - Mar 31st Enrolling for health insurance. **Contact Yolanda Anderson** 903-263-8735 (cell)









To: THE HEIRS AT LAW OF THE ESTATE OF MARY J KINNAMAN, **DECEASED** Greetings:

petition at or before 10 o'clock A.M. of the first Monday after the expira tion of 42 days from the date of issuance of this Citation, the same being Monday the 6th day of March, 2023, at or before 10 o'clock a.m. before the Honorable County Court at Law 2 Court of Gregg County, at the Court House in Longview, Texas. Said plaintiff's petition was filed on on this the 4th day of August, 2022.

The file number of said suit being No. 2022-1230-CCL2

Estate of Mary J Kinnaman and The Heirs at Law of Estate of Mary .

The nature of said suit being substantially as follows, to wit: Suit To Remove Cloud From Title

The name and address of the attorney for plaintiff, or the address of

BRADI FY CONWAY

Given under my hand and seal of said Court, at office in Longview, Texas this the 20th day of January, 2023

> Trev Hattaway, Clerk County Court at Law 2 Court Gregg County, Texas

> > Signed: 1/20/2023 10:46:33 AM

By /s/ Debbie Kinney



## **ETX**IOBS.com

of guardianship for the person and estate of Floyd James Mitchell were

issued on February 7, 2023 in Docket et No. 2023-0005-E, pending in the

Gregg County Court at Law No. 2 of Gregg County, Texas to Michael Wayne Mitchell, Guardian, as guard-

The residence of Guardian is in

Gregg County, Texas and the mailing

address is Guardian of the Person and Estate of Floyd James Mitchel

c/o Kristen J. Ishihara, 3000 HG Mosley Pkwy, Longview, TX 75605.

All persons having claims agains

this estate, which is currently being

administered, are required to present them within the time and in the

made with the Texas Alco-

holic Beverage Commis-

by Saniyah & Alynah LLC

doing business as Louisi-

ana Cajun Cafe. To be lo-

LIQUOR LICENSE

manner prescribed by law.

Application has

an of the person and estate.

Docket No. 52502

Fondue set, vintage, brown enamel, never used, \$10, (903)235-6972

Ladies beige raincoat, size large, zipin lining, \$15, (903)663-1854

**Large concrete bird** bath, \$30, (903)738-0392

Lg collection British Royalty books, mags, tapes, \$95. 903-720-6227

all for \$6, (903)663-1854





**Henderson, TX Rusk County Expo Center** 3303 FM 13

February 11-12 SAT: 9AI SUN: 9AM - 4PM Admission is \$8

**G & S Promotions** gunshowtrader.com 918-659-2201 \$1 off Admission with ad.



Medline Basic Homecare Hospital Bed (gently used). 80"x36", fully electric, 4 smooth-rolling casters, remote, mat-



Call 903-927-5977





\$55.75/mo

\$62.98/mo \$78.71/mo

2,000 gallons:

2,000 gallons: 5,000 gallons:

5,000 gallons: 10,000 gallons:

8am - 5pm Furniture, housewares, jewelry, teapot collections, vintage doll collections designer purses, wall art, and more!

in the classifieds.

Longwiew News-Bournal

LEGAL NOTICES THE STATE OF TEXAS

You are commanded to appear by filing a written answer to the plaintiff's

The name of the parties in said suit are: Plaintiff Matrix Financial Services Corporation

Kinnaman, Deceased Defendants.

5601 DEMOCRACY DRIVE SUITE 265 972-532-0128

Issued this the 20th day of January, 2022

P.O. Box 711 Longview, Tx 75606

17681 Telge Road (Address)

7891 Highway 271

## **Notice for Publication**

UNDINE TEXAS, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13260, NOTICE OF INTENT TO AMEND ITS CCN, TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 12473 FROM TEXAS WATER SYSTEMS, INC., AND FOR DUAL CERTIFICATION WITH PORTIONS OF BOTH PRITCHETT WATER SUPPLY CORPORATION, CCN NO. 10478, AND CRYSTAL SYSTEMS TEXAS, INC., CCN NO. 10804, IN GREGG, HENDERSON SMITH, AND UPSHUR COUNTIES, TEXAS

has submitted an application with the Public Utility Commission of Texas (Commission) to amend uncertificated service area to CCN No. 13260, for dual certification with portions of both Pritchett Water Supply Corporation, CCN No. 10478, and Crystal Systems Texas, Inc., CCN No. 10804, and to purchase all of the water facilities and to transfer water certificated service area under CCN No. 12473, in Gregg, Henderson, Smith, and Upshur Counties, TX from:

(City), (State) The <u>requested area overlaps the district boundaries of the Upper Sabine Valley SWMD.</u> If the Upper Sabine Valley SWMDD if the Upper Sabine Valley SWMDD on the Upper Sabine Valley SWMDD is a public hearing, the Commission shall determine that the districtis consenting to the Undine Texas, LLC's request to provide retail water utility service in the requested area.

The sale is scheduled to take place if approved by the Commission (Texas Water Code  $\S$  13.301). The transaction and the transfer of the CCN includes the following subdivisions:

he requested area subject to this transaction is located within approximately 2 miles north-northeast of downtown <u>Ore City,</u> Texas, and is generally bounded on the <u>north</u> by <u>a line approx. half mile south of Upshur County Landing Road;</u> on the <u>east</u> by <u>Lake O' the Pines;</u> on the <u>south</u> by <u>Upshur/Marion County Line;</u> and on the <u>west</u> by <u>North Front Street in Upshur County. The requested area includes approximately <u>406</u> acres and serves <u>119</u> customer connections.</u>

he requested area subject to this transaction is located within approximately <u>2</u> miles <u>north</u> of downtown <u>Coffee City</u>,

Texas, and is generally bounded on the <u>north</u> by <u>Jamison Drive;</u> on the <u>east and south</u> by <u>Lake Palestine</u>; and on the west by <u>approximately 200 feet west of County Road 4202</u> in <u>Henderson County</u>. The requested area includes approxmately 81 acres and serves 70 customer connections.

The requested area subject to this transaction is located within approximately 2 miles south-southwest of downtown Gilmer, Texas, and is generally bounded on the north by State Highway 155; on the east by U.S. Highway 271 South; on the south by Sugar Creek; and on the west by Farm to Market 2685 in Upshur County. The requested area includes approximately 23 acres and serves 34 customer connections.

he requested area subject to this transaction is located within approximately 1.3 miles west of downtown Gilmer, Texas, and is generally bounded on the <u>north</u> by <u>Lake Gilmer and Kelsey Creek;</u> on the <u>east by Brooks Creek and North Bradford Street;</u> on the <u>south</u> by <u>State Highway 154;</u> and on the west by <u>Farm to Market 852 and Kelsey Creek in Upshur County.</u> The requested area includes approximately <u>1.091</u> acres and serves <u>92</u> customer connections.

he requested area subject to this transaction is located within approximately 4.5 miles west of downtown Longview, Texas, and is generally bounded on the <u>north</u> by <u>Mistletoe Street;</u> on the <u>east</u> by <u>Swinging Bridge Road;</u> on the <u>south</u> by <u>Sabine River;</u> and on the <u>west</u> by <u>Hawkins Creek</u> in <u>Gregg County</u>. The requested area includes approximately <u>256</u> acres and serves <u>79</u> customer connections.

<u>Harmony and Rosewood</u> The requested area subject to this transaction is located within approximately <u>6.2</u> miles <u>west</u> of downtown <u>Gilme</u>r

Texas, and is generally bounded on the <u>north</u> by <u>Farm to Market 852</u>; on the <u>east</u> by <u>Farm to Market 1795 and State Highway 154</u>; on the <u>south</u> by <u>Cedar Road</u>; and on the <u>west</u> by <u>Raintree Lakes and Kelsey Creek</u> in <u>Upshur County</u>. The requested area includes approximately <u>1.807</u> acres and serves <u>199</u> customer connections.

The requested area subject to this transaction is located within approximately <u>4.6</u> miles <u>southwest</u> of downtown <u>Lin</u> dale, Texas, and is generally bounded on the <u>north</u> by <u>Interstate Highway 20</u>; on the <u>east</u> by <u>the intersection of State Highway 110 and County Road 412</u>; on the <u>south</u> by <u>Neches River & County Road 49</u>; and on the <u>west</u> by <u>Mill Break Creek & Neches River</u> in <u>Smith County</u>. The requested area includes approximately <u>4.880</u> acres (includes 12 acres to

be decertified) and serves 312 customer connections.

Stallion Lake and Garden Valley Resort he requested area subject to this transaction is located within approximately 3.5 miles east southeast of downtowr Van, Texas, and is generally bounded on the north by the intersection of County Road 424 and State Highway 110; and east by State Highway 110; on the south by Neches River and Mill Break Creek; and on the west by County Road 426 in Smith County. The requested area includes approximately 2.087 acres and serves 211 customer connections.

Approximate total acreage for the requested area includes 10,619 acres [10,631 acres minus 12 acres to be decertified] with 1,116 total customer connections, comprised of:

• Transfer Areas from Texas Water Systems (CCN 12473) includes 5,669 acres;

• Decertify Areas from Texas Water Systems (CCN 12473) includes 12 acres;

Uncertificated (add) Areas includes 4,921 acres;
Dual Areas with Pritchett WSC (CCN 10478) includes 8 acres; and
Dual Areas with Crystal Systems (CCN 10804) includes 21 acres.

A copy of the map showing the requested area is available at: <u>17681 Telge Road, Cypress, Texas 77429</u> The proposed transaction may change the current customers' rates and services to the current approved rates and services of Undine Texas, LLC (in tariff as Rate Year 3, effective August 1, 2022), which are higher than the current rate for a 5/8" meter for <u>Texas Water Systems</u>. Inc. To view a copy of the current approved tariff, go to: https://undinellc.com/wp-content/uploads/Undine-Texas-LLC-Water-Tariff.pdf

OR email <u>info@undinellc.com</u> or call <u>(713) 574-5953</u> to request a copy. BILLING COMPARISON for a 5/8" meter

Water – all subdivisions except Camp Joy
2 000 gallons \$48.00/mo New Rate 5,000 gallons: 10,000 gallons: \$57.00/mo Existing Existing \$72.00/mo New Rate \$19.00/mo \$25.00/mo 2,000 gallons: 5,000 gallons: New Rate Existing New Rate

10,000 gallons: \$38.00/mo New Rate 10,000 gallons: \$78.71/mo Existing 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 ecommendation to the Commission for a final decision. An evidentiary hearing is a legal proceeding similar to a civil

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 métes 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.





**HEALTH CARE** 

5B

LVN's and RN's needed for pediatric and geriatric private duty in the Marshall, Longview, Kilgore, Overton and Henderson areas. Competitive pay. Benefits for full-time. Call Carolyn at 903-665-6131 for more information.



GENERAL/BUSINESS SERVICES former Airline Passenger Service Manager/Pinkerton Security Officer in search of house sitter position only. No pets. Pref in the evening to early morning. Longview location only. Leave message if no answer. (903)807-9888

I DO HOUSE CLEANING. Residential sion for a BG permit, wine and beer retailers permit, whe commercial, & offices. Honest, reliable & efficient. References available. Maria (903)387-2835



**Baker's rack, metal,** heavy duty, \$80, (903)738-0392 Canon PIXMA MG2500 printer, not

**BARGAINS GALORE** 

wireless, new, \$30. 903-720-6227 **Crockpot, 4qt., black,** locking lid, \$20, (903)238-5996

Gait Belt, for patient transfer and walking, \$3, (903)235-6972

**Speed Queen electric** dryer, good condition, \$55, (903)918-0604 Stand mixer, white, 5 attachments, perfect condition, \$25, (903)238-5996 Tennis balls, 12 cans, slightly used,

Twin mattress, used once, for small person or child, \$60, (903)297-4897



\$2 off Admission for all Active Duty & Retired Military w/ID!



Need A Hospitable Bed? I have tress & side rails. Height 22.5". Weight capacity 450lbs. Head/foot/height adjustments. \$600, (903)240-6883





**ESTATE SALES** 



Call 903.758.3000

5B

# = Longview News-Iournal CLASSIFIEDS 903.758.3000 news-journal.com/classifieds

**LEGAL NOTICES** 

NOTICE TO ALL PERSONS HAVING

**CLAIMS AGAINST THE ESTATE** 

OF ARLETTE MCCASLAND

**COVINGTON, DECEASED** 

NOTICE IS HEREBY GIVEN that

original Letters Testamentary for the Estate of Arlette McCasland

Covington, Deceased, were issued

on February 13, 2023, in Cause No. 2023-0035-E, pending in the

County Court at Law No. 2 of Gregg

County, Texas, to Christy Colette

Moore, Applicant's mailing address

is: c/o Gregory J. Wright, 1100

Judson Road, Suite 722, Longview

All persons having claims against

this Estate which is currently

being administered are required

to present them within the time

and in the manner prescribed by

law. All persons having claims

should address them in care of

the representative at the address

Texas 75601.

stated above.

2023.



**BENTLEY** 



Bentley Continental GT, 2006 21,000 miles, like new \$60,000 (903)387-4881



#### **NEW TODAY**

2007 Ford 500 Limited. 1 owner. 72,465 miles. Leather, CD player heated seats, loaded V6 engine, great condition. \$6,000. (903)753-5824





Affordable Health Insurance Open Enrollment for Medicare Advantage. Jan 1st - Mar 31st. Enrolling for health insurance. Contact Yolanda Anderson 903-263-8735 (cell) 903-331-0971 (office) 1605 Judson Rd, Longview, TX



## Christian Women's Job Corps FREE 10 week program starting Feb

27th, in Longview! Classes include Bible Study, Job Skills, Healing for the Wounded Heart, Computer & more! Call 430-625-7128 or apply online at <u>www.cwjcgreggcounty.org</u>.





Frontier provides basic residentia services for rates in Texas from \$25.00-\$31.00 for flat rate service. Frontier also provides basic business services in Texas for \$43.00-\$53.99. Other taxes, fees, and surcharges may apply Frontier offers single party service touch tone, toll blocking, access to long distance, emergency services, operator assistance and directory assistance. Use of these services may result in additional charges. Budget or economy services may also be usually be rectioned as forces. available. Frontier offers Lifeline service which is a nontransferable government assistance program that provides a \$5.25 discount on the cost of monthly telephone service or \$9.25 on eligible broadband or bundled voice and broadband products (where available) and is limited to one discount per household. You may also qualify for an additional state discount where available. If you have any questions regarding Frontier's rates or services, please call us at 1-800-921-8101 for further information or visit us

at <u>www.Frontier.com</u>. En Texas, Frontier brinda servicios residenciales básicos por tarifa fija desde \$25.00 hasta \$31.00. Frontier además provee servicios comerciales básicos que oscilar entre \$39.00-\$53.99. Pueder aplicar otros impuestos, cargos y recargos. Frontier ofrece servicio para usuario único, marcación por tono, bloqueo de llamadas, acceso a llamadas de larga distancia servicios de emergencia asistencia de operador asistencia de guía telefónica. El uso de estos servicios puede generar cargos adicionales. Servicios económicos y servicios acordes a tu presupuesto también pueden estar disponibles.

Frontier ofrece el servicio Lifeline, un programa gubernamental de asistencia no transferible que concede un descuento de \$5.25 en el costo del servicio telefónico mensual o de \$9.25 en productos elegibles de banda ancha o en paquetes de voz y productos de banda ancha (cuando estén disponibles). Estos descuentos están limitados a solo uno por hogar. También podrías cualificar para otros descuentos estatales adicionales cuando estén disponibles. Si tienes preguntas sobre los servicios o las tarifas de Frontier o quieres obtener más información, llámanos al 1-800 921-8101 o visítanos en www. Frontier.com.

CNS-3670680#

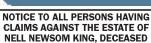
## **PUBLIC NOTICE**

UT Tyler University Academy char ter school will host a public meet ing of the Board on Thursday, February 23, 2023, to discuss the annual report of educational per-formance and the Texas Academic Performance Report (TAPR). The meeting will be held at 12:00 p.m. at the Alumni House, 3000 Alumni Circle, Tyler, TX. The Board Meeting Agenda will be published on the charter's homepage (www. uttua.org) at least 72 hours prior to the meeting.



Longview News-Bournal news-journal.com

**LEGAL NOTICES** 



NOTICE IS HEREBY GIVEN that original Letters Testamentary for the Estate of Nell Newsom King, Deceased, were issued on February 2023, in Cause No. 2023 0033-E, pending in the County Court at Law No. 2 of Gregg County, Texas, to John Asbury "Berry" King. Applicant's mailing address is: c/c Gregory J. Wright, 1100 Judson Road, Suite 722, Longview, Texas 75601.

All persons having claims against this Estate which is currently being administered are required to present them within the time and in the manner prescribed by law. All persons having claims should address them in care of the representative at the address stated above.

Dated the 13th day of February

John Asbury "Berry" King, Independent Executor

By: <u>/s/ Gregory J. Wright</u> GREGORY J. WRIGHT STATE BAR NO. 22029800

ATTORNEY FOR THE INDEPENDENT

Christy Colette Moore. Independent Executor

By: <u>/s/ Gregory J. Wright</u> GREGORY J. WRIGHT

Dated the 13th day of February

STATE BAR NO. 22029800 ATTORNEY FOR THE INDEPENDENT

(Longview, TX) The Longview Metropolitan Planning Organization (MPO) has scheduled a Policy Board meeting on Wednesday, February 22, 2023, at 2:00 p.m. in the Longview City Council Chambers located in the Jo Ann Metcalf Municipal Building, 300 W. Cotton Street, Longview, TX 75601 to consider approval of the Longview Transit Safety Performance Measure Targets, Texas Department of Transportation 2023 Safety Performance Measure (PM1) Targets, FY 2022 & FY 2023 Unified Planning Work Program (UPWP) modifications and the E. Loop 281 Corridor Study (Tryon Road to Page Road). The public is invited to attend and will be given an opportunity to provide comments at the meeting. The meeting will be live streamed on Facebook Live, on CityView Municipal TV at LongviewTexas.gov/CityView and on Longview Cable TV, Channel 10.1 or 215. After the meeting, citizens may view the recorded meeting online in the CityView Video Library. Comments and questions may be sent to the Longview MPO, PO. Box 1952, Longview, TX 75606 or a mailed to MPOW 1952. and questions may be sent to the Longview MPO, RO. Box 1952, Longview, IX 75606 or emailed to MPO@LongviewTexas.gov. The UPWP and the E. Loop 281 Corridor Study (Tryon Road to Page Road) will be available for review online, after the meeting, at LongviewTexas.gov/MPO and in the Longview MPO office, located at 410 S. High Street, Longview, TX 75601. Persons with disabilities who may need auxiliary aid or services at the meeting and persons needing a translator or interpreter are asked to contact the MPO at 903-237-1062. Para información en español, por favor comuníquese con Natasha Jaime en 903-237-1060. #FGR6510001-651-Pub Notice

#### **OFFICIAL NOTICE**

A PUBLIC HEARING will be held by the City of Longview City Council on Thursday, March 9, 2023, at 5:30 PM. in the Council Chambers of the Jo Ann Metcalf Municipal Building, located at 300 West Cotton Street, ongview, Texas to consider the following:

A. A PUBLIC HEARING will be held to consider application#S23-01 filed by Yuhang Chen requesting a Specific Use Permit (SUP) to allow for a restaurant with a private club in a General Retail (GR) Zoning District for approximately 1.665 acres of Lot 2A Marketplace #1 located at 2802

B. A PUBLIC HEARING will be held to consider application #S23-02 filed by East Texas Fuels, Inc. requesting a Specific Use Permit (SUP) to allow for a restaurant with a drive-thru window in a General Retail (GR) Zoning District for approximately 5.906 acres, a portion of Lots 2B, 3A-1 and 3B Block 1112 L L Wooley #1 Subdivision, located at 2301 Judson Road.

C. A PUBLIC HEARING will be held to consider application#Z23-05 filed by SW57 Construction, LLC requesting a rezone from Heavy Commercial (C) to Two-Family (TF) Zoning District for approximately 1.294 acres of Lot 3 Block 2 Northwest Medical Park located on the east side of Toler Road, north of W. Loop 281, south of McWhorter Park.

D. A PUBLIC HEARING will be held to consider application #Z23-06 filed by Daryl L. Bane and Saul Soto Lopez requesting a rezone from General Retail (GR) to Single Family (SF-5) Zoning District for Lots 12 and 13 Block 7 (NCB 499) Marshall Heights located at 1114 and 1116 N. Third

E. A PUBLIC HEARING will be held to consider#M23-01 an ordinance updating the Unified Development Code.

(350-55015) If you have concerns or comments, please attend the to the Planning Division prior to the hearing for consideration. If you have any questions please contact Angela Choy, AICP, City Planner at 903-237-1072.

## THE STATE OF TEXAS

#### To: THE HEIRS AT LAW OF THE ESTATE OF MARY J KINNAMAN, **DECEASED** Greetings:

You are commanded to appear by filing a written answer to the plaintiff's petition at or before 10 o'clock A.M. of the first Monday after the expiration of 42 days from the date of issuance of this Citation, the same being Monday the 6th day of March, 2023, at or before 10 o'clock a.m. before the Honorable County Court at Law 2 Court of Gregg County, at the Court House in Longview, Texas. Said plaintiff's petition was filed on on this the 4th day of August, 2022.

The file number of said suit being No. 2022-1230-CCL2

The name of the parties in said suit are: Matrix Financial Services Corporation Plaintiff

and

Estate of Mary J Kinnaman and The Heirs at Law of Estate of Mary J

The nature of said suit being substantially as follows, to wit: **Suit To Remove Cloud From Title** 

The name and address of the attorney for plaintiff, or the address of

5601 DEMOCRACY DRIVE SUITE 265 PLANO TX 75024 972-532-0128

Issued this the 20th day of January, 2022

Given under my hand and seal of said Court, at office in Longview, Texas this the 20th day of January, 2023

> Trey Hattaway, Clerk County Court at Law 2 Court P.O. Box 711 Longview, Tx 75606 Gregg County, Texas

Signed: 1/20/2023 10:46:33 AM

By /s/ Debbie Kinney Deputy Debbie Kinney





Notice of Public Sale of property to satisfy a landlord's lien. Sale is to be held online at https://storageauctions.com/.

The facility is located at 107 W Pliler Precise Rd, Longview, TX 75605.

Bidding will open on March 3, 2023, at 11:45 am and conclude on March 8, 2023, at 11:45 am. Clean up deposit is required. The seller reserves the right to withdraw the property at any time before the sale. Unit items are sold as-is to the highest bidder. The property includes the contents of spaces of the following

Ladder, Bunch of clothes, air conditioner, coxes, dividers, boots and baskets

tenant – Jason Brown

#### **GET HIRED FAST** ETX OBS.com

## LEGAL NOTICES

**NOTICE TO CREDITORS** Notice is hereby given that Letters

Testamentary in the Estate of Marlene Klapinsky, Deceased were issued on January 24, 2023

in Case No. 2022-0423-E pending in the County Court at Law, Gregg

County, Texas, to Michael Thomas Klapinsky. All persons having

claims against the estate, which is presently being administered, are

required to submit them, within the time and manner prescribed

by law, and before the estate is closed, addressed as follows:

Law Office of Kelley F. Whalen, P.C. 611 S. Church St.

Dated this 14th day of February,

By <u>/s/ James R. Wilson</u> James R. Wilson Attorney for Administrator of the

Estate of Marlene Klapinsky

PUT YOUR\$

Estate of Marlene Klapinsky c/o James R. Wilson

Georgetown, Texas 78626 Ph.: (512) 930-7369

Fax: (512) 869-8273

Representative

**LEGAL NOTICES** 

## PEWITT CONSOLIDATED INDEPENDENT SCHOOL DISTRICT REQUEST FOR PROPOSALS

The Pewitt Consolidated Independent School District is soliciting responses to a Request for Proposals seeking a Construction Manager-At-Risk (one-step process) for the District's upcoming

(RFP)

In order to obtain the RFP packet, which contains all details related to the RFP please contact:

Jordan Godwin Godwin Design Architects, PLLC 104 North Ward Street PO. Box 932 Hughes Springs, Texas 75656 Tel: (903) 650-6312

jordan@godwindesign.net <u>Deadline for Submission</u> Responses to this RFP are due

## no later than: March 9, 2023 @ 2:00 p.m. CST

No fax or other forms of electronic transmissions will be accepted for consideration.

Proposals received after the published deadline <u>will not</u> be accepted or considered.

Additional information can be obtained by going to https://www.pewittcisd.net or by contacting Jordan Godwin via email.

Docket No. 52502

**BUY LOCAL** 

UNDINE TEXAS, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13260, NOTICE OF INTENT TO AMEND ITS CCN, TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 12473 FROM TEXAS WATER SYSTEMS, INC., AND FOR DUAL CERTIFICATION WITH PORTIONS OF BOTH PRITCHETT WATER SUPPLY CORPORATION, CCN NO. 10478, AND CRYSTAL SYSTEMS TEXAS, INC., CCN NO. 10804, IN GREGG, HENDERSON, SMITH, AND UPSHUR COUNTIES, TEXAS

ndine Texas, LLC	17681 Telge Road	Cypress, TX	77429
Purchaser's Name)	(Address)	(City), (State)	(Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission) to amend uncertificated service area to CCN No. 13260, for dual certification with portions of both Pritchett Water Supply Corporation, CCN No. 10478, and Crystal Systems Texas, Inc., CCN No. 10804, and to purchase all of the water facilities and to transfer

water certificated service area under CCN No. 12473, in Gregg, Henderson, Smith, and Upshur Counties, TX from: Texas Water Systems, Inc. 7891 Highway 271 Tyler, TX (City), (State)

The requested area overlaps the district boundaries of the Upper Sabine Valley SWMD. If the Upper Sabine Valley SWMDdoes not request a public hearing, the Commission shall determine that the districtis consenting to the Undine Texas, LLC's request to provide retail water utility service in the requested area.

The sale is scheduled to take place if approved by the Commission (Texas Water Code  $\S$  13.301). The transaction and the transfer of the CCN includes the following subdivisions:

he requested area subject to this transaction is located within approximately 2 miles north-northeast of downtown <u>Ore City,</u> Texas, and is generally bounded on the <u>north</u> by <u>a line approx. half mile south of Upshur County Landing Road;</u> on the <u>east</u> by <u>Lake O'the Pines;</u> on the <u>south</u> by <u>Upshur/Marion County Line;</u> and on the <u>west</u> by <u>North Front Street in Upshur County. The requested area includes approximately <u>406</u> acres and serves <u>119</u> customer connections.</u>

The requested area subject to this transaction is located within approximately 2 miles <u>north</u> of downtown <u>Coffee City.</u>
Texas, and is generally bounded on the <u>north</u> by <u>Jamison Drive</u>; on the <u>east and south</u> by <u>Lake Palestine</u>; and on the <u>west</u> by <u>approximately 200 feet west of County Road 4202 in <u>Henderson County</u>. The requested area includes approximately <u>81</u> acres and serves <u>70</u> customer connections.</u>

Country Club Estates

The requested area subject to this transaction is located within approximately 2 miles south-southwest of downtown Gilmer, Texas, and is generally bounded on the north by State Highway 155; on the east by U.S. Highway 271 South; on the south by Sugar Creek; and on the west by Farm to Market 2685 in Upshur County. The requested area includes approximately 23 acres and serves 34 customer connections. The requested area subject to this transaction is located within approximately <u>1.3</u> miles <u>west</u> of downtown <u>Gilmer</u>. Texas, and is generally bounded on the <u>north</u> by <u>Lake Gilmer and Kelsey Creek</u>; on the <u>east</u> by <u>Brooks Creek and North Bradford Street</u>; on the <u>south</u> by <u>State Highway 154</u>; and on the west by <u>Farm to Market 852 and Kelsey Creek</u> in <u>Upshur County</u>. The requested area includes approximately <u>1.091</u> acres and serves <u>92</u> customer connections.

<u>Garden Acres</u> The requested area subject to this transaction is located within approximately <u>4.5</u> miles <u>west</u> of downtown <u>Longview</u> Texas, and is generally bounded on the <u>north</u> by <u>Mistletoe Street</u>; on the <u>east by Swinging Bridge Road</u>; on the <u>south</u> by <u>Sabine River</u>; and on the <u>west</u> by <u>Hawkins Creek</u> in <u>Gregg County</u>. The requested area includes approximately <u>256</u> acres and serves <u>79</u> customer connections.

<u>Harmony and Rosewood</u>
The requested area subject to this transaction is located within approximately <u>6.2</u> miles <u>west</u> of downtown <u>Gilmer</u> exas, and is generally bounded on the north by Farm to Market 852; on the east by Farm to Market 1795 and Si Highway 154; on the south by Cedar Road; and on the west by Raintree Lakes and Kelsey Creek in <u>Upshur County</u>. The requested area includes approximately <u>1.807</u> acres and serves <u>199</u> customer connections.

he requested area subject to this transaction is located within approximately 4.6 miles southwest of downtown Lindale, Texas, and is generally bounded on the <u>north</u> by <u>Interstate Highway 20;</u> on the <u>east</u> by <u>the intersection of State</u> <u>Highway 110 and County Road 412;</u> on the <u>south</u> by <u>Neches River & County Road 49;</u> and on the <u>west</u> by <u>Mill Break</u> <u>Creek & Neches River</u> in <u>Smith County</u>. The requested area includes approximately <u>4.880</u> acres (includes 12 acres to be decertified) and serves 312 customer connections.

## Stallion Lake and Garden Valley Resort

he requested area subject to this transaction is located within approximately 3.5 miles east-southeast of downtown Van, Texas, and is generally bounded on the <u>north by the intersection of County Road 424 and State Highway 110;</u> and east by <u>State Highway 110;</u> on the <u>south</u> by <u>Neches River and Mill Break Creek;</u> and on the <u>west</u> by <u>County Road</u> 426 in <u>Smith County</u>. The requested area includes approximately 2,087 acres and serves <u>211</u> customer connections.

Approximate total acreage for the requested area includes 10,619 acres [10,631 acres minus 12 acres to be decertified] with 1,116 total customer connections, comprised of:

• Transfer Areas from Texas Water Systems (CCN 12473) includes 5,669 acres;

• Decertify Areas from Texas Water Systems (CCN 12473) includes 12 acres;

• Uncertificated (add) Areas includes 4,921 acres;

• Dual Areas with Pritchett WSC (CCN 10478) includes 8 acres; and

• Dual Areas with Crystal Systems (CCN 10804) includes 21 acres.

A copy of the map showing the requested area is available at: 17681 Telge Road, Cypress, Texas 77429

The proposed transaction may change the current customers' rates and services to the current approved rates and The proposed transaction may change the current customers fraces and services of transactions are approved faces and services of Undine Texas, LLC (in fariff as Rate Year 3, effective August 1, 2022), which are higher than the current rate for a 5/8" meter for <a href="Texas Water Systems">Texas Water Systems</a>, Inc. To view a copy of the current approved fariff, go to: <a href="https://undinellc.com/wp-content/uploads/Undine-Texas-LLC-Water-Tariff.pdf">https://undinellc.com/wp-content/uploads/Undine-Texas-LLC-Water-Tariff.pdf</a>
OR email <a href="mailto:info@undinellc.com">info@undinellc.com</a> or call <a href="mailto:(713) 574-5953">(713) 574-5953</a> to request a copy.

BILLING COMPARISON for a 5/8" meter

10,000 gallons:

Water – all subdivisions except Camp Joy 2,000 gallons: 5,000 gallons: 10,000 gallons: 2,000 gallons: 5,000 gallons: 10,000 gallons: New Rate \$55.75/mo Existing Existing \$78.71/mo 2,000 gallons: 5,000 gallons: \$19.00/mo 2,000 gallons: 5,000 gallons: Existing New Rate

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. number if applicable.

New Rate

10,000 gallons:

\$78.71/mo

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 a final decision. An evidentiary hearing is a legal proceeding similar to a civil

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 for pumples 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

\$38.00/mo

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

# Making the search easier on YOU! ETX OBS.com

## PUBLIC UTILITY COMMISSION OF TEXAS



# PUBLISHER'S AFFIDAVIT DOCKET NO. 52502

DOCKET NO. 52502
COUNTY OF Henderson
Before me, the undersigned authority, on this day personally appeared  Amy Hennessy,
who being by me duly sworn, deposes and that (s)he is the
(TITLE) (NAME OF NEWSPAPER)
(TITLE) (NAME OF NEWSPAPER)
that said newspaper is regularly published in  Hendersen County  (COUNTY/COUNTIES)
and generally circulated in denders on County, Texas; (COUNTY/COUNTIES)
and that the attached notice was published in said newspaper on the following dates, to wit:
2-19-2022 2-26-2022
(DATES)  (SIGNATURE OF NEWSPAPER REPRESENTATIVE)
Subscribed and sworn to before me this day of, 2022, to certify which witness my hand and seal of office.
Dung & Bell
Notary Public in and for the State of Texas  TERRY E. BELL Notary Public, State of Texas  Comm. Expires 02-12-2024

Legal

Legal

Docket No. 52502

Legal

#### NOTICE OF PUBLIC HEARING

Legal

Legal

NOTICE is hereby given to owners of property adjacent to and to all other persons, as provided by the law, that the Planning & Zoning Commission for the City of Athens, Texas, will hold a public hearing for the items below on Monday, March 7, 2022 at 5:30 p.m. and the City Council will hold a public hearing on Monday, March 14, 2022 at 5:30 p.m. in the Civic Hall of the Cain Center, 915 South Palestine Street, Athens, Texas to consider the following request and at which time and place all interested persons will be given an opportunity to be heard.

Consider a request for a demolition order for the substandard structure located at 603 Lee St, also known as Lot 3, Block B of the F. M. Coker Addition, B. C. Walters Survey, Abstract 797. Owner: Jacqueline Williams

Consider a request from Steve Grant of BB & G Properties, Inc. for approval of a zoning change from Industrial to Multi-Family – 2 for Tract 46, J. B. Atwood Survey, stract 19; located the northwest corner of Old Tyler Hwy and Short St, also known as Property ID R1759.

Consider a request from Amir Ali Jafri for approval of a zoning change from Commercial to Single-Family – 7 for Lot D, . L. Loper, T. Parmer Survey, Abstract 782: located at 206 W Cayuga St.

Consider a request from Scott Barrett of Red Dot Corporation for approval of a zoning change from Single-Family – 5 to Commercial for Lots 1, 3, 5, 7, 9 & 17A of Block 4 and Lots 2-15 of Block 5 of West Hylands, T. Parmer Survey, Abstract 782; located at 1209 W Corsicana St, and also known as Property IDs C2557, C2558, R81189, R81191, R81193, R81194, R81196 & C122818.

Consider a request from request from Rogue Architects for approval of site plan for minor automotive repair use located in the Planned Development – 1 zoning district for Lot 7A of Athens Center, R. A Clark Survey, Abstract 171; located at 1101 E Tyler St. Owner: SCC East Tyler Athens



WWW.**COMMUNITYNEWSDIGITAL**.COM

## **Notice for Publication**

Legal

UNDINE DEVELOPMENT, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 12407, NOTICE OF INTENT TO AMEND ITS CCN, TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 12473 FROM TEXAS WATER SYSTEMS, INC., AND FOR DUAL CERTIFICATION WITH PORTIONS OF BOTH PRITCHETT WATER SUPPLY CORPORATION, CCN NO. 10478, AND CRYSTAL SYSTEMS TEXAS, INC., CCN NO. 10804, IN GREGG, HENDERSON, SMITH, AND UPSHUR COUNTIES, TEXAS

Legal

Legal

<u>Undine Development, LLC</u> 17681 Telge Road Cypress, TX 77429 (Purchaser's Name) (Address) (City), (State) (Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission) to amend uncertificated area to CCN No. 12407, for dual certification with portions of both Pritchett Water Supply Corporation, CCN No. 10478, and Crystal Systems Texas, Inc., CCN No. 10804, and to purchase all of the water facilities and to transfer water certificated service area under CCN No. <u>12473,</u> in Gregg, Henderson, Smith, and Upshur Counties, TX from:

<u>75708</u> Texas Water Systems, Inc. 7891 Highway 271 Tyler, TX (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 subdivisions:

Legal

The requested area subject to this transaction is located within approximately 2 miles north-northeast of downtown <u>Ore City,</u> Texas, and is generally bounded on the <u>north</u> by <u>a line approx. half mile south of Upshur</u> County Landing Road; on the east by Lake O' the Pines; on the south by Upshur/Marion County Line; and on the west by North Front Street in Upshur County. The requested area includes approximately 406 acres and serves 119 customer connections.

#### Cape Tranquility

The requested area subject to this transaction is located within approximately 2 miles north of downtown Coffee City, Texas, and is generally bounded on the north by Jamison Drive; on the east and south by Lake Palestine; and on the west by approximately 200 feet west of County Road 4202 in Henderson County. The requested area includes approximately 81 acres and serves 70 customer connections.

#### **Country Club Estates**

The requested area subject to this transaction is located within approximately 2 miles south-southwest of downtown <u>Gilmer,</u> Texas, and is generally bounded on the <u>north</u> by <u>State Highway 155;</u> on the <u>east</u> by <u>U.S.</u> Highway 271 South; on the south by Sugar Creek; and on the west by Farm to Market 2685 in Upshur County. The requested area includes approximately 23 acres and serves 34 customer connections.

#### <u>Friendship</u>

The requested area subject to this transaction is located within approximately 1.3 miles west of downtown Gilmer, Texas, and is generally bounded on the north by Lake Gilmer and Kelsey Creek; on the east by Brooks Creek and North Bradford Street; on the south by State Highway 154; and on the west by Farm to Market 852 and Kelsey Creek in Upshur County. The requested area includes approximately 1,091 acres and serves 92 customer connections.

#### Garden Acres

The requested area subject to this transaction is located within approximately 4.5 miles west of downtown <u>Longview,</u> Texas, and is generally bounded on the <u>north</u> by <u>Mistletoe Street;</u> on the <u>eas</u>t by <u>Swinging Bridge</u> Road; on the south by Sabine River; and on the west by Hawkins Creek in Gregg County. The requested area includes approximately 256 acres and serves 79 customer connections.

#### Harmony and Rosewood

The requested area subject to this transaction is located within approximately 6.2 miles west of downtown <u>Gilmer,</u> Texas, and is generally bounded on the <u>north</u> by <u>Farm to Market 852;</u> on the <u>east</u> by <u>Farm to Market</u> 1795 and State Highway 154; on the south by Cedar Road; and on the west by Raintree Lakes and Kelsey <u>Creek</u> in <u>Upshur County</u>. The requested area includes approximately <u>1.807</u> acres and serves <u>199</u> customer connections.

#### Mount Sylvan

The requested area subject to this transaction is located within approximately 4.6 miles southwest of downtown <u>Lindale,</u> Texas, and is generally bounded on the <u>north</u> by <u>Interstate Highway 20;</u> on the <u>east</u> by the <u>inter-</u> section of State Highway 110 and County Road 412; on the south by Neches River & County Road 49; and on the west by Mill Break Creek & Neches River in Smith County. The requested area includes approximately 4,880 acres (includes 12 acres to be decertified) and serves 312 customer connections

## Stallion Lake and Garden Valley Resort

The requested area subject to this transaction is located within approximately 3.5 miles east-southeast of downtown Van, Texas, and is generally bounded on the north by the intersection of County Road 424 and State Highway 110; and east by State Highway 110; on the south by Neches River and Mill Break Creek; and on the west by County Road 426 in Smith County. The requested area includes approximately 2.087 acres and serves 211 customer connections.

Approximate total acreage for the requested area includes 10,619 acres [10,631 acres minus 12 acres to be decertified] with 1,116 total customer connections, comprised of:

Transfer Areas from Texas Water Systems (CCN 12473) includes 5,669 acres;

Decertify Areas from Texas Water Systems (CCN 12473) includes 12 acres;

Uncertificated (add) Areas includes 4,921 acres;

Dual Areas with Pritchett WSC (CCN 10478) includes 8 acres; and Dual Areas with Crystal Systems (CCN 10804) includes 21 acres.

The requested area overlaps the district boundaries of the Upper Sabine Valley SWMD. If the Upper Sabine Valley SWMD does not request a public hearing, the Commission shall determine that the district is consenting to the Undine Development, LLC's request to provide retail water utility service in the requested area. The proposed transaction may change the current customers' rates and services to the current approved rates and services of <u>Undine Development, LLC</u>, which are higher than the current rate for a 5/8" meter plus gallonage for <u>Texas Water Systems</u>, <u>Inc</u>. To view a copy of the current approved tariff, go to:

#### Or email info@undinellc.com or call (713) 574-5953 to request a copy.

https://undinellc.com/Tariff/Undine%20Development%20Water%20Tariff.pdf

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 a 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.

# Texas Supreme Court hears arguments in state abortion case

#### **ALI LINAN**

CNHI TEXAS STATEHOUSE REPORTER

AUSTIN — The Texas Supreme Court heard oral arguments Thursday on a narrow challenge to the state's law that created a near-total abortion ban.

The case surrounds whether medical licensing officials have the authority to enforce the state's Senate Bill 8 passed last year, and in doing so, makes them a target for legal action.

Senate Bill 8, also referred to as the Heartbeat Act, bans abortions in Texas after cardiac activity is detected in a fetus, usually around six weeks of pregnancy, before many women know they are pregnant. It was also designed to evade judicial review by instead deputizing private citizens as the enforcers, allowing them to bring lawsuits seeking damages of up to \$10,000 against anyone who "aids or abets" an abortion after

a heartbeat is detected. Additionally, doctors, nurses and other medical professionals are potentially threatened with loss of licensure — managed by the Texas Medical Board and the Texas Board of Nursing — should a medical provider be sued for breaking the law.

Marc Hearron, senior counsel at the Center for Reproductive Rights who argued on behalf of abortion advocates, said allowing medical licensing officials to revoke credentials constitutes an enforcement by a state agency. Therefore, abortion providers can sue licensing officials, allowing prochoice advocates another avenue to block SB 8.

Conversely, Solicitor General Judd Stone II, arguing on behalf of the state, said the law clearly prohibits enforcement by a state agency or official therefore making the argument moot.

"The legislature has directed that no enforcement of that prohibition may be taken or threatened by the state," he said. "If a state official revoked a doctor's license as a consequence of violating SB 8, any ordinary individual would describe that as enforcement."

Even as Hearron argued that the state licensing boards have enforcement power per its code, Stone said that the justices could rule that the medical licensing officials do not have the power of enforcement regarding SB 8, essentially ending the case for abortion advocates and their last-ditch effort to declare SB 8 unconstitutional.

Hearron admitted that if justices went this route, it would still be beneficial to his clients by providing "certainty" that they wouldn't lose their license solely for being sued due to an SB 8 violation.

Thursday's arguments are only the latest step in a string of court proceedings between the state and abortion advocates. The case, formally known as Whole Woman's Health v. Jackson, continues to circulate through the system making its way up to the U.S. Supreme Court before being returned to the lower

While before SCOTUS in November, justices only answered a proceabortion providers can sue judges, court clerks and others in their role as an enforcer of SB 8. The court struck down most of the case, only allowing abortion providers to continue the case against and sent the case back to the Fifth U.S. Circuit Court of Appeals.

then diverted the case to the Texas Supreme Court pretation before the case goes before the appellate court once again.

Currently, the ban also remains in effect despite several opportunities for courts, including SCOTUS and the Fifth U.S. Circuit stay on the law until legal issues are sorted out.

national headlines for its ture and stringent timeline on legal abortion access. It will also likely lead to other copycat laws in other states seeking to outlaw

However, it is the case currently before SCOTUS – Dobbs v. Jackson Women's Health Organization — may be the one to overturn the 1973 case Roe v. Wade, which legalized abortion. Should the conservative-leaning court overturn Roe v. Wade, Texas already has a trigger law in place that would ban abortions statewide.

A decision on the Mississippi case will likely

dural question on whether medical licensing officials,

The court of appeals for further state law inter-

Court of Appeals, to place a Texas' SB 8 made unique enforcement struc-

abortions, experts say.

come in June, at the end of the SCOTUS term, experts

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of Writing a

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That Works

Abbreviations.

A few accepted and

recognized abbreviations are OK, but an

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  #17: Counseling & Social Services
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  #19: Engineering
  #20: Environmental
  #24: Factory & Warehouse

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- Human Resources Insurance/Financial Services Janitorial & Grounds Maintenance
- Legal
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- Mechanics Media & Advertising
- Medical Technicians Medical Therapists
- Nursing Office Administration
- Operation
- Personal Care Pharmacy
- Printing Protective Services

- Quality Control
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  Research & Development
  Restaurant
- Restaurant
  Retail
  Sales
  Skilled Trades: Building General
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- Legal
- Legal

- Legal
- - Legal
- Legal

## Legal

Docket No. 52502

#### **Notice for Publication**

UNDINE DEVELOPMENT, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 12407, NOTICE OF INTENT TO AMEND ITS CCN, TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 12473 FROM TEXAS WATER SYSTEMS, INC., AND FOR DUAL CERTIFICATION WITH PORTIONS OF BOTH PRITCHETT WATER SUPPLY CORPORATION, CCN NO. 10478, AND CRYSTAL SYSTEMS TEXAS, INC., CCN NO. 10804, IN GREGG, HENDERSON, SMITH, AND UPSHUR COUNTIES, TEXAS

Undine Development, LLC 17681 Telge Road Cypress, TX (Purchaser's Name) (Address) (City), (State) (Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission) to amend uncertificated area to CCN No. 12407, for dual certification with portions of both Pritchett Water Supply Corporation, CCN No. 10478, and Crystal Systems Texas, Inc., CCN No. 10804, and to purchase all of the water facilities and to transfer water certificated service area under CCN No. 12473, in

7891 Highway 271 Texas Water Systems, Inc. <u>Tyler, TX</u> <u>75708</u> (Seller's Name) (Address) (City), (State) (Zip Code)

Gregg, Henderson, Smith, and Upshur Counties, TX from:

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 subdivisions:

The requested area subject to this transaction is located within approximately 2 miles north-northeast of

#### Camp Joy

County Landing Road; on the east by Lake O' the Pines; on the south by Upshur/Marion County Line; and on the west by North Front Street in Upshur County. The requested area includes approximately 406 acres and serves 119 customer connections. Cape Tranquility

downtown Ore City, Texas, and is generally bounded on the north by a line approx. half mile south of Upshur

The requested area subject to this transaction is located within approximately 2 miles north of downtown Cof-<u>fee City,</u> Texas, and is generally bounded on the <u>north</u> by <u>Jamison Drive;</u> on the <u>east and south</u> by <u>Lake Pales-</u> tine; and on the west by approximately 200 feet west of County Road 4202 in Henderson County. The requested area includes approximately <u>81</u> acres and serves <u>70</u> customer connections.

#### Country Club Estates

The requested area subject to this transaction is located within approximately 2 miles south-southwest of downtown Gilmer, Texas, and is generally bounded on the north by State Highway 155; on the east by U.S. Highway 271 South; on the south by Sugar Creek; and on the west by Farm to Market 2685 in Upshur County. The requested area includes approximately 23 acres and serves 34 customer connections.

#### <u>Friendship</u>

The requested area subject to this transaction is located within approximately 1.3 miles west of downtown Gilmer, Texas, and is generally bounded on the north by Lake Gilmer and Kelsey Creek; on the east by Brooks Creek and North Bradford Street; on the south by State Highway 154; and on the west by Farm to Market 852 <u>and Kelsey Creek</u> in <u>Upshur County.</u> The requested area includes approximately <u>1,091</u> acres and serves <u>92</u> customer connections.

## <u>Garden Acres</u>

The requested area subject to this transaction is located within approximately 4.5 miles west of downtown <u>Longview,</u> Texas, and is generally bounded on the <u>north</u> by <u>Mistletoe Street;</u> on the <u>eas</u>t by <u>Swinging Bridge</u> <u>Road;</u> on the <u>south</u> by <u>Sabine River;</u> and on the <u>west</u> by <u>Hawkins Creek</u> in <u>Gregg County</u>. The requested area includes approximately <u>256</u> acres and serves <u>79</u> customer connections.

#### Harmony and Rosewood

The requested area subject to this transaction is located within approximately 6.2 miles west of downtown <u>Gilmer,</u> Texas, and is generally bounded on the <u>north</u> by <u>Farm to Market 852;</u> on the <u>east</u> by <u>Farm to Market</u> <u>1795</u> and <u>State Highway 154;</u> on the <u>south</u> by <u>Cedar Road</u>; and on the <u>west</u> by <u>Raintree Lakes and Kelsey</u> <u>Creek</u> in <u>Upshur County</u>. The requested area includes approximately <u>1,807</u> acres and serves <u>199</u> customer connections.

#### Mount Sylvan

The requested area subject to this transaction is located within approximately 4.6 miles southwest of downtown <u>Lindale</u>, Texas, and is generally bounded on the <u>north</u> by <u>Interstate Highway 20;</u> on the <u>east</u> by the <u>inter-</u> section of State Highway 110 and County Road 412; on the south by Neches River & County Road 49; and on the west by Mill Break Creek & Neches River in Smith County. The requested area includes approximately <u>4.880</u> acres (includes 12 acres to be decertified) and serves <u>312</u> customer connections.

#### Stallion Lake and Garden Valley Resort

211 customer connections.

The requested area subject to this transaction is located within approximately <u>3.5</u> miles <u>east-southeast</u> of downtown <u>Van,</u> Texas, and is generally bounded on the <u>north</u> by the <u>intersection of County Road 424</u> and <u>State</u> <u>Highway 110;</u> and <u>east</u> by <u>State Highway 110;</u> on the <u>south</u> by <u>Neches River and Mill Break Creek;</u> and on the <u>west</u> by <u>County Road 426</u> in <u>Smith County</u>. The requested area includes approximately <u>2,087</u> acres and serves

<u>Approximate total acreage for the requested area includes 10,619 acres [10,631 acres minus 12 acres to be de-</u>

certified] with 1,116 total customer connections, comprised of: Transfer Areas from Texas Water Systems (CCN 12473) includes 5,669 acres;

Decertify Areas from Texas Water Systems (CCN 12473) includes 12 acres;

Uncertificated (add) Areas includes 4,921 acres;

Dual Areas with Pritchett WSC (CCN 10478) includes 8 acres; and Dual Areas with Crystal Systems (CCN 10804) includes 21 acres.

<u>The requested area overlaps the district boundaries of the Upper Sabine Valley SWMD</u>. If the Upper Sabine Valley SWMD does not request a public hearing, the Commission shall determine that the district is consenting to the Undine Development, LLC's request to provide retail water utility service in the requested area. The proposed transaction may change the current customers' rates and services to the current approved rates and services of <u>Undine Development, LLC</u>, which are higher than the current rate for a 5/8" meter plus gallonage for <u>Texas Water Systems, Inc</u>. To view a copy of the current approved tariff, go to: https://undinellc.com/Tariff/Undine%20Development%20Water%20Tariff.pdf

#### Or email info@undinellc.com or call <u>(713) 574-5953</u> to request a copy.

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 ad-

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 a 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** 

dress and fax number if applicable.

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.

# PUBLIC UTILITY COMMISSION OF TEXAS



# PUBLISHER'S AFFIDAVIT DOCKET NO. 52502

STATE OF TEXAS COUNTY OFSMITH
Before me, the undersigned authority, on this day personally appeared <u>losette Gracett</u> ,
who being by me duly sworn, deposes and that (s)he is the
(TITLE) (NAME OF NEWSPAPER)
that said newspaper is regularly published in
and generally circulated in
and that the attached notice was published in said newspaper on the following dates, to wit:
2/10/23 & 2/17/23
(DATES)  (DATES)  (SIGNATURE OF NEWSPAPER REPRESENTATIVE)
Subscribed and sworn to before me this 17th day of to certify which witness my hand and seal of office.
Notary Public in and for the State of Texas
Print or Type Name of Notary Public  KIMBERLY A BROCKWELL  NOTARY PUBLIC
Commission Expires 7-13-24  NOTARY PUBLIC MY COMM. EXP. 07/13/24

# Tyler Morning Telegraph CLASSIFIEDS 903.592.3818 tylerpaper.com/classifieds



LEGAL NOTICES



**LEGAL NOTICES** 

**Notice for Publication** 



**LEGAL NOTICES** 

## Docket No. 52502

UNDINE TEXAS, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13260, NOTICE OF INTENT TO AMEND ITS CCN, TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 12473 FROM TEXAS WATER SYSTEMS, INC., AND FOR DUAL CERTIFICATION WITH PORTIONS OF BOTH PRITCHETT WATER SUPPLY CORPORATION, CCN NO. 10478, AND CRYSTAL SYSTEMS TEXAS, INC., CCN NO. 10804, IN GREGG, HENDERSON, SMITH, AND UPSHUR COUNTIES, TEXAS

Undine Texas, LLC (Purchaser's Name) 17681 Telge Road (Address)

has submitted an application with the Public Utility Commission of Texas (Commission) to amend uncertificated service area to CCN No. 13260, for dual certification with portions of both Pritchett Water Supply Corporation, CCN No. 10478, and Crystal Systems Texas, Inc., CCN No. 10804, and to purchase all of the water facilities and to transfer water certificated service area under CCN No. 12473, in Gregg, Henderson, Smith, and Upshur Counties, TX from:

7891 Highway 271 Tyler, TX (City), (State) Texas Water Systems, Inc.

The requested area overlaps the district boundaries of the <u>Upper Sabine Valley SWMD.</u> If the Upper Sabine Valley SWMDdoes not request a public hearing, the Commission shall determine that the districtis consenting to the Undine Texas, LLC's request to provide retail water utility service in the requested area.

The sale is scheduled to take place if approved by the Commission (Texas Water Code  $\S$  13.301). The transaction and the transfer of the CCN includes the following subdivisions:

The requested area subject to this transaction is located within approximately 2 miles <u>north-northeast</u> of downtown Ore City, Texas, and is generally bounded on the <u>north</u> by <u>a line approx. half mile south of Upshur County Landing Road; on the <u>east</u> by <u>Lake O' the Pines;</u> on the <u>south</u> by <u>Upshur/Marion County Line;</u> and on the <u>west</u> by <u>North Front Street</u> in <u>Upshur County</u>. The requested area includes approximately <u>406</u> acres and serves <u>119</u> customer connections.</u>

#### Cape Tranquility

<u>vape trangunity</u>

The requested area subject to this transaction is located within approximately 2 miles <u>north</u> of downtown <u>Coffee City.</u>

Texas, and is generally bounded on the <u>north</u> by <u>Jamison Drive</u>; on the <u>east and south</u> by <u>Lake Palestine</u>; and on the <u>west</u> by <u>approximately 200 feet west of County Road 4202 in <u>Henderson County</u>. The requested area includes approximately <u>81</u> acres and serves <u>70</u> customer connections.</u>

Country Club Estates
The requested area subject to this transaction is located within approximately 2 miles south-southwest of downtown Gilmer, Texas, and is generally bounded on the north by State Highway 155; on the east by U.S. Highway 271 South; on the south by Sugar Creek; and on the west by Earm to Market 2685 in Upshur County. The requested area includes approximately 23 acres and serves 34 customer connections.

Friendship
The requested area subject to this transaction is located within approximately 1.3 miles west of downtown Gilmer,
Texas, and is generally bounded on the north by Lake Gilmer and Kelsey Creek; on the east by Brooks Creek and North
Bradford Street; on the south by State Highway 154; and on the west by Farm to Market 852 and Kelsey Creek in
Upshur County. The requested area includes approximately 1.091 acres and serves 92 customer connections.

Garden Acres

The requested area subject to this transaction is located within approximately 4.5 miles west of downtown Longview, Texas, and is generally bounded on the north by Mistletoe Street; on the east by Swinging Bridge Road; on the south the North Street by Hawkins Creek in Gregg County. The requested area includes approximately 256 by <u>Sabine River;</u> and on the <u>west</u> by <u>Hawkins Creek</u> in <u>Gregg County</u>. The requested area includes approximately <u>256</u> acres and serves <u>79</u> customer connections.

#### Harmony and Rosewood

The requested area subject to this transaction is located within approximately <u>6.2</u> miles <u>west</u> of downtown <u>Gilmer</u>, Texas, and is generally bounded on the <u>north</u> by <u>Farm to Market 852</u>; on the <u>east</u> by <u>Farm to Market 1795 and State Highway 154</u>; on the <u>south</u> by <u>Cedar Road</u>; and on the <u>west</u> by <u>Raintree Lakes and Kelsey Creek</u> in <u>Upshur County</u>. The requested area includes approximately <u>1,807</u> acres and serves <u>199</u> customer connections.

Mount Sylvan
The requested area subject to this transaction is located within approximately 4.6 miles southwest of downtown Lindale, Texas, and is generally bounded on the north by Interstate Highway 20; on the east by the intersection of State Highway 110 and County Road 412: on the south by Neches River & County Road 49: and on the west by Mill Break Creek & Neches River in Smith County. The requested area includes approximately 4,880 acres (includes 12 acres to be decertified) and serves 312 customer connections.

Stallion Lake and Garden Valley Resort
The requested area subject to this transaction is located within approximately 3.5 miles <u>east-southeast</u> of downtown Van, Texas, and is generally bounded on the <u>north by the intersection of County Road 424 and State Highway 110</u>; and east by State Highway 110; on the <u>south by Neches River and Mill Break Creek;</u> and on the <u>west by County Road 426</u> in <u>Smith County</u>. The requested area includes approximately <u>2.087</u> acres and serves <u>211</u> customer connections.

Approximate total acreage for the requested area includes 10,619 acres [10,631 acres minus 12 acres to be decertified] with 1,116 total customer connections, comprised of:

• Transfer Areas from Texas Water Systems (CCN 12473) includes 5,669 acres;

• Decertify Areas from Texas Water Systems (CCN 12473) includes 12 acres;

• Uncertificated (add) Areas includes 4,921 acres;

• Dual Areas with Pritchett WSC (CCN 10478) includes 8 acres; and

• Dual Areas with Crystal Systems (CCN 10804) includes 21 acres.

A copy of the map showing the requested area is available at: 17681 Telge Road, Cypress, Texas 77429

The proposed transaction may change the current customers' rates and services to the current approved rates and services of Undine Texas, LLC (in tariff as Rate Year 3, effective August 1, 2022), which are higher than the current rate for a 5/8" meter for <u>Texas Water Systems</u>. Inc. To view a copy of the current approved tariff, go to: <a href="https://undinellc.com/wp-content/uploads/Undine-Texas-LLC-Water-Tariff.pdf">https://undinellc.com/wp-content/uploads/Undine-Texas-LLC-Water-Tariff.pdf</a>
OR email <a href="mailto:info@undinellc.com">info@undinellc.com</a> or call <a href="mailto:(713) 574-5953">(713) 574-5953</a> to request a copy.

New Rate 2,000 gallons:

#### BILLING COMPARISON for a 5/8" meter

Water – all subdivisions except Camp Joy
Existing 2,000 gallons \$48.00/mo

Existing Existing	5,000 gallons: 10,000 gallons:	\$57.00/mo \$72.00/mo		5,000 gallons: 10,000 gallons:	\$62.98/mo \$78.71/mo
Water – Car Existing Existing Existing	amp Joy only 2,000 gallons: 5,000 gallons: 10,000 gallons:	\$19.00/mo \$25.00/mo \$38.00/mo	New Rate	2,000 gallons: 5,000 gallons: 10,000 gallons:	\$55.75/mo \$62.98/mo \$78.71/mo

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

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 a final decision. An evidentiary hearing is a legal proceeding similar to a civil that the district account. 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. If 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.

TO: ALL UNKNOWN HEIRS IN THE ESTATE OF ARTHUR L. VITASEK, DECEASED:

On the 1st day of February, 2023, ANNE FLORENDE ALICE VITASEK filed an APPLICATION TO DETERMINE HEIRSHIP in a proceeding styled IN THE

ESTATE OF ARTHUR L. VITASEK, DECEASED and bearing the number 47166P in the County Court at Law #3 of Smith County, Texas.

The Court will hear the aforesaid **APPLICATION TO DETERMINE HEIRSHIP** on the Monday next after the expiration of ten (10) days from the date of publication of this citation, in the Courtroom in the County Courthouse

All persons interested in the aforesaid Estate are commanded to appear a

or before the time set for said hearing by filing a written contest or answer

Said written contest or answer shall be filed in the office of the County Clerk

In compliance with the law, this citation shall be served by publication once in a newspaper of general circulation in this, the County in which such

proceeding is pending, not less than ten (10) days before the return date hereof, exclusive of the day of publication, and the date of publication said

If this citation is not served within ninety (90) days after the date of

Issued and given under my hand and seal of office, the 2nd day of February

KAREN PHILLIPS, COUNTY CLERK

By: <u>/s/ Shanae Howell</u> Shanae Howell, Deputy Clerk

Smith County, Texas

**CITATION BY PUBLICATION** THE STATE OF TEXAS **COUNTY OF SMITH** 

Annex of Smith County, in Tyler, Texas

of Smith County, Texas in Tyler, Texas.

issuance, it shall be returned unserved.

2023, at the office in Tyler, Texas.

newspaper bears shall be the day of publication.

Sealed bids will be for furnishing all necessary materials, equipment, superintendence, and labor for construction of the following being improvements for the City of Tyler, Texas:

**NOTICE TO BIDDERS** 

Sealed bids addressed to the City of Tyler, Texas, will be received in the Purchasing Office, 304 North Border, Tyler, Texas 75702, Attention: Purchasing Manager, until 2:00 p.m., on Tuesday, February 28, 2023

and will be publicly opened immediately afterwards in the City Counci Chambers, 212 North Bonner, City Hall, 2nd Floor.

City of Tyler Bid Number: 23-005 Project Name: 2023 Seal Coat Program

Pavement repair and striping are included.

The project includes: All materials and equipment required to provide a seal coat treatment to approximately 15 lane miles of roadways in the City of Tyler. Asphalt is AC-20-5TR and aggregate is Type PD Grade 4. Fog sealing some streets after the seal coat is completed is also included.

Forms of proposal, contract, bonds, insurance, plans and specifications may be obtained at the office of the City Engineer, Water Utilities Administrative Office, 511 West Locust Street, Tyler, Texas, upon deposit of \$35.00 per set. The deposit is non-refundable. Mailing costs will not be refunded. Electronic plans, bid tab, and specifications (PDF) are available upon emailed request. Email requests must be sent to csamson@

A Pre-Bid Conference will be held on Monday, February 20, 2023 at 3:00 pm, located at Water Utilities Administrative Office, 511 West Locust Street, Tyler, Texas, in the Tyler Water Utilities Conference Room. The Pre-Bid Conference will be non-mandatory. Questions concerning this project shall be directed to Chuck Samson, P.E., (903) 279-7822.

Please Note: In accordance with House Bill 1295, for certain contracts entered into on or after January 1, 2016, the successful bidder must submit a Certificate of Interested Parties (Form 1295) at the time the signed contract is submitted to the CITY. See Section 19, "Certificate of

City of Tyler, Edward Broussard, City Manager

Publish: Tyler Morning Telegraph, Tyler, Texas

PUBLICATION DATES:

First (1st) Publication: Friday, February 10, 2023 Second (2nd) Publication: Friday, February 17, 2023

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**LEGAL NOTICES** 



LEGAL NOTICES



**LEGAL NOTICES** 

#### COMISIÓN DE CALIDAD AMBIENTAL DE TEXAS



AVISO DE RECIBIMIENTO DE LA SOLICITUD E INTENCIÓN DE OBTENER UN PERMISO DE AIRE (NORI)

#### NÚMERO DE PERMISO DE CALIDAD DEL AIRE PROPUESTO 171582

SOLICITUD VERITAS GAS PROCESSING, LP, ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ, por sus siglas en inglés) para: Emisión de Permiso 171582. Esta solicitud autorizaría la construcción del 110 South Fabrication Shop ubicado en 21249 State Highway 110 South, Troup, Smith Condado, Texas 75789.Este enlace a un mapa electrónico de la ubicación general del sitio o instalación se proporciona como cortesía pública y no como parte de la solicitud o aviso. Para conocer la ubicación exacta, consulte la aplicación <a href="http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=32.168333&lng=95.179444&zoom=13&type=r">http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=32.168333&lng=95.179444&zoom=13&type=r</a>. La instalación emitirá los siguientes contaminantes: monóxido de carbono, disolventes exentos, contaminantes peligrosos del aire, óxidos de nitrógeno, compuestos orgánicos, materia particulada incluyendo materia particulada con diámetros de 10 micrones o menos y 2.5 micrones o menos, y dióxido de azufre.

Esta solicitud se presentó a la TCEQ el 23 de enero de 2023. La solicitud estará disponible para su visualización y copia en la oficina central de la TCEQ, la oficina regional de TCEQ Tyler y el condado de La Biblioteca de Municipal de Cameron J. Jarvis Troup, 102 South Georgia Street, Troup, Smith Condado, Texas a partir del primer día de publicación de este aviso. El archivo de cumplimiento de la instalación, si existe alguno, está disponible para su revisión pública en la oficina regional Tyler de la TCEQ.

El director ejecutivo ha determinado que la solicitud está administrativamente completa y llevará a cabo

COMENTARIO PÚBLICO. Ustedpuede enviar comentarios públicos a la Oficina del Secretario Oficial en la dirección a continuación. La TCEQ considerará todos los comentarios públicos al desarrollar una decisión final sobre la solicitud y el director ejecutivo preparará una respuesta a esos comentarios.

REUNIÓN PÚBLICA. Puede solicitar una reunión pública a la Oficina del Secretario Oficial en la dirección a continuación. El propósito de una reunión pública es para brindar la oportunidad de enviar comentarios o hacer preguntas sobre la solicitud. Se llevará a cabo una reunión pública sobre la solicitud si lo solicita una persona interesada y el director ejecutivo determina que existe un grado significativo de interés público en la solicitud o si lo solicita un legislador local. Una reunión pública no es una audiencia de caso impugnado.

Una vez completada la revisión técnica de la solicitud, el director ejecutivo puede preparar un bosquejo de permiso y emitirá una decisión preliminar sobre la solicitud. Si se prepara un bosquejo de Permiso de Calidad del Aire, se requiere un Aviso de Solicitud y Decisión Preliminar y luego se publicará y enviará por correo a aquellos que hicieron comentarios, presentaron solicitudes de audiencia o están en la lista de correo para esta solicitud y contendrá la fecha límite final para enviar comentarios públicos.

OPORTUNIDAD PARA UNA AUDIENCIA DE CASO IMPUGNADO. Puede solicitar una audiencia de caso impugnado si usted es una persona que puede verse afectada por las emisiones de contaminantes Impugnado si usted es una persona que puede verse arectada por las emisiones de contaminantes del aire de la instalación. Si solicita una audiencia de caso impugnado, debe presentar lo siguiente: (1) su nombre (o para un grupo o asociación, un representante oficial), dirección postal y número de teléfono diurno; (2) nombre y número de permiso del solicitante; 3) la declaración "[Yo/nosotros] solicitamos una audiencia de caso impugnado"; (4) una descripción específica de cómo se vería afectado negativamente por la aplicación y las emisiones atmosféricas de la instalación de una manera no común para el público en general; (5) la ubicación y distancia de su propiedad en relación con la instalación; (6) una descripción de cómo utiliza la propiedad que puede verse afectada por la instalación; (7) una lista de todas las cuestiones de hecho en disputa que envíe durante el periodo de comentarios Si la solicitud es hecha por un grupo o una asociación uno o más miembros que de comentarios.Si la solicitud es hecha por un grupo o una asociación, uno o más miembros que tienen capacidad para solicitar una audiencia deben ser identificados por su nombre y dirección física. También deben identificarse los intereses que el grupo o asociación busca proteger. También puede presentar los ajustes propuestos a la solicitud / permiso que satisfagan sus inquietudes.

La fecha límite para presentar una solicitud para una audiencia de caso impugnado es de 30 días después de que se publique el aviso del periódico. Si una solicitud se presenta oportunamente, la fecha límite para solicitar una audiencia de caso impugnado se extenderá a 30 días después del envío de la respuesta a los comentarios.

Si una solicitud de audiencia se presenta oportunamente, después del cierre de todos los períodos de comentarios y solicitudes aplicables, el Director Ejecutivo enviará la solicitud y cualquier solicitud de audiencia de caso impugnado a los Comisionados para su consideración en una reunión programada de la Comisión. La Comisión sólo podrá conceder una solicitud de audiencia de un asunto impugnado sobre cuestiones que el solicitante haya presentado en sus observaciones oportunas que no hayan sido retiradas posteriormente. Si se concede una audiencia, el tema de una audiencia se limitará a cuestiones de hecho en disputa o cuestiones mixtas de hecho y de derecho relacionadas con preocupaciones relevantes y materiales sobre la calidad del aire presentadas durante el periodo de **comentarios**. Cuestiones como los valores de las propiedades, el ruido, la seguridad del tráfico, y la zonificación están fuera de la jurisdicción de la Comisión para abordar en este procedimiento.

LISTA DE CORREO. Además de enviar comentarios públicos, puede solicitar ser colocado en una lista de correo para recibir futuros avisos públicos para esta solicitud específica enviando una solicitud por escrito a la Oficina del Secretario Oficial a la dirección a continuación.

**CONTACTOS E INFORMACIÓN DE LA AGENCIA.** Los comentarios y solicitudes del público deben enviarse electrónicamente a <a href="www14.tceq.texas.gov/epic/eComment/">www14.tceq.texas.gov/epic/eComment/</a>, o por escrito Texas Commission on Environmental Quality, Office of Chief Clerk, MC-105, PO. Box 13087, Austin, Texas 78711-3087. Tenga en cuenta que cualquier información de contacto que proporcione, incluido su nombre, número de teléfono, dirección de correo electrónico y dirección física, se convertirá en parte del registro público de la registro público de la contacto de la contact llame al Programa de Educación Pública al número gratuito 1-800-687-4040. Si desea información enespañol, puede llamar al 1-800-687-4040.

También se puede obtener más información de VERITAS GAS PROCESSING, LP 101 Glenda Street, Whitehouse, Texas 75791-3206 o llamando a Ms. Kara Allen, Especialista en Proyectos Ambientales al (940) 387-0805.

> SMITH COUNTY DISTRICT CLERK 100 N. BROADWAY, RM. 204

CLERK OF THE COURT PENNY CLARKSTON

Fecha de emisión del aviso:



Attorney of Record: Angelica L. Farinacci 901 Main Street 33rd Floor Dallas TX 75202

214-389-0887

ATTORNEY FOR PETITIONER
JESSICA WORTHAM

200 E FERGUSON ST STE 515 TYLER, TX 75702 903-590-1785

**CAUSE NO. 20-2456-G** 

THE STATE OF TEXAS CITATION BY PUBLICATION

NOTICE TO RESPONDENT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the Clerk who issued this citation by Ten O'clock (10:00) A.M. on the Monday next following the expiration of forty-two (42) days from the date of issuance of this Citation and Petition, a default judgment may be taken against you. In addition to filling a written answer with the Clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than thirty (30) days after you file your answer with the Clerk. Find out more at TexasLawHelp.org."

EDWARD EPPS --- RESPONDENT WHEREVER SHE MAY BE FOUND

GREETINGS: You are hereby commanded to appear before the County Court at Law 3 of Smith County, Texas, to be held at the Courthouse of said County located at 100 N. Broadway, Tyler, Texas 75702, by filing a written answer to ORIGINAL PETITION FOR [PROTECTION OF A CHILD, FOR CONSERVATORSHIP, AND FOR TERMINATION IN SUIT AFFECTING THE PARENT-CHILD RELATIONSHIP at or before Ten o'clock (10:00) a.m., on the Monday next after the expiration of forty-two (42) days from the date of issuance hereof, a copy of **ORIGINAL PETITION FOR (PROTECTION OF** A CHILD which accompanies this Citation in Cause Number 20-2456-G, filed on the Docket of said Court on the 4th day of November, 2020, and

IN THE INTEREST OF NICHOLAS EPPS, A CHILD

The suit requests termination of the parent-child relationship. The date and place of birth of the child who is the subject of the suit: NICHOLAS EPPS, (Born April 27, 2008 in an unknown location)

The court has authority in this suit to render an order in the child's interest that will be binding on you, including the termination of the parent-child relationship, the determination of paternity, and the appointment of a conservator with authority to consent to the child's adoption. The Officer executing this writ shall serve the same according to the

requirements of law, and the mandates thereof, and make due return as

Issued and given under my hand and seal of said Court at Tyler, Texas, this date: December 01, 2022.

ATTEST: PENNY CLARKSTON, DISTRICT CLERK

CLERK OF THE COURT PENNY CLARKSTON

Smith County District Clerk 100 N. Broadway, Rm. 204 Tyler, Texas 75702





# Tyler Morning Telegraph CLASSIFIEDS 903.592.3818 tylerpaper.com/classifieds



**LEGAL NOTICES** 



**LEGAL NOTICES** 



LEGAL NOTICES

#### Docket No. 52502

UNDINE TEXAS, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13260, NOTICE OF INTENT TO AMEND ITS CCN, TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 12473 FROM TEXAS WATER SYSTEMS, INC., AND FOR DUAL CERTIFICATION WITH PORTIONS OF BOTH PRITCHETT WATER SUPPLY CORPORATION, CCN NO. 10478, AND CRYSTAL SYSTEMS TEXAS, INC., CCN NO. 10804, IN GREGG, HENDERSON, SMITH, AND UPSHUR COUNTIES, TEXAS

Notice for Publication

17681 Telge Road (Address) Undine Texas, LLC (Purchaser's Name)

has submitted an application with the Public Utility Commission of Texas (Commission) to amend uncertificated service area to CCN No. 13260, for dual certification with portions of both Pritchett Water Supply Corporation, CCN No. 10478, and Crystal Systems Texas, Inc., CCN No. 10804, and to purchase all of the water facilities and to transfer water certificated service area under CCN No. 12473, in Gregg, Henderson, Smith, and Upshur Counties, TX from:

7891 Highway 271 Texas Water Systems, Inc. Tyler, TX (City), (State)

The requested area overlaps the district boundaries of the Upper Sabine Valley SWMD. If the Upper Sabine Valley SWMDdoes not request a public hearing, the Commission shall determine that the districtis consenting to the Undine Texas, LLC's request to provide retail water utility service in the requested area.

The sale is scheduled to take place if approved by the Commission (Texas Water Code  $\S$  13.301). The transaction and the transfer of the CCN includes the following subdivisions:

The requested area subject to this transaction is located within approximately 2 miles north-northeast of downtown Ore City. Texas, and is generally bounded on the north by a line approx. half mile south of Upshur County Landing Road; on the east by Lake O' the Pines; on the south by Upshur/Marion County Line; and on the west by North Front Street in Upshur County. The requested area includes approximately 406 acres and serves 119 customer connections.

#### Cape Tranquility

<u>Vape Irangunity</u>
The requested area subject to this transaction is located within approximately 2 miles <u>north</u> of downtown <u>Coffee City.</u>
Texas, and is generally bounded on the <u>north</u> by <u>Jamison Drive</u>; on the <u>east and south</u> by <u>Lake Palestine</u>; and on the <u>west</u> by <u>approximately 200 feet west of County Road 4202 in <u>Henderson County</u>. The requested area includes approximately <u>81</u> acres and serves <u>70</u> customer connections.</u>

Country Club Estates
The requested area subject to this transaction is located within approximately 2 miles south-southwest of downtown Gilmer, Texas, and is generally bounded on the north by State Highway 155; on the east by U.S. Highway 271 South; on the south by Sugar Creek; and on the west by Farm to Market 2685 in Upshur County. The requested area includes approximately 23 acres and serves 34 customer connections.

Friendship
The requested area subject to this transaction is located within approximately 1.3 miles west of downtown Gilmer,
Texas, and is generally bounded on the north by Lake Gilmer and Kelsey Creek; on the east by Brooks Creek and North
Bradford Street; on the south by State Highway 154; and on the west by Farm to Market 852 and Kelsey Creek in
Upshur County. The requested area includes approximately 1.091 acres and serves 92 customer connections.

Garden Acres

The requested area subject to this transaction is located within approximately 4.5 miles west of downtown Longview, Texas, and is generally bounded on the north by Mistletoe Street; on the east by Swinging Bridge Road; on the south the North Street by Hawkins Creek in Gregg County. The requested area includes approximately 256 by <u>Sabine River;</u> and on the <u>west</u> by <u>Hawkins Creek</u> in <u>Gregg County</u>. The requested area includes approximately <u>256</u> acres and serves <u>79</u> customer connections.

#### Harmony and Rosewood

The requested area subject to this transaction is located within approximately <u>6.2</u> miles <u>west</u> of downtown <u>Gilmer</u>, Texas, and is generally bounded on the <u>north</u> by <u>Farm to Market 852</u>; on the <u>east</u> by <u>Farm to Market 1795 and State Highway 154</u>; on the <u>south</u> by <u>Cedar Road</u>; and on the <u>west</u> by <u>Raintree Lakes and Kelsey Creek</u> in <u>Upshur County</u>. The requested area includes approximately <u>1,807</u> acres and serves <u>199</u> customer connections.

Mount Sylvan
The requested area subject to this transaction is located within approximately 4.6 miles southwest of downtown Lindale, Texas, and is generally bounded on the north by Interstate Highway 20; on the east by the intersection of State Highway 110 and County Road 412: on the south by Neches River & County Road 49: and on the west by Mill Break Creek & Neches River in Smith County. The requested area includes approximately 4,880 acres (includes 12 acres to be decertified) and serves 312 customer connections.

Stallion Lake and Garden Valley Resort
The requested area subject to this transaction is located within approximately 3.5 miles <u>east-southeast</u> of downtown Van, Texas, and is generally bounded on the <u>north by the intersection of County Road 424 and State Highway 110:</u> and <u>east by State Highway 110</u>; on the <u>south by Neches River and Mill Break Creek;</u> and on the <u>west by County Road 426</u> in <u>Smith County</u>. The requested area includes approximately <u>2.087</u> acres and serves <u>211</u> customer connections.

Approximate total acreage for the requested area includes 10,619 acres [10,631 acres minus 12 acres to be decertified] with 1,116 total customer connections, comprised of:

Transfer Areas from Texas Water Systems (CCN 12473) includes 5,669 acres;
Decertify Areas from Texas Water Systems (CCN 12473) includes 12 acres;
Uncertificated (add) Areas includes 4,921 acres;
Dual Areas with Pritchett WSC (CCN 10478) includes 8 acres; and
Dual Areas with Crystal Systems (CCN 10804) includes 21 acres.

A copy of the map showing the requested area is available at: 17681 Telge Road, Cypress, Texas 77429

The proposed transaction may change the current customers' rates and services to the current approved rates and services of Undine Texas, LLC (in tariff as Rate Year 3, effective August 1, 2022), which are higher than the current rate for a 5/8" meter for Texas Water Systems. Inc. To view a copy of the current approved tariff, go to: <a href="https://undinellc.com/wp-content/uploads/Undine-Texas-LLC-Water-Tariff.pdf">https://undinellc.com/wp-content/uploads/Undine-Texas-LLC-Water-Tariff.pdf</a>
OR email <a href="mailto:info@undinellc.com">info@undinellc.com</a> or call (713) 574-5953 to request a copy.

#### BILLING COMPARISON for a 5/8" meter

 
 Water – all subdivisions except Camp Joy

 Existing
 2,000 gallons
 \$48.00/mo

 Existing
 5,000 gallons:
 \$57.00/mo
 2,000 gallons: 5,000 gallons: New Rate 10,000 gallons \$72.00/mo New Rate 10,000 gallons: \$78.71/mo

Water – Camp Joy only
Existing 2,000 gallons:
Existing 5,000 gallons:
Existing 10,000 gallons: \$19.00/mo New Rate 2,000 gallons: New Rate 5,000 gallons: New Rate 10,000 gallons: \$25.00/mo \$38.00/mo

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) 762-9477. Hearing and spectrimpared influence with text telephones (177) may continuous page 3936-7136. 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

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 a 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.

## **PUBLIC NOTICE**

accordance with Sec 312.401(b) of the Texas Tax Code, notice is hereby given that there shall be a public hearing at 9:30 A.M. on Tuesday, February 28, 2023, before the Honorable Judge Neal Franklin and the Commissioners of the Commissioners Court, Smith County, on the First (1st) Floor of the Smith County Courthouse Annex, 200 E Ferguson, at its regularly scheduled meeting on that date. The purpose of the public hearing is for the Smith County Commissioners Court to consider the designation of a reinvestment zone in an area of Smith County. The boundaries of this zone would coincide with the boundaries of the proposed Smith County Reinvestment Zone No. One, which is 718.4 acres +/- in Smith County, a political subdivision of the State of Texas, located at Interstate 20 to the north, CR 336 to the west, south across CR 334, bordered by Highway 155 to the east encompasses the boundaries of the proposed Averitt Trucking Company.

Anyone wishing to make public comment pursuant to the rules of decorum regarding the proposed reinvestment zone may

#### **NOTICE TO CREDITORS**

Notice is hereby given that, origina Letters Testamentary for the Estate of GEORGE WILLIAM MCDONALD, deceased, were issued on Febru ary 6, 2023, in Cause No 47131F pending in the County Court at Law #3, SMITH County, Texas, to: D'ANN MCDONALD BRAMLETT.

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed by law.

> D'ANN MCDONALD **BRAMLETT** Vance E. Hendrix 1397 Dominion Plaza, Suite 140 Tyler, Texas 75703

DATED February 13, 2023.

Respectfully Submitted

VANCE E. HENDRIX, PC 1397 Dominion Plaza, Suite 140 Tyler, Texas 75703 Telephone: 903.944.7800 Facsimile: 903.705.7775 vance@vancehendrixattorney.com

<u>/s/ Vance E. Hendrix</u> VANCE E. HENDRIX Texas Bar No. 24050746

## PUBLIC NOTICE

**IIT Tyler University Academy char** ter school will host a public meetng of the Board on Thursday, February 23, 2023, to discuss the annual report of educational per formance and the Texas Academic Performance Report (TAPR). The meeting will be held at 12:00 p.m. at the Alumni House, 3000 Alumni Circle, Tyler, TX. The Board Meeting Agenda will be published on the charter's homepage (www. uttua.org) at least 72 hours prior

## NOTICE TO CREDITORS

Notice is hereby given that original Letters Testamentary for the Estate of Patricia Stewart Reiss, Deceased were issued on February 13, 2023 in Cause No. 47056P, pending in the County Court at Law No. 3 of Smith County, Texas, to: John Reiss.

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed by law.

John Reiss c/o: Brian E. Richardson Attorney at Law 100 Independence Place. Suite 400 Tyler, Texas 75703

DATED the 13th day of February,

Berry Richardson, P.C. 100 Independence Place, Suite 400 Tyler, Texas 75703 Tel. (903) 561-4200 Fax. (903) 561-8922

/s/ Brian E. Richardson Brian E. Richardson State Bar No.: 24068651 E-mail: brichardson@JBerrylaw.net John F. Berry State Bar No.: 02236650 E-mail: jfberry@JBerrylaw.net Attorneys for the Executor

## **PUBLIC NOTICE**

SOUTHWEST STAGE FUNDING LLC V. DWAINE MACK, ET AL Anvone knowing whereabouts or having information on DWAINE MACK is asked to contact Attorney Taunton Melville at (318) 200-0897.







**LEGAL NOTICES** 



Rule 37 Case No. 0336662

Status/Permit No. 883176

**LEGAL NOTICES** 

#### **RAILROAD COMMISSION OF TEXAS** OIL AND GAS DIVISION

DATE OF ISSUANCE: Feb 13, 2023 NOTICE OF PROTEST DEADLINE: 5:00 PM, Mar 6, 2023 Address: Railroad Commission of Texas

ATTN: Drilling Permit Unit P. O. Box 12967

Austin, Texas 78711-2967 Fax: (512) 463-6780 Email: SWR37@RRC.TEXAS.GOV

#### NOTICE OF APPLICATION

NOTICE IS HEREBY GIVEN that the SABINE OIL & GAS CORPORATION, [RRC Operator No. 742143] has made application for a spacing exception permit under the provisions of Railroad Commission Statewide Rule 37 (16 Tex. Admin. Code section 3.37). Applicant seeks exception to the LEASE LINE requirement for the AMENDED NEW DRILL permit in Sec., Bk., GEE, E Survey, A-20, OVERTON (COTTON VALLEY SAND) Field, CHEROKEE County, being 0.65 miles S direction from TROUP, Texas.

PURSUANT TO THE TERMS of Railroad Commission rules and regulations, this application may be granted **WITHOUT A HEARING** if no protest to the application is received within the deadline. An affected person is entitled to protest this application. Affected persons include owners of record and the operator or lessees of record of adjacent tracts and tracts nearer to the proposed well than the minimum lease line spacing distance. If you have questions which are specific to the Application or the information set forth in this Notice, please contact the Commission's Drilling Permit Unit at (512)463-6751. If a hearing is called, the applicant has the burden to prove the need for an exception. A Protestant should be prepared to establish standing as an affected person, and to appear at the hearing either in person or by qualified representative and protest the application with cross-examination or presentation of a direct case. The rules of evidence are applicable in the hearing. If you have any questions regarding the hearing procedure, please contact the Commission's Docket Services Department at (512)463-6848 Services Department at (512)463-6848.

IF YOU WISH TO REQUEST A HEARING ON THIS APPLICATION, AN INTENT TO APPEAR IN PROTEST <u>MUST BE RECEIVED</u> IN THE RAILROAD COMMISSION'S AUSTIN OFFICE AT THE ADDRESS, FAX NUMBER, OR E-MAIL ADDRESS SET OUT ABOVE BY <u>Mar 6, 2023 at 5:00 p.m.</u> IF NO PROTEST IS RECEIVED WITHIN SUCH TIME, YOU WILL LOSE YOUR RIGHT TO PROTEST AND THE REQUESTED PERMIT MAY BE GRANTED ADMINISTRATIVELY.

#### THIS NOTICE OF APPLICATION REQUIRES PUBLICATION

The location and identity of the well is as shown below:

FIELD: OVERTON (COTTON VALLEY SAND)

Lease/Unit Name : NORTHCUTT-BURKE B (AW)

Lease/Unit Well No. Lease/Unit Acres 4387.45 Nearest Lease Line (ft) : null : 778.0 Nearest Well on Lease (ft)

: 6341.0 F South L, 2282.0 F East L : 6341.0 F South L, 5284.0 F West L Survey Lines

Wellbore Profile(s) : Horizontal

Penetration Point Location 1660.0 F SOUTH L Lease Lines:

Terminus Location BH County: SMITH

Section: Survey: NOBLITT, J Block: 1630.0 F NE L 67.0 F WEST L

Survey Lines: 187.0 F WEST L

Field Rules for ALL fields on the permit application are as follows:

OVERTON (COTTON VALLEY SAND):

330/600, 640.0 acres. 330/600, 20.0 acres. GAS Special Rules GAS Optional Rules 330/600, 40.0 acres.

Abstract: 735

This well is to be drilled to an approximate depth of 12800 feet.

If you have questions regarding this application, please contact the Applicant's representative, Dianne Sumrall, at (832)2429635.

#### CITATION BY PUBLICATION

THE STATE OF TEXAS Attorney of Record: STATON R. LOTTMAN 3805 Old Bullard Road COUNTY OF SMITH Tyler, Texas 75701

TO: ALL UNKNOWN HEIRS IN THE ESTATE OF BEVERLY SUE LOUGHMILLER

On the 7th day of February, 2023, JUSTIN LEE ROBERTSON filed an APPLICATION TO DETERMINE HEIRSHIP in a proceeding styled IN THE ESTATE OF BEVERLY SUE LOUGHMILLER, DECEASED and bearing the number 47175P in the County Court at Law #3 of Smith County, Texas.

The Court will hear the aforesaid APPLICATION TO DETERMINE HEIRSHIP on the Monday next after the expiration of ten (10) days from the date of publication of this citation, in the Courtroom in the County Courthouse Annex of Smith County, in Tyler, Texas. All persons interested in the aforesaid Estate are commanded to appear a or before the time set for said hearing by filing a written contest or answer

Said written contest or answer shall be filed in the office of the County Clerk

In compliance with the law, this citation shall be served by publication once in a newspaper of general circulation in this, the County in which such proceeding is pending, not less than ten (10) days before the return date hereof, exclusive of the day of publication, and the date of publication said newspaper bears shall be the day of publication.

If this citation is not served within ninety (90) days after the date of issuance it shall be returned unserved.

ssued and given under my hand and seal of office, the 7th day of February



KAREN PHILLIPS, COUNTY CLERK Smith County, Texas

By: <u>/s/ Katherine Beard</u> Katherine Beard, Deputy Clerk

## NOTICE TO BIDDERS

Sealed bids addressed to the City of Tyler, Texas, will be received in the Purchasing Office, 304 North Border, Tyler, Texas 75702, Attention: Purchasing Manager, until 2:00 p.m., on Tuesday, February 28, 2023 and will be publicly opened immediately afterwards in the City Council Chambers, 212 North Bonner, City Hall, 2nd Floor.

Sealed bids will be for furnishing all necessary materials, equipment superintendence, and labor for construction of the following being im provements for the City of Tyler, Texas:

City of Tyler Bid Number: 23-005 Project Name: 2023 Seal Coat Program

The project includes: All materials and equipment required to provide a seal coat treatment to approximately 15 lane miles of roadways in the City of Tyler. Asphalt is AC-20-5TR and aggregate is Type PD Grade 4. Fog sealing some streets after the seal coat is completed is also included Pavement repair and striping are included.

Forms of proposal, contract, bonds, insurance, plans and specifications may be obtained at the office of the City Engineer, Water Utilities Admin istrative Office, 511 West Locust Street, Tyler, Texas, upon deposit o \$35.00 per set. The deposit is non-refundable. Mailing costs will not be refunded. Electronic plans, bid tab, and specifications (PDF) are available upon emailed request. Email requests must be sent to <a href="mailto:csamson@csamson.</a>

A Pre-Bid Conference will be held on Monday, February 20, 2023 at 3:00 pm, located at Water Utilities Administrative Office, 511 West Locust Street, Tyler, Texas, in the Tyler Water Utilities Conference Room. The Pre-Bid Conference will be non-mandatory. Questions concerning this project shall be directed to Chuck Samson, P.E., (903) 279-7822. Please Note: In accordance with House Bill 1295, for certain contracts

entered into on or after January 1, 2016, the successful bidder must submit a Certificate of Interested Parties (Form 1295) at the time the signed contract is submitted to the CITY. See Section 19, "Certificate of Interested Parties'

Edward Broussard, City Manager

Publish: Tyler Morning Telegraph, Tyler, Texas PUBLICATION DATES:

First (1st) Publication: Friday, February 10, 2023 Second (2nd) Publication: Friday, February 17, 2023

# **NOTICE TO CREDITORS**

Notice is hereby given that original Letters Testamentary for the Estate of Ervin Liggins, Deceased, were issued on February 13, 2023, in Cause No. 47125P pending in the County Court at Law No. 3 of Smith County, Texas, to: Debra J. Liggins.

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed

Debra J. Liggins c/o: John F. Berry Attorney at Law 100 Independence Place. Tyler, Texas 75703

DATED the 13th day of February,

Berry Richardson, P.C. 100 Independence Place, Suite 400 Tyler, Texas 75703 Tel. (903) 561-4200 Fax. (903) 561-8922

/s/ John F. Berry John F. Berry State Bar No.: 02236650 E-mail: jfberry@JBerrylaw.net Brian E. Richardson State Bar No.: 24068651 E-mail: brichardson@JBerrylaw.net

#### Attorneys for the Executor **NOTICE TO CREDITORS**

Notice is hereby given that original Letters of Independent Administration for the Estate of Michael Gene Blakely, Jr., Deceased, were issued on February 13, 2023, in Cause No. 44348P, pending in the County Court at Law No. 3 of Smith County, Texas, to: Brandon Blakely.

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed

Brandon Blakely c/o: John F. Berry Attorney at Law 100 Independence Place, Suite 400 Tyler, Texas 75703

DATED the 13th day of February,

Berry Richardson, P.C. 100 Independence Place, Suite 400 Tyler, Texas 75703 Tel. (903) 561-4200 Fax. (903) 561-8922

/s/ John F. Berry John F. Berry State Bar No.: 02236650 E-mail: jfberry@JBerrylaw.net Brian E. Richardson State Bar No.: 24068651 E-mail: brichardson@JBerrylaw.net

Attorneys for the Adminstrator



GET HIRED FAST! \* ETXJOBS.com ETXJOBS.com

GET HIRED FAST! 🔷 ETX OBS.com

#### PUBLISHER'S AFFIDAVIT

#### THE STATE OF TEXAS, COUNTY OF UPSHUR

On this <u>27th day of FEBRUARY</u>, <u>2023</u>, personally appeared before me, the undersigned, a Notary Public in and for said County and State, <u>William R. Greene</u>, Publisher/Editor of The Gilmer Mirror, a newspaper published at Gilmer, County of Upshur, State of Texas, who, being by me duly sworn on oath, states that:

#### PUBLIC NOTICE: UNDINE TEXAS LLC - TEXAS WATER SYSTEMS

A true copy of which is hereto annexed, was published in said newspaper in its issue, <u>FEBRUARY 16 & 23, 2023</u>.

William R. Dreeve Publisher/Editor

Subscribed and sworn to before me, this the <u>27th day of FEBRUARY</u>, <u>2023</u>.

(Seal)

Notary Public, Upshur County, Texas

# Gilmer Buckeyes finish regular season

By Mary L. Kirby

two wins, a resounding 79-53 victory over Henderson Monday and 65-55 win over Spring Hill on Senior Night Feb. 7.

in conjunction with the Lady Buckeyes in anticipation of the girls bi-district game on Feb. 14 which will be reported in the Mirror next week. Ashton Haynes, Geramiah Noble, Zack Easley, and Caleb Dodd were the Buckeye seniors.

With their second win over Henderson, Gilmer finished the season 11-15, 6-6. Gilmer lost twice to District 17-4A leaders Center and Chapel Hill and to third place Kilgore. The Buckeyes won twice over Carthage, Spring Hill and Henderson.

Next up for the Buckeyes will be a bi-district game with the winner of the Jacksonville-Bullard contst played Tuesday.

"Estactic," said Head Coach Jeff Smith when asked about his reaction to the 2022-23 season.

"I am proud of these young men," Smith continued. "They have been receptive for what we have said. They have bought into what we are trying to do and they have been coming together as a team. Their mentality toward basketball has changed.

to be the high point man for the night with 24 points, he did not have much support. Smiley scored 12, Landon 10 including a 3-pointer, Alexander hit a 3-pointerforhispoints, and Patel scored2. Ross had two 3-pointers including one for the first Lion points of the game.

game at 3-3, Gilmer went on a

looked back. Henderson did The Gilmer Buckeyes fin- narrow the gap some in the ished their regular season with first quarter to finish trailing 24-15 and 43-32 at halftime after Alec Sims hit a 3-pointer at the halftime buzzer.

Ashton Haynes opened the The early Senior Night was third quarter with the first of his two-3-pointers, Smiley responded with two of his buckets to cut the score to 46-36, and Haynes hit from downtown again with 6:17 left in the quarter for a 49-36 lead.

Starting with a free throw followed by a 3-pointer by Sims, Gilmer went on a 15-7 run with four Buckeyes joining Sims in the scoring, finishing the third quarter with a 64-43 lead.

found his range and scored all of his eight points including going 3/3 in free throws.

Gilmer finished with Kolby Webbtheleading Buckeye scorer with 17 points including three 3-pointers. Geramiah Noble joined him in double figures with 15 including 4/6 free throw shooting and a 3-pointer.

Other Buckeyes scoring included 9 for Sims and Peco' Hamilton with each hitting one 3-pointer, Haynes 6 with his two 3-pointers, Aron Bell and Brendan Webb 5 each, Zack Easley 3, and Jamar Byrd 2.

The week before, Gilmer While Gordon Ross proved trailed Spring Hill at halftime

> It was a different story in the second half.

Gilmer came out firing with eight of the 10 Buckeyes who scored that night connecting in the third quarter. Gilmer outpaced the Panters 23-8 and took control of the match.

Leading 47-45 after three quarters, the Buckeyes kept

Public Notice

12-0 run to lead 15-3 and never firing away as they outscored the Panthers 18-10 in the final eight minutes.

Spring Hill finished with three players in double figures, D. Yalverton with 14, J. Backett, 13 and P. Bassett with 11. Gilmer shut down Backett and two others in the second half.

Dodd led the Buckeyes in scoring with 12 points including hitting four of his five free throws coming on technicals. He joined Haynes, Hamilton, Jamar Byrd, and Sims in hitting a 3-pointer with only Hayneshitting his in the first half.

Haynes finished with 10 points, Hamilton 9, Noble 7, Webb 6, Easley 6, Jamar Byrd 3, Sims 8, Bell 2, and Ta'Erik In the fourth, Caleb Dodd Tate 2. (See related picture on Page 10A).

We will be closed Monday, February 20, 2023 in observance of President's Day





713 U.S.HWY 271 N. • Gilmer, Texas • 903-843-5653

40th Community Expo

DON'T BE STUBBORN AS A MULE! BREAK FREE FROM THE WILD WEST AND COME ON DOWN TO MEET SOME GREAT

FOLKS IN THE HEALTH & WELLNESS ARENA!

Saturday, February 25 9am - Noon

Yamboree Event Center 181 Bob Glaze Dr ~ Gilmer

Call 903.680.8128 or email Julie.york@ag.tamu.edu or Amoretteburch@gmail.com for more info.

**Public Notice** 

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**Public Notice** 

After Ross's basket tied the

Docket No. 52502

#### Notice for Publication

UNDINE TEXAS, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13260, NOTICE OF INTENT TO AMEND ITS CCN, TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 12473 FROM TEXAS WATER SYSTEMS, INC., AND FOR DUAL CERTIFICATION WITH PORTIONS OF BOTH PRITCHETT WATER SUPPLY CORPORATION, CCN NO. 10478, AND CRYSTAL SYSTEMS TEXAS, INC., CCN NO. 10804, IN GREGG, HENDERSON, SMITH, AND UPSHUR COUNTIES, TEXAS

17681 Telge Road Undine Texas, LLC 77429 Cypress, TX (Purchaser's Name) (Address)

has submitted an application with the Public Utility Commission of Texas (Commission) to amend uncertificated service area to CCN No. 13260, for dual certification with portions of both Pritchett Water Supply Corporation, CCN No. 10478, and Crystal Systems Texas, Inc., CCN No. 10804, and to purchase all of the water facilities and to transfer water certificated service area under CCN No. 12473, in Gregg, Henderson, Smith, and Upshur Counties, TX from:

Texas Water Systems, Inc. <u>7891 Highway 271</u>

The requested area overlaps the district boundaries of the Upper Sabine Valley SWMD. If the Upper Sabine Valley SWMD does not request a public hearing, the Commission shall determine that the district is consenting to the Undine Texas, LLC's request to provide retail water utility service in the requested area.

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 subdivisions:

## Camp Joy

The requested area subject to this transaction is located within approximately 2 miles northnortheast of downtown Ore City, Texas, and is generally bounded on the north by a line approx. half mile south of Upshur County Landing Road; on the east by Lake O' the Pines; on the south by <u>Upshur/Marion County Line</u>; and on the <u>west</u> by <u>North Front Street</u> in <u>Upshur County</u>. The requested area includes approximately 406 acres and serves 119 customer connections.

## **Cape Tranquility**

The requested area subject to this transaction is located within approximately 2 miles north of downtown Coffee City, Texas, and is generally bounded on the north by Jamison Drive; on the east and south by Lake Palestine; and on the west by approximately 200 feet west of County Road 4202 in Henderson County. The requested area includes approximately 81 acres and serves 70 customer connections.

## **Country Club Estates**

The requested area subject to this transaction is located within approximately 2 miles southsouthwest of downtown Gilmer, Texas, and is generally bounded on the north by State Highway 155; on the east by U.S. Highway 271 South; on the south by Sugar Creek; and on the west by Farm to Market 2685 in Upshur County. The requested area includes approximately 23 acres and serves <u>34</u> customer connections.

## **Friendship**

The requested area subject to this transaction is located within approximately 1.3 miles west of downtown Gilmer, Texas, and is generally bounded on the north by Lake Gilmer and Kelsey Creek; on the east by Brooks Creek and North Bradford Street; on the south by State Highway 154; and on the west by Farm to Market 852 and Kelsey Creek in Upshur County. The requested area includes approximately 1,091 acres and serves 92 customer connections.

The requested area subject to this transaction is located within approximately 4.5 miles west of downtown Longview, Texas, and is generally bounded on the north by Mistletoe Street; on the east by Swinging Bridge Road, on the south by Sabine River, and on the west by Hawkins Creek in Gregg County. The requested area includes approximately 256 acres and serves 79 customer connections.

## **Harmony and Rosewood**

The requested area subject to this transaction is located within approximately <u>6.2</u> miles <u>west</u> of downtown Gilmer, Texas, and is generally bounded on the north by Farm to Market 852; on the east by Farm to Market 1795 and State Highway 154; on the south by Cedar Road; and on the west by Raintree Lakes and Kelsey Creek in Upshur County. The requested area includes approximately 1,807 acres and serves 199 customer connections.

## **Mount Sylvan**

The requested area subject to this transaction is located within approximately 4.6 miles southwest of downtown Lindale, Texas, and is generally bounded on the north by Interstate Highway 20; on the east by the intersection of State Highway 110 and County Road 412; on the south by Neches River & County Road 49; and on the west by Mill Break Creek & Neches River in Smith County. The requested area includes approximately 4,880 acres (includes 12 acres to be decertified) and serves 312 customer connections.

**Stallion Lake and Garden Valley Resort** 

The requested area subject to this transaction is located within approximately 3.5 miles eastsoutheast of downtown Van, Texas, and is generally bounded on the north by the intersection of County Road 424 and State Highway 110; and east by State Highway 110; on the south by Neches River and Mill Break Creek; and on the west by County Road 426 in Smith County. The requested area includes approximately 2,087 acres and serves 211 customer connections.

Approximate total acreage for the requested area includes 10,619 acres [10,631 acres minus 12 acres to be decertified] with 1,116 total customer connections, comprised of:

- Transfer Areas from Texas Water Systems (CCN 12473) includes 5,669 acres;
- Decertify Areas from Texas Water Systems (CCN 12473) includes 12 acres;
- Uncertificated (add) Areas includes 4,921 acres;
- Dual Areas with Pritchett WSC (CCN 10478) includes 8 acres; and
- Dual Areas with Crystal Systems (CCN 10804) includes 21 acres.

A copy of the map showing the requested area is available at: 17681 Telge Road, Cypress, Texas 77429

The proposed transaction may change the current customers' rates and services to the current approved rates and services of Undine Texas, LLC (in tariff as Rate Year 3, effective August 1, 2022), which are higher than the current rate for a 5/8" meter for Texas Water Systems, Inc. To view a copy of the current approved tariff, go to: https://undinellc.com/wpcontent/uploads/Undine-Texas-LLC-Water-Tariff.pdf

OR email info@undinellc.com or call (713) 574-5953 to request a copy.

## **BILLING COMPARISON for a 5/8" meter**

## Water - all subdivisions except Camp Joy

Existing	2,000 gallons: \$	48.00	/mo	New Rate	2,000 gallons: \$	55.75	/mo
Existing	5,000 gallons: \$	57.00	/mo	New Rate	5,000 gallons: \$	62.98	/mo
Existing	10,000 gallons: \$	72.00	/mo	New Rate	10,000 gallons: \$	78.71	/mo

## Water - Camp Jov only

Existing	2,000 gallons: \$	19.00	/mo	New Rate	2,000 gallons: \$	55.75	/mo
Existing	5,000 gallons: \$	25.00	/mo	New Rate	5,000 gallons: \$	62.98	/mo
Existing	10,000 gallons: \$	38.00	/mo	New Rate	10,000 gallons: \$	78.71	/mo

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 a 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.

#### Public Notice

**ENGINEERING SERVICES PUBLIC NOTICE REQUEST FOR** 

**QUALIFICATIONS** 

The City of Gilmer plans to apply for the upcoming 2023/2024 Texas Community Development Block Grant from the Texas Department of Agriculture. Accordingly, the City is seeking to contract with a qualified Engineering firm to prepare all preliminary and final design plans and specifications, and to conduct all necessary interim and final inspections. These services are being solicited to assist the City in its application preparation and project implementation of a TxCDBG contract, if awarded, to support eligible activities in the

Please submit three (3) hard copies and one (1) electronic copy of your proposal of services and a statement of qualifications for the proposed services to the address below: City of Gilmer, Attn: Kim Smith, 110 Buffalo Street, Gilmer, Texas, 75644. Electronic copy may be submitted to: ksmith@etex.

Proposals shall be received by the City no later than 4:00 pm on March 6, 2023 to be considered. The City reserves the right to negotiate with any and all individuals or firms that submit proposals, as per the Texas Professional Services Procurement Act and the Uniform Grant and Contract Management Standards. Section 3 Residents and Business Concerns, Minority Business Enterprises, Small Business Enterprises and Women Business Enterprises are encouraged to submit proposals.

The City of Gilmer is an Affirmative Action/Equal Opportunity Employer. Servicios de traducción están disponibles por peticion.

#### Public Notice

#### **GIFTED AND TALENTED REFERRAL WINDOW OPEN**

The Gifted and Talented program in Gilmer Schools will open referrals for students in Grades 1-11 on February 27,2023.

The Gifted and Talented program offers the opportunity for academic challenges for students who are capable of functioning at advance levels. If you feel your child would qualify for the program, please email Taylor Parsons, Coordinator of Special Programs, at taylor.parsons@ gilmerisd.org to request a parent referral packet. Referral packets are available in English and Spanish and must be received on or before March 10, 2023. Referral packets may be returned to any Gilmer ISD campus or delivered to GISD Admin office at 245 North Bradford St. For additional questions, please email taylor.parsons@gilmerisd.org

Public Notice

call 903-841-7400.

#### Public Notice

#### **PUBLIC NOTICE REQUEST FOR PROPOSALS**

**GILMER VARSITY ATHLETIC** WEIGHT EQUIPMENT **GILMER, TEXAS** 

Gilmer ISD will receive Competitive Sealed Proposals for the "GILMER VARSITY ATHLETIC WEIGHT EQUIPMENT" until 2:00 p.m. local time on Wednesday March 8, 2023. Proposals shall be addressed to Rick Albritton Address: 245 N Bradford St, Gilmer, TX 75644.

This project consists of weight equipment for 20 lift stations.

Copies of the Proposal Documents may be obtained by contacting Beverly Bobo, CFO, Gilmer ISD at (903) 841-7400 or bobob@gilmerisd.org.

Gilmer ISD reserves the right to accept or reject any or all proposals.

Public Notice

#### Public Notice

#### PERIODO DE TIEMPO PARA HACER REFERENCIA PARA DOTADOS Y TALENTOSOS GRADOS 1-11

El programa Dotados y Talentosos en las escuelas de Gilmer abrirá referencias para estudiantes en los Grados 1-11 el 27 de febrero de 2023.

El programa Dotados y Talentosos ofrece la oportunidad de retos académicos para los estudiantes que son capaces de funcionar en niveles avanzados. Si cree que su hijo calificaría para el programa, envíe un correo electrónico a Taylor Parsons, Coordinadora de Programas Especiales, a taylor.parsons@ gilmerisd.org para solicitar un paquete de referencia para padres.

Los paquetes de referencia están disponibles en inglés y español. Deben llenarlos y entregar el día o antes del 10 de marzo de 2023. Los paquetes de referencia pueden devolverse a cualquier campus de Gilmer ISD o entregarse en la oficina de administración de GISD en 245 North Bradford St. Si tiene preguntas adicionales, envíe un correo electrónico a taylor.parsons@ gilmerisd.org o llame al 903-841-7400.

#### Public Notice

#### **ADVERTISEMENT FOR PROPOSALS**

**GILMER STADIUM TRACK** REFURBISHMENT PROJECT **GILMER, TEXAS** 

Gilmer High School will receive Competitive Sealed Proposals for the "Stadium Track Refurbishment Project" until 2:00 p.m. local time on Wednesday March 9th. Proposals shall be addressed to Rick Albritton Address: 245 N Bradford St, Gilmer, TX 75644.

This project consists of the refurbishment of stadium track with base matt and structural spray, with alternate of full pour topper. Track is to also be re-

Copies of the Proposal Documents including Drawings and Technical Specifications may be obtained by contacting the Engineer, CEI Engineering Associates, Inc., Attention, Jeff Bresee at (817) 507-8305 or. jbresee@ceieng.com. Paper copies will be sent via mail upon payment of \$125.00 (non-refundable) for each printed set. Electronic copies are available via email without charge

A non-mandatory pre-proposal meeting will be held on March 1st, 2023 at 11:00 am local time at the Administration Building located at 245 N Bradford St, Gilmer, TX 75644.



# **Get Results!** Advertise Your Service Business In The Gilmer Mirror! 903-843-2503

Public Notice

Public Notice

# Four file in Big Sandy for two council seats

#### By Phillip Williams

With only hours remaining for any potential write-in candidates to file, four candidates had filed by late Tuesday morning to run for two at-large Big Sandy City Council seats in the May 6 municipal election.

Those four and the only candidate for mayor, current Councilwoman Linda Baggett, will be the only candidates whose names will appear on the ballot.

Baggett is running for the mayoral seat held by Rex Rozell, who is running for the council instead of re-election

Joining him in the council race for the seats held by Baggett and retiring incumbent Christine Jones are Sally Allen, Vanessa Ervin and Collette Stec, said City Administrator Laura Rex.

All offices are up for election to two-year terms.

A drawing for the order in which candidates' names will be listed on the ballot is set for 1:30 p.m. Monday at City Hall, said Rex.

# American Legion post sets worn flag ceremony

#### By Phillip Williams

American Legion R.E. (Peppy) Blount Post No. 320 in Gilmer is seeking worn or tattered American flags to be destroyed in a April 15 ceremony according to U.S. Code, said Legionnaire Jimmy Sanders.

The public ceremony is scheduled for 1 p.m. behind the Legion's meeting place, which is the old fire station facing on Harrison Street. (The parking lot where it will be held is off Silver Alley.) The Gilmer High School Air Force Junior ROTC will assist with burning the flags in a barrel.

U.S. Code guidelines, issued by the federal government, state that when a flag "is in such condition that it is no longer a fitting emblem for display, the flag should be destroyed in a dignified way, preferably by burning.

The Legion has held several such public flag retirement ceremonies.

Flags to be retired may be taken to any of four locations in Gilmer: the Legion headquarters, the Gilmer Fire Department, Computer Tech or Williams Furniture Co.

Public Notice

Public Notice

#### Docket No. 52502

#### Notice for Publication

UNDINE TEXAS, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13260, NOTICE OF INTENT TO AMEND ITS CCN, TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 12473 FROM TEXAS WATER SYSTEMS, INC., AND FOR DUAL CERTIFICATION WITH PORTIONS OF BOTH PRITCHETT WATER SUPPLY CORPORATION, CCN NO. 10478, AND CRYSTAL SYSTEMS TEXAS, INC., CCN NO. 10804, IN GREGG, HENDERSON, SMITH, AND UPSHUR COUNTIES, TEXAS

Undine Texas, LLC	17681 Telge Road	Cypress, TX	77429
(Purchaser's Name)	(Address)	(City), (State)	(Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission) to amend uncertificated service area to CCN No. 13260, for dual certification with portions of both Pritchett Water Supply Corporation, CCN No. 10478, and Crystal Systems Texas, Inc., CCN No. 10804, and to purchase all of the water facilities and to transfer water certificated service area under CCN No. <u>12473</u>, in Gregg, Henderson, Smith, and Upshur Counties, TX from:

Texas Water Systems, Inc.	7891 Highway 271	Tyler, TX	75708
(Seller's Name)	(Address)	(City), (State)	(Zip Code)

The requested area overlaps the district boundaries of the Upper Sabine Valley SWMD. If the Upper Sabine Valley SWMD does not request a public hearing, the Commission shall determine that the district is consenting to the Undine Texas, LLC's request to provide retail water utility service in the requested area.

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 subdivisions:

The requested area subject to this transaction is located within approximately 2 miles northnortheast of downtown Ore City, Texas, and is generally bounded on the north by a line approx. half mile south of Upshur County Landing Road; on the east by Lake O' the Pines; on the south by <u>Upshur/Marion County Line</u>; and on the <u>west</u> by <u>North Front Street</u> in <u>Upshur County</u>. The requested area includes approximately 406 acres and serves 119 customer connections.

## **Cape Tranquility**

The requested area subject to this transaction is located within approximately 2 miles north of downtown Coffee City, Texas, and is generally bounded on the north by Jamison Drive; on the east and south by Lake Palestine; and on the west by approximately 200 feet west of County Road 4202 in Henderson County. The requested area includes approximately <u>81</u> acres and serves <u>70</u> customer connections.

## **Country Club Estates**

The requested area subject to this transaction is located within approximately 2 miles southsouthwest of downtown Gilmer, Texas, and is generally bounded on the north by State Highway 155; on the east by U.S. Highway 271 South; on the south by Sugar Creek; and on the west by Farm to Market 2685 in Upshur County. The requested area includes approximately 23 acres and serves 34 customer connections.

## **Friendship**

The requested area subject to this transaction is located within approximately 1.3 miles west of downtown Gilmer, Texas, and is generally bounded on the north by Lake Gilmer and Kelsev Creek; on the east by Brooks Creek and North Bradford Street; on the south by State Highway 154; and on the west by Farm to Market 852 and Kelsey Creek in Upshur County. The requested area includes approximately 1,091 acres and serves 92 customer connections.

## Garden Acres

The requested area subject to this transaction is located within approximately 4.5 miles west of downtown Longview, Texas, and is generally bounded on the north by Mistletoe Street; on the east by Swinging Bridge Road; on the south by Sabine River, and on the west by Hawkins Creek in <u>Gregg County</u>. The requested area includes approximately <u>256</u> acres and serves <u>79</u> customer connections.

## **Harmony and Rosewood**

The requested area subject to this transaction is located within approximately 6.2 miles west of downtown Gilmer, Texas, and is generally bounded on the north by Farm to Market 852; on the east by Farm to Market 1795 and State Highway 154; on the south by Cedar Road; and on the west by Raintree Lakes and Kelsey Creek in Upshur County. The requested area includes approximately 1,807 acres and serves 199 customer connections.

## **Mount Sylvan**

The requested area subject to this transaction is located within approximately 4.6 miles southwest of downtown Lindale, Texas, and is generally bounded on the north by Interstate Highway 20; on the east by the intersection of State Highway 110 and County Road 412; on the south by Neches River & County Road 49; and on the west by Mill Break Creek & Neches River in Smith County. The requested area includes approximately 4,880 acres (includes 12 acres to be decertified) and serves 312 customer connections.

#### Stallion Lake and Garden Valley Resort

The requested area subject to this transaction is located within approximately 3.5 miles eastsoutheast of downtown Van, Texas, and is generally bounded on the north by the intersection of County Road 424 and State Highway 110; and east by State Highway 110; on the south by Neches River and Mill Break Creek; and on the west by County Road 426 in Smith County. The requested area includes approximately 2,087 acres and serves 211 customer connections.

Approximate total acreage for the requested area includes 10,619 acres [10,631 acres minus 12 acres to be decertified] with 1,116 total customer connections, comprised of:

- Transfer Areas from Texas Water Systems (CCN 12473) includes 5,669 acres;
- Decertify Areas from Texas Water Systems (CCN 12473) includes 12 acres;
- Uncertificated (add) Areas includes 4,921 acres;
- Dual Areas with Pritchett WSC (CCN 10478) includes 8 acres; and
- Dual Areas with Crystal Systems (CCN 10804) includes 21 acres.

A copy of the map showing the requested area is available at: 17681 Telge Road, Cypress, Texas 77429

The proposed transaction may change the current customers' rates and services to the current approved rates and services of Undine Texas, LLC (in tariff as Rate Year 3, effective August 1, 2022), which are higher than the current rate for a 5/8" meter for Texas Water Systems, Inc. To view a copy of the current approved tariff, go to: https://undinellc.com/wpcontent/uploads/Undine-Texas-LLC-Water-Tariff.pdf

OR email info@undinellc.com or call (713) 574-5953 to request a copy.

## BILLING COMPARISON for a 5/8" meter

## Water – all subdivisions except Camp Joy

Existing	2,000 gallons: \$	48.00	/mo	New Rate	2,000 gallons: \$	55.75	/mo
Existing	5,000 gallons: \$	57.00	/mo	New Rate	5,000 gallons: \$	62.98	/mo
Existing	10,000 gallons: \$	72.00	/mo	New Rate	10,000 gallons: \$	78.71	/mo
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## Water - Camp Jov only

Existing	2,000 gallons: \$	19.00	_/mo	New Rate	2,000 gallons: \$	55.75	/mo
Existing	5,000 gallons: \$	25.00	/mo	New Rate	5,000 gallons: \$	62.98	/mo
Existing	10,000 gallons: \$	38.00	/mo	New Rate	10,000 gallons: \$	78.71	/mo

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 a 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.