



## Filing Receipt

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<b>PETITION OF MESQUOAKEE RANCH, LLC TO AMEND MARILEE SPECIAL UTILITY DISTRICT'S CERTIFICATE OF CONVENIENCE AND NECESSITY IN COLLIN COUNTY BY EXPEDITED RELEASE</b>	<b>§ § § § § §</b>	<b>PUBLIC UTILITY COMMISSION      OF TEXAS</b>
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**ORDER NO. 5  
FINDING AMENDED PETITION, AS SUPPLEMENTED,  
ADMINISTRATIVELY COMPLETE AND NOTICE SUFFICIENT,  
AND ESTABLISHING PROCEDURAL SCHEDULE**

This Order addresses the sufficiency of the September 9, 2021 petition and notice filed by Mesquoakee Ranch, LLC to amend Marilee Special Utility District's water certificate of convenience and necessity (CCN) in Collin County by streamlined expedited release. On September 23, 2021, Mesquoakee Ranch filed an amended petition. On October 8 and 27, 2021, Mesquoakee Ranch filed supplements to the amended petition.

**I. Finding Amended Petition, as Supplemented,  
Administratively Complete and Notice Sufficient**

On December 8, 2021, Commission Staff filed a supplemental recommendation regarding, among other things, administrative completeness and notice. The administrative law judge (ALJ) finds the amended petition, as supplemented, administratively complete and notice sufficient.

**II. Severance**

In its supplemental recommendation filed on December 8, 2021, Commission Staff also recommended, based upon the maps provided by Mesquoakee Ranch on October 27, 2021, that severance is not necessary because the release involves only a single tract of land. Accordingly, the ALJ finds severance unnecessary.

**III. Establishing Procedural Schedule**

Under Texas Water Code (TWC) § 13.2541, the granting of streamlined expedited release initiates an appraisal process to determine the amount of monetary compensation that may be owed by the landowner to the certificate holder for the tract of land that was released. Therefore, an order granting approval for streamlined expedited release is interim in nature and, in the event the

requested release is approved, the docket will continue for the purpose of determining the issue of compensation.

The following procedural schedule applies in this case:

Event	Date
Deadline for the certificate of convenience and necessity (CCN) holder to file a response, verified by a notarized affidavit, to the administratively complete petition	December 29, 2021
Deadline for Commission Staff's recommendation on final disposition	January 12, 2022
Deadline for the petitioner to file a reply to both the CCN holder's response and Commission Staff's recommendation on final disposition	January 19, 2022
Sixty-day administrative approval of streamlined expedited release	February 7, 2022
<b><i>In the event streamlined expedited release is granted and the petitioner and the CCN holder can select an agreed-upon appraiser</i></b>	
Deadline for the petitioner and the CCN holder to make a filing stating that they have selected an agreed upon appraiser	Within 10 days after the Commission approves streamlined expedited release
Deadline for appraiser's report	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioner to the CCN holder	Within 60 days after appraiser's report
Deadline for the petitioner to pay any compensation due to the CCN holder	Within 90 days of the Commission's final order on compensation
<b><i>In the event streamlined expedited release is granted and the petitioner and the CCN holder are unable to select an agreed-upon appraiser</i></b>	
Deadline for the petitioner and the CCN holder to make a filing stating that they have been unable to select an agreed upon appraiser	Within 10 days after the Commission approves streamlined expedited release
Deadline for reports from the petitioner's appraiser and the CCN holder's appraiser	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission Staff's appraiser's report	Within 100 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioner to the CCN holder	Within 60 days after Commission receives the final appraisal
Deadline for the petitioner to pay any compensation due to the CCN holder	Within 90 days of Commission's final order on compensation

Signed at Austin, Texas the 10th day of December 2021.

**PUBLIC UTILITY COMMISSION OF TEXAS**



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**GREGORY R. SIEMANKOWSKI**  
**ADMINISTRATIVE LAW JUDGE**