



Filing Receipt

Received - 2022-06-23 01:21:22 PM

Control Number - 52542

ItemNumber - 31

DOCKET NO. 52542

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

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

COMES NOW, Marilee Special Utility District (the “District”), and files this Evidence of Recording to reflect that the District has satisfied the requirements established by Ordering Paragraph 6 of the Order entered by the Commissioners of the Public Utility Commission of Texas (the “Commission”) on May 26, 2022. In support thereof, the District would respectfully show the following:

Proof of Recording

On May 26, 2022, the Commission issued the final Order in this docket, which required the District, as the CCN holder, file proof of compliance with the recording requirements in Texas Water Code (“TWC”) §§ 13.257(r) and (s).¹ TWC § 13.257(r) provides:

A utility service provider shall:

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

¹ Order (Ordering Paragraph 6) (May 26, 2022).

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

(2) submit to the utility commission evidence of the recording.²

TWC § 13.257(s) provides:

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

Pursuant to TWC §§ 13.257(r) and (s), the District recorded the following documents, attached as "**Exhibit A**," on June 13, 2022, in the real property records of Collin County, Texas:

- Affidavit of Grayson E. McDaniel, dated June 3, 2022;
- Map of the District's amended Certificate of Convenience and Necessity ("CCN") No. 10150 as included in the Order;⁴
- The District's CCN Certificate as included in the Order;⁵
- Metes and bounds description of area decertified from the District's CCN as included in the First Amended Petition.⁶

Conclusion

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

² TWC § 13.257(r).

³ TWC § 13.257(s).

⁴ Order at 8.

⁵ *Id.* at 9.

⁶ First Amended Petition by Mesquoakee Ranch, LLC for Expedited Release Pursuant to Texas Water Code Section 13.2541, at Exhibit C-1 (Sep. 23, 2021).

Respectfully submitted,

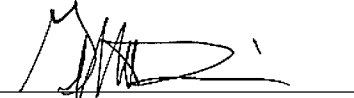
By: 

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

ATTORNEYS FOR MARILEE SPECIAL
UTILITY DISTRICT

CERTIFICATE OF SERVICE

I hereby certify that I have served or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail Return Receipt Requested to all parties on this the 23rd day of June 2022.



Grayson E. McDaniel

Exhibit A

PUC REQUIRED BOUNDARY DESCRIPTION

**Marilee Special Utility District; Portion of Water Service Area CCN. 10150;
PUC Docket 52542 – Petition of Mesquoakee Ranch, LLC to Amend Marilee Special Utility
District’s Certificate of Convenience and Necessity in Collin County by Expedited Release**

Pursuant to Texas Water Code § 13.257, Marilee Special Utility District, holder of Certificate of Convenience and Necessity No. 10150, hereby files this Boundary Description for the portion of Marilee Special Utility District’s CCN No. 10150 that was released by the PUC in a written order in Docket No. 52542. The portion of Marilee Special Utility District’s CCN that was released is described on the attached metes and bounds. The portion of Marilee Special Utility District’s CCN that was released is further depicted in the attached PUC map.

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



Grayson McDaniel

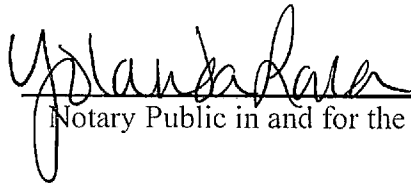
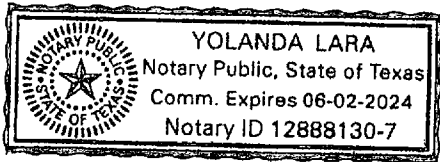
STATE OF TEXAS

§
§
§

COUNTY OF TRAVIS

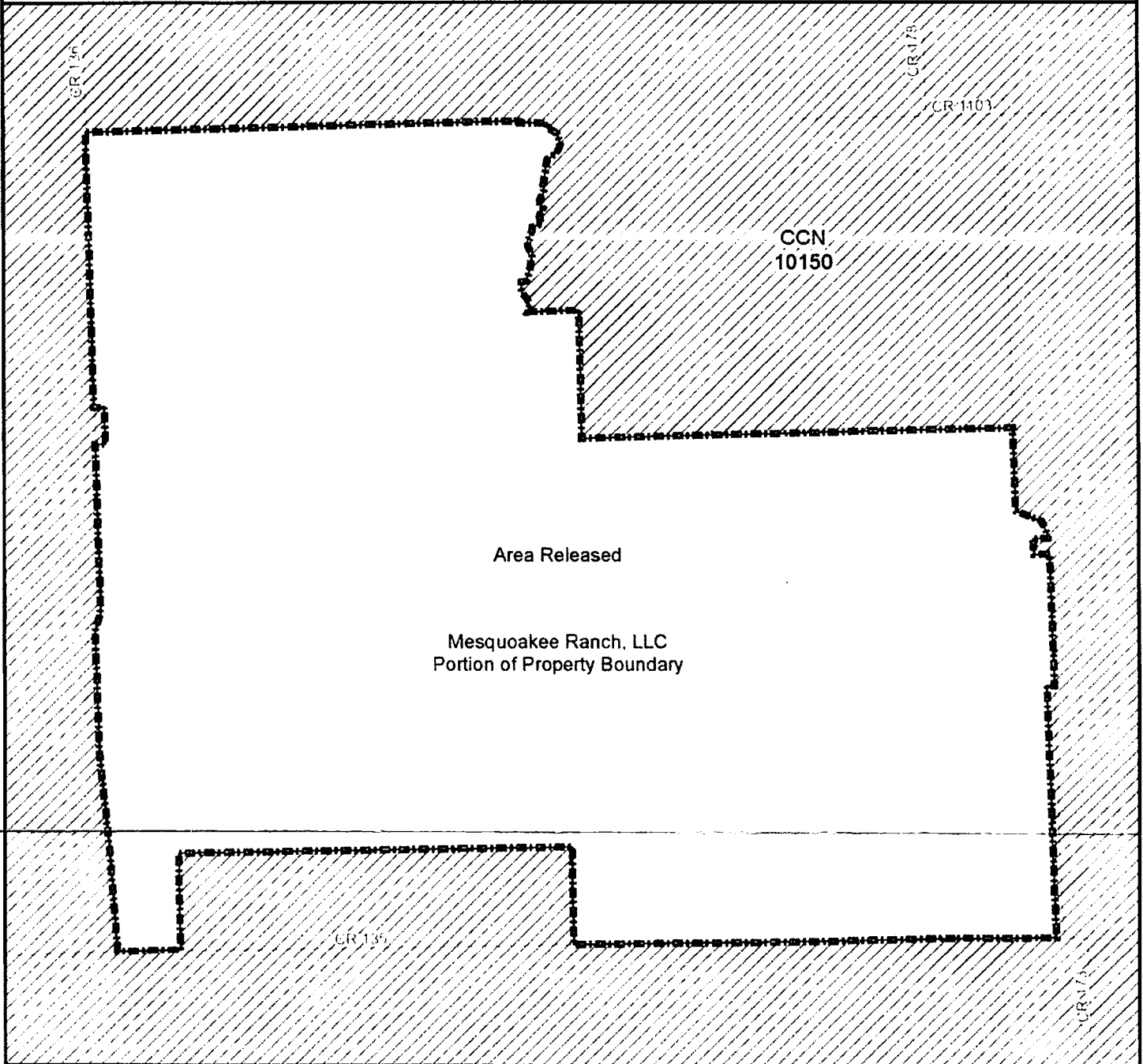
BEFORE ME, the undersigned authority, on this date personally appeared Grayson McDaniel, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes therein described.

Given under my hand and seal of this office on this day, June 3, 2022.




Notary Public in and for the State of Texas

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

Marilee Special Utility District
Portion of Water CCN No. 10150
PUC Docket No. 52542
Petition by Mesquoakee Ranch, LLC to Amend
Marilee Special Utility District's CCN by Expedited Release in Collin County



Water CCN
 **10150 - Marilee SUD**

 **Area Released**
 **Portion of Property Boundary**

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

Map by: Komal Patel
 Date: December 15, 2021
 Project: MarileeSUD.mxd



Public Utility Commission of Texas

By These Presents Be It Known To All That

Marilee Special Utility District

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

Certificate of Convenience and Necessity No. 10150

to provide continuous and adequate water utility service to that service area or those service areas in Collin and Grayson Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 52542 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of the Marilee Special Utility District to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby

EXHIBIT A

BEING a tract of land situated in the A.G. Stapp Survey, Abstract No. 832 and the John Douglas Survey, Abstract No. 263, Collin County, Texas and also being all 25.87 acre tract as conveyed to the Gary Bell Sample as recorded in Volume 4110, Page 1285 of the Deed Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod found for corner at the Southwest corner of said 25.87 acre tract;

THENCE North 00 degrees 21 minutes 09 seconds West a distance of 654.83 feet to a 1/2 inch iron rod found for corner;

THENCE North 89 degrees 44 minutes 06 seconds East a distance of 170.20 feet to a 60d nail found for corner;

THENCE North 89 degrees 50 minutes 18 seconds East a distance of 436.45 feet to a 60d nail found for corner;

THENCE North 89 degrees 26 minutes 00 seconds East a distance of 593.21 feet to a 60d nail found for corner;

THENCE North 89 degrees 09 minutes 05 seconds East a distance of 426.94 feet to a 1/2 inch iron rod set for corner in County Road No. 1104;

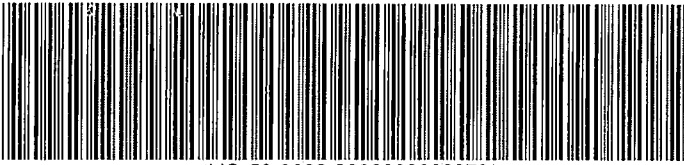
THENCE South 66 degrees 11 minutes 38 seconds East following County Road 1104 a distance of 37.57 feet to a 1/2 inch iron rod set for corner;

THENCE South 43 degrees 26 minutes 46 seconds East following County Road 1104 a distance of 69.61 feet to a 1/2 inch iron rod set for corner;

THENCE South 11 degrees 33 minutes 26 seconds East following County Road 1104 for a distance of 123.86 feet to a 1/2 inch iron rod set for corner;

THENCE South 00 degrees 15 minutes 45 seconds East following County Road 1104 a distance of 467.62 feet to a 1/2 inch iron set for corner;

THENCE South 89 degrees 31 minutes 30 seconds West a distance of 1731.95 feet to the **POINT OF BEGINNING** and Containing 1,126,615 square feet or 25.864 acres of land, more or less.



VG-58-2022-2022000092679

Collin County
Honorable Stacey Kemp
Collin County Clerk

Instrument Number: 2022000092679

Real Property

MISCELLANEOUS

Recorded On: June 13, 2022 11:07 AM

Number of Pages: 5

" Examined and Charged as Follows: "

Total Recording: \$38.00

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

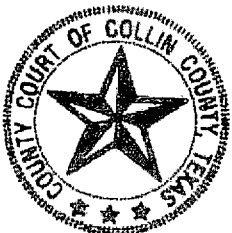
Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY because of color or race is invalid and unenforceable under federal law.

File Information:

Document Number: 2022000092679
Receipt Number: 20220613000375
Recorded Date/Time: June 13, 2022 11:07 AM
User: Amanda S
Station: Station 6

Record and Return To:

THE CARLTON LAW FIRM, P.L.L.C.
4301 WESTBANK DR #B-130
AUSTIN TX 78746



STATE OF TEXAS
Collin County

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

Honorable Stacey Kemp
Collin County Clerk
Collin County, TX