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OF COUNSEL TERRY TOPHAM

August 22, 2022

*Via Efile*

The Hon. Hunter Burkhalter  
Chief Administrative Law Judge  
Public Utility Commission of Texas  
Attn: Clerk, Central Records  
1701 N. Congress  
Austin, Texas 78201

Re: PUC Docket No. 52551, *Petition of Blackland Water Supply Corporation and the City of Rockwall to Decertificate Portions of a Certificate of Convenience and Necessity Under Texas Water Code § 13.254(a) in Rockwall County.*

Dear Judge Burkhalter:


Order No. 7 (Aug. 1, 2022) ordered petitioners to cure notice deficiencies described therein, on or before August 22. As such, the attached proof of notice prepared by the City of Rockwall and Blackland Water Supply Corporation is re-submitted with requested clarifications and corrections. In particular, Blackland corrected an inadvertent omission and, on August 15, sent notice to the landowner (Jowers, Inc.) underlying its sole customer in the area (Big Tex Trailer World Inc.). This timely filing is made on behalf of both petitioners, Rockwall and Blackland.

Order No. 5 at 2 (April 20, 2022) ordered “*petitioners* to mail notice of the petition to every customer and landowner in the areas to be decertified.” As directed, we worked with Commission Staff on the form of notice being provided. Joint petitioners believe the enclosed affidavit establishes that notice of this proceeding has indeed been provided “to each customer and landowner within the affected service area of the utility” as required under 16 Tex. Admin. Code § 24.245(d)(2)(A) and in compliance with Order No. 5.

A copy of this filing is being served electronically to all parties as required by PUC Orders and rules. Should you have questions, please contact me.

Respectfully submitted,

**DAVIDSON TROILO REAM & GARZA, P.C.**

By:   
Paul M. González  
State Bar No. 00796652  
Email: [pgonzalez@dtgrglaw.com](mailto:pgonzalez@dtgrglaw.com)

**ATTORNEYS FOR THE CITY OF  
ROCKWALL, TEXAS**

The Hon. Hunter Burkhalter  
Chief Administrative Law Judge  
Public Utility Commission of Texas  
August 22, 2022  
Page 2

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Attachments – Affidavit of Notice to Current Customers and Landowners

Cc: G. Randal Hullett, Attorney for Blackland WSC  
Jenna Keller, Commission Staff (Legal Division)

# PUBLIC UTILITY COMMISSION OF TEXAS



## AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS AND LANDOWNERS DOCKET NO. 52551

STATE OF TEXAS  
COUNTY OF ROCKWALL

Joint petitioners, Blackland Water Supply Corporation, holder of water certificate and necessity (CCN) number 11305, and the City of Rockwall, Texas, have provided individual notice to the following customers and landowners:

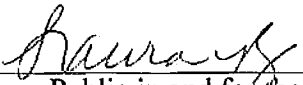
|  | DATE OF NOTICE  |
|--|-----------------|
| See Attachment A, <i>Persons Receiving Notice in PUC Docket No. 52551 (City of Rockwall)</i> | June 20, 2022   |
| Big Tex Trailer World Inc. (Blackland WSC)   | June 27, 2022   |
| Jowers, Inc., a Texas corporation (Blackland WSC)  | August 15, 2022 |

### OATH (City of Rockwall)

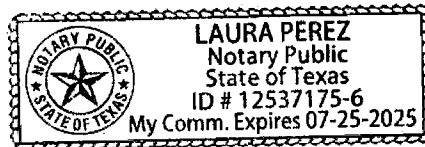
I, MARY SMITH, being duly sworn, file this form as CITY MANAGER of the CITY OF ROCKWALL, TEXAS, a joint petitioner in PUC Docket No. 52551; that in such capacity, I am qualified and authorized to file and verify such form of notice provided, a specimen of which is attached as Attachment "B" hereto and incorporated as if set forth in full; I have complied with all notice requirements as required under Order Nos. 5 (April 20, 2022) and 6 (May 23, 2022) in PUC Docket No. 52551, namely that petitioners mail notice to each customer and landowner within the areas to be decertified in the proceeding and thereafter file proof of such notice; by agreement among the joint petitioners, each petitioner sent notice on the Date of Notice indicated above to its own retail water customers and to all landowners in the area; I am personally familiar with the notices given by the CITY OF ROCKWALL, TEXAS; and that all such statements made and matters set for therein are true and correct.

  
Applicant's Authorized Representative

Subscribed and sworn to before me this 22<sup>nd</sup> day of August, 2022, to certify which witness my hand and seal of office.

  
Notary Public in and for the State of Texas

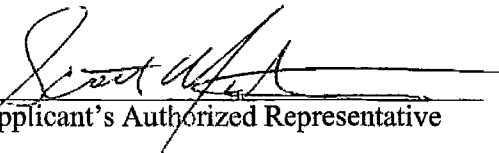
Laura Perez  
Print or Type Name of Notary Public



Commission Expires 7-25-2025

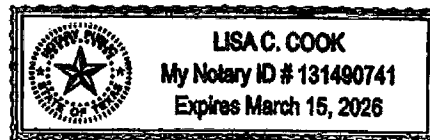
OATH  
(Blackland Water Supply Corporation)

I, SCOTT MUCKENSTURM, being duly sworn, file this form as GENERAL MANAGER of BLACKLAND WATER SUPPLY CORPORATION, a joint petitioner in PUC Docket No. 52551; that in such capacity, I am qualified and authorized to file and verify such form of notice provided, a specimen of which is attached as Attachment "B" hereto and incorporated as if set forth in full; I have complied with all notice requirements as required under Order Nos. 5 (April 20, 2022) and 6 (May 23, 2022) in PUC Docket No. 52551, namely that petitioners mail notice to each customer and landowner within the areas to be decertified in the proceeding and thereafter file proof of such notice; by agreement among the joint petitioners, each petitioner sent notice on the Date of Notice indicated above to its own retail water customers and to all landowners in the area; I am personally familiar with the notices given by BLACKLAND WATER SUPPLY CORPORATION; and that all such statements made and matters set forth therein are true and correct.

  
Applicant's Authorized Representative

Subscribed and sworn to before me this 22<sup>nd</sup> day of August, 2022, to certify which witness my hand and seal of office.

Lisa C. Cook  
Notary Public in and for the State of Texas



Lisa C. Cook  
Print or Type Name of Notary Public

Commission Expires 3.15.26

**ATTACHMENT A**  
**to Affidavit of Notice to Current Customers & Landowners**  
**Docket No. 52551**

**Attachment A. Persons Receiving Notice in PUC Docket No. 52551  
(City of Rockwall)**

**RIDGECREST MAILING**

RIDGECREST HOMEOWNERS ASSOCIATION INC  
SHARKEY LOGAN & LACEY  
SHIM SUSAN AND HENRY  
RICHARDSON HERNDON JR & KIMBERLY RENEE  
DE MEYER GUILAUME & JIRAPORN HEEPKAEW  
VALDERAS HECTOR AND DIANE M  
LAMB JESSICA LAUREN AND SUZANNE  
KATHLEEN ROBINSON  
HOLLON MICHAEL AND PATTI JO  
JOHNSON DAVID BRIAN  
BLANTON RACHEL LAUREN AND MATTHEW  
THOMAS MITCHELL  
HENRY LARRY LEE & BRENDA AMEMIYA  
PATE THUY LANCASTER AND MARC JASON  
PAUL TAYLOR HOMES LIMITED  
AMPIL JAMES  
MULLINS AUDREY M AND DAVID J HESTER  
WILLARD JR & CHRISTY L  
RANEY FAMILY 2014 TRUST, STEVEN A RANEY  
AND CATHERINE E RANEY - TRUSTEES  
JEFFUS STANLEY EUGENE AND MELBA LOUISE  
GHORMLEY TIM W & LINDA C  
OFFUTT LYNZIE AND ELMO M

HANSEN FRED A AND MARY CAMPBELL  
NICHOLS JILL  
SPARLING KIRK D AND DARLA  
GARCIA DAVID ALBERTO & SARAH BETH  
STEWART  
THIEMAN ROBERT  
HALTER JO DENISE  
LAPEYROLERIE ANDRE J & PAMELA A  
SCARBOROUGH THOMAS M AND KRISTINE B  
BREITLING BRODIE AND SARA SAFRANEK  
TIMOTHY  
PATEL TIMIRKUMAR  
PEDROZA EDGAR S AND MELISSA R  
FARROW JAMEY LAMONT & MARJORIE MURAT  
MAHAFDHAB BASIL & DUNIA ALSROUJI  
JACOBS MICHAEL G & CHERYL RUTH  
CURRY CHRISTOPHER AND MICHELLE  
GARCIA CESAR G & SANDRA CORNEJO  
JUAN M CORNEJO SR & AIDA  
PLUNK TIMOTHY D AND CHRISTY A  
JOHNSON THOMAS L AND PEGGY M  
CRENSHAW SAMUEL C & LAUREN B  
WOODS PATRICK LAFRONCE AND JOANETTE Y

**BLACKLAND MAILING**

FISSEHAYE SABA G  
PIKE DANA C AND JAMES C  
LEGATO MICHAEL S  
SIMS MARK E AND ADRIAN M  
BARTLEET MURRAY PAUL  
SOON HERALD  
BAUMANN REBECCA NICOLE AND KAISER LYN  
CROUCH JESSE & LOUETTA LANGLEY CROUCH  
MITCHELL ADAM  
WALLIS RUSTY FAMILY LIMITED PARTNERSHIP  
NUMBER 2  
WALLIS RUSTY FAMILY LTD PARTNERSHIP #2  
WANG EILEEN HONGLIAN AND HAWKINS  
HAOHAI YAO  
LYNSTAR LLC  
MOSHER LINDA  
DUNN DAVID IRVIN II  
WONG IU YAM IRENE  
WARREN MICHAEL & RENEE  
PADILLA ELIZABETH AND PETE RODRIGUEZ

ROCHELLE MICHAEL  
KHACHATURYAN GALINA AND ARTHUR  
DUNAWAY LORI J  
SERCY WILLIAM CHARLES AND NORMAN  
WAYNE SERCY AND MARSHA MARIE SERCY  
QUINLAN ROBERT JOHN AND TENA  
BARRY CHRIS S  
CAVETT DEBRA  
WHITTERN STEVEN B & JERALYN LOUISE  
GAINOUS LESLIE III AND ERICA ESCOBAR  
BAKER CLARENCE JR  
SMITH RODNEY W  
SHARMA PUNEET  
FOX CHRISTOPHER & LAURA  
CELSUR TAMRA LEE  
BIANCHI JEFF  
SENG TRUST  
WILSON TIMOTHY JOHN & STEPHANIN M

**Attachment A. Persons Receiving Notice in PUC Docket No. 52551  
(City of Rockwall)**

LOFLAND FARMS OWNERS ASSOC. C/O SPECTRUM ASSOCIATION MANAGEMENT  
LOFLAND FARMS LTD C/O QHR INC  
SELMAN ENTERPRISES INC  
GODWIN JULIE AND BOBBY  
JOWERS INC  
BAKER SCHWIMMER VENTURES LP  
PHASE 17 INVESTMENTS LP  
ROCKWALL ECONOMIC DEVELOPMENT CORP.  
STRUCTURED REA- ROCKWALL LAND LLC  
COLIN-G PROPERTIES INC  
CITY OF ROCKWALL  
LOFLAND N L EST  
ROCKWALL INDEPENDENT SCHOOL DISTRICT  
DISCOVERY LAKES LLC  
ALLEN FOODS INC C/O RYAN LLC  
EXETER 2975 DISCOVERY, LP  
STAG ROCKWALL, L.P. A DELAWARE LIMITED PARTNERSHIP  
STAG INDUSTRIAL HOLDINGS, LLC  
CAPITAL BOULEVARD VENTURE LLC AND GLOBAL WELLS INVESTMENT GROUP LLC



**ATTACHMENT B**  
**to Affidavit of Notice to Current Customers & Landowners**  
**Docket No. 52551**

*Notice to Customers*

NOTICE OF PETITION OF BLACKLAND WATER SUPPLY CORPORATION AND THE CITY OF ROCKWALL TO DECERTIFICATE PORTIONS OF A CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) UNDER TEXAS WATER CODE (TWC) § 13.254(a) FOR WATER UTILITY SERVICE IN ROCKWALL COUNTY, TEXAS.

To: \_\_\_\_\_  
(Name of Customers)  
\_\_\_\_\_  
(Address)  
\_\_\_\_\_  
(City State Zip)

Date Notice Mailed: June \_\_, 2022

Blackland Water Supply Corporation and the City of Rockwall have jointly filed a petition with the Public Utility Commission of Texas to decertificate portions of Blackland Water Supply Corporation’s water CCN No. 11305 under TWC § 13.254(a) in Rockwall County, Texas. The petition implements agreements between the parties from 2005 and 2016, which resulted in the City of Rockwall serving new water customers in the areas affected. No customers in the proposed area will be transferred from Blackland Water Supply Corporation to the City of Rockwall. The City of Rockwall will not be issued a CCN as it is unnecessary for a municipality to have a CCN in order to provide water or sewer service within its city limits. Except as to one commercial customer which was excepted from the agreement, customers in the requested area currently receive service from the City of Rockwall. The excepted commercial customer (Big Tex Trailer World, 2260 I-30 East) will continue to receive service from Blackland.

The requested areas consist of an area within the city limits of Rockwall that includes portions of the Rockwall Technology Park, located approximately between 2.5 and 5 miles southeast of downtown Rockwall, Texas, and is generally bounded on the north by I-30; on the east by Amanda Lane; on the south by SH 276; and on the west by Corporate Crossing/FM 549; a smaller area bounded on the north by SH 276; on the east by FM 549; on the south by Fontanna Boulevard; and on the west by Gleaner Drive; and the area known as the Ridgecrest Subdivision, located approximately between 1.5 and 2 miles east of downtown Rockwall, Texas, and is generally bounded on the south by Airport Road; on the west by Amity Lane; on the north by Rolling Meadows Drive; and on the east by North Stodghill Road/FM3549.

The requested area includes approximately 881 acres.

The petition proposes the subtraction of approximately 881 acres from CCN No. 11305.

The proposed transaction will not change the current customers’ rates and services as the City of Rockwall will continue to be the provider of service.

**See enclosed map of the requested area.**

Questions may be directed to the City of Rockwall (972-771-7746) or Blackland Water Supply Corporation (972-771-6375). However, you may also intervene in the proceeding and request a public

hearing before the Public Utility Commission of Texas. A request for a public hearing must be in writing and include:




- (1) your name, mailing address, and daytime telephone number;
- (2) the Utility name, docket number or another recognizable reference to this application, the statement, "I/we request a public hearing";
- (3) a brief description of how you or the persons you represent would be adversely affected by the granting of the application for a CCN; and
- (4) your proposed adjustment to the application which would satisfy your concerns and cause you to withdraw your request for a hearing.

*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.*

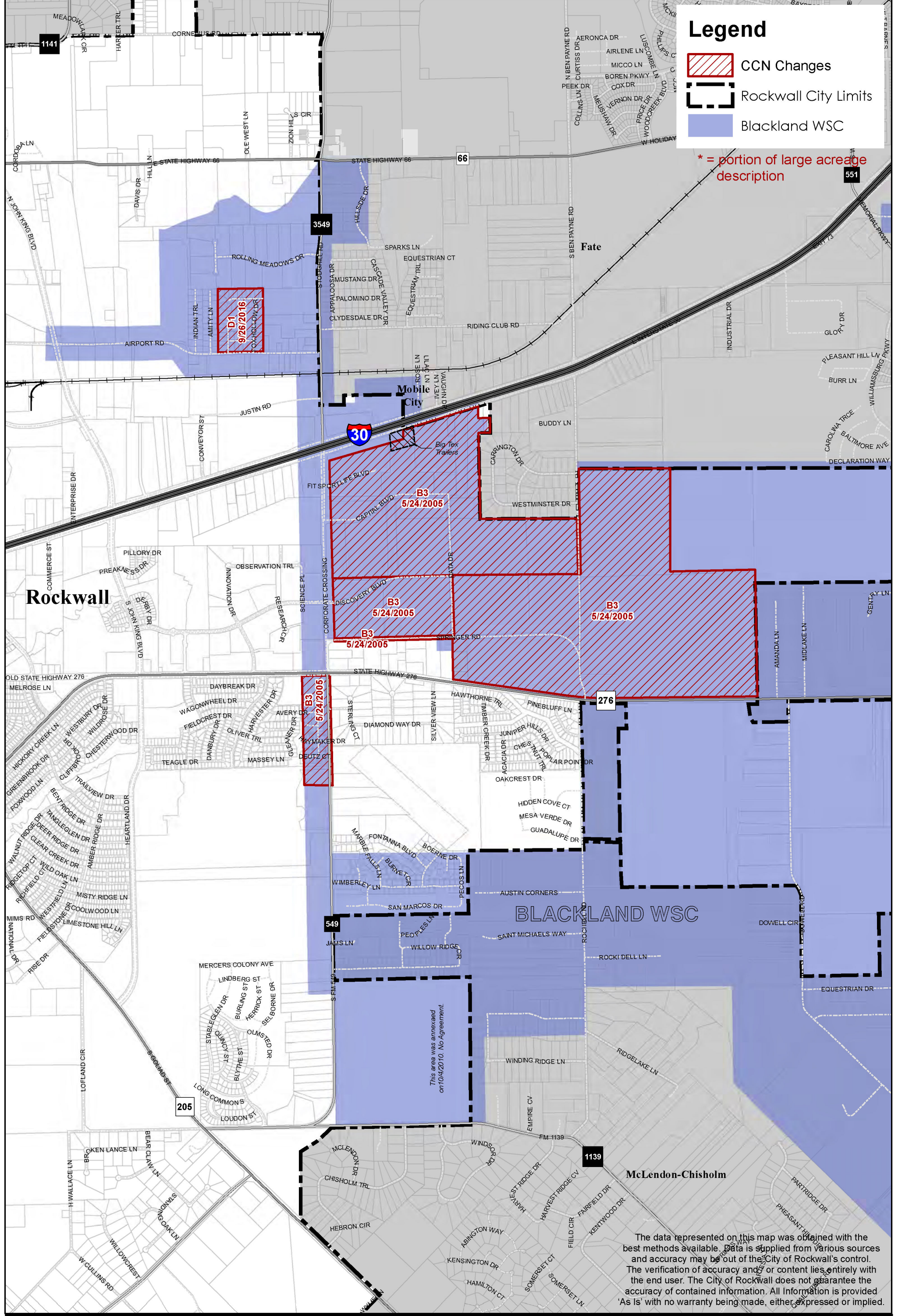
A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written request will receive notice if a hearing is scheduled.

Si desea información en español, puede llamar al 1-888-782-8477.

### Legend

-  CCN Changes
-  Rockwall City Limits
-  Blackland WSC

\* = portion of large acreage description



The data represented on this map was obtained with the best methods available. Data is supplied from various sources and accuracy may be out of the City of Rockwall's control. The verification of accuracy and/or content lies entirely with the end user. The City of Rockwall does not guarantee the accuracy of contained information. All Information is provided 'As Is' with no warranty being made, either expressed or implied.



**City of  
Rockwall**



0 0.25 0.5 Miles

Date: 11/12/2021

**EXHIBIT - E 13-254**