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September 12, 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 Decertify Portions of a Certificate of Convenience and Necessity Under Texas Water Code § 13.254(a) in Rockwall County.*

Dear Judge Burkhalter:


Order No. 8 (Sept. 7, 2022) ordered petitioners to file “additional clarification specifically addressing the ALJ’s inquiries in Order No. 7” on or before September 20. In response, enclosed is a supplemental affidavit of Blackland Water Supply Corporation’s general manager. This timely filing is made on behalf of both petitioners.

The affidavit clarifies the how, in compliance with Order No. 5 at 2 (April 20, 2022), Blackland sent notice to the sole landowner (Jowers, Inc.) underlying Blackland’s sole customer (Big Tex Trailer World, Inc.) located in the area made the subject of this proceeding. It also notes how a portion of the Jowers, Inc. property is included in Docket No. 53262, however, the buildings of Big Tex Trailer World, Inc. are not located on that part of the property.

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

The Hon. Hunter Burkhalter
Chief Administrative Law Judge
Public Utility Commission of Texas
September 12, 2022
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Attachment–Supplemental Affidavit of Notice to Current Customers and Landowners (Blackland)

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

**SUPPLEMENTAL AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS AND
LANDOWNERS**

DOCKET NO. 52551

STATE OF TEXAS
COUNTY OF ROCKWALL

Petitioner, Blackland Water Supply Corporation, holder of water certificate and necessity (CCN) number 11305 ("Blackland"), provided individual notice to the following customers and landowners:


Big Tex Trailer World Inc. ("Big Tex")
Jowers, Inc., a Texas corporation ("Jowers")

DATE OF NOTICE
June 27, 2022
August 15, 2022

This Supplemental Affidavit of Notice is intended to provide additional clarification regarding the notices provided to Big Tex and Jowers.

OATH

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 this Supplemental Affidavit and to verify the facts set forth herein; as noted in Blackland's Affidavit of Notice to Current Customers and Landowners filed on August 22, 2022 (Proof of Notice), I 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 filed the Proof of Notice; each petitioner sent notice on the Date of Notice indicated in the Proof of Notice 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. As noted in Exhibit "E" to the Joint Petition, filed as corrected on May 12, 2022 in this Docket No. 52551, the property owned by Jowers and occupied by Big Tex is split, with a portion being included in this Docket No. 52551 and the remainder included in Docket No. 53262. The portion of the property included in this Docket No. 52551 is where Big Tex obtains retail water service from Blackland and will remain part of Blackland's CCN pursuant to the mediated settlement agreement entered on May 24, 2005, in Docket No. 2004-1736-UCR before the Texas Commission on Environmental Quality, Exhibit "C" to the petition in this docket filed on March 25, 2022. By this agreement, petitioners request that Big Tex will continue to be served by Blackland. Blackland provided notice to Jowers, as landowner, and Big Tex, as customer, in order to comply with Order No. 5 in this Docket No. 52551. In addition, because Big Tex's consuming facility is not located on the portion of Jowers's property included in Docket No. 53262, Blackland's service to Big Tex is unaffected even if the petition in Docket No. 53262 is granted.


Applicant's Authorized Representative

Subscribed and sworn to before me this 12th day of September, 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 3.15.20

