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APPLICATION OF IRON HILL WATER	§	PUBLIC UTILITY COMMISSION
SUPPLY CORPORATION AND RUSK	§	
RURAL WATER SUPPLY CORPORATION	§	OF TEXAS
FOR SALE, TRANSFER, OR MERGER OF	§	
FACILITIES AND CERTIFICATE RIGHTS	§	
IN CHEROKEE COUNTY	§	

COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE

On October 27, 2021, Iron Hill Water Supply Corporation (Iron Hill WSC) and Rusk Rural Water Supply Corporation (Rusk Rural WSC) (jointly, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate of convenience and necessity (CCN) rights in Cherokee County. Applicants seek approval to sell and transfer all of Iron Hill WSC’s certificated area under CCN No. 10784 to Rusk Rural WSC. The application reflects a requested area of 2,080 acres and 155 customers. Applicants filed supplemental information on November 15, 2021, December 1, 2021, and February 10, 2022.

On January 13, 2022, the administrative law judge filed Order No. 3, directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on the sufficiency of notice by February 25, 2022. Therefore, this pleading is timely filed.

I. RECOMMENDATION ON SUFFICIENCY OF NOTICE

Staff has reviewed the proof of notice submitted by Applicants and recommends that it be found sufficient under 16 Texas Administrative Code § 24.239(c). On February 23, 2022, Rusk Rural WSC filed an affidavit by Mike Hamilton, General Manager of Rusk Rural WSC, attesting that notice was mailed to all neighboring utilities and affected parties on February 10, 2022, using the notice forms provided by Staff and the maps deemed sufficient. On February 23, 2022, Iron Hill WSC filed an affidavit by John Banks, Vice President of Iron Hill WSC, attesting that notice was mailed to all current customers on February 10, 2022, using the notice forms provided by Staff and the maps deemed sufficient. Accordingly, Staff recommends that the notice provided is sufficient.

II. CONCLUSION

For the reasons detailed above, Staff respectfully recommends that the notice provided by Applicants be deemed sufficient.

Dated: February 25, 2022

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

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CERTIFICATE OF SERVICE

I certify 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 February 25, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Ian Groetsch
Ian Groetsch