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DOCKET NO. 52879

APPLICATION OF CARROLL WATER	§	
COMPANY, INC. AND CSWR-TEXAS	§	
UTILITY OPERATING COMPANY, LLC	§	PUBLIC UTILITY COMMISSION
FOR SALE, TRANSFER, OR MERGER	§	
OF FACILITIES AND CERTIFICATE	§	OF TEXAS
RIGHTS IN ELLIS COUNTY	§	

**CSWR-TEXAS UTILITY OPERATING COMPANY, LLC’S
PROOF OF NOTICE**

CSWR-Texas Utility Operating Company, LLC (“CSWR Texas”) submits Proof of Notice in response to Order No. 2, which was issued in this proceeding on December 30, 2021. Order No. 2 directs CSWR Texas to submit this Proof of Notice by January 24, 2022; accordingly, this pleading is timely filed.

Attached to this pleading as Exhibit A is an Affidavit of Notice to Current Customers, Neighboring Utilities and Affected Parties and a copy of the notice provided to all entities and persons, including the maps that were attached to the notice. Also attached is Highly Sensitive Exhibit B, which is a list of all recipients to whom notice was provided, including those entities Staff specifically requested CSWR Texas notify. Highly Sensitive Exhibit B contains Highly Sensitive Protected Materials as defined in the Protective Order, including customer-specific information. The notice and proof of notice are provided in the form and manner described by Ms. Garcia’s memorandum attached to Commission Staff’s recommendation issued on December 22, 2021. Notice was completed on January 14, 2022.

Respectfully submitted,

L. Russell Mitten
General Counsel
Central States Water Resources, Inc.
1650 Des Peres Rd., Suite 303
St. Louis, MO 63131
(314) 380-8595
(314) 763-4743 (Fax)



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Wendy K. L. Harvel
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**ATTORNEY FOR CSWR-TEXAS
UTILITY OPERATING COMPANY, LLC**

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of January 2022, notice of the filing of this document was provided to all parties of record via electronic mail in accordance with the Order Suspending Rules, issued in Project No. 50664.



Wendy K. L. Harvel

PUBLIC UTILITY COMMISSION OF TEXAS



AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS, LANDOWNERS, NEIGHBORING UTILITIES, AND AFFECTED PARTIES DOCKET NO. 52879

STATE OF MISSOURI
COUNTY OF St. Louis

_____ has provided individual notice to the following entities and customers:

	DATE OF NOTICE
<u>Neighboring Utilities</u>	<u>1/14/22</u>
<u>Affected Parties</u>	<u>1/14/22</u>
<u>Carroll Water</u>	<u>1/14/22</u>
_____	_____

OATH

I, Aaron Silas, being duly sworn, file this form as Regulatory Case Manager (indicate relationship to applicant, that is, owner, member of partnership, title of officer of corporation, or other authorized representative of applicant); that in such capacity, I am qualified and authorized to file and verify such form, am personally familiar with the notices given with this application, and have complied with all notice requirements in the application and application acceptance letter; and that all such statements made and matters set forth therein are true and correct.

[Signature]
Applicant's Authorized Representative

If the applicant to this form is any person other than the sole owner, partner, officer of the applicant, or its attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 19th day of January, 2022, to certify which witness my hand and seal of office.

[Signature]
Notary Public in and for the State of Texas
Meranda K. Keubler
Print or Type Name of Notary Public



MERANDA K. KEUBLER
My Commission Expires
November 13, 2022
St. Louis County
Commission #14631487

Commission Expires 11/13/2022
Notice Form Updated: April 8, 2021

Docket No. 52879

Notice to Current Customers, Landowners, Neighboring Systems, and Cities

CSWR-TEXAS UTILITY OPERATING COMPANY, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13290, NOTICE OF INTENT TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 11543 FROM CARROLL WATER COMPANY, INC. IN ELLIS COUNTY, TEXAS

To: _____ Date Notice Mailed: 1/14/22
(Name of Customer, Neighboring System, or City)

(Address)

(City State Zip)

CSWR-Texas Utility Operating Company, LLC 1650 Des Peres Rd, Suite 303
(Purchaser's Name) (Address)

St. Louis, MO 63131
(City), (State) (Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission) to purchase all of the water facilities and to transfer water certificated service area under CCN No. 11543, in Ellis County, TX from:

Carroll Water Company, Inc. 513 Winding Creek Trail Red Oak, TX 75154
(Seller's Name) (Address) (City), (State) (Zip Code)

The sale is scheduled to take place if approved by the Commission (Texas Water Code § 13.301). The transaction and the transfer of the CCN includes the following subdivisions:

Emerald Forest:

The requested area includes 63 customer connections, is located approximately 7 miles west of downtown Waxahachie, Texas, and is generally bounded on the north by Angus Road; on the east by Perimeter Road; on the south by FM 1446; and on the west by D Ranch Road.

The requested area includes approximately 226 acres, comprised of 226 acres of transferred area (from CCN No. 11543) that would remain dual certificated with Buena Vista-Bethel SUD (CCN No. 10898).

Grande Casa:

The requested area includes 167 customer connections, is located approximately 8 miles southwest of downtown Waxahachie, Texas, and is generally bounded on the north by FM 66; on the east by Alysa Road and Industrial Road; on the south by Greathouse Road; and on the west by Greathouse Road.

The requested area includes approximately 805 acres, comprised of 805 acres of transferred area (from CCN No. 11543) that would remain dual certificated with Buena Vista-Bethel SUD (CCN No. 10898).

Lakeview Ranchettes:

The requested area includes 106 customer connections, is located approximately 3 miles west of downtown Midlothian, Texas, and is generally bounded on the north by Old Fort Worth Road; on the east by N Ward Road; on the south by W Wyatt Road; and on the west by Miller Road and Soil Conservation Service Site 9 Reservoir.

The requested area includes approximately 529 acres, comprised of 529 acres of transferred area (from CCN No. 11543) that would remain dual certificated with City of Midlothian (CCN No. 11706).

Red Oak:

The requested area includes 112 customer connections, is located approximately 2 miles northwest of downtown Red Oak, Texas, and is generally bounded on the north by Ovilla Road; on the east by I-35 E; on the south by Baldwin Street; and on the west by Overlook Drive.

The requested area includes approximately 61 acres, comprised of 61 acres of transferred area (from CCN No. 11543) that would remain dual certificated with City of Red Oak (CCN No. 11074).

Spanish Grant:

The requested area includes 111 customer connections, is located approximately 9 miles west-southwest of downtown Waxahachie, Texas, and is generally bounded on the north by Old Buena Vista Road; on the east by Alto Road; on the south by El Camino Road; and on the west by Mesa Road.

The requested area includes approximately 47 acres, comprised of 47 acres of transferred area (from CCN No. 11543) that would remain dual certificated with Buena Vista-Bethel SUD (CCN No. 10898).

Totals:

The application proposes the transfer of approximately 1,668 acres from CCN No. 11543 to CCN No. 13290. Approximately 1,078 acres would remain dual certificated with Buena Vista-Bethel SUD (CCN No. 10898). Approximately 529 acres would remain dual certificated with City of Midlothian (CCN No. 11706). Approximately 61 acres would remain dual certificated with City of Red Oak (CCN No. 11074).

See enclosed map showing the requested area.

This transaction will not have an effect on the current customer's rates and services.

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.

If a valid public hearing is requested, the Commission will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, SOAH will submit a recommendation to the Commission for final decision. An evidentiary hearing is a legal proceeding similar to a civil trial in state district court.

A landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the requested area, may file a written request with the Commission to be excluded from the requested area ("opt out") within (30) days from the date that notice was provided by the Utility. All opt out requests must include a large-scale map, a metes and bounds description of the landowner's tract of land, landowner's name, address, email address and fax number, if applicable.

Persons who wish to request this option should file the required documents with the:

Public Utility Commission of Texas
Central Records
1701 N. Congress, P. O. Box 13326
Austin, TX 78711-3326

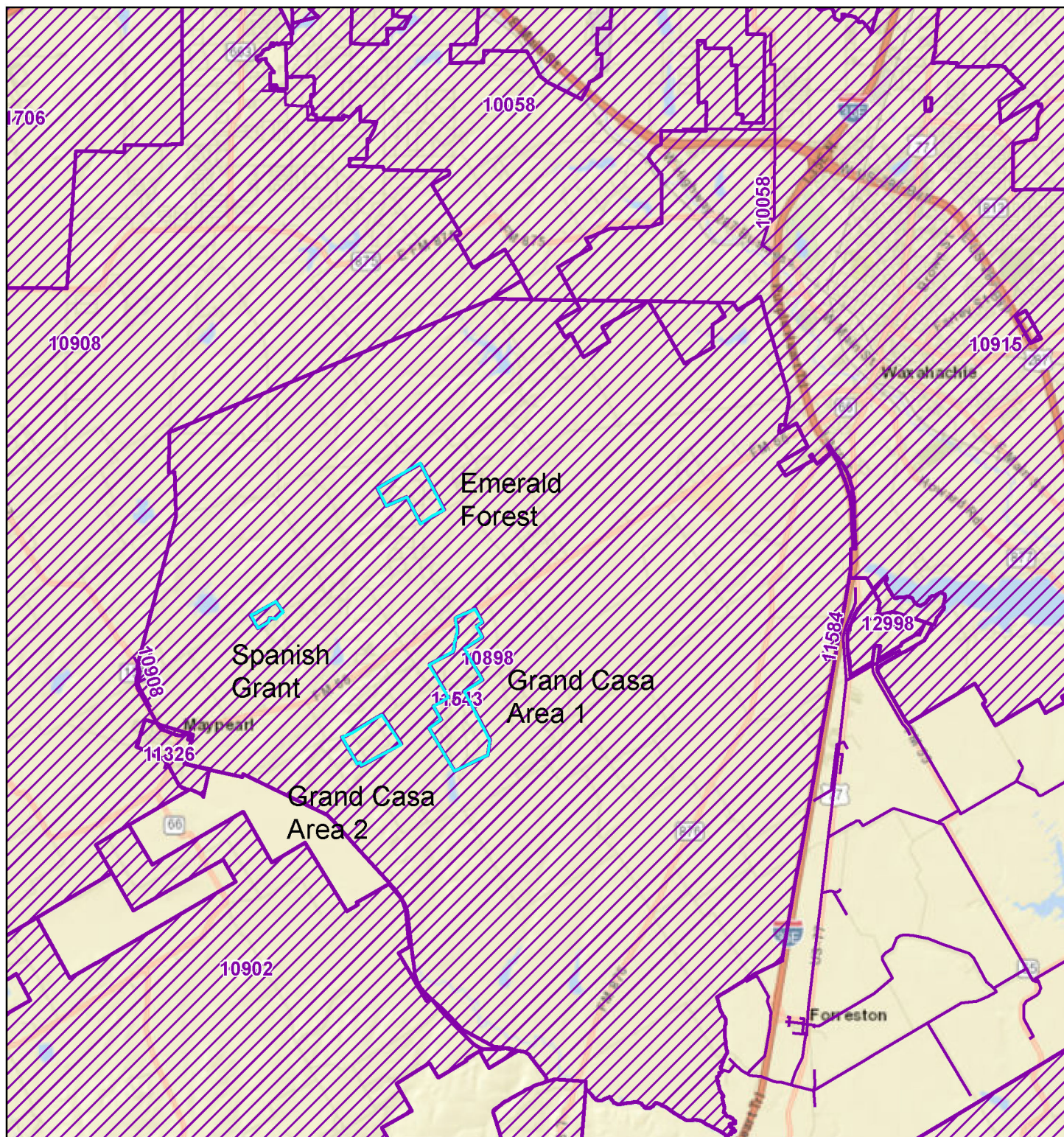
In addition, the landowner must also send a copy of the opt out request to the Utility. Staff may request additional information regarding your request.

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

Aaron Silas
Utility Representative

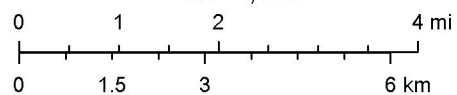
CSWR-Texas
Utility Name

CCN - 11543 Small Map Emerald Forest, Grande Casa, Spanish Grant

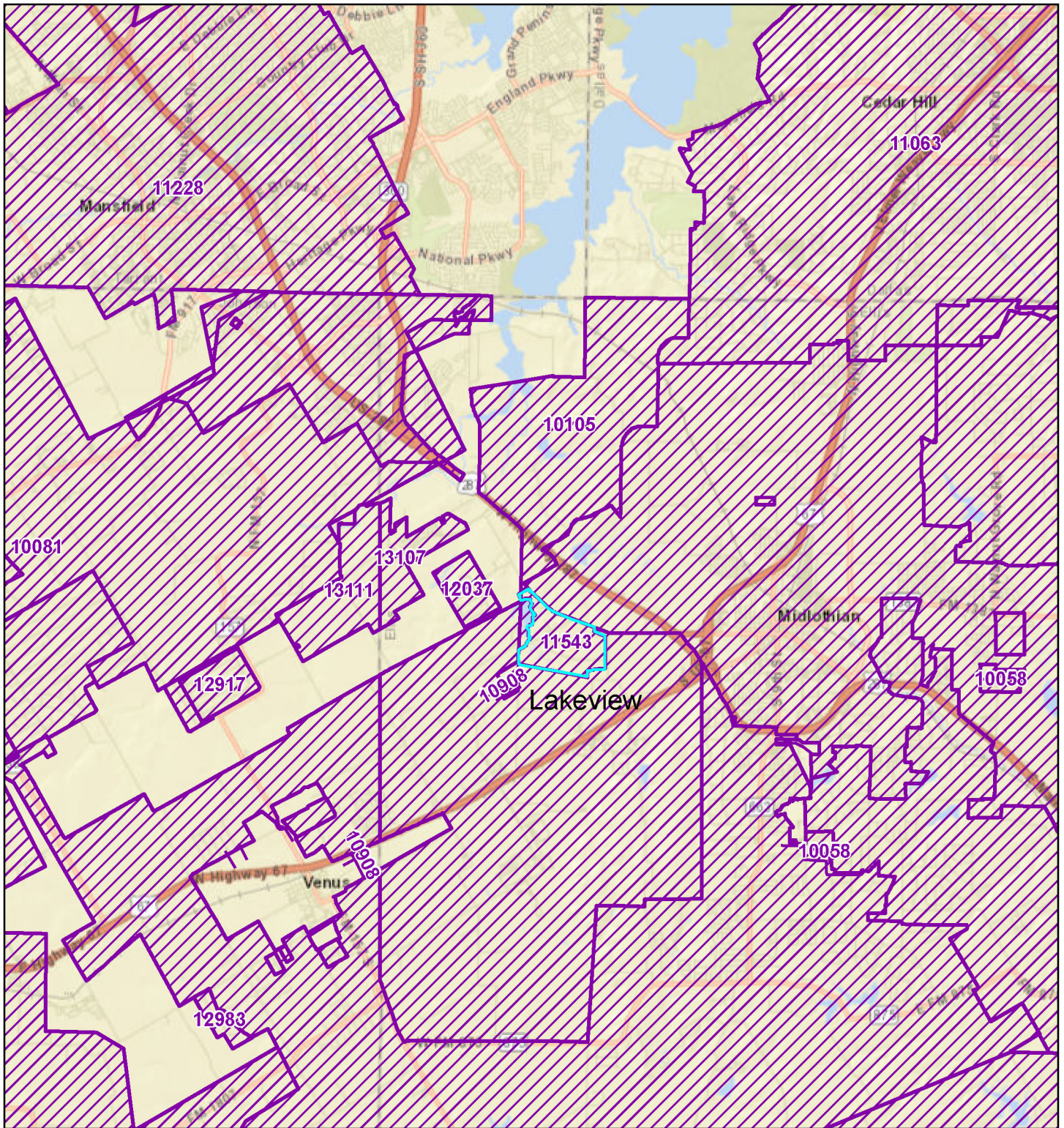


October 25, 2021

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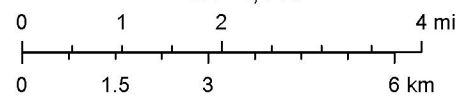


CCN - 11543 Small Scale Map Lakeview

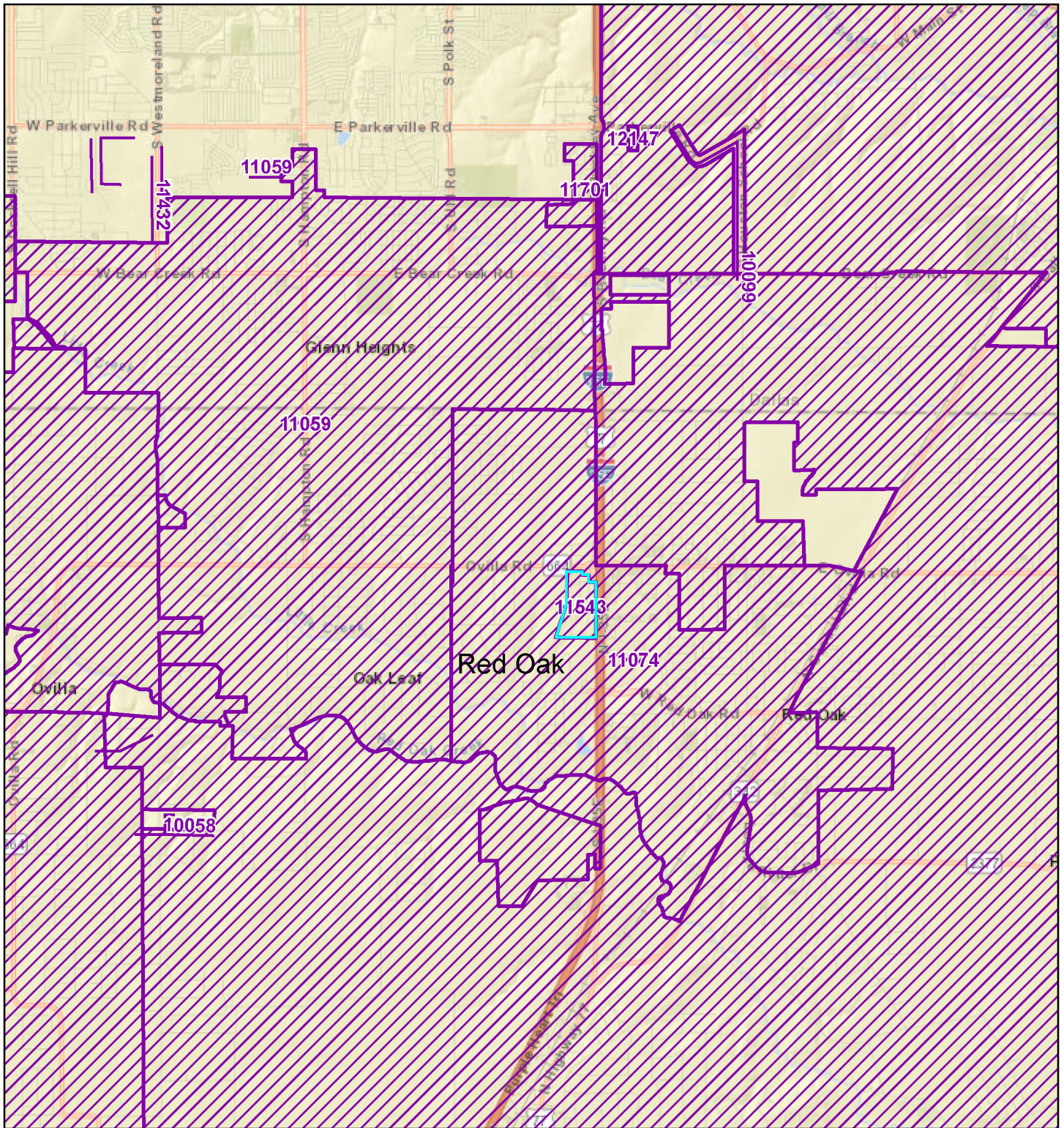


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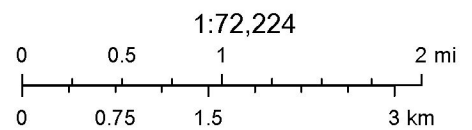
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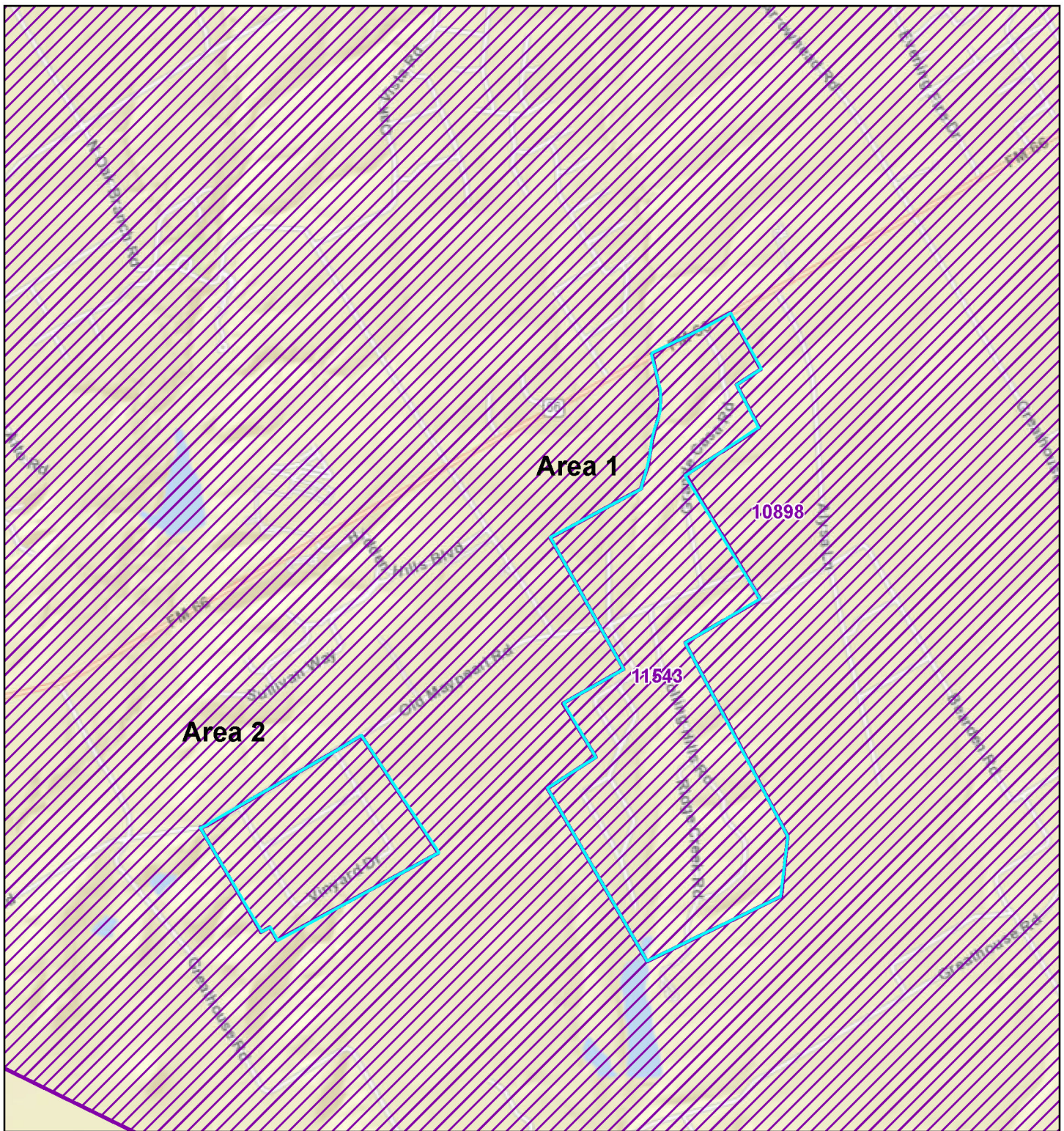


CCN - 11543 Small Scale Map Red Oak

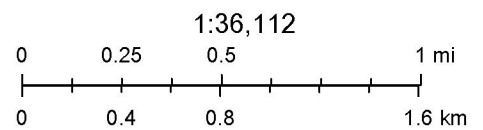


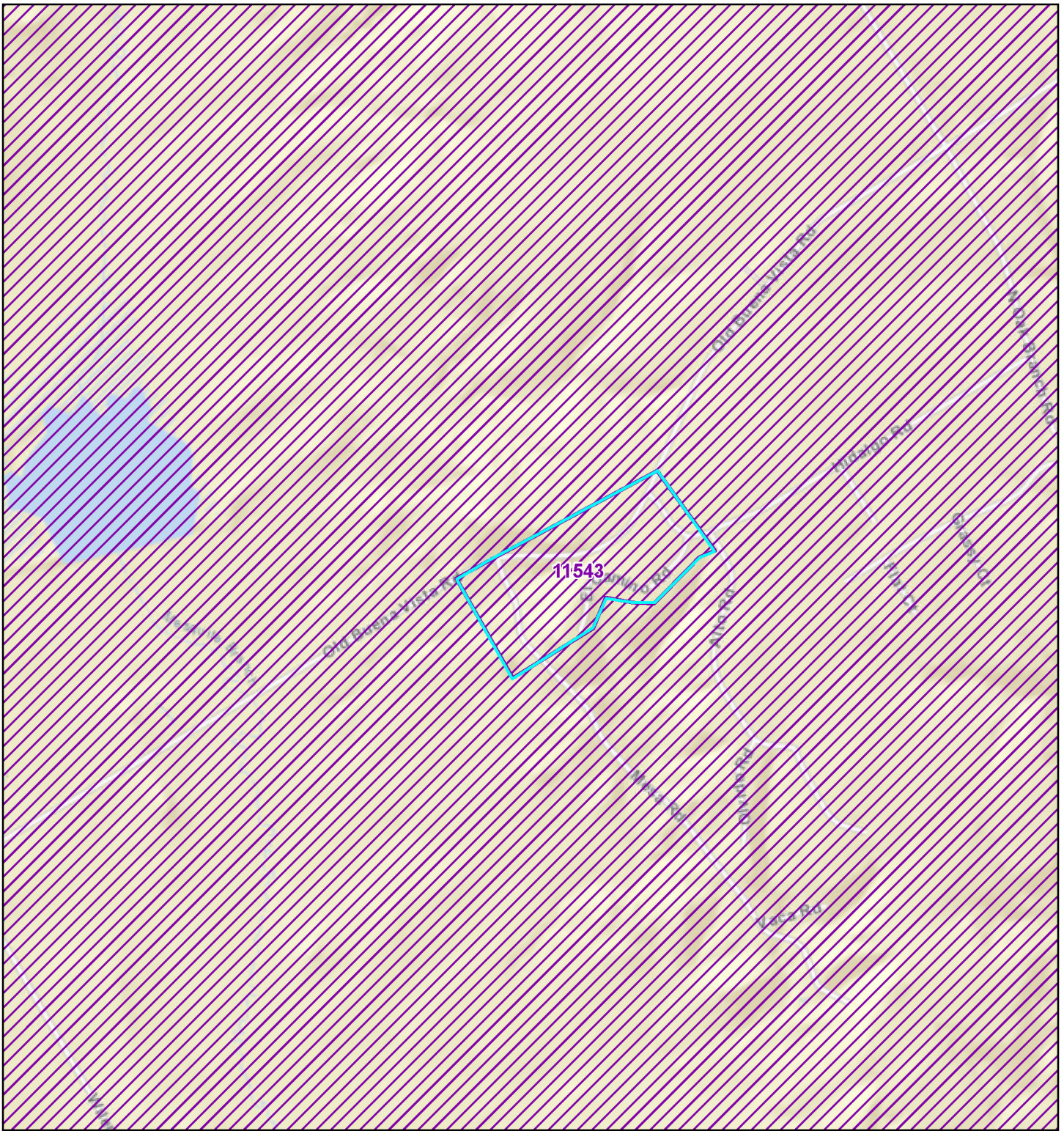
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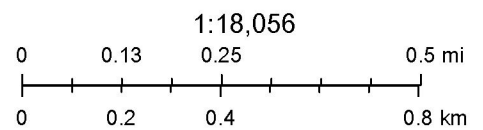


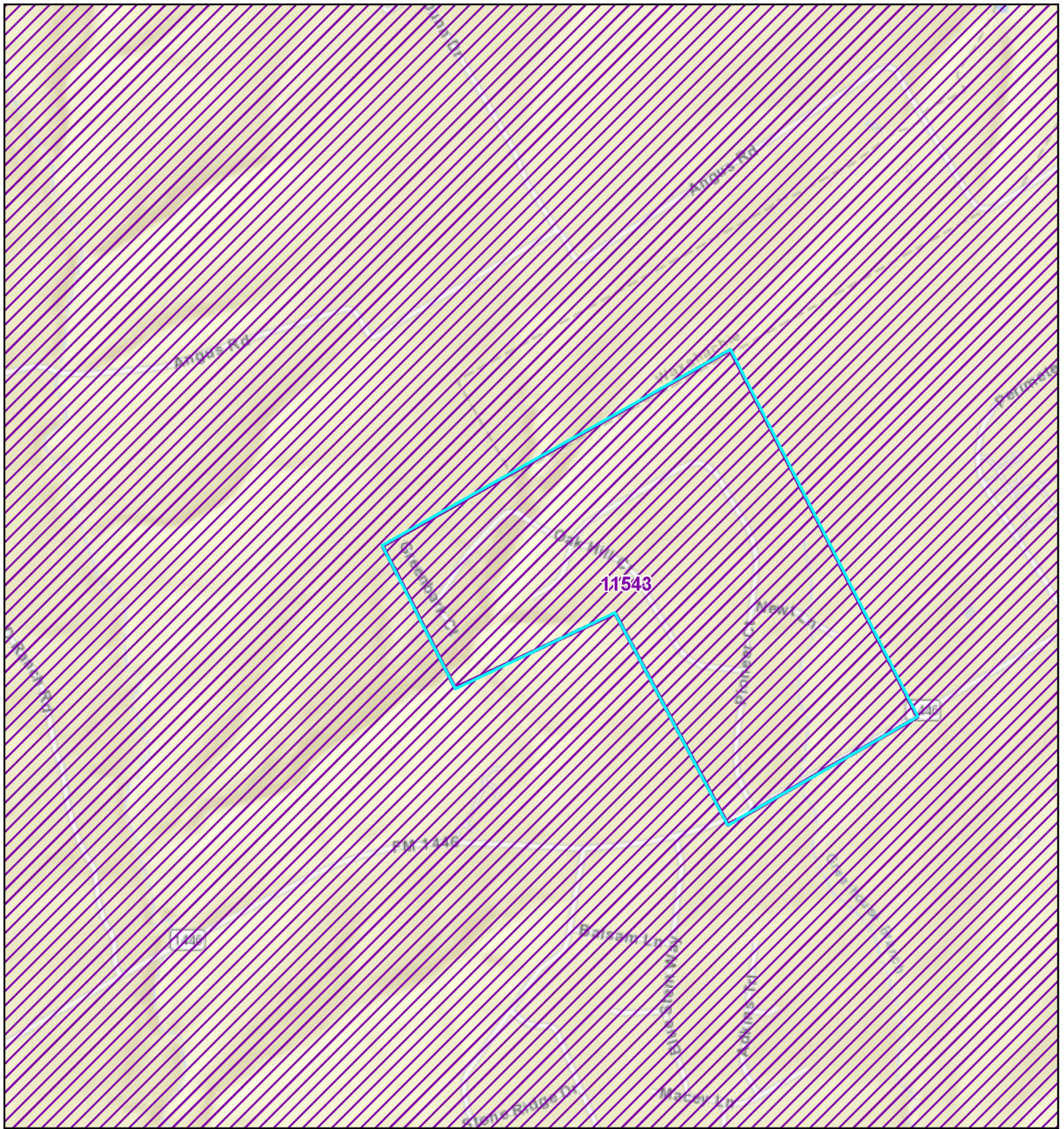
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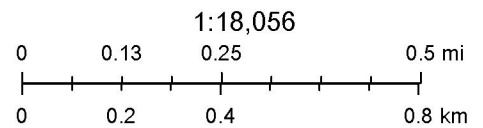


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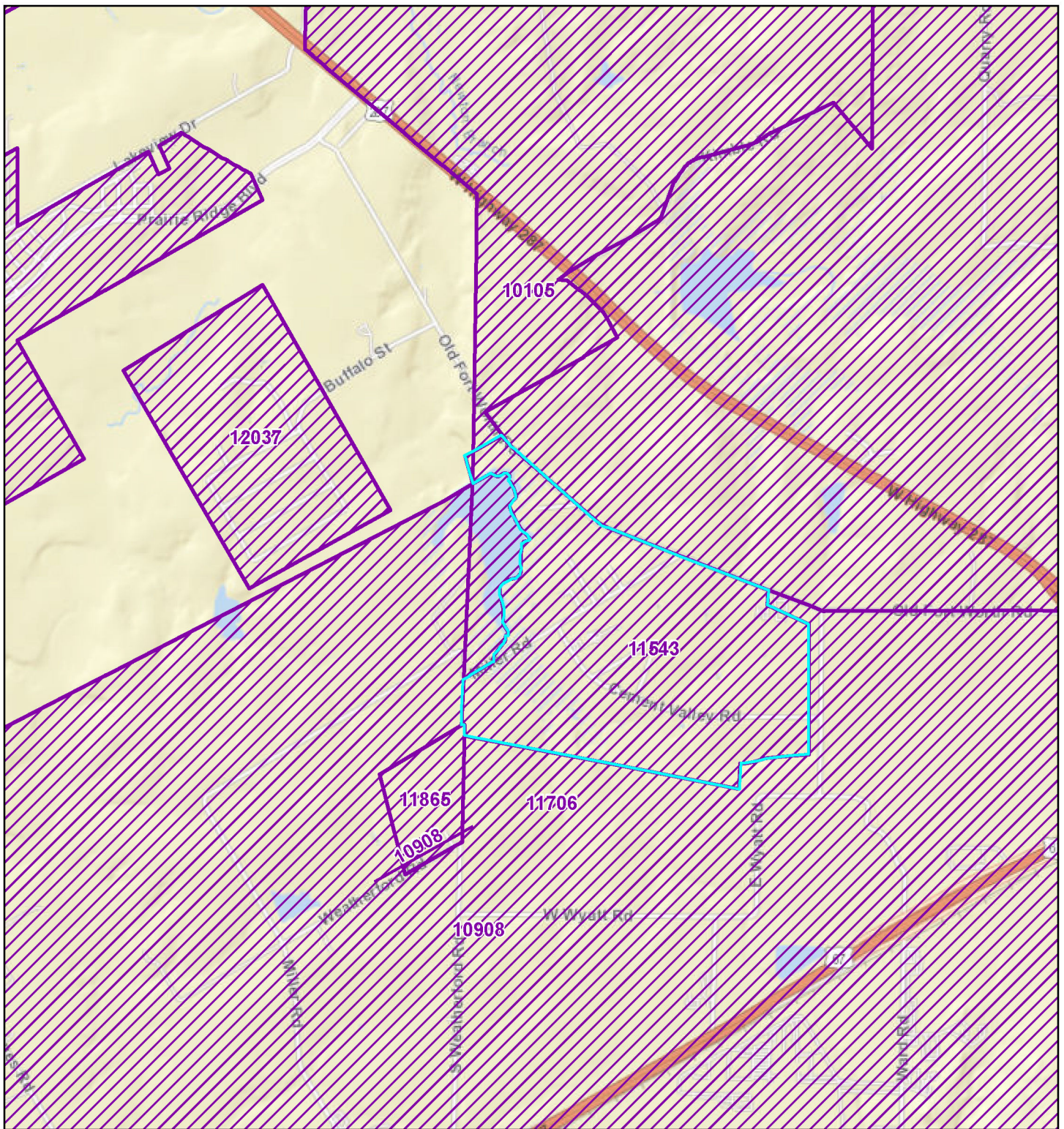




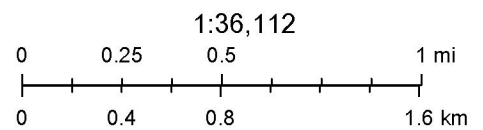
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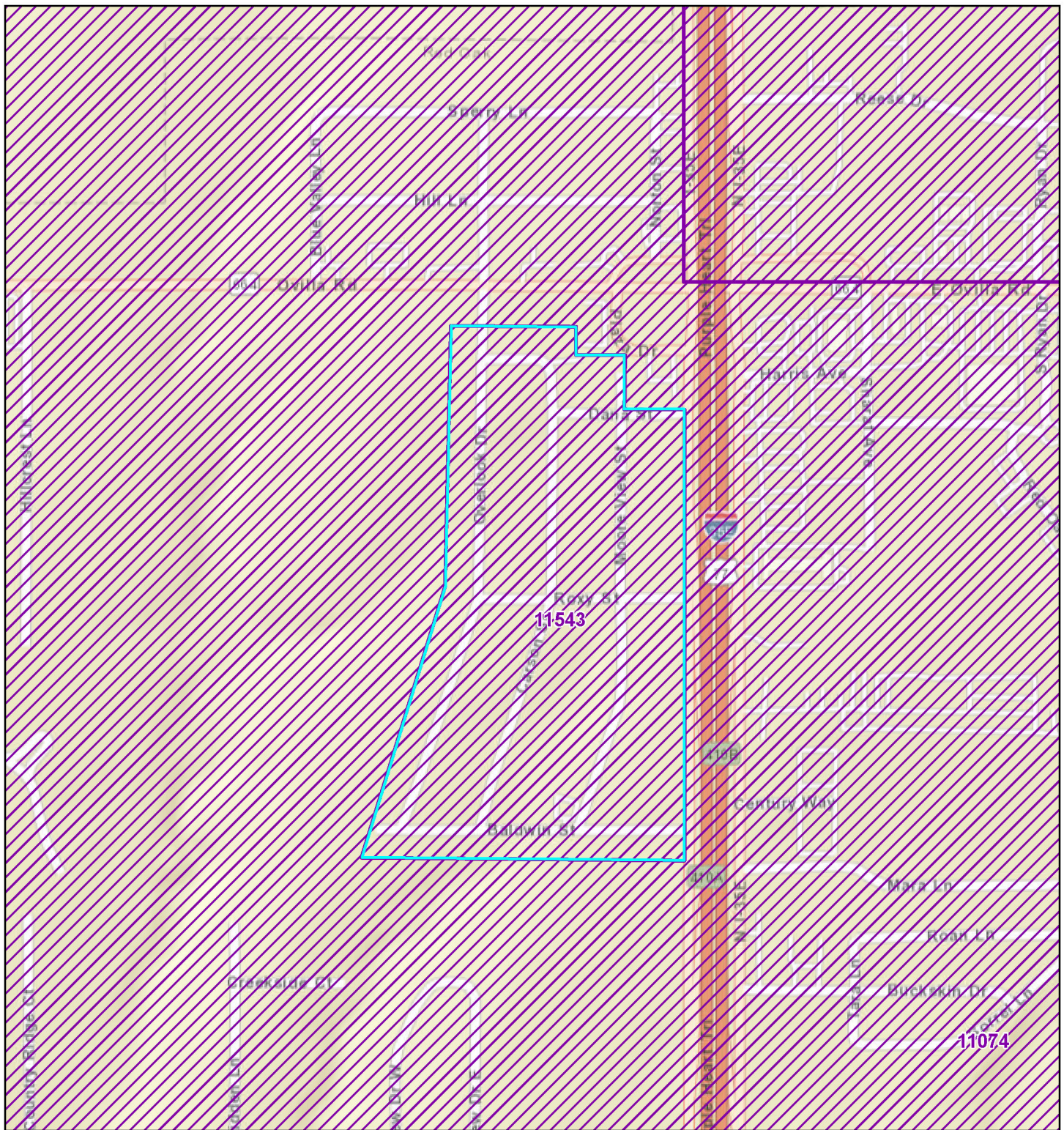


CCN - 11543 Large Scale Map Lake View

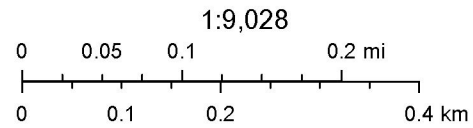


October 25, 2021





October 25, 2021



**Exhibit B is Highly
Sensitive and is being
provided in accordance
with the protective
order issued in this
docket.**