



Filing Receipt

Received - 2022-06-02 03:00:05 PM
Control Number - 53011
ItemNumber - 14

PUC DOCKET NO. 53011

APPLICATION OF CREEDMOOR-	§	BEFORE THE
MAHA WATER SUPPLY	§	
CORPORATION AND THE CITY OF	§	
AUSTIN FOR APPROVAL OF A	§	PUBLIC UTILITY COMMISSION
SERVICE AREA CONTRACT UNDER	§	
TEXAS WATER CODE 13.248 AND	§	
TO AMEND CERTIFICATES OF	§	
CONVENIENCE OF NECESSITY IN	§	OF TEXAS
TRAVIS COUNTY	§	

APPLICANTS' JOINT PROOF OF RECORDING

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

COMES NOW, Creedmoor-Maha Water Supply Corporation (“Creedmoor”), and the City of Austin, Texas (“Austin”) (collectively, “the Applicants”) and file this Joint Proof of Recording pursuant to Ordering Paragraph 8 in the Notice of Approval issued by the Honorable Administrative Law Judge (“ALJ”) on April 25, 2022. In support thereof, the Applicants would respectfully show the following:

I. Proof of Recording

1. On April 25, 2022, the Honorable ALJ issued the Notice of Approval in this docket. Specifically, Ordering Paragraph 8 requires that the Applicants file proof of compliance with the following: (i) compliance with the recording requirements in Texas Water Code § 13.257(r) and (s) for the areas in Travis County affected by the petition; and (ii) file proof of compliance with the recording requirements by no later than 45 days after the date the Notice of Approval is signed. Therefore, this Joint Proof of Recording is timely filed.

2. Pursuant to the Notice of Approval, the Applicants jointly recorded the following documents (attached as “**Exhibit A**”) on May 26, 2022 in the Travis County real property records:

- a) a certified copy of the revised CCN certificates issued to both Creedmoor and Austin in the Notice of Approval;
 - b) a certified copy of the revised CCN map issued in the Notice of Approval; and
 - c) a boundary description of the service area.
3. Therefore, the Applicants jointly satisfied the requirements of Texas Water Code § 13.257(r) and (s), and Ordering Paragraph 8.

II. Conclusion

Applicants jointly file this Proof of Recording and respectfully request that the Honorable ALJ find it sufficient and in compliance with the Notice of Approval and Texas Water Code recording requirements.

Respectfully submitted,

LLOYD GOSSELINK
ROCHELLE & TOWNSEND, P.C.
816 Congress Ave., Suite 1900
Austin, Texas 78701
(512) 322-5800
(512) 472-0532 (Fax)
(512) 472-0532 (Fax)
dnorton@lglawfirm.com

/s/ *Duncan C. Norton*
DUNCAN C. NORTON
State Bar No. 15103950

**ATTORNEY FOR CREEDMOOR-MAHA
WATER SUPPLY CORPORATION**

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was transmitted to all parties of record via electronic mail on June 2, 2022, in accordance with the Order Suspending Rules issued in Project No. 50664.

/s/ Duncan C. Norton

EXHIBIT A



FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Ra

Rebecca Guerrero, County Clerk
Travis County, Texas

May 26, 2022 04:31 PM Fee: \$ 50.00

2022095223

Electronically Recorded

This page is
intentionally added for
electronic file stamp.

**AFFIDAVIT OF RECORDING
PURSUANT TO SECTION 13.257 OF THE TEXAS WATER CODE**

Creedmoor-Maha Water Supply Corporation ("Creedmoor"), holder of water Certificate of Convenience and Necessity No. 11029, does hereby submit the following documents for recording in the real property records of Travis County, Texas. Creedmoor submits this recording on its own behalf and on behalf of the City of Austin, Texas ("City"), holder of water Certificate of Convenience and Necessity No. 11322, which is also a party to the Public Utility Commission of Texas proceeding that forms the basis for the amendments to the water service area boundaries of Creedmoor and the City, which are documented in this recording.

This recording is required by Texas Water Code §§ 13.257(r) and (s), which provide:

(r) A utility service provider shall:

(1) record in 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 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

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


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

(s) 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.

Tex. Water Code §§ 13.257(r) - (s).

ACKNOWLEDGED:

**CREEDMOOR-MAHA WATER SUPPLY
CORPORATION**

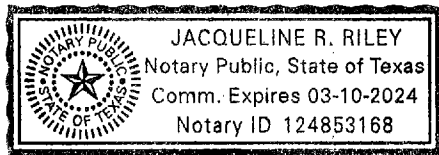
By: 
Duncan C. Norton, Attorney
Creedmoor-Maha Water Supply Corporation


STATE OF TEXAS

§
§
§

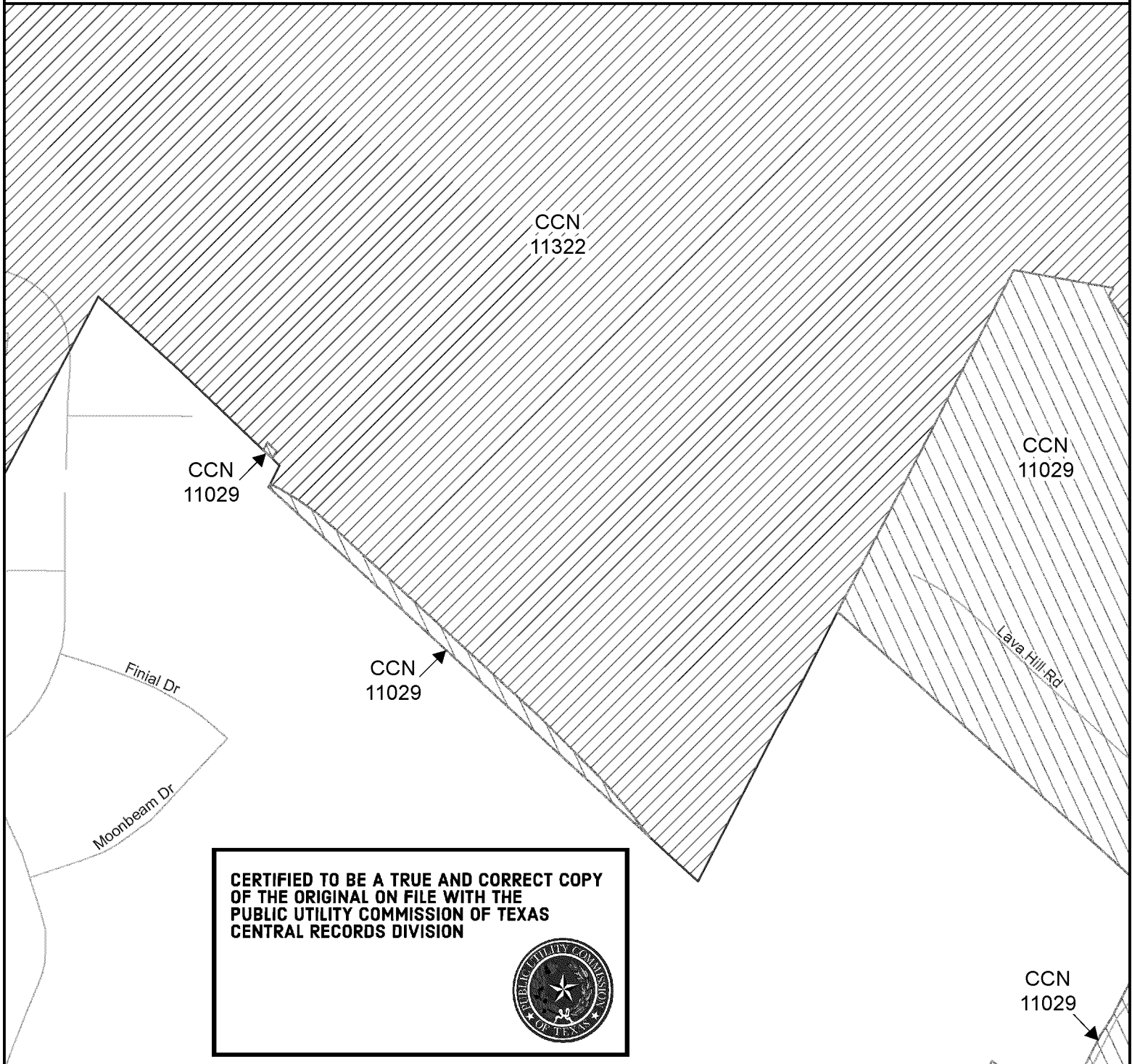
COUNTY OF TRAVIS

This instrument was acknowledged before me on the 26th day of May, 2022, by Duncan C. Norton, Attorney for Creedmoor-Maha Water Supply Corporation.






Notary Public, State of Texas

City of Austin
 Portion of Water CCN No. 11322
 PUC Docket No. 53011
 13.248 Agreement Amended CCN No. 11322 and
 Decertified a Portion of Creedmoor-Maha Water Supply Corporation in Travis County



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

Water CCN

-  11322 - City of Austin
-  11029 - Creedmoor-Maha WSC

0 350 700
 Feet



Map by: Komal Patel
 Date: February 17, 2022
 Project: 53011CityofAustin.mxd



Public Utility Commission of Texas

By These Presents Be It Known To All That

Creedmoor-Maha Water Supply Corporation

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, Creedmoor-Maha Water Supply Corporation is entitled to this

Certificate of Convenience and Necessity No. 11029

to provide continuous and adequate water utility service to that service area or those service areas in Bastrop, Caldwell, Hays, and Travis Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 53011 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 Creedmoor-Maha Water Supply Corporation 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.

**CERTIFIED TO BE A TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE WITH THE
PUBLIC UTILITY COMMISSION OF TEXAS
CENTRAL RECORDS DIVISION**





Public Utility Commission of Texas

By These Presents Be It Known To All That

City of Austin

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, the City of Austin is entitled to this

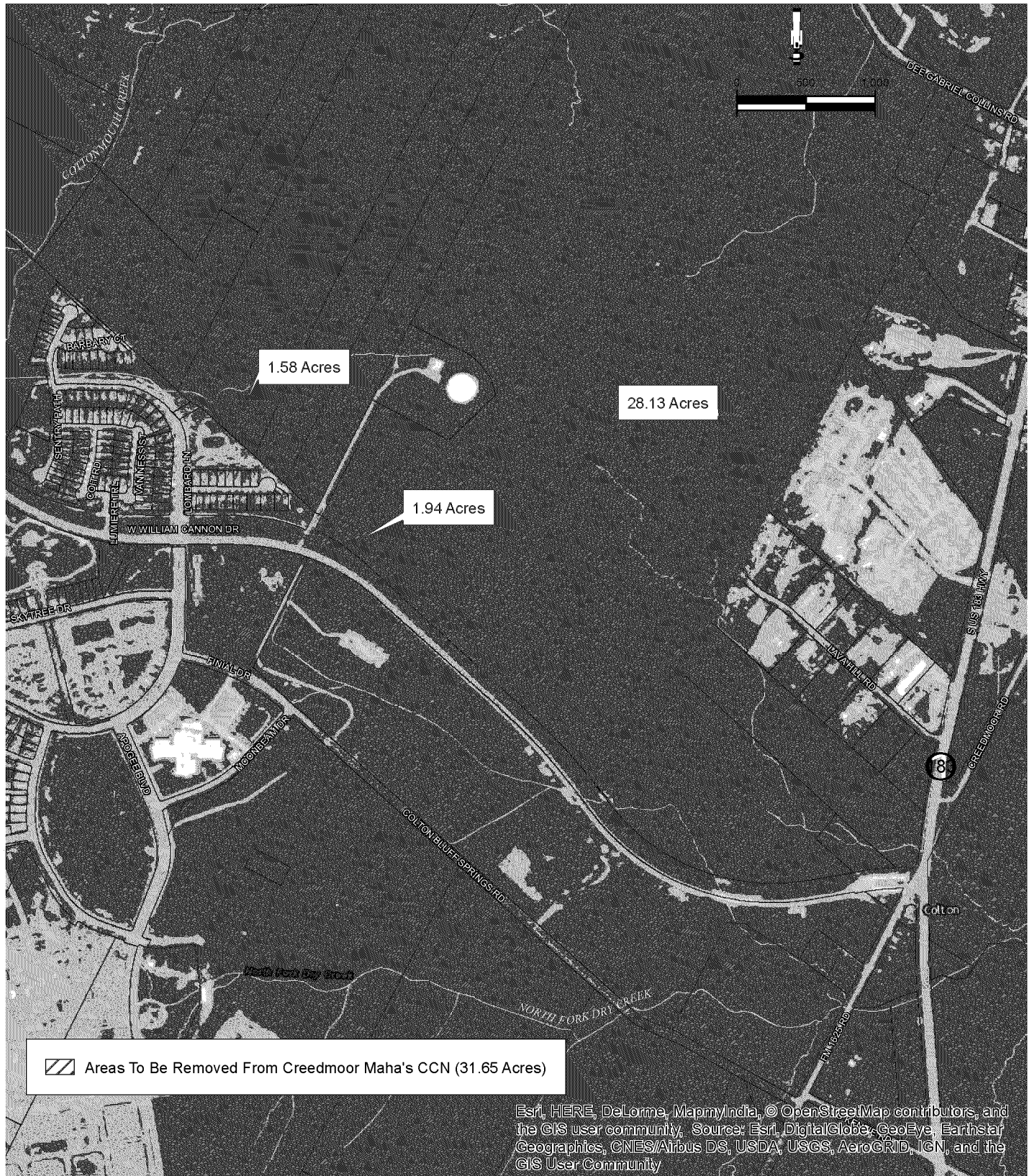
Certificate of Convenience and Necessity No. 11322

to provide continuous and adequate water utility service to that service area or those service areas in Bastrop, Hays, Travis, and Williamson Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 53011 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 City of Austin 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.

**CERTIFIED TO BE A TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE WITH THE
PUBLIC UTILITY COMMISSION OF TEXAS
CENTRAL RECORDS DIVISION**



Drawing: L:\PROJECT\Temp\DDT1\Client\Project Number\GIS\Exhibits\Collins - CMWSC - Exhibit03.mxd



6805 N. CAPITAL OF TEXAS HIGHWAY | SUITE 315
AUSTIN, TEXAS 78731 | TEL. (512) 758-7474
TBPE FIRM NO. F-18129

PUBLIC UTILITY COMMISSION OF TEXAS

DETAILED MAP

AREAS TO BE REMOVED FROM
CREEDMOOR MAHA'S WATER CCN
AUSTIN, TRAVIS COUNTY, TEXAS

EXH03