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**WATER UTILITY TARIFF
FOR**

Bleacher Realty Company dba Westfield Garden Park
(Utility Name)

520 Gulf Bank Road #31
(Business Address)

Houston, Texas 77037
(City, State, Zip Code)

(281) 441-1118
(Area Code/Telephone)

This tariff is effective for utility operations under the following Certificate(s) of Convenience and Necessity:

11782

This tariff is effective in the following county:

Harris

This tariff is effective in the following cities or unincorporated towns (if any):

None

This tariff is effective in the following subdivisions or systems:

Westfield Garden Mobile Home Park and Atlasta Glen Mobile Home Park

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TEXAS COMM. ON ENVIRONMENTAL QUALITY

CCN 11782 JUL 19 '05

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SECTION 1.0 - RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size</u>	<u>Monthly Minimum Charge</u>	<u>Gallonge Charge</u>
5/8" or 3/4"	\$ 18.75 (INCLUDING 3,000 GALLONS)	\$ 1.25
1"	\$ 26.25	per 1000 gallons
1 1/2"	\$ 63.75	same for all meter sizes
2"	\$ 83.75	

REGULATORY ASSESSMENT 1.0%
A REGULATORY ASSESSMENT SHALL BE COLLECTED FROM EACH RETAIL CUSTOMER
EQUAL TO ONE PERCENT OF THE CHARGE FOR RETAIL WATER SERVICE ONLY.

Section 1.02 - Miscellaneous Fees

TAP FEE \$ 75.00
TAP FEE IS BASED ON THE AVERAGE OF THE UTILITY'S ACTUAL COST FOR MATERIALS
AND LABOR FOR STANDARD RESIDENTIAL CONNECTION OF 5/8" or 3/4" METER.

RECONNECTION FEE
THE RECONNECT FEE WILL BE CHARGED BEFORE SERVICE CAN BE RESTORED
TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS:
a) Non payment of bill (Maximum \$25.00) \$ 25.00
b) Customer's request \$ 25.00
OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF

LATE CHARGE \$2.00 OR 5%
A ONE TIME PENALTY MAY BE MADE ON DELINQUENT BILLS BUT MAY NOT BE APPLIED
TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE \$ 15.00

CUSTOMER DEPOSIT (Maximum \$50) \$ None

METER TEST FEE (actual cost of testing the meter up to) . \$ 25.00
THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS A SECOND METER TEST WITHIN A
TWO YEAR PERIOD AND THE TEST INDICATES THAT THE METER IS RECORDING ACCURATELY.

RATES LISTED ARE EFFECTIVE ONLY IF
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SECTION 1.0 - RATE SCHEDULE

Section 1.01 - Rates

Monthly Minimum Charge

\$12.00 per month per customer service connection flat rate.

REGULATORY ASSESSMENT 1.0%
A REGULATORY ASSESSMENT SHALL BE COLLECTED FROM EACH RETAIL CUSTOMER
EQUAL TO ONE PERCENT OF THE CHARGE FOR RETAIL WATER SERVICE ONLY.

Section 1.02 - Miscellaneous Fees

TAP FEE \$ None
TAP FEE IS BASED ON THE AVERAGE OF THE UTILITY'S ACTUAL COST FOR MATERIALS
AND LABOR FOR STANDARD RESIDENTIAL CONNECTION OF 5/8" or 3/4" METER.

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TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS:

- a) Non payment of bill (Maximum \$25.00) \$ None
 - b) Customer's request \$ None
- OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF

LATE CHARGE \$2.00 OR 5%
A ONE TIME PENALTY MAY BE MADE ON DELINQUENT BILLS BUT MAY NOT BE APPLIED
TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE \$ None

CUSTOMER DEPOSIT (Maximum \$50) \$ None

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SECTION 2.0 - SERVICE RULES AND REGULATIONS

Section 2.01 - Texas Water Commission Rules

The utility will have the most current Texas Water Commission Rules, Chapter 291, Water Rates, available at its office for reference purposes. The Rules and this tariff shall be available for public inspection and reproduction at a reasonable cost. The latest Rules or Commission approved changes to the Rules supersede any rules or requirements in this tariff.

Section 2.02 - Application for and Provision of Water Service

All applications for service will be made on the utility's standard application or contract form (attached in the Appendix to this tariff) and will be signed by the applicant before water service is provided by the utility. A separate application or contract will be made for each service at each separate location.

After the applicant has met all the requirements, conditions and regulations for service, the utility will install tap, meter and utility cut-off valve and/or take all necessary actions to initiate service. The utility will serve each qualified applicant for service within 5 working days unless line extensions or new facilities are required. If construction is required to fill the order and if it cannot be completed within 30 days, the utility will provide the applicant with a written explanation of the construction required and an expected date of service.

Where service has previously been provided, the utility will reconnect the service within one working day after the applicant has met the requirements for reconnection.

The customer will be responsible for furnishing and laying the necessary customer service pipe from the meter location to the place of consumption. Customers may be required to install a customer owned cut-off valve on the customer's side of the meter or connection.

Section 2.03 - Refusal of Service

The utility may decline to serve an applicant until the applicant has complied with the regulations of the regulatory agencies (state and municipal regulations) and for the reasons outlined in the TWC Rules. In the event that the utility refuses to serve an applicant, the utility will inform the applicant in writing of the basis of its refusal. The utility is also required to inform the applicant that he may file a complaint with the Commission.

Section 2.04 - Customer Deposits

If a residential applicant cannot establish credit to the satisfaction of the utility, the applicant will be required to pay a deposit as provided for in Section 1.02 of this tariff. The utility will keep records of the deposit and credit interest in accordance with TWC Rules.

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SECTION 2.0 - SERVICE RULES AND REGULATIONS (CONT.)

Residential applicants 65 years of age or older may not be required to pay deposits unless the applicant has an outstanding account balance with the utility or another water or sewer utility which accrued within the last two years.

Nonresidential applicants who cannot establish credit to the satisfaction of the utility may be required to make a deposit that does not exceed an amount equivalent to one-sixth of the estimated annual billings.

Refund of deposit - If service is not connected, or after disconnection of service, the utility will promptly refund the customer's deposit plus accrued interest or the balance, if any, in excess of the unpaid bills for service furnished. The utility may refund the deposit at any time prior to termination of utility service but must refund the deposit plus interest for any customer who has paid 18 consecutive billings without being delinquent.

Section 2.05 - Meter Requirements, Readings, and Testing

All water sold by the utility will be billed based on meter measurements. The utility will provide, install, own and maintain meters to measure amounts of water consumed by its customers. One meter is required for each residential, commercial or industrial facility in accordance with the TWC Rules.

Service meters will be read at monthly intervals and as nearly as possible on the corresponding day of each monthly meter reading period unless otherwise authorized by the Commission.

Meter tests. The utility will, upon the request of a customer, and, if the customer so desires, in his presence or in that of his authorized representative, make without charge a test of the accuracy of the customer's meter. The test will be made during the utility's normal working hours at a time convenient to the customer if he desires to observe the test. The test will be made preferably on the customer's premises, but may, at the utility's discretion, be made at the utility's test laboratory. If within a period of two years the customer requests a new test, the utility will make the test, but if the meter is found to be within the accuracy standards established by the American Water Works Association, the utility will charge the customer a fee which reflects the cost to test the meter up to a maximum \$25 for a residential customer. Following the completion of any requested test, the utility will promptly advise the customer of the date of removal of the meter, the date of the test, the result of the test, and who made the test.

Section 2.06 - Billing

Bills from the utility will be mailed monthly unless otherwise authorized by the Commission. Payment is considered late if not received by 5:00 PM at the utility's office or postal address within sixteen (16) days of the billing date. The postmark on the envelope

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SECTION 2.0 - SERVICE RULES AND REGULATIONS (CONT.)

of the bill or the recorded date of mailing by the utility, if there is no postmark on the envelope, will constitute proof of the date of issuance. If the due date falls on a holiday or weekend, the due date for payment purposes will be the next work day after the due date.

A late penalty of either \$2.00 or 5.0% will be charged on bills received after the due date. The penalty on delinquent bills will not be applied to any balance to which the penalty was applied in a previous billing. The utility must maintain a record of the date of mailing to charge the late penalty.

Each bill will provide all information required by the TWC Rules. The utility will maintain and note on the monthly billing a telephone number (or numbers) which may be reached by a local call by customers of each of the systems it operates. At the utility's option, a toll-free telephone number or the equivalent may be provided.

In the event of a dispute between a customer and a utility regarding any bill for utility service, the utility will conduct an investigation and report the results to the customer. If the dispute is not resolved, the utility will inform the customer that a complaint may be filed with the Commission.

Section 2.07 - Service Disconnection

Utility service may be disconnected if the bill has not been paid in full by the date listed on the termination notice. The termination date must be at least 10 days after the notice is mailed or hand delivered.

The utility is encouraged to offer a deferred payment plan to a customer who cannot pay an outstanding bill in full and is willing to pay the balance in reasonable installments. However, a customer's utility service may be disconnected if a bill has not been paid or a deferred payment agreement entered into within 26 days from the date of issuance of a bill and if proper notice of termination has been given.

Notice of termination must be a separate mailing or hand delivery in accordance with the TWC Rules.

Utility service may also be disconnected without notice for reasons as described in the TWC Rules.

Utility personnel must be available to collect payments and to reconnect service on the day of and the day after any disconnection of service unless service was disconnected at the customer's request or because of a hazardous condition.

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SECTION 2.0 - SERVICE RULES AND REGULATIONS (CONT.)

Section 2.08 - Reconnection of Service

Service will be reconnected within 24 hours after the past due bill and any other outstanding charges are paid or correction of the conditions which caused service to be disconnected.

Section 2.09 - Service Interruptions

The utility will make all reasonable efforts to prevent interruptions of service. If interruptions occur, the utility will re-establish service within the shortest possible time. Except for momentary interruptions due to automatic equipment operations, the utility will keep a complete record of all interruptions, both emergency and scheduled and will notify the Commission in writing of any service interruptions affecting the entire system or any major division of the system lasting more than four hours. The notice will explain the cause of the interruptions.

Prorated Bills - If service is interrupted or seriously impaired for 24 consecutive hours or more, the utility will prorate the monthly base bill in proportion to the time service was not available to reflect this loss of service.

Section 2.10 - Quality of Service

The utility will plan, furnish, and maintain production, treatment, storage, transmission, and distribution facilities of sufficient size and capacity to provide a continuous and adequate supply of water for all reasonable consumer uses. Unless otherwise authorized by the Commission, the utility will maintain facilities as described in the TWC Rules or in the Texas Department of Health's "Rules and Regulations for Public Water Systems."

Section 2.11 - Customer Complaints and Disputes

If a customer or applicant for service lodges a complaint, the utility will promptly make a suitable investigation and advise the complainant of the results. Service will not be disconnected pending completion of the investigation. If the complainant is dissatisfied with the utility's response, the utility must advise the complainant that he has recourse through the Texas Water Commission complaint process. Pending resolution of a complaint, the commission may require continuation or restoration of service.

The utility will maintain a record of all complaints which shows the name and address of the complainant, the date and nature of the complaint and the adjustment or disposition thereof, for a period of two years after the final settlement of the complaint.

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SECTION 2.20 - SPECIFIC UTILITY SERVICE RULES AND REGULATIONS

This section contains specific utility service rules in addition to the rules previously listed under Section 2.0. It must be reviewed and approved by the Commission and in compliance with TWC Rules to be effective.

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SECTION 3.0 - EXTENSION POLICY

Section 3.01 - Standard Extension Requirements

LINE EXTENSION AND CONSTRUCTION CHARGES. No contribution in aid of construction may be required of any customer except as provided for in this approved extension policy.

The customer will be given an itemized statement of the costs, options such as rebates to the customer, sharing of construction costs between the utility and the customer, or sharing of costs between the customer and other applicants prior to beginning construction.

The utility will bear the full cost of any oversizing of water mains necessary to serve other customers in the immediate area. The individual residential customer shall not be charged for any additional production, storage, or treatment facilities. Contributions in aid of construction may not be required of individual residential customers for production, storage, treatment or transmission facilities unless otherwise approved by the Commission under this specific extension policy.

COST UTILITIES SHALL BEAR. Within its certificate area, the utility will pay the cost of the first 200 feet of any water main or sewer collection line necessary to extend service to an individual residential customer within a platted subdivision. However, if the residential customer requesting service purchased the property after the developer was notified of the need to provide facilities to the utility, the utility may charge for the first 200 feet. The utility must also be able to document that the developer of the subdivision refused to provide facilities compatible with the utility's facilities in accordance with the utility's approved extension policy after receiving a written request from the utility.

Developers may be required to provide contributions in aid of construction in amounts to furnish the system with all facilities necessary to comply with the Texas Department of Health's "Rules and Regulations for Public Water Systems."

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SECTION 3.20 - SPECIFIC UTILITY EXTENSION POLICY

This section contains the utility's specific extension policy which complies with the requirements already stated under Section 3.01. It must be reviewed and approved by the Commission and in compliance with TWC Rules to be effective.

Residential customers not covered under Section 3.01 will be charged the equivalent of the costs of extending service to their property from the nearest transmission or distribution line even if that line does not have adequate capacity to serve the customer. However, if the customer places unique, non-standard service demands upon the system, the customer may be charged the full cost of extending service to and throughout their property, including the cost of all necessary transmission and storage facilities necessary to meet the service demands anticipated to be created by that property.

Developers will be required to provide contributions in aid of construction in amounts sufficient to furnish the development with all facilities necessary to provide for reasonable local demand requirements and to comply with Texas Department of Health minimum design criteria for facilities used in the production, transmission, pumping, or treatment of water or Texas Water Commission minimum requirements. For purposes of this subsection, a developer is one who subdivides or requests more than two meters on a piece of property. Commercial, industrial, and wholesale customers will be treated as developers.

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SECTION 4.0 -- DROUGHT CONTINGENCY PLAN
(Utility must attach copy of TCEQ approved Drought Contingency Plan)

TEXAS COMM. ON ENVIRONMENTAL QUALITY

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Drought Contingency Plan for an Investor Owned Utility

Texas Commission on Environmental Quality

Instructions: The following form is a model of a drought contingency plan for an investor owned utility. Not all items may apply to your system's situation. This form is supplied for your convenience, but you are not required to use this form to submit your plan to the TCEQ. Submit completed plans to: Water Supply Division MC 160, TCEQ, P.O. Box 13087, Austin TX 78711-3087.

RECEIVED

JUL 19 2005

WATER RIGHTS PERMITTING

Westfield Mobile Home Community, Ltd.

(Name of Utility)

P.O. Box 7231 San Jose, CA 95150-7231

(Address, City, Zip Code)

11782

(CCN#)

1011947

(PWS #s)

7-12-05

(Date)

Section 1 Declaration of Policy, Purpose, and Intent

In cases of extreme drought, periods of abnormally high usage, system contamination, or extended reduction in ability to supply water due to equipment failure, temporary restrictions may be instituted to limit non-essential water usage. The purpose of the Drought Contingency Plan is to encourage customer conservation in order to maintain supply, storage, or pressure or to comply with the requirements of a court, government agency or other authority.

Please note: Water restriction is not a legitimate alternative if a water system does not meet the Texas Commission on Environmental Quality's (TCEQ) capacity requirements under normal conditions or if the utility fails to take all immediate and necessary steps to replace or repair malfunctioning equipment.

I John Bovone (print name), being the responsible official for Westfield Mobile Home Comm. (Name of utility), request a minor tariff amendment to include the enclosed Drought Contingency Plan.

[Signature]
(Signature)

7-12-05
(Date)

Section 2 Public Involvement

Opportunity for the public to provide input into the preparation of the Plan was provided by:
(check at least one of the following)

scheduling and providing public notice of a public meeting to accept input on the Plan.

The meeting took place at:

Date: _____ Time: _____ Location: _____

mailed survey with summary of results (attach survey and results)

bill insert inviting comment (attach bill insert)

Other method Post notice at mail Boxes

Section 3 Public Education

The Westfield MHC (name of utility) will periodically provide the public with information about the Plan, including information about the conditions under which each stage of the Plan is to be initiated or terminated and the drought response measures to be implemented in each stage.

Drought plan information will be provided by:
(check at least one of the following)

public meeting

press releases

utility bill inserts

Other post at mailboxes

Section 4 Coordination with Regional Water Planning Groups

The service area of the Westfield MHC (name of your utility) is located within Regional Water Planning Group (RWPG) H.

Westfield MHC (name of your utility) has mailed a copy of this Plan to the RWPG.

Section 5 Notice Requirements

Written notice will be provided to each customer **prior to implementation or termination of each stage of the water restriction program**. Mailed notice must be given to each customer 72 hours prior to the start of water restriction. If notice is hand delivered, the utility cannot enforce the provisions of the plan for 24 hours after notice is provided. The written notice to customers will contain the following information:

1. the date restrictions will begin,
2. the circumstances that triggered the restrictions,
3. the stages of response and explanation of the restrictions to be implemented, and,
4. an explanation of the consequences for violations.

The utility must notify the TCEQ by telephone at (512) 239-4691, or electronic mail at watermon@tceq.state.tx.us prior to implementing Stage III and **must notify in writing the Public Drinking Water Section at MC - 155, P.O. Box 13087, Austin, Texas 78711-3087 within five (5) working days of implementation including a copy of the utility's restriction notice. The utility must file a status report of its restriction program with the TCEQ at the initiation and termination of mandatory water use restrictions (i.e., Stages III and IV).**

Section 6 Violations

1. First violation - The customer will be notified by written notice of their specific violation.
2. Subsequent violations:
 - a. After written notice, the utility may install a flow restricting device in the line to limit the amount of water which will pass through the meter in a 24-hour period. The utility may charge the customer for the actual cost of installing and removing the flow restricting device, not to exceed \$50.00.
 - b. After written notice, the utility may discontinue service at the meter for a period of seven (7) days, or until the end of the calendar month, whichever is LESS. The normal reconnect fee of the utility will apply for restoration of service.

Section 7 Exemptions or Variances

The utility may grant any customer an exemption or variance from the drought contingency plan for good cause **upon written request**. A customer who is refused an exemption or variance may appeal such action of the utility in writing to the Texas Commission on Environmental Quality. The utility will treat all customers equally concerning exemptions and variances, and shall not discriminate in granting exemptions and variances. No exemption or variance shall be retroactive or otherwise justify any violation of this Plan occurring prior to the issuance of the variance.

Section 8 Response Stages

Unless there is an immediate and extreme reduction in water production, or other absolute necessity to declare an emergency or severe condition, the utility will initially declare Stage I restrictions. If, after a reasonable period of time, demand is not reduced enough to alleviate outages, reduce the risk of outages, or comply with restrictions required by a court, government agency or other authority, Stage II may be implemented with Stage III to follow if necessary.

STAGE I - CUSTOMER AWARENESS

Stage I will begin:

Every April 1st, the utility will mail a public announcement to its customers. No notice to TCEQ required.

Stage I will end:

Every September 30th, the utility will mail a public announcement to it's customers. No notice to TCEQ required.

Utility Measures:

This announcement will be designed to increase customer awareness of water conservation and encourage the most efficient use of water. A copy of the current public announcement on water conservation awareness shall be kept on file available for inspection by the TCEQ.

Voluntary Water Use Restrictions:

Water customers are requested to voluntarily limit the use of water for non-essential purposes and to practice water conservation.

STAGE II - VOLUNTARY WATER CONSERVATION:

Target: Achieve a 10 percent reduction in TW (example: total water use, daily water demand, etc.)

The water utility will implement Stage 2 when any one of the selected triggers is reached:

Supply-Based Triggers: (check at least one and fill in the appropriate value)

- Well level reaches _____ ft. mean sea level (m.s.l.)
- Overnight recovery rate reaches _____ ft.
- Reservoir elevation reaches _____ ft. (m.s.l.)
- Stream flow reaches _____ cfs at USGS gage # _____
- Wholesale supplier's drought Stage 2

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- Annual water use equals 80 % of well permit/Water Right/purchased water contract amount
- Other _____

Demand- or Capacity-Based Triggers: (check at least one and fill in the appropriate value)

- Drinking water treatment as % of capacity _____ %
- Total daily demand as % of pumping capacity _____ %
- Total daily demand as % of storage capacity _____ %
- Pump hours per day _____ hrs.
- Production or distribution limitations.
- Other monitor GST levels

Upon initiation and termination of Stage II, the utility will mail a public announcement to its customers. No notice to TCEQ required.

Requirements for Termination:

Stage II of the Plan may end when all of the conditions listed as triggering events have ceased to exist for a period of three (3) consecutive days. Upon termination of Stage II, Stage I becomes operative.

Utility Measures:

Visually inspect lines and repair leaks on a daily basis. Monthly review of customer use records and follow-up on any that have unusually high usage.

Describe additional measures, if any, to be implemented directly by the utility to manage limited water supplies and/or reduce water demand. Examples include: reduced or discontinued flushing of water mains, activation and use of an alternative supply source(s); use of reclaimed water for non-potable purposes.

The second water source for Westfield (name of utility) is: (check one)

- Other well
- Interconnection with other system
- Purchased water
- Other

Voluntary Water Use Restrictions:

1. Restricted Hours: Outside watering is allowed daily, but only during periods specifically described in the customer notice; between 10:00 p.m. and 5:00 a.m. for example; or

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2. Restricted Days/Hours: Water customers are requested to voluntarily limit the irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems. Customers are requested to limit outdoor water use to **Mondays for water customers with a street address ending with the numbers 1, 2, or 3, Wednesdays for water customers with a street address ending with the numbers 4, 5, or 6, and Fridays for water customers with a street address ending with the numbers 7, 8, 9, or 0.** Irrigation of landscaped areas is further limited to the hours of 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight on designated watering days. However, irrigation of landscaped areas is permitted at anytime if it is by means of a hand-held hose, a faucet-filled bucket or watering can of five (5) gallons or less, or drip irrigation system; or
3. Other uses that waste water such as water running down the gutter.

STAGE III - MANDATORY WATER USE RESTRICTIONS:

Target: Achieve a 15 percent reduction in TW (example: total water use, daily water demand, etc.)

The water utility will implement Stage III when any one of the selected triggers is reached:

Supply-Based Triggers (check at least one and fill in the appropriate value)

- Well level reaches _____ ft. (m.s.l.)
- Overnight recovery rate reaches _____ ft.
- Reservoir elevation reaches _____ ft. (m.s.l.)
- Stream flow reaches _____ cfs at USGS gage # _____
- Wholesale supplier's drought Stage III
- Annual water use equals 70 % of well permit/Water Right/purchased water contract amount.
- Other monitor GST levels

Demand- or Capacity-Based Triggers (check at least one and fill in the appropriate value)

- Drinking water treatment as % of capacity _____ %
- Total daily demand as % of pumping capacity _____ %
- Total daily demand as % of storage capacity _____ %
- Pump hours per day _____ hrs.
- Production or distribution limitations.
- Other monitor GST levels

Upon initiation and termination of Stage III, the utility will mail a public announcement to its customers. Notice to TCEQ required.

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Requirements for Termination:

Stage III of the Plan may end when all of the conditions listed as triggering events have ceased to exist for a period of three (3) consecutive days. Upon termination of Stage III, Stage II becomes operative.

Utility Measures:

Visually inspect lines and repair leaks on a regular basis. Flushing is prohibited except for dead end mains.

Describe additional measures, if any, to be implemented directly by the utility to manage limited water supplies and/or reduce water demand. Examples include: activation and use of an alternative supply source(s); use of reclaimed water for non-potable purposes; offering low-flow fixtures and water restrictors.

Mandatory Water Use Restrictions:

The following water use restrictions shall apply to all customers.

1. Irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems **shall be limited to Mondays for water customers with a street address ending with the numbers 1, 2, or 3, Wednesdays for water customers with a street address ending with the numbers 4, 5, or 6, and Fridays for water customers with a street address ending with the numbers 7, 8, 9, or 0.** Irrigation of landscaped areas is further limited to the hours of 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight on designated watering days. However, irrigation of landscaped areas is permitted at anytime if it is by means of a hand-held hose, a faucet-filled bucket or watering can of five (5) gallons or less, or drip irrigation system.
2. Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight. Such washing, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shutoff nozzle for quick rinses. Vehicle washing may be done at any time on the immediate premises of a commercial car wash or commercial service station. Further, such washing may be exempted from these regulations if the health, safety, and welfare of the public are contingent upon frequent vehicle cleansing, such as garbage trucks and vehicles used to transport food and perishables.
3. Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading pools, or "jacuzzi" type pool are prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight.

4. Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.
5. Use of water from hydrants or flush valves shall be limited to maintaining public health, safety, and welfare.
6. Use of water for the irrigation of golf courses, parks, and green belt areas are prohibited except by hand-held hose and only on designated watering days between the hours 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight.
7. The following uses of water are defined as non-essential and are prohibited:
 - a. wash down of any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas;
 - b. use of water to wash down buildings or structures for purposes other than immediate fire protection;
 - c. use of water for dust control;
 - d. flushing gutters or permitting water to run or accumulate in any gutter or street;
 - e. failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s); and
 - f. any waste of water.

STAGE IV - CRITICAL WATER USE RESTRICTIONS:

Target: Achieve a 20 percent reduction in TW (example: total water use, daily water demand, etc.)

The water utility will implement Stage IV when any one of the selected triggers is reached:

Supply-Based Triggers: (check at least one and fill in the appropriate value)

- Well level reaches _____ ft. (m.s.l.)
- Overnight recovery rate reaches _____ ft.
- Reservoir elevation reaches _____ ft. (m.s.l.)
- Stream flow reaches _____ cfs at USGS gage # _____
- Wholesale supplier's drought Stage IV
- Annual water use equals 75 % of well permit/Water Right/purchased water contract amount
- Supply contamination
- Other monitor GST levels
-

Demand- or Capacity-Based Triggers: (check at least one and fill in the appropriate value)

- Drinking water treatment as % of capacity _____ %
- Total daily demand as % of pumping capacity _____ %
- Total daily demand as % of storage capacity _____ %
- Pump hours per day _____ hrs
- Production or distribution limitations
- System outage
- Other monitor BST levels

Upon initiation and termination of Stage IV, the utility will mail a public announcement to its customers. Notice to TCEQ required.

Requirements for Termination:

Stage IV of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of three (3) consecutive days. Upon termination of Stage IV, Stage III becomes operative.

Operational Measures:

The utility shall visually inspect lines and repair leaks on a daily basis. Flushing is prohibited except for dead end mains and only between the hours of 9:00 p.m. and 3:00 a.m. Emergency interconnects or alternative supply arrangements shall be initiated. All meters shall be read as often as necessary to insure compliance with this program for the benefit of all the customers. *Describe additional measures, if any, to be implemented directly to manage limited water supplies and/or reduce water demand.*

Mandatory Water Use Restrictions: (all outdoor use of water is prohibited)

1. Irrigation of landscaped areas is absolutely prohibited.
2. Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is absolutely prohibited.

SYSTEM OUTAGE or SUPPLY CONTAMINATION

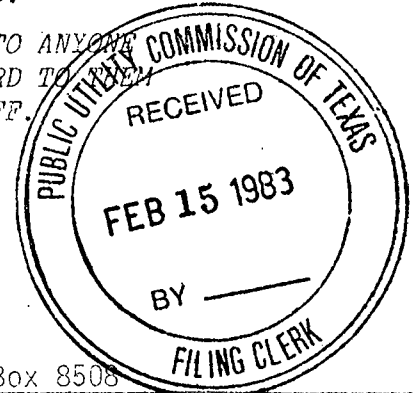
Notify TCEQ Regional Office immediately.

CCN 20596

Any customer dissatisfied with the utility's resolution of a complaint may file a complaint with: The Public Utility Commission of Texas, 7800 Shoal Creek Blvd., Suite 450N, Austin, Texas 78757.

The operation of a sewer system including service standards and billing practices must comply with the Commission's Substantive Rules, a copy of which may be secured for a nominal printing cost.

UTILITY EMPLOYEES SHALL LEND ASSISTANCE TO ANYONE INQUIRING OR SEEKING INFORMATION AND AFFORD TO THEM AN OPPORTUNITY TO EXAMINE THIS TARIFF.



SEWER UTILITY TARIFF

for

Westfield Garden Park
(Utility Name)

P. O. Box 8508
(Business Address)

Houston
(City)

Texas
(State)

77249
(Zip)

(713) 869-3491
(Area Code) Phone

The above utility operates a sewer system in the following counties: Harris

and the following cities, unincorporated towns and subdivisions (if any): None

TABLE OF CONTENTS

The above utility lists the following sections of its tariff (if additional pages are needed for a section, all pages should be numbered consecutively):

Section	Page
A Rate Schedule	2
B Service Rules and Regulations	3-12
C Extension Policy	
Appendix	

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The Appendix contains a sample of each service agreement form used by the above utility and a condensation of Substantive Rules of the Commission.

SECTION A RATE SCHEDULE

1. Sewer Service Bill. (A) Residential Customers - 3/4" meter - \$15.00 for the first 3,000 gallons of water usage plus \$1.65 per 1,000 gallons thereafter per month based on the individual customer's average uses for December, January and February of each year; *

(B) Commercial Customers - \$2.50 per 1,000 gallons of water actually used per month based on the customer's actual usage of water in each month.

2. Tap Fee. A connection fee not to exceed \$200.00 will be charged for initial service. The fee includes the wye, installation of same and Inspection of the house connection after installation.

3. Reconnect Fee. If a customer is disconnected by the utility, either at the customer's request or otherwise, a fee of \$25.00 will be charged as a re-connect charge before such customer is allowed to reuse his service.

4. Return Check Fee. A fee of \$15.00 will be charged for each check that is returned by the bank to the utility indicating that it has not been paid for any reason including but not limited to insufficient funds.

*for customers with a one inch meter - \$26.25 per month for the first 3,000 gallons of water usage, plus \$1.65 for 1,000 gallons thereafter per month; for a 1 1/2" water meter - \$63.75 for the first 3,000 gallons of water usage plus \$1.65 for 1,000 gallons thereafter per month; and for a 2" water meter - \$83.75 for the first 3,000 gallons of water usage plus \$1.65 for 1,000 gallons thereafter per month; provided, however, the individual customer's average use for December, January and February of each year shall thereafter be used to set such rate.

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"Rates" include ALL charges, such as tap fee, reconnect fee, disconnect fee, returned check charge, etc., in addition to charges for monthly service.

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SECTION B SERVICE RULES AND REGULATIONS

1. Application for Service. All applications for service will be made on the Utility's standard application or contract form and will be signed by the applicant before water service is supplied by the Utility. A separate application or contract will be made for each service at each separate location. In the event the subject location does not have lines abutting said location, the applicant's application may be rejected unless satisfactory arrangements have been made to extend such lines with the approval of the Utility. Tap charges must be paid prior to approval and installation of service.

2. New Taps and Services. Utility must provide the applicant with acceptable evidence from all regulatory agencies that such tap and service will not violate any existing rules and regulations of such agencies regarding capacity of the plant and standards regarding processing and purification of water.

(A) Water Main in Place Abutting User's Property. After proper application is made by an applicant and receipt of the tap fees by the Utility, the Utility shall effect the installation of a standard water tap, while under the supervision of an agent of the Utility during regular working hours of the Utility. Such installation shall be in compliance with all regulations and rules of all regulatory agencies and the standard of the Utility.

(B) Utility Water Main not on User Property or Abutting. In the event an applicant desires water service and a tap on a lot which does not currently have water mains in place, in addition to paying the required tap charges, and in addition to complying with Sub-paragraph A above, applicant shall pay for additional facilities as may be required to provide the service and any facility so provided shall be the property of the Utility. The applicant must provide suitable easements or right-of-way and the Utility, at the expense of the applicant, will cause the tap to be installed and provide both materials and labor therewith.

3. Application Requiring Professional Services of Engineer. If the services of a registered professional engineer are required as a result of an application for service received by the Utility, the engineer will be selected by the Utility and the applicant for service will bear all expenses incurred for these services.

4. Request for Non-Standard Service. If an applicant requires other than the standard service provided by the Utility, such applicant will be required to pay all expenses incurred by the Utility to cover the cost of such non-standard service.

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SECTION B SERVICE RULES AND REGULATIONS

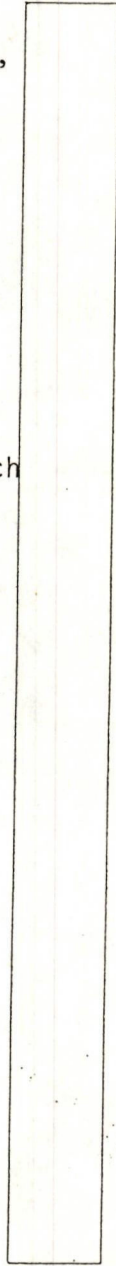
5. Water Installation. After the customer has met all of the requirements, conditions and regulations herein set forth, and has paid the standard tap fees as set forth herein, the Utility shall install a standard water line from the property to the water main, but shall not tap into the water main until a Utility representative is present at the site to supervise tie-in of same.

6. Provisions for Easements. In case the customer is not the owner of the lot or of any intervening property between the customer's or applicant's premises and the utility lines, the Utility will obtain from the other property owner or owners the necessary consents and easements to install and maintain such piping and other equipment as is customary and necessary for supplying such service to the applicant.

7. Standard Service. The standard service will have one connection for each residential unit on each lot otherwise, such service shall be considered non-standard service.

8. Sewer services connected prior to the 15th day of a calendar month will be billed for a full period of service. Services connected after the 15th day of a calendar month will be billed for half-rates so long as half the minimum gallonage is not exceeded.

9. Meters found inoperative will be repaired or replaced at that time. Bills under this situation will be rendered on the basis of a similar period during the previous year or corresponding time period.



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10. The due date of the bill for water service is fifteen (15) days after issuance. A bill is delinquent if unpaid by the due date. The postmark, if any, on the envelope of the bill or an issuance date on the bill, if there is no postmark on the envelope, shall constitute proof of the date of issuance. If the due date falls on a holiday or weekend, the next due date for payment purposes shall be the next day after the due date. A customer's water may be disconnected by the company if the bill is not paid or a deferred payment agreement is not entered into within twenty-two (22) days after the date of issuance and notice of the proposed disconnection has been given.

Notice of disconnection shall consist of separate mailing or hand delivery at least seven (7) days prior to the stated date of disconnection. If mailed, the cut-off date may not fall on a holiday or week end but shall fall on the next work day after the seventh day.

11. The Utility reserves the right to stagger billing periods between service areas if the work load requires such practice. Billing periods after being changed will remain changed to that different billing period unless otherwise determined by the company. If and when billings are staggered, the bills will be pro-rated as necessary to accomplish such staggering.

12. In accordance with the policy of the Texas Department of Health, the company reserves the right to prescribe plumbing practices acceptable to the trade prior to the installation of meters in order to comply with the requirements of the Department on cross-connections or inter-connections of water supplies and other measures to protect the quality and sanitary condition of the company's potable water supply.

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SECTION B SERVICE RULES AND REGULATIONS

16. Refusal of Service.

(a) Compliance by Applicant or Customer. The Utility may decline to service an applicant until such applicant has complied with the state and minicipal regulations and approved rules and regulations of the company on file with the Public Utility Commission governing the service applied for and for the following reasons:

(1) Applicant's facilities are inadequate, that is if the applicant's installation or equipment is known to be hazardous or of such character that satisfactory service cannot be given; or

(2) For indebtedness, that is if the applicant is indebted to any utility for the same kind of service as that applied for, provided, however, that in the event the indebtedness of the applicant for service is in dispute, the applicant shall be served by complying with the deposit requirement in this Tariff, or if the applicant refuses to make a deposit under these rules.

(b) Applicant's Recourse. In the event the company should refuse to serve an applicant under the provisions of these fules, the company must inform the applicant of the basis of its refusal and the applicant may file a complaint with the Public Utility Commission.

(c) Insufficient Grounds for Refusal to Serve. The following shall not constitute sufficient cause for the refusal of service to a present customer or applicant:

(1) Delinquency in payment for service by a previous occupant of the premises to be served;

(2) Failure to pay for merchandise or charges for non-utility service purchased from the company;

(3) Failure to pay a bill to correct previous underbilling due to misapplication of rates more than six months prior to the date of application.

(4) Violation of Utility's rules pertaining to operation of non-standard equipment or unauthorized attachments which interfere with the service of others, or other services such as communication services, unless the customer has first been notified and been afforded reasonable opportunity to comply with said rules;

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(5) Failure to pay a bill of another customer as guarantor thereof unless the guaranty was made in writing to the Utility as a condition precedent to service; and

(6) Failure to pay the bill of another customer at the same address except where the change of customer identity is made to avoid or evade payment of a utility bill.

17. Utility service may be disconnected for any of the following reasons:

(a) Failure to pay a delinquent account or failure to comply with the terms of a deferred payment agreement;

(b) Violation of the Utility's rules pertaining to the use of service in a manner which interferes with the service of others or the operation of non-standard equipment if a reasonable attempt has been made to notify the customer and the customer is provided with a reasonable opportunity to remedy the situation;

(c) Failure to comply with deposit or guaranty arrangements where required herein;

(d) Without notice where a known dangerous condition exists for as long as the condition exists; and

(e) Tampering with Utility company's meter or equipment or bypassing the same.

18. Utility's service may not be disconnected for any of the following reasons:

(a) Delinquency in payment for service by a previous occupant of the premises;

(b) Failure to pay for merchandise or charges for non-Utility service provided by the Utility;

(c) Failure to pay for a different type or class of Utility service unless a fee for such service is included in the same bill;

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(d) Failure to pay the account of another customer as guarantor thereof, unless the company has in writing, the guaranty as a condition precedent to service;

(e) Failure to pay charges arising from an underbilling occurring due to any misapplication of rates more than six months prior to the current billing;

(f) Failure to pay charges arising from an underbilling due to any faulty metering, unless the meter has been tampered with or unless such underbilling charges are due to meter error;

(g) Failure to pay estimated bill other than a bill rendered pursuant to an approved meter reading plan, unless the Utility is unable to read the meter due to circumstances beyond its control;

(h) Unless a dangerous condition exists or the customer requests disconnection, service shall not be disconnected on a day, or on a day preceding a day, when personnel of the company are not available to the public for the purpose of making collections and reconnecting service; and

(i) The company may not abandon a customer or a certified service area without written notice to it's customers and all similar neighboring utilities and approval from the Commission.

19. Meter Tests on Request of Customer. The company shall, at the request of the customer, and if the customer so desires, in his presence or in that of his authorized representative, without charge make a test of the accuracy of the customer's meter. The test shall be made during the Utility's normal working hours at a time convenient to the customer if he desires to observe the test. The test shall be made preferably on the customer's premises, but may, at the Utility's discretion, be made at the Utility's test laboratory. If the meter has been tested by the company or by an authorized agency at the customer's request and within a period of four years, the customer requests a new test, the Utility shall make the test, but if the meter is found to within the accuracy standards established by the American National Standards Institute, Inc., or the American Waterworks Association, the Utility may charge the customer a fee which reflects the cost to test the meter, but this charge shall be in no event more than Fifteen and No/100's (\$15.00) Dollars for a residential or commercial customer. Following the completion of any requested test, the Utility shall promptly advise the customer of the date of removal of the meter,

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the date of the test, the result of the test and who made the test.

20. Bill Adjustment Due to Meter Error. If any meter is found to be outside of the accuracy standards established by the American National Standards Institute, Inc., or the American Waterworks Association, proper correction shall be made of previous readings for the period of six (6) months immediately preceding the removal of such meter from service for tests or from the time the meter was in service since last tested, but not exceeding six (6) months, as the meter shall have been shown to be in error by such test, and adjusted bills shall be rendered. No refund is required from the Utility except to the customer last served by the meter prior to the testing. If a meter is found not to register for any period, unless bypassed or tampered with, the Utility shall make a charge for units used, but not metered, for a period not to exceed three (3) months based on amounts used under similar conditions during the period preceding or subsequent thereto, or during corresponding periods in previous years.

21. Application for Services Requiring Services of Engineer. If the services of a registered professional engineer or person of similar qualifications are required as a result of an application for service received by the Utility, that engineer or person will be selected by the Utility and the applicant for service will bear all expenses incurred from these services.

22. Payment of Due Amounts. Every applicant who has previously been a customer of the Utility and whose service has been disconnected for non-payment of bill, shall be required before service is rendered to pay all amounts due to the Utility.

23. Requests for Non-Standard Service. If an applicant requires other than the standard service and meter provided by the Utility, such applicant will be required to pay all expenses incurred by the Utility in excess of the expense that would be incurred in providing the standard service and meter.

24. Disputed Bills. In the event of a dispute between the customer and the Utility regarding any bill, the Utility shall forthwith make and conduct an investigation as shall be required by the particular case, and report the results thereof to the customer.

25. Meter Reading. Meters will be read by the Utility on a monthly basis within five (5) days of the monthly date upon which the meter was read in the previous month, with the exception of weather or conditions what would make it impossible to read meters.

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SECTION B SERVICE RULES AND REGULATIONS

WESTFIELD GARDEN PARK POLICIES

1. Prior to digging and installing water service lines, the Utility recommends that the water tap be made first. After installation of the water tap, water will be cut off and locked. After all service lines are installed and covered properly, the lock will be removed and the water turned on. No temporary connections will be permitted without the prior written consent of the Utility. Prior to removing the lock, the maintenance man will check for strain on the meter installation. The service line should go straight out from the meter ten feet before bending.

2. The customer must install a water cut-off valve downstream of the meter installation. This valve will be used only by the customer. The cut-off located unstream of the meter will be operated by the Utility only. If the meter cut-off valve is left in the cut-off position, a lock will be placed on the cut-off. The customer cut-off valve will not be permitted inside or within two feet of the meter installation but must be installed before or upstream of any Tee or faucet (outlet). The customer cut-off must be accessible and not covered with dirt. A box should be installed to protect the cut-off.

3. Faucets are not permitted within ten feet of the meter installation.

4. No two dwellings, homes or lots will connected to a single meter unless authorized by the Utility.

5. The customer is responsible for damage or loss to the water meter installation lines located on easements and will be billed accordingly; all meter lids and meter box lids must be kept closed.

6. The Utility will hold interruption of water service to a minimum and typically for necessary maintenance. Inability or failure of the Utility to deliver or the the customer to receive water shall not be the basis of claims for damages sustained by either party when due to an act of God, the elements, accidents, breakage of equipment, or other causes or contingencies reasonably beyond the control of either party.

7. Collect telephone calls to notify the Utility of water service interruption will be accepted. When calling to report interruption of service, the office may not accept your call, which means that a report has already been received.

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8. All notices and water bills shall be considered properly made when mailed by the Utility to the address given by the customer, and it is the duty of the customer to notify the Utility of any changes of his address.

9. Reinstallation of water meters removed for non-payment of water bill shall be only reinstalled between the hours of 8:00 a.m. and 5:00 p.m. Monday through Friday.

10. Office hours are between 8:00 a.m. and 5:00 p.m. weekly, and the office is closed on Saturday, Sunday and holidays. Emergency calls will be answered by an answering service.

11. When evidence is found of a meter being reversed, a jumper installed, padlocks having been cut off and meter turned on by unauthorized personnel and that evidence indicates that the customer or any of his family, agents, employees or anyone acting on his behalf was in any way directly or indirectly responsible for such action, a charge of Twenty-five and No/100's (\$25.00) Dollars for service calls and a charge of Twenty-five and No/100's (\$25.00) Dollars for water consumption shall be made unless the customer provides to the Utility in writing evidence that the customer, his family, agents, employees or anyone acting on his behalf directly or indirectly was not involved, at which time the Utility will make a decision in light of all the evidence presented to it.

12. The word "construction" in the context of these rules shall mean all labor, materials, professional fees, and incidental costs chargeable directly to any particular project.

In the event the total water supply shall be insufficient to meet all of the needs of the customers, or in the event there is a shortage of water, the Utility may prorate the water available among the various customers on such basis as if deemed equitable, and may also prescribe a schedule or hours covering the use of water for gardening or similar purposed by customers and require adherence thereto to prohibit the use of water for gardening and similar purposed, provided that, if at any time the total water supply be sufficient to serve all of the needs of all of the customers, the Utility must first satisfy all of the needs of all customers for domestic purposes before supplying any water for gardening and similar purposes.

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SECTION B SERVICE RULES AND REGULATIONS

The customer agrees to grant to the Utility an easement of right-of-way for the purpose of installing, maintaining and operating such pipelines, meters, valves and other equipment which may be deemed necessary for the Utility on such forms as is requested by the Utility. The Utility shall have the right to locate a water service meter and the pipe necessary to connect the meter on the property of the customer at a point to be chosen by the Utility and shall have access to its property and equipment located upon the customer's premises at all reasonable times for any purposes connected with or in the furtherance of the Utility's operations, and upon discontinuance of service shall have the right to remove any of its property from the customer's premises.

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SECTION C EXTENSION POLICY

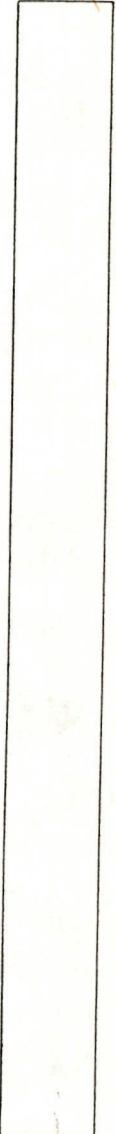
No contribution in aid of construction may be required of any customer except as provided for in the following extension policy, which must be a consistent, non-discriminatory policy which is subject to the approval of the Commission.

EXTENSION POLICY AND CHARGES

1. It is the policy of the Utility that all extensions or improvements to facilities required as a result of an application or applications for service shall be paid in full by the applicant or applicants for such service, and will include the cost of engineering as defined herein. Payment received by the Utility for such extension or improvement shall be in addition to the tap fee or other fee requirements contained herein.

If an applicant requests other than the standard service and meter provided by the Utility, such applicant will be required to pay all expenses incurred by the Utility in excess of the expense that would be incurred in providing the standard service and meter.

2. Extension of Water Main. While it is the extension policy of the Utility that all extensions or improvements to facilities required as a result of an application for service be paid in full by the applicant or applicants for service, it is also the policy that in the event the applicant desires additional distribution facilities to provide service, the additional cost and charges will consist of a cost per foot of the new main in front of the applicant's property and applicant will be informed of the cost before construction begins. If the services of a registered professional engineer are required as a result of any application for service received by the Utility, the engineer will be selected by the Utility and applicant for service, and the applicant will bear all expenses incurred for these services.



FILMED
DEC 29 1986
SYSTEM 200

TO BECOME EFFECTIVE, THIS PAGE MUST BE STAMPED "APPROVED" OR "RECEIVED" BY THE PUBLIC UTILITY COMMISSION.

To revise a tariff on file with the Commission, use the proper initial in the right-hand column, as follows:

NC-No Change; C-Regulation Change; D-Discontinued; I-Increase; N-New; R-Rate Reduction; T-Change in text, but no change in rate or regulation

Mail the tariff to the Commission for approval. List the Revision Number, The Commission will review it, stamp and return it, or request additional information if needed.

PUBLIC UTILITY COMMISSION OF TEXAS
APPROVED
SEP 12 '83
DOCKET
FILE _____ BY _____
TARIFF _____

APPENDIX: CONDENSED SUBSTANTIVE SERVICE RULES

The following paragraphs are condensations of the Substantive Rules of the Public Utility Commission. Every water utility must comply with the Substantive Rules in their entirety and copies of the complete rules for reliance thereon are available for a nominal printing cost of \$3.00 plus 15¢ tax. (\$3.15)

BILLING: Bills shall be rendered monthly (unless the Commission has specifically authorized otherwise) and shall show sufficient information to enable a customer to readily compute his own bill with a rate schedule (which must be furnished upon request). Among the items required to be shown on each bill are: amount of water used, applicable rate schedule title or code, total amount due, and date by which the bill must be paid (not less than 15 days after issuance). A penalty cannot be added to a delinquent residential customer bill.

SERVICE REFUSAL: If state and local regulations have been met, a service request can be refused only if: applicant has refused to make a deposit (if required), has an existing water utility debt which is not in dispute, or, an installation would be hazardous or unsuccessful. A debt or delinquency of a previous occupant cannot be used against an applicant for service or a customer.

SERVICE DISCONTINUANCE: A customer may be disconnected, after at least a 7 day personal notice in writing, only for the following: a bill unpaid more than 15 days after issuance unless a deferred payment agreement is signed; a willful violation of a utility usage rule which interferes with the service of others; failure to comply with deposit or guarantee arrangements; failure to comply with terms of a deferred payment agreement; and, bypassing or tampering with a utility meter. No one may be disconnected for failure to pay for non-utility merchandise or service provided by a utility. A service may be disconnected without notice only for the duration of a known dangerous condition. Complete records of any service interruptions must be kept by the utility.

The day of a disconnection and the following day must be days when personnel of the utility are available to the public for making collections and reconnections, unless the date of disconnection is at customer request. A utility may not abandon a customer of a certificated service area without the approval of the Public Utility Commission. Problems resulting from estimated billing or underbilling due to faulty metering or misapplication of rates are addressed in the Substantive Rules of the Commission.

METERS: Unless the Commission has specifically authorized otherwise, each utility shall provide, install, own and maintain meters to measure amounts of water consumed by its customers. Upon request a customer may have his meter tested without charge in his presence at a convenient time (during normal working hours). A charge not to exceed \$15.00 may be assessed for an additional requested test within four years of the first test if any such additional test shows the meter to be accurate. Records of all meters and tests must be properly kept by the utility, and no meter may be placed in service until its accuracy has been established.

PUBLIC UTILITY COMMISSION OF TEXAS
APPROVED
W-25-3
JUL 14 '83 DOCKET
BY
TARIFF CLERK

This condensation was revised 6-23-80 and does not incorporate changes of Substantive Rules made after that date.

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DEC 29 1983

SYSTEM 200

APPENDIX: CONDENSED SUBSTANTIVE SERVICE RULES (Continued)

APPLICANT DEPOSIT: Permanent residential applicants shall not be required to make a deposit if they can demonstrate a satisfactory credit rating, furnish a satisfactory guarantee, show substantial equity ownership, had been a water utility customer for one of the two previous years with but one delinquency and no disconnections for unpaid bills, or, are 65 years or older with no unpaid bill from any water utility.

A deposit may be required of temporary, weekend or seasonal residential customers if deposit policy is applied in a uniform and nondiscriminatory manner. A commercial customer may be required to pay a deposit if credit is not satisfactorily established. If disconnected for an unpaid bill, to be reconnected an applicant must pay all amounts due or execute a deferred payment agreement and establish credit.

The utility must keep a record of each desposit, issue a receipt for it, and pay at least 6% annual interest thereon. The amount of a deposit may not exceed 1/6 of an estimated annual bill for that customer. Refund of a deposit plus accrued interest shall promptly and automatically be made to residential customers who have paid service bills for 12 consecutive months without having service disconnected for nonpayment of a bill and without having more than two occasions in which a bill was delinquent and when the customer is not delinquent in the payment of current bills, and to commercial and industrial customers who have paid bills for service for 24 consecutive months without having service disconnected for nonpayment of a bill and without having more than two occasions in which a bill was delinquent and when the customer is not delinquent in the payment of the current bills. Failure of either a residential, commercial or industrial customer to meet these refund criteria permits the utility to retain the deposit and any interest which may have accrued.

The above paragraphs are shortened versions of Substantive Rules 052.02.04.011 - 052.02.04.048 and 052.02.05.053. This condensation was revised 8-28-80 and does not incorporate changes of Substantive Rules made after that date.

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DEC 29 1986
SYSTEM 200

PUBLIC UTILITY COMMISSION OF TEXAS	
APPROVED	
JUL 14 '83	DOCKET
FILE <u>W-25-3</u>	BY
TARIFF CLERK	

07/08/2005
4:58:43PM**Texas Commission on Environmental Quality**
Utility Summary Report

ERPT0011

Type: **INVESTOR**
Activity Status: **ACTIVE**
Remarks:CCN/Reg#: **20596**
District: **0****WESTFIELD MHP INC**
520 GULF BANK RD #31
HOUSTON, TX 77037Responsible Party: **JOHN BOVONE**
Official Phone: **(281) 448-1118****Fee Information**

Report Year	Report Period	Date Due or Paid	Amount Paid	Total Receipts
1994	4	02/02/1995	\$416.46	\$41,645.66
1993	4	02/15/1994	\$439.45	\$39,950.00
1992	4	02/18/1993	\$47.41	\$5,268.36
	3	10/26/1992	\$47.05	\$5,227.89
	2	07/29/1992	\$46.15	\$5,127.97
	1	06/17/1992	\$50.68	\$5,067.93
1991	4	03/24/1992	\$77.77	\$6,427.00

Water Systems

PWS ID	Water System Name	Meter Count
		Total Meters: 0

Utility Application Information

Admin Rev Number	Case No.	Case Notes	Order Date	Case Status

- End of Report -

At the time of your query this data was the most current information available from our database, which is in real time. Every effort was made to retrieve it according to your query. Thank-you for using WUD.

07/08/2005
4:57:45PM

Texas Commission on Environmental Quality
Utility Summary Report

ERPT0011

Type: **INVESTOR**
Activity Status: **ACTIVE**
Remarks:

CCN/Reg#: **11782**
District: **0**

WESTFIELD MHP INC
520 GULF BANK RD #31
HOUSTON, TX 77037

Responsible Party: **JOHN BOVONE**
Official Phone: **(281) 448-1118**

Fee Information

Report Year	Report Period	Date Due or Paid	Amount Paid	Total Receipts
2004	4	05/16/2005	\$1,687.20	\$152,000.00
2003	4	02/01/2004	\$1,251.09	\$125,109.00
2002	4	02/04/2003	\$1,510.89	\$143,894.00
2001	4	01/14/2002	\$722.42	\$72,242.00
2000	4	01/30/2001	\$1,221.41	\$122,241.00
1999	4	01/27/2000	\$1,148.60	\$114,860.00
1998	3	11/02/1998	\$263.45	\$29,273.00
	4	08/01/1998	\$265.32	\$29,479.80
	2	07/27/1998	\$265.32	\$29,479.80
	1	04/13/1998	\$251.77	\$27,974.00
1997	4	01/28/1998	\$224.78	\$24,975.00
	3	10/29/1997	\$202.04	\$22,448.55
	2	07/23/1997	\$216.71	\$24,079.34
	1	04/21/1997	\$167.08	\$18,565.47
1996	4	01/31/1997	\$177.23	\$19,692.21
	3	10/28/1996	\$153.18	\$17,020.00
	2	07/29/1996	\$170.68	\$18,965.00
	1	04/16/1996	\$157.79	\$17,532.00
1995	4	03/12/1996	\$180.41	\$18,041.00
	2	08/02/1995	\$110.45	\$12,272.00
1992	4	02/18/1993	\$65.72	\$7,301.92
	3	10/26/1992	\$47.85	\$5,317.47
	2	07/29/1992	\$46.79	\$5,198.99
	1	06/17/1992	\$57.99	\$5,798.87
1991	4	03/24/1992	\$88.15	\$7,285.00

Water Systems

PWS ID	Water System Name	Meter Count
1011460	ATLASTA GLEN (DELETED/DISSOLVED)	40
1011947	WESTFIELD GARDEN MOBILE HOME PARK (ACTIVE)	250

Total Meters: 290

TEXAS WATER COMMISSION



11782
Bleacher Realty Company
dba Westfield Garden Park

APPLICATION NO. 11782-A

IN THE MATTER OF THE APPLICATION	6	BEFORE THE
OF BLEACHER REALTY COMPANY DBA	6	
WESTFIELD GARDEN PARK TO PURCHASE	6	TEXAS WATER COMMISSION
THE FACILITIES OF RONALD YEATES	6	
DBA ATLANTA GLEN WATER SYSTEM IN	6	
HARRIS COUNTY, TEXAS	6	

ORDER

On APR 7 1972, the Texas Water Commission pursuant to Chapter 19 of the Texas Water Code considered the application of Bleacher Realty Company dba Westfield Garden Park for the purchase of facilities of Ronald Yeates dba Atlanta Glen Water System, and to amend Certificate of Convenience and Necessity Number 11782 in Harris County. After considering the evidence, the Commission finds that:

No person has requested a public hearing on the application;

Ronald Yeates dba Atlanta Glen Water System will no longer be providing water service after the transfer;

Notice of the application was given all affected and interested parties;

The system sold fails to meet Texas Water Commission standards for chlorination, pressure, and storage capacity;

The criteria set forth in Section 19.24610 have been considered by the Commission; and

Approval of the sale requested in this application is necessary for the service, accommodation, convenience or safety of the public and environmental integrity in the area.

NOW, THEREFORE, BE IT ORDERED BY THE TEXAS WATER COMMISSION that the application is granted and that Certificate of Convenience and Necessity No. 11782 be issued to include the system purchased in accordance with the terms and conditions set forth herein and in the certificate.

BE IT FURTHER ORDERED that Bleacher Realty Company dba Westfield Garden Park shall provide adequate chlorination facilities, and line pressure and storage capacity in accordance with Texas Water Commission Rules in the Atlanta Glen Addition Mobile Home Park by August 31, 1992 and shall notify the Rates Section, Water Utilities Division of the Texas Water Commission in writing by September 10, 1992.

BE IT FURTHER ORDERED that Bleacher Realty Company dba Westfield Garden Park shall serve every customer or applicant for service within the area certified under Certificate of Convenience and Necessity No. 11762 and that such service shall be continuous and adequate.

Issued Date: SEP 14 1992

TEXAS WATER COMMISSION

ATTEST:


Gloria A. Vasquez, Clerk


Jean Hall, Chairman

TEXAS WATER COMMISSION



CERTIFICATE OF CONVENIENCE AND NECESSITY

To Provide Water Service Under V.F.C.A., Water Code
and Texas Water Commission Substantive Rules

Certificate No. 11762

I. Certificate Holder:

Name: Bleacher Realty Company dba Westfield Garden Park
Address: 2535 W. ME. Houston Road
Houston, Texas 77068

II. General Description and Location of Service Area:

The area covered by this certificate is generally located approximately 9.5 miles north/northwest of downtown Houston, Texas, on Gulf Bank. The service area is generally bounded on the east by Gina Street, on the south by Mitchell Street, on the west by Airline Road and on the north by Hall's Bayou in Harris County, Texas.

III. Certificate Maps:

The certificate holder is authorized to provide water service in the area identified on the Commission's official service area map, WRS-102, maintained in the offices of the Texas Water Commission, 1700 North Congress, Austin, Texas with all attendant privileges and obligations.

This certificate is issued under Application No. 5117-S and subject to the rules and orders of the Commission, the laws of the State of Texas, conditions contained herein and may be revoked for violations thereof. The certificate is valid until amended or revoked by the Commission.

Issued Date: APR 14 1992

ATTEST:

Blair A. Dargatzis *John Hall*

FOR THE COMMISSION

JL

RUSSELL & RODRIGUEZ, L.L.P.

Attorneys at Law

1633 Williams Drive, Bldg. 2, Suite 200, Georgetown, Texas 78628

Phone (512) 930-1317

E-mail: krussell@txadminlaw.com

Fax (866) 929-1641

FACSIMILE COVER PAGE

March 24, 2011

Please Deliver the Following page(s) to:

Ms. Karen Blaschke

Fax Number:

(512) 239-6972

Client Number: 860-00

From: Kerry E. Russell

Direct Phone: (512) 930-1317

Pages: 4 (Including Cover Sheet)

Re: *Application from the City of Jarrell to Decertify a Portion of Certificate of Convenience and Necessity (CCN) NO. 10002 from Jarrell Schwertner Water Supply Corporation; SOAH Docket No. 582-11-0685; TCEQ Docket No. 2010-1540-UCR*

Comments: Withdrawal of Application Letter

R&R
RUSSELL & RODRIGUEZ, L.L.P.
ATTORNEYS AT LAW

1633 WILLIAMS DRIVE
BUILDING 2, SUITE 200
GEORGETOWN, TEXAS 78628

Email: krussell@txadminlaw.com

PHONE (512) 930-1317
FAX (866) 929-1641
WWW.TXADMINLAW.COM

March 24, 2011

VIA HAND DELIVERY

Ms. Karen Blaschke
Texas Commission on Environmental Quality
Utilities & Districts Section
P.O. Box 13087, MC-153
Austin, Texas 78711-3087

Re: *Service Agreement Application Under Water Code Section 13.255 from the City of Jarrell, A1295, to Decertify a Portion of Certificate of Convenience and Necessity (CCN) No. 10002 from Jarrell Schwertner Water Supply Corporation (WSC), in Williamson County; Application No. 36697-C*

CN: 602777716; RN: pending (City of Jarrell)
CN: 600657803; RN: 101457513 (Jarrell Schwertner WSC)

Dear Ms. Blaschke,

This firm represents the City of Jarrell ("City"). The City and Jarrell Schwertner Water Supply Corporation have been involved in mediation related to this Application. The Parties have been unable to reach a settlement of all issues in this matter. As a result, the City wishes to withdraw this Application. Please consider this letter as a formal Notice of Withdrawal of the *Service Agreement Application Under Water Code Section 13.255 from the City of Jarrell, A1295, to Decertify a Portion of Certificate of Convenience and Necessity (CCN) No. 10002 from Jarrell Schwertner Water Supply Corporation (WSC), in Williamson County; Application No. 36697-C*. By copy of this notice to Judge Pomerlau, we are requesting that this matter be dismissed from the SOAH docket.

Thank you very much for your attention to this matter. If you have additional questions, please do not hesitate to call.

Sincerely,


Kerry E. Russell

cc: Honorable Dewey Hulme
Mr. Mel Yantis

Ms. Karen Blaschke
March 24, 2011
Page 2 of 3

Mr. Frank Phelan
Service List

Ms. Karen Blaschke
March 24, 2011
Page 3 of 3

CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of March, 2011, a true and correct copy of the foregoing document has been sent via facsimile, first class mail, or hand-delivered to the following counsel or party representatives of record:

State Office of Administrative Hearings

Honorable Lilo Pomerlau
300 West 15th Street
Austin, Texas 78701
Fax: 512/475-4994

Docket Clerk

Office of the Chief Clerk
TCEQ - MC 105
P.O. Box 13087
Austin, Texas 78711-3087
Fax: 512/239-3311

Executive Director of the TCEQ

Ms. Dinniah Tadema, Attorney
Environmental Law Division
TCEQ - MC 173
P.O. Box 13087
Austin, TX 78711-3087
Fax: 512/239-0606

Public Interest Counsel

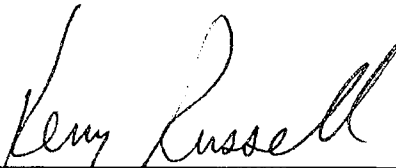
Mr. Blas Coy, Attorney
Office of the Public Interest Counsel
TCEQ - MC 103
P.O. Box 13087
Austin, Texas 78711-3087
Fax: 512/239-6377

Jarrell Schwertner WSC

Ms. Patricia Coy
815 West 5th Street
Clifton, Texas 76634
Fax: 254/675-4567

Mr. Troy Bradshaw

P.O. Box 488
Salado, TX 76571
Fax: 254/947-3956



KERRY E. RUSSELL