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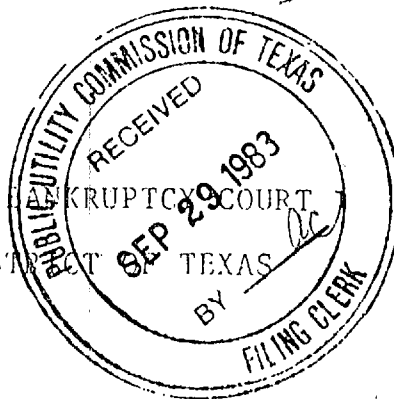
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SEP 19 1983

JOE D. HUFFSTUTLER
Bankruptcy Judge
Tyler, Texas

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS



IN RE:

FAN-REED, INC., DBA
HYDRO-PRESSURE SYSTEMS

DEBTOR

CASE NO. TY-81-00497

SEP 29 1983

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NOTICE TO ALL CUSTOMERS AND OTHER PARTIES IN INTEREST:

Notice is hereby given that the Debtor joined herein by the Trustee in Bankruptcy and David A. Sanders, has filed an Application with the Court for an increase in monthly rates for the sewerage gathering and treatment service provided by said Debtor from the current rate of approximately \$18 per month to an increased rate of \$30 per month, per customer;

Notice is further given that a one-time assessment of \$100 per customer to be due and payable on or before October 1, 1983 and for succession of service to any customers not paying such assessment on or before December 1, 1983, shall also be heard at that time.

Notice is further given that said rate increase shall be effective with the billing for months beginning October 1, 1983, and subsequent months; subject, however to the approval

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of the same at a hearing set by the United States Bankruptcy Court for the 9 day of November, 1983, at 10 o'clock A m., to be held in the Courtroom of the United States Bankruptcy Court for the Eastern District of Texas in the Federal Building in Tyler, Texas;

Notice is further given that you should be present at such hearing to voice approval for, modification of, and/or objection to that proposed rate increase and/or said proposed \$100 per customer special assessment.

Dated at Tyler, Texas, this the 23rd day of Sept., 1983.


DON G. MARTIN
CLERK OF THE COURT

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FAN-REED, INC. DBA HYDRO-PRESSURE SYSTEMS
SEWER TARIFF

Original Sheet No. 1
Effective:



SEWER UTILITY TARIFF

for

FAN-REED, INC., dba HYDRO-PRESSURE SYSTEMS,
1016 Brookhollow Drive
P. O. Box 549
Jacksonville, Texas 75766

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TABLE OF CONTENTS

<u>Section</u>	<u>Description</u>	<u>Page</u>
1	DEFINITIONS	3
2	AREA SERVED AND CLASS OF SERVICE	4
3	RATE SCHEDULE	5
4	SERVICE RULES AND REGULATIONS	6
5	NEW CUSTOMER APPLICATION	9

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SECTION 1

DEFINITIONS

The following definitions shall apply to the words listed below when used in this tariff:

APPLICANT: One who owns or leases property within the certificated area and notifies the company of its desire to become a customer by completion of the company's new customer application form.

CUSTOMER: One who is actually connected to company's main and who has complied with all prerequisites for commencement of service set forth in these rules or in effect at the time of connection.

COMPANY: Fan-Reed, Inc. dba Hydro-Pressure Systems, and where appropriate, its predecessors and interests.

MAINS: A sewage pipe owned and maintained by the company used to transport sewage from the point of the customer's service line connection to the point of treatment.

SERVICE LINE: All piping and appurtenances necessary to transport sewage from the customer's building to the company's main.

SEWAGE: All water-borne type of wastes normally disposed of through a sanitary drainage system.

UNAUTHORIZED CONNECTION: A connection to the company's main made without compliance with all prerequisites for commencement of service set forth in these rules or in effect at the time of connection, including payment of the new customer contribution fee.

NEW CUSTOMER CONTRIBUTION FEE: The sum of \$983.00 which is required for each connection made to the existing system, which amount shall be recorded in the company's books and accorded rate-making treatment as directed by the Commission or other regulatory authority having jurisdiction over the company.

TAP FEE: The amount paid by the customer for the physical connection of the service line to the company's main. This fee is in addition to any other charges authorized by the tariff.

COMMISSION: The Public Utility Commission of Texas

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SECTION 2

AREA SERVED AND CLASS OF SERVICE

This tariff applies to all classes of service rendered by the company in and around the area known as Emerald Bay, located in Smith County, Texas, as said area is defined in the Certificate of Convenience and Necessity and any amendment thereto approved by the Commission.

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(name of Sewer Utility)

SECTION 3 RATE SCHEDULE

A flat rate of \$17.35 per month for customers with privately owned lift stations and \$18.35 per month for all other customers.

A tap fee of actual cost not to exceed \$700.

Main extension fee is set out in Sec. 4.08

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If any item of a tariff on file with the Commission is proposed to be changed, use the proper initial in the right-hand column, as follows:

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and mail it to the Commission for a filing stamp. List the Revision Number _____. The Commission will review it, stamp and return it, or send a tariff change form for more data (all public notice provisions on the tariff change form must be followed).

SECTION 4

SERVICE RULES AND REGULATIONS

- 4.01 APPLICATION FOR SERVICE: All applications for service will be made on the company's standard application form, signed by the applicant. A separate application will be made for each location at which service is desired. If the applicant satisfies the requirements of these rules, the company shall acknowledge such compliance in writing and deliver same to the applicant. Payment of the tap fee and new customer contribution fee must accompany the application.
- 4.02 NEW TAPS: After the application has been accepted by the company, an individual may become a customer upon compliance with the following requirements:
- A. Sewer main in place abutting property: The applicant shall construct all service line and appurtenances, including a lift station where appropriate, necessary to transport sewage from the applicant's building to the point of connection to the company's main. The service lines shall be of such size and pressure as to be compatible with the existing facilities of the company. When the service line is complete, the applicant shall notify the company and the company shall make the tap into its main.
 - B. Sewer main not abutting property: In the event an applicant desires service to an area where company has no existing sewage main, in addition to complying with subparagraph A (above), the applicant shall comply with the extension policy set forth in Section 4.03.
 - C. Requests for non-standard service: If an applicant requires service other than residential service to a single-family dwelling, the applicant will be required to pay all expenses incurred by the utility in excess of the expenses that will be incurred in providing service to a single-family dwelling.

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(name of Sewer Utility)

- 4.03 REFUSAL OF SERVICE: The company hereby adopts and incorporates by reference herein the rules set forth in Commission Rule .052.02.04.043 as its rule for refusal of service. Copies of the Commission Rules are available for inspection at the company's office during normal business hours.
- 4.04 DISCONTINUANCE OF SERVICE: The company hereby adopts and incorporates by reference herein the rules set forth in Commission Rule .052.02.04.044 and any amendment thereto as its rule for discontinuance of service to a customer.
- 4.05 DEFERRED PAYMENT PLAN: The company hereby adopts and incorporates by reference herein the rules set forth in Commission Rule .052.02.04.042(c) as its rule for a deferred payment plan available to customers. The deferred payment plan is not available to one who is served through an unauthorized connection or for the tap fee or new customer contribution fee.
- 4.06 APPLICANT DEPOSIT: The company hereby adopts and incorporates by reference herein the rules set forth in Commission Rule .052.02.04.045 and any amendment thereto as its rule relating to applicant deposits.
- 4.07 BILLING: Bills shall be rendered monthly and shall be due 15 days after issuance. Payment shall be deemed received on the date postmarked on the envelope in the case of bills paid by mail, and on the date actually received by the company in the case of bills paid in person.
- 4.08 EXTENSION POLICY: In the event service is requested at a location where company has no existing sewage main abutting the property to be served, applicant must enter into a satisfactory agreement with the company providing for payment of all costs incurred in extending the company's mains, expanding treatment facilities, and any other system upgrading necessary to accommodate the requested service. The agreement relating to the expansion of the system shall contain a provision for refund of amounts received by the company as new customer contribution fees for use of the facilities covered by the system expansion agreement.
- 4.09 CURTAILMENT OF SERVICE: In the event of damage to the treatment facilities, each customer will be asked to curtail use of the system until the system can be returned to normal operating standards.

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4.10 PROTECTION OF SYSTEM: The company will disconnect any unauthorized connection 30 days after notice to the occupant of the affected residence unless prior to that time the full average for monthly service is paid and the new customer contribution fee is paid. Upon payment of these sums and approval of a new customer application, the unauthorized connection will become a customer.

4.11 TRANSFER OF PROPERTY: A customer is liable to pay the charge set out in Section 3 regardless of whether or not he actually occupies his premises during any month. In the case of property sold by a customer to a new owner, the company will look to the new owner for payment of monthly bills from the date of conveyance, providing the customer (grantor) notifies the company of the name of the new owner and the date of conveyance within the month following the conveyance.

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SECTION 5

NEW CUSTOMER APPLICATION

The undersigned hereby requests Fan-Reed, Inc., to provide sewer service at the following location: _____

and in consideration of which agrees as follows:

1. Attached to this application is payment for the new customer contribution fee and the tap fee as specified in the company's tariff.
2. The undersigned agrees to furnish all pipe and appurtenances, including a lift station if required, necessary to transport sewage from applicant's premises to the company's main in compliance with all applicable health and safety requirements. Company is not required to make a tap for any connection which it deems to be unsafe, unsanitary, or not in compliance with applicable requirements. However, the making of the tap shall not indicate the company's approval of the construction or verification that the customer's construction meets applicable health and safety requirements.
3. When the applicant's construction is completed, he shall notify the company and the tap will be made within 10 days following notification. The applicant hereby grants company the right to enter applicant's premises for purpose of inspecting, repairing, or cleaning applicant's sewer line.
4. Applicant agrees to pay the applicable fees and otherwise abide by the terms and conditions of company's tariff on file with the Public Utility Commission of Texas, as said tariff may be amended from time to time.

Dated this _____ day of _____, 19____.

Signature of Applicant

APPROVED: _____

DATE: _____

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