



## Filing Receipt

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**DOCKET NO. 53201**

<b>PETITION OF 2021 FII WALNUT</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>SPRINGS, LLC TO AMEND SPRINGS</b>	<b>§</b>	
<b>HILL WATER SUPPLY</b>	<b>§</b>	<b>OF TEXAS</b>
<b>CORPORATION'S CERTIFICATE OF</b>	<b>§</b>	
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	
<b>GUADALUPE COUNTY BY</b>	<b>§</b>	
<b>STREAMLINED EXPEDITED</b>	<b>§</b>	
<b>RELEASE</b>	<b>§</b>	

**NOTICE OF APPROVAL  
MAKING A DETERMINATION ON COMPENSATION**

In this Notice of Approval, the Commission determines that, for the streamlined expedited release granted in this docket, 2021 FII Walnut Springs, LLC owes compensation to Springs Hill Water Supply Corporation under Texas Water Code (TWC) § 13.2541. The Commission previously granted streamlined expedited release and removed two tracts of land from Springs Hill WSC's certificated service area under certificate of convenience and necessity (CCN) number 10666. The Commission's determination on compensation is based on an agreement between 2021 FII Walnut Springs and Springs Hill WSC.

**I. Findings of Fact**

The Commission makes the following findings of fact.

**Petitioner**

1. 2021 FII Walnut Springs is a Texas limited liability company registered with the Texas secretary of state under filing number 804265415.

**CCN Holder**

2. Springs Hill WSC is a Texas non-profit water supply corporation registered with the Texas secretary of state under filing number 23474501.
3. Springs Hill WSC holds CCN number 10666 that obligates it to provide retail water service in its certificated service area in Guadalupe and Wilson counties.

**Petition**

4. On February 8, 2022, the petitioner filed a petition for streamlined expedited release of three non-contiguous tracts of land from the CCN holder's service area under CCN number 10666.

5. In an Order filed on October 6, 2022, the Commission granted the petition and released the petitioner's two tracts of land from the CCN holder's certificated service area and denied petitioner's request for release of its third tract of land.
6. Ordering paragraph eight of the Order stated that, if streamlined expedited release was granted, this docket would continue for the purpose of determining compensation in accordance with the schedule adopted in Order No. 2.

### **Appraisers and Appraisals**

7. No appraisers are needed to determine compensation in this docket because of the agreement between the petitioner and the CCN holder.

### **Compensation**

8. On December 15, 2022, the petitioner and the CCN holder filed a joint notice of agreement regarding compensation in which they agreed that compensation is owed to the CCN holder as a result of the streamlined expedited release.
9. In the agreement, the petitioner and the CCN holder have agreed on the amount, filed under confidential seal, that is owed for the streamlined expedited release.

## **II. Conclusions of Law**

The Commission makes the following conclusions of law.

1. The Commission has authority to determine the amount of compensation to be awarded after granting streamlined expedited release under TWC §§ 13.254 and 13.2541.
2. No notice is required to determine the amount of compensation.
3. No opportunity for a hearing to determine compensation for streamlined expedited release is provided under TWC § 13.2541 or 16 Texas Administrative Code (TAC) § 24.245(h)(7).
4. The determination on compensation under TWC § 13.2541 and 16 TAC § 24.245(i) is not a contested case.
5. Under 16 TAC § 24.245(i)(1), if the petitioner and CCN holder agree on the amount of compensation to be paid, they may forego the appraisal process and make a joint filing with the Commission stating the amount of the compensation to be paid.

6. Compensation in the amount filed under confidential seal is owed by the petitioner to the CCN holder for the release under TWC § 13.2541.
7. The Commission processed the petition in accordance with the TWC and Commission rules.

### **III. Ordering Paragraphs**

In accordance with these findings of fact and conclusions of law, the Commission issues the following orders.

1. The petitioner must pay to the CCN holder compensation in the amount filed under confidential seal within 90 days from the date of this Notice of Approval.<sup>1</sup>
2. The Commission denies all other motions and any other requests for general or specific relief that have not been expressly granted.

**Signed at Austin, Texas the 29th day of December 2022.**

**PUBLIC UTILITY COMMISSION OF TEXAS**



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**CHRISTINA DENMARK**  
**ADMINISTRATIVE LAW JUDGE**

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<sup>1</sup> This implements the payment deadline mandated by 16 TAC § 24.254(i)(6). The parties are free to agree, via contract, to a shorter payment deadline.