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Received - 2022-06-06 11:52:52 AM Control Number - 53430 ItemNumber - 17

DOCKET NO. 53430

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APPLICATION OF CSWR-TEXAS UTILITY OPERATING COMPANY, LLC AND WATER WORKS I AND II FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN LLANO COUNTY

PUBLIC UTILITY COMMISSION

OF TEXAS

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

CSWR-Texas Utility Operating Company, LLC ("CSWR Texas") submits Proof of Notice in response to Order No. 3, which was issued in this proceeding on May 9, 2022. Order No. 3 directs CSWR Texas to submit this Proof of Notice by June 6, 2022; accordingly, this pleading is timely filed.

Attached to this pleading as Exhibit A is an Affidavit of Notice to Current Customers, Neighboring Utilities and Affected Parties and a copy of the notice provided to all entities and persons, including the maps that were attached to the notice. Also attached is Highly Sensitive Exhibit B, which is a list of all recipients to whom notice was provided, including those entities Staff specifically requested CSWR Texas notify. Highly Sensitive Exhibit B contains Highly Sensitive Protected Materials as defined in the Protective Order, including customer-specific information. The notice and proof of notice are provided in the form and manner described by Ms. Garcia's memorandum attached to Commission Staff's recommendation issued on May 6, 2022. Notice was completed on June 23, 2022. Respectfully submitted,

L. Russell Mitten **General Counsel** Central States Water Resources, Inc. 1630 Des Peres Rd., Suite 140 St. Louis, MO 63131 (314) 380-8595 (314) 763-4743 (Fax)

Way Kg Hal

Evan D. Johnson State Bar No. 24065498 Wendy K. L. Harvel State Bar No. 00796719 Coffin Renner LLP 1011 W. 31st Street Austin, Texas 78705 (512) 879-0900 (512) 879-0912 (fax) evan.johnson@crtxlaw.com wendy.harvel@crtxlaw.com

ATTORNEY FOR CSWR-TEXAS UTILITY OPERATING COMPANY, LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of June 2022, notice of the filing of this document was provided to all parties of record via electronic mail in accordance with the Order Suspending Rules, issued in Project No. 50664.

Wendy K. Harvel

PUBLIC UTILITY COMMISSION OF TEXAS



AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS, NEIGHBORING UTILITIES, AND AFFECTED PARTIES **DOCKET NO. 53430**

STATE OF MISSOURI COUNTY OF ST. LOUIS

| CSWR-Texas Utility Operating Company, LLC | has provided individual notice to | |
|---|-----------------------------------|--|
| the following entities and customers: | | |
| | DATE OF NOTICE | |
| Neighboring Utilities | 5/23/22 | |
| Affected Parties | 5/23/22 | |
| Current Customers | 5/23/22 | |
| | | |

OATH

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

Applicant's Authorized Representative

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

Lo-M Subscribed and sworn to before me this day of Une .202.2 to certify which witness my hand and seal of office.

MARKEMUT

monand Print or Type Name of Notary Public

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

Commission Expires

Notice Form Updated: March 31, 2022



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Notice to Current Customers, Neighboring Systems, and Cities CSWR-TEXAS UTILITY OPERATING COMPANY, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 13290, NOTICE OF INTENT TO PURCHASE WATER FACILITIES AND TO TRANSFER WATER SERVICE AREA UNDER CCN NO. 11674 FROM WATER WORKS I & II IN LLANO COUNTY, TEXAS

| To: (Name of Customer, Neighboring System, or City | Date Notice Mailed: <u>5/20/2022</u> |
|--|---|
| (Address) | |
| (City Se Z | |
| <u>CSWR-Texas Utility Operating Company, LLC</u> (Purchaser's Name) | 1650 Des Peres Rd, Suite 303 (Address) |
| St. Louis, MO (City), (State) | 63131 (Zip Code) |

has submitted an application with the Public Utility Commission of Texas (Commission) to purchase all of the water facilities and to transfer water certificated service area under CCN No. <u>11674</u>, in Llano County, TX from:

| Water Works I & II | P.O. Box 61311 | San Angelo, TX | 76906 |
|--------------------|----------------|-----------------|------------|
| (Seller's Name) | (Address) | (City), (State) | (Zip Code) |

<u>The requested area overlaps the district boundaries of the Lower Colorado River Authority</u>. If this district does not request a public hearing, the Commission shall determine that the district is consenting to CSWR-Texas Utility Operating Company, LLC's request to provide retail water/sewer utility service in the requested area.

The sale is scheduled to take place if approved by the Commission (Texas Water Code § 13.301). The transaction and the transfer of the CCN includes the following subdivisions: <u>Floyd Acres and Island Lodges.</u>

Requested Area 1 (Water Works I) - Floyd Acres Subdivision

The requested area 1 includes <u>28</u> customer connections, is located approximately <u>12.7</u> mile(s) <u>east</u> of downtown <u>Llano</u>, Texas, and is generally bounded on the north by <u>Lake Buchanan</u>; on the east by <u>Lake Buchanan</u>; on the south by <u>State Highway 261</u>; and on the west by <u>State Highway 261</u>. The requested area 1 includes approximately <u>28</u> acres of transferred area from Water Works I & II (CCN No. 11674) to CSWR-Texas (CCN No. 13290).

Requested Area 2 (Water Works II) - Island Lodges Subdivision

The requested area 2 includes <u>56</u> customer connections, is located approximately <u>11.8</u> mile(s) <u>west</u> of downtown <u>Burnet</u>, Texas, and is generally bounded on the north by <u>Lake Buchanan</u>; on the east by <u>Lake</u> <u>Buchanan</u>; on the south by <u>State Highway 29</u>; and on the west by <u>Lake Buchanan</u>. The

requested area 2 includes approximately <u>109</u> acres of transferred area from Water Works I & II (CCN No. 11674) to CSWR-Texas (CCN No. 13290).

The total requested area includes 84 customer connections and approximately <u>137</u> acres of transferred area from Water Works I & II (CCN No. 11674) to CSWR-Texas (CCN No. 13290).

The application proposes the subtraction of approximately <u>137</u> acres from CCN No. 11674 and the addition of approximately <u>137</u> acres to CCN No. 13290.

See enclosed map showing the requested area.

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

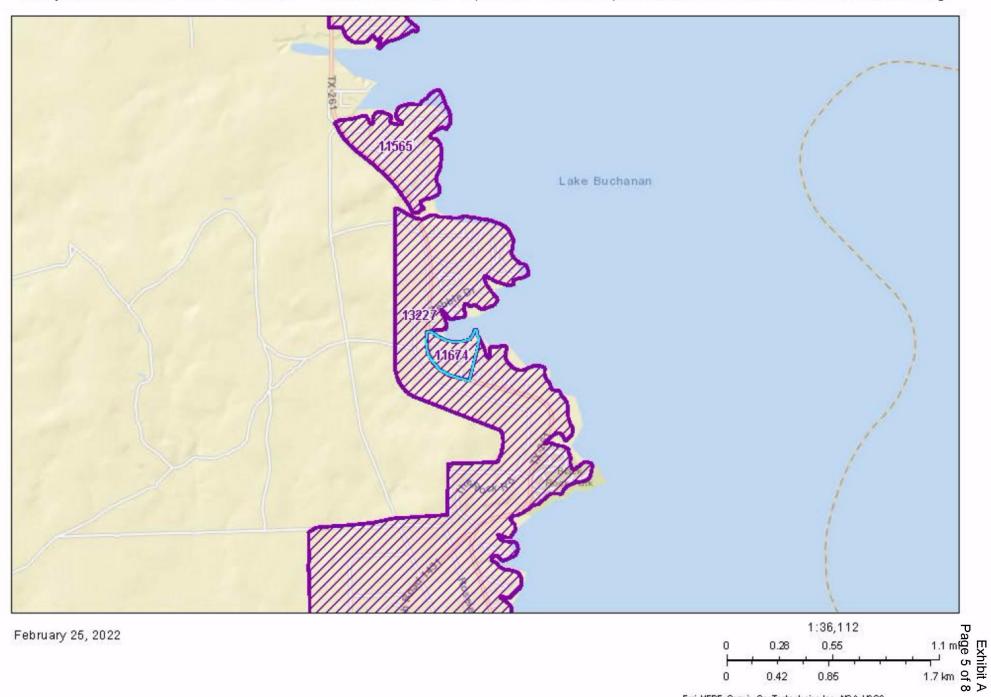
Persons who wish to intervene in the proceeding or comment upon action sought should contact the Public Utility Commission, P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. The deadline for intervention in the proceeding is (30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer). You must send a letter requesting intervention to the commission which is received by that date. The letter must include the person's name, address, email address and fax number if applicable.

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

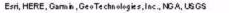
Si desea información en español, puede llamar al 1-888-782-8477.

Aaron Sias Utility Representative

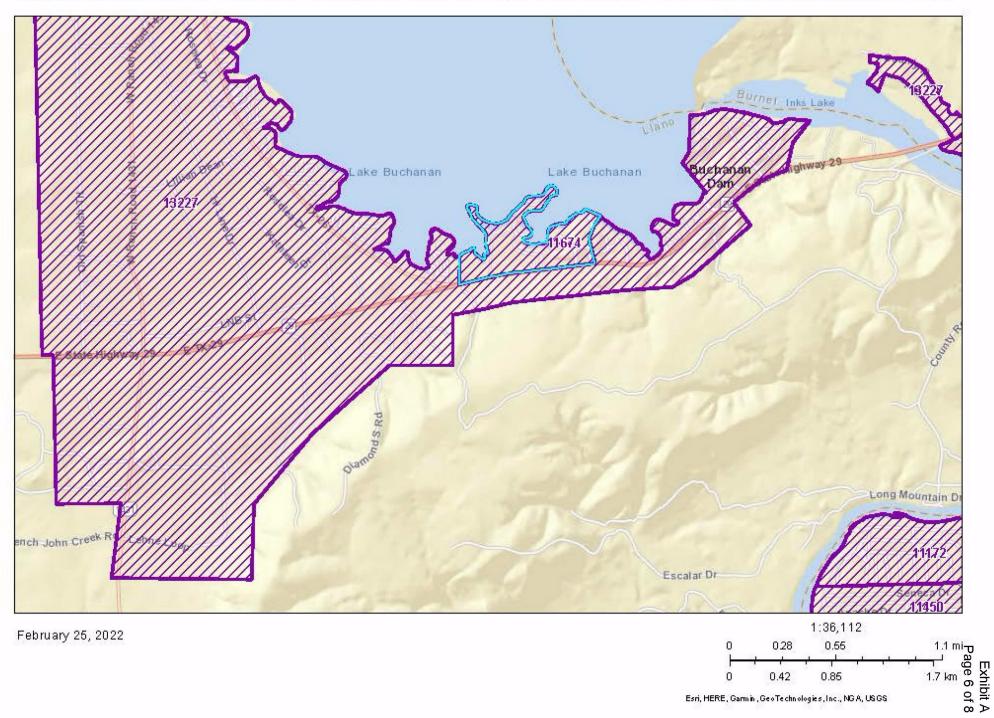
CSWR-Texas Utility Name



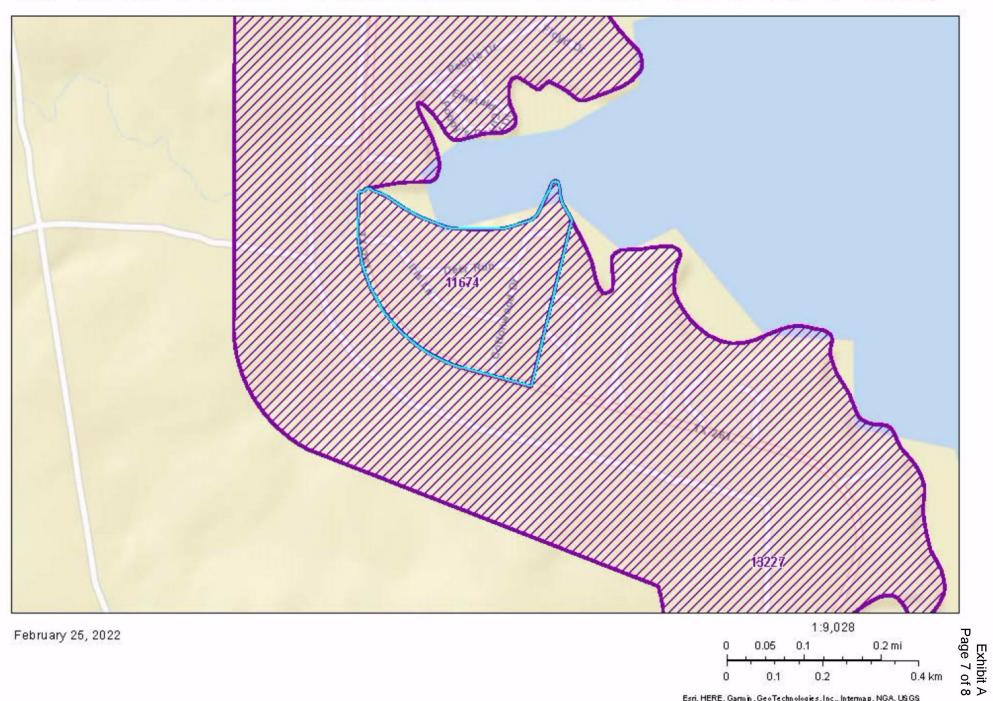
Requested Area 1 to Transfer - CCN No. 11674 (Water Works I) to CCN No. 13290 in Llano County



Requested Area 2 to Transfer - CCN No. 11674 (Water Works II) to CCN No. 13290 in Llano County

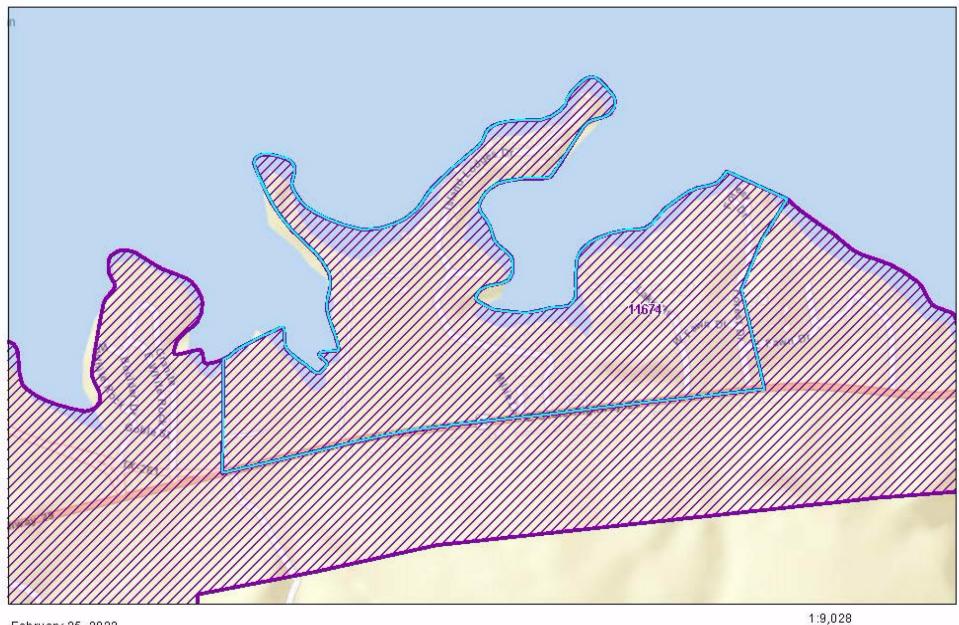


Esri, HERE, Garmin , GeoTechnologies , Inc., NGA, USGS

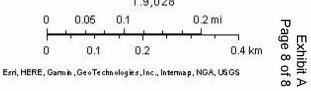


Requested Area 1 to Transfer - CCN No. 11674 (Water Works I) to CCN No. 13290 in Llano County

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Requested Area 2 to Transfer - CCN No. 11674 (Water Works II) to CCN No. 13290 in Llano County



February 25, 2022

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