



## Filing Receipt

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**Control Number - 53445**  
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**DOCKET NO. 53445**

**APPLICATION OF UNDINE TEXAS,  
LLC TO AMEND ITS CERTIFICATE  
OF CONVENIENCE AND NECESSITY  
IN FORT BEND COUNTY**

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**PUBLIC UTILITY COMMISSION  
  
OF TEXAS**

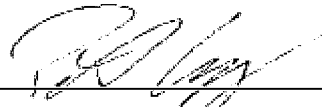
**UNDINE RESPONSE TO ORDER NO. 2**

COMES NOW, Applicant, Undine Texas, LLC ("Undine") and files this Response to Order No. 2. Order No. 2 establishes a deadline of June 2, 2022 to provide the information contained herein. Accordingly, this response is timely filed.

Attached hereto as Exhibit A are the materials comprising the proof of notices as required pursuant to Order No. 2.

Respectfully submitted,

**Gregg Law PC**



Peter T. Gregg  
State Bar No. 00784174  
910 West Ave., No. 3  
Austin, Texas 78701  
Phone: 512-522-0702  
Fax: 512-727-6070  
pgregg@gregglawpc.com

Attorneys for Petitioners

**DOCKET NO. 53445**

**CERTIFICATE OF SERVICE**

I certify by my signature above that unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record on June 3, 2022 in accordance with the Order Suspending Rules filed in Project No. 50664.

**EXHIBIT A**

# PUBLIC UTILITY COMMISSION OF TEXAS



AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS, LANDOWNERS, NEIGHBORING  
UTILITIES, AND AFFECTED PARTIES  
DOCKET NO. 53445

STATE OF TEXAS  
COUNTY OF Harris

Undine Texas, LLC has provided individual  
notice to the following entities, landowners and customers:

All current customers, landowners,  
neighboring utilities, and affected  
parties.

DATE OF NOTICE  
May 03, 2022

OATH

I, Carey A. Thomas, being duly sworn, file this form as  
Senior Vice President (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.

Carey A. Thomas  
Applicant's Authorized Representative

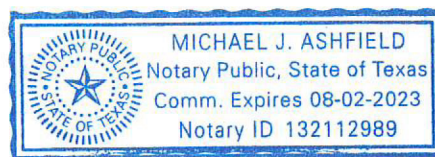
If the applicant to this form is any person other than the sole owner, partner, officer of the applicant,  
or its attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 3rd day of May, 2022,  
to certify which witness my hand and seal of office.

Michael J. Ashfield  
Notary Public in and for the State of Texas

Michael J. Ashfield  
Print or Type Name of Notary Public

Commission Expires 8-02-2023



City of Needville  
9022 Main Street, PO Box 527  
Needville TX 77461

Village of Pleak  
6621 FM 2218 South  
Richmond TX 77469

Aqua Texas, Inc.  
1106 Clayton Ln Ste 400W  
Austin TX 78723

Brazos River Authority  
PO Box 7555  
Waco TX 76714

Fort Bend County Drainage District  
PO Box 1028  
Rosenberg TX 77471

Fort Bend Subsidence District  
PO Box 427  
Richmond TX 77406

Fort Bend County Judge KP George  
301 Jackson St  
Richmond TX 77469

SP Utility Company, Inc.  
PO Box 690521  
Houston TX 77269

There are no landowners with at least 25 acres either wholly or partly within the requested area.

***Notice to Neighboring Systems, Landowners, Customers, and Cities***  
NOTICE OF APPLICATION OF UNDINE TEXAS, LLC AMEND ITS CERTIFICATE(S) OF  
CONVENIENCE AND NECESSITY TO PROVIDE WATER UTILITY SERVICE IN FORT  
BEND COUNTY, TEXAS

To: **Neighboring System, Landowner, Customer or City**

Date Notice Mailed: May 3, 2022

Undine Texas, LLC has filed an application with the Public Utility Commission of Texas to amend its water Certificate of Convenience and Necessity (CCN) No. 13260 for the provision of retail water utility service in Fort Bend County, Texas.

The requested area overlaps the district boundaries of Brazos River Authority and Fort Bend County Drainage District. If these districts do not request a public hearing, the Commission shall determine that the district is consenting to the Undine Texas, LLC's request to provide retail water utility service in the requested area.

The requested area includes 0 customer connections, is located approximately 2.25-mile(s) north of downtown Needville, Texas, and is generally bounded on the north by Williams School Road; on the east by Foster School Road; on the south by Highway 36; and on the west by Baker Road.

The requested area includes approximately 96 acres, comprised of uncertificated area.

The application proposes the addition of approximately 96 acres to CCN No. 13260.

**See enclosed map showing the requested area.**

*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.

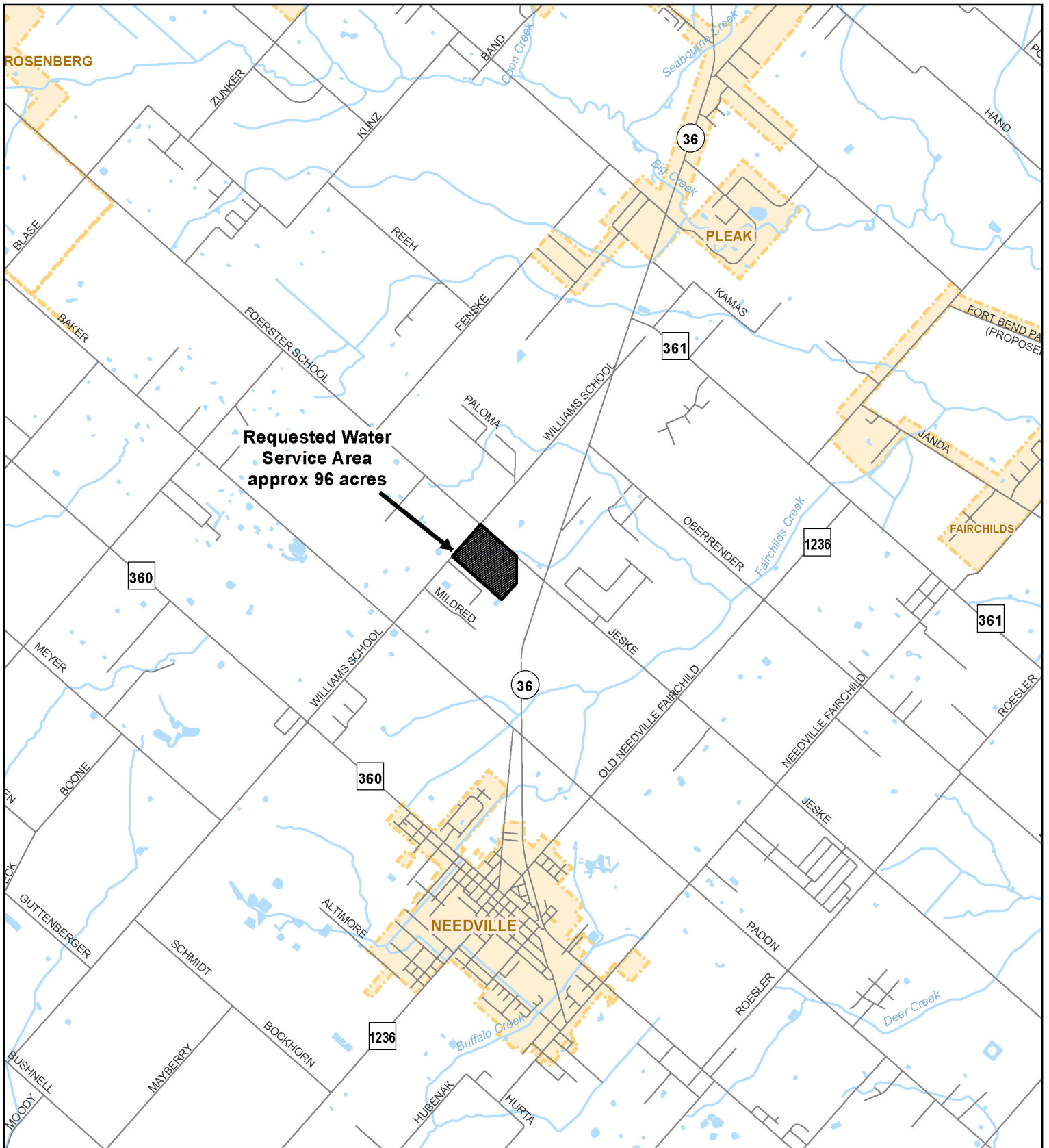
A landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the requested area, may file a written request with the Commission to be excluded from the requested area ("opt out") within (30) days from the date that notice was provided by the Utility. All opt out requests must include a large-scale map, a metes and bounds description of the landowner's tract of land, landowner's name, address, email address and fax number, if applicable.

Persons who wish to request this option should file the required documents with the:  
Public Utility Commission of Texas

Central Records  
1701 N. Congress, P. O. Box 13326  
Austin, TX 78711-3326

In addition, the landowner must also send a copy of the opt out request to the Utility. Staff may request additional information regarding your request.

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



### Detail Map

Undine Texas, LLC  
Application to Amend Water CCN No. 13260  
in Fort Bend County



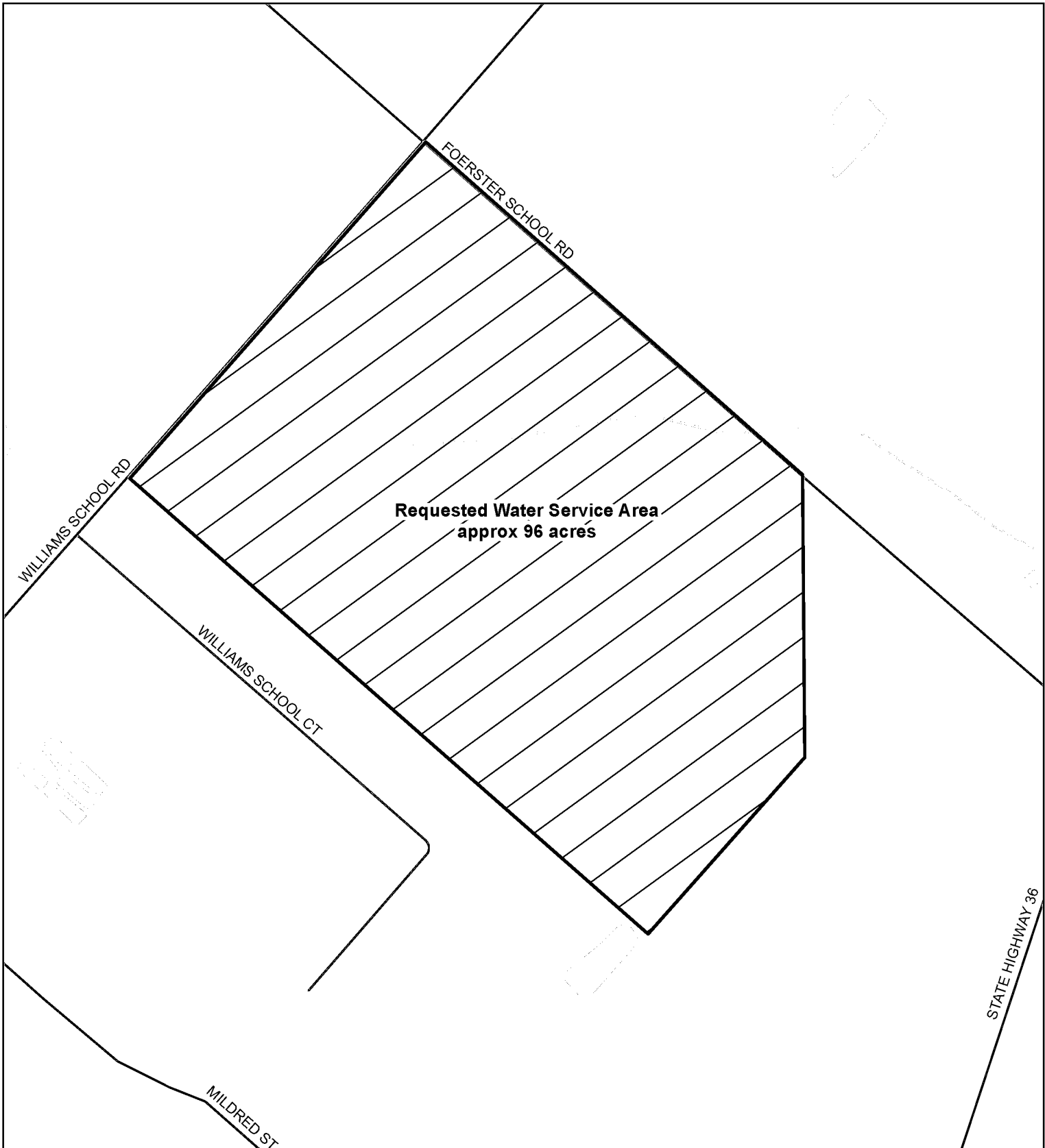
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Requested Water Service Area - approx 96 acres

Map by: S. Burt, ASBGI  
Date: Oct. 5, 2021  
Base: TxDOT Roadways  
Project: Tejas Landing General Location.mxd





**Detail Map**

Undine Texas, LLC  
Application to Amend Water CCN No. 13260  
in Fort Bend County

 Requested Water Service Area - approx 96 acres

Map by: S. Burt, ASBGI  
Date: Oct. 5, 2021  
Base: FBCAD Roads  
Project: Tejas Landing Detail.mxd

05/05  
05/12

# PUBLISHER'S AFFIDAVIT

Undine  
53445

THE STATE OF TEXAS §  
COUNTY OF FORT BEND §

Before me, the undersigned authority, on this day personally appeared Lee Hartman who being by me duly sworn, deposes and says that he is the Publisher of *Fort Bend Herald* and that said newspaper meets the requirements of Section 2051.044 of the Texas Government Code, to wit:

1. it devotes not less than twenty-five percent (25%) of its total column lineage to general interest items;
2. it is published at least once each week;
3. it is entered as second-class postal matter in the county where it is published; and
4. it has been published regularly and continuously since 1959.
5. it is generally circulated within Fort Bend County.

(CLIPPING) (S)

Publisher further deposes and says that the attached notice was published in said newspaper on the following date(s) to wit:

05/05 & 12

\_\_\_\_\_, A.D. 2022



Lee Hartman  
Publisher

SUBSCRIBED AND SWORN BEFORE ME by Lee Hartman, who

X a) is personally known to me, or

\_\_\_\_\_ b) provided the following evidence to establish his/her identity, \_\_\_\_\_

on this the 17th day of May, A.D. 2022  
to certify which witness my hand and seal of office.

Brianne Murrile  
Notary Public, State of Texas

