



Filing Receipt

Received - 2022-08-25 12:58:26 PM
Control Number - 53476
ItemNumber - 15

DOCKET NO. 53476

APPLICATION OF UNDINE TEXAS	§	PUBLIC UTILITY COMMISSION
LLC TO AMEND ITS CERTIFICATE	§	
OF CONVENIENCE AND NECESSITY	§	OF TEXAS
IN JACKSON COUNTY	§	

UNDINE TEXAS, LLC RESPONSE TO ORDER NO. 3

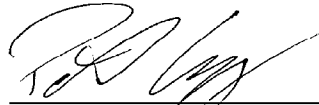
COMES NOW, Applicant, Undine Texas, LLC ("Undine") and files this Response to Order No. 3. Order No. 6 establishes a deadline of August 25, 2022 to provide the information contained herein. Accordingly, this response is timely filed.

Attached as Exhibit A is the notice to affected parties, an affidavit of delivery and notice, and the maps associated with Undine's application.

Attached as Exhibit B (submitted confidentially) is the list of recipients.

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 Undine Development, LLC.

CERTIFICATE OF SERVICE

I certify pursuant to the above signature that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on August 24, 2022, in accordance with the Order Suspending Rules, issued 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. 53476

STATE OF TEXAS
COUNTY OF Harris

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

Current customers, landowners,
neighboring utilities, and affected
parties

DATE OF NOTICE
July 14, 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 forth therein are true and correct.

Carey A. Thomas
Applicant's Authorized Representative

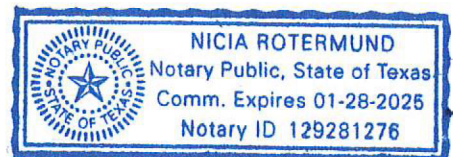
If the applicant to this form is any person other than the sole owner, partner, officer of the applicant, or its attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 24th day of August, 2022
to certify which witness my hand and seal of office.

Nicia Rotermund
Notary Public in and for the State of Texas

Nicia Rotermund
Print or Type Name of Notary Public

Commission Expires January 28, 2025



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

To: Neighboring System, Landowner, Customer or City

Date Notice Mailed: July 14, 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 Jackson County, Texas.

The requested area overlaps the district boundaries of

- *Jackson County Countywide Drainage District*
- *Jackson County Navigation District*
- *Lavaca-Navidad River Authority*

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 2 customer connections, is located approximately 10.1 mile(s) northeast of downtown Point Comfort, Texas, and is generally bounded on the north by Louis Sites Road; on the east by Community Center Road; on the south by Carancahu Bay; and on the west by Carancahu Bay.

The requested area includes approximately 149 acres of uncertificated area.

The application proposes the addition of approximately 149 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

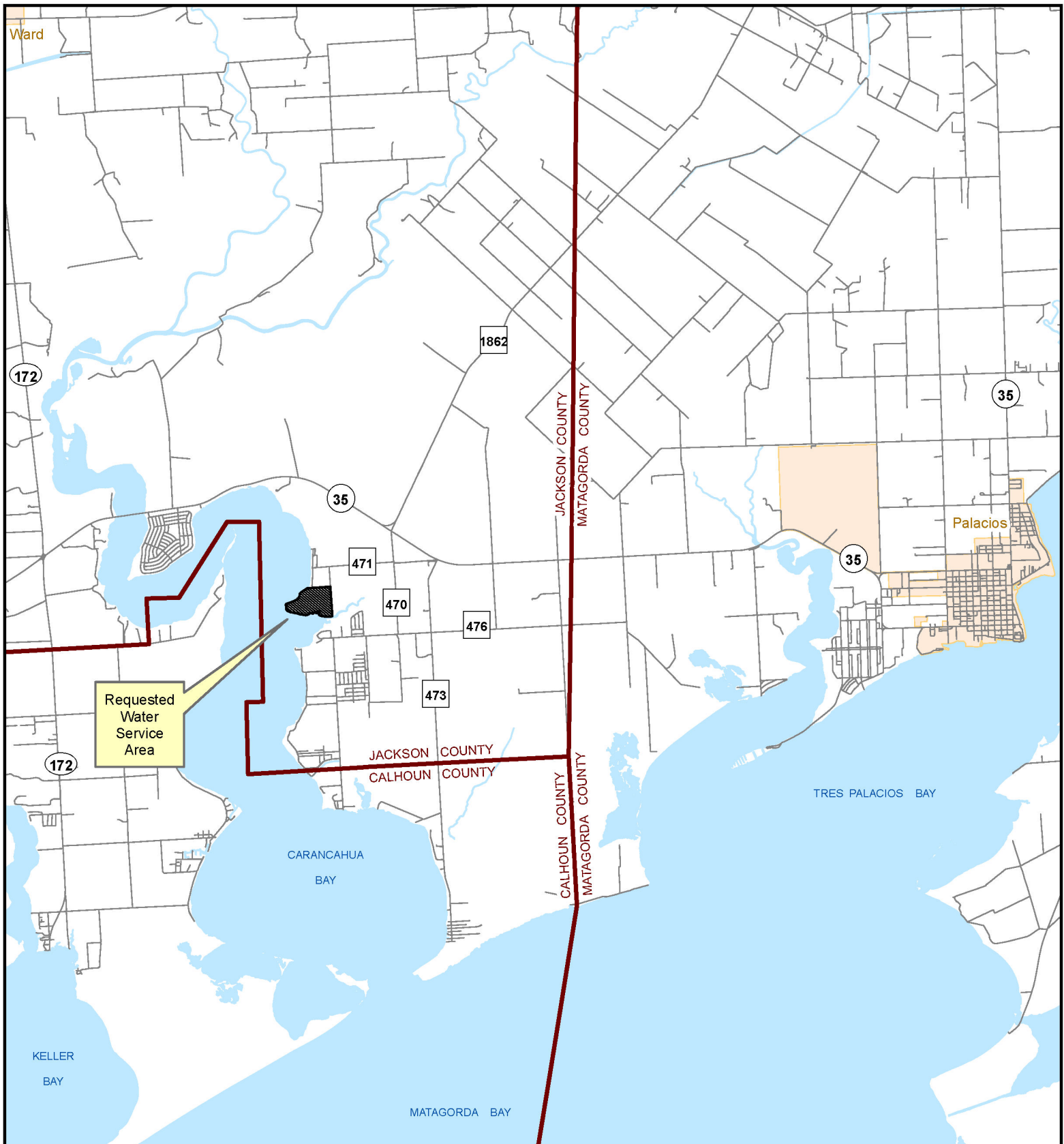
Central Records

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.



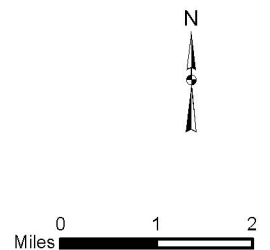
General Location Map - REVISED

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



Requested Water Service Area - approx 149 acres

Map by: S. Burt, ASBGI
Date: May 5, 2022
Base map: StratMap Transportation
Project: Cape Shores General Location Map.mxd



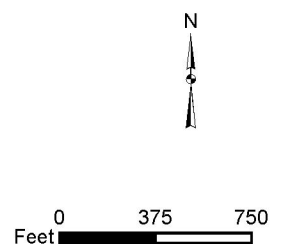


Detail Map - REVISED

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



Map by: S. Burt, ASBGI
Date: May 5, 2022
Base map: ESRI World Imagery
Project: Detail Map.mxd



Notice for Publication

NOTICE OF APPLICATION OF UNDINE TEXAS, LLC TO AMEND ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY TO PROVIDE WATER UTILITY SERVICE IN
JACKSON COUNTY, TEXAS

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 Jackson County, Texas.

The requested area overlaps the district boundaries of

- *Jackson County Countywide Drainage District*
- *Jackson County Navigation District*
- *Lavaca-Navidad River Authority*

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 2 customer connections, is located approximately 10.1 mile(s) northeast of downtown Point Comfort, Texas, and is generally bounded on the north by Louis Sites Road; on the east by Community Center Road; on the south by Carancahu Bay; and on the west by Carancahu Bay.

The requested area includes approximately 149 acres of uncertificated area.

The application proposes the addition of approximately 149 acres to CCN No. 13260.

A copy of the map showing the requested area is available at: 17681 Telge Rd., Cypress, TX 77429

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 a 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.

PUBLISHER'S AFFIDAVIT

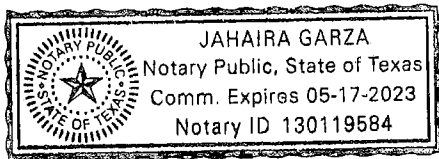
STATE OF TEXAS
COUNTY OF JACKSON

Personally appeared before the undersigned, a notary public within and for said County and State, Millie Diaz, Editor, of THE JACKSON COUNTY HERALD-TRIBUNE, a newspaper having general circulation in Jackson County, Texas, who, being duly sworn, states on oath that the foregoing attached notice was published in said newspaper on the following date(s) to wit:

Notice for Publication
on 7/27/22

Millie Diaz
Millie Diaz, Editor

Subscribed and sworn to me before this 23rd day of August, 2022
to certify which witness my hand and seal of office.



Jahaira Garza

Football • Volleyball • Cross-country • Band • Cheerleading • Silver Spurs

EXHIBIT B
(SUBMITTED CONFIDENTIALLY)