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ELEANOR D'AMBROSIO
DIRECT DIAL: 512-575-6059
edambrosio@spencerfane.com

June 15, 2023

VIA E-FILING

Public Utility Commission of Texas
1702 N. Congress Avenue, Room 8-100
P.O. Box 13326
Austin, TX 78701

Re: Docket No. 54546; Application of Texas Water Utilities, L.P. and Woodland Oaks Utility LP for Sale, Transfer, or Merger of Facilities and Certificate Rights and For a Name Change to Certificates of Convenience and Necessity in Montgomery County

Dear Judge Ta:

The memorandum of Jolie Mathis supporting Commission Staff's Recommendation on Administrative Completeness and Proposed Notice and Proposed Procedural Schedule (Recommendation), filed on March 10, 2023, recommended that notice of the application be provided to: (1) cities, districts, and neighboring retail utilities; (2) the county judge; and (3) each groundwater conservation district in the requested area; and (4) affected customers or other affected parties. Order No. 5, issued on March 13, 2023, directed the applicants to "to provide notice of the application in the manner described in Commission Staff's March 10, 2023 recommendation." On March 31, 2023, Texas Water Utilities, L.P. (TWU) filed the affidavit of Brian D. Bahr, Director of Rates and Regulatory Affairs for TWU, affirming that notice was provided on March 21, 2023 to the entities listed in Commission Staff's Recommendation, consistent with Order No. 5. TWU supplemented this filing with a confidential list of customers who were provided notice. In Order No. 6 issued on April 17, 2023, this notice was found sufficient.

Pursuant to orders issued in other pending TWU sale, transfer, or merger dockets,¹ TWU is providing supplemental proof of notice in the form an affidavit confirming that there are no tracts of land of at least 25 acres that are wholly or partially included in the area to be transferred to TWU. The requested supplemental proof of notice is provided herewith. TWU will include this supplemental proof of notice in the motion to admit evidence that is due to be filed in this proceeding on June 16, 2023.

Very truly yours,


Eleanor D'Ambrosio
Attorney for Texas Water Utilities, L.P.

¹ See, e.g., *Application of Texas Water Utilities, L.P. and 4-D Water Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Comal County*, Docket No. 54790, Order No. 4 Requiring Clarification on Notice and Supplemental Recommendation (Jun. 1, 2023).

DOCKET NO. 54546

APPLICATION OF TEXAS WATER UTILITIES, LP AND WOODLAND OAKS UTILITY LP FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS AND FOR A NAME CHANGE TO CERTIFICATES OF CONVENIENCE AND NECESSITY IN MONTGOMERY COUNTY

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PUBLIC UTILITY COMMISSION OF TEXAS

AFFIDAVIT

STATE OF TEXAS)
COUNTY OF TRAVIS)

BEFORE ME, the undersigned authority, on this day personally appeared Brian Bahr, who being by me first duly sworn, on oath deposed and said the following:

- 1. My name is Brian Bahr. I am at least 18 years of age, of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated. I am currently employed by SouthWest Water Company (SouthWest) as the Director of Rates and Regulatory.
2. Texas Water Utilities, L.P. is a wholly owned subsidiary of Southwest.
3. I have reviewed the map of the requested area, and I affirm that there are no tracts of land of 25 acres or more partially or wholly located in the requested area.
4. I affirm that the information submitted in this affidavit is true and accurate.

[Handwritten signature]

AFFIANT

SUBSCRIBED AND SWORN TO before me this 9 day of June, 2023.

Matthew A. Vencill
Notary Public in and for the State of Texas

My Commission Expires: 12/21/26

