



## **Filing Receipt**

**Filing Date - 2023-09-18 02:41:49 PM**

**Control Number - 55256**

**Item Number - 9**

**DOCKET NO. 55256**

**PETITION OF CITY OF TAYLOR  
AND MANVILLE WATER SUPPLY  
CORPORATION FOR APPROVAL  
OF A SERVICE CONTRACT UNDER  
TEXAS WATER CODE § 13.248 AND  
TO AMEND CERTIFICATES OF  
CONVENIENCE AND NECESSITY  
IN WILLIAMSON COUNTY**

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**BEFORE THE  
PUBLIC UTILITY COMMISSION  
OF TEXAS**

**CITY OF TAYLOR AND MANVILLE WATER SUPPLY CORPORATION'S  
SUPPLEMENT TO PETITION**

COME NOW, the City of Taylor (Taylor) and Manville Water Supply Corporation (Manville) (collectively, Petitioners), by and through the undersigned attorneys of record, and hereby file this Supplement to Petition (Supplement). In support thereof, the Petitioners would respectfully show as follows:

**I. BACKGROUND**

On July 18, 2023, the Petitioners filed a Petition for Approval of A Service Area Contract Under Texas Water Code § 13.248 and to Amend Water Certificates of Convenience and Necessity in Williamson County, Texas (the Petition) with the Public Utility Commission of Texas (the Commission). The Administrative Law Judge issued Order No. 1 Requiring Comments on Administrative Completeness, and Proposed Notice and Addressing other Procedural Matters on July 19, 2023. On August 18, 2023, Commission Staff recommended that the Petition be deemed administratively incomplete, and that Petitioners be ordered to cure the deficiencies identified in Commission Staff Infrastructure Analyst Chase Lipscomb's memorandum. The ALJ then issued Order No. 2, finding the Petition administratively incomplete, and ordering the Petitioners to cure the deficiencies, as described in that memorandum, by September 18, 2023. Therefore, this Supplement is timely filed.

**II. SUPPLEMENTAL MATERIALS**

As requested by the above-referenced memorandum of Mr. Lipscomb, Petitioners hereby submit the revised (i) general location map, (ii) detailed location map, and (iii) digital mapping shape files, filed on the Interchange under this Docket, per the Commission's e-filing procedures. The general location and detailed maps are attached hereto as **Exhibit A**. Such new maps shall

replace the initial maps included in the Application filed on July 18, 2023, in this Docket. To assist Commission Staff with its review of this Supplement, Petitioners highlight the following changes made in these new maps:

A. Changes to General Location Map:

1. Title of the map changed from 'Manville Water Supply Corporation Transfer Area to City of Taylor CCN General Location Map' to '13.248 Petition to Amend City of Taylor (CCN No. 10319) and Manville Water Supply Corporation (CCN No. 11144) in Williamson County; General Location Map';
2. Legend label changed from 'Transfer Tract' to 'Requested Area to Transfer';
3. Background changed from imagery basemap to a streets basemap;
4. The City of Taylor city limits changed from a green outline to a solid tan polygon; and
5. Map scale, date, and 'Created by: Jackson Walker' were added.

B. Changes to the Detailed Map:

1. Title of the map changed from 'Manville Water Supply Corporation Transfer Area to City of Taylor CCN Detail Map' to '13.248 Petition to Amend City of Taylor (CCN No. 10319) and Manville Water Supply Corporation (CCN No. 11144) in Williamson County; Detailed Map';
2. Legend label changed from 'Transfer Tract' to 'Requested Area to Transfer';
3. Background changed from imagery basemap to a streets basemap; and
4. Map scale, date, and 'Created by: Jackson Walker' were added.

Additionally, to better understand and fully correct the deficiencies cited in Mr. Lipscomb's memorandum, Petitioner's mapping specialist, Chris Robertson, obtained additional guidance from Commission Staff's Dave Babicki, who provided the above-detailed revisions to Petitioners' general location and detailed maps.

Through these communications, it was suggested by Commission Staff that Petitioners be required to, in addition to curing the cited deficiencies, execute and furnish to the Commission a dual certification agreement between Manville Water Supply Corporation and Jonah Water Special Utility District (Jonah), or in the alternative, remove a portion of its requested transfer area from the transfer tract, for further processing of the Petition. The Petitioners believe that such suggestion is unnecessary and inapplicable in a CCN transfer application under Texas Water Code

§ 13.248. First, Petitioners have been unable to find any statutory or regulatory language that would require them to obtain a dual certification agreement with a third-party partially overlapping CCN holder. Second, the contract that is the subject matter of the Docket merely contemplates the City standing in the shoes of Manville as the water CCN holder to the geographic area contemplated by that contract. Simply put, Jonah's rights as a lines + 200 feet CCN holder are not disturbed by the CCN transfer contemplated by the contract and this Petition. Therefore, Petitioners believe that with these supplemental mapping materials, they have met all applicable requirements for the Petition to be deemed administratively complete.

### **III. CONCLUSION**

For these reasons, Petitioners, the City of Taylor and Manville Water Supply Corporation, respectfully request that the Commission accept the revised maps and grant its Petition and all other and further relief to which it may be entitled. Counsel for the City of Taylor has communicated with counsel for Manville Water Supply Corporation regarding this filing, and counsel for Manville Water Supply Corporation stated that Manville Water Supply Corporation supports this filing.

Respectfully submitted,

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**ATTORNEYS FOR CITY OF TAYLOR**

**CERTIFICATE OF SERVICE**

I certify 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 September 18, 2023, in accordance with the Second Order Suspending Rules, filed in Project No. 50664.

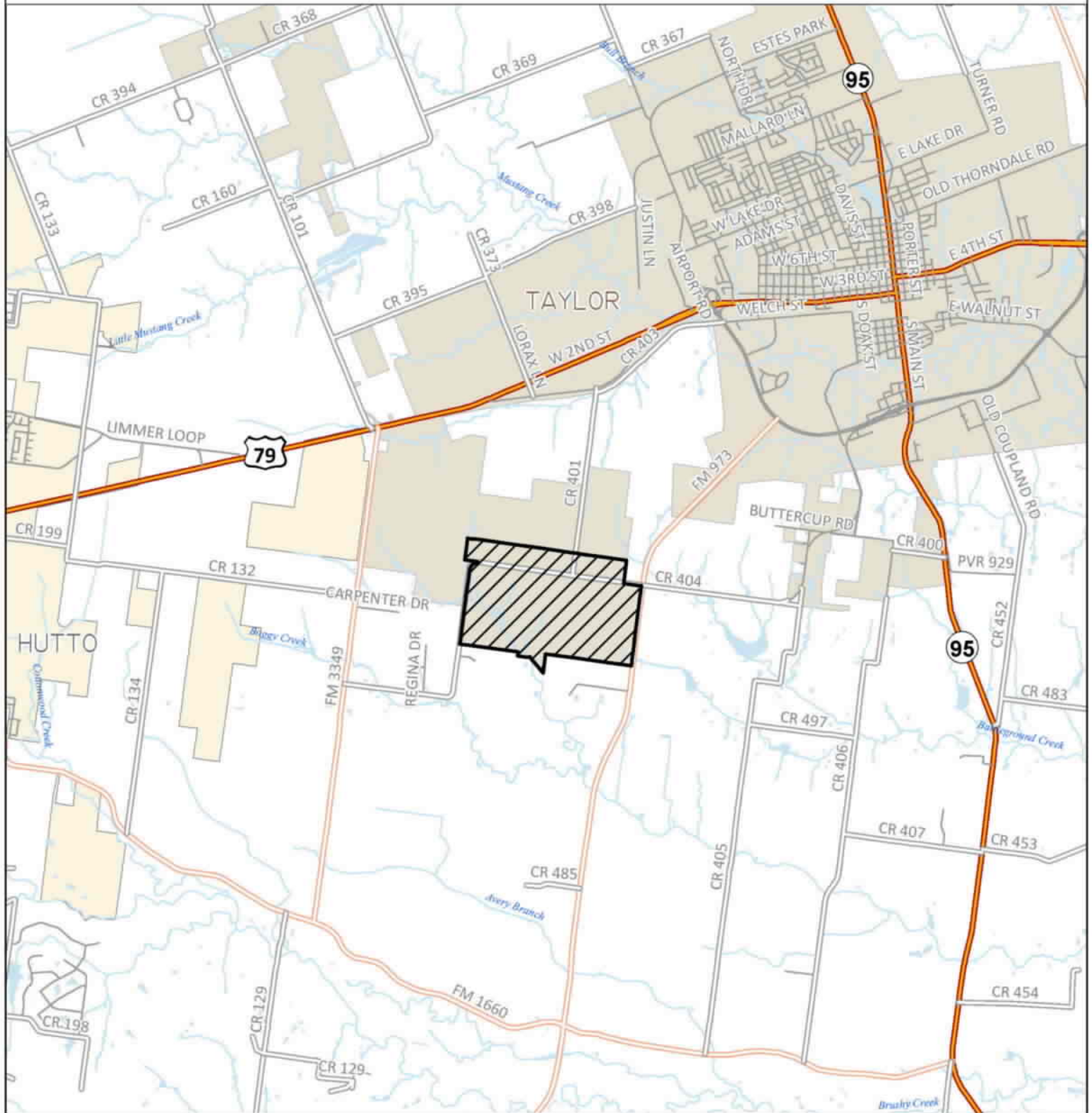
  
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David J. Klein

**Exhibit A**

Revised Maps

*A copy of the digital mapping data is available on the Interchange under this Docket, per the Commission's e-filing procedures.*

# 13.248 Petition to Amend City of Taylor (CCN No. 10319) and Manville Water Supply Corporation (CCN No. 11144) in Williamson County



## GENERAL LOCATION MAP

MAP SCALE: 1" = 6,000'

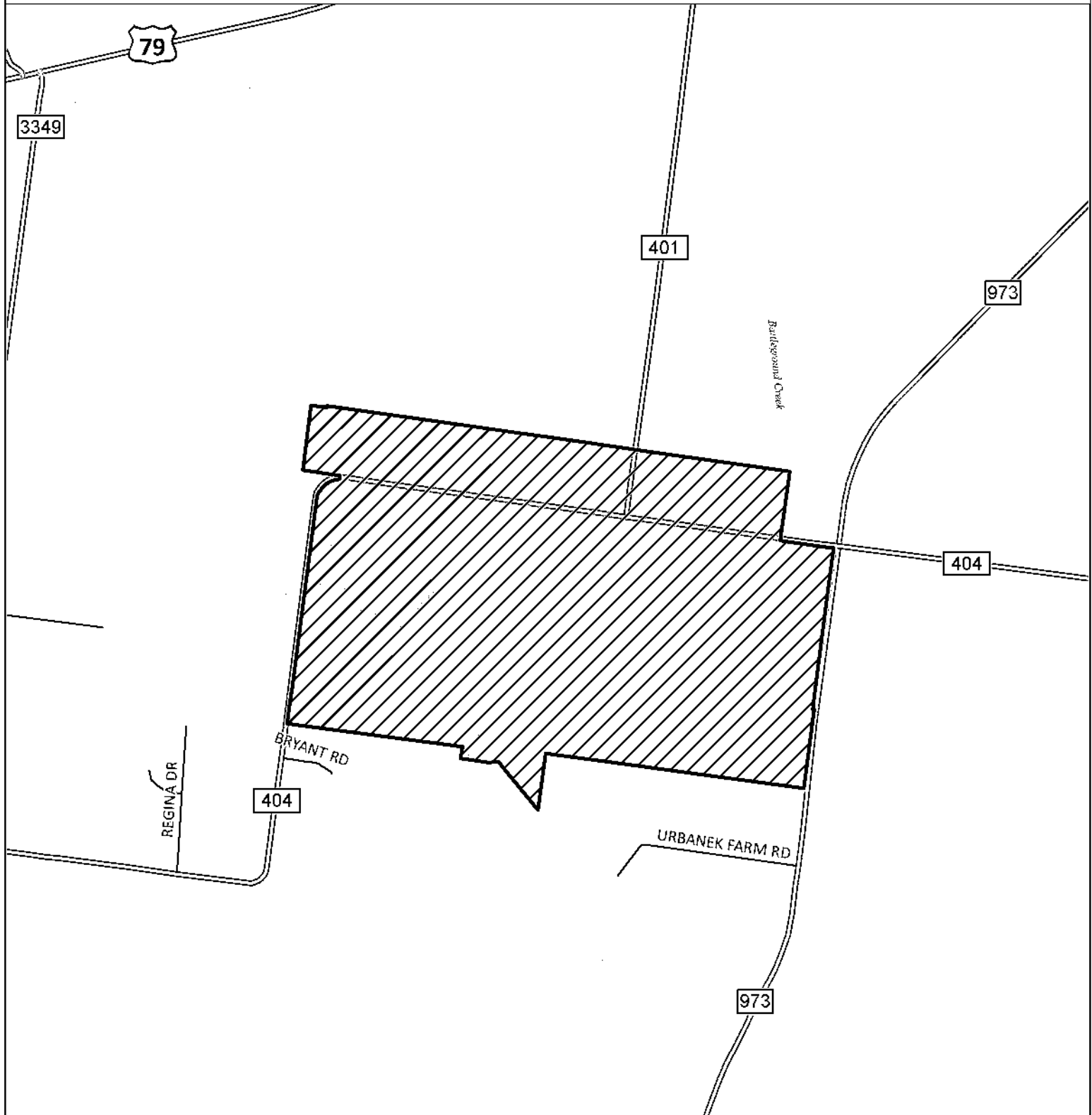
0 3,000 6,000 12,000  
Feet

### MAP LEGEND:

 Requested Area to Transfer

Created by: Jackson Walker  
Date Created: 09-07-23

**13.248 Petition to Amend City of Taylor (CCN No. 10319) and  
Manville Water Supply Corporation (CCN No. 11144) in Williamson County**



**MAP SCALE: 1" = 2,000'**

**DETAILED MAP**

**MAP LEGEND:**

0 1,000 2,000 4,000  
Feet



Requested Area to Transfer

Created by: Jackson Walker  
Date Created: 09-07-23