



## **Filing Receipt**

**Filing Date - 2024-07-18 03:53:20 PM**

**Control Number - 55304**

**Item Number - 48**



## Texas Water Utilities

2150 Town Square Place  
Suite 400  
Sugar Land, TX 77479  
Phone: 866.654.7992  
[www.swwc.com/texas](http://www.swwc.com/texas)

July 18, 2024

Public Utility Commission  
1701 N. Congress,  
Document Control, Room 8-100  
Austin, Texas 78711

Re: DOCKET NO. 55304 - APPLICATION OF TEXAS WATER UTILITIES, LP AND SWWC UTILITIES, INC. DBA HORNSBY BEND UTILITY COMPANY, INC. FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN TRAVIS COUNTY

### **Proof of Transaction Closing**

To the Commission:

Ordering Paragraph No. 2 of Order No. 13, Approving Sale and Transaction to Proceed, in the above-styled docket requires applicants to file not later than 30 days after the effective date proof that the transaction has been completed and customer deposits, if any, have been addressed.

The transaction was effected on June 26, 2024, as evidenced by the attached bill of sale. However, the transition of customer accounts, including deposits held, occurred on July 13, 2024 in order to coincide with the customer meter reading and billing cycle. The list of customer deposits transferred and accrued interest thereon is being provided under confidential seal.

Please let me know if any additional information is needed at this time regarding this filing.

Sincerely,

Brian Bahr  
Director, Rates & Regulatory Affairs  
Texas Water Utilities, L.P.  
[brian.bahr@nexuswg.com](mailto:brian.bahr@nexuswg.com)  
(512) 219-2261

**DOCKET NO. 55304**

<b>APPLICATION OF TEXAS WATER UTILITIES, L.P. AND SWWC UTILITIES, INC. DBA HORNSBY BEND UTILITY COMPANY, INC. FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN TRAVIS COUNTY</b>	<b>§ § § § § § §</b>	<b>PUBLIC UTILITY COMMISSION  OF TEXAS</b>
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**AFFIDAVIT OF BRIAN BAHR**

STATE OF TEXAS )  
COUNTY OF DENTON )

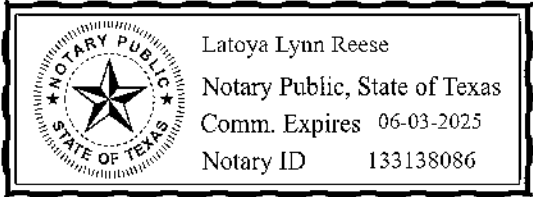
BEFORE ME, the undersigned authority, on this day personally appeared Brian Bahr who being by me first duly sworn, on oath deposed and said the following:

1. My name is Brian Bahr. I am the Director of Rates and Regulatory Affairs for both SWWC Utilities, Inc. dba Hornsby Bend Utility Company, Inc. (Hornsby Bend)—the transferor—and Texas Water Utilities, L.P. (TWU)—the transferee—in the above-named proceeding pending before the Public Utility Commission of Texas. My address of record is 1620 Grand Avenue Parkway, Suite 140, Pflugerville, Texas 78660. I am over the age of 18, have personal knowledge of the facts stated herein, and am not otherwise disqualified from making this my sworn affidavit. The information provided herein is true and correct.
2. Hornsby Bend transferred facilities and customers served under water certificate of convenience and necessity (CCN) number 11978 to TWU’s water CCN number 12983. Hornsby Bend further transferred facilities and customers from sewer CCN number 20650 to TWU’s sewer CCN number 20899.
3. By July 13, 2024, all deposits and accrued interest for customers affected by the transfer were transferred from Hornsby to TWU.

*BRIAN BAHR*

BRIAN BAHR

SUBSCRIBED AND SWORN TO before me this 17 day of July, 2024.



Notarized Online with NotaryLive.com

*Latoya Lynn Reese*

Notary Public, State of Texas

**BILL OF SALE AND ASSIGNMENT**

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, adequacy, and sufficiency of which are hereby acknowledged, **SWWC Utilities, Inc. dba Hornsby Bend Utility Company, Inc.**, a Delaware corporation ("Seller"), hereby sells, grants, conveys, assigns, transfers and sets over to **Texas Water Utilities, L.P.**, a Texas limited partnership ("Buyer"), its successors and assigns, all right, title and interest in and to the following "Assets":

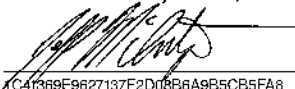
Effective as of June 26, 2024, all of the assets in the Seller's water and wastewater systems, see attached Exhibit A. The assets are within the Certificates of Convenience and Necessity Numbers 11978 (water) and 20650 (wastewater).

TO HAVE AND TO HOLD the Assets, together with all rights and appurtenances thereto in any way belonging, unto Buyer, its successors and assigns, forever, and Seller does hereby bind itself and its successors to WARRANT and FOREVER DEFEND title to the Assets unto Buyer, its successors and assigns, against the lawful claims of any and all persons lawfully claiming or to claim the same or any part hereof.

Seller warrants that there are no liens, encumbrances or security agreements affecting the Assets.

IN WITNESS WHEREOF, Seller has executed this Bill of Sale and Assignment as of this 26th day of June, 2024.

**SWWC UTILITIES, INC. DBA HORNSBY BEND  
UTILITY COMPANY, INC.,**

By:   
\_\_\_\_\_  
/C41369F9627137F2D08B6A9B5CB5FA8 contractworks.  
Name: Jeffrey L. McIntyre\_  
Title: President

**TEXAS WATER UTILITIES, L.P.,  
BY: TEXAS WATER SERVICES GROUP, LLC,  
ITS GENERAL PARTNER**

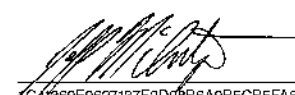
By:   
\_\_\_\_\_  
/C41369F9627137F2D08B6A9B5CB5FA8 contractworks.  
Name: Jeffrey L. McIntyre\_  
Title: President

Exhibit A

**System Names and Connections**

<b>County</b>	<b>System</b>	<b>PWS / WQ</b>	<b>Connections</b>	<b>Subdivisions Served</b>
Travis	Austin Colony	PWS 2270255	3,340	Austin's Colony, Forest Bluff, Tecolote Farms, Birch Addition, Bountiful Harvest, Mission of Santa Barbara, Twin Creek Meadows, Plain View Estates, Betty Francis Addition, Rod Stewart Addition, Francis Subdivision, Decker Creek Estates, Hornsby Bend, The Tommy Reaux Subdivision, Trinity Hill, Chaparral Crossing, Gilbert Lane
	Austin Colony WWT P	WQ 13138-001	3,810	

**System Assets**

All assets of the water and wastewater systems are to be transferred, including but not limited to land and land rights, buildings, fencing, communication and power generation equipment, service driveways, wells, pumping and water treatment equipment, pressure tanks, ground storage tanks, standpipes, distribution system piping and appurtenances, hydrants, service lines, meters, receiving wells, treatment and disposal equipment, and pumping equipment.