Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 12, 2014

Bridget Bohac, Chief Clerk
Office of the Chief Clerk
Texas Commission on Environmental Quality
P.O. Box 13087, MC-105
Austin, Texas 78711-3087

Re: **TCEQ Docket No. 2013-1161-UCR**. Consideration of a request for a Commission Order approving a contract designating service areas between Millersview-Doole WSC and the City of San Angelo pursuant to Texas Water Code Section 13.248.

Dear Ms. Bohac:

Attached for filing with the Texas Commission on Environmental Quality ("Commission") are the following items as backup material for the June 4, 2014 agenda regarding the request described above:

1. Letter to parties regarding the agenda date, time, and location.
2. Proposed Order, with map of the area attached to it as Exhibit 1;
3. Interoffice Memorandum containing an Executive Summary;
4. Application filed on April 15, 2013 for a Commission order approving a Texas Water Code Section 13.248 contract;
5. Texas Water Code Section 13.248 contract;
6. Interoffice Memorandum containing an analysis of the City of San Angelo's financial, managerial, and technical capability;
7. Map (same as proposed Order Exhibit 1) of the area covered by the Agreement;
8. Map consents from the parties;
9. E-mail dated March 26, 2014 from Russell Pehl, City of San Angelo Engineer, to Tony Corbett and me, acknowledging the areas to be transferred under this 13.248 contract.

Respectfully submitted,

Ruth A. Takeda

Ruth A. Takeda, Staff Attorney
Environmental Law Division

Attachments

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 12, 2014

Anthony S. Corbett
Freeman & Corbett
8500 Bluffstone Cove, Suite B-104
Austin TX 78759

Ricky Dickson
Water Utilities Director
72 W College Avenue
San Angelo TX 76903

Dan T. Saluri
Assistant City Attorney, Sr
72 W. College Avenue
San Angelo TX 76903

Re: **TCEQ Docket No. 2013-1161-UCR.** Consideration of a request for a Commission Order approving a contract designating service areas between Millersview-Doole WSC and the City of San Angelo pursuant to Texas Water Code Section 13.248.

Dear Mr. Corbett, Mr. Dickson, and Mr. Saluri:

This letter is to inform you that the above-referenced application has been set on the agenda for consideration by the Texas Commission on Environmental Quality (Commission). This agenda will occur on Wednesday June 4, 2014, beginning at 9:30 a.m. in Building E, Room 201S, 12100 Park 35 Circle, Austin, Texas. Included with this letter are the agenda backup materials to be considered by the Commission. At least one of you will need to attend the agenda to explain the contract and to answer any questions the Commissioners may have. I understand that Mr. Corbett plans to do this.

Persons with disabilities who plan to attend this hearing and who need special accommodations at the Agenda should call the TCEQ Office of Public Assistance at 1-800-687-4040 or 1-800-RELAY-TX (TDD) at least one week prior to the hearing. If you have any questions about this matter, then you may contact Sheresia Perryman from the Water Supply Division here in Austin at 512-239-3654 or me at 512-239-6635.

Sincerely,

Ruth A. Takeda

Ruth A. Takeda
Staff Attorney
Environmental Law Division

Enclosures

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

AN ORDER APPROVING A CONTRACT DESIGNATING SERVICE AREAS BETWEEN MILLERSVIEW-DOOLE WSC AND THE CITY OF SAN ANGELO PURSUANT TO TEXAS WATER CODE SECTION 13.248; TCEQ DOCKET NO. 2013-1161-UCR.

A request for a Commission Order approving a contract designating water service areas in Tom Green County between Millersview-Doole WSC, Certificate of Convenience and Necessity (CCN) No. 11493, and the City of San Angelo, CCN No. 10242, was presented to the Texas Commission on Environmental Quality (Commission) for approval pursuant to Texas Water Code Section 13.248 and Title 30 of the Texas Administrative Code, Section 291.117.

Effective December 20,2010, Millersview-Doole WSC and the City of San Angelo executed an "Agreement Regarding Water Service Territory" (Contract) regarding their respective retail water service areas. Millersview-Doole WSC is certificated to facilities plus 200 feet. The Contract addresses the transfer of Millersview-Doole WSC's authority to provide retail water service to a tract consisting of approximately 449.213 acres (Book Tract). The Contract provides that the City of San Angelo will be the sole provider of retail water service in the Book Tract by the transfer of approximately 21.268 acres from Millersview-Doole WSC's service area, specifically consisting of the two areas on the Book Tract where Millerview-Doole WSC has a water transmission line. There are no facilities or customers in the area to be transferred. This Order effects changes in CCN service areas as designated by Millersview-Doole WSC and the City of San Angelo in the Contract.

Contracts between retail public utilities that designate areas to be served and customers to be served by those retail public utilities, when approved by the Commission after public notice and hearing, are valid and enforceable and are incorporated into the appropriate areas of public convenience and necessity. Texas Water Code Section 13.248.

The Commission held a hearing on the request at the June 4, 2014 agenda and found that the request had merit.

The City of San Angelo is capable of rendering continuous and adequate retail water service to every customer in the area covered by the Contract. The decertification of Millersview-Doole WSC's authority to provide retail water service in the affected area, which results in the City of San Angelo being the sole service provider remaining in the area, is necessary for the service, accommodation, convenience, or safety of the public.

NOW, THEREFORE, BE IT ORDERED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY that:

1. The provisions of the Contract addressing the transfer of a portion of Millersview-Doole WSC's CCN No. 11493 and designating that retail water service shall be provided by the City of San Angelo, CCN No. 10242, in that area are hereby approved.

2. CCN No. 11493 in Tom Green County, held by Millersview-Doole WSC, is hereby amended in accordance with the Contract.

3. CCN No. 10242 in Tom Green County, held by the City of San Angelo, is hereby amended in accordance with the Contract.

4. The Executive Director is directed to redraw the maps of the respective CCNs as provided in the Contract and as set forth on the map attached to this Order as Exhibit 1, and to amend the Commission's official water service area map for Tom Green County, Texas. The certificate amendments requested in this application are necessary for the service, accommodation, convenience, and safety of the public.

5. The Chief Clerk of the Texas Commission on Environmental Quality shall forward a copy of this Order to the parties.

6. If any provision, sentence, clause, or phrase of this Order is for any reason held to be invalid, the invalidity of any portion shall not affect the validity of the remaining portions of the Order.

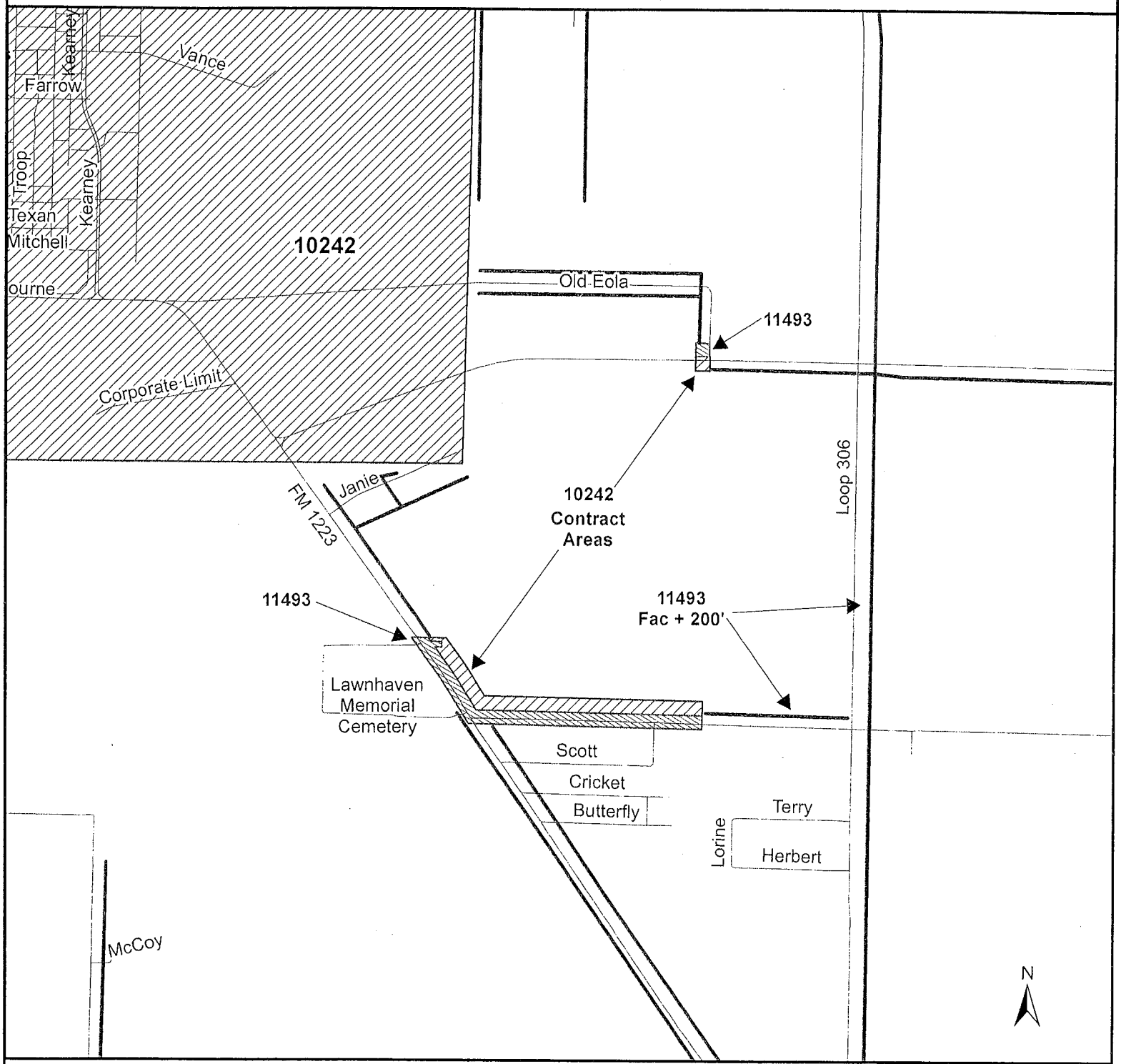
Issue Date:

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

_____

For the Commission

City of San Angelo / Millersview Doole Water Supply Corporation (WSC)
Portion of Water Service Areas
Application No. 37588-C
13.248 Contract Service Agreement to Transfer a Portion of CCN No. 11493 from Millersview Doole WSC
to the City of San Angelo, CCN No. 10242
in Tom Green County



0 500 1,000 2,000 Feet

Water CCN Service Areas

10242 - City of San Angelo

11493 - Millersview Doole WSC

Water Facilities + 200 Feet CCN Service Areas

11493 - Millersview Doole WSC

EXHIBIT

TCEQ

Map by: Suzanne Jaster
Date Created: July 23, 2013
Project Path:c:/gis/projects/applications/37588-c.mxd

Texas Commission on Environmental Quality
INTEROFFICE MEMORANDUM

DATE:	May 12, 2014
TO:	Texas Commission on Environmental Quality
THRU:	Bridget Bohac, Chief Clerk
FROM:	Ruth Takeda, Staff Attorney, Environmental Law Division
SUBJECT:	**TCEQ Docket No. 2013-1161-UCR.** Consideration of a request for a Commission Order approving a contract designating service areas between Millersview-Doole WSC and the City of San Angelo pursuant to Texas Water Code Section 13.248.

DESCRIPTION OF APPLICATION

Applicants:
Millersview-Doole WSC and the City of San Angelo.

Regulated Activity:
Retail water service.

Type of Application:
Request for a Commission order approving a contract.

Commission Action:
Hearing regarding approval of the contract.

Authority:
Texas Water Code § 13.248 and 30 Texas Administrative Code § 291.117.

FACTUAL BACKGROUND

Millersview-Doole WSC (WSC), certificate of convenience and necessity (CCN) No. 11493, and the City of San Angelo (City), CCN No. 10242, provide retail water service in Tom Green County, Texas. On December 20, 2010, the WSC and the City entered into an "Agreement Regarding Water Service Territory" (Contract) regarding their respective water service areas pursuant to Section 13.248 of the Texas Water Code. The WSC is certificated to facilities plus 200 feet. Under the Contract, the WSC will transfer approximately 21.685 acres from its CCN No. 11493 to the City, thereby incorporating the area into the City's CCN No. 10242, to serve a tract of land consisting of approximately 449.213 acres. According to the Contract, no facilities in the area will

be transferred. There are no customers in the area. The Contract resulted from the desire of the tract's property owner, who asked that the City be the retail water service provider to the tract.

Both the WSC and the City have reviewed the CCN map to be issued with the Commission's order and have approved it.

LEGAL AUTHORITY

The Texas Water Code prohibits a utility, a utility operated by an affected county, or a water supply corporation from rendering retail water or sewer utility service directly or indirectly to the public without first obtaining a CCN.[1] Conversely, a municipality is not required to obtain a CCN to provide retail water service.[2] However, a municipality may not provide service to an area within its boundaries that is certificated to another retail public utility without first obtaining a CCN for that area.[3]

The Texas Water Code and TCEQ rules allow retail public utilities to enter into service area contracts and have the Commission affirm the contracts by amending the entities' respective CCNs.[4] The request to approve a Section 13.248 contract is not subject to the notice provisions of Title 30, Section 291.106 of the Texas Administrative Code, which apply to applications for new and amended CCNs. The Commission may approve the service area contract pursuant to Section 13.248 of the Texas Water Code with appropriate notice provided under the Open Meetings Act. The Executive Director will mail notice of the hearing upon the setting of an Agenda date.

BASIS FOR STAFF RECOMMENDATION

The following items were considered in developing the staff's recommendation:

1. Application No. 37502-C filed by the WSC and the City on April 15, 2013 for a Commission Order approving the 13.248 contract;

---

[1] TEX. WATER CODE ANN. § 13.242(a) (Vernon Supp. 2006).

[2] A municipality is a "retail public utility" under section 13.002(19) of the Texas Water Code but is not a "utility" under section 13.002(23). Therefore, the section 13.242(a) requirement that a "utility" must obtain a CCN before providing retail water utility service does not apply to a municipality.

[3] TEX. WATER CODE ANN. § 13.247(a).

[4] TEX. WATER CODE ANN. § 13.248 (Vernon 2000); 30 TEX. ADMIN. CODE § 291.117 (West 2008). Section 13.248 states, "Contracts between retail public utilities designating areas to be served and customers to be served by those retail public utilities, when approved by the commission after public notice and hearing, are valid and enforceable and are incorporated into the appropriate areas of public convenience and necessity."

2. Agreement between the WSC and the City, entered into on December 20, 2010 and filed with the TCEQ on April 15, 2013;

3. Analysis of the City's financial, managerial, and technical capability to operate in the affected area;

4. Map of the service area subject to the 13.248 agreement;

5. Map consents from the WSC and the City.

STAFF RECOMMENDATION

Staff has confirmed that both parties are retail public utilities with active water CCNs; that the area the parties seek to transfer is currently certificated to the WSC; and that there are no customers in the area. No facilities are being transferred. Further, staff is satisfied that the City possesses the adequate financial, managerial, and technical capability to provide continuous and adequate service to the area being transferred. The City already serves approximately 33,687 connections. The City has a debt-to-equity ratio of 0.46:1 and a debt service coverage ratio of 2:56:1.00. The landowner in the area has requested that the City provide retail water service to the tract. Therefore, based on the facts stated in the application and the supporting documentation submitted by the applicants, staff supports the request for a Commission Order approving a contract designating service areas between the WSC and the City.

STAFF CONTACTS

Ruth Takeda, Environmental Law Division (512.239.6635)
Sheresia Perryman, Water Supply Division (512.239.3654)

FREEMAN & CORBETT

PHONE (512) 451-6689 | 8500 Bluffstone Cove, Suite B-104 | FAX (512) 453-0865

Austin, Texas 78759

April 15, 2013

Via Hand Delivery

Ms. Lisa Fuentes
Texas Commission on Environmental Quality
Utilities & District Section, MC-153
Water Supply Division
P.O. Box 13087
Austin, Texas 78711-3087

Re: Application for Approval for Service Territory Agreement pursuant to Section 13.248, Texas Water Code

Dear Ms. Fuentes:

Enclosed please find four copies of a Service Territory Agreement previously entered into by Millersview-Doole Water Supply Corporation and the City of San Angelo, Texas. Pursuant to Section 13.248 of the Texas Water Code, we respectfully request that TCEQ approve the Service Territory Agreement after notice and a hearing, and modify the parties' CCN boundaries accordingly.

It is my understanding from TCEQ staff that a filing fee is no longer applicable to this application. If that information is not correct, please contact me. In such an event, we will arrange for payment promptly.

Please note that Millersview-Doole WSC previously submitted a Service Territory Agreement on December 18, 2012. TCEQ returned that application after certain mapping information was not timely furnished to TCEQ. We have now prepared the mapping information, and it is included. Also, please note that four hard and digital copies of the mapping information is being sent directly to Kristy Nguyen.

If you have any questions or need additional information, please contact me at (512) 451-6680.

Sincerely,

Anthony S. Corbett

RECEIVED
TCEQ
WATER SUPPLY DIV.
2013 APR 15 PM 1 17

Ronald J. Freeman
rfreeman@freemanandcorbett.com

Anthony S. Corbett
tcorbett@freemanandcorbett.com

cc: Mike Templeton
Jeff Chandler
Derek Turner

Ronald J. Freeman
rfreeman@freemanandcorbett.com

Anthony S. Corbett
tcorbett@freemanandcorbett.com

AGREEMENT REGARDING WATER SERVICE TERRITORY

THE STATE OF TEXAS §

COUNTY OF TOM GREEN §

This Agreement Regarding Water Service Territory (this "Agreement") is entered into as of 20 day of Dec., 2010 (the "Effective Date"), by and **Millersview-Doole Water Supply Corporation**, a non-profit water supply corporation created and operating pursuant to the Texas Nonprofit Corporation Act and Chapter 67 of the Texas Water Code ("MDWSC") and **the City of San Angelo, Texas**, a Texas home rule municipality (the "City"). MDWSC and the City are hereinafter collectively referred to as the "Parties."

RECITALS

A. WHEREAS, Section 13.248 of the Texas Water Code authorizes retail public utilities to enter into contracts designating areas to be served and customers to be served by those retail public utilities;

B. WHEREAS, that certain real property containing approximately 449.213 acres more particularly described in Exhibit "A" attached hereto (the "Property") is located within the certificated service territory of MDWSC;

C. WHEREAS, the owner of the Property has requested that the City of San Angelo be the retail water service provider to the Property, and has agreed to convey to MDWSC certain easement interests through the Property as consideration for the release of the service rights by MDWSC; and

D. WHEREAS, MDWSC and the City desire to enter into this Agreement pursuant to Section 13.248 of the Water Code to specify that the City shall be the retail water service provider to the Property and to all customers located therein upon approval of this Agreement by the Texas Commission on Environmental Quality.

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereafter set forth, the receipt and sufficiency of which is hereby acknowledged, the Parties hereby agree as follows:

I.
DESIGNATION OF SERVICE TERRITORY AND CUSTOMERS

1.1 **City Service Territory.** The Parties agree that upon approval of this Agreement by the Texas Commission on Environmental Quality ("TCEQ"), the City shall provide retail water service to the Property and to all customers within the Property. The City shall provide retail water service in accordance with the laws and rules of the State of Texas, including TCEQ and the City's applicable ordinances, regulations and policies, including its subdivision extension policies.

1.2 **MDWSC Service Obligation.** The City agrees that MDWSC shall be released of any obligation to provide retail water service to the Property upon approval of this Agreement by TCEQ.

II.
TCEQ APPROVAL

2.1 **Application for Approval.** MDWSC agrees to prepare, file and prosecute at its sole expense all applications required for TCEQ approval of this Agreement.

2.2 **Assistance.** The City agrees to cooperate and support in all respects, at its sole cost, all efforts by MDWSC related to securing TCEQ approval of this Agreement.

III.
MISCELLANEOUS

3.1 **Execution.** This Agreement may be simultaneously executed in any number of counterparts, each of which will serve as an original and, will constitute one and the same instrument.

3.2 **Governing Law.** This Agreement will be governed by the Constitution and laws of the State of Texas.

3.3 **Successors and Assigns.** The assignment of this Agreement by either Party is prohibited without the prior written consent of the other Parties. All of the respective covenants, undertakings, and obligations of each of the Parties will bind that Party and will apply to and bind any successors or assigns of that Party.

3.4 **Headings.** The captions and headings appearing in this Agreement are inserted merely to facilitate reference and will have no bearing upon its interpretation.

3.5 **Partial Invalidity.** If any of the terms, covenants or conditions of this Agreement, or the application of any term, covenant, or condition, is held invalid as to any person or circumstance by any court with jurisdiction, the remainder of this Agreement, and the application of its terms, covenants, or conditions to other persons or circumstances, will not be affected.

3.6 **Waiver.** Any waiver by any Party of its rights with respect to a default or requirement under this Agreement will not be deemed a waiver of any subsequent default or other matter.

3.7 **Amendments.** This Agreement may be amended or modified only by written agreement duly authorized by all Parties.

3.8 **Cooperation.** Each Party agrees to execute and deliver all such other and further instruments and undertake such actions as are or may become necessary or convenient to effectuate the purposes and intent of this Agreement.

3.9 **Venue.** All obligations of the Parties are performable in Tom Green County, Texas and venue for any action arising hereunder will be in Tom Green County.

3.10 **Third Party Beneficiaries.** Nothing in this Agreement, express or implied, is intended to confer upon any person, other than the Parties, any rights, benefits, or remedies under or by reason of this Agreement.

3.11 **Exhibits.** All exhibits attached to this Agreement are hereby incorporated in this Agreement as if the same were set forth in full in the body of this Agreement.

3.12 **Entire Agreement.** This Agreement, including the attached exhibit, contains the entire agreement between the Parties with respect to the subject matter hereof and supersedes all previous communications, representations, or agreements, either verbal or written, between the Parties with respect to such matters.

IN WITNESS WHEREOF, the Parties hereto have caused this instrument to be signed, sealed and attested in duplicate by their duly authorized officers, as of the date first set forth above.

MDWSC:

Millersview-Doole Water Supply Corporation

By: Jimmie Bryant
Name: Jimmie Bryant
Title: Pres.
Date: 12-20-2010

JANIE MARIE BAUCEDO
NOTARY PUBLIC
STATE OF TEXAS
MY COMM EXP 8-27-12

Janie Baucedo
Secretary

City:

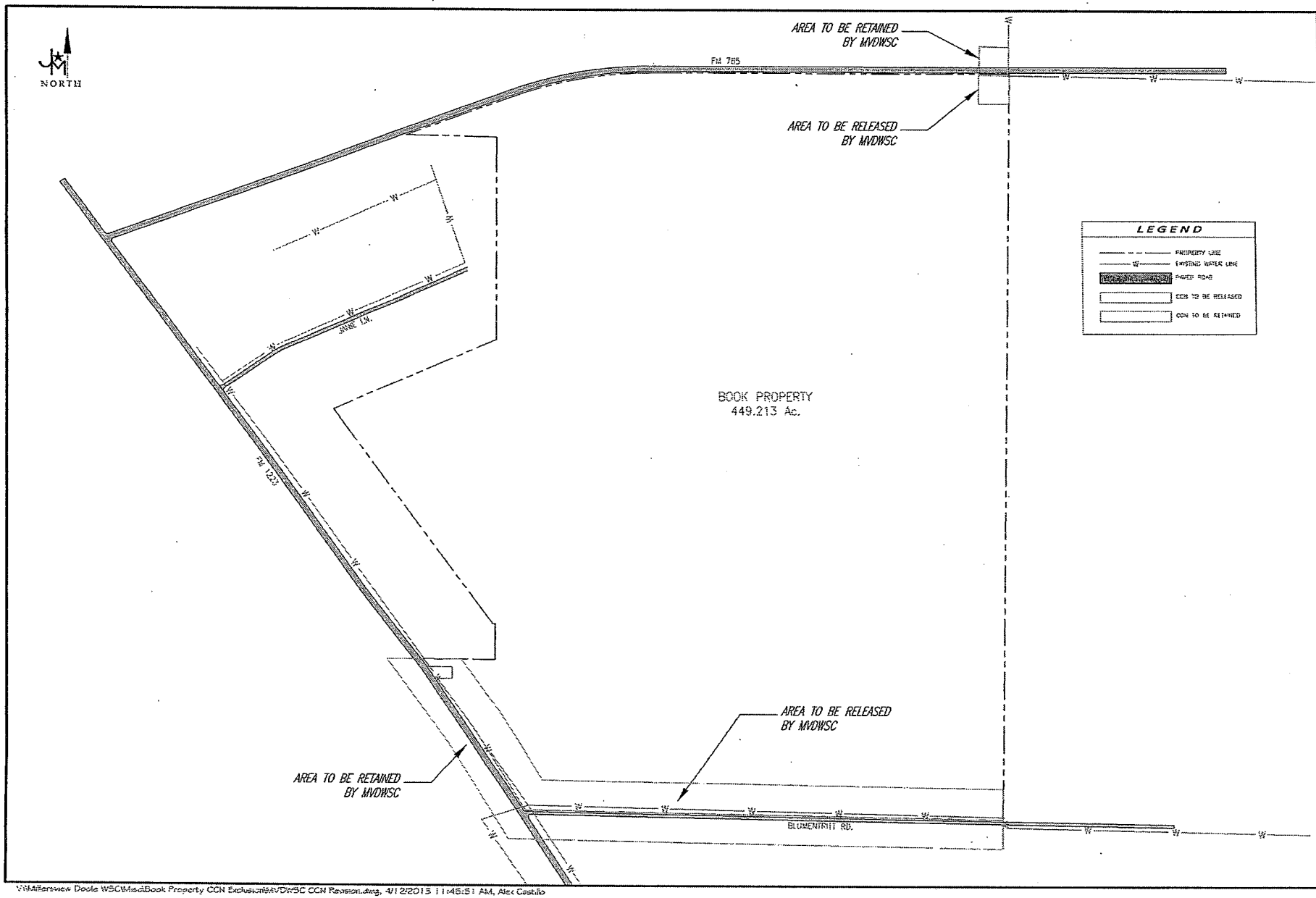
City of San Angelo

By:
Name: Harold Domingues
Title: CITY MANAGER
Date: 1/25/2011

Alicia Romo
City Secretary

EXHIBIT A

Description of Property



THIS DOCUMENT IS RELEASED FOR REVIEW ONLY UNDER THE AUTHORIZATION OF DERCK TURNER, P.E. # 84843 AND IS NOT TO BE USED FOR CONSTRUCTION

JACOB & MARTIN, LTD.
CONSULTING ENGINEERS
3465 CURRY LANE
ABILENE, TEXAS 79606
325-695-1070
1508 SANTA FE DR, SUITE 203
WEATHERFORD, TEXAS 76086
817-598-9880
FIRM# F-2446

MILLERSVIEW-DOOLE WATER SUPPLY CORPORATION
BOOK PROPERTY
CCN REVISION
EXHIBIT 1

SCALE	1"=600
FILE	EXHIBIT 1
DATE	APRIL, 2013
DESIGNED	D.T.
DRAWN	A.C.
CHECKED	D.T.

NO.	REVISION	BY	DATE

SHEET EX 1
TOTAL

V:\Millersview Doole WSC\Misc\Book Property CCN Exclusion\MVDWSC CCN Revision.dwg, 4/12/2013 11:45:51 AM, Alex Castillo

TCEQ Interoffice Memorandum

To: Environmental Law Division

Thru: Sheresia Perryman
Utilities Financial Review Team

Lisa Fuentes, Team Leader
Utilities Financial Review

From: Debi Loockerman, CPA
Utilities Financial Review

Date: June 12, 2013

Subject: Contract Service Agreement Pursuant to Texas Water Code Section 13.248, between the City of San Angelo, Certificate of Convenience and Necessity (CCN) No. 10242, and Millersview-Doole Water Supply Corporation, CCN No. 11493, in Tom Green County; Application No. 37502-C

CN: 600679922; RN: 101243145 (Millersview-Doole WSC)
CN: 600251615; RN: 101383735 (City of San Angelo)

In my opinion, the City of San Angelo, CCN No. 10242, and Millersview-Doole WSC, CCN No. 11493, have demonstrated adequate financial and managerial capability to provide the service reflected in the contract for release and transfer. These conclusions are based on information provided by the applicants prior to this date and may not reflect any changes in the applicants' status subsequent to this date.

Background

City of San Angelo (San Angelo) and Millersview-Doole WSC (MD WSC) entered into a contract on December 20, 2010 to transfer 449.213 acres of area from MD WSC to San Angelo. The affected area and transfer terms were described in the agreement and associated maps, which included the filing submitted to the TCEQ under TWC 13.248 of the agreement. There is no current requirement to install facilities.

A copy of San Angelo's September 30, 2010 Comprehensive Annual Financial Report (CAFR) was available on San Angelo's website. The financial statements included an unqualified auditor's opinion, issued by Armstrong, Backus & Co., LLP, Certified Public Accountants, for the City of San Angelo for the fiscal year ended September 30, 2010.

The statement of net assets showed business-type net assets of $153.7 million, long-term debt for business-type operations of $70.7 million (similar to equity), resulting in a debt to equity ratio of 0.46:1. A ratio of less than 1:1 is preferred as a standard for determining financial/managerial capability. City of San Angelo provides service to more than 33,000 connections according to the Water Utilities Database and the water system has a "Superior" ranking.

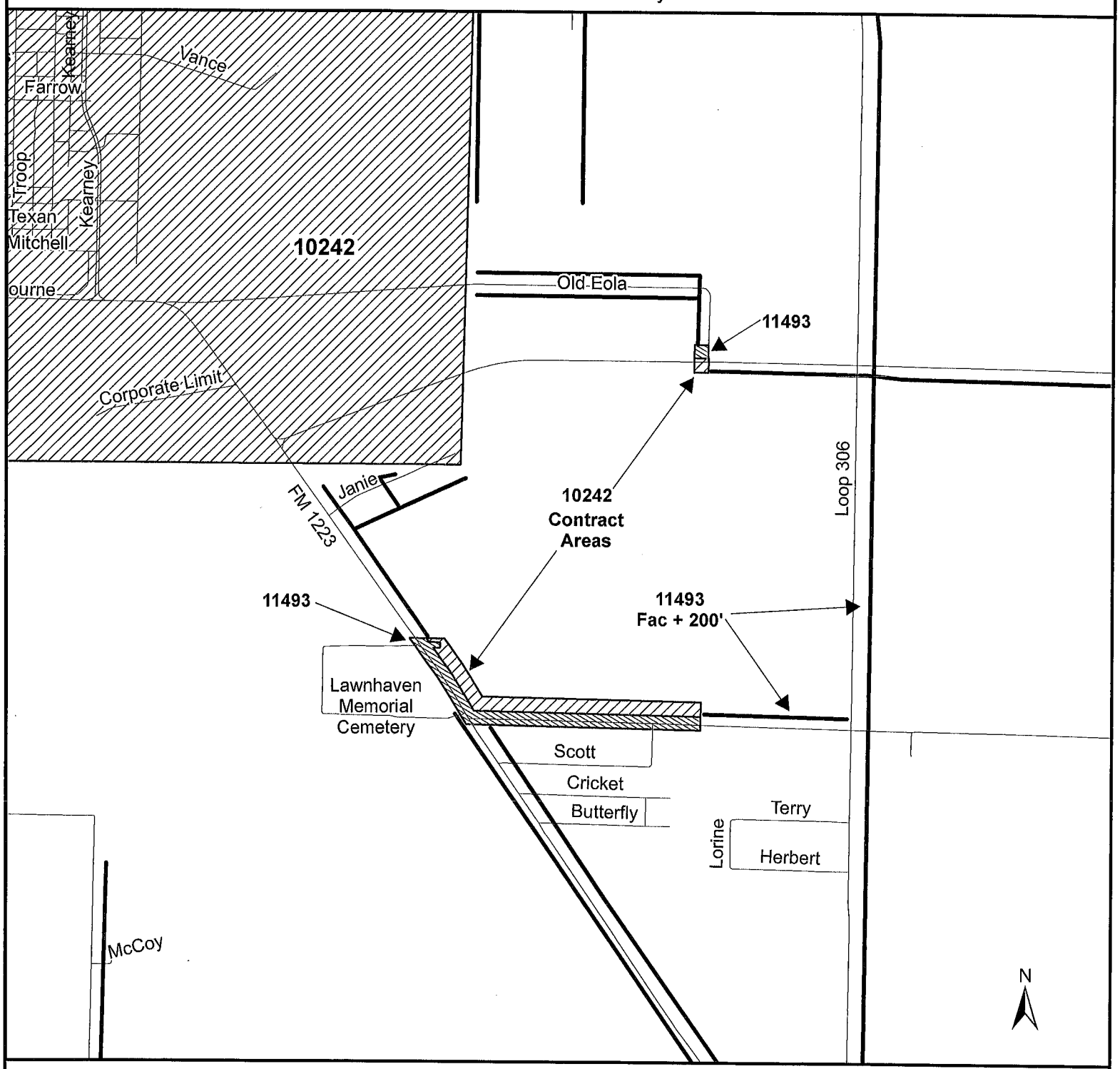
The statement of revenues, expenditures and changes in fund balances for the business-type activities showed a net operating income before depreciation, capital outlays, debt service, and transfers of $13.8 million. Debt service for the year was $5.4 million. The debt

to equity ratio for the proprietary funds was 2.56:1.00. A ratio of greater than 1.25:1.00 is preferred as the second benchmark for financial/managerial capability determination.

Millersview-Doole WSC submitted 2012 and 2011 audited financial statements via internet upon TCEQ staff request. The independent auditor's (Merritt, McLane & Hamby) report contained an unqualified opinion that the financial statements present fairly, in all material respects, the financial position of MD WSC in conformity with accounting principles generally accepted in the U.S.A.

It is noted that Millersview-Doole WSC is removing area from their CCN and this application causes their service commitments to be less, therefore, no additional financial commitments are produced by this contract agreement for the WSC. The WSC's financial report indicates that the WSC experienced net operating income before depreciation of $493,547. According to notes to the financial statements, debt service for 2012 was $738,224, which results in approximate debt service of $121 million for 2012. Therefore debt service coverage ratio does not exist because the income does not cover debt service. Although this calculation does not meet the minimum benchmark for debt service coverage ratio of 1.25 to 1.00, the financial statements indicate that MD WSC received grant income of $1.2 million in 2012 which would provide plenty of cash to pay the TWBD bonds and set up a reserve fund to pay debt in the future. Furthermore, the bond interest rate is 0 percent, which indicates that the TWBD has provided funding to an entity meeting all requirements for the no-interest rate determination. According to the Statements of Financial Position, MD WSC's debt to net asset (equity) ratio for 2012 was $13.6 million to $17.6 million equity, or 0.77 to 1.00. A ratio of less than 1:1 is preferred as a standard for determining financial/managerial capability.

City of San Angelo / Millersview Doole Water Supply Corporation (WSC)
Portion of Water Service Areas
Application No. 37588-C
13.248 Contract Service Agreement to Transfer a Portion of CCN No. 11493 from Millersview Doole WSC
to the City of San Angelo, CCN No. 10242
in Tom Green County



0 500 1,000 2,000 Feet

Water CCN Service Areas

10242 - City of San Angelo

11493 - Millersview Doole WSC

Water Facilities + 200 Feet CCN Service Areas

11493 - Millersview Doole WSC

TCEQ

Map by: Suzanne Jaster
Date Created: July 23, 2013
Project Path:c:/gis/projects/applications/37588-c.mxd

CONSENT FORM

Applicant's Name: City of San Angelo
Application Nos.: 37588-C

☑ I concur with the maps and certificate transmitted by letter dated August 21, 2013.

☐ I do not concur with and intend to respond to the maps and certificate transmitted by letter dated August 21, 2013.

I understand that I have 10 days from the date of this letter to provide my response.

I am authorized by the City of San Angelo to sign this form.

Signature: Russell Pehl

Printed Name: Russell Pehl

Relationship to Applicant: Engineering Manager

Date signed: 3/5/14

Mail or Fax to:
Sheresia Perryman
Utilities & Districts Section, MC 153
Water Supply Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087
Fax: (512) 239-6972

CONSENT FORM

Applicant's Name: City of San Angelo
Application Nos.: 37588-C

✓ I concur with the maps and certificate transmitted by letter dated August 21, 2013.

I do not concur with and intend to respond to the maps and certificate transmitted by letter dated August 21, 2013.

I understand that I have 10 days from the date of this letter to provide my response.

I am authorized by the Millersview-Doole WSC to sign this form.

Signature: Anthony S Corbett

Printed Name: Anthony S Corbett

Relationship to Applicant: Attorney

Date signed: 8/27/2013

Mail or Fax to:
Sheresia Perryman
Utilities & Districts Section, MC 153
Water Supply Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087
Fax: (512) 239-6972

Freeman & Corbett
8500 Bluffstone Cove, Ste. B-104
Austin, Texas 78756
PHONE (512) 451-6689 FAX (512) 453-0865

FACSIMILE TRANSMISSION

TO: Sheresia Perryman

FROM: Lauren Hughes

DATE: August 27, 2013

TIME: 8:46AM

RE: Consent Form

Problems in transmission? Please contact Lauren Hughes at 512/451-6689

RECIPIENT FAX NUMBER: **512-239-6972**

Ruth Takeda

From: Pehl, Russell <russell.pehl@cosatx.us>
Sent: Wednesday, March 26, 2014 4:08 PM
To: 'Tony Corbett'; Ruth Takeda
Cc: Todd Burkey; Sheresia Perryman; Derek Turner; Krueger, Kevin
Subject: RE: 13.248 agreement, Millersview-Doole WSC and City of San Angelo

Mr. Corbett,

The city understands and agrees that the only area to be transferred is the two areas on the Book tract where the Corporation has a water transmission line.

Should you need any additional information from us please do not hesitate to contact me.

Thanks,

Russell Pehl, P.E.
Engineering Manager, Water Utilities Dept.
City of San Angelo, Texas
(325) 657-4261 (w)
72 West College
San Angelo, Texas 76903
www.cosatx.us

From: Tony Corbett [mailto:tcorbett@freemanandcorbett.com]
Sent: Monday, March 24, 2014 4:31 PM
To: Ruth Takeda; Pehl, Russell
Cc: Todd Burkey; Sheresia Perryman; Derek Turner
Subject: Re: 13.248 agreement, Millersview-Doole WSC and City of San Angelo

Russell- As you may recall, the 13.248 agreement between Millersview and the City provided for transfer of the entire Book Tract from Millersview-Doole WSC to San Angelo based on the parties' understanding at that time that the entire tract was in the Corporation's CCN.

As you know, in fact the Corporation has a facilities CCN and only two corridor areas in the Book Tract are located in Millersview's CCN. These are the areas we previously discussed.

TCEQ has requested confirmation that the City understands that the service area to be transferred is only these two areas, and not the entire Book tract.

Can you please reply to all on this email and let TCEQ know that the City understands and agrees the only area to be transferred is the two areas on the Book tract where the Corporation has a water transmission line.

I have attached a copy of the description and map that shows the areas to be transferred so everyone knows what lands we are talking about.

If you have any questions, please let me know.

I appreciate your help.

Tony

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From: Ruth Takeda <ruth.takeda@tceq.texas.gov>
Date: Monday, March 24, 2014 at 3:18 PM
To: Tony Corbett <tcorbett@freemanandcorbett.com>
Cc: Todd Burkey <todd.burkey@tceq.texas.gov>, Sheresia Perryman <Sheresia.Perryman@tceq.texas.gov>, Derek Turner <adt@jacobmartin.com>
Subject: RE: 13.248 agreement, Millersview-Doole WSC and City of San Angelo