

June 5, 2008

In RE to Comments by Executive Director TCEQ, Glenn Shankle  
Director Environment Law Division, Robert Matinez  
Staff Attorney, Scott Ramsey Shoemaker  
APIC Attorney, Scott A. Humphrey

My name is Jana Sue Long Woodruff, and I am an affected/interested party in the application process referred to as TPDES Permit No. WQ0014708001 by Wise Service Company—Water. I am the daughter of Althea Forbis, sister to Dr. Thomas N. Long and Nancy Forbis Carnahan, and own an undivided interest in the 200 acre Forbis Farm. The “unnamed reservoir” (Watson Branch) is located on the Forbis Farm. This farm borders the property that WSC-W proposes to build and operate a sewer plant.

I appreciate the interest of the TCEQ and its attorneys, and the attempt to thoroughly review and answer each request for reconsideration of the above noted permit. I also appreciate that TCEQ and the Office of Public Interest Counsel have seen fit to recommend “that the Commission refer ... to SOAH” disputed facts found wanting in the permit. However, after reading the various documents sent by TCEQ, OPIC, and attorneys for the Applicant, I am amazed at the inability of the commission to notice that the Applicant has consistently made errors in their paperwork and, so far cannot plot their map accurately to show where the families’ homes are in reference to the site, where the reservoir is located in reference to the site, who is or is not an affected party, etc.. I read that as long as the WSC-W says “Oh, that was a mistake!” They can correct it, and go along with no repercussions or penalties. The innocent naïveté of the commission is amazing; to think the errors in these documents are accidental. I must make you aware that unlike Austin, Wise County is small and still the rural folks and the companies who serve the county areas know everyone and everything that happens. Wise Electric Cooperative, the parent company to WSC-W, is a rural electricity company. All of the officers and people who work for the WEC are well aware of the reservoir, its location, and the families who live around it. Yet for some reason, the map that is labeled Attachment E has so many errors in it, I don’t know where to begin listing them. This has been true of all of the paperwork that has been submitted to TCEQ. It is a huge frustration to everyone associated with the group of affected parties, to read these errors time after time after time.

Briefly, to respond to the Executive Director’ Response to our Comments.

Comment 1: Wildlife, water quality, environmental features

Response: Permit is setup to protect this

My Response: If the company in question has been dishonest in its preparation of the Permit, it is hard to believe they will be honest in the running and reporting of said facility. Footnote: The first unnamed tributary is NOT a running stream. It is a feeder stream to the reservoir only in runoff situations.

Comment 2: Application errors

Response: Application can be altered with no penalty

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My Response: I believe their errors to be planned and well thought out.

Comment 4: Notification process

Response: Map information

My Response: The map (Attachment E) is in error. WSC-W did not contact affected parties, and has misrepresented the information about this proposal to both TCEQ and WEC membership.

Comment 5: Path of effluent

Response: Path listed by Permit

My Response: The current 16 acre lake will flood to approximately 29 acres, per the engineer who designed it.

Comment 6: Water

Response: Technical information on water chlorination (bacteria) and oxygen

My Response: If the WSC-W is functioning properly

Comment 7: Property rights for discharge route

Response: States laws and rules

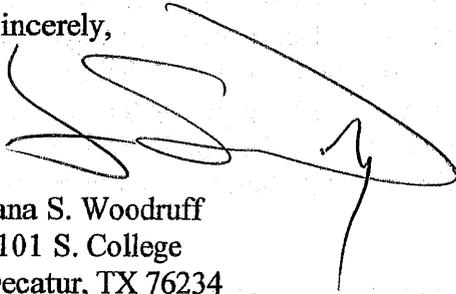
My Response: None

Attachment C – Compliance History

Why has there been a compliance history form filled out for a plant that does not exist?

Again thank you for your time and consideration. I am an affected party and would gladly send proof of this upon request.

Sincerely,



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