

**SOAH DOCKET NO. 582-10-1868
TCEQ DOCKET NO. 2009-1865-UCR**

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|---------------------------|---|-------------------------|
| APPLICATION OF EAST | § | BEFORE THE STATE OFFICE |
| CEDAR CREEK FRESH WATER | § | |
| SUPPLY DISTRICT, CERTI- | § | |
| FICATE OF CONVENIENCE | § | |
| AND NECESSITY (CCN) NO. | § | |
| 11682, TO ACQUIRE | § | |
| FACILITIES AND TRANSFER A | § | OF |
| PORTION OF CCN NO. 11206 | § | |
| FROM THE CITY OF MABANK | § | |
| AND TO AMEND ITS CCN NO. | § | |
| 11682, LOCATED IN | § | |
| HENDERSON COUNTY | § | ADMINISTRATIVE HEARINGS |

EXCEPTIONS OF EAST CEDAR CREEK FRESH WATER SUPPLY DISTRICT

COMES NOW, East Cedar Creek Fresh Water Supply District (ECCFWSD), co-applicant in the above-referenced Water Code Section 13.301 sale-transfer-merger (STM) application, and files its Exceptions to the Administrative Law Judge's (ALJ) Proposal for Decision (PFD). These Exceptions are only to point out what ECCFWSD believes are typographic errors and not to contest the ALJ's findings or report.

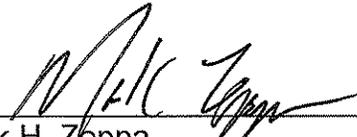
1. On PFD page 14, 1st and 2nd paragraphs, the ALJ references ECCFWSD witness Daniel Weeks. Mr. Weeks' first name is actually Christopher.
2. On PFD page 19, last paragraph of Section G, the ALJ finds that Mabank is the most feasible utility to provide service. From the immediately preceding

discussion, ECCFWSD believes that the ALJ meant to say that ECCFWSD is the most feasible utility to provide service.

3. In Proposed Order page 1, citation and Paragraph 1 and Decretal Paragraphs 1 and 3, the ALJ references the City of Crandall in Kaufman County. This docket does not involve Crandall, even though Mr. William Dugat, III represents that city in other TCEQ cases.

ECCFWSD prays that these errors be corrected and the PFD with proposed Order adopted.

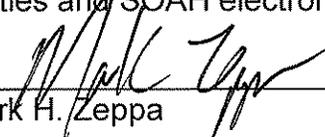
Respectfully submitted,

By: 
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ATTORNEY FOR EAST CEDAR CREEK
FWSD

CERTIFICATE OF SERVICE

I, Mark Zeppa, certify that the foregoing pleading was efiled and served on all parties and SOAH electronically on December 6, 2010.


Mark H. Zeppa

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