

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



STATE OF TEXAS §

COUNTY OF TRAVIS §

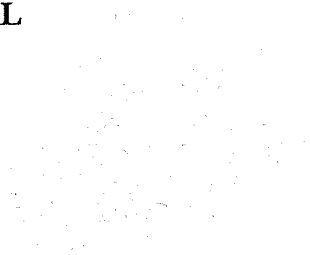
I, Laurie Gharis, Chief Clerk of the Texas Commission on Environmental Quality, do hereby certify that the attached mailing list provides the persons to whom the notice of the public hearing for Duck Creek Municipal Utility District of Denton County, SOAH Docket No. 582-23-13330, TCEQ Docket No. 2022-1631-DIS, was mailed on March 24, 2023.

Given under my hand and the seal of the Texas Commission on Environmental Quality, this the 24th day of March 2023.

Laurie Gharis

Laurie Gharis, Chief Clerk
Texas Commission on Environmental Quality

SEAL



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF HEARING

Duck Creek Municipal Utility District of Denton County

SOAH Docket No. 582-23-13330

TCEQ Docket No. 2022-1631-DIS

TCEQ Internal Control No. D-06142022-031

PETITION.

Earthland Farms, LLC, a Texas limited liability company, and Kenneth Zollinger and Daphne Zollinger as individual landowners (Petitioners) filed a petition for creation of Duck Creek Municipal Utility District of Denton County (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ.

The petition states that: (1) the Petitioners hold title to a majority in value of the land to be included in the proposed District; (2) there is one lienholder, Lone Star ACA, on the property to be included in the proposed District and the lienholder consents to the creation of the proposed District; (3) the proposed District will contain approximately 320.41 acres located within Denton County, Texas; and (4) none of the land within the proposed District is within the corporate limits or extraterritorial jurisdiction of any city.

The petition further states that the proposed District will: (1) construct, maintain, and operate a waterworks system, including the purchase and sale of water, for domestic and commercial purposes; (2) construct, maintain, and operate a sanitary sewer collection, treatment, and disposal system for domestic and commercial purposes; (3) construct, install, maintain, purchase, and operate drainage and roadway facilities and improvements; and (4) construct, install, maintain, purchase, and operate facilities, systems, plants, and enterprises of such additional facilities as shall be consonant with all of the purposes for which the proposed District is created.

According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners that the cost of said project will be approximately \$40,910,000 (\$25,840,000 for water, wastewater, and drainage plus \$15,070,000 for roads).

CONTESTED CASE HEARING.

Considering directives to protect public health, the State Office of Administrative Hearings (SOAH) will conduct a preliminary hearing via Zoom videoconference. A Zoom meeting is a secure, free meeting held over the internet that allows video, audio, or audio/video conferencing.

10:00 a.m. – April 19, 2023

To join the Zoom meeting via computer:

<https://soah-texas.zoomgov.com/>

Meeting ID: 161 303 0708

Password: TCE3DC

or

To join the Zoom meeting via telephone:

(669) 254-5252 or (646) 828-7666

Meeting ID: 161 303 0708

Password: 176833

**Visit the SOAH website for registration at: <http://www.soah.texas.gov/>
or call SOAH at 512-475-4993.**

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, and to address other matters as determined by the judge. The evidentiary hearing phase of the proceeding, which will occur at a later date, will be similar to a civil trial in state district court. The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapters 49 and 54, Texas Water Code; Chapter 395, Texas Local Government Code; TCEQ rules, including 30 Texas Administrative Code (TAC) Chapter 293; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. To participate in the hearing as a party, you must attend the hearing and show you would be affected by the petition in a way not common to members of the general public.

In accordance with 1 Tex. Admin. Code § 155.401(a), Notice of Hearing, “Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH.”

INFORMATION.

For information concerning the hearing process, please contact the TCEQ Office of the Public Interest Counsel (MC 103), P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-3144. For additional information, contact the TCEQ Water Supply Division, Districts Section (MC 152), P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-4691. General information regarding the TCEQ can be found at our web site at www.tceq.texas.gov

Persons with disabilities who plan to attend this hearing and who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-4993, at least one week prior to the hearing.

Issued: March 24, 2023

Laurie Gharis, Chief Clerk
Texas Commission on Environmental Quality

MAILING LIST
for
Duck Creek Municipal Utility District of Denton County
Docket No. 2022-1631-DIS
Internal Control No. D-06142022-031

FOR THE APPLICANT:

Matt McPhail, Attorney
Winstead PC
401 Congress Avenue, Suite 2100
Austin, Texas 78701

Stephanie White
Kimley-Horn and Associates, Inc.
11700 Katy Freeway, Suite 800
Houston, Texas 77079

REQUESTER(S)/INTERESTED PERSON(S):

See attached list.

FOR THE EXECUTIVE DIRECTOR
via electronic mail:

Kayla Murray, Staff Attorney
Texas Commission on Environmental Quality
Environmental Law Division, MC-173
P.O. Box 13087
Austin, Texas 78711

James Walker, Technical Staff
Texas Commission on Environmental Quality
Water Supply Division, MC-152
P.O. Box 13087
Austin, Texas 78711

Ryan Vise, Deputy Director
Texas Commission on Environmental Quality
External Relations Division, MC-108
P.O. Box 13087
Austin, Texas 78711

FOR PUBLIC INTEREST COUNSEL
via electronic mail:

Sheldon Wayne, Attorney
Texas Commission on Environmental Quality
Public Interest Counsel, MC-103
P.O. Box 13087
Austin, Texas 78711

FOR ALTERNATIVE DISPUTE
RESOLUTION

via electronic mail:

Kyle Lucas
Texas Commission on Environmental Quality
Alternative Dispute Resolution, MC-222
P.O. Box 13087
Austin, Texas 78711

FOR THE CHIEF CLERK:

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

JAMES T ALDREDGE
LLOYD GOSSELINK ROCHELLE & TOWNSEND
STE 1900
816 CONGRESS AVE
AUSTIN TX 78701-2442

STEVEN L BACCHUS ASST CITY MGR
CITY OF LEWISVILLE
PO BOX 299002
LEWISVILLE TX 75029-9002

JERRY W CHAPMAN GENERAL MANAGER
GREATER TEXOMA UTILITY AUTHORITY
5100 AIRPORT DR
DENISON TX 75020-8448

LISA & SCOTT CODY
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SANGER TX 76266-5168

GARY BEDFORD DAVIS
10241 COLE RD
PILOT POINT TX 76258-6717

STEPHEN C DICKMAN ATTORNEY
KELLY HART & HALLMAN LLP
STE 2000
303 COLORADO ST
AUSTIN TX 78701-4653

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LLOYD GOSSELINK ROCHELLE & TOWNSEND
STE 1900
816 CONGRESS AVE
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JASON LAUMER CITY MANAGER
CITY OF CELINA
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CELINA TX 75009-6201

NATALIE MARQUEZ
STE 1900
816 CONGRESS AVE
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JANIS MASSIE
14430 CASHS MILL RD
SANGER TX 76266-5176

CATHY & GLENN MCDANIEL
PO BOX 852
SANGER TX 76266-0852

LARRY MCDANIEL GENERAL MANAGER
DALLAS COUNTY PARK CITIES MUD
1811 REGAL ROW
DALLAS TX 75235-2301

ROSANA NAREZ
TEX MEX NOTICIAS
PO BOX 93331
SOUTHLAKE TX 76092-0113

MARION ODOM
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SANGER TX 76266-2120

JASON PIERCE
UPPER TRINITY REGIONAL WATER DISTRICT
PO BOX 305
LEWISVILLE TX 75067-0305

JOSHUA LEE PRATOR
12840 CASHS MILL RD
SANGER TX 76266-5116

MARTIN C REAMY PRESIDENT
MCR ENGINEERING SERVICE
PO BOX 866336
PLANO TX 75086-6336

BRIAN & STACY RUSHING
5692 STONE CREEK DR
SANGER TX 76266-5121

AILEEN SAARTY
RJN GROUP INC
STE 710
14755 PRESTON RD
DALLAS TX 75254-6815

MITCH SCHMITTOU
4599 S HIGHWAY 377
AUBREY TX 76227-5097

GRAY & JANELL SHELTON
12370 CHISUM RD
SANGER TX 76266-1965

BRYAN & KRISTINA SIPP
14110 CASHS MILL RD
SANGER TX 76266-2120

KYTINNA SOTO OWNER
LA PRENSA COMUNIDAD
PO BOX 732
TOLAR TX 76476-0732

JENNIFER SUTTON
14440 CASHS MILL RD
SANGER TX 76266-5176

THOMAS E TAYLOR EXECUTIVE DIRECTOR
UPPER TRINITY WATER DISTRICT
PO BOX 305
LEWISVILLE TX 75067-0305

STACY WALTERS
200 TEXAS ST
FORT WORTH TX 76102-6314

JOHN & JULIE WEHLAGE
LANDFILL RELATIONS CONSULTANTS
1111 S MAIN ST APT 2210
CARROLLTON TX 75006-6247

COLLEEN & SHAUN WILSON
106 CAROLYN DR
SANGER TX 76266-9674

TCEQ - Office of the Chief Clerk
MC-105 Attention: Notice Team
PO Box 13087
Austin TX 78711-3087

Applicant Name: Duck Creek MUD of Denton County
TCEQ Tracking No. D-06142022-031 CID Item No. 128812
Application Type: PETITION FOR CREATION OF A DISTRICT

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2022 AUG 26 AM 9:55
CHIEF CLERKS OFFICE

AFFIDAVIT OF PUBLICATION

STATE OF TEXAS §
COUNTY OF: Denton §

Before me, the undersigned authority, on this day personally appeared
Alice McConnaughey, who being by me duly
(name of newspaper representative)

sworn, deposes and says that (s)he is the Authorized Designee
(title of newspaper representative)

of the Denton Record-Chronicle; that said newspaper is
(name of newspaper)

regularly published or circulated in Denton County/Countries,
(name of county or counties)

Texas; that the attached notice was published in said newspaper on the following dates:

08-14-2022 and 08-21-2022
(date or dates of publication)

Alice McConnaughey
Newspaper Representative's Signature

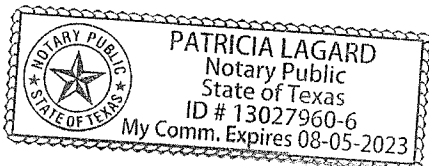
Subscribed and sworn to before me this the 22nd day of August,
20 22, to certify which witness my hand and seal of office.

Patricia LaGard
Notary Public in and for the State of Texas

Patricia LaGard
Print or type Name of Notary Public

My Commission Expires 08-05-2023

(Seal)



PUBLIC NOTICES

Zoning Commission's recommendation and vote on the east. interested person may attend public hearing in person at 11 FM 024 Cross Roads as 78227 or submit their comments to 3201 US 750, STE 106, Cross Roads, Texas 75227 prior to the commencement of the meeting to ask in favor or in opposition he proposed variance. All notified persons are invited to meet and participate.

OF THE TOWN SECRETARY, 3201 US HWY 380, SUITE 106, CROSS ROADS, TX 75227 until 2:00 P.M. (local time) on MONDAY, SEPTEMBER 19, 2022 for the TYPICAL ROAD CLAYVERT IMPROVEMENTS in accordance with drawings, specifications and other Contract Documents prepared by HALFF ASSOCIATES, INC.

Proposals will be publicly opened at 2:15 P.M. at the TOWN HALL, COUNTY CHAMBER, 624 FM 624, CROSS ROADS, TX 75227. Complete Contract Documents & Specifications, as needed for bidding on the project, may be examined without charge at the office of the TOWN OF CROSS ROADS. Digital bid documents can be obtained, at your discretion, from the Town of Cross Roads, 624 FM 624, Cross Roads, TX 75227.

AN ORDINANCE OF THE CITY OF DENTON, TEXAS, REGARDING A CHANGE IN THE ZONING DISTRICT AND USE CLASSIFICATION FROM RESIDENTIAL (R2) DISTRICT TO SUBURBAN CORRIDOR (SC) DISTRICT ON APPROXIMATELY 13.07 ACRES OF LAND GENERALLY LOCATED AT THE NORTHEAST CORNER OF NORTH LOUIST STREET AND HERCLIAE LANE, IN THE CITY OF DENTON, DENTON COUNTY, TEXAS, ADOPTING AN AMENDMENT TO THE CITY'S OFFICIAL ZONING MAP; PROVIDING FOR A PENALTY IN THE MAXIMUM AMOUNT OF \$2,000.00 FOR VIOLATIONS THEREOF; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. (22-0008)

Proposals will be accepted electronically through our eBidding system until 1:30 p.m. (CT), on Tuesday, September 13, 2022. To access the proposal, please go to: https://dentonidnnowave.net/

AN ORDINANCE OF THE CITY OF DENTON, TEXAS, APPROVING AN ALTERNATIVE ENVIRONMENTALLY SENSITIVE AREAS MAP FOR A SENSITIVE AREA PLAN FOR A SITE GENERALLY LOCATED ON THE SOUTHWEST SIDE OF THE INTERSECTION OF WESTERN BOULEVARD AND US HIGHWAY 380, IN THE CITY OF DENTON, DENTON COUNTY, TEXAS, ADOPTING AN AMENDMENT TO THE CITY'S OFFICIAL ENVIRONMENTALLY SENSITIVE AREAS MAP; PROVIDING FOR A PENALTY IN THE MAXIMUM AMOUNT OF \$2,000.00 FOR VIOLATIONS THEREOF; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. (AES22-0026)

Proposals will be accepted electronically through our eBidding system until 2:00 p.m. (CT), on Thursday, August 31, 2022. Proposals are encouraged to submit responses as soon as possible, as awards will be made to multiple vendors on an incremental basis during the solicitation offering period.

AN ORDINANCE AMENDING CHAPTER 18 MOTOR VEHICLES AND TRAFFIC, ARTICLE III "SPEED OF VEHICLES", SECTION 18-73 "SPEED LIMITS ON CERTAIN ROADS AND HIGHWAYS", "SCHOOL ZONES", OF CODE OF ORDINANCES OF CITY OF DENTON, TEXAS, AMENDING THE LOCATIONS, EXTENT, AND SPEED LIMITS OF CERTAIN SPEED ZONES IN THE VACUANCY OF A SCHOOL; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR PUBLICATION; PROVIDING CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

Proposals will be accepted electronically through our eBidding system until 2:30 p.m. (CT), on Thursday, August 31, 2022. Proposals are encouraged to submit responses as soon as possible, as awards will be made to multiple vendors on an incremental basis during the solicitation offering period.

Notice of public sale Notice is hereby given that on September 5th, 2022, U-Haul Co. will be offering for sale to satisfy a Landlord's Lien under chapter 59 of the Texas Judicial Property Code, by public auction, the following storage units. The goods are generally described as household goods (if contents not specifically listed) and may contain appliances, household and office furniture, electronics, bedding, toys, sporting equipment, and/or other misc. items. Cash sale only. No one under the age of 16 is allowed to attend the sale. The sale starts at 8:00AM at U-Haul Moving and Storage of Denton.

Proposals will be accepted electronically through our eBidding system until 2:00 p.m. (CT), on Tuesday, August 31, 2022. To access the proposal, please go to: https://dentonidnnowave.net/

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF DISTRICT PETITION TCEQ INTERNAL CONTROL NO. D-06142022-031

PETITION. Earthland Farms, LLC, a Texas limited liability company, and Kenneth Zollinger and Daphne Zollinger as individual landowners (Petitioners) filed a petition for creation of Duck Creek Municipal Utility District of Denton County (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ.

The petition states that: (1) the Petitioners hold title to a majority in value of the land to be included in the proposed District; (2) there is one lienholder, Lone Star ACA, on the property to be included in the proposed District and the lienholder consents to the creation of the proposed District; (3) the proposed District will contain approximately 320.41 acres located within Denton County, Texas; and (4) none of the land within the proposed District is within the corporate limits or extraterritorial jurisdiction of any city.

The territory to be included in the proposed District is set forth in a metes and bounds description designated as Exhibit "A" and is depicted in the vicinity map designated as Exhibit "B," both of which are attached to this document.

The petition further states that the proposed District will: (1) construct, maintain, and operate a waterworks system, including the purchase and sale of water, for domestic and commercial purposes; (2) construct, maintain, and operate a sanitary sewer collection, treatment, and disposal system for domestic and commercial purposes; (3) construct, install, maintain, purchase, and operate drainage and roadway facilities and improvements; and (4) construct, install, maintain, purchase, and operate facilities, systems, plants, and enterprises of such additional facilities as shall be consonant with all of the purposes for which the proposed District is created.

According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners that the cost of said project will be approximately \$40,910,000 (\$25,840,000 for water, wastewater, and drainage plus \$15,070,000 for roads).

CONTESTED CASE HEARING. The TCEQ may grant a contested case hearing on this petition if a written hearing request is filed within 30 days after the newspaper publication of this notice.

To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the Petitioners and the TCEQ Internal Control Number; (3) the statement "I/we request a contested case hearing"; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District's boundaries. You may also submit your proposed adjustments to the petition which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.

The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

INFORMATION. Written hearing requests should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC-103, at the same address. General information regarding TCEQ can be found at our web site <http://www.tceq.texas.gov/>.

Issued: August 4, 2022

EXHIBIT A
Legal Description of the Land

All that certain lot, tract or parcel of land lying and being situated in Denton County, Texas and being a part of the A.H. Lynde Survey, Abstract number 770 and the A.H. Lynde Survey, Abstract number 771 and the A.H. Lynde Survey, Abstract number 777 and the John Guber Survey, Abstract number 486 and being all of that called 84.23 acre tract of land described in deed to Earthland Farms, LLC recorded in instrument number 2018-88474, Real Property Records, Denton County, Texas and being all of Tract I called 225.78 acre tract and all of Tract II called 10.28 acre tract of land described in deed to Kenny and Daphne Zollinger recorded in instrument number 2015-10615, Real Property Records, Denton County, Texas and being more fully described by metes and bounds as follows;

BEGINNING at a 1/2 inch iron rod found in the approximate center of Cash's Mill Road and being the mort Westerly Northwest corner of said Tract I and being the Southwest corner of a called 17.031 acre tract of land described in deed to Edward Joseph Huettenuemler and wife, Rhonda Huettenuemler recorded in Volume 990, Page 505, Deed Records, Denton County, Texas;

THENCE along the common line of said 17.031 acre tract and this tract, South 89 degrees 39 minutes 20 seconds East, 911.81 feet to a wood fence corner post at the Southeast corner of said 17.031 acre tract;

THENCE South 89 degrees 44 minutes 28 seconds East, 2270.67 feet to a 1/2 inch iron rod found;

THENCE North 01 degrees 10 minutes 32 seconds East, 305.83 feet to a capped iron rod set stamped "KAZ";

THENCE North 89 degrees 33 minutes 58 seconds West, 807.44 feet to a wood fence corner post;

THENCE North 89 degrees 28 minutes 11 seconds East, 1397.44 feet to a capped iron rod set stamped "KAZ" at the most Northerly Northwest corner of said Tract I and being in the South line of Stone Creek, an addition to Denton County, Texas according to the plat recorded in Cabinet P, Page 32, Plat Records, Denton County, Texas;

THENCE along the common line of said Stone Creek and this tract, North 89 degrees 54 minutes 40 seconds East, 2151.99 feet to a wood fence corner at the Northeast corner of said Tract I and the Northwest corner of said 84.23 acre tract and also being the Southeast corner of the J.M. Gist Survey, Abstract number 478;

THENCE continuing along said common line, South 89 degrees 42 minutes 43 seconds East, passing a capped iron rod found at 2728.42 feet, continuing in all a total distance of 2758.66 feet to a Mag nail set in the approximate center of Lois Road and being the Northeast corner of said 84.23 acre tract;

THENCE along said center, South 00 degrees 14 minutes 51 seconds West, 1333.22 feet to a Mag nail set at the Southeast corner of said 84.23 acre tract and the Northeast corner of a called 120.67 acre tract of land described in deed to Don Gillum recorded in instrument number 2015-146204, Real Property Records, Denton County, Texas;

THENCE along the common line of said 120.67 acre tract and this tract, North 89 degrees 42 minutes 43 seconds West, 2710.53 feet to a 1/2 inch iron rod found at the most Southerly Southwest corner of said 84.23 acre tract and being the Northwest corner of said 120.67 acre tract and being in the East line of the aforesaid Tract I;

THENCE along the common line of said 120.67 acre tract and this tract, South 00 degrees 31 minutes 11 seconds West, 1981.65 feet to a capped iron rod set stamped "KAZ" at the Southwest corner of said 120.67 acre tract, in the South line of said Abstract 770, and in the North line of said Abstract 486;

THENCE continuing along said common line, North 89 degrees 54 minutes 51 seconds East, 573.24 feet to a wood fence corner post at a common corner of said 120.67 acre tract and this tract and the Northeast corner of said Abstract number 486 and also being the Northwest corner of the R. Gist Survey, Abstract number 504;

THENCE South 02 degrees 25 minutes 15 seconds East, 427.42 feet to a capped iron rod found at the Southeast corner of said Tract I;

THENCE North 89 degrees 38 minutes 28 seconds West, 3284.87 feet to a capped iron rod found at the most Southerly Southwest corner of said Tract I and being the Southeast corner of a called 20.00 acre tract of land described in deed to Floyd Seitzinger, etux recorded in instrument number 2007-28688, Real Property Records, Denton County, Texas;

THENCE along the common line of said 20.00 acre tract and this tract, North 00 degrees 25 minutes 40 seconds East, 1171.02 feet to a metal fence corner post at the Northeast corner of said 20.00 acre tract;

THENCE continuing along said common line, North 89 degrees 38 minutes 28 seconds West, 743.98 feet to a capped iron rod found at the Northwest corner of said 20.00 acre tract;

THENCE North 00 degrees 25 minutes 39 seconds East, 390.34 feet to a 1/2 inch iron rod found at the Southeast corner of the aforementioned 10.28 acre tract;

THENCE North 89 degrees 38 minutes 28 seconds West, 1147.00 feet to a Mag nail set at the Southwest

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attempt to locate you. These attempts have been to avoid, therefore I am placing this legal notice as required. I call upon you through this legal notice to either respond or consider our marriage to be over in the eyes of Texas law.

Doc 07/11, 07/24, 07/31, 08/07, 08/14, 08/21/2022

Section 09-11.13
NOTICE TO BIDDERS

Paloma South LP will receive bids for the construction of LIFT STATION IMPROVEMENTS FOR LAKE FRONTE ADDITION, DENTON COUNTY, TEXAS. Sealed bids must be delivered to the office of the ENGINEER, Peatt & Associates LLC, 800 N. Watters Road, Suite 130, Allen, Texas 75013, no later than 10:30 A.M., Wednesday, September 7, 2022. The bids will be publicly opened and read aloud at this time and place. Bids received after this time will be returned unopened.

Plans, specifications and bid documents are available at www.pcaonline.com, Project: CS007-1404. Contract documents may be downloaded viewed free of charge at this site. It is the bidder's responsibility to determine that a complete set of documents as defined in the instructions to bidders are received. Printed pages of the Contract Documents may be purchased at the website at the cost of printing. The cost of printed Contract Documents is refundable. The web site will be updated periodically with agenda, plan holders lists, bid situations, additional reports or other information relevant to the project.

A bid conference for the project will be held at 10:30 AM, Wednesday, August 31, 2022 at the office of the ENGINEER, and not mandatory.

It must be accompanied by a cashier's check or a bid bond in a surety company holding a bid in the State of Texas for amount equal to 2% of the sum bid. The amount of said cashier's check or bond will be returned to the OWNER and the bid or surety shall be liable to OWNER for the amount in the successful bidder bid or use to enter into a contract or cash bonds as hereafter used within ten (10) days after date of notice of award.

Retention and Payment Bonds required.

OWNER reserves the right to act on any or all bids and to waive irregularities in any case of lack of clarity in any price. The OWNER reserves the right to consider the most advantageous construction bid, or reject the bid.

08/21/2022 & 08/28/2022

NOTICE TO BIDDERS (Advertisement)

Sealed Proposals on forms issued by the Engineer will be received by the TOWN OF SSS ROOMS at the OFFICE

removal of fill from the upstream and downstream channel sections is included as an added alternate.

Proposal Guaranty consisting of either a cashier's check or a Bid Bond on the form included or similar form of Surety Company (FACSIMILES WILL NOT BE CONSIDERED RESPONSIVE). Must be made payable to the TOWN OF CROSS ROADS, and in the amount equal to at least five percent (5%) of the total amount of the proposal (including addenda, alternate), must accompany each bid as a guaranty that if the proposal is accepted, the bidder will execute the Contract and furnish the required Bonds within the time provided in the "INSTRUCTIONS TO BIDDERS".

Minimum rates of pay to all laborers and mechanics on all projects must comply with all applicable wage laws of the State of Texas.

The Owner reserves the right to award the Contract at any time within sixty (60) days after date of receiving bids, or to reject any or all bids and waive any or all informatics.

Contractors MAY attend an optional pre-bid meeting with the Engineer at the OFFICE OF THE TOWN SECRETARY, 3201 US HWY 380, SUITE 100, CROSS ROADS, TX 75222, at 2:00 P.M. (local time) on THURSDAY, SEPTEMBER 1, 2022 at 11PMSS ROAD CURVE IMPROVEMENTS.

OFFICIAL ADVERTISEMENT:

First Publication: AUGUST 14, 2022
Second Publication: AUGUST 21, 2022

Signed: */s/ Leah A. Heitz*
Leah A. Heitz, P.E.
Town Engineer

Doc 08/14/2022 & 08/21/2022

TOWN OF NORTHLAKE, TEXAS
ORDINANCE NO. 22-1061A

AN ORDINANCE AMENDING ARTICLE 6.03, "FIREWORKS", OF THE CODE OF ORDINANCES OF THE TOWN OF NORTHLAKE, TEXAS; PROHIBITING THE DETONATION OF FIREWORKS IN CERTAIN SITUATIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATION; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

SECTION 3
Any person, firm or corporation violating any of the provisions of this Ordinance shall be guilty of a misdemeanor and upon conviction, shall be fined a sum not to exceed \$2,000.00 for each offense, and each and every violation or day such violation shall continue to exist, shall be deemed a separate offense.

SECTION 4

08/20/2022 & 08/27/2022

On Tuesday, August 16, 2022, the Denton City Council adopted the following ordinance(s):

ORDINANCE NO. AESA22-0002b

AN ORDINANCE OF THE CITY OF DENTON, TEXAS APPROVING AN ALTERNATIVE ENVIRONMENTALLY SENSITIVE AREA PLAN FOR A SITE GENERALLY LOCATED ON THE SOUTHWEST SIDE OF THE INTERSECTION OF WESTERN BOULEVARD AND JIM CHRISTAL ROAD, IN THE CITY OF DENTON, DENTON COUNTY, TEXAS; ADOPTING AN AMENDMENT TO THE CITY'S OFFICIAL ENVIRONMENTALLY SENSITIVE AREAS MAP; PROVIDING FOR A PENALTY IN THE MAXIMUM AMOUNT OF \$2,000.00 FOR VIOLATIONS THEREOF; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. (AES22-0002b)

Doc 08/20/2022 & 08/27/2022

On Tuesday, August 16, 2022, the Denton City Council adopted the following ordinance(s):

ORDINANCE NO. 22-1643

AN ORDINANCE AMENDING CHAPTER 15, "MOTOR VEHICLES AND TRAFFIC", ARTICLE III "SPEED OF VEHICLES", SECTION 18-73 "SPEED LIMITS ON CERTAIN ROADS AND HIGHWAYS", "SCHOOL ZONES", OF CODE OF ORDINANCES OF THE CITY OF DENTON, TO CHANGE THE SPEED LIMITS ON CERTAIN ROADS AND HIGHWAYS AND SPEED LIMITS OF CERTAIN SPEED ZONES IN THE VICINITY OF A SCHOOL; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING COORDINATION; AND PROVIDING AN EFFECTIVE DATE.

Doc 08/20/2022 & 08/27/2022

Notice of public sale

Notice is hereby given that on September 9th, 2022, U-Haul Co of TX will be offering for sale to satisfy a Landlord's Lien under chapter 59 of the Texas Judicial Property Code, by public auction, the following storage units. The goods are generally described as household goods (if contents not specifically listed) and may contain appliances, household and office furniture, electronics, bedding, toys, sporting equipment, and/or other misc. items. Cash only. No one under the age of 16 is allowed to attend the sale. The sale starts at 10:00AM at U-Haul Moving and Storage of Denton. Announcements made the day for sale take precedence over any printed material relating to this sale. U-Haul Co of TX reserves the right to release any and all bids. Auctioneer Luther Davis Texas License #8325. Tenant's name and site location will be as

Information will be posted on our website www.dentononline.com/Purchasing. You may email info@dentononline.com for assistance.

Doc 08/20/2022 & 08/27/2022

REQUEST FOR PROPOSAL #2209-14
FUNDRAISING SUPPLIES & SERVICES
DENTON INDEPENDENT SCHOOL DISTRICT

The Denton Independent School District (Denton ISD) is accepting responses to this Request for Proposal (RFP) for Fundraising Supplies & Services.

Proposals will be accepted electronically through our eBidding system until 2:00 p.m. (CT), on Thursday, August 31, 2022. Proposers are encouraged to submit responses as soon as possible, as awards will be made to multiple vendors on an incremental basis during the solicitation offering period.

To access the proposal, please go to <https://dentonisd.onlinenr.com>. Information will be posted on our website: www.dentonisd.org/Purchasing. You may email clar@dentonisd.org for assistance.

Doc 08/20/2022 & 08/27/2022

REQUEST FOR PROPOSAL #2209-15
FOOD, GENERAL GROCERY ITEMS & CATERING SERVICES
DENTON INDEPENDENT SCHOOL DISTRICT

The Denton Independent School District (Denton ISD) is accepting responses to this Request for Proposal (RFP) for Food, General Grocery Items & Catering Services.

Proposals will be accepted electronically through our eBidding system until 2:00 p.m. (CT), on Thursday, August 31, 2022. Proposers are encouraged to submit responses as soon as possible, as awards will be made to multiple vendors on an incremental basis during the solicitation offering period.

To access the proposal, please go to <https://dentonisd.onlinenr.com>. Information will be posted on our website: www.dentonisd.org/Purchasing. You may email clar@dentonisd.org for assistance.

Doc 08/20/2022 & 08/27/2022

NOTICE TO VENDORS

Proposals will be received by the City of Denton, at the address detailed below, prior to 11:00 A.M. August 23, 2022, for the following:

RFC #2022 - Preparation for the Southeast Area Plan

Qualified prospective bidders may register and obtain copies of the bid specifications at dentonrc.com/news

Proposals received later than the specified time and date will be rejected.

The City of Denton, Texas reserves the right to reject or accept any proposal and award to the most advantageous proposal received.

Local, minority, and small business vendors are encouraged to submit proposals.

City of Denton
Purchasing Management
9018 Texas Street
Denton, TX 76209
(940) 349-7100

Doc 08/14/2022 & 08/21/2022

REQUEST FOR QUALIFICATIONS
TOWN OF ARGYLE

The Town of Argyle is soliciting proposals to provide engineering architectural/surveying services for potential projects funded by the Coronavirus Local Fiscal Recovery Fund of the American Rescue Plan Act of 2021. Please submit your proposal and a statement of qualifications for the proposed services to the email address below. Attn: contracts@argyle.com. Statement of Qualifications must be received by the Town no later than 2:00 pm on September 6, 2022 to be considered. The Town of Argyle reserves the right to negotiate with any and all individuals or firms that submit proposals, as per the Texas Professional Services Procurement Act and the Uniform Grant and Contract Management Standards, and may award one or more contracts to one or more service provider(s). Section 3 Residents and Business Concerns, Minority Business Enterprises, Small Business Enterprises and Women Business Enterprises, and Labor Surplus Area firms are encouraged to submit proposals. The Town of Argyle is an Affirmative Action/Equal Opportunity

12001 North Central Expressway, Suite 400
Dallas, TX 75243

until 1:00 P.M. CST, Tuesday, September 13, 2022. Proposals will be publicly opened at McCarthy and the City of Denton. No bids will be publicly read aloud.

GENERAL DESCRIPTION OF WORK: The major Work will consist of the following categories:

Work Category #1: Asphalt Paving
Work Category #2: Concrete/Earthwork/Subgrade
Work Category #3: Flatwork Concrete
Work Category #4: Traffic Control
Work Category #5: Underground Utilities

*See Proposal Form for details of each Work Package.

DOCUMENT EXAMINATION AND REQUIREMENTS: Proposers may obtain the contract documents via BUILDINGCONNECTED on or after August 14, 2022, by contacting Colton Matrisde at the following e-mail: colton@mcCarthy.com

12001 N Central Exp., # 400
Dallas, Texas 75243
Contacted at: colton@mcCarthy.com

A PREBID CONFERENCE will be held virtually via Zoom at 2:00 P.M. on Tuesday, August 23, 2022. To register and receive access to the event, please follow the link: <https://mcCarthy.zoom.us/j/85262626262>. If you need assistance accessing the event, email colton@mcCarthy.com.

INTERESTED CONTRACTORS ARE STRONGLY ENCOURAGED TO ATTEND.

McCarthy is an Equal Opportunity Employer. McCarthy has established an internal 20% aspirational diversity goal. We encourage all interested subcontractors and suppliers that are certified by a third party certifying agency to participate.

McCarthy reserves the right to waive irregularities and to accept or reject any or all proposals. All inquiries relative to this procurement should be addressed to the following:

Mrs. Riley Seahorn, Project Manager
McCarthy Building Companies, Inc.
Construction Manager at Risk
Email: RSeahorn@mcCarthy.com
Phone: (972) 991-5500

Doc 08/14/2022 & 08/21/2022

APPLICATION IS MADE TO THE TEXAS ALCOHOLIC BEVERAGE COMMISSION FOR A MIXED BEVERAGE RESTAURANT PERMIT WITH FOOD AND BEVERAGE CERTIFICATE BY CITY CONCESSIONS LLC, DBA "TYCOON," LOCATED IN DENTON COUNTY AT 811 INTERNATIONAL PKWY SUITE 240, FLOWER MOUND TX. DAVID J. COUSSIRAT, MANAGER.

Doc 08/21/2022 & 08/22/2022

NOTICE OF ESTABLISHMENT OF ADDITIONAL OUT-OF-DISTRICT MEETING PLACE OF THE BOARD OF DIRECTORS OF TRADITION MUNICIPAL UTILITY DISTRICT NO. 28 OF DENTON COUNTY

To the residents and taxpayers of Tradition Municipal Utility District No. 28 of Denton County (the "District"), and to all persons interested in the meetings of the Board of Directors of such District:

Notice is hereby given that the Board of Directors of the District, at a meeting held August 1, 2022, established an additional meeting place outside the boundaries of the District at the offices of Allen Bone-Humphreys-Roberts LLP, 6060 N. Central Expressway, Suite 400, Dallas, Texas 75226.

Said meeting place is hereby declared to be a public place and open to the public. All residents and taxpayers of the District and all other interested persons are hereby invited to attend any meetings of the Board of Directors at such location and other locations previously established by the Board of Directors as meeting places of the District.

/s/ Matthew Midton
Matthew Midton
Secretary, Board of Directors

Doc 08/21/2022

According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners that the cost of said project will be approximately \$40,910,000 (\$25,840,000 for water, wastewater, and drainage plus \$15,070,000 for roads).

CONTESTED CASE HEARING. The TCEQ may grant a contested case hearing on this petition if a written hearing request is filed within 30 days after the newspaper publication of this notice.

To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the Petitioners and the TCEQ Internal Control Number; (3) the statement "I/we request a contested case hearing"; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District's boundaries. You may also submit your proposed adjustments to the petition which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.

The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

INFORMATION. Written hearing requests should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087. For information concerning the hearing process, please contact the Public Interest Consultant, MC-103, at the same address. General information regarding TCEQ can be found at our web site <http://www.tceq.texas.gov/>.

Issued: August 4, 2022

EXHIBIT A
Legal Description of the Land

All that certain lot, tract or parcel of land lying and being situated in Denton County, Texas and being a part of the A.H. Lynde Survey, Abstract number 770 and the A.H. Lynde Survey, Abstract number 771 and the A.H. Lynde Survey, Abstract number 777 and the John Guber Survey, Abstract number 486 and being all of that called 84.23 acre tract of land described in deed to Earland Farms, LLC recorded in Instrument number 2018-88474, Real Property Records, Denton County, Texas and being all of Tract 1 a called 225.78 acre tract and all of Tract II a 10.28 acre tract of land described in deed to Kenny and Daphne Zollinger recorded in Instrument number 2015-10615, Real Property Records, Denton County, Texas and being more fully described by metes and bounds as follows;

BEGINNING at a 1/2 inch iron rod found in the approximate center of Cash's Mill Road and being the North West corner of said Tract I and being the Southwest corner of a called 17.031 acre tract of land described in deed to Edward Joseph Huettnermuller and wife, Rhonda Huettnermuller recorded in Volume 990, Page 505, Deed Records, Denton County, Texas;

THENCE along the common line of said 17.031 acre tract and this tract, South 89 degrees 39 minutes 20 seconds East, 911.81 feet to a wood fence corner post at the Southeast corner of said 17.031 acre tract;

THENCE South 89 degrees 44 minutes 28 seconds East, 2270.67 feet to a 1/2 inch iron rod found;

THENCE North 01 degrees 10 minutes 32 seconds East, 305.83 feet to a capped iron rod set stamped "KAZ";

THENCE North 89 degrees 33 minutes 58 seconds West, 807.42 feet to a wood fence corner post;

THENCE North 00 degrees 23 minutes 11 seconds East, 1397.44 feet to a capped iron rod set stamped "KAZ" at the most Northerly Northwest corner of said Tract I and being in the South line of Stone Creek, an addition to Denton County, Texas according to the plat recorded in Cabinet P, Page 32, Plat Records, Denton County, Texas;

THENCE along the common line of said Stone Creek and this tract, North 89 degrees 54 minutes 40 seconds East, 2151.99 feet to a wood fence corner at the Northeast corner of said Tract I and the Northwest corner of said 84.23 acre tract and also being the Southeast corner of the J.M. Gist Survey, Abstract number 478;

THENCE continuing along said common line, South 89 degrees 42 minutes 43 seconds East, passing a capped iron rod found at 2728.42 feet, continuing in all a total distance of 2758.66 feet to a Mag nail set in the approximate center of Lois Road and being the Northeast corner of said 84.23 acre tract;

THENCE along said center, South 00 degrees 14 minutes 51 seconds West, 1333.22 feet to a Mag nail set at the Southeast corner of said 84.23 acre tract and the Northeast corner of a called 120.67 acre tract of land described in deed to Don Gillum recorded in Instrument number 2015-146204, Real Property Records, Denton County, Texas;

THENCE along the common line of said 120.67 acre tract and this tract, North 89 degrees 42 minutes 43 seconds West, 2710.53 feet to a 1/2 inch iron rod found at the most Southerly Southwest corner of said 84.23 acre tract and being the Northwest corner of said 120.67 acre tract and being in the East line of the aforesaid tract I;

THENCE along the common line of said 120.67 acre tract and this tract, South 00 degrees 31 minutes 11 seconds West, 1901.65 feet to a capped iron rod set stamped "KAZ" at the Southwest corner of said 120.67 acre tract, in the South line of said Abstract 770, and in the North line of said Abstract 486;

THENCE continuing along said common line, North 89 degrees 54 minutes 51 seconds East, 573.24 feet to a wood fence corner post at a common corner of said 120.67 acre tract and this tract and the Northeast corner of said Abstract number 486 and also being the Northwest corner of the R. Gist Survey, Abstract number 504;

THENCE South 02 degrees 25 minutes 15 seconds East, 427.42 feet to a capped iron rod found at the Southeast corner of said Tract I;

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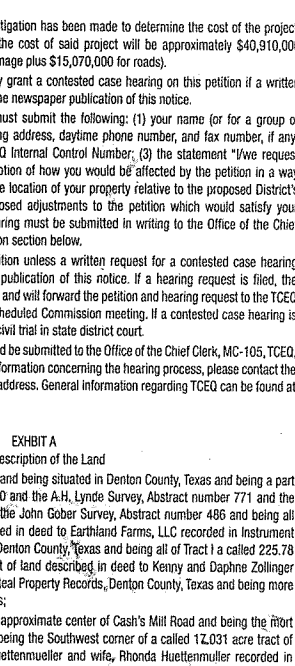
THENCE along the common line of said 20.00 acre tract and this tract, North 00 degrees 25 minutes 40 seconds East, 1171.02 feet to a metal fence corner post at the Northeast corner of said 20.00 acre tract;

THENCE continuing along said common line, North 89 degrees 38 minutes 28 seconds West, 743.98 feet to a capped iron rod found at the Northwest corner of said 20.00 acre tract;

THENCE North 00 degrees 25 minutes 39 seconds East, 390.34 feet to a 1/2 inch iron rod found at the Southeast corner of the aforesaid 10.28 acre tract;

THENCE North 89 degrees 38 minutes 28 seconds West, 1147.00 feet to a Mag nail set at the Southwest corner of said 10.28 acre tract and being in the approximate center of the aforesaid Cash's Mill Road;

THENCE along said center, North 00 degrees 27 minutes 52 seconds East, 450.60 feet to the PLACE OF BEGINNING and containing 320.41 acres of land more or less.



Looking to Change Your Style?

Sell your old décor in the classifieds!

\$10

Items for sale, 100 items for 10 days Denton Record-Chronicle & DentonRC.com

Free Print Photo and Online Color Photos

Reservations Apply

Call DentonRC.com/classifieds or call 940.387.7755 to place your ad!

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DENTON MEDIA COMPANY

00009

Kimley-Horn
© 2021 - AMLEY - HORN AND ASSOCIATES, INC.
606 N. DEKALB DR., SUITE 160, CELINA, TX 75009
PHONE: 409-501-2001 | WWW.KIMLEY-HORN.COM
TEXAS REGISTERED ENGINEERING FIRM # - 925

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2022 AUG 26 AM 9:55

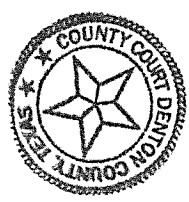
CHIEF CLERKS OFFICE

DENTON COUNTY CLERK
CERTIFICATE OF POSTING

I, the undersigned, Michele Boutwell do hereby certify that on the 10th day of August, 2022, I posted a copy of the attached Notice of District Petition regarding the Duck Creek Municipal Utility District of Denton County in a place convenient to the public where Public Notices are posted.

EXECUTED this 10th day of August, 2022.

Signed: Michele Boutwell
Title: Senior Clerk



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF DISTRICT PETITION TCEQ INTERNAL CONTROL NO. D-06142022-031

PETITION. Earthland Farms, LLC, a Texas limited liability company, and Kenneth Zollinger and Daphne Zollinger as individual landowners (Petitioners) filed a petition for creation of Duck Creek Municipal Utility District of Denton County (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ.

The petition states that: (1) the Petitioners hold title to a majority in value of the land to be included in the proposed District; (2) there is one lienholder, Lone Star ACA, on the property to be included in the proposed District and the lienholder consents to the creation of the proposed District; (3) the proposed District will contain approximately 320.41 acres located within Denton County, Texas; and (4) none of the land within the proposed District is within the corporate limits or extraterritorial jurisdiction of any city.

The territory to be included in the proposed District is set forth in a metes and bounds description designated as Exhibit "A" and is depicted in the vicinity map designated as Exhibit "B," both of which are attached to this document.

The petition further states that the proposed District will: (1) construct, maintain, and operate a waterworks system, including the purchase and sale of water, for domestic and commercial purposes; (2) construct, maintain, and operate a sanitary sewer collection, treatment, and disposal system for domestic and commercial purposes; (3) construct, install, maintain, purchase, and operate drainage and roadway facilities and improvements; and (4) construct, install, maintain, purchase, and operate facilities, systems, plants, and enterprises of such additional facilities as shall be consonant with all of the purposes for which the proposed District is created.

According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners that the cost of said project will be approximately \$40,910,000 (\$25,840,000 for water, wastewater, and drainage plus \$15,070,000 for roads).

CONTESTED CASE HEARING. The TCEQ may grant a contested case hearing on this petition if a written hearing request is filed within 30 days after the newspaper publication of this notice.

To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the Petitioners and the TCEQ Internal Control Number; (3) the statement "I/we request a contested case hearing"; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District's boundaries. You may also submit your proposed adjustments to the petition which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.

The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

INFORMATION. Written hearing requests should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC-103, at the same address. General information regarding TCEQ can be found at our web site <http://www.tceq.texas.gov/>.

Issued: August 4, 2022

EXHIBIT A
Legal Description of the Land

All that certain lot, tract or parcel of land lying and being situated in Denton County, Texas and being a part of the A.H. Lynde Survey, Abstract number 770 and the A.H. Lynde Survey, Abstract number 771 and the A.H. Lynde Survey, Abstract number 777 and the John Gober Survey, Abstract number 486 and being all of that called 84.23 acre tract of land described in deed to Earthland Farms, LLC recorded in Instrument number 2018-88474, Real Property Records, Denton County, Texas and being all of Tract I a called 225.78 acre tract and all of Tract II a 10.28 acre tract of land described in deed to Kenny and Daphne Zollinger recorded in Instrument number 2015-10615, Real Property Records, Denton County, Texas and being more fully described by metes and bounds as follows;

BEGINNING at a 1/2 inch iron rod found in the approximate center of Cash's Mill Road and being the most Westerly Northwest corner of said Tract I and being the Southwest corner of a called 17.031 acre tract of land described in deed to Edward Joseph Huettenmueller and wife, Rhonda Huettenmuller recorded in Volume 990, Page 505, Deed Records, Denton County, Texas;

THENCE along the common line of said 17.031 acre tract and this tract, South 89 degrees 39 minutes 20 seconds East, 911.81 feet to a wood fence corner post at the Southeast corner of said 17.031 acre tract;

THENCE South 89 degrees 44 minutes 28 seconds East, 2270.67 feet to a 1/2 inch iron rod found;

THENCE North 01 degrees 10 minutes 32 seconds East, 305.83 feet to a capped iron rod set stamped "KAZ";

THENCE North 89 degrees 33 minutes 58 seconds West, 807.42 feet to a wood fence corner post;

THENCE North 00 degrees 28 minutes 11 seconds East, 1397.44 feet to a capped iron rod set stamped "KAZ" at the most Northerly Northwest corner of said Tract I and being in the South line of Stone Creek, an addition to Denton County, Texas according to the plat recorded in Cabinet P, Page 32, Plat Records, Denton County, Texas;

THENCE along the common line of said Stone Creek and this tract, North 89 degrees 54 minutes 40 seconds East, 2151.99 feet to a wood fence corner at the Northeast corner of said Tract I and the Northwest corner of said 84.23 acre tract and also being the Southeast corner of the J.M. Gist Survey, Abstract number 478;

THENCE continuing along said common line, South 89 degrees 42 minutes 43 seconds East, passing a capped iron rod found at 2728.42 feet, continuing in all a total distance of 2758.66 feet to a Mag nail set in the approximate center of Lois Road and being the Northeast corner of said 84.23 acre tract;

THENCE along said center, South 00 degrees 14 minutes 51 seconds West, 1333.22 feet to a Mag nail set at the Southeast corner of said 84.23 acre tract and the Northeast

corner of a called 120.67 acre tract of land described in deed to Don Gillum recorded in Instrument number 2015-146204, Real Property Records, Denton County, Texas;

THENCE along the common line of said 120.67 acre tract and this tract, North 89 degrees 42 minutes 43 seconds West, 2710.53 feet to a 1/2 inch iron rod found at the most Southerly Southwest corner of said 84.23 acre tract and being the Northwest corner of said 120.67 acre tract and being in the East line of the aforesaid Tract I;

THENCE along the common line of said 120.67 acre tract and this tract, South 00 degrees 31 minutes 11 seconds West, 1981.65 feet to a capped iron rod set stamped "KAZ" at the Southwest corner of said 120.67 acre tract, in the South line of said Abstract 770, and in the North line of said Abstract 486;;

THENCE continuing along said common line, North 89 degrees 54 minutes 51 seconds East, 573.24 feet to a wood fence corner post at a common corner of said 120.67 acre tract and this tract and the Northeast corner of said Abstract number 486 and also being the Northwest corner of the R. Gist Survey, Abstract number 504;

THENCE South 02 degrees 25 minutes 15 seconds East, 427.42 feet to a capped iron rod found at the Southeast corner of said Tract I;

THENCE North 89 degrees 38 minutes 28 seconds West, 3284.87 feet to a capped iron rod found at the most Southerly Southwest corner of said Tract I and being the Southeast corner of a called 20.00 acre tract of land described in deed to Floyd Seitzinger, et ux recorded in Instrument number 2007-28688, Real Property Records, Denton County, Texas;

THENCE along the common line of said 20.00 acre tract and this tract, North 00 degrees 25 minutes 40 seconds East, 1171.02 feet to a metal fence corner post at the Northeast corner of said 20.00 acre tract;

THENCE continuing along said common line, North 89 degrees 38 minutes 28 seconds West, 743.98 feet to a capped iron rod found at the Northwest corner of said 20.00 acre tract;

THENCE North 00 degrees 25 minutes 39 seconds East, 390.34 feet to a 1/2 inch iron rod found at the Southeast corner of the aforementioned 10.28 acre tract;

THENCE North 89 degrees 38 minutes 28 seconds West, 1147.00 feet to a Mag nail set at the Southwest corner of said 10.28 acre tract and being in the approximate center of the aforementioned Cash's Mill Road;

THENCE along said center, North 00 degrees 27 minutes 52 seconds East, 450.60 feet to the PLACE OF BEGINNING and containing 320.41 acres of land more or less.

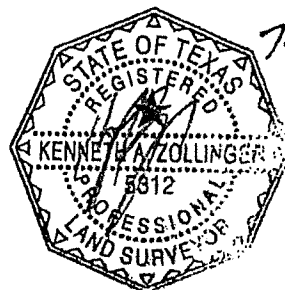
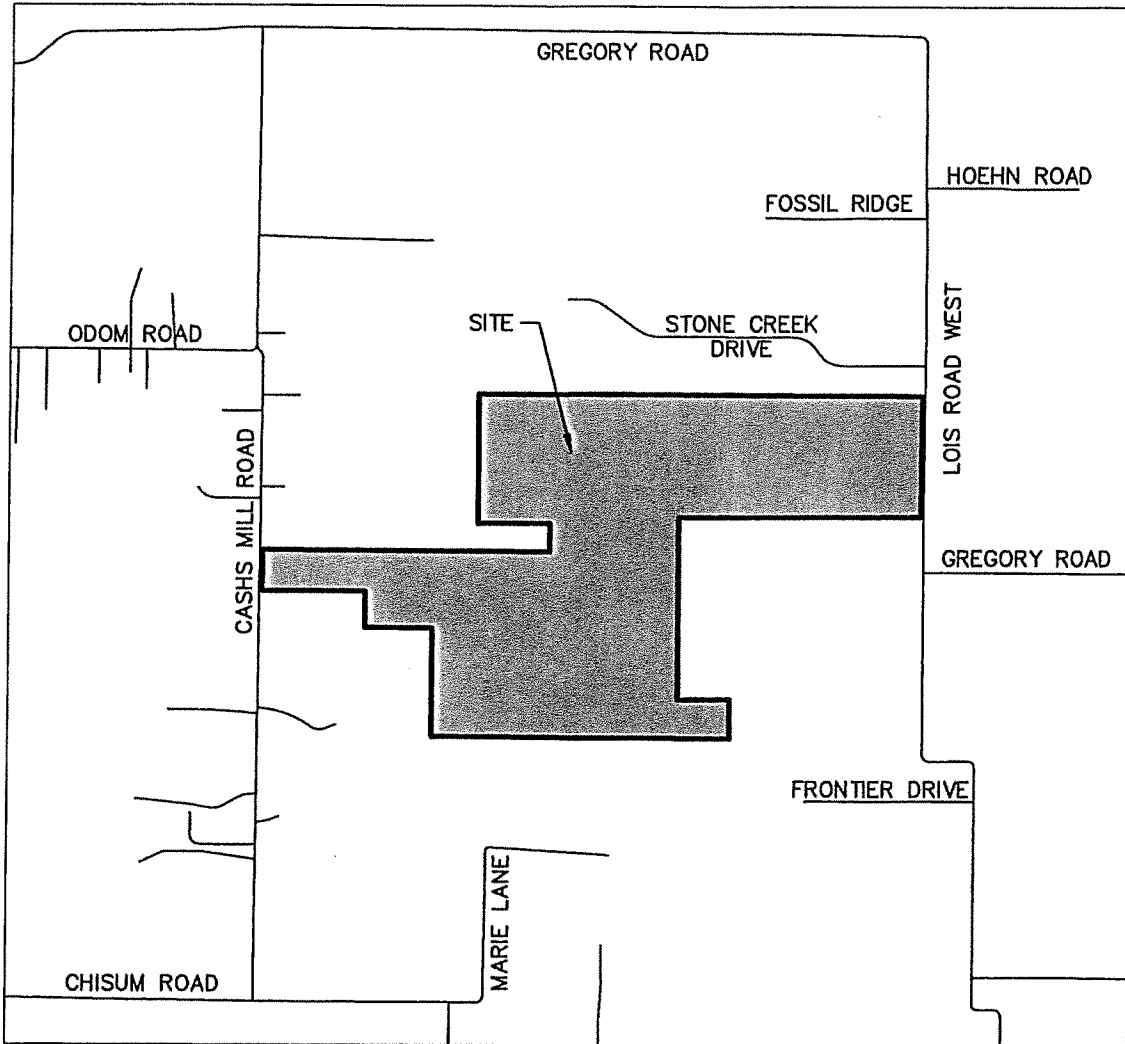
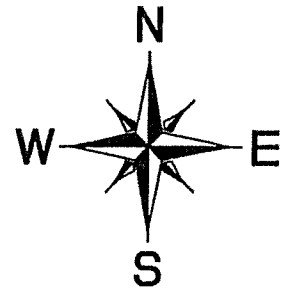


Exhibit "B"



LOCATION MAP
SCALE: 1" = 2000'

EXHIBIT 1
Duck Creek MUD Exhibit
Sanger, Texas
January 2022

Kimley»Horn

© 2021 KIMLEY-HORN AND ASSOCIATES, INC.
400 N. OKLAHOMA DRIVE, SUITE 105, CELINA, TX 75009
PHONE: 469-501-2200
WWW.KIMLEY-HORN.COM
TEXAS REGISTERED ENGINEERING FIRM F-9228

00015

401 Congress Avenue
Suite 2100
Austin, Texas 78701

Vicki Hahn
512.370.2931 OFFICE
512.370.2850 FAX
winstead.com

August 25, 2022

Via Federal Express 2772 2552 3478

Texas Commission on Environmental Quality
Laurie Gharis, Chief Clerk
12100 Park 35 Circle
MC105
Austin, Texas 78753

CHIEF CLERK'S OFFICE

2022 AUG 26 AM 9:55

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Re: Duck Creek Municipal Utility District of Denton County ("District

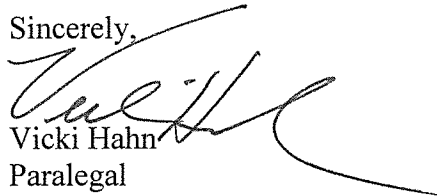
Dear Ms. Gharis:

Pursuant to the instructions in your letter dated August 4, 2022 regarding the publication and posting of the Notice of District Petition for the District, attached are the following documents:

1. Original Affidavit of Publication and Tearsheets for the Notice of District Petition, which was published on August 14, 2022 and August 21, 2022 in the Denton Record Chronicle; and
2. Certificate of Posting by the Denton County Clerk dated August 10, 2022.

If you have any questions please do not hesitate to contact me. Thank you in advance for your attention to this matter.

Sincerely,


Vicki Hahn
Paralegal

VH/sw

ORIGIN DEFDA (512) 370-2931
VICKI HAHN
WINSTEAD
401 CONGRESS AVE
SUITE 2100
AUSTIN, TX 78701
UNITED STATES US

SHIP DATE: 25AUG22
ACTWGT: 0.50 LB
CAD: 114440114WWSX3650

BILL SENDER

TO LAURIE GHARIS, CHIEF CLERK
TEXAS COMMISSION ON ENVIRONMENTAL Q
12100 PARK 35 CIRCLE
MC105

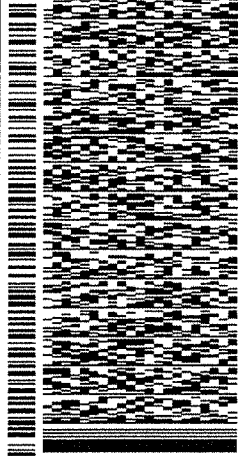
AUSTIN TX 78753

(512) 370-2931 REF: PKG 1 OF 1/65592/1

INV

PO

DEPT.



TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2022 AUG 26 AM 9:55

CHIEF CLERKS OFFICE

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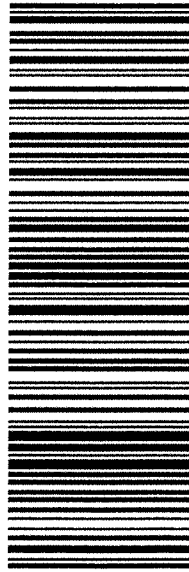
FRI - 26 AUG 10:30A
PRIORITY OVERNIGHT

TRK# 2772 2552 3478

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78753
TX-US AUS

44 MMRA



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF DISTRICT PETITION TCEQ INTERNAL CONTROL NO. D-06142022-031

PETITION. Earthland Farms, LLC, a Texas limited liability company, and Kenneth Zollinger and Daphne Zollinger as individual landowners (Petitioners) filed a petition for creation of Duck Creek Municipal Utility District of Denton County (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ.

The petition states that: (1) the Petitioners hold title to a majority in value of the land to be included in the proposed District; (2) there is one lienholder, Lone Star ACA, on the property to be included in the proposed District and the lienholder consents to the creation of the proposed District; (3) the proposed District will contain approximately 320.41 acres located within Denton County, Texas; and (4) none of the land within the proposed District is within the corporate limits or extraterritorial jurisdiction of any city.

The territory to be included in the proposed District is set forth in a metes and bounds description designated as Exhibit "A" and is depicted in the vicinity map designated as Exhibit "B," both of which are attached to this document.

The petition further states that the proposed District will: (1) construct, maintain, and operate a waterworks system, including the purchase and sale of water, for domestic and commercial purposes; (2) construct, maintain, and operate a sanitary sewer collection, treatment, and disposal system for domestic and commercial purposes; (3) construct, install, maintain, purchase, and operate drainage and roadway facilities and improvements; and (4) construct, install, maintain, purchase, and operate facilities, systems, plants, and enterprises of such additional facilities as shall be consonant with all of the purposes for which the proposed District is created.

According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners that the cost of said project will be approximately \$40,910,000 (\$25,840,000 for water, wastewater, and drainage plus \$15,070,000 for roads).

CONTESTED CASE HEARING. The TCEQ may grant a contested case hearing on this petition if a written hearing request is filed within 30 days after the newspaper publication of this notice.

To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the Petitioners and the TCEQ Internal Control Number; (3) the statement "I/we request a contested case hearing"; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District's boundaries. You may also submit your proposed adjustments to the petition which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.

The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

INFORMATION. Written hearing requests should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC-103, at the same address. General information regarding TCEQ can be found at our web site <http://www.tceq.texas.gov/>.

Issued: August 4, 2022

EXHBIT A
Legal Description of the Land

All that certain lot, tract or parcel of land lying and being situated in Denton County, Texas and being a part of the A.H. Lynde Survey, Abstract number 770 and the A.H. Lynde Survey, Abstract number 771 and the A.H. Lynde Survey, Abstract number 777 and the John Gober Survey, Abstract number 486 and being all of that called 84.23 acre tract of land described in deed to Earthland Farms, LLC recorded in Instrument number 2018-88474, Real Property Records, Denton County, Texas and being all of Tract I a called 225.78 acre tract and all of Tract II a 10.28 acre tract of land described in deed to Kenny and Daphne Zollinger recorded in Instrument number 2015-10615, Real Property Records, Denton County, Texas and being more fully described by metes and bounds as follows;

BEGINNING at a 1/2 inch iron rod found in the approximate center of Cash's Mill Road and being the most Westerly Northwest corner of said Tract I and being the Southwest corner of a called 17.031 acre tract of land described in deed to Edward Joseph Huettenmueller and wife, Rhonda Huettenmuller recorded in Volume 990, Page 505, Deed Records, Denton County, Texas;

THENCE along the common line of said 17.031 acre tract and this tract, South 89 degrees 39 minutes 20 seconds East, 911.81 feet to a wood fence corner post at the Southeast corner of said 17.031 acre tract;

THENCE South 89 degrees 44 minutes 28 seconds East, 2270.67 feet to a 1/2 inch iron rod found;

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THENCE continuing along said common line, South 89 degrees 42 minutes 43 seconds East, passing a capped iron rod found at 2728.42 feet, continuing in all a total distance of 2758.66 feet to a Mag nail set in the approximate center of Lois Road and being the Northeast corner of said 84.23 acre tract;

THENCE along said center, South 00 degrees 14 minutes 51 seconds West, 1333.22 feet to a Mag nail set at the Southeast corner of said 84.23 acre tract and the Northeast

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THENCE continuing along said common line, North 89 degrees 54 minutes 51 seconds East, 573.24 feet to a wood fence corner post at a common corner of said 120.67 acre tract and this tract and the Northeast corner of said Abstract number 486 and also being the Northwest corner of the R. Gist Survey, Abstract number 504;

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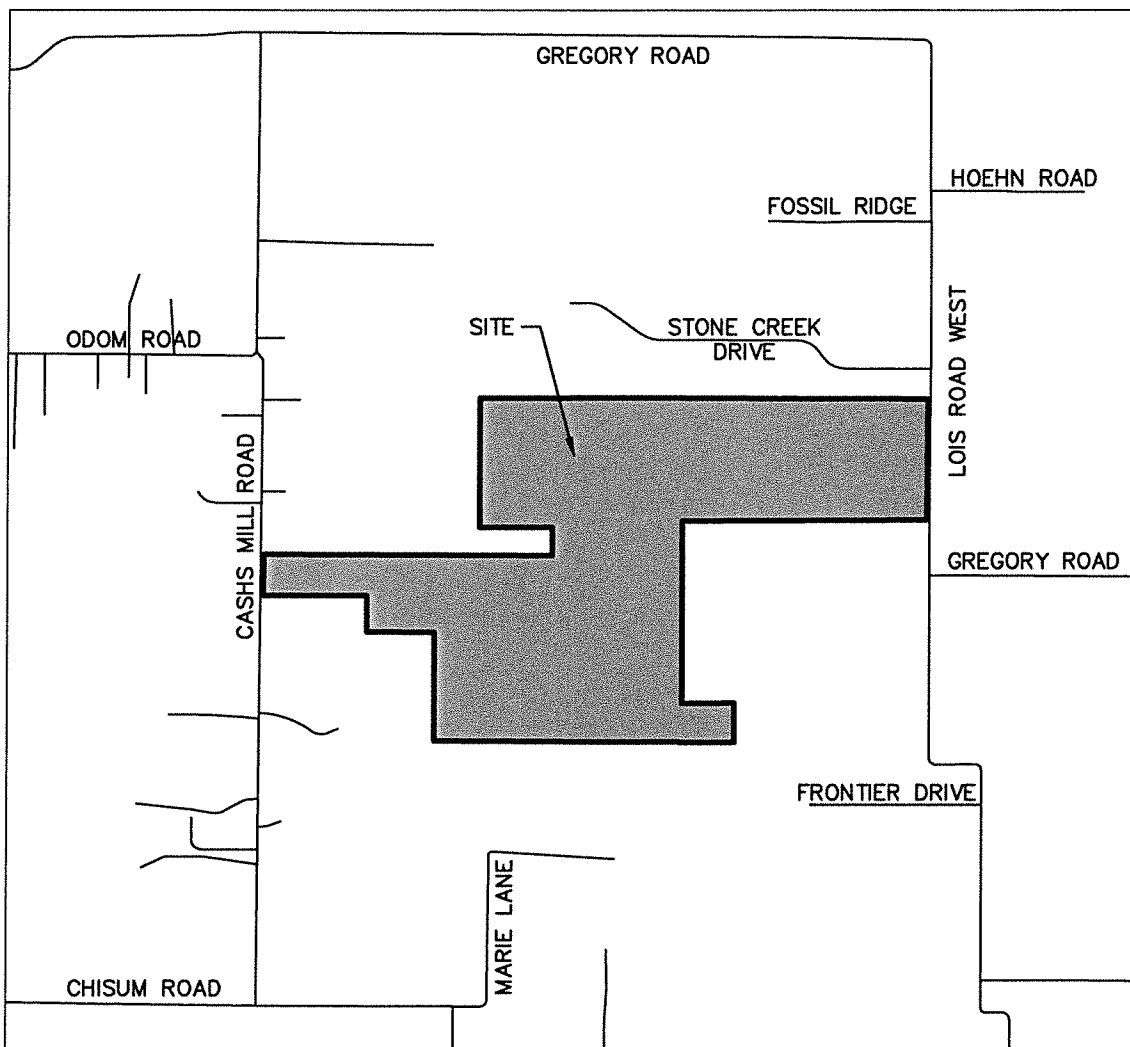
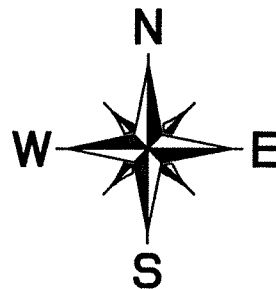
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THENCE North 89 degrees 38 minutes 28 seconds West, 1147.00 feet to a Mag nail set at the Southwest corner of said 10.28 acre tract and being in the approximate center of the aforementioned Cash's Mill Road;

THENCE along said center, North 00 degrees 27 minutes 52 seconds East, 450.60 feet to the PLACE OF BEGINNING and containing 320.41 acres of land more or less.



Exhibit "B"



LOCATION MAP
SCALE: 1" = 2000'

EXHIBIT 1

Duck Creek MUD Exhibit

Sanger, Texas
January 2022

Kimley»Horn

© 2021 KIMLEY-HORN AND ASSOCIATES, INC.
400 N. OKLAHOMA DRIVE, SUITE 105, CELINA, TX 75009
PHONE: 469-501-2200
WWW.KIMLEY-HORN.COM

TEXAS REGISTERED ENGINEERING FIRM E-928

00022

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Bobby Janecka, *Commissioner*
Toby Baker, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Protecting Texas by Reducing and Preventing Pollution

August 4, 2022

Mr. Matt McPhail
Winstead, PC
401 Congress Avenue, Suite 2100
Austin, Texas 78701-3798

Re: Publication of Notice of District Petition regarding creation of Duck Creek
Municipal Utility District of Denton County
TCEQ Internal Control No. D-06142022-031

Dear Mr. McPhail:

Enclosed is a copy of the notice for the above petition. Please carefully review the notice for accuracy prior to publication and distribution. Contact James Walker in the District Administration Office at 512/239-2532 if the notice is found to be in error.

This full notice, including Exhibits A and B, must be published in accordance with 30 Texas Administrative Code Section 293.12, at your client's expense, in a newspaper (or newspapers) regularly published or circulated in the county or counties in which the proposed district is to be located. Publication shall be once a week for two consecutive weeks. The 30-day comment period will begin on the day after the date of the **second** publication.

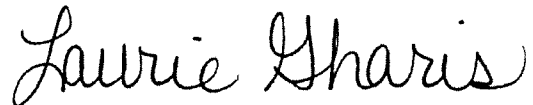
In addition, pursuant to 30 Texas Administrative Code 293.12, you are required to post the enclosed notice, including Exhibits A and B, on the bulletin board used for posting legal notices in each county in which all or part of the proposed district is to be located. This notice should be posted so that it is available to the public no later than the date of your second newspaper publication.

After notice has been published and posted in accordance with 293.12, please provide proof of these actions to the Chief Clerks Office (Mail Code 105). The proof for newspaper publication shall be the original TCEQ affidavit of publication completed and notarized by the newspaper and an original tear sheet from the newspaper. The proof of posting can be in the form of an affidavit signed by a representative for the proposed district, stating all facts of the posting action.

The Chief Clerk's Office should receive all affidavits no later than 14 days after the second publication of the notice in the newspaper.

If you have any questions regarding these publication requirements, please contact Georgia Carroll-Warren in this office at 512/239-3314.

Sincerely,

A handwritten signature in cursive script that reads "Laurie Gharis".

Laurie Gharis
Chief Clerk

LG/ka
Enclosures

cc: To all on attached mailing list.

MAILING LIST

Duck Creek Municipal Utility District of Denton County
TCEQ Internal Control No. D-06142022-031

Mr. Matt McPhail
Winstead, PC
401 Congress Avenue, Suite 2100
Austin, Texas 78701-3798

Ms. Stephanie White, P.E.
Kimley-Horn
11700 Katy Freeway, Suite 800
Houston, Texas 77079-1260

Ms. Alyssa Taylor
TCEQ Region 4
2309 Gravel Drive
Fort Worth, Texas 76118-6951

The Honorable Lynn Stucky
State Representative, District No. 64
Lynn.stucky@house.texas.gov

The Honorable Drew Springer
State Senator, District No. 30
Drew.springer@senate.texas.gov

Honorable Juli Luke, County Clerk
Denton County
1450 East McKinney Street
Denton, Texas 76209-4524

Mr. Mike Eastland, Executive Director
North Central Texas Council of
Governments
Centerpoint III
616 Six Flags Drive
Arlington, Texas 76011-6347

Bolivar Water Supply Corporation
4151 FM 455
Sanger, Texas 76266

City of Sanger Utility Building
502 Elm Street
Sanger, Texas 76266-4811

Texas Commission on Environmental
Quality
P. O. Box 13087
Austin, Texas 78711-3087

Todd Galiga, Senior Attorney,
Environmental Law Division, MC-173

Kayla Murray, Attorney, Environmental
Law Division, MC-173

James Walker, Technical Manager,
Districts Creation Review Team, MC-
152

Stephanie DeSouza, Districts Creation
Review Team, MC-152

Justin P. Taack, Manager, Districts
Section, MC-152

Sean Ables, Districts Section, Water
Supply Division, MC-153

Vic McWherter, Office of the Public
Interest Counsel, MC-103

TCEQ - Office of the Chief Clerk
MC-105 Attention: Notice Team
PO Box 13087
Austin TX 78711-3087

Applicant Name: Duck Creek MUD of Denton County
TCEQ Tracking No. D-06142022-031 CID Item No. 128812
Application Type: PETITION FOR CREATION OF A DISTRICT

AFFIDAVIT OF PUBLICATION

STATE OF TEXAS §

COUNTY OF: _____ §

Before me, the undersigned authority, on this day personally appeared

_____, who being by me duly
(name of newspaper representative)

sworn, deposes and says that (s)he is the _____
(title of newspaper representative)

of the _____ ; that said newspaper is
(name of newspaper)

regularly published or circulated in _____ County/Countries,
(name of county or counties)

Texas; that the attached notice was published in said newspaper on the following dates:

(date or dates of publication)

Newspaper Representative's Signature

Subscribed and sworn to before me this the _____ day of _____,
20 _____, to certify which witness my hand and seal of office.

Notary Public in and for the State of Texas

(Seal)

Print or type Name of Notary Public

My Commission Expires _____