

TCEQ - Office of the Chief Clerk
 MC-105 Attn: SOAH Docket Clerk
 PO Box 13087
 Austin TX 78711-3087

Applicant Name: Rainbow's End Park, Inc.
 TCEQ Docket Number: 2025-0698-MWD
 Notice of Hearing

AFFIDAVIT OF PUBLICATION

STATE OF TEXAS §
 COUNTY OF: Polk §

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

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

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

of the Polk County Enterprise; that said newspaper is
(name of newspaper)

regularly published or generally circulated in Polk
(county/counties)

County/Countries, Texas; that the attached notice was published in said newspaper on the
 following date(s): August 21, 2025
(date(s))



 Newspaper Representative's Signature

Subscribed and sworn to before me this the 29th day of August,
 20 25, to certify which witness my hand and seal of office.

(Seal)



Debra L Cooper
 Notary Public in and for the State of Texas

Debra L Cooper
 Print or type Name of Notary Public

My Commission Expires 3/21/2028

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF HEARING
Rainbow's End Park, Inc.
SOAH Docket No. 582-25-24687
TCEQ Docket No. 2025-0698-MWD
TPDES Permit No. WQ0016513001

APPLICATION.

Rainbow's End Park, Inc., 100 Rainbow Drive, Livingston, Texas 77351, has applied to the Texas Commission on Environmental Quality (TCEQ) for new Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0016513001, to authorize the discharge of treated domestic wastewater at a daily average flow not to exceed 60,000 gallons per day.

The facility will be located at approximately 0.33 miles southwest of the intersection of Care Center Drive and Highway 146, in the City of Livingston, Polk County, Texas 77351. The treated effluent will be discharged to a roadside ditch, thence to an unnamed tributary, thence to Copeland Creek, thence to Trinity River Below Lake Livingston in Segment No. 0802 of the Trinity River Basin. The unclassified receiving water uses are minimal aquatic life for the Roadside ditch, the unnamed tributary and Copeland Creek. The designated uses for Segment No. 0802 are primary contact recreation, public water supply, and high aquatic life use. In accordance with 30 Texas Administrative Code §307.5 and the TCEQ's *Procedures to Implement the Texas Surface Water Quality Standards* (June 2010), an antidegradation review of the receiving waters was performed. A Tier 1 antidegradation review has preliminarily determined that existing water quality uses will not be impaired by this permit action. Numerical and narrative criteria to protect existing uses will be maintained. This review has preliminarily determined that no water bodies with exceptional, high, or intermediate aquatic life uses are present within the stream reach assessed; therefore, no Tier 2 degradation determination is required. No significant degradation of water quality is expected in water bodies with exceptional, high, or intermediate aquatic life uses downstream, and existing uses will be maintained and protected. The preliminary determination can be reexamined and may be modified if new information is received. This link to an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice. For the exact location, refer to the application.

<https://gisweb.tceq.texas.gov/LocationMapper/?marker=-94.87206,30.63917&level=18>

The TCEQ Executive Director has completed the technical review of the application and prepared a draft permit. The draft permit, if approved, would establish the conditions

under which the facility must operate. The Executive Director has made a preliminary decision that this permit, if issued, meets all statutory and regulatory requirements. The permit application, Executive Director's preliminary decision, and draft permit are available for viewing and copying at Livingston Municipal Library, Front Desk, 707 North Tyler Avenue, Livingston, Texas.

CONTESTED CASE HEARING.

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. – September 22, 2025

To join the Zoom meeting via computer:

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

Meeting ID: 160 002 5045

Password: TCQ687

or

To join the Zoom meeting via telephone:

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

Meeting ID: 160 002 5045

Password: 241531

For questions regarding the preliminary hearing, visit the SOAH website at:

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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 address the disputed issues of fact identified in the TCEQ order concerning this application issued on June 24, 2025. In addition to these issues, the judge may consider additional issues if certain factors are met.

The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapter 26, Texas Water Code; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. The hearing will be held unless all timely hearing requests have been withdrawn or denied.

To request to be a party, you must attend the hearing and show you would be adversely affected by the application in a way not common to members of the general public. Any person may attend the hearing and request to be a party. Only persons named as parties may participate at the hearing.

**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.

If you need more information about the hearing process for this application, please call the Public Education Program, toll free, at (800) 6874040. General information about the TCEQ can be found at our web site at www.tceq.texas.gov.

Further information may also be obtained from Rainbow's End Park, Inc. at the address stated above or by calling Mr. Travis Carr, Co-CEO, at (888) 580-8444.

Persons with disabilities 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: August 8, 2025

A handwritten signature in black ink that reads "Laurie Gharis". The signature is written in a cursive, flowing style.

Laurie Gharis, Chief Clerk
Texas Commission on Environmental Quality

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



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Issued: August 8, 2025

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Issued: August 8, 2025


Laurie Gharis, Chief Clerk
Texas Commission on Environmental Quality

Public auction: Property sold to highest bidder Sept. 2

NOTICE OF DEFAULT AND FORECLOSURE SALE LEGAL NOTICE WHEREAS, on September 25, 2010, a certain Deed of Trust was executed by Richard L. Cooley, and wife, Lois C. Cooley , as grantors, with Alan E South, as trustee, and Mortgage Electronic Registration Systems Inc. (“MERS”) as nominee for Urban Financial Group as beneficiary, was recorded on October 13, 2010, Instrument number 2010-1768-449 in the Office of the Recorder, Polk County, Texas; and WHEREAS the Deed of Trust was insured by the Housing and Urban Development (the “Secretary”) pursuant to the National Housing Act for the purpose of providing single family housing; and WHEREAS, the Deed of Trust is now owned by the Secretary, pursuant to an assignment dated January 24, 2022, and recorded on January 31, 2022, as 2022-2393-369 Document number, in the Office of the Recorder, Polk County, Texas; and WHEREAS a default has been made in the covenants and conditions of the Deed of Trust, section 9(a)(i), on April 03, 2024. To date, the default remains, and the Borrowers have failed to restore the loan to currency; and WHEREAS the entire amount delinquent as of June 5, 2025, is \$166,936.46; and WHEREAS, by virtue of this default, the Secretary has declared the entire amount of the indebtedness secured by the Mortgage to be immediately due and payable. NOW THEREFORE, pursuant to powers vested in me by the Single-Family Foreclosure Act of 1994, 12 U.S.C. 3751 et seq., by 24 CFR Part 27 subpart B, and by the Secretary’s designation of me as Foreclosure Commissioner, recorded on July 30, 2025, in Instrument 202100101625 notice is hereby given that, on September 2, 2025 at 1pm-4pm local time, all real and personal property at or used in connection with the following described premises (“Property”), will be sold at public auction to the highest bidder(s): See attached legal description. Commonly known as: 347 Glen Campbell Road Ace, TX 77326 Permanent Parcel Number(s): 66020. The sale will be held in the lobby of the 101 W. Church St Livingston, TX 77351. The Secretary of Housing and Urban Development will bid \$172,698.35 plus any additional accrual, fees, costs, or charges incurred by the Secretary up to the date of sale. There will be no proration of taxes, rents or other income or liabilities, except that the purchaser(s) will pay, at or before closing, his (their) pro-rata share of any real estate taxes that have been paid by the Secretary to the date of the foreclosure sale. When making their bids, all bidders, except the Secretary, must submit a deposit totaling \$17, 269.84 in the form of a certified check or cashier’s check made out to the United States Secretary of Housing and Urban Development. A deposit need not accompany each oral bid. If the successful bid is oral, a deposit of \$17, 269.84 must be presented before the bidding is closed. The deposit is nonrefundable. The remainder of the purchase price must be delivered within 30 days of the sale or at such other time as the Secretary may determine for good cause shown, time being of the essence. This amount, like the bid deposits, must be delivered in the form of a certified or cashier’s check. If the Secretary is the high bidder, he need not pay the bid amount in cash. The successful bidder(s) will pay all conveyancing fees, all real estate and other taxes that are due on or after the delivery date of the remainder of the payment and all other costs associated with the transfer of title. At the conclusion of the sale, the deposits of the unsuccessful bidder(s) will be returned to them. The Secretary may grant an extension of time within which to deliver the remainder of the payment. All extensions will be for 15-day increments for a fee of \$500, paid in advance. The extension fee shall be paid in the form of a certified or cashier’s check made payable to the United States Secretary of Housing and Urban Development. If the high bidder(s) close(s) the sale prior to the expiration of any extension period, the unused portion of the extension fee shall be applied toward the amount due at closing. If the high bidder(s) is/are unable to close the sale within the required period, or within any extensions of time granted by the Secretary, the high bidder may be required to forfeit the cash deposit, or at the election of the foreclosure commissioner after consultation with the HUD representative, will be liable to the Secretary for any costs incurred as a result of such failure, and the Commissioner may, at the direction of the HUD Field Office Representative, offer the Property to the second highest bidder for an amount equal to the highest price offered by that bidder. There is no right of redemption, or right of possession based upon a right of redemption, in the mortgagor or others subsequent to a foreclosure completed pursuant to the Act. Therefore, the Foreclosure Commissioner will issue a Deed to the purchaser(s) upon receipt of the entire purchase price in accordance with the terms of the sale as provided herein. HUD does not guarantee that the property will be vacant.

The scheduled foreclosure sale shall be cancelled or adjourned if it is established, by documented written application of the mortgagor to the Foreclosure Commissioner not less than 3 days before the date of sale, or otherwise, that the default or defaults upon which the foreclosure is based did not exist at the time of service of this notice of default and foreclosure sale, or all amounts due under the mortgage agreement are tendered to the Foreclosure Commissioner, in the form of a certified or cashier’s check payable to the United States Secretary of Housing and Urban Development, before public auction of the property is completed. The amount that must be paid if the mortgage is to be reinstated prior to the scheduled sale is \$172,698.35 as of September 2, 2025 plus all other amounts that would be due under the mortgage agreement if payments under the mortgage had not been accelerated, advertising costs and postage expenses incurred in giving notice, mileage by the most reasonable road distance for posting notices and for the Foreclosure Commissioner’s attendance at the sale, reasonable and customary costs incurred for title and lien record searches, the necessary out-of-pocket costs incurred by the Foreclosure Commissioner for recording documents, a commission for the Foreclosure Commissioner, and all other costs incurred in connection with the foreclosure prior to reinstatement. Tender of payment by certified or cashier’s check or application for cancellation of the foreclosure sale shall be submitted to the address of the Foreclosure Commissioner provided below. This Instrument prepared by: Justin Ritchie, Esq. 6565 North MacArthur, Suite 470 Irving, TX 75039 Firm #24-027876.

