

October 23, 2025

**VIA ELECTRONIC FILING**

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Electronically Filed in TPUC Docket  
Room on October 23, 2025 at 4:10  
p.m.

**RE: *Application of Two Rivers Utility, LLC for a Certificate of Public Convenience and Necessity, TPUC Docket No. 25-00073***

Dear Ms. Stachowski:

We are in receipt of your inquiry and requests regarding the minimum filing requirements in the above-referenced docket. Please find the responses from Two Rivers Utility, LLC (“Two Rivers”) below.

**Rule 1220-04-13-.17(2)(a) General Information**

1. ***Rule 1220-04-13-.17(2)(a)4. If applicant has affiliated companies, provide a corporate organization chart showing all affiliate relationships. Describe in detail any transactions, direct or indirect, that occur or are expected to occur between affiliated entities.*** Appendix A provides details stating that TruFlo and Two Rivers do not provide anything to each other, but the Company failed to file an organizational chart showing the Company and its affiliates. Instead, the Company filed two separate organizational charts. Please, file an organizational chart of the Company with its affiliates appropriately identified in one organizational chart.

**RESPONSE:** Please see attached Organizational Chart, which has been labeled as **Exhibit 25**.

2. ***Rule 1220-04-13-.17(2)(a)9. The estimated dates for the commencement and completion of the construction of the system and the estimated date the wastewater system will be placed into service. If the system will be constructed or placed into service in phases, provide the anticipated dates for each phase.*** After review, the Consumer Advocate was unable to find a date the wastewater system will be placed into

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service. Also, the dates listed in Appendix A differ from dates in Exhibit 8. Please provide clarification about the differing dates.

**RESPONSE:** The original estimated date of May 2025 in Exhibit 8 to the Application was provided on December 5, 2024. The updated estimate of September 2025 is set forth in Appendix A. As set forth in Appendix A, the estimated completion of the system construction is two months after construction begins. The plan is to place the system into service upon the completion of construction.

**Rule 1220-04-13-.17(2)(b) Property Rights-Public Need**

1. **Rule 1220-04-13-.17(2)(b)2. As applicable, a copy of any application for a franchise and the franchise agreement issued by a city or county.** After reviewing the Petition and Exhibits, the Consumer Advocate found a statement in Appendix A that this rule is not applicable. Please confirm that Fayette County does not have a requirement for a franchise agreement.

**RESPONSE:** Confirmed.

**Rule 1220-04-13-.17(2)(c) Managerial Ability**

1. **Rule 1220-04-13-.17(2)(c)4. Proof that the party contracted to install the proposed system has a valid and current contractor's license by the applicable licensing board of the State of Tennessee.** The licenses provided are for septic tank installation and not for the construction of decentralized systems at issue with SOPs. The Consumer Advocate could not find a state contractor's license, specifically. An example of such a license can be found in TPUC Docket No. 25-00053 (Petition, Exhibit 20). A copy of Exhibit 20 is found below:



Please file the appropriate state license in the Docket.

**RESPONSE:** Please see attached Contractor's License and Contractor Agreement as **Collective Exhibit 26.**

**Rule 1220-04-13-.17(2)(e) Financial Capability**

1. ***Rule 1220-04-13-.17(2)(e)5.*** The depreciation rates the applicant intends to use for each plant account that will be on the wastewater utility's books. Include the estimated useful life of each account. If no depreciation study has been performed, explain the basis for these rates. The Consumer Advocate could not locate this information in the Petition or Exhibits. Please file this information in the Docket.

**RESPONSE:** This is located in Footnote 3 of the supplemental exhibit which was filed with the Commission on September 18, 2025. **CONFIDENTIAL Supplemental Exhibit 24** is being submitted **UNDER SEAL** as **CONFIDENTIAL INFORMATION**.

2. ***Rule 1220-04-13-.17(2)(e)6.*** The total estimated detailed cost of construction of the wastewater system to be constructed for the proposed service area. If the wastewater system will be constructed in phases, provide detailed construction cost estimates for each phase. Indicate whether the developer or the applicant will pay for the construction of the system. The information provided was for a total amount but did not provide the estimate details that make the overall amount. Please file the details of the construction cost.

**RESPONSE:** As set forth in Appendix A, the system will not be built in phases. Please see attached Construction Estimate labeled as **CONFIDENTIAL Exhibit 27**, which is being submitted **UNDER SEAL** as **CONFIDENTIAL INFORMATION**.

3. ***Rule 1220-04-13-.17(2)(e)9.*** Provide estimates of costs and customers added by month for the first five (5) years based upon the construction build-out schedule for developers in the service area of the proposed wastewater system. For each year, by month, provide an estimated number of customers by customer class anticipated to be served by the wastewater system. Include the utility's basis and assumptions used for this projection. Provide this information in a spreadsheet in Microsoft Excel format with all assumptions clearly documented. In the Petition, Appendix A, Footnote 1, the Company states that this Exhibit is not yet available and it will be filed separately. Do you have an estimate of when this Exhibit will be available? Please provide the estimated date.

**RESPONSE:** This supplemental exhibit was filed with the Commission on September 18, 2025. **CONFIDENTIAL Supplemental Exhibit 24** is being submitted **UNDER SEAL** as **CONFIDENTIAL INFORMATION**.

4. ***Rule 1220-04-13-.17(2)(e)12.*** List all funding sources available to the applicant for the wastewater system proposed by the applicant. Appendix A states that this information is listed in Confidential Exhibit 21. The Consumer Advocate was not provided access to the confidential document.

**RESPONSE:** Attached please find **CONFIDENTIAL Exhibit 21**, which is being submitted **UNDER SEAL** as **CONFIDENTIAL INFORMATION**.

Karen H. Stachowski

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Should you have any questions, please do not hesitate to contact me.

Very truly yours,

BUTLER SNOW LLP

A handwritten signature in black ink, appearing to read "Melvin J. Malone". The signature is fluid and cursive, with the first name being the most prominent.

Melvin J. Malone

clw

Attachments

cc: TPUC Docket Manager  
Craig Chrestman, Two Rivers Utility  
Joey Wimberley, Two Rivers Utility

# **PUBLIC VERSION**

## **EXHIBIT 21**

**Financial Resources  
(TruFlo Services and Consulting, LLC)**

**PUBLIC VERSION**

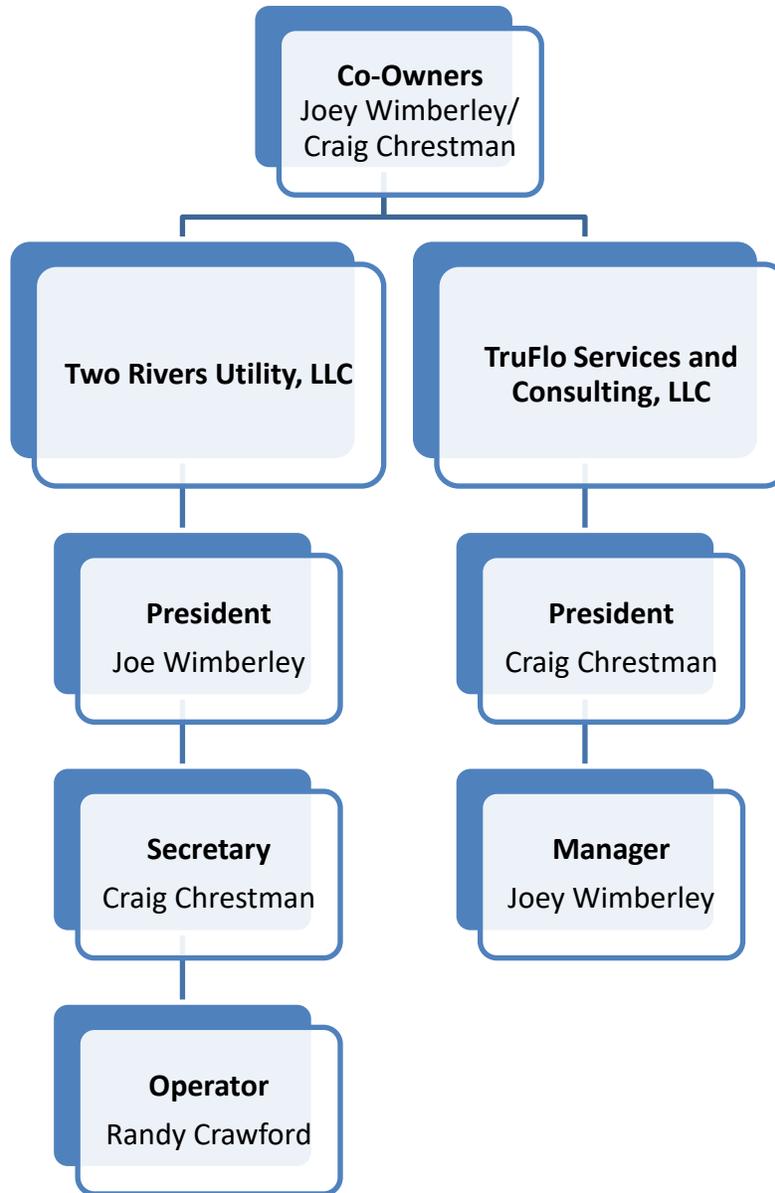
**SUPPLEMENTAL EXHIBIT 24**

**Estimates of Costs and Customers  
for First Five Years**

# **EXHIBIT 25**

## **Organizational Chart**

# ORGANIZATIONAL CHART



\* Though the two companies have common ownership, they are legally and operationally separate entities.

# **COLLECTIVE EXHIBIT 26**

## **Contractor's License and Contractor Agreement**

# State of Tennessee

408653 13703763

BOARD FOR LICENSING CONTRACTORS  
CONTRACTOR  
ARG CONSTRUCTION, INC

*This is to certify that all requirements of the State of Tennessee have been met.*

**ID NUMBER:** 52112  
**LIC STATUS:** ACTIVE  
**EXPIRATION DATE:** November 30, 2025  
\$323,000.00; BC-A; BC-b(sm)



IN-1313  
DEPARTMENT OF  
COMMERCE AND INSURANCE

# Arg Construction Company Inc

11990 Mott St. Arlington Tn 38002

901-301-5491

TO

**Doug Swink**

901-826-2700

dswink@RenDevCo.net

ESTIMATE	DATE	TOTAL
EST0568	10/15/2025	USD [REDACTED]

DESCRIPTION	RATE	QTY	AMOUNT
We will install the septic system for Canterbury phase 3 as designed by Mid South Engineering. This will include all parts, labor and installation of the system. 5000 gallon septic tank, 1500 gallon septic tank, 5000 gallon pump tank and 4200 feet of LPP lines. Once the installation is complete we will have inspected by TDEC. We will have a generator as a back up power source if utilities are disrupted. It will be your responsibility to supply power to the pump and alarm. Price is good for 30 days. Payment is due upon completion. If you would like to proceed please sign the bid and return along with a \$5000.00 dollar deposit.	[REDACTED]	1	[REDACTED]
It will be your responsibility to supply power to electrical panel	\$0.00	1	\$0.00
Post grading our responsibility	\$0.00	1	\$0.00

TOTAL	USD [REDACTED]
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Where applicable, TruFlo Services and Consulting LLC agrees to have public utilities located. We cannot be held responsible for unmarked or private line damage or sprinkler damage if unmarked. When equipment is driven on premises at your request or consent, is strictly at your own risk and we will not be responsible for damages. It's your responsibility to remove any trees or other obstruction from septic area so work can be performed. (Price is good for 30 days)

Due to current economic factors, we reserve the right to make adjustments to the final installation price at the time of installation, if material prices increase between quote and installation. If you deem necessary, final installation price should be confirmed before installation begins. Once installation has begun, adjusted price is firm. All deposits are nonrefundable. All property lines are your responsibility to have clearly marked.

If there is a legal dispute and legal action is taken, you agree to pay all cost of collection, including reasonable attorney fee.

Thank you for the opportunity,  
Arg construction Company Inc.

Signature of acceptance:  *Douglas Swink* Date: 10/21/25

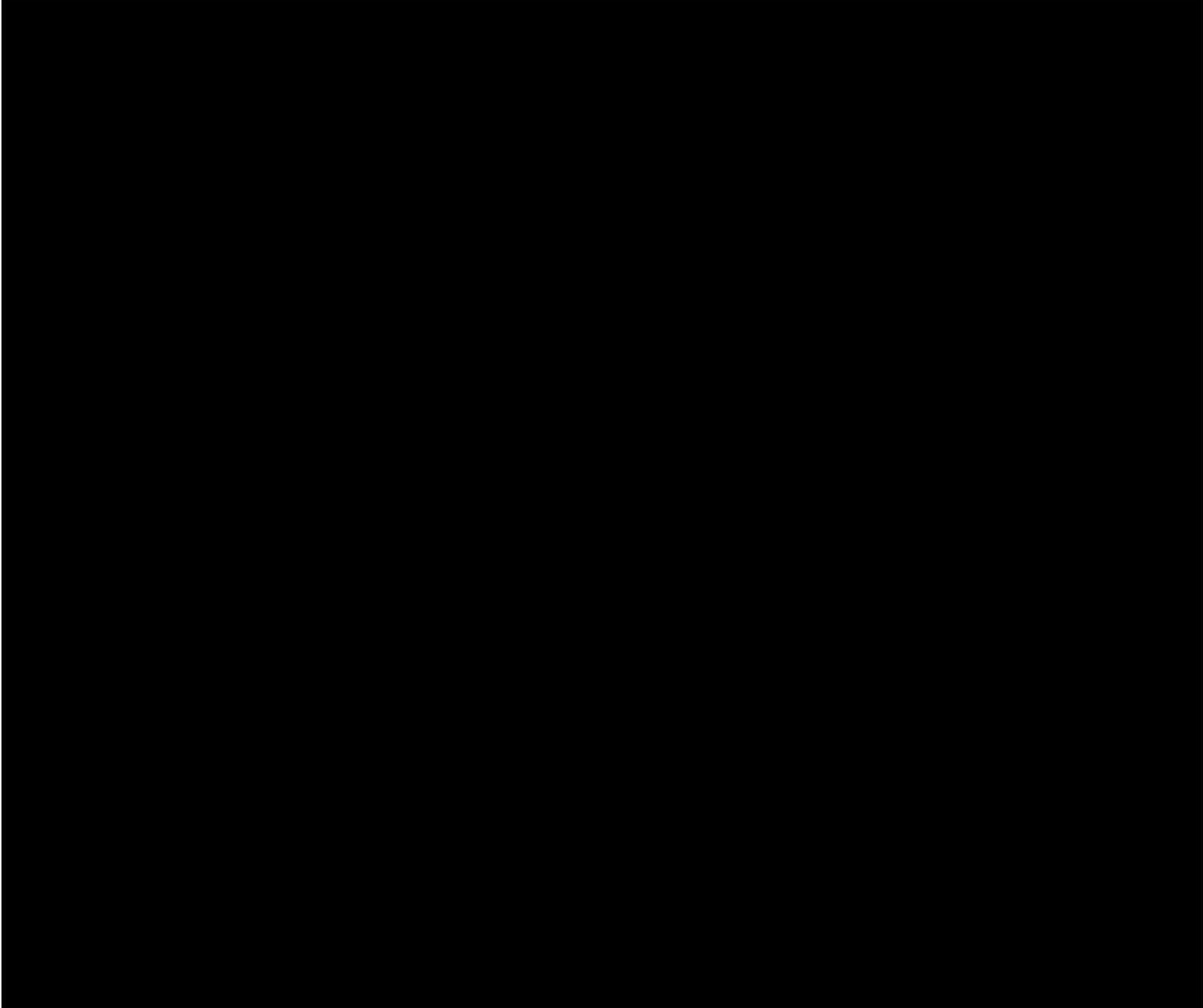
**PUBLIC VERSION**

**EXHIBIT 27**

**Construction Estimate**

# **Construction Est.**

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**TWO RIVERS UTILITY LLC.**

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