

Refugio Groundwater Conservation District  
P.O. Box 116, Refugio, Texas 78377  
www.rgcd.org



# APPLICATION TO REQUEST THE PROTECTION OF HISTORIC USE OF A GRANDFATHERED WELL SYSTEM

Submit this application to request the validation of evidence of historic use and protection of the historic use of a grandfathered water well system.

Item 1: Specify the name and address of the applicant:

Jose Deleon, 613 Commerce Refugio, Texas 78377

Item 2: Specify the name and address of the person that owns the subject well system:

Town of Refugio, 613 Commerce Refugio, Texas 78377

Item 3: Specify the geographic coordinate of each of the subject wells:

- Latitude: \_\_\_\_\_ N, Longitude: \_\_\_\_\_ W

Item 4: Specify the historic use validation year:

2002

Item 5: Specify the volume of groundwater, in acre-feet, produced by the subject well system during the historic use validation year (note: 1 acre-foot = 325,851 gallons):

572.66 acre-feet

Application ID:

Refugio Groundwater Conservation District  
P.O. Box 116, Refugio, Texas 78377  
www.rgcd.org

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**Item 6: Specify the purpose of use of the groundwater resources produced by the subject well system during the historic use validation year:**

Public Water System

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**Item 7: Describe the evidence of historic use supplied with the application to be used by the district to validate the historic use of the subject well system:**

Texas Water Development Board - Water Use Survey 2002

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**Item 8: Required Statements and Signature of the Applicant**

I confirm the subject well system was used in a manner that qualifies as non-exempt use during the historic use validation period;

I certify, under penalty of law, that the well system owner possesses the legal authority to produce groundwater resources from the subject well system; and

I certify, under penalty of law, that the information reported on and attached to the application was prepared under the direction or supervision of the applicant and is, to the best of the knowledge and belief of the applicant, true, accurate and complete; and

I certify, under penalty of law, that the subject well system shall be operated in accordance with the rules of the district and regulations of the State of Texas.



Signature of Applicant

10/16/23

Date of Signature

**Note 1:** The district may request additional information not requested in this application in order to evaluate the request relative to the rules of the district.

**Note 2:** The applicant is required to submit an affidavit confirming that the evidence of historic use submitted to support the validation of the historic use of the water wells of the subject well system is to the best of the knowledge and belief of the person providing the evidence of historic use true and correct and that all available information concerning groundwater production of the subject well system during the historic use validation year has been provided to the district.

Application ID:

Refugio Groundwater Conservation District  
P.O. Box 116, Refugio, Texas 78377  
www.rgcd.org

## AFFIDAVIT REGARDING EVIDENCE OF HISTORIC USE OF A WELL SYSTEM

I, Jose DeLeon, who having been duly sworn state the following:

"I am 18 years of age or older and competent to submit this affidavit."

"The evidence of historic use submitted to support the validation of the historic use of the well system with wells located at:

Latitude: \_\_\_\_\_ N, Longitude: \_\_\_\_\_ W

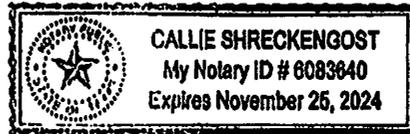
is to the best of my knowledge and belief true and correct and that all available information concerning groundwater production of the subject well during the historic use validation year has been provided to the district with this application."

Jose DeLeon  
Signature of Affiant

### Notary Public's Certificate

Subscribed and sworn to before me, by the said Jose DeLeon,  
this 16<sup>th</sup> day of October, 2023, to certify which witness my hand  
and seal of office.

Callie Shreckengost  
Notary Public Signature



Callie Shreckengost  
Notary Public Printed Name

Notary Public in and for Refugio County, Texas. My commission  
expires 11-25, 2024.

Date/Time Survey Submitted: 6/15/2010 4:26:19 PM

**TEXAS WATER DEVELOPMENT BOARD  
WATER USE SURVEY**

**WATER USE IN CALENDAR YEAR: 2002**

**SYSTEM NAME:** CITY OF REFUGIO  
**OPERATOR NAME:**  
**MULTIPLE SURVEY ORG:**  
**MAILING ADDRESS 1:** PO BOX 1020  
**MAILING ADDRESS 2:**  
**CITY/STATE/ZIP:** REFUGIO TX 78377-  
**WWS NAME:** CITY OF REFUGIO

**SURVEY NUMBER:** 0722800  
**PRIMARY USED COUNTY:** REFUGIO  
**PRIMARY USED RIVER BASIN:** SAN ANTONIO-NUECES  
**ORGANIZATION MAIN PHONE:** . .  
**MAIN EMAIL:**  
**WEB:**  
**PWS CODE:** 1990001

**INTAKE:**

Water Type		County	Basin	Aquifer	Well Name (if applicable)		Metered or Estimated	Breakfast / Seafine (Y or N)	% Treated Prior to Intake	Total Volume (gallons)	
GROUND WATER SELF SUPPLIED		REFUGIO	SAN ANTONIO-NUECES	GULF COAST AQUIFER			M	N	0.00	188,602,000	
JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
13,534,000	12,334,000	15,851,000	18,550,000	21,828,000	21,785,000	14,845,000	17,442,000	12,931,000	12,168,000	12,641,000	12,895,000

**CONNECTIONS & USAGE:**

	CONNECTIONS	VOLUME (GALLONS)
<b>TOTAL METERED RETAIL:</b>	1,344	0
Residential - Single Family	0	0
Residential - Multi Family	0	0
Institutional	0	0
Commercial	0	0
Industrial	0	0
Agriculture	0	0
Public	0	0
<b>TOTAL UNMETERED:</b>	0	0

**WATER SYSTEM INFORMATION:**

Estimated full-time residential population served directly by this system **2,900**

## Confirmation of the Contiguous Tracts of Groundwater Ownership

The Refugio Groundwater Conservation District requires certain information to be supplied with production permit applications including information regarding the boundary and size of the related tracts of land ownership and groundwater ownership. This form may be used to confirm details regarding the spatial aspects of a permitting request by the applicant.

The map below illustrates the boundary of the subject tracts of contiguous ownership of groundwater resources (dashed line symbol) associated with permitting request RGCD - AVHUWS - Town of Refugio as understood by the district. In addition, the map illustrates the location of any water wells registered with the district within the boundary (cross symbol).

The calculated area of the subject tracts of contiguous ownership of groundwater resources is 3.04 acres.

By my signature, I confirm that the boundary of the subject tracts of contiguous ownership of groundwater resources, the calculated acreage for the boundary, and the location of existing wells within in the boundary are accurately represented on this form.

  
\_\_\_\_\_  
Signature of the Applicant  
Jose DeLeon  
\_\_\_\_\_  
Printed Name

10/16/23  
\_\_\_\_\_  
Date

Printed Date: October 16, 2023



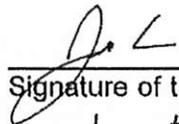
## Confirmation of the Contiguous Tracts of Land Ownership

The Refugio Groundwater Conservation District requires certain information to be supplied with production permit applications including information regarding the boundary and size of the related tracts of land ownership and groundwater ownership. This form may be used to confirm details regarding the spatial aspects of a permitting request by the applicant.

The map below illustrates the boundary of the subject tracts of contiguous ownership of land (dashed line symbol) associated with permitting request RGCD - AVHUWS - Town of Refugio as understood by the district. In addition, the map illustrates the location of any water wells registered with the district within the boundary (cross symbol).

The calculated area of the subject tracts of contiguous ownership of land is 3.04 acres.

By my signature, I confirm that the boundary of the subject tracts of contiguous ownership of land, the calculated acreage for the boundary, and the location of existing wells within in the boundary are accurately represented on this form.

  
\_\_\_\_\_  
Signature of the Applicant

Jose DeLeon  
\_\_\_\_\_  
Printed Name

10/16/23  
\_\_\_\_\_  
Date

Printed Date: October 16, 2023



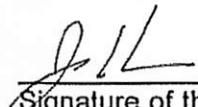
## Confirmation of the Contiguous Tracts of Land Ownership

The Refugio Groundwater Conservation District requires certain information to be supplied with production permit applications including information regarding the boundary and size of the related tracts of land ownership and groundwater ownership. This form may be used to confirm details regarding the spatial aspects of a permitting request by the applicant.

The map below illustrates the boundary of the subject tracts of contiguous ownership of land (dashed line symbol) associated with permitting request RGCD - AVHUWS - Town of Refugio - 02 as understood by the district. In addition, the map illustrates the location of any water wells registered with the district within the boundary (cross symbol).

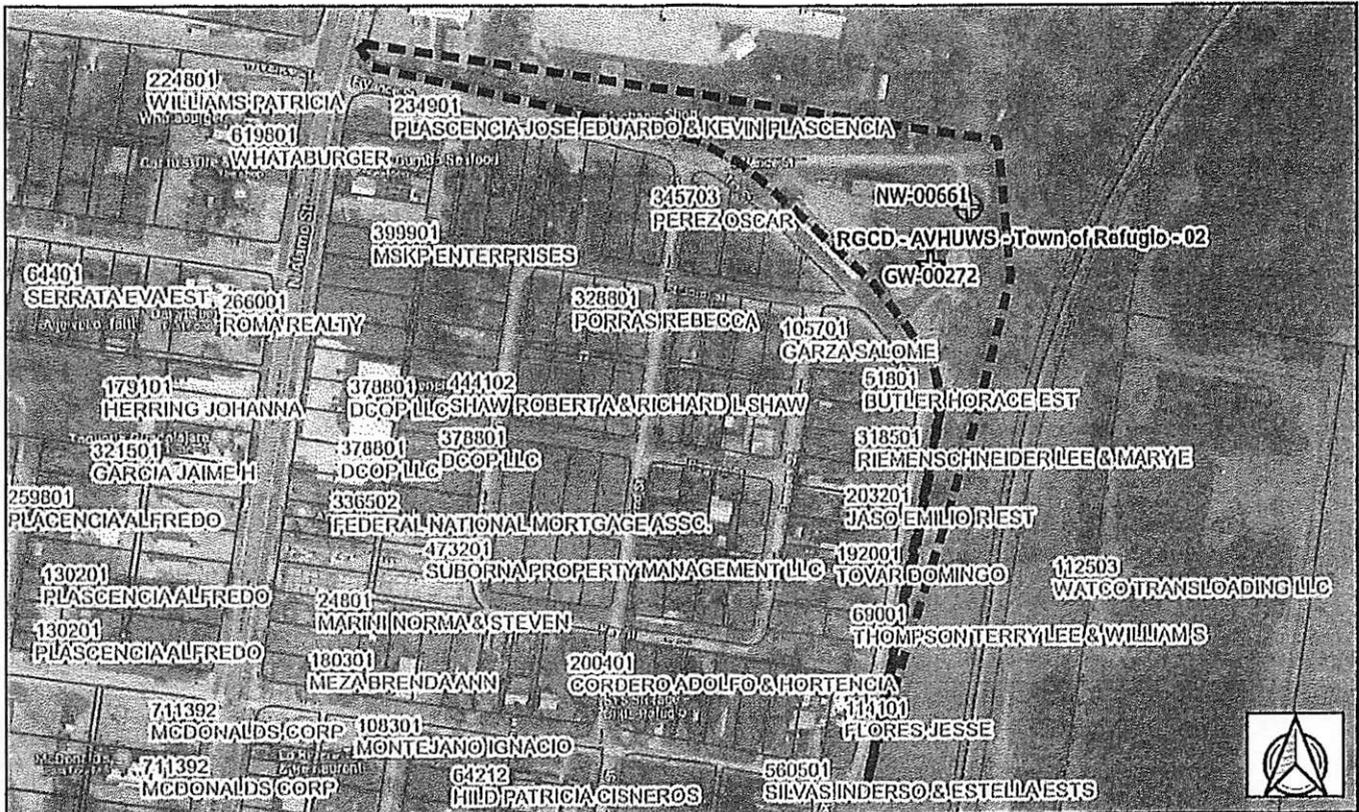
The calculated area of the subject tracts of contiguous ownership of land is 4.27 acres.

By my signature, I confirm that the boundary of the subject tracts of contiguous ownership of land, the calculated acreage for the boundary, and the location of existing wells within in the boundary are accurately represented on this form.

  
 \_\_\_\_\_  
 Signature of the Applicant  
 Jose DeLeon  
 \_\_\_\_\_  
 Printed Name

10/16/23  
 \_\_\_\_\_  
 Date

Printed Date: October 16, 2023



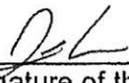
## Confirmation of the Contiguous Tracts of Groundwater Ownership

The Refugio Groundwater Conservation District requires certain information to be supplied with production permit applications including information regarding the boundary and size of the related tracts of land ownership and groundwater ownership. This form may be used to confirm details regarding the spatial aspects of a permitting request by the applicant.

The map below illustrates the boundary of the subject tracts of contiguous ownership of groundwater resources (dashed line symbol) associated with permitting request RGCD - AVHUWS - Town of Refugio - 02 as understood by the district. In addition, the map illustrates the location of any water wells registered with the district within the boundary (cross symbol).

The calculated area of the subject tracts of contiguous ownership of groundwater resources is 4.27 acres.

By my signature, I confirm that the boundary of the subject tracts of contiguous ownership of groundwater resources, the calculated acreage for the boundary, and the location of existing wells within in the boundary are accurately represented on this form.

  
 \_\_\_\_\_  
 Signature of the Applicant  
 Jose DeLeon  
 \_\_\_\_\_  
 Printed Name

10/16/23  
 \_\_\_\_\_  
 Date

Printed Date: October 16, 2023



## HISTORIC-USE PRODUCTION PERMIT FOR A WELL SYSTEM

This permit is granted in accordance with the provisions of the rules of the Refugio Groundwater Conservation District and is granted on the basis of and contingent upon the accuracy of the information supplied in the associated application.

Acceptance of a permit by the applicant, the authorized agent, the authorized operator, or the owner of groundwater resources constitutes acknowledgement and acceptance of the conditions, limitations, and restrictions of the permit and the rules of the district.

Permit ID:	<b>HUPPWS-20231204-02</b>
Permit Issuance Date:	<b>December 4, 2023</b>
Application ID:	<b>AVHUWS-20231101-01</b>
Permitting Request Case ID:	<b>PRC-20231113-01</b>
Applicant and Address:	<b>Jose Deleon, 613 Commerce Street, Refugio, Texas 78377</b>
Owner of Groundwater Resources and Address:	<b>The Town of Refugio, 613 Commerce Street, Refugio, Texas 78377</b>
Authorized Operator and Address:	<b>Jose Deleon, 613 Commerce Street, Refugio, Texas 78377</b>

Well ID and Coordinates:	<b>GW-00194, 28.298617 -97.271949</b>
Well ID and Coordinates:	<b>GW-00272, 28.30837 -97.2772</b>
Authorized Purpose of Use of the Subject Well:	<b>Public Water System</b>
Authorized Groundwater Production Amount per Minute:	<b>1,200 gallons per minute</b>
Authorized Groundwater Production Amount per Year:	<b>572.66 acre-feet</b>

### GENERAL POLICIES RELATED TO PERMITS

Per Rule 4.1(1) of the rules of the district, the district grants this permit with conditions, restrictions, limitations, and requirements determined to be necessary by the district to conserve, preserve and protect the groundwater resources within the boundary of the district.

Per Rule 4.1(2) of the rules of the district, the district grants this permit in accordance with and subject to the rules of the district, the management plan of the district, orders of the board of directors, and the laws of the State of Texas.

Per Rule 4.1(3) of the rules of the district, the district grants this permit with conditions, restrictions, limitations, and requirements determined to be necessary by the district to achieve the desired future conditions of the district as established under Chapter 36 of the Texas Water Code and documented in the Management Plan of the district.

Per Rule 4.1(4), the district may modify or amend the restrictions, conditions, and requirements of a permit pursuant to the provisions of the rules of the district.

Per Rule 4.1(5), the board of directors may order the immediately suspension of activities authorized by a permit or district waiver issued by the district if the board of directors finds that false information has been supplied regarding the permit or related district waiver by the applicant, the authorized agent, the authorized operator, or owner of groundwater resources.

Per Rule 4.1(6), the board of directors may revoke a permit or district waiver if it finds that false information has been supplied regarding the permit or district waiver by the applicant, the authorized agent, the authorized operator, or owner of groundwater resources.

Per Rule 4.1(7), the district expressly prohibits the activities authorized by a permit upon termination, expiration, violation, or revocation of the permit or district waiver by the board of directors.

Per Rule 4.1(27), the district may suspend, revoke, or terminate a permit for violations of the terms, conditions, requirements, or special provisions of a permit or related district waiver.

#### **REPORTING REQUIREMENT RELATED TO NON-EXEMPT-USE WELLS**

Per Rule 4.2(1) of the rules of the district, the authorized operator of a permit shall report to the district any monitoring data required under the permit within thirty days (30 days) of the close of the relevant reporting period unless specified otherwise within the rules of the district or the permit.

#### **GENERAL PROCEDURES RELATED TO PERMITTING**

Per Rule 4.3(6) of the rules of the district, the application associated with this permit is incorporated into the permit.

#### **GENERAL PROCEDURES RELATED TO RENEWAL AND AMENDMENT OF PERMITS**

Per Rule 4.4(7) of the rules of the district, the well owner, well field owner, or well system owner of a non-exempt-use well, a nonexempt-use well field, or a non-exempt-use well system shall submit to the district an application to amend any registrations or permits within ninety days (90 days) of acquiring the non-exempt-use well, the non-exempt-use well field, or the non-exempt-use well system.

#### **GENERAL POLICIES RELATED TO PROTECTION OF HISTORIC USE PERMITTING**

Per Rule 5.1(3) of the rules of the district, the amount of groundwater validated as historic use is limited to the volume of produced groundwater by the subject grandfathered non-exempt-use well system validated for a particular purpose of use in a particular calendar year in the historic use validation period.

**Authorization by District:**

On December 4, 2023, the Board of Directors adopted a motion to approve this production permit.

\_\_\_\_\_  
Tim Andruss, General Manager

\_\_\_\_\_  
Date

**Permit Acceptance:**

Acceptance of this permit constitutes acknowledgement of and agreement to comply with all of the terms, provisions, conditions, limitations, and restrictions within this permit and the rules of the district.

\_\_\_\_\_  
Authorized Operator or Agent

\_\_\_\_\_  
Date

**NOTARY PUBLIC'S CERTIFICATE**

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

\_\_\_\_\_  
Notary Public Signature

\_\_\_\_\_  
Notary Public Printed Name

Notary Public in and for \_\_\_\_\_ County, Texas.

My commission expires \_\_\_\_\_.

Refugio Groundwater Conservation District  
P.O. Box 116, Refugio, Texas 78377  
www.rgcd.org

# APPLICATION TO REQUEST THE PROTECTION OF HISTORIC USE OF A GRANDFATHERED WELL SYSTEM

Submit this application to request the validation of evidence of historic use and protection of the historic use of a grandfathered water well system.

Item 1: Specify the name and address of the applicant:

Andrew Biery, City of Austwell, P.O. Box 147, Austwell, Texas 77950

Item 2: Specify the name and address of the person that owns the subject well system:

City of Austwell, P.O. Box 147, Austwell, Texas 77950

Item 3: Specify the geographic coordinate of each of the subject wells:

Latitude:	<u>28.38603</u>	N,	Longitude:	<u>-96.842392</u>	W
Latitude:	<u>28.391205</u>	N,	Longitude:	<u>-96.843055</u>	W
Latitude:	<u>                    </u>	N,	Longitude:	<u>                    </u>	W
Latitude:	<u>                    </u>	N,	Longitude:	<u>                    </u>	W
Latitude:	<u>                    </u>	N,	Longitude:	<u>                    </u>	W

Item 4: Specify the historic use validation year:

TWDB - Water Use Servey, CY2003

Item 5: Specify the volume of groundwater, in acre-feet, produced by the subject well system during the historic use validation year (note: 1 acre-foot = 325,851 gallons):

20.71 acre-feet

Application ID:

Refugio Groundwater Conservation District  
P.O. Box 116, Refugio, Texas 78377  
www.rgcd.org

Item 6: Specify the purpose of use of the groundwater resources produced by the subject well system during the historic use validation year:

Public Water Supply

Item 7: Describe the evidence of historic use supplied with the application to be used by the district to validate the historic use of the subject well system:

TWDB - Water Use Survey CY2003

Item 8: Required Statements and Signature of the Applicant

I confirm the subject well system was used in a manner that qualifies as non-exempt use during the historic use validation period;

I certify, under penalty of law, that the well system owner possesses the legal authority to produce groundwater resources from the subject well system; and

I certify, under penalty of law, that the information reported on and attached to the application was prepared under the direction or supervision of the applicant and is, to the best of the knowledge and belief of the applicant, true, accurate and complete; and

I certify, under penalty of law, that the subject well system shall be operated in accordance with the rules of the district and regulations of the State of Texas.

  
Signature of Applicant

Aaron Bury  
MAYOR

9-13-2023  
Date of Signature

**Note 1:** The district may request additional information not requested in this application in order to evaluate the request relative to the rules of the district.

**Note 2:** The applicant is required to submit an affidavit confirming that the evidence of historic use submitted to support the validation of the historic use of the water wells of the subject well system is to the best of the knowledge and belief of the person providing the evidence of historic use true and correct and that all available information concerning groundwater production of the subject well system during the historic use validation year has been provided to the district.

Application ID:

Refugio Groundwater Conservation District  
P.O. Box 116, Refugio, Texas 78377  
www.rgcd.org

## AFFIDAVIT REGARDING EVIDENCE OF HISTORIC USE OF A WELL SYSTEM

I, Andrew Biery, who having been duly sworn state the following:

"I am 18 years of age or older and competent to submit this affidavit."

"The evidence of historic use submitted to support the validation of the historic use of the well system with wells located at:

Latitude: 28.38603, 28.391205 N, Longitude: 96.842392, 96.843055 W

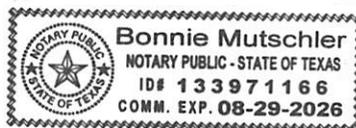
is to the best of my knowledge and belief true and correct and that all available information concerning groundwater production of the subject well during the historic use validation year has been provided to the district with this application."

  
\_\_\_\_\_  
Signature of Affiant

### Notary Public's Certificate

Subscribed and sworn to before me, by the said Andrew Biery,  
this 19<sup>th</sup> day of September, 2023, to certify which witness my hand  
and seal of office.

Bonnie Mutschler  
Notary Public Signature



Bonnie Mutschler  
Notary Public Printed Name

Notary Public in and for Refugio County, Texas. My commission  
expires 08-29-2026. 2026.

## TEXAS WATER DEVELOPMENT BOARD WATER USE SURVEY

**WATER USE IN CALENDAR YEAR: 2003**

**NAME:** CITY OF AUSTWELL  
**ADDRESS 1:** PO BOX 147  
**ADDRESS 2:**  
**E/ZIP:** AUSTWELL TX 77950-0147  
**CITY:** CITY OF AUSTWELL

**SURVEY NUMBER:** 0041400  
**PRIMARY USED COUNTY:** REFUGIO  
**PRIMARY USED RIVER BASIN:** SAN ANTONIO-NUECES  
**ORGANIZATION MAIN PHONE:** - -  
**MAIN EMAIL:**  
**WEB:**  
**FWS CODE:** 1960008

Water Type	County	Basin	Aquifer	Well Name (if applicable)		Metered or Estimated	Brackish / Saline (Y or N)	% Treated Prior to Intake	Total Volume (gallons)		
NO WATER SELF SUPPLIED	REFUGIO	SAN ANTONIO-NUECES	GULF COAST AQUIFER			M	N	0.00	8,750,500		
BY MONTH	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
1,000	505,800	561,700	709,800	840,500	775,600	518,900	710,200	376,900	325,700	505,600	576,100

CONNECTIONS & METERED:	CONNECTIONS	VOLUME (GALLONS)
METERED RETAIL:	127	0
Residential - Single Family	0	0
Residential - Multi Family	0	0
Commercial	0	0
Industrial	0	0
Other	0	0
METERED:	0	0

**SYSTEM INFORMATION:**  
 Full-time residential population served directly by this system: 380

## Confirmation of the Contiguous Tracts of Groundwater Ownership

The Refugio Groundwater Conservation District requires certain information to be supplied with production permit applications including information regarding the boundary and size of the related tracts of land ownership and groundwater ownership. This form may be used to confirm details regarding the spatial aspects of a permitting request by the applicant.

The map below illustrates the boundary of the subject tracts of contiguous ownership of groundwater resources (dashed line symbol) associated with permitting request AVHUWS - 20230912-02 as understood by the district. In addition, the map illustrates the location of any water wells registered with the district within the boundary (cross symbol).

The calculated area of the subject tracts of contiguous ownership of groundwater resources is 0.21 acres.

By my signature, I confirm that the boundary of the subject tracts of contiguous ownership of groundwater resources, the calculated acreage for the boundary, and the location of existing wells within in the boundary are accurately represented on this form.

Signature of the Applicant

9-13-2023  
Date

Andrew Biery  
Printed Name

MAYOR

Printed Date: September 12, 2023



## Confirmation of the Contiguous Tracts of Land Ownership

The Refugio Groundwater Conservation District requires certain information to be supplied with production permit applications including information regarding the boundary and size of the related tracts of land ownership and groundwater ownership. This form may be used to confirm details regarding the spatial aspects of a permitting request by the applicant.

The map below illustrates the boundary of the subject tracts of contiguous ownership of land (dashed line symbol) associated with permitting request AVHUWS - 20230912-02 as understood by the district. In addition, the map illustrates the location of any water wells registered with the district within the boundary (cross symbol).

The calculated area of the subject tracts of contiguous ownership of land is 0.21 acres.

By my signature, I confirm that the boundary of the subject tracts of contiguous ownership of land, the calculated acreage for the boundary, and the location of existing wells within in the boundary are accurately represented on this form.

Signature of the Applicant

9-13-2023

Date

Andrew Bixby

MAYOR

Printed Name

Printed Date: September 12, 2023



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The Refugio Groundwater Conservation District requires certain information to be supplied with production permit applications including information regarding the boundary and size of the related tracts of land ownership and groundwater ownership. This form may be used to confirm details regarding the spatial aspects of a permitting request by the applicant.

The map below illustrates the boundary of the subject tracts of contiguous ownership of groundwater resources (dashed line symbol) associated with permitting request AVHUWS - 20230912-01 as understood by the district. In addition, the map illustrates the location of any water wells registered with the district within the boundary (cross symbol).

The calculated area of the subject tracts of contiguous ownership of groundwater resources is 12.84 acres.

By my signature, I confirm that the boundary of the subject tracts of contiguous ownership of groundwater resources, the calculated acreage for the boundary, and the location of existing wells within in the boundary are accurately represented on this form.

Signature of the Applicant

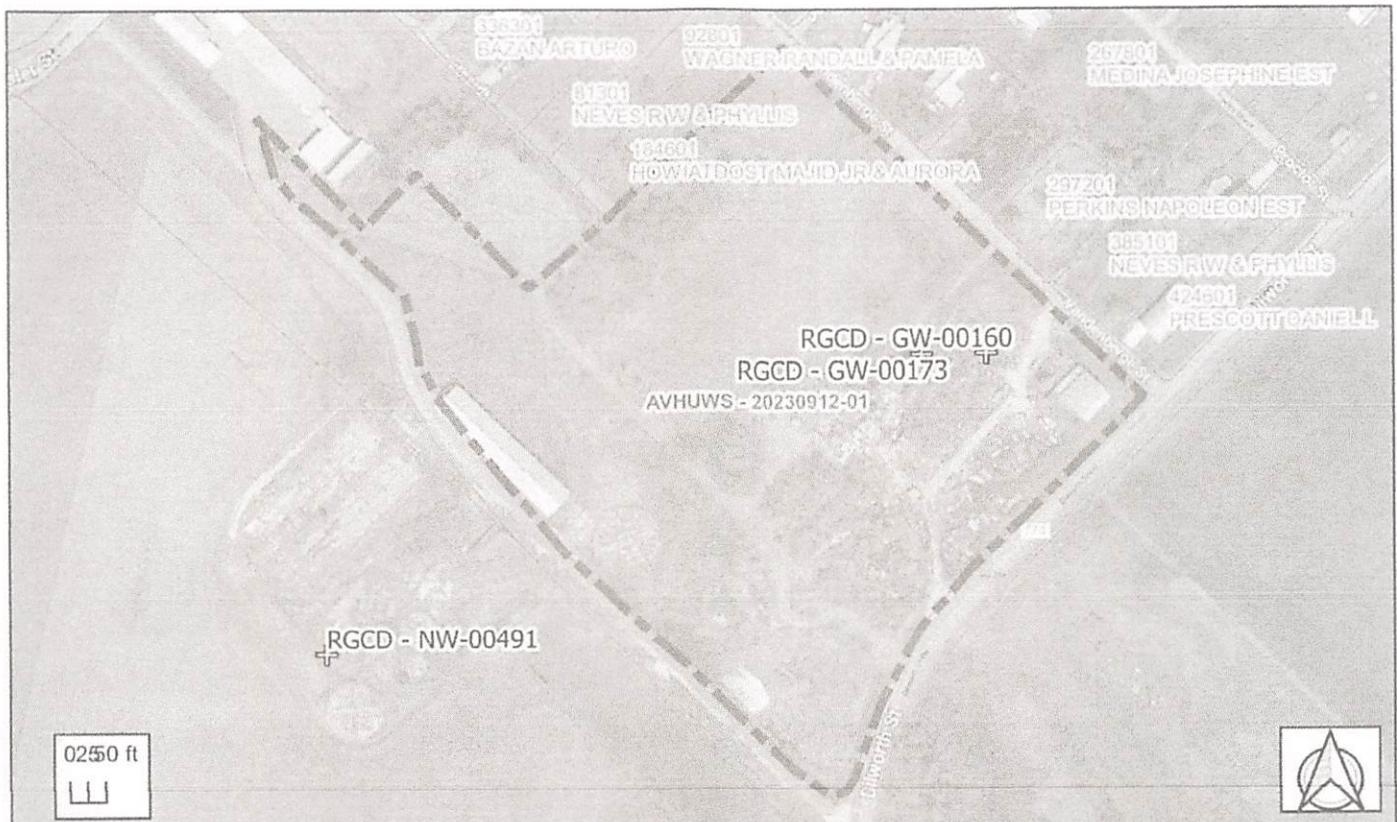
Date

9-13-2023

Printed Name

Andrew Bisby Mayor

Printed Date: September 12, 2023



## Confirmation of the Contiguous Tracts of Land Ownership

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The calculated area of the subject tracts of contiguous ownership of land is 12.84 acres.

By my signature, I confirm that the boundary of the subject tracts of contiguous ownership of land, the calculated acreage for the boundary, and the location of existing wells within in the boundary are accurately represented on this form.

  
\_\_\_\_\_  
Signature of the Applicant  
Andrew Bizary                      MAYOR  
Printed Name

9-13-2023  
Date

Printed Date: September 12, 2023



## HISTORIC-USE PRODUCTION PERMIT FOR A WELL SYSTEM

This permit is granted in accordance with the provisions of the rules of the Refugio Groundwater Conservation District and is granted on the basis of and contingent upon the accuracy of the information supplied in the associated application.

Acceptance of a permit by the applicant, the authorized agent, the authorized operator, or the owner of groundwater resources constitutes acknowledgement and acceptance of the conditions, limitations, and restrictions of the permit and the rules of the district.

Permit ID:	<b>HUPPWS-20231204-01</b>
Permit Issuance Date:	<b>December 4, 2023</b>
Application ID:	<b>AVHUWS-20231101-02</b>
Permitting Request Case ID:	<b>PRC-20231108-01</b>
Applicant and Address:	<b>Andrew Biery, P.O. Box 147, Austwell, Texas 77950</b>
Owner of Groundwater Resources and Address:	<b>The City of Austwell, P.O. Box 147, Austwell, Texas 77950</b>
Authorized Operator and Address:	<b>Andrew Biery, P.O. Box 147, Austwell, Texas 77950</b>

Well ID and Coordinates:	<b>GW-00173, 28.38603 -96.842392</b>
Well ID and Coordinates:	<b>GW-00359, 28.391205 -96.843055</b>
Authorized Purpose of Use of the Subject Well:	<b>Public Water System Uses</b>
Authorized Groundwater Production Amount per Minute:	<b>290 gallons per minute</b>
Authorized Groundwater Production Amount per Year:	<b>20.71 acre-feet per year</b>

### GENERAL POLICIES RELATED TO PERMITS

Per Rule 4.1(1) of the rules of the district, the district grants this permit with conditions, restrictions, limitations, and requirements determined to be necessary by the district to conserve, preserve and protect the groundwater resources within the boundary of the district.

Per Rule 4.1(2) of the rules of the district, the district grants this permit in accordance with and subject to the rules of the district, the management plan of the district, orders of the board of directors, and the laws of the State of Texas.

Per Rule 4.1(3) of the rules of the district, the district grants this permit with conditions, restrictions, limitations, and requirements determined to be necessary by the district to achieve the desired future conditions of the district as established under Chapter 36 of the Texas Water Code and documented in the Management Plan of the district.

Per Rule 4.1(4), the district may modify or amend the restrictions, conditions, and requirements of a permit pursuant to the provisions of the rules of the district.

Per Rule 4.1(5), the board of directors may order the immediately suspension of activities authorized by a permit or district waiver issued by the district if the board of directors finds that false information has been supplied regarding the permit or related district waiver by the applicant, the authorized agent, the authorized operator, or owner of groundwater resources.

Per Rule 4.1(6), the board of directors may revoke a permit or district waiver if it finds that false information has been supplied regarding the permit or district waiver by the applicant, the authorized agent, the authorized operator, or owner of groundwater resources.

Per Rule 4.1(7), the district expressly prohibits the activities authorized by a permit upon termination, expiration, violation, or revocation of the permit or district waiver by the board of directors.

Per Rule 4.1(27), the district may suspend, revoke, or terminate a permit for violations of the terms, conditions, requirements, or special provisions of a permit or related district waiver.

#### **REPORTING REQUIREMENT RELATED TO NON-EXEMPT-USE WELLS**

Per Rule 4.2(1) of the rules of the district, the authorized operator of a permit shall report to the district any monitoring data required under the permit within thirty days (30 days) of the close of the relevant reporting period unless specified otherwise within the rules of the district or the permit.

#### **GENERAL PROCEDURES RELATED TO PERMITTING**

Per Rule 4.3(6) of the rules of the district, the application associated with this permit is incorporated into the permit.

#### **GENERAL PROCEDURES RELATED TO RENEWAL AND AMENDMENT OF PERMITS**

Per Rule 4.4(7) of the rules of the district, the well owner, well field owner, or well system owner of a non-exempt-use well, a nonexempt-use well field, or a non-exempt-use well system shall submit to the district an application to amend any registrations or permits within ninety days (90 days) of acquiring the non-exempt-use well, the non-exempt-use well field, or the non-exempt-use well system.

#### **GENERAL POLICIES RELATED TO PROTECTION OF HISTORIC USE PERMITTING**

Per Rule 5.1(3) of the rules of the district, the amount of groundwater validated as historic use is limited to the volume of produced groundwater by the subject grandfathered non-exempt-use well system validated for a particular purpose of use in a particular calendar year in the historic use validation period.

**Authorization by District:**

On December 4, 2023, the Board of Directors adopted a motion to approve this production permit.

\_\_\_\_\_  
Tim Andruss, General Manager

\_\_\_\_\_  
Date

**Permit Acceptance:**

Acceptance of this permit constitutes acknowledgement of and agreement to comply with all of the terms, provisions, conditions, limitations, and restrictions within this permit and the rules of the district.

\_\_\_\_\_  
Authorized Operator or Agent

\_\_\_\_\_  
Date

**NOTARY PUBLIC'S CERTIFICATE**

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

\_\_\_\_\_  
Notary Public Signature

\_\_\_\_\_  
Notary Public Printed Name

Notary Public in and for \_\_\_\_\_ County, Texas.

My commission expires \_\_\_\_\_.