

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** Cottonwood WSC  
P.O. Box 569  
West, TX 76691  
Phone: 254-227-4866

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **53.7 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #1	31.831667 -97.046111	145

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** East Crawford WSC  
P.O. Box 180  
Crawford, TX 76638  
Phone: 254-717-1907

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hensell Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hensell Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **21.2 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hensell Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #1	31.551667 -97.388333	158
Well #2	31.527778 -97.317778	180

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hensell Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** Ross WSC  
P.O. Box 202  
Ross, TX 76684  
Phone: 254-829-1289

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **61.0 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #1	31.717716 -97.119472	125
Well #2	31.729656 -97.099192	190

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

Well #3                      31.714675 -97.1176                      380

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District’s rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District’s rules, as may be amended, if the place of use is not within the District’s boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District’s rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District’s rules and the District’s management plan, as may be amended, and the Permittee’s water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:**           Bosque Basin WSC  
  P.O. Box 8  
  China Springs, TX 76633  
  Phone: 254-717-1907

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hensell Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hensell Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **14.5 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hensell Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #2	31.623964 -97.311144	65

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hensell Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** Hilltop WSC  
P.O. Box 543  
West, TX 76691  
Phone: 254-205-5700

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **61.0 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #1	31.781103 -97.0962	100
Well #2	31.777383 -97.07225	122

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

Well #3                      31.785039 -97.075089                      200

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** EOL WSC  
9695 Elk Road  
Axtell, TX 76624  
Phone: 254-863-0404

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **100.0 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #1	31.588075 -96.985703	170
Well #2	31.615236 -96.937225	277

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

Well #3                      31.593228 -96.980069                      310

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** Prairie Hill WSC  
P.O. Box 97  
Prairie Hill, TX 76678  
Phone: 254-344-2242

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **100.0 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #1	31.63331 -96.903974	300
Well #3	31.627374 -96.91592	300

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** Sanderson Farms WSC  
301 Aviation Parkway  
Waco, TX 76705  
Phone: 254-412-3800

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **120.0 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Industrial Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #1	31.619082 -97.049821	850
Well #2	31.627825 -97.055908	850

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** Chalk Bluff WSC  
6511 Gholson Rd  
Waco, TX 76705  
Phone: 254-799-1268

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **80.0 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #2	31.639617-97.134091	397
Well #4	31.652046 -97.144602	284

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

Well #5                      31.670242 -97.145792                      330

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:**           Axtell WSC  
  207 N. 5th Street  
  Axtell, TX 76624  
  Phone: 254-863-0001

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **70.0 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #1	31.658687-96.9697204	180
Well #2	31.665524 -96.96957	340

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** Gholson WSC  
12520 Gholson Rd  
Waco, TX 76705  
Phone: 254-829-2907

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **.50.0 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Well #1	31.740192 -97.253742	220
Well #2	31.730817 -97.243831	220

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

Well #3                      31.743106 -97.258825                      400

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** Menlow WSC  
2476 FM 1304  
Abbott, TX 76691  
Phone: 254-709-7385

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **14.9 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Etter #2	31.830486 -97.094681	300

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's management plan, as may be amended, and the Permittee's water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**DRAFT NON-HISTORIC USE PRODUCTION PERMIT**

**THIS CERTIFIES THAT:** McLennan County Water Control and Improvement  
District No. 2  
314 W. Elm Mott Dr  
Elm Mott, TX 76640  
Phone: 254-829-1824

(the “Permittee”), has applied for a Non-Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District (“District”) has APPROVED the application as follows:

**1 Permit Category**

This permit is a **Non-Historic Use Production Permit**.

**2 Permit Term**

The permit expires December 31, 2045.

**3 Groundwater Source**

The source of groundwater is the **Trinity-Hosston Aquifer**.

**4 Annual Groundwater Withdrawal Amounts**

In addition to any amount of groundwater withdrawal under an existing permit issued by the District to the Permittee, the Permittee may withdraw groundwater from the Trinity-Hosston Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **88.0 acre-feet per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.229 of the District’s rules. The amount of groundwater withdrawal may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District’s rules, as may be amended, and may be subject to cancellation or reduction pursuant to Section 5.235 of the District’s rules.

**5 Purpose of Use**

Permittee may use **Trinity-Hosston Aquifer** groundwater only for **Municipal Purposes**.

**6 Well Name(s), Location(s), and Maximum Rate of Withdrawal**

Groundwater may only be withdrawn from the aquifer from the well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate (gpm)</u>
Charles St	31.662789 -97.104358	350

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

Linden Hall	31.673522 -97.089272	350
Katy	31.675025 -97.105642	460

**7 Maximum Daily and Hourly Amounts of Withdrawal**

If the Permittee has not exceeded the groundwater withdrawal amount as calculated pursuant to Section 4, the Permittee may withdraw in any given 24-hour period a maximum daily flow (gallons per day) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 1,440, and the Permittee may withdraw in any given 1-hour period a maximum hourly flow (gallons per hour) of the sum of all flow rates (gpm) listed in Section 6 multiplied by 60.

**8 Measurement of the Amount of Groundwater Withdrawn**

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District’s rules and is listed in Section 6 of this permit.

**9 Place of Use**

Permittee may beneficially use **Trinity-Hosston Aquifer** groundwater only within the area as defined in its Certified Service Area as defined by the Texas Public Utilities Commission of Texas, and associated with a Certificate of Convenience and Necessity (CCN) held by Permittee. Except as provided by 5.401(b) of the District’s rules, as may be amended, if the place of use is not within the District’s boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

**10 Well Construction, Operation, Maintenance, Closure**

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District’s rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

**11 Water Conservation**

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District’s rules and the District’s management plan, as may be amended, and the Permittee’s water conservation plan as approved by the District, as may be applicable. Starting in the year 2027, and for each year thereafter under the term of this permit, Permittee must be able to provide documentation to the District by March 1<sup>st</sup> of each year that a minimum of 85% of the amount of groundwater withdrawn under this permit and any Historic Use Production Permit and Non-Historic Use Production Permit held by the Permittee in the previous calendar year is accounted for (water losses, such as

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

pipeline losses or leaks, must not exceed 15% of the total amount of groundwater withdrawn by the Permittee).

**12 Conveyance to Place of Use**

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

**13 Meters; Alternative Measuring Method**

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**14 Reports**

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, the requirements of this permit, and other applicable law.

**15 Fees**

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

**16 Interruption, Suspension, or Other Limitations Due to Drought**

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's drought and water conservation plan approved by the District, as applicable.

**17 Other Water Permits or Water Supply Contracts**

Permittee shall only withdraw groundwater pursuant to this permit if the Permittee has made all reasonable efforts to fully use all water available to the Permittee pursuant to other water supply permits and/or water supply contracts, if any.

**18 Groundwater Management Plan**

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

**19 Water Quality**

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**20 Amendments**

Permittee may amend this permit only in compliance with the District's rules.

**21 Permit Review, Renewal or Extension Conditions**

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules. This permit is subject to cancellation in accordance with Section 5.235 of the District's rules.

**22 Change of Name, Address or Telephone Number**

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

**23 Inspections by District**

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Section 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

**24 Additional Conditions**

**24.1** This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

**24.2** This permit is subject to the standard permit conditions set forth in Section 5.233 of the District Rules.

**25 Enforcement**

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

**26 Continuing Jurisdiction of District**

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT  
COUNTY OF MCLENNAN, STATE OF TEXAS

**27 Permit Recordation**

Within 30 days of the date of issuance of this approved permit from the District, the District on behalf of the Permittee will record this permit with the County Clerk of every county in which the well(s) or place of use are located and provide a copy of the recorded permit to the Permittee. The cost of such recordings shall be assessed against the Permittee.

**28 References to Law**

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

**29 Other Matters Denied**

All other matters requested in Permittee’s application that are not specifically granted by this permit are denied.

**THIS PERMIT IS ISSUED, EXECUTED THIS \_\_\_\_\_**, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

\_\_\_\_\_  
Rodney Kroll  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Peter Kultgen  
Secretary, Board of Directors

**ACKNOWLEDGMENT**

**STATE OF TEXAS** )

**COUNTY OF MCLENNAN** )

**ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED** before me on \_\_\_\_\_, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

\_\_\_\_\_  
Notary Public in and for the State of Texas