

Buddy Garcia, *Chairman*  
Larry R. Soward, *Commissioner*  
Bryan W. Shaw, Ph.D., *Commissioner*  
Glenn Shankle, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

July 11, 2008

CHIEF CLERKS OFFICE

2008 JUL 11 AM 9:11

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

To: Persons on the attached Mailing List (By mail and facsimile as indicated)  
Re: Application of HRC Cherokee Tree Farm, LP for proposed water use permit No. 12047

On July 10, 2008, the Office of General Counsel (OGC) filed a letter with the TCEQ Office of Chief Clerk continuing the above-named matter to the TCEQ's public meeting of Wednesday, August 20, 2008. That letter was sent to an incomplete mailing list. The July 10, 2008, letter is now being sent to all parties with a complete mailing list as an attachment to this letter.

If you have any questions regarding this matter, please contact me at 512-239-6575.

Respectfully,

A handwritten signature in black ink, appearing to be "JS", written over a faint, larger signature.

John Sedberry  
Assistant General Counsel

Mailing List

Mailing List  
HCR Cherokee Tree Farm, LP  
TCEQ Docket No. 2008-0495-WR  
Permit No. 12047

Georgia Canfield  
Scott Rhodes  
Winstead, Sechrest & Minick PC  
401 Congress Avenue, Suite 2100  
Austin, Texas 78701-3798  
Tel: (512) 370-2823  
Fax: (512) 370-2877

Bill McMahan  
HCR Cherokee Tree Farm, LP  
2100 McKinney Avenue, Suite 700  
Dallas, Texas 75201-6909

Robin Smith, Staff Attorney  
Texas Commission on Environmental Quality  
Environmental Law Division, MC-173  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-0600  
Fax: (512) 239-0606

Iliana Delgado  
Texas Commission on Environmental Quality  
Water Supply Division, MC-160  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-3678  
Fax: (512) 239-0214

Blas Coy, Jr., Attorney  
Texas Commission on Environmental Quality  
Public Interest Counsel, MC-103  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-6363  
Fax: (512) 239-6377

Bridget Bohac, Director  
Texas Commission on Environmental Quality  
Office of Public Assistance, MC-108  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-4000  
Fax: (512) 239-4007

Kyle Lucas, Attorney  
Texas Commission on Environmental Quality  
Alternative Dispute Resolution, MC-222  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-4010  
Fax: (512) 239-4015

LaDonna Castañuela, Chief Clerk  
Texas Commission on Environmental Quality  
Office of Chief Clerk, MC-105  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-3300  
Fax: (512) 239-3311

Janice Bezanson  
Texas Conservation Alliance  
3812 Noe Lane  
Round Rock, Texas 78681  
Tel: (512) 327-4119  
Fax: (512) 857-0594

Guyla Bryan  
706 Chimney Rock Street  
Lufkin, Texas 75904

Annette Dawson  
2926 Dogwood Drive  
Nacogdoches, Texas 75965

Eugene M. Decker, III  
P.O. Box 1307  
Jacksonville, Texas 75766-1307

Buddy Garcia, *Chairman*  
Larry R. Soward, *Commissioner*  
Bryan W. Shaw, Ph.D., *Commissioner*  
Glenn Shankle, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

July 10, 2008

To: Persons on the attached Mailing List (By mail and facsimile as indicated)

Re: Application of HRC Cherokee Tree Farm, LP for proposed water use permit No. 12047

The above-named matter is currently scheduled to be considered by the Texas Commission on Environmental Quality ("TCEQ") at its August 6, 2008, public meeting. However, on July 8, 2008, the Applicant filed a motion requesting a continuance of this matter. The TCEQ Executive Director ("ED"), the Office of Public Interest Counsel ("OPIC"), and all persons who filed hearing requests (hearing requestors) have indicated that they do not object to a continuance to the August 20, 2008 Agenda meeting. Accordingly, the TCEQ's Office of General Counsel, pursuant to 30 Texas Administrative Code §10.4, is continuing the above-named matter to the TCEQ's public meeting of **Wednesday, August 20, 2008**, beginning at **9:30 a.m.** The meeting will take place in Room 201S of Building E, 12100 Park 35 Circle, Austin, Texas.

Additionally, the dates to file written responses to the hearing requests and written replies to the responses for this matter have been reset. The Applicant, the ED, and OPIC may file written responses to these hearing requests on or **before 5:00 p.m. on Monday, July 28, 2008**. Each hearing requestor may file a written reply to responses on or **before 5:00 p.m. on Monday, August 11, 2008**. All responses and replies must be filed with the Chief Clerk of the TCEQ, and sent on the same day to all individuals on the attached mailing list. The address of the Chief Clerk's Office is: Chief Clerk, ATTN: Agenda Docket Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087 (Fax 512/239-3311). The procedures for evaluating hearing requests and for filing responses and replies are located in 30 Texas Administrative Code (TAC) Chapter 55, Subchapter G (Sections 55.250-55.256) and 30 TAC Sections 1.10-1.11.

The Commissioners will not take oral argument or additional public comment on this matter, but may wish to ask questions of the applicant, hearing requestors or staff. The Commissioners will make their decision based on the hearing requests, written responses to the hearing requests, and any written replies to those responses, and any response to questions.

If you have any questions regarding this matter, please contact John Sedberry, Assistant General Counsel, at 512-239-6575.

Respectfully,

A handwritten signature in black ink, appearing to read "Les Trobman".

Les Trobman  
General Counsel

Mailing List

Mailing List  
HCR Cherokee Tree Farm, LP  
TCEQ Docket No. 2008-0495-WR  
Permit No. 12047

Georgia Canfield  
Scott Rhodes  
Winstead, Sechrest & Minick PC  
401 Congress Avenue, Suite 2100  
Austin, Texas 78701-3798  
Tel: (512) 370-2823  
Fax: (512) 370-2877

Bill McMahan  
HCR Cherokee Tree Farm, LP  
2100 McKinney Avenue, Suite 700  
Dallas, Texas 75201-6909

Robin Smith, Staff Attorney  
Texas Commission on Environmental Quality  
Environmental Law Division, MC-173  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-0600  
Fax: (512) 239-0606

Iliana Delgado  
Texas Commission on Environmental Quality  
Water Supply Division, MC-160  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-3678  
Fax: (512) 239-0214

Blas Coy, Jr., Attorney  
Texas Commission on Environmental Quality  
Public Interest Counsel, MC-103  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-6363  
Fax: (512) 239-6377

Bridget Bohac, Director  
Texas Commission on Environmental Quality  
Office of Public Assistance, MC-108  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-4000  
Fax: (512) 239-4007

Kyle Lucas, Attorney  
Texas Commission on Environmental Quality  
Alternative Dispute Resolution, MC-222  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-4010  
Fax: (512) 239-4015

LaDonna Castañuela, Chief Clerk  
Texas Commission on Environmental Quality  
Office of Chief Clerk, MC-105  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-3300  
Fax: (512) 239-3311

Janice Bezanson  
Texas Conservation Alliance  
3812 Noe Lane  
Round Rock, Texas 78681  
Tel: (512) 327-4119  
Fax: (512) 857-0594

Guyla Bryan  
706 Chimney Rock Street  
Lufkin, Texas 75904

Annette Dawson  
2926 Dogwood Drive  
Nacogdoches, Texas 75965

Eugene M. Decker, III  
P.O. Box 1307  
Jacksonville, Texas 75766-1307