TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2009 SEP -4 PM 2:56

CHIEF CLERKS OFFICE

September 1, 2009

Timber Ridge P.O.A., Inc.
P.O. Box 65
Marble Falls, Texas 78654

Office of the Chief Clerk
MC 105
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

CID
69511

Dear Sirs:

It has recently come to our attention that a landowner adjacent to our neighborhood is seeking to form a private MUD-to be named the Backbone Creek MUD: reference TCEQ Internal Control # 06242009-and that he desires to sell substantial quantities of water off-site from a surface feature on his property (an inactive quarry hole filled with water). This water is hydraulically related to the water that is under our own land and we believe its source also recharges our existing residential wells, as we are only a few hundred feet from his quarry hole.

Several of the closest neighbors to the location of the proposed MUD attended a meeting to discuss the situation as it could affect us. We all asked the question: Could we be left without water or forced to buy our own water back from this MUD if the owner sells irrigation water piped off-site, pumping the lake down and so affecting the groundwater levels as to make our present wells inoperable? And what will prevent others from doing the same thing, a very real "who can pump the water out fastest & make the most money until the water runs out" sort of scenario? Many of our wells are very shallow – from fifty to eighty feet with water levels from twenty-two to forty feet. The quarry lake's level is within these same parameters as our shallow wells and there are other active quarry sites presently operating well below thirty feet in our immediate area that put pressure on the same groundwater supplies. This further begs the question; What if the proposed MUD later decides it needs to make costly "improvements" to serve this forced constituency (its affected neighbors, including us) and lays claim to our land for pipeline right-of-ways, even taxing us to pay for the lines and pumps, etc. and charging us as our water supplier ?

As Burnet County, Texas, constituents and taxpayers, we the Timber Ridge Subdivision POA, would ask that the TCEQ require the Backbone Creek MUD applicant to undertake the engineering studies necessary to prove to our collective satisfaction that the water

table in the neighboring residential area would be unaffected in quantity or quality by any such actions as pumping (selling) water to commercial off-site users BEFORE the Commissioners take any action to approve the MUD application. Please accept this letter as a request for a contested case hearing should the MUD application referenced herein be considered by TCEQ.

We feel that any less than thorough and impartial research would be irresponsible and put many families at serious risk during this time of extreme drought.

We would also ask that we be informed by U.S. mail in the event of any further hearings or other proceedings concerning this matter, and that we be allowed to give input to the TCEQ concerning any neighboring MUD proposals. Our contact information is listed below with the names of all attendees. We have all reviewed and do agree upon this letter's contents.

Thank you.

Respectfully,

Ben Redler, President Timber Ridge POA Inc
by Nancy J Floyd

Ben Redler, 500 Timber Ridge Road, Marble Falls, Texas 78654-7800
Janice McGill, 1150 Timber Ridge Road, Marble Falls, Texas 78654-7800
Terry & Nancy J. Floyd, 515 Timber Ridge Road, Marble Falls, Texas 78654-7800
Ray & Rhanda Boatwright, 301 Timber Ridge Road, Marble Falls, Texas 78654-7800
Jim & Debra Gallagher, 1170 Timber Ridge Road, Marble Falls, Texas 78654-7800
Joe D. Gonzalez, 300 Timber Ridge Road, Marble Falls, Texas 78654-7800
Volker & Gabriele Steffen, 100 Big Oak Lane, Marble Falls, Texas 78654-7800
Steven Rodgers, 701 Timber Ridge Road, Marble Falls, Texas 78654-7800
Jack Bandy, 6876 Co Rd 120, Marble Falls, Texas 78654-7800
Ron Saidikowski, 1762 Timber Ridge Road, Marble Falls, Texas 78654-7800
Jim & Elizabeth Gee, 1200 Timber Ridge Road, Marble Falls, Texas 78654-7800
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