

From: PUBCOMMENT-OPA
To: PUBCOMMENT-OCC2
Date: 3/9/2010 8:01 AM
Subject: Fwd: Public comment on Permit Number WRPERM 12479
Place: PUBCOMMENT-OCC2

H

>>> PUBCOMMENT-OCC 3/8/2010 8:03 AM >>>

>>> <kcmail@juno.com> 3/8/2010 7:35 AM >>>

WR
71540

REGULATED ENTITY NAME:WRPERM 12479
RN NUMBER:RN105737019
PERMIT NUMBER:WRPERM 12479
DOCKET NUMBER:
COUNTY:PARKER
PRINCIPAL NAME:COVERED BRIDGE CANYON HOMEOWNERS ASSOCIATION
CN NUMBER:CN603487166
FROM
NAME:kathy chruscielski
E-MAIL:kcmail@juno.com
COMPANY:
ADDRESS:208 W REMUDA CIR
FORT WORTH TX 76108-9244
PHONE:8174486348
FAX:
COMMENTS:I would like to request a public hearing on this permit.

mw

From: PUBCOMMENT-OPA
To: PUBCOMMENT-OCC2
Date: 2/22/2010 1:56 PM
Subject: Fwd: Public comment on Permit Number WRPERM 12479
Place: PUBCOMMENT-OCC2

WLR
7/1540

>>> PUBCOMMENT-OCC 2/22/2010 9:59 AM >>>

>>> <kcmall@juno.com> 2/22/2010 10:00 AM >>>

REGULATED ENTY NAME:WRPERM 12479
RN NUMBER:RN105737019
PERMIT NUMBER:WRPERM 12479
DOCKET NUMBER:
COUNTY:PARKER
PRINCIPAL NAME:COVERED BRIDGE CANYON HOMEOWNERS ASSOCIATION
CN NUMBER:CN603487166
FROM
NAME:kathy chruscielski
E-MAIL:kcmall@juno.com
COMPANY:
ADDRESS:208 W REMUDA CIR
FORT WORTH TX 76108-9244
PHONE:8174486348
FAX:

COMMENTS:Creek flows on our property have slowed to a trickle since the unpermitted construction of a dam upstream at Covered Bridge Canyon. The creek water, which previously ran even during dry seasons, is now generally stagnant. There is low oxygen which does not support fish. The water used to be clear and have fish and turtles. The permit for Covered Bridge Canyon should be denied and water should be allowed to flow once again to the homeowners along the creek downstream.

mmj

From: PUBCOMMENT-OPA
To: PUBCOMMENT-OCC2
Date: 3/16/2010 8:18 AM
Subject: Fwd: Public comment on Permit Number WRPERM 12479
Place: PUBCOMMENT-OCC2

WR
71540

H

>>> PUBCOMMENT-OCC 3/15/2010 9:31 AM >>>

>>> <joyceahartman@aol.com> 3/15/2010 9:30 AM >>>

REGULATED ENTY NAME:WRPERM 12479
RN NUMBER:RN105737019
PERMIT NUMBER:WRPERM 12479
DOCKET NUMBER:
COUNTY:PARKER
PRINCIPAL NAME:COVERED BRIDGE CANYON HOMEOWNERS ASSOCIATION
CN NUMBER:CN603487166
FROM
NAME:Joyce Hartman
E-MAIL:joyceahartman@aol.com
COMPANY:
ADDRESS:217 W REMUDA CIR
FORT WORTH TX 76108-9249
PHONE:8174488744
FAX:
COMMENTS:I oppose the Covered Bridge Dam because it has created a nuisance and health hazard near our home. Before the dam, water flowed year round. Now the water is stagnant and full of mosquitos. I also request a public hearing before this permit is approved.

MWD

LAW OFFICES OF

JACKSON, SJOBERG, MCCARTHY & WILSON, L.L.P.

711 WEST 7TH STREET
AUSTIN, TEXAS 78701-2785

(512) 472-7600
FAX (512) 225-5565

DAVID E. JACKSON*
JOHN MATTHEW SJOBERG*

*BOARD CERTIFIED IN OIL,
GAS AND MINERAL LAW
TEXAS BOARD OF LEGAL SPECIALIZATION

EDMOND R. MCCARTHY, JR.
ROBERT WILSON
ELIZABETH A. TOWNSEND
OF COUNSEL
LICENSED IN TEXAS AND
TENNESSEE

H OPA
FEB 28 2011 February 25, 2011

WR
71540

BY BP

The Honorable La Donna Castañuela
Chief Clerk (MC 105)
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

*Via Telecopier & Certified Mail,
Return Receipt Requested*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2011 FEB 28 AM 11:03
CLERKS OFFICE

Re: Application No. 12479 - Covered Bridge Canyon Home Owners Association, Inc.

Dear Ms. Castañuela:

I am writing on behalf of the City of Houston ("Houston") in response to the notice of the above-referenced Application No. 12479 (the "Application") filed by the Covered Bridge Canyon Home Owners Association, Inc. (the "HOA") to maintain and operate seven (7) existing reservoirs located on unnamed tributaries of Silver Creek, a tributary of the Trinity River, Trinity River Basin (the "Permit"). A copy of the notice reviewed by the City dated January 28, 2011 is attached for reference (Appendix "A").

Please consider this letter as the City of Houston's request for the Commission to conduct a contested case hearing on the Application.

The City of Houston relies upon the Trinity River Basin, as well as other water resources, for its municipal water supplies to provide water to more than 3 million customers in Houston and its environs, including Harris and Fort Bend Counties, Texas. The City of Houston is the owner of, and/or has contracts for, multiple water rights in the Trinity River Basin, including Lake Livingston (Certificate of Adjudication No. 08-4261) and Certificate of Adjudication No. 08-4277. Additionally, the Trinity River provides the fresh water inflows to the Galveston Bay and its estuaries, all of which contribute to the economic well-being and quality of life of the City of Houston and its citizens.

Accordingly, the City of Houston has direct health and safety, as well as water rights and pecuniary interests associated with the condition and well-being of the Trinity River Basin and the potential impacts that the above-referenced Application might have on the river system, if granted. The City, along with its water rights, is located downstream of the HOA's seven (7) existing on-channel reservoirs. For these reasons, in order to protect the City's rights and afford adequate opportunity to review the Application, and any proposed Permit that may be published by the Executive Director for consideration by the Commission, the City of Houston requests that the Commission conduct a contested case hearing on the Application.

mc

On behalf of the City of Houston, I request that the Commission and the Executive Director's staff provide the City with copies of all proposed Permit drafts, technical memoranda, and any other evaluations, and/or any notices proposed, promulgated, or published by the Commission or the Executive Director's staff related to this Application. Please have these documents sent to my attention using the following contact information:

Edmond R. McCarthy, Jr.
Jackson, Sjoberg, McCarthy & Wilson, L.L.P.
711 West 7th Street
Austin, Texas 78701
(512) 225-5606
(512) 225-5565 Fax
emccarthy@jacksonsjoberg.com

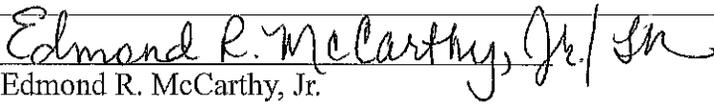
Please note that this request is conditional. After further review and evaluation of the Application and its potential impacts, Houston hopes to reach an agreement with the Commission and the HOA on the Application that will address Houston's interest in providing for the health and well-being of the Trinity River Basin, as well as protecting Houston's downstream water rights and other affected interests. Assuming that effort is successful, the City would be able to withdraw its contested case hearing request.

By copy of this letter, I am advising the HOA, and Ms. Sarah Henderson, Application Manager, of the Executive Director's staff of this request for a contested case hearing and copies of documents.

Thank you for your assistance.

Sincerely,

JACKSON, SJOBERG, MCCARTHY & WILSON LLP


Edmond R. McCarthy, Jr.
Attorneys for the City of Houston

ERM/tn
Encl.

cc: City of Houston
Attn: Mr. Jun Chang, Deputy Director, Public Works & Engineering Dept.
Ms. Lisa Lattu, Engineer, Public Works & Engineering Dept.
Mr. Auggie Campbell, Senior Assistant City Attorney, City Attorney's Office

TCEQ
Attn: Ms. Sarah Henderson (MC 160)

February 25, 2011
Page 3

Covered Bridge Canyon Home Owners Association, Inc.
108 Covered Bridge Drive
Fort Worth, Texas 76108

Appendix "A"

Notice reviewed by the City dated January 28, 2011

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF AN APPLICATION FOR A WATER USE PERMIT

APPLICATION NO. 12479

Covered Bridge Canyon Home Owners Association, Inc. has applied for a Water Use Permit to maintain seven existing dams and reservoirs on unnamed tributaries of Silver Creek, Trinity River Basin, for recreational purposes in Parker County. More information on the application and how to participate in the permitting process is given below.

APPLICATION. Covered Bridge Canyon Home Owners Association, Inc., 108 Covered Bridge Drive, Fort Worth, Texas 76108, Applicant, seeks a Water Use Permit pursuant to Texas Water Code § 11.121 and Texas Commission on Environmental Quality Rules 30 Texas Administrative Code (TAC) § 295.1, *et seq.* Published and mailed notice of the application is being given to all of the water right holders of record in the Trinity River Basin pursuant to 30 TAC §295.151.

The applicant has applied for a Water Use Permit to maintain seven existing dams and reservoirs, located on unnamed tributaries of Silver Creek, tributary of Lake Worth on the West Fork Trinity River, tributary of the Trinity River, Trinity River Basin, for recreational purposes in Parker County, approximately 10 miles east northeast of Weatherford, Texas. The dams and reservoirs are all located within the T & P RR Original Survey No. 5, Abstract No. 1506 and are described as follows:

Reservoir 1 has a surface area of 1.15 acres and a normal capacity of 5.75 acre-feet. A point on the centerline of the dam is located at N 38° E, 5,800 feet from the southwest corner of the T & P RR Survey, also being at Latitude 32.811850° N, Longitude 97.579933° W.

Reservoir 2 has a surface area of 0.65 acre and a normal capacity of 3.25 acre-feet. A point on the centerline of the dam is located at N 47° E, 5,500 feet from the southwest corner of the T & P RR Survey, also being at Latitude 32.810683° N, Longitude 97.578500° W.

Reservoir 3 has a surface area of 0.29 acre and a normal capacity of 1.45 acre-feet. A point on the centerline of the dam is located at N 26° E, 3,000 feet from the southwest corner of the T & P RR Survey, also being at Latitude 32.808333° N, Longitude 97.581817° W.

Reservoir 4 has a surface area of 0.31 acre and a normal capacity of 1.55 acre-feet. A point on the centerline of the dam is located at N 39° E, 3,300 feet from the southwest corner of the T & P RR Survey, also being at Latitude 32.808200° N, Longitude 97.580767° W.

Reservoir 5 has a surface area of 0.36 acre and a normal capacity of 1.8 acre-feet. A point on the centerline of the dam is located at N 52° E, 3,600 feet from the southwest corner of the T & P RR Survey, also being at Latitude 32.807983° N, Longitude 97.579750° W.

Reservoir 6 has a surface area of 1.15 acres and a normal capacity of 5.75 acre-feet. A point on the centerline of the dam is located at N 64° E, 3,200 feet from the southwest corner of the T & P PR Survey, also being at Latitude 32.805933° N, Longitude 97.580833° W.

Reservoir 7 has a surface area of 2.0 acres and a normal capacity of 10.0 acre-feet. A point on the centerline of the dam is located at N 64° E, 4,200 feet from the southwest corner of the T & P PR Survey, also being at Latitude 32.807317° N, Longitude 97.578050° W.

The applicant has provided evidence of an alternate source of water, being groundwater from the Paluxy Formation of the Trinity Aquifer, to maintain the reservoirs at a constant level. The applicant indicates evaporation losses to be 27.6 acre-feet per year while the five existing groundwater wells are capable of producing a combined total of 90.33 acre-feet of water per year at a maximum combined rate of 0.1114 cfs (50 gpm). Groundwater will be discharged into five of the seven reservoirs, approximately 10 miles east northeast of Weatherford, Texas.

The five discharge points are described as follows:

Discharge Point 1 will discharge into Reservoir 1 at a point bearing N 38° E, 5,800 feet from the southwest corner of the T & P PR Survey, also being at Latitude 32.811850° N, Longitude 97.579933° W.

Discharge Point 2 will discharge into Reservoir 2 at a point bearing N 47° E, 5,500 feet from the southwest corner of the T & P PR Survey, also being at Latitude 32.810683° N, Longitude 97.578500° W.

Discharge Point 3 will discharge into Reservoir 3 at a point bearing N 26° E, 3,000 feet from the southwest corner of the T & P PR Survey, also being at Latitude 32.808333° N, Longitude 97.581817° W.

Discharge Point 6 will discharge into Reservoir 6 at a point bearing N 64° E, 3,200 feet from the southwest corner of the T & P PR Survey, also being at Latitude 32.805933° N, Longitude 97.580833° W.

Discharge Point 7 will discharge into Reservoir 7 at a point bearing N 64° E, 4,200 feet from the southwest corner of the T & P PR Survey, also being at Latitude 32.807317° N, Longitude 97.57805° W.

The applicant indicates water discharged into Reservoir 3 will be sufficient to maintain Reservoirs 3, 4, and 5 full and to allow all inflows to pass downstream.

The applicant indicates that all reservoirs and discharge point are located in zip code 78108.

The seven reservoirs partially inundate 24 land owners. Each land owner has provided written consent and the deeds to their land. Ownership of the lands to be inundated is evidenced with Document Nos. 631690, 672537, 495535, 519893, 699473, 534334, 480974, 473241, 549906, 645666, 691315, 578237, 570813, 488720, 626960, 636995, 481189, 597585, 600434, 620690, 524222, 560153, 652860, and 669289 as recorded in the Official Records of Parker County.

The application and partial fees were received on July 16, 2009, and additional information and fees were received on October 19, December 18, 2009 and January 12, January 14, and January 15, 2010. The application was declared administratively complete and filed with the Office of the Chief Clerk on January 28, 2010.

The TCEQ Executive Director has completed the technical review of the application and prepared a draft permit. The draft permit, if granted, would contain special conditions, including but not limited to, maintaining an alternate source of water so that no state water is used, requiring the permittee to pass inflows of state water required to satisfy senior water rights, and ensuring that any discharged commingled groundwater is of sufficient water quality. The application and Executive Director's draft permit are available for viewing and copying at the Office of the Chief Clerk, 12100 Park 35 Circle, Building. F., Austin, TX 78753.

PUBLIC COMMENT / PUBLIC MEETING. Written public comments and requests for a public meeting should be submitted to the Office of Chief Clerk, at the address provided in the information section below, within 30 days of the date of newspaper publication of the notice. A public meeting is intended for the taking of public comment, and is not a contested case hearing. A public meeting will be held if the Executive Director determines that there is a significant degree of public interest in the application.

CONTESTED CASE HEARING. The TCEQ may grant a contested case hearing on this application if a written hearing request is filed within 30 days from the date of newspaper publication of this notice. The Executive Director may approve the application unless a written request for a contested case hearing is filed within 30 days after newspaper publication of this notice.

To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing"; (4) a brief and specific description of how you would be affected by the application in a way not common to the general public; and (5) the location and distance of your property relative to the proposed activity. You may also submit proposed conditions for the requested permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.

If a hearing request is filed, the Executive Director will not issue the permit and will forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

INFORMATION. Written hearing requests, public comments or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087 or electronically at <http://www.tceq.state.tx.us/about/comments.html>. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, the same address. For additional information, individual members of the general public may contact the Office of Public Assistance at 1-800-687-4040. General information regarding the TCEQ can be found at our web site at www.tceq.state.tx.us. Si desea información en Español, puede llamar al 1-800-687-4040 o por el internet al <http://www.tceq.state.tx.us>.

Issued: January 28, 2011

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2011 FEB 28 AM 11:02

CHIEF CLERKS OFFICE

JACKSON, SJOBERG, MCCARTHY & W
711 WEST 7TH STREET
AUSTIN, TEXAS 78701-2785

CERTIFIED MAIL



7010 2780 0001 5516 4557

The Hon. La Donna Castañuela
Chief Clerk (MC 105)
TCEQ
P.O. Box 13087
Austin, TX 78711-3087



0000010938



RECEIVED

FEB 28 2011

TCEQ MAIL CENTER
MM

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

LAW OFFICES OF

JACKSON, SJOBERG, MCCARTHY & WILSON, L.L.P.

711 WEST 7TH STREET
AUSTIN, TEXAS 78701-2785
(512) 472-7600
FAX (512) 225-5565

CHIEF CLERKS OFFICE

EDMOND R. MCCARTHY, JR.
ROBERT WILSON
ELIZABETH A. TOWNGEND
OF COUNSEL
LICENSED IN TEXAS AND
TENNESSEE

DAVID E. JACKSON
JOHN MATTHEW SJOBERG

*BOARD CERTIFIED IN OIL,
GAS AND MINERAL LAW
TEXAS BOARD OF LEGAL SPECIALIZATION

H
OPA
FEB 25 2011
[Signature]

February 25, 2011

WR
71540

The Honorable La Donna Castañuela
Chief Clerk (MC 105)
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Via Telecopier & Certified Mail,
Return Receipt Requested

Re. Application No. 12479 Covered Bridge Canyon Home Owners Association, Inc.

Dear Ms. Castañuela:

I am writing on behalf of the City of Houston ("Houston") in response to the notice of the above-referenced Application No. 12479 (the "Application") filed by the Covered Bridge Canyon Home Owners Association, Inc. (the "HCOA") to maintain and operate seven (7) existing reservoirs located on unnamed tributaries of Silver Creek, a tributary of the Trinity River, Trinity River Basin (the "Permit"). A copy of the notice reviewed by the City dated January 28, 2011 is attached for reference (Appendix "A").

Please consider this letter as the City of Houston's request for the Commission to conduct a contested case hearing on the Application.

The City of Houston relies upon the Trinity River Basin, as well as other water resources, for its municipal water supplies to provide water to more than 3 million customers in Houston and its environs, including Harris and Fort Bend Counties, Texas. The City of Houston is the owner of, and/or has contracts for, multiple water rights in the Trinity River Basin, including Lake Livingston (Certificate of Adjudication No. 08-4261) and Certificate of Adjudication No. 08-4277. Additionally, the Trinity River provides the fresh water inflows to the Galveston Bay and its estuaries, all of which contribute to the economic well-being and quality of life of the City of Houston and its citizens.

Accordingly, the City of Houston has direct health and safety, as well as water rights and pecuniary interests associated with the condition and well-being of the Trinity River Basin and the potential impacts that the above-referenced Application might have on the river system, if granted. The City, along with its water rights, is located downstream of the HCOA's seven (7) existing on-channel reservoirs. For these reasons, in order to protect the City's rights and afford adequate opportunity to review the Application, and any proposed Permit that may be published by the Executive Director for consideration by the Commission, the City of Houston requests that the Commission conduct a contested case hearing on the Application.

[Handwritten initials]

February 25, 2011
 Page 2

On behalf of the City of Houston, I request that the Commission and the Executive Director's staff provide the City with copies of all proposed Permit drafts, technical memoranda, and any other evaluations, and/or any notices proposed, promulgated, or published by the Commission or the Executive Director's staff related to this Application. Please have these documents sent to my attention using the following contact information:

Edmond R. McCarthy, Jr.
 Jackson, Sjoberg, McCarthy & Wilson, L.L.P.
 711 West 7th Street
 Austin, Texas 78701
 (512) 225-5606
 (512) 225-5565 Fax
emccarthy@jacksonsjoberg.com

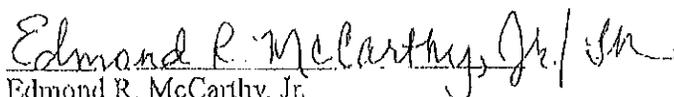
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By copy of this letter, I am advising the HOA, and Ms. Sarah Henderson, Application Manager, of the Executive Director's staff of this request for a contested case hearing and copies of documents.

Thank you for your assistance.

Sincerely,

JACKSON, SJOBERG, MCCARTHY & WILSON LLP


 Edmond R. McCarthy, Jr.
 Attorneys for the City of Houston

BRM/tn
 Encl.

cc: City of Houston
 Attn: Mr. Jun Chang, Deputy Director, Public Works & Engineering Dept.
 Ms. Lisa Lattu, Engineer, Public Works & Engineering Dept.
 Mr. Auggie Campbell, Senior Assistant City Attorney, City Attorney's Office

TCEQ
 Attn: Ms. Sarah Henderson (MC 160)

Received:

Feb 25 2011 09:29am

FEB-25-2011 FRI 09:25 AM L... OFFICES

FAX NO. 512...55565

P. 04/08

February 25, 2011

Page 3

Covered Bridge Canyon Home Owners Association, Inc.
108 Covered Bridge Drive
Fort Worth, Texas 76108

February 25, 2011

Page 4

Appendix "A"

Notice reviewed by the City dated January 28, 2011

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF AN APPLICATION
 FOR A WATER USE PERMIT

APPLICATION NO. 12479

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Reservoir 2 has a surface area of 0.65 acre and a normal capacity of 3.25 acre-feet. A point on the centerline of the dam is located at N 47° E, 5,500 feet from the southwest corner of the T & P RR Survey, also being at Latitude 32.810683° N, Longitude 97.578500° W.

Reservoir 3 has a surface area of 0.29 acre and a normal capacity of 1.45 acre-feet. A point on the centerline of the dam is located at N 26° E, 3,000 feet from the southwest corner of the T & P RR Survey, also being at Latitude 32.808333° N, Longitude 97.581817° W.

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PUBLIC COMMENT / PUBLIC MEETING. Written public comments and requests for a public meeting should be submitted to the Office of Chief Clerk, at the address provided in the information section below, within 30 days of the date of newspaper publication of the notice. A public meeting is intended for the taking of public comment, and is not a contested case hearing. A public meeting will be held if the Executive Director determines that there is a significant degree of public interest in the application.

CONTESTED CASE HEARING. The TCEQ may grant a contested case hearing on this application if a written hearing request is filed within 30 days from the date of newspaper publication of this notice. The Executive Director may approve the application unless a written request for a contested case hearing is filed within 30 days after newspaper publication of this notice.

To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing"; (4) a brief and specific description of how you would be affected by the application in a way not common to the general public; and (5) the location and distance of your property relative to the proposed activity. You may also submit proposed conditions for the requested permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.

If a hearing request is filed, the Executive Director will not issue the permit and will forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

INFORMATION. Written hearing requests, public comments or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087 or electronically at <http://www.tceq.state.tx.us/about/comments.html>. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, the same address. For additional information, individual members of the general public may contact the Office of Public Assistance at 1-800-687-4040. General information regarding the TCEQ can be found at our web site at www.tceq.state.tx.us. Si desea información en Español, puede llamar al 1-800-687-4040 o por el internet al <http://www.tceq.state.tx.us>.

Issued: January 28, 2011

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DATE: February 25, 2011

NO. PAGES (including cover): 8

TO: LaDonna Castañuela **FAX NO.:** (512) 239-3311 **CONTACT NO.:** (512) 239-3300
TO: Sara Henderson **FAX NO.:** (512) 239-4770 **CONTACT NO.:** (512) 239-2535

FROM: Edmond R. McCarthy, Jr. **C/M NO.:** 40-847

RE: Application No. 12479, Covered Bridge Canyon Home Owners Association, Inc.

ATTACHMENT: Yes

MESSAGE: The Original Letter has been mailed to the Chief Clerk's Office this date.

ORIGINALS TO FOLLOW: YES _____ NO X

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2011 FEB 25 AM 9:54
CHIEF CLERK'S OFFICE