

9 July 2015

To: Texas commission on Environmental Quality (TCEQ)

From: Walter E. Kowalik

8514 Radcliffe Dr.

Tyler, TX 75703

Phone #: 903-581-4192 (Home)

903-245-0308 (Cell)

Applicant: City of White Oak

Permit #: WQ0010940001

My Property Legal Description:

AB 176 RUDDLE SUR TR 47 SEC 2 AG Use 54.31 Acres (ID – R26347)

Location: One (1) mile east of Hwy. 42 North side.

Distance to applicant's facility: Approx. 1.5 miles SE

Length of property on Hawkins Creek: Approx. 2,200 feet.

Description of adverse affect y the applicants proposal – not common to the general public:

Approximately one-fourth of my acreage in the north and north-east part of the tract is identified as in the flood plain. When I bought the property in 2007, this area would flood when Hawkins Creek came over it's banks. In a day or two, it would recede and my property drained back into the creek. Presently, the above stated flood plain property is under water. The cause is the logs, limbs and trash coming downstream and damming the drainage ditch. Additionally, this trash has stopped up a 10 inch thick reinforced concrete bridge on my property causing it to wash out and two large trees falling across and busting the bridge. This occurred within the last month. This bridge gives access to wells on the north side by the energy companies. It was built about 35 years ago according to the previous owner. This is the first time for it to be destroyed. Replacement of this bridge is estimated to cost approximately \$50,000 per discussion with a Breitburn Energy supervisor, Chris Foreman. I would be happy to show this to anyone wishing to see it.

I believe that if Hawkins Creek was cleaned of debris periodically to preclude damming up draining ditches and bridges, the requested water input could be handled. Hawkins Creek extends about 2 miles past my property line where it meets the Sabine River.

16 February 2016

Supplement to: **Docket No. 2015-1706-MWD**

City of White Oak Permit No. WQ00010940001

Telecon with TCEQ administration this morning reminded me of another concern. It may not be in the jurisdiction of the TCEQ board. It pertains to the pipelines crossing Hawkins Creek. There are at least 4 on my property. They vary from about 12-inch to 6-in pipes. They are between 2 and 4 feet above the normal level of the creek water. My concern is the possibility of a rupture in these pipes during high water with debris and logs floating down. that could contaminate the creek water.

Walter E. Kowalik

903-581-4192

Because of the above, I/we request a contested case hearing.

I never received notice of this application and a copy was given me by a third party a week ago. I use White Oak water and get my bills without delay each month. I do not take the local newspapers since I live in Tyler, TX and the notice had been posted in the Longview newspaper. The address of the affected property is 5648 W. Harrison Rd, Longview, TX, but I receive my mail at:

Walter Kowalik

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Tyler, TX 75703