

**TEXAS COMMISSION ON ENVIRONMENTAL QUALITY**  
**APPLICATION FOR PERMIT TO APPROPRIATE STATE WATER**  
 (SECTION 11.121, 11.042, 11.085 OR 11.143, TEXAS WATER CODE)  
 TAC CHAPTERS 30, 50, 281, 287, 288, 295, 297 AND 299  
**Water Supply Division, Water Rights Permitting MC-160**  
**P.O. Box 13087**  
**Austin, Texas 78711-3087**  
**Telephone (512) 239-4691, FAX (512) 239-4770**  
 (if including a check, mail directly to P.O. Box 13088, Austin, TX 78711-3088)

Notice: This form will not be processed until all delinquent fees and/or penalties owed to the TCEQ or the Office of the Attorney General on behalf of the TCEQ are paid in accordance with the Delinquent Fee and Penalty Protocol.

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 WATER RIGHTS DIV.

**1. Applicant Information.**

A. Applicant Name(s): SMRP REAL ESTATE, LTD.  
 Mailing Address: 5354 Airport Fwy  
Haltom, TX 76117  
 Telephone Number: 817-312-1740 Fax Number: \_\_\_\_\_  
 Email Address: ssmoore@me.com

B. Customer Reference Number (if issued): CN603048513

*Note:* If you do not have a Customer Reference Number, complete Section II of the Core Data Form (TCEQ-10400) and submit it with this application.

C. Fees and Penalties

Applicant owes fees or penalties?

Yes     No

If yes, provide the amount and the nature of the fee or penalty as well as any identifying number:

\_\_\_\_\_

D. Lienholder Information

Provide this information on the holder of any liens on any land to which the water right would be appurtenant):

None.

**2. Dam (structure), Reservoir and Watercourse Data.**

A. Type of Storage Reservoir (indicate by checking (√) all applicable)

on-channel     off-channel     existing structure     proposed structure\*     exempt structure\*\*

\* Applicant shall provide a copy of the notice that was mailed to each member of the governing body of each county and municipality in which the reservoir, or any part of the reservoir, will be located as well as copies of the certified mailing cards.

\*\* TWC Section 11.143 for uses of water for other than domestic, livestock, or fish and wildlife from an existing, exempt reservoir with a capacity of 200 acre-feet or less. Please complete Paragraph 6 below if proceeding under TWC 11.143.

Date of Construction: 2013

B. Location of Structure No. 1

1) Watercourse: Unnamed Tributary to East Sanchez Creek

2) Location from County Seat: 2.5 miles in a Southwest direction from Weatherford,  
Parker County, Texas.

Location from nearby town (if other than County Seat): \_\_\_\_\_ miles in a \_\_\_\_\_ direction  
from \_\_\_\_\_, a nearby town  
shown on county highway map.

3) Zip Code: 76087

4) The dam will be/is located in the J. Davis Original Survey No. \_\_, Abstract No. A-349 in Parker  
County, Texas.

5) Point on the dam at the centerline of the stream is S 80° W (bearing), 2.241 feet  
(distance) from the North corner of J. Davis Original Survey No. \_\_, Abstract No. A-349,  
in Parker County,

Texas, also being at Latitude 32.723636 °N, Longitude 97.819721 °W.

Provide the Latitude and Longitude coordinates in decimal degrees, to at least six decimal places, and indicate  
the method used to calculate the diversion point location.

Determined using USGS 7.5 Topographic Map and ArcGIS.

C. Reservoir:

1) Acre-feet of water impounded by structure at normal maximum operating level: 3.2 Acre-feet

2) Surface area in acres of reservoir at normal maximum operating level: 0.9 Acres

D. Drainage Area

The drainage area above the dam is 210.4 acres or \_\_\_\_\_ square miles.

E. Other

1) If this is a U.S. Natural Resources Conservation Service (NRCS) (formerly Soil Conservation  
Service (SCS)) floodwater-retarding structure, provide the Site No. \_\_\_\_\_  
and watershed project name \_\_\_\_\_

2) Do you request authorization to close the "ports" or "windows" in the service spillway?

Yes  No

3. Appropriation/Diversion Request (total amount of water needed, including maximum projected  
uses and accounting for evaporative losses for off-channel storage, if applicable).

A. Appropriated water will be used as follows:

	Purpose*	Place of Use	Acre-feet per year
1)	Storm water retention, wetland	In place	0
2)			
3)			

\*If agricultural use, list crops(s) to be irrigated:

B. Lands to be irrigated (if applicable):

- 1) Applicant proposes to irrigate a total of \_\_\_\_\_ acres in any one year. This acreage is all of or part of a larger tract(s) which is described in a supplement attached to this application and contains a total of \_\_\_\_\_ acres in \_\_\_\_\_ County, Texas. A copy of the deed(s) describing the overall tract(s) with the recording information from the county records is attached.
- 2) Location of land to be irrigated: In the \_\_\_\_\_  
Original Survey No. \_\_\_\_\_, Abstract No. \_\_\_\_\_.

C. Diversion Point No. \_\_\_\_\_.

- 1) Watercourse: \_\_\_\_\_
- 2) Location of point of diversion at Latitude \_\_\_\_\_°N, Longitude \_\_\_\_\_°W,  
Provide Latitude and Longitude coordinates in decimal degrees, to at least six decimal places, and indicate the method used to calculate the diversion point location.  
  
also bearing \_\_\_\_\_° \_\_\_\_\_ feet  
(distance) from the \_\_\_\_\_ corner of the \_\_\_\_\_ Original  
Survey No. \_\_\_\_\_, Abstract No. \_\_\_\_\_, County, Texas.
- 3) Location from County Seat: \_\_\_\_\_ miles in a \_\_\_\_\_ direction from  
\_\_\_\_\_  
County, Texas.  
Location from nearby town (if other than County Seat): \_\_\_\_\_ miles in a \_\_\_\_\_  
direction from \_\_\_\_\_, a nearby town shown on county  
highway map.
- 4) Zip Code: \_\_\_\_\_
- 5) The diversion will be (check (√) all appropriate boxes and if applicable, indicate whether existing or proposed):

	Existing	Proposed
Directly from stream		
From an on-channel reservoir		
From stream to an off-channel reservoir		
From a stream to an on-channel reservoir		
From an off-channel reservoir		
Other method (explain fully, use additional sheets if necessary)		

6) Rate of Diversion (Check (√) applicable provision):

\_\_\_ 1. Diversion Facility:

- A. \_\_\_\_\_ Maximum gpm (gallons per minute)
- B. \_\_\_\_\_ Number of pumps
- C. \_\_\_\_\_ Type of pump

D. \_\_\_\_\_ gpm, Pump capacity of each pump

E. Portable pump \_\_\_\_\_ Yes or \_\_\_\_\_ No.

2. If by gravity:

A. \_\_\_\_\_ Headgate \_\_\_\_\_ Diversion Dam \_\_\_\_\_ Maximum gpm

B. \_\_\_\_\_ Other method (explain fully - use additional sheets if necessary)

7) The drainage area above the diversion point is \_\_\_\_\_ acres or \_\_\_\_\_ square miles.

D. Return Water or Return Flow (location and quantity information, provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places and indicate the method used to calculate the diversion point location):

Water which is diverted but not consumed as a result of the above stated use, will be returned to

\_\_\_\_\_, tributary of \_\_\_\_\_

\_\_\_\_\_, tributary of \_\_\_\_\_

\_\_\_\_\_ Basin, at a point which is at Latitude \_\_\_\_\_

\_\_\_\_\_°0000N, Longitude \_\_\_\_\_°W, also, bearing

\_\_\_\_\_° (direction), \_\_\_\_\_ feet (distance) from the

\_\_\_\_\_ corner of the \_\_\_\_\_ Original Survey

No. \_\_\_\_\_, Abstract No. \_\_\_\_\_, in \_\_\_\_\_ County, Texas.

Zip Code: \_\_\_\_\_

Estimated annual amount of return flow to said stream will be \_\_\_\_\_ acre-feet.

E. Surplus Water (provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places and indicate the method used to calculate the diversion point location):

Water which is diverted but not used beneficially will be returned to \_\_\_\_\_

tributary of \_\_\_\_\_ Basin at a point

which is at Latitude \_\_\_\_\_°N, Longitude \_\_\_\_\_°W, also

bearing \_\_\_\_\_° (direction), \_\_\_\_\_ feet

(distance) from the \_\_\_\_\_ corner of the \_\_\_\_\_ Original Survey

No. \_\_\_\_\_, Abstract No. \_\_\_\_\_, in \_\_\_\_\_ County, Texas.

Zip Code: \_\_\_\_\_

4. Discharge Point Information (if applicable, provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places and indicate the method used to calculate the diversion point location).

Discharge Point No. or Name: \_\_\_\_\_ 1 \_\_\_\_\_

A. Select the appropriate box for the source of water being discharged:

Treated effluent

Groundwater

Other Potable Water

B. Location of discharge point will be/is at Latitude 32.723636° N, Longitude 97.819721°W,

also bearing S 80° W, 2,241 feet from the North corner of the J Davis

Original Survey No. \_\_\_\_\_, Abstract No. A-349, in Parker County, Texas.

What method was used to determine the Latitude and Longitude for the discharge point? (i.e., GPS Unit, USGS 7.5 Topographic Map, etc.)

Determined using USGS 7.5 Topographic Map and ArcGIS

- C. Location from County Seat: 2.5 miles in a Southwest direction from Weatherford, Parker County, Texas.  
Location from nearby town (if other than County Seat): \_\_\_\_\_ miles in a \_\_\_\_\_ direction from \_\_\_\_\_, a nearby town shown on county highway map.

D. Zip Code: 76087

E. Water will be discharged into Unnamed Tributary to East Sanchez Creek tributary to Three Mile Branch, tributary to Sanchez Creek tributary to the Brazos River in the Brazos River Basin.

F. Water will be discharged at a maximum rate of 0.02 cfs ( 10 gpm).

G. The amount of water that will be discharged will not exceed 5.8 acre-feet per year.

H. The purpose of use for the water being discharged will be Supplemental water supply to maintain impoundment water level.

I. Additional information required:

For groundwater

- 1) Provide water quality analysis and 24 hour pump test for the well if one has been conducted.
- 2) Locate and label the groundwater well(s) on a USGS 7.5 Minute Topographic Map
- 3) Provide a copy of the groundwater well permit if it is located in a Groundwater Conservation District.
- 4) What aquifer the water is being pumped from?

For treated effluent

- 1) What is the TPDES Permit Number? Provide a copy of the permit.
- 2) Provide the monthly discharge data for the past 5 years.
- 3) What % of treated water was groundwater, surface water?
- 4) If any original water is surface water, provide the base water right number.

**5. General Information.**

A. The proposed \_\_\_\_\_ or existing  works will be (are) located on the land of SMRP REAL ESTATE, LTD. whose mailing address is 5354 Airport Fwy, Haltom, TX 76117

B. If an application for the appropriation is granted, either in whole or in part, construction works will begin within \_\_\_\_\_ after such permit is issued. The proposed work will be completed within \_\_\_\_\_ from the date the permit is issued.

C. A Water Conservation Plan is attached? \_\_\_\_\_ Yes  No.

D.  Interbasin transfer is not requested.

\_\_\_\_\_ Applicant requests authorization to transfer \_\_\_\_\_ acre-feet of water per year from the \_\_\_\_\_ Basin to the \_\_\_\_\_ Basin of which \_\_\_\_\_ acre-feet of water will be used for \_\_\_\_\_ purposes and \_\_\_\_\_ acre-feet of water will be used for \_\_\_\_\_ purposes.

E. \_\_\_\_\_ Bed and Banks request to transfer \_\_\_\_\_ acre-feet of water per year within the bed and banks of \_\_\_\_\_, tributary of \_\_\_\_\_ Basin.

F. Is this project located within 200 river miles of the coast? \_\_\_\_\_ Yes  No \_\_\_\_\_ Unknown

5. **Maps, plats, plans, and drawings accompany this application as required by applicable TAC Sections.**

Yes  No. Attach additional sheets.

6. \_\_\_\_\_ The dam(s) and reservoir(s) shown on the attached application was (were) constructed for domestic and livestock purposes and I/we elect to seek a permit under Section 11.143 of the Texas Water Code.

7. Provide information describing how this application addresses a water supply need in a manner that is consistent with the state water plan or the applicable approved regional water plan for any area in which the proposed appropriation is located or, in the alternative, describe conditions that warrant a waiver of this requirement.

The state water plan does not include all possible projects.

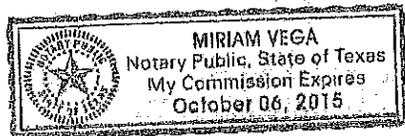
Steve Moore  
Applicant Name (Sign)

\_\_\_\_\_  
Applicant Name (Sign)

Steve Moore  
Applicant Name (Printed)

\_\_\_\_\_  
Applicant Name (Printed)

SWORN TO AND SUBSCRIBED before me this 3 day of August, 2015.



Miriam Vega  
Notary Public for the State of Texas