



Texas Commission on Environmental Quality

PO Box 13087, MC-160, Austin, Texas 78711-3087

Telephone (512) 239-4691, FAX (512) 239-4770

APPLICATION FOR AMENDMENT TO A WATER RIGHT

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.

Customer Reference Number (if issued): CN 1204854380

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.

1. Name: DON FERGUSON
 Address: P.O. Box 476 VERIBEST, TX. 76886 (MAIL)
6101 VERIBEST PARK ROAD, SAN ANGELO TX ~~76801~~ 76905 (PHYSICAL)
 Phone Number: 325-212-7468 Fax Number: _____
 Email Address: _____

2. 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:

3. Permit No. _____ Certificate of Adjudication No. 14-1342

Stream: CONCHO RIVER Watershed: CONCHO RIVER

Reservoir (present condition, if one exists): _____

County: TOM GREEN

4. Proposed Changes To Water Right Authorizations:

ADD DIVERSION POINT. INFO: CERT OF ADJUDICATION 14-1341

ADD PLACE OF USE

(Attach additional page as necessary, attach map/plot depicting project location, diversion point, place of use, and other pertinent data).

5. I understand the Agency may require additional information in regard to the requested amendment before considering this application.

[Signature]
Name (sign)

Name (sign)

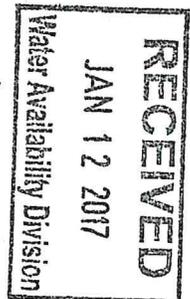
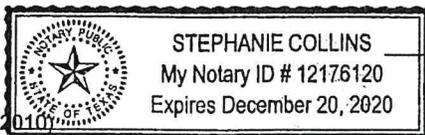
DON M. FERGUSON
Name (print)

Name (print)

Subscribed and sworn to me as being true and correct before me this 10th day of

January, 2017.

[Signature]
Notary Public, State of Texas



Supplemental Diversion Point Information Sheet

Diversion Point No. 1

1) Watercourse: CONCHO

2) Location of point of diversion at Latitude ~~N 34° E~~ 31° 31.274 °N, Longitude 100° 15.952 W, also, bearing N 54° E, 575 feet (distance) from the NW corner of the CASPER ~~SPARING~~ Original Survey No. 144, Abstract No. 1872, in TOM GREEN County, Texas. (Provide the latitude and longitude coordinates in decimal degrees, to at least six decimal places. Indicate the method used to calculate the diversion point location).

3) Location from County Seat: 12 miles in a NE direction from SAN ANGELO, TOM GREEN County, Texas.

Location from nearby town (if other than County Seat): 3.1 miles in a NORTH direction from VERIBEST, a nearby town shown on county highway map.

4) Zip Code: 76986

5) The diversion will be (check (✓) all appropriate boxes and if applicable, indicate whether existing or proposed):

	Existing	Proposed
Directly from stream	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
From an on-channel reservoir	<input type="checkbox"/>	<input type="checkbox"/>
From a stream to an off-channel reservoir	<input type="checkbox"/>	<input type="checkbox"/>
From a stream to an on-channel reservoir	<input type="checkbox"/>	<input type="checkbox"/>
From an off-channel reservoir	<input type="checkbox"/>	<input type="checkbox"/>
Other method (explain fully, use additional sheets if necessary)	<input type="checkbox"/>	<input type="checkbox"/>

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

1. Diversion Facility:

A. 1400 Maximum gpm (gallons per minute)

- 1) 1 Number of pumps
- 2) _____ Type of pump
- 3) 1900 gpm, Pump capacity of each pump
- 4) 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)

N/A 7) The drainage area above the diversion point is _____ acres or _____ square miles.

3-12-80

CERTIFICATE OF ADJUDICATION

CERTIFICATE OF ADJUDICATION: 14-1341

OWNER: Mrs. Gladys M. Lewis
1914 South Concho Drive
San Angelo, TX 76901

COUNTY: Tom Green

PRIORITY DATE: May 13, 1916

WATERCOURSE: Concho River

BASIN: Colorado River

WHEREAS, by final decree of the 51st District Court of Tom Green County, in Cause No. 44,900-A, In Re: The Adjudication of Water Rights in the Concho River Segment of the Colorado River Basin, dated June 14, 1979, a right was recognized under Permit 145A and Claim 170 authorizing Mrs. Gladys M. Lewis to appropriate waters of the State of Texas as set forth below;

NOW, THEREFORE, this certificate of adjudication to appropriate waters of the State of Texas in the Colorado River Basin is issued to Mrs. Gladys M. Lewis, subject to the following terms and conditions:

1. IMPOUNDMENT

Owner is authorized to construct and maintain a dam and reservoir on the Concho River and impound therein not to exceed 400 acre-feet of water. Point on the dam at the center of the stream is N 43°E, 1860 feet from the southwest corner of the German Emigration Company Survey 347, Abstract 277, Tom Green County, Texas. This dam and reservoir are also authorized under Certificate of Adjudication 14-1342. A 54 acre-foot capacity addition to the aforesaid reservoir is authorized under Certificate of Adjudication 14-1340.

2. USE

Owner is authorized to divert and use not to exceed 115 acre-feet of water per annum from the Concho River to irrigate a maximum of 74 acres of land out of a 123.908 acre tract located in the Casper Spauring Survey 144, Abstract 1872, Tom Green County, Texas, said 123.908 acre tract being described as follows:

- (1) BEGINNING at a point on the South bank of the Concho River being the Northwest corner of the Casper Spauring Survey 144, Abstract 1872;
- (2) THENCE S, 214.5 varas with the West line of said Survey to a corner;
- (3) THENCE E, 1037 varas to a corner in the East line of said Survey;
- (4) THENCE N, 745.42 varas with the East line of said Survey to a point in a Road;
- (5) THENCE S 78°23'W, 21.22 varas to a 2 inch galvanized iron pipe;
- (6) THENCE S 85°14'W, 245.98 varas to a 2 inch galvanized iron pipe;
- (7) THENCE N 68°23'W, 228.39 varas to a point on the East bank of the Concho River;
- (8) THENCE upstream with the meanders of the Concho River to the place of beginning.

3. DIVERSION

A. Location:

At a point on the southeast bank of the Concho River which is N 54°E, 575 feet from the northwest corner of the Casper Spauring Survey 144, Abstract 1872, Tom Green County, Texas.

B. Rate:

Maximum Diversion Rate: 3.11 cfs (1400 gpm).

4. PRIORITY

The time priority of owner's right is May 13, 1916.

The locations of pertinent features related to this certificate are shown on Page 13 of the Concho River Certificates of Adjudication Maps; copies of which are located in the offices of the Texas Department of Water Resources and the office of the County Clerk.

This certificate of adjudication is issued subject to all terms, conditions and provisions provided for in the final decree of the 51st District Court of Tom Green County, in Cause No. 44,900-A, In Re: The Adjudication of Water Rights in the Concho River Segment of the Colorado River Basin, dated June 14, 1979, and supersedes all rights of the owner asserted in that cause.

This certificate of adjudication is issued subject to the Rules of the Texas Department of Water Resources and its continuing right of supervision of State water resources consistent with the public policy of the State as set forth in the Texas Water Code.

This water right is appurtenant to and is an undivided part of the above-described land within which irrigation is authorized. A transfer of any portion of the above-described land includes, unless otherwise specified, the portion of the water right which is appurtenant to the land transferred.

TEXAS WATER COMMISSION


Felix McDonald, Chairman

DATE ISSUED:

March 12, 1980

ATTEST:


Mary Ann Wefner, Chief Clerk