

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

P.O. Box 13087 MC-160, Austin, Texas 78711-3087

Telephone (512) 239-4600, FAX (512) 239-4770

APPLICATION FOR A TEMPORARY WATER USE PERMIT FOR MORE THAN 10 ACRE-FEET OF WATER, AND/OR FOR A DIVERSION PERIOD LONGER THAN ONE CALENDAR YEAR

This form is for an application for a temporary permit to divert water under Section 11.138, Texas Water Code. Any permit granted from this application may be suspended at any time by the applicable TCEQ Office if it is determined that surplus water is no longer available.

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.

- 1. Data on Applicant and Project: Social Security or Federal ID No. [redacted]
A. Name: City of San Marcos
B. Mailing Address: 630 East Hopkins Street San Marcos Texas 78666
C. Telephone Number: 512-393-8136 Fax Number: N/A E-mail Address: [redacted]
D. Applicant owes fees or penalties? [] Yes [X] No
If yes, provide the amount and the nature of the fee or penalty as well as any identifying number:

E. Describe Use of Water Sessom Creek's intermittent flows will be diverted at the most upstream point and sent through a pipe to the most downstream point of the project to prevent sedimentation of the San Marcos Ri.

F. Description of Project (TDH Project No. if applicable) attached

G. Highway Designation No. IH-35 County Hays

- 2. Type of Diversion (check one): [X] From Stream [] From Reservoir
3. Rate of Diversion:
A. Maximum N/A - gravity diversion (no pump) gpm (capacity of pump)

4. Amount and Source of Water:
200 ac-ft acre-feet of water within a period of one year (specify term period not to exceed a three year term). The water is to be obtained from Sessom Creek, tributary of the San Marcos River, tributary of N/A, tributary of N/A Guadalupe River Basin.

5. Location of Diversion Point: Provide Latitude and Longitude in decimal degrees to at least six decimal places, and indicate the method used to calculate the diversion point location.
At Latitude 29° 53' 34.11 "N, Longitude 97° 56' 48.28 "W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) Sessom Drive(R-O-W) (Highway), located in Zip Code 78666, located 0.88 miles in a NW direction from county courthouse (County Seat), Hays County, and 8.26 miles in a south direction from Kyle, a nearby town shown on County road map. Note: Distance in straight line miles.

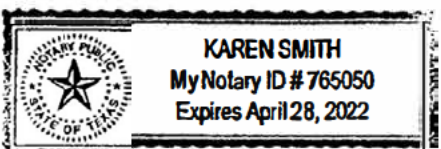
Enclose a USGS 7.5 minute topographic map with the diversion point and/or the return water discharge points labeled. Owner's written consent is required for water used from any private reservoir, or private access to diversion point.

- 6. Access to Diversion Point (check one): [X] Public right-of-way [] Private property (A letter of permission from landowner is attached) [] Other (Explain)
7. Fees Enclosed:
Filing \$ 100.00 \$ 250.00
Recording \$ 1.25 \$ 1.25
Use (\$1.00 per ac-ft or fraction thereof) \$ \$ 200.00
(Note: 1 ac-ft = 325,851 gals. Total \$ 451.25
1 ac-ft = 7758.35 bbls.)

Upon completion of any project for which a temporary water permit is granted, the Permittee is required by law to report the amount of water used. This document must be properly signed and duly notarized before it can be accepted or considered by the Texas Commission on Environmental Quality.

[Signature] Bert Lumberras, City Manager
Name (sign) Name (print)

Subscribed and sworn to me as being true and correct before me this 5th day of August, 2021



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Water Availability Division