

**GARDERE**

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**VIA HAND DELIVERY**

Attn: Chris Kozlowski  
Water Rights Permitting Application  
12100 Park 35 Circle, Bldg. F,  
Austin, TX 78753  
(512) 239-1801

Re: **AMENDMENT APPLICATIONS FOR  
WATER PERMIT NOS. 5168A and 5678**

Dear Mr. Kozlowski/Sir/Madam:

On behalf of our client, Richards Brothers Company, and pursuant to our previous meetings and conversations, please find attached applicable permit applications and accompanying documentation to support the above request.

Once your agency has completed the reviews of these application, please do not hesitate to contact me should you have any questions or require any additional information. Thank you for your time and assistance regarding these matters.

Sincerely,

  
Marcus Schwartz

Enclosures

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WATER AVAILABILITY DIV.



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 600762983

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: Richards Brothers Company
Address: 13131 Dairy Ashford, Ste. 150, Sugar Land, TX 77478
Phone Number: (832) 615 1115 Fax Number: (281) 404 4434
Email Address:

2. 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:

3. [x] Permit No. 5678 [ ] Certificate of Adjudication No.
Stream: Unnamed tributary of Porter's Creek, tributary of West Mustang Creek, tributary of Mustang Creek, tributary of Navidad River, tributary of Lavaca River Watershed: Lavaca River Basin
Reservoir (present condition, if one exists):
County: Wharton

4. Proposed Changes To Water Right Authorizations:
See attached

(Attach additional page as necessary, attach map/plat 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.

Anita R. Richards
Name (sign)

Name (sign)

Anita R. Richards, President
Name (print)

Name (print)

Subscribed and sworn to me as being true and correct before me this 6th day of April, 2016.

Tracy G. Glueck
Notary Public, State of Texas



**PERMIT NO. 5678**

**TCEQ FORM 10201 — Answer to Question #4**

**SUMMARY OF AMENDMENT**

1. Change permit to be solely in name of Richards Brothers Company (currently in the name of Pin Oak Farms 2 but Richards Brothers Company has been assigned the lease which has continued from the time of the initial permitting)
2. Change area covered by permit from 80 acres to 2,824.287 acres
  - a. All 2,824.287 acres is contiguous
  - b. Certain land out of 2,824.287 acres is not owned by Richards Brothers Company but irrigation on such land is consented to by applicable landowners
3. Change of purpose requested to include both agricultural and recreational irrigation (currently only agricultural irrigation allowed)
4. Off-Channel reservoir to be used for recreational irrigation is same reservoir currently permitted under Permit Nos. 5168 and 5168A
5. Addition of new groundwater well (Well No. 5) to utilize bed and banks
6. No change in amount of water allowed by permit