



Texas Commission on Environmental Quality

PO Box 13087, MC-160, Austin, Texas 78711-3087
Telephone (512) 239-4691, FAX (512) 239-4770

PAY TO THE ORDER OF STATE COMPTROLLER TCEQ 22723 E313

APPLICATION FOR AMENDMENT TO A WATER RIGHT

- REQUIRING MAILED AND PUBLISHED NOTICE
NOT REQUIRING MAILED AND PUBLISHED NOTICE

Reference Texas Administrative Code § 295.158(b) or (c)

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): CN603752932, RN103137667

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

1. Name: Public Utilities Board of the City of Brownsville, Texas (a/k/a the "BPUB")
Address: P.O. Box 3270, Brownsville, TX 78620-3270
Phone Number: (956) 983-6210 Fax Number: (956) 983-6220
Email Address: jalfaro@brownsville-pub.com

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 Nos. 23-865, as amended, and 23-66 (Garza), 23-170 (Garza), 23-208 (Faulk), and 23-865 (BPUB)

Stream: Rio Grande Watershed: Rio Grande

Reservoir (present condition, if one exists):

County: Cameron

4. Proposed Changes To Water Right Authorizations:

Change of purpose of use from irrigation to municipal and change diversion points.

Combine Certificate of Adjudication Nos. 23-66(71.75 AF), 23-170 (23 acre-feet), & 23-208 (25 acre-feet) into BPUB's existing Certificate of Adjudication No. 23-865, as amended.

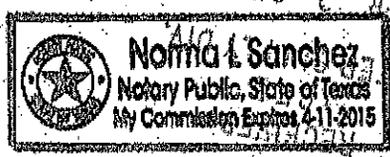
5. I understand the Agency may require additional information in regard to the requested amendment before considering this application.

6. I have submitted the required fees herewith, \$100.00 per Rule 295.132(a)(1)(C).

BROWNSVILLE PUBLIC UTILITY BOARD

By: John S. Bruciak, P.E.
Its: President and Chief Executive Officer

2014. Subscribed and sworn to me as being true and correct before me this 6th day of March



Notary Public, State of Texas



DAVIDSON
TROILO
REAM &
GARZA
ATTORNEYS AT LAW

JOHN W. DAVIDSON ARTHUR TROILO CHERIE TULL KIN GAINES GRIFFIN RICHARD E. HETTINGER
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RICHARD L. CROZIER R. JO RESER PAUL M. GONZÁLEZ KEITH A. KENDALL DAVID R. RANGEL
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OF COUNSEL TERRY TOPHAM

March 26, 2014

Texas Commission on Environmental Quality
P. O. Box 13088, MC-160
Austin, Texas 78711-3088

Re: Brownsville Public Utilities Board; Application to Amend Water Right
Nos. 23-865, as amended 23-66(Garza), 23-170(Garza), and
23-208(Faulk)

Dear Sirs:

Attached is an application to amend the above-referenced water right held by the Brownsville Public Utilities Board (the "BPUB"). The application is intended to change the points of diversion and use under recently acquired water right nos. 23-66(Garza), 23-170(Garza), and 23-208(Faulk) to the diversion points and use authorized by BPUB's certificate of adjudication no. 23-865.

BPUB previously submitted applications to change the ownership of these rights.

Also attached is a copy of a resolution previously adopted by BPUB's governing body authorizing the CEQ to file applications to amend water rights.

Enclosed is a check in the amount of \$100 to pay the application fee. BPUB will tender payment of any additional fees when provided the amount that is due.

This law firm serves a legal counsel for BPUB regarding this application and I am pleased to answer any questions.

Sincerely,

Patrick W. Lindner
For the Firm

PWL/ec
Enclosure

Cc: Jesse Alfaro, BPUB VIA-email

Rio Grande Watermaster

002/112 #229599

MAINTAINING A TRADITION OF TEXAS VALUES SINCE 1962

7550 W. INTERSTATE 10, SUITE 800 SAN ANTONIO, TX 78229-3830 T 210.349.6484 F 210.349.0041 DTRGLAW.COM

RECEIVED
WATER SUPPLY DIV.
2014 APR 2 PM 10 57

Resolution No. 2014-0113(CA02)

RESOLUTION AUTHORIZING THE GENERAL MANAGER/CHIEF EXECUTIVE OFFICE TO SUBMIT APPLICATIONS, NOTICES, AND OTHER DOCUMENTS TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY RELATING TO THE ACQUISITION AND AMENDMENT OF WATER RIGHTS

WHEREAS, the City of Brownsville, Texas is an incorporated city located within Cameron County, Texas, operating under a home-rule charter adopted pursuant to Article XI, Section 5 of the Texas Constitution, and, pursuant to the City of Brownsville's Home Rule Charter, the City's combined electric, water, wastewater, and gas system is managed, operated and maintained by the Public Utilities Board of the City of Brownsville, Texas ("BPUB"); and,

WHEREAS, the BPUB has acquired water rights and needs to amend the place and purpose of use; and,

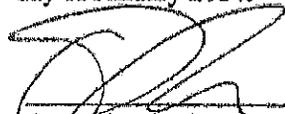
WHEREAS, the rules of the Texas Commission on Environmental Quality("TCEQ"), the state agency regulating water rights, requires proof of authority of persons acting on behalf of an applicant.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE PUBLIC UTILITIES BOARD OF THE CITY OF BROWNSVILLE THAT:

1. The officers, employees, and consultants of the BPUB are authorized and directed to file applications, notices, and other documents with the TCEQ relating to the transfer of water rights and the amendment of water rights.

2. The General Manager and Chief Executive Officer of the BPUB is specifically authorized to be the signatory for the applications and other documents authorized by this resolution; provided, however, the General Manager and Chief Executive Officer is authorized to delegate, in writing, the authority to sign applications and documents to another person or other persons.

PASSED and APPROVED this 13th day of January 2014.



Oscar D. Garcia, Chairman

Attest:



Edna Ocegueda, Secretary/Treasurer