

Law Offices
of

GLENN JARVIS

Telephone (956) 682-2660

Telefax (956) 618-2660

Inter National Bank Building
1801 South Second Street, Suite 550
McAllen, Texas 78503
www.GlennJarvis.com

November 7, 2016

Ms. Kim Wilson, Director, MC-160
Water Availability Division
Water Rights Compliance Assurance Team
TEXAS COMMISSION ON ENVIRONMENTAL QUAL.
P. O. Box 13087, Capitol Station
Austin, TX 78711-3087

RECEIVED
2016 NOV 10 A 10:46
WATER AVAILABILITY DIV.

RE: Application to Sever Rights from Amendment to Certificate of Adjudication No. 23-806 and
Combine Rights with Certificate of Adjudication No. 23-3997, as Amended/Rio Grande

Dear Ms. Wilson:

Enclosed for filing is City of Laredo's Application for Amendment to Certificate of Adjudication No. 23-806, requesting a change in purpose of use from irrigation to municipal use with municipal priority allocation, place of use within Applicant's service area, and points of diversion relating to its acquisition of the right to divert and use 250 acre feet per annum of Class A irrigation use rights from the Rio Grande being a portion of those rights evidenced by Certificate No. 23-806.

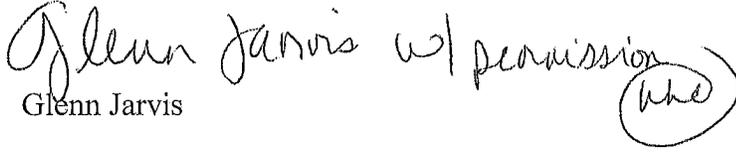
Enclosed is my office check no. 6197 in the amount of \$205.00 made payable to the Cashier representing the filing and recording fees.

Also, I am enclosing copy of Water Rights Conveyance which has been recorded as Document No. 20161101000331, in the Official Records of Real Property of Hidalgo County, Texas, Change of Ownership form duly executed by the City of Laredo, and my office check no. 6198 in the amount of \$100.00 representing the change of ownership fee requesting that the ownership of these rights be changed to the City of Laredo.

Thank you for your attention and assistance in this matter.

Ms. Kim Wilson, Director
November 7, 2016
Page 2 of 2

Very truly yours,

Glenn Jarvis w/ permission
Glenn Jarvis 

GJ:lhc
Encl.

xc: Mr. Riazul Mia, P.E.
City of Laredo
5816 Daugherty Ave.
Laredo, TX 78041

Mr. Oscar Gonzalez
HCWCID No. 19
4907 S. Glasscock Rd.
Mission, TX 78572

**APPLICATION TO SEVER RIGHTS FROM
CERTIFICATE OF ADJUDICATION NO. 23-806
AND TO COMBINE RIGHTS WITH CERTIFICATE OF
ADJUDICATION NO. 23-3997, AS AMENDED
RIO GRANDE**

Pursuant to the Texas Water Code and the Commission's Rules and Regulations, **THE CITY OF LAREDO**, a municipal corporation of Webb County, Texas, (hereafter called **APPLICANT**), hereby requests the Commission to change the point of diversion, place and purpose of use of the right to divert up to a maximum of **250 acre feet** of water per annum from the Rio Grande on a Class "A" Irrigation priority basis being a portion of those water rights evidenced by **Certificate No. 23-806**, and as grounds for this Application, Applicant would state as follows:

1. **Hidalgo County Water Control & Improvement District No. 19**, a water district and political subdivision of the State of Texas operating under Texas statutes, has conveyed to Applicant rights under Certificate of Adjudication No. 23-806, amounting to the right to divert 250 acre feet per annum for irrigation purposes on a Class "A" priority basis.

A copy of said Conveyance will be or has been filed with the Commission. These water rights are hereinafter referred to as the "Water Rights."

2. The existing purpose of use of the Water Rights is for irrigation purposes. Applicant will utilize the allocated water under the Water Rights for municipal purposes, and therefore, a change in purpose of use from irrigation to municipal use with municipal priority of allocation is hereby requested.

3. (a) The existing place of use of the Water Rights of Applicant is the water delivery system, facilities and land within the boundaries of Hidalgo County Water Control & Improvement District No. 19 in Hidalgo County, Texas.

(b) The proposed new place of use of the Water Rights of Applicant is within the service area of Applicant in Webb County, Texas, as it presently exists, or as it is hereafter changed.

4. The diversion point of the Water Rights is requested to be changed to the diversion points of Applicant described in Certificate of Adjudication No. 23-3997, as amended, are well known to the Rio Grande Watermaster and are specifically described s follows:

- A. Laredo/Columbia Water Treatment Plant located on the left, or north bank of the Rio Grande at Latitude 27.702979° N, Longitude 99.748102° W, approximately 20 miles northwest of Laredo in Webb County, Texas, with a maximum diversion rate of 1.56 cfs (700 gpm).
- B. Del Mar Raw Water Intake located on the left, or east bank of the Rio Grande at Latitude 27.563° N, Longitude 99.512° W, also bearing N 39° E, 400 feet from the southwest corner of the Toribio Rodrigues Porcion No. 24, Abstract No. 268, approximately 4 miles northwest of the Webb County Courthouse in Laredo, Texas with a maximum diversion rate of 8.24 cfs (3700 gpm).
- C. Jefferson Water Plant located on the left, or east bank of the Rio Grande at Latitude 27.523° N, Longitude 99.523° W, also bearing S $07^{\circ} 45'$ W, 12,700 feet from the northwest corner of the Laredo Town Tract Survey, Abstract No. 239, approximately $1\frac{3}{4}$ miles northwest of the Webb County Courthouse in Laredo, Texas with a maximum diversion rate of 81.33 cfs (36,500 gpm).
- D. El Pico Water Treatment Plant located at Latitude 27.635573° N, Longitude 99.592214° W, also bearing N $15^{\circ} 2' 19''$ W 155.14 feet from the southwest corner of the El Pico Water Treatment Plant Plat - Lot 2, Block 1, situated in Porcion No. 13, Volume 155, pages 428-484, Abstract No. 51, approximately 11.7 miles northwest of Laredo in Webb County, Texas with a maximum diversion rate of 30.947 cfs (13,889 gpm).

5. Applicant requests that the Commission issue an Order severing the Water Rights, evidenced by Certificate of Adjudication No. 23-806 from said Certificate and combining the Water

Rights with Applicant's other water rights under Certificate of Adjudication No. 23-3997, as amended, and that such Order be made a part of the Commission files pertaining to Certificate of Adjudication No. 23-806.

6. Applicant states that the change of point of diversion, and place and purpose of use, as requested herein, does not contemplate an increased appropriation of water or rate of diversion which would harm any other existing water right holders on the Rio Grande below Amistad and Falcon Reservoirs; and will not prejudice any other water right holder on the Rio Grande below Amistad Reservoir. Current Commission rules provide in cases of change in purpose of use and priority of allocation from irrigation to municipal use with a municipal priority of allocation on the Lower Rio Grande, that a conversion factor be applied which results in Applicant's right of diversion being limited to **125 acre feet** of water per annum for municipal purposes with a municipal priority of allocation on the Rio Grande. Applicant does not object to the application of such existing rule, but does so without prejudice to any rights it may have in the event such rule is amended, changed or eliminated in the future.

7. Applicant understands that the Commission may require additional information in regard to the requested Amendment of the Water Rights before considering this Application. Applicant is submitting the required fees herewith.

8. The address of Applicant is:

THE CITY OF LAREDO, TEXAS
5816 Daugherty Avenue
Laredo, TX 78041

Tax I.D.: 74-6001573

WHEREFORE, Applicant respectfully requests that the Commission approve this Application and issue an Amended Certificate of Adjudication No. 23-3997 and such other appropriate orders as are necessary changing the point of diversion, place and purpose of use of the above described Water Rights as above requested, and to combine same with the other water rights of Applicant under Certificate of Adjudication No. 23-3997, as amended, and for such other relief to which Applicant is entitled.

DATED this 24th day of October, 2016.

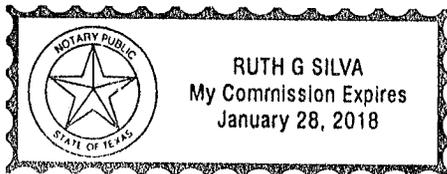
CITY OF LAREDO, TEXAS

By: *Jesus M. Olivares*
Jesus M. Olivares

Its: City Manager

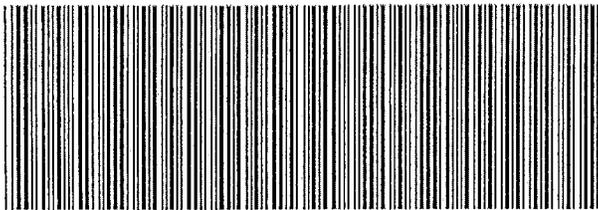
STATE OF TEXAS §
COUNTY OF WEBB §

SUBSCRIBED AND SWORN TO BEFORE ME by the said Jesus M. Olivares, in the capacity as stated, on this the 24 day of October, 2016.



Ruth G. Silva
Notary Public in and for The State of Texas

\\hid19\laredo\ appl[city]



VG-120-2016-2759881

Hidalgo County
Arturo Guajardo Jr.
County Clerk
Edinburg, Texas 78540

Document No: 2759881

Billable Pages: 3

Recorded On: November 01, 2016 02:31 PM

Number of Pages: 4

*****Examined and Charged as Follows*****

Total Recording: 44.00

*****THIS PAGE IS PART OF THE DOCUMENT*****

Any provision herein which restricts the Sale, Rental, or use of the described REAL PROPERTY because of color or race is invalid and unenforceable under federal law.

File Information:

Document No: 2759881
Receipt No: 20161101000331
Recorded On: November 01, 2016 02:31 PM
Deputy Clerk: Tanla Rivera
Station: CH-1-CC-K11

Record and Return To:

Law Offices of Glen Jarvis
1801 South Second St., Ste 550
McAllen TX 78503



STATE OF TEXAS
COUNTY OF HIDALGO

I hereby certify that this Instrument was FILED in the File Number sequence on the date/time printed hereon, and was duly RECORDED in the Official Records of Hidalgo County, Texas.

Arturo Guajardo Jr.
County Clerk
Hidalgo County, Texas



Texas Commission on Environmental Quality

PO Box 13088, MC-160
Austin, Texas 78711-3088
Telephone (512) 239-4691, FAX (512) 239-4770

CHANGE OF OWNERSHIP FORM

Request for Transfer of

Permit No. _____ Certificate of Adjudication No. 23-806

Pursuant to TAC 297.81-297.83 relating to Conveyances of Land and Water Rights, the owners must provide the completed copy of this "Change of Ownership" form together with the following:

- (1) Certified and/or recorded copies of legal documents establishing a complete chain of title from the owner of record to the current owner. These documents usually consist of **deeds and other such conveyances or**, in case of an inheritance, the (a) **will**, (b) **probate order** and (c) **will inventory**.
- (2) **\$100 fee** for changing the ownership records of the permit/certificate of adjudication. Make your remittance payable to Texas Commission on Environmental Quality.

New Owner's Name: City of Laredo

Address: 5816 Daugherty Ave.
Laredo, TX 78041

Telephone No(s): Home: _____ Office: (956) 721-2000 Fax: (956) 721-2000

Customer Reference Number (if issued): CN 600131908

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.

CITY OF LAREDO

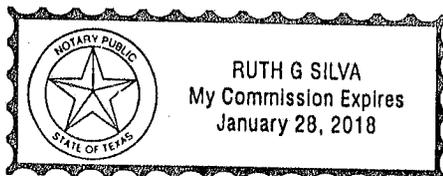
By: 
Name (sign)

Jesus M. Olivares - City Manager, City of Laredo
Name (print)

Name (sign)

Name (print)

Subscribed and sworn to me as being true and correct before me this 24 day of October, 2016.




Notary Public, State of Texas

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WATER AVAILABILITY DIV.