

Bryan W. Shaw, Ph.D., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 10, 2013

Re: Priority Call Rescinded in the Brazos River Basin

Dear Water Right Holder:

On July 2, 2013, I issued an order suspending or adjusting junior water right holders with a priority date of February 15, 1942 or later below Lake Possum Kingdom in the Brazos River Basin. I issued this order in response to a senior priority call from Dow Chemical Company (Dow) received on June 26, 2013.

On October 8, 2013, the Texas Commission on Environmental Quality (TCEQ) received an email from Dow notifying the TCEQ that it was rescinding its priority call. In accordance with its terms, the July 2nd Order automatically terminated when TCEQ received Dow's notification. Because the senior call has been rescinded and the order is no longer in effect, junior water right holders can store and divert water again according to the terms of their permits. Please note that should another priority call be made, adjustments or suspensions of junior water rights may again be necessary.

In recognition of drought conditions, all water right holders should continue to take actions necessary to conserve water and encourage your customers, if any, to do the same. You can find drought information, conservation tips, and other helpful information at the TCEQ drought page at: <http://www.tceq.texas.gov/response/drought>.

If applicable, we recommend that you continue to implement your drought contingency plan (DCP). In accordance with your DCP, you are required to notify TCEQ when there are changes in your drought response stages. You may notify the agency by using the online form available on the TCEQ drought page referenced above. If you need assistance completing the form, would like to provide notification by phone, or need answers to any of your questions, you can call our Small Business and Local Government Assistance hotline at 1-800-447-2827.

If you have any additional questions, please contact Mr. Jaime Nolasco, TCEQ Water Rights Liaison at 512-239-1503.

Sincerely,

A handwritten signature in black ink, appearing to read "Zak Covar".

Zak Covar
Executive Director