

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Bobby Janecka, *Commissioner*
Toby Baker, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 21, 2022

Ms. Laurie Gharis, Chief Clerk
Officer of the Chief Clerk
Texas Commission on Environmental Quality
P.O. Box 13087, MC-105
Austin, Texas 78711-3087

Re: TCEQ Docket No. 2021-0152-DIS; Consideration of a Resolution Requesting
Additional Powers for Walden Pond Fresh Water Supply District of Kaufman County

Dear Ms. Gharis:

Enclosed for filing with the Texas Commission on Environmental Quality (Commission) are supplemental backup materials for the January 26, 2022 agenda item on the above-referenced matter.

1. Affidavit of Publication and Tear Sheets; and
2. Notice of Hearing.

Please do not hesitate to contact me if you have any questions regarding the materials. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink that reads "Kayla Murray".

Kayla Murray
Staff Attorney
Environmental Law Division

cc: Mailing List

Affidavit of Publication and Tear Sheets

TCEQ - Office of the Chief Clerk
MC-105 Attention: Agenda Team
PO Box 13087
Austin TX 78711-3087

Applicant Name: Walden Pond FWSD of Kaufman County
TCEQ Tracking No. 2021-0152-DIS CID Item No. 122463
Application Type: Additional Powers

AFFIDAVIT OF PUBLICATION

STATE OF TEXAS §
COUNTY OF: Kaufman §

Before me, the undersigned authority, on this day personally appeared
Amy Fowler , who being by me duly
(name of newspaper representative)

sworn, deposes and says that (s)he is the Publisher
(title of newspaper representative)

of the Kaufman Herald ; that said newspaper is
(name of newspaper)

regularly published or circulated in Kaufman County/Countries,
(name of county or counties)

Texas; that the attached notice was published in said newspaper on the following dates:
December 30, 2021 and January 6, 2022 .
(date or dates of publication)

Amy Fowler
Newspaper Representative's Signature

Subscribed and sworn to before me this the 6th day of January ,
20 22 , to certify which witness my hand and seal of office.

(Seal)



Wendy Perkins
Notary Public in and for the State of Texas

Wendy Perkins
Print or type Name of Notary Public

My Commission Expires August 22, 2023

The Kaufman Herald

CLASSIFIEDS

Call: 972-932-2171 to place your ad or
email: Amy, ads@kaufmanherald.com

We accept:



DEADLINE TO PLACE CLASSIFIED ADS IS MONDAY PRIOR TO 3 P.M.

Houses for Rent
TRAILER FOR RENT
1 bedroom trailer, water, electric, sewer/trash all paid. \$600 a month. 214-794-1573. Kemp area.

Houses for Rent
FOR RENT
Kemp. Beautiful log cabin siding, 1BR/1BA Studio Apt. Upstairs/downstairs, spiral staircase, large deck upstairs. CH/A, refrigerator, stove. Non-smoker, no pets, one occupant, no children. \$600/mo, \$500/dep. No electric deposits. Water included. Avail. January 1st. 972-571-8711.

Business Services
Sunset Construction
• Remodeling
• Repairs
• New Construction

Roy Hockett
214-535-9471
hocroy1@gmail.com

Business Services
HATCHER SANITATION

Family Owned & Operated
972-486-4084

FRIENDLY, RELIABLE SERVICE!

Business Services
JON G. BURT
Attorney at Law
• Family • Municipal Law
• Probate • Civil Litigation
• Personal Injury • Real Estate
201 W. Mulberry • Kaufman
972-962-6000
LICENSED IN ALL AREAS OF LAW
Not Certified by the Texas Board of Legal Specialization

Help Wanted
NOW HIRING
Start date January 17, 2021. Looking for a responsible worker with experience with child care must have CPR certification. Full time position available. You may contact Scerita or Amberly at 972-932-5034


Help Wanted
The Kaufman Chamber of Commerce is seeking an
Administrative Assistant.

Please send resumes to
aglasscock@kaufmanchamber.com

Place your classified ad here.
972-932-2171

Legal Notices

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF DISTRICT HEARING

TCEQ DOCKET NO. 2021-0152-DIS

TCEQ INTERNAL CONTROL NO. D-10252019-069

APPLICATION. The Texas Commission on Environmental Quality (TCEQ) will conduct a hearing on an application (the “Application”) granting additional powers to Walden Pond Fresh Water Supply District of Kaufman County (the “District”). The Application was filed with the TCEQ and includes the District’s resolution (as follows as Exhibit “A”) requesting the authority to control storm water pursuant to Texas Water Code Sections 51.331–51.333 and 30 Texas Administrative Code Chapter 293.15. The TCEQ will conduct this hearing under the authority of Texas Water Code Chapters 49 and 51, 30 Texas Administrative Code (TAC) Chapter 293, and the procedural rules of the TCEQ. The TCEQ will conduct the hearing at:

9:30 a.m., Wednesday, January 26, 2022

Building E, Room 201S

12100 Park 35 Circle

Austin, Texas

Due to the ongoing pandemic, the agenda meeting may be held in person in Room 201S of Building E at the Commission’s offices located at 12100 Park 35 Circle in Austin, Texas, virtually, or both in person and virtually. To confirm how the meeting will be held, please visit the Commissioners’ Agenda webpage at: https://www.tceq.texas.gov/agency/decisions/agendas/comm/comm_agendas.html eight days before the Agenda.

The District was created by order of the Kaufman County Commissioners Court on November 7, 2018, and organized under the terms and provisions of Article XVI, Section 59 of the Texas Constitution, and Chapters 49 and 51 of the Texas Water Code. In addition, the District’s name was changed from Walden Pond Water Control and Improvement District to Walden Pond Fresh Water Supply District of Kaufman County by the TCEQ Order dated December 9, 2019. The District contains 429 acres of land within Kaufman County, Texas. Pursuant to 30 TAC Chapter 293.15, the resolution filed with the Application states that having the additional authority to provide drainage service is in the best interest of the District.

HEARING. The purpose of this hearing is to provide all interested persons the opportunity to appear and offer testimony for or against the proposal contained in the Application. At the hearing, pursuant to Texas Water Code Section 51.333, the TCEQ will determine whether the District should be granted the additional authority.

INFORMATION. For information regarding the date and time this application will be heard before the TCEQ, please submit written inquiries to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Office of Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Districts Bond Team at (512) 239-4709. General information regarding the TCEQ can be found at our web site at <www.tceq.texas.gov>.

Si desea información en Español, puede llamar al (512) 239-0200.

Persons with disabilities who plan to attend this hearing and who need special accommodations at the hearing should call the TCEQ External Relations Division at (800) 687-4040 or (800) RELAY-TX (TDD), at least one week prior to the hearing.

Issued: December 20, 2021

NOTICE TO CREDITORS


Notice is hereby given that original Letters Testamentary for the Estate of Temple Voiers Nash, Jr., Deceased, were issued on December 20, 2021, in Cause No. 21P-229-2, pending in the County Court at Law No. 2, Kaufman County, Texas, to: Betty Nash Hendrickson.

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed by law.

c/o: **Betty Nash Hendrickson**
8672 FM 1388
Kaufman, Texas 75142

DATED the 20th day of December, 2021.

Respectfully submitted,


Jon G. Burt
Attorney for Betty Nash Hendrickson
State Bar No.: 03474000
201 W. Mulberry
Kaufman, Texas 75142
Telephone: 972-962-6000
Facsimile: 972-962-3733
E-Mail: jonburtlaw@gmail.com

Notices

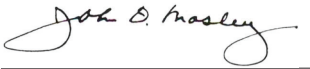
NOTICE TO CREDITORS

Notice is hereby given that original Letters Testamentary for the Estate of Dolores K. Sher, Deceased, were issued on December 16, 2021, in Cause No. 21P-296, pending in the County Court of Kaufman County, Texas, to: Andrew J. Kupper, Independent Executor.

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed by law.

Andrew J. Kupper, Independent Executor
c/o John D. Mosley
Attorney at Law
201 W. Mulberry Street
Kaufman, Texas 75142

DATED the 23rd day of December, 2021.


John D. Mosley
Attorney for Andrew J. Kupper
Independent Executor
Estate of Dolores K. Sher, Deceased
State Bar No.: 14581500
201 W. Mulberry Street
Kaufman, Texas 75142
Telephone: (972) 932.2127
Facsimile: (972) 962.3733

Notices

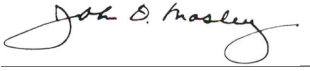
NOTICE TO CREDITORS

Notice is hereby given that original Letters Testamentary for the Estate of Charlotte Jean Taylor, Deceased, were issued on December 16, 2021, in Cause No. 21P-306, pending in the County Court of Kaufman County, Texas, to: Thomas Edward Sawyer, Independent Executor.

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed by law.

Thomas Edward Sawyer, Independent Executor
c/o John D. Mosley
Attorney at Law
201 W. Mulberry Street
Kaufman, Texas 75142

DATED the 23rd day of December, 2021.


John D. Mosley
Attorney for Thomas Edward Sawyer
Independent Executor
Estate of Charlotte Jean Taylor, Deceased
State Bar No.: 14581500
201 W. Mulberry Street
Kaufman, Texas 75142
Telephone: (972) 932.2127
Facsimile: (972) 962.3733

The Kaufman Herald

CLASSIFIEDS

DEADLINE TO PLACE CLASSIFIED ADS IS MONDAY PRIOR TO 3 P.M.

Help Wanted

NOW HIRING
Full time position available. Start date January 17, 2022. Looking for a responsible worker with child care experience. Must have CPR certification. Please contact Scerita or Amberly at 972-932-5034.

Real Estate

UNDER CONTRACT 15.5 ACRES
3 manufactured homes on site. 40 stall horse barn, lighted rodeo arena. Dallas address. \$685,000. Joe Priest Real Estate 214-676-6973.

Real Estate

83 ACRES
Long frontage on State FM Hwy, Crandall ISD. Some trees, 6 inch water line. Joe Priest Real Estate 214-676-6973.

Call: 972-932-2171 to place your ad or email: Amy, ads@kaufmanherald.com

Rec. Vehicles

I BUY USED RV'S
Fixer-Uppers. Please call 214-794-1573.

Business Services

HOUSE LEVELERS OF TEXAS
Pier & Beam, Mobile Homes. Floor & Wall Repair. 40+ years experience. Calvin 903-513-1659.

Business Services

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• Remodeling
• Repairs
• New Construction

Roy Hockett
214-535-9471
hocroy1@gmail.com

Business Services

HATCHER SANITATION
Friendly & reliable service. Family owned & operated. Call 972-486-4084.

Business Services

Countywide Sanitation Service LLC
972-486-DUMP (3867)
• Weekly Residential Trash Pick Up
• Bulk Haul Offs • Dumpster Rentals
• 15, 20, 25, 30 & 40 YD Roll Offs
Locally Owned & Operated for Over 20 Years

CHECK YOUR AD
Although we carefully enter your ad in our computer system, occasionally we make a mistake. If your advertisement is incorrect, NOTICE MUST BE GIVEN BEFORE THE 2ND RUN. This Publication will be responsible for an incorrect ad ONLY to the extent of credit or correct rerun of the ad or affected portion thereof.

Legal Notices

Public Notice
NOTICE TO CREDITORS

ESTATE OF ANGELENA GIBBONS, DECEASED

Notice is hereby given that Mary Holley qualified as Administrator of the Estate of Angelena Gibbons, deceased, on March 24, 2021 in Cause No. 20P-017-2 in the County Court at Law No. 2 of Kaufman County, Texas. All persons having claims against the estate are hereby required to present same within the time and in the manner prescribed by law. Claims should be addressed to “Mary Holley, Administrator of the Estate of Angelena Gibbons, deceased” and may be presented to the Administrator’s attorney at the following address:

The Johnson Firm
3001 Knox St., Ste. 400
Dallas, Texas 75205

/s/ Roy Wasserman
Roy Wasserman
Attorney for Administrator
The Johnson Firm
3001 Knox St., Ste. 400
Dallas, Texas 75205
P: (214) 468-9000
F: (214) 468-9025

Notices

NOTICE TO ALL PERSONS HAVING CLAIMS AGAINST THE ESTATE OF SHARON HAZLEWOOD, DECEASED

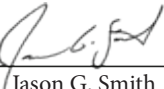
Notice is hereby given that original Letters Testamentary for the Estate of Sharon Hazlewood, were issued on October 21, 2021, in Cause No. 21P-244, pending in the County Court of Kaufman County, Texas, to Linda Guadarrama. Claims may be presented in care of the Estate’s attorney at the following address:

Linda Guadarrama, Independent Executor
Attn.: Jason G. Smith
2233 Ridge Road, Ste. 101
Rockwall, Texas 75087

All persons having claims against this Estate which is currently being administered are required to present such claims within the time and manner prescribed by law.

Dated this 29th day of December, 2021.

Law Office of Jason G. Smith, P.C.

By: 
Jason G. Smith
Attorney for the Estate
State Bar No.: 24008051

Legal Notices

No. 21P-316-2

IN THE ESTATE OF	§ IN THE COUNTY COURT AT LAW
JAMES ALBERT SHELTON,	§ NO. 2
DECEASED	§ KAUFMAN COUNTY, TEXAS

NOTICE TO CREDITORS

Notice is hereby given that original Letters Testamentary for the Estate of James Albert Shelton, Deceased, were issued on December 28, 2021, in Case No. 21P-316-2, pending in the County Court at Law No. 2, Kaufman County, Texas, to: Elizabeth Ann Shelton.

All persons having claims against this Estate which is currently being administered are required to present them to the undersigned within the time and in the manner prescribed by law.

c/o: **Andrew D. Thomas**
Attorney at Law
422 E I-30, Suite F
Royse City, TX 75189


DATED the 3rd day of January, 2022.

/s/ Andrew D. Thomas
Andrew D. Thomas
Attorney for Elizabeth Ann Shelton
State Bar No.: 24060714
422 E I-30, Suite F
Royse City, TX 75189
Telephone: (469) 965-4500
Facsimile: (469) 965-4550
E-mail: andrew@law-adt.com

JON G. BURT
Attorney at Law
• Family • Municipal Law
• Probate • Civil Litigation
• Personal Injury • Real Estate
201 W. Mulberry • Kaufman
972-962-6000
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Legal Notices

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

NOTICE OF DISTRICT HEARING
TCEQ DOCKET NO. 2021-0152-DIS
TCEQ INTERNAL CONTROL NO. D-10252019-069

APPLICATION. The Texas Commission on Environmental Quality (TCEQ) will conduct a hearing on an application (the “Application”) granting additional powers to Walden Pond Fresh Water Supply District of Kaufman County (the “District”). The Application was filed with the TCEQ and includes the District’s resolution (as follows as Exhibit “A”) requesting the authority to control storm water pursuant to Texas Water Code Sections 51.331–51.333 and 30 Texas Administrative Code Chapter 293.15. The TCEQ will conduct this hearing under the authority of Texas Water Code Chapters 49 and 51, 30 Texas Administrative Code (TAC) Chapter 293, and the procedural rules of the TCEQ. The TCEQ will conduct the hearing at:

9:30 a.m., Wednesday, January 26, 2022
Building E, Room 201S
12100 Park 35 Circle
Austin, Texas

Due to the ongoing pandemic, the agenda meeting may be held in person in Room 201S of Building E at the Commission’s offices located at 12100 Park 35 Circle in Austin, Texas, virtually, or both in person and virtually. To confirm how the meeting will be held, please visit the Commissioners’ Agenda webpage at: https://www.tceq.texas.gov/agency/decisions/agendas/comm/comm_agendas.html eight days before the Agenda.

The District was created by order of the Kaufman County Commissioners Court on November 7, 2018, and organized under the terms and provisions of Article XVI, Section 59 of the Texas Constitution, and Chapters 49 and 51 of the Texas Water Code. In addition, the District’s name was changed from Walden Pond Water Control and Improvement District to Walden Pond Fresh Water Supply District of Kaufman County by the TCEQ Order dated December 9, 2019. The District contains 429 acres of land within Kaufman County, Texas. Pursuant to 30 TAC Chapter 293.15, the resolution filed with the Application states that having the additional authority to provide drainage service is in the best interest of the District.

HEARING. The purpose of this hearing is to provide all interested persons the opportunity to appear and offer testimony for or against the proposal contained in the Application. At the hearing, pursuant to Texas Water Code Section 51.333, the TCEQ will determine whether the District should be granted the additional authority.

INFORMATION. For information regarding the date and time this application will be heard before the TCEQ, please submit written inquiries to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Office of Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Districts Bond Team at (512) 239-4709. General information regarding the TCEQ can be found at our web site at <www.tceq.texas.gov>.

Si desea información en Español, puede llamar al (512) 239-0200.

Persons with disabilities who plan to attend this hearing and who need special accommodations at the hearing should call the TCEQ External Relations Division at (800) 687-4040 or (800) RELAY-TX (TDD), at least one week prior to the hearing.

Issued: December 20, 2021

Notice of Hearing

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



CERTIFICATE SETTING HEARING FOR WALDEN POND FRESH WATER SUPPLY DISTRICT OF KAUFMAN COUNTY

I, Laurie Gharis, Chief Clerk of the Texas Commission on Environmental Quality, do hereby establish the following date, time, and place for the public hearing on the application granting additional powers to Walden Pond Fresh Water Supply District of Kaufman County. **TCEQ Docket No. 2021-0152-DIS** has been assigned to this matter.

DATE: Wednesday, January 26, 2022
TIME: 9:30 a.m.
PLACE: 12100 Park 35 Circle, Building E, Room 201S, Austin, Texas

Due to the ongoing pandemic, the agenda meeting may be held in person in Room 201S of Building E at the Commission's offices located at 12100 Park 35 Circle in Austin, Texas, virtually, or both in person and virtually. To confirm how the meeting will be held, please visit the Commissioners' Agenda webpage at:
https://www.tceq.texas.gov/agency/decisions/agendas/comm/comm_agendas.html eight days before the Agenda.

Applicant's Attorney: Ross Martin
Winstead, P.C.
2728 North Harwood Street, Suite 500
Dallas, Texas 75201

TCEQ Staff Attorney: Kayla Murray

TCEQ Technical Staff: Andrew Paynter

A copy of the Notice of Hearing was mailed to each party on the attached Mailing List on December 20, 2021. All cities which have extraterritorial jurisdiction in the county or counties in which the proposed district is located, and which have formally requested notice have been included on the attached Mailing List.

Signed this the 20th day of January 2022.

A handwritten signature in cursive script that reads "Laurie Gharis".

Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF DISTRICT HEARING TCEQ DOCKET NO. 2021-0152-DIS TCEQ INTERNAL CONTROL NO. D-10252019-069

APPLICATION. The Texas Commission on Environmental Quality (TCEQ) will conduct a hearing on an application (the "Application") granting additional powers to Walden Pond Fresh Water Supply District of Kaufman County (the "District"). The Application was filed with the TCEQ and includes the District's resolution (as follows as Exhibit "A") requesting the authority to control storm water pursuant to Texas Water Code Sections 51.331-51.333 and 30 Texas Administrative Code Chapter 293.15. The TCEQ will conduct this hearing under the authority of Texas Water Code Chapters 49 and 51, 30 Texas Administrative Code (TAC) Chapter 293, and the procedural rules of the TCEQ. The TCEQ will conduct the hearing at:

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Austin, Texas**

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The District was created by order of the Kaufman County Commissioners Court on November 7, 2018, and organized under the terms and provisions of Article XVI, Section 59 of the Texas Constitution, and Chapters 49 and 51 of the Texas Water Code. In addition, the District's name was changed from Walden Pond Water Control and Improvement District to Walden Pond Fresh Water Supply District of Kaufman County by the TCEQ Order dated December 9, 2019. The District contains 429 acres of land within Kaufman County, Texas. Pursuant to 30 TAC Chapter 293.15, the resolution filed with the Application states that having the additional authority to provide drainage service is in the best interest of the District.

HEARING. The purpose of this hearing is to provide all interested persons the opportunity to appear and offer testimony for or against the proposal contained in the Application. At the hearing, pursuant to Texas Water Code Section 51.333, the TCEQ will determine whether the District should be granted the additional authority.

INFORMATION. For information regarding the date and time this application will be heard before the TCEQ, please submit written inquiries to the Office of the Chief Clerk,

MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Office of Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Districts Bond Team at (512) 239-4709. General information regarding the TCEQ can be found at our web site at <www.tceq.texas.gov>.

Si desea información en Español, puede llamar al (512) 239-0200.

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Issued: December 20, 2021

Exhibit "A"

CERTIFICATE FOR RESOLUTION REQUESTING ADDITION OF DRAINAGE POWERS

THE STATE OF TEXAS

COUNTY OF KAUFMAN

WALDEN POND WATER CONTROL AND IMPROVEMENT DISTRICT
OF KAUFMAN COUNTY

We, the undersigned officers of the Board of Supervisors of Walden Pond Water Control and Improvement District of Kaufman County (hereinafter called the "Board"), hereby certify as follows:

1. The Board convened on the October 8, 2019, in special session, at 14925 Landmark Boulevard, Dallas, Texas 75254, an office of the District outside the boundaries of the District, and the roll was called of the fully constituted officers and members of the Board, to-wit:

Linda Patman	President
Blake Beecroft	Vice President
Casie Eeds	Secretary
Randy Edwards	Assistant Secretary
Riley Hamilton	Assistant Secretary

All members of the Board were present. Whereupon, among other business a

RESOLUTION REQUESTING ADDITION OF DRAINAGE POWERS

was introduced for the consideration of the Board. It was duly moved and seconded that said Resolution be adopted; after a full discussion, said motion, carrying with it the adoption of said Resolution, prevailed, carried, and became effective by unanimous vote.

2. A true, full, and correct copy of the aforesaid Resolution adopted at the meeting described in the above and foregoing paragraph is attached to and follows this Certificate; said order has been duly recorded in the Board's minutes of said meeting; the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Board as indicated therein; each of them was notified officially and personally, in advance, of the time, place, and purpose of the aforesaid meeting, and said officers and members consented, in advance, to the holding of said meeting; said meeting was open to the public as required by law; and public notice of the time, place, and subject of the meeting was given as required by Texas Water Code, Section 49.063, as amended, and Chapter 551, Texas Government Code, as amended.

[Signature Page Follows]

RECEIVED
WATER SUPPLY DIVISION
2019 OCT 25 PM 3:55

SIGNED AND SEALED the 8th day of October, 2019.

Linda Patman
Linda Patman, President
Board of Supervisors

ATTEST:

Casie Eeds
Casie Eeds, Secretary



RESOLUTION REQUESTING ADDITION OF DRAINAGE POWERS

THE STATE OF TEXAS

§

COUNTY OF KAUFMAN

§

WALDEN POND WATER CONTROL AND IMPROVEMENT DISTRICT
OF KAUFMAN COUNTY

§

WHEREAS, Walden Pond Water Control and Improvement District of Kaufman County (the "District") is a fresh water supply district created under Article XVI, Section 59, of the Texas Constitution, and operating pursuant to Chapters 49 and 53 of the Texas Water Code, as amended, with jurisdiction over the land lying within the boundaries described by the metes and bounds attached hereto as Exhibit "A";

WHEREAS, pursuant to 30 TAC § 293.15, a District created under Article XVI, Section 59, of the Texas Constitution may adopt a resolution requesting that the Texas Commission on Environmental Quality (the "TCEQ") hold a hearing on the question of the addition of drainage powers for the District;

WHEREAS, the Board of Supervisors of the District has determined that the District should have the additional power to provide drainage service to the District pursuant to § 51.331 of the Texas Water Code;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WALDEN POND WATER CONTROL AND IMPROVEMENT DISTRICT OF KAUFMAN COUNTY THAT:

Section 1. The matters and facts set out in the preamble of this order are hereby found and declared to be true and complete.

Section 2. The District hereby requests the approval of the TCEQ for the addition of drainage powers pursuant to Texas Water Code § 51.331 and 30 TAC § 293.15.

Section 3. The Board of Supervisors directs its engineers, Barraza Consulting Group, LLC, to prepare a preliminary engineering report and associated information in accordance with 30 TAC § 293.15.

Section 4. The Board of Supervisors directs its attorneys, Winstead PC, to submit this Resolution to the TCEQ, along with the \$700 application fee required pursuant to 30 TAC § 293.15, the payment of which is hereby authorized, to request that the TCEQ hold a hearing on the question of the addition of drainage powers for the District and that the Chief Clerk prepare a Notice of said hearing in accordance with 30 TAC § 293.15(c)(1).

[Signature Page Follows]

PASSED AND APPROVED the 8th day of October, 2019.

Linda Patman
Linda Patman, President
Board of Supervisors

ATTEST:

C Eeds
Casie Eeds, Secretary

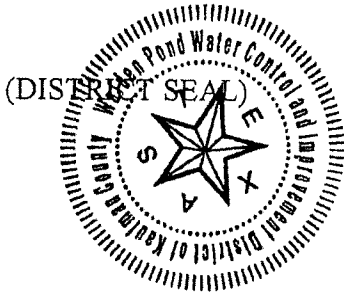


EXHIBIT "A"

**WALDEN POND EAST
214.991 ACRE TRACT**

BEING that certain tract of land situated in the Samuel Smith Survey, Abstract No. 450, in Kaufman County, Texas, and being part of that certain tract of land described in deed to Harlan Properties, Inc., recorded in Volume 3961, Page 248 of the Deed Records of Kaufman County, Texas (DRKCT), and being more particularly described as follows:

245.907 ACRE TRACT

BEING that certain tract of land situated in the Samuel Smith Survey, Abstract No. 450, in Kaufman County, Texas, and being all of that certain tract of land described in deed to Harlan Properties, Inc., recorded in Volume 3961, Page 248 of the Deed Records of Kaufman County, Texas (DRKCT), and being more particularly described by metes and bounds as follows:

BEGINNING at a 1 inch pipe at the base of a 12 inch wood corner post found at the east corner of said Harlan Properties, Inc. tract, and the north corner of that certain tract of land described in deed to EQK Windmill Farms, LLC, recorded in Instrument No. 2007-00027356, DRKCT;

THENCE South 45°13'22" West, with the southeast line of said Harlan Properties, Inc. tract, a distance of 2001.96 feet to a 1/2 inch iron rod with cap stamped "USA" found for corner at the west corner of that certain tract of land described in deed to 130 Windmill Farms, LP, recorded in Volume 3061, Page 276, DRKCT, and the north corner of that certain tract of land described in deed to EQK Windmill Farms, LLC, recorded in Instrument No. Volume 3348, Page 65, DRKCT;

THENCE South 45°07'15" West, with the southeast line of said Harlan Properties, Inc. tract, passing at a distance of 300.01 feet a 1/2 inch iron rod with cap stamped "USA" found at the west corner of said EQK Windmill Farms, LLC tract, continuing in all, a total distance of 1931.41 feet to a 12 inch wood corner post (leaning) found for corner at the southerly corner of said Harlan Properties, Inc. tract;

THENCE North 46°00'08" West, with the southwest line of said Harlan Properties, Inc. tract, a distance of 2716.64 feet to a 1/2 inch iron rod with cap stamped "RSCI" found at the westerly corner of said Harlan Properties, Inc. tract, and being located on the southeast right-of-way line of Farm to Market Road No. 548 (FM Road 548 - called 100 foot R.O.W.);

THENCE North 44°43'56" East, with said southeast right-of-way line of FM Road 548, said southeast line according to deed to the State of Texas recorded in Volume 441, Page 482, DRKCT, a distance of 457.02 feet to a 5/8 inch iron rod with cap marked "PETITT-RPLS 4087" set for corner, from which a broken concrete monument found bears North 17°30'59" East, a distance of 1.27 feet;

THENCE North 45°09'30" East, continuing with the southeast right-of-way line of FM Road 548, a distance of 2963.69 feet to a point for corner;

THENCE North 44°40'46" East, continuing with said southeast right-of-way line of FM Road 548, a distance of 524.40 feet to an "X" cut in concrete set for corner;

THENCE South 45°45'08" East, with the northeast line of said Harlan Properties, Inc. tract, a distance of 2725.20 feet to the POINT OF BEGINNING of herein described tract, containing 245.907 acres of land, more or less.

SAVE AND EXCEPT THE FOLLOWING DESCRIBED 30.916 ACRE TRACT OF LAND:

BEING that certain tract of land situated in the Samuel Smith Survey, Abstract No. 450, in Kaufman County, Texas, and being part of that certain tract of land described in deed to Harlan Properties, Inc., recorded in Volume 3961, Page 248 of the Deed Records of Kaufman County, Texas (DRKCT), and being more particularly described by metes and bounds as follows:

BEGINNING at a 1 inch pipe at the base of a 12 inch wood corner post found at the east corner of said Harlan Properties, Inc. tract, and the north corner of that certain tract of land described in deed to EQK Windmill Farms, LLC, recorded in Instrument No. 2007-00027356, DRKCT;

THENCE South 45°13'22" West, with the southeast line of said Harlan Properties, Inc. tract, a distance of 9.43 feet to a point for corner, from which a 1/2 inch iron rod with cap stamped "USA" found at the west corner of that certain tract of land described in deed to 130 Windmill Farms, LP, recorded in Volume 3061, Page 276, DRKCT, and the north corner of that certain tract of land described in deed to EQK Windmill Farms, LLC, recorded in Instrument No. Volume 3348, Page 65, DRKCT bears South 45°13'22" West, a distance of 1992.53 feet, said point for corner being the beginning of a non-tangent curve to the right;

THENCE northwesterly, over and across said Harlan Properties, Inc. tract, and with said curve having a central angle of 08°01'09", a radius of 1431.78 feet, a chord which bears North 49°47'54" West, a distance of 200.23 feet, for an arc distance of 200.39 feet to the end of said curve, a point for corner;

THENCE continuing over and across said Harlan Properties, Inc. tract, the following courses to points for corner;

North 45°49'00" West, a distance of 822.60 feet;

South 45°07'58" West, a distance of 746.57 feet;

And North 46°14'22" West, a distance of 1699.34 feet, said point being located on the southeast right-of-way line of Farm to Market Road No. 548 (FM Road 548 - called 100 foot R.O.W.);

THENCE North 45°09'30" East, with said southeast right-of-way line of FM Road 548, said southeast line according to deed to the State of Texas recorded in Volume 441, Page 482, DRKCT, a distance of 261.06 feet to a point for corner;

THENCE North 44°40'46" East, continuing with said southeast right-of-way line of FM Road 548, a distance of 524.40 feet to an "X" cut in concrete set for corner;

THENCE South 45°45'08" East, with the northeast line of said Harlan Properties, Inc. tract, a distance of 2725.20 feet to the POINT OF BEGINNING of herein described tract, containing 30.916 acres of land, more or less.

LEAVING A NET AREA OF 214.991 ACRES OF LAND, MORE OR LESS.

WALDEN POND WEST
213.780 ACRE TRACT

BEING that certain tract of land situated in the Juan Lopez Survey, Abstract No. 286, in Kaufman County, Texas, and being all of that certain tract of land described in deed to Harlan Properties, Inc., recorded in Volume 2035, Page 129, of the Deed Records of Kaufman County, Texas (DRKCT), and part of that certain tract of land described in deed to Harlan Properties, Inc., recorded in Volume 1942, Page 350, DRKCT, and being more particularly described as follows:

BEGINNING at a 5/8 inch iron rod with cap stamped RPLS No. 5111 found on the northwest right-of-way line of Farm to Market Road No. 548 (called 100 foot R.O.W.), and being the southeasterly corner of that certain tract of land described in deed to Sunbelt Self Storage XVII, Ltd. recorded in Volume 5289, Page 431, DRKCT;

THENCE North 45°47'55" West, leaving said northwest right-of-way line of Farm to Market Road No. 548, and with a northeast line of said Sunbelt Self Storage XVII, Ltd. tract, a distance of 225.02 feet to a 5/8 inch iron rod with cap stamped RPLS No. 5111 found for corner;

THENCE North 44°41'08" East, with a southeast line of said Sunbelt Self Storage XVII, Ltd. tract, a distance of 179.97 feet to a 5/8 inch iron rod with cap stamped RPLS No. 5111 found for corner;

THENCE North 45°46'52" West, with a northeast line of said Sunbelt Self Storage XVII, Ltd. tract, a distance of 389.99 feet to a 5/8 inch iron rod with cap stamped RPLS No. 5111 found for corner;

THENCE South 44°40'43" West, with a northwest line of said Sunbelt Self Storage XVII, Ltd. tract, a distance of 449.95 feet to a 5/8 inch iron rod with cap stamped RPLS No. 5111 found for corner;

THENCE North 45°46'57" West, with a southwest line of said Harlan Properties, Inc. tract recorded in Volume 1942, Page 350, DRKCT, a distance of 194.63 feet to a 5/8 inch iron rod with cap marked "PETITT-RPLS 4087" set for corner;

THENCE South 44°43'37" West, with a southeast line of said Harlan Properties, Inc. tract recorded in Volume 1942, Page 350, DRKCT, a distance of 248.88 feet to an aluminum post found for corner at a southeasterly corner of that certain tract of land described in deed to High Point Water Supply Corporation recorded in Volume 3157, Page 287, DRKCT;

THENCE North 46°12'24" West, with a northeast line of said High Point Water Supply Corporation tract, a distance of 274.63 feet to an aluminum post found for corner;

THENCE South 44°08'13" West, with a northwest line of said High Point Water Supply Corporation tract, a distance of 378.17 feet to an wood post found for corner;

THENCE North 45°48'10" West, with a southwest line of said Harlan Properties, Inc. tract recorded in Volume 1942, Page 350, DRKCT, a distance of 2701.94 feet to a T-Post found for corner;

THENCE North 44°16'13" East, with the northwest line of said Harlan Properties, Inc. tract recorded in Volume 1942, Page 350, DRKCT, a distance of 1716.38 feet to a 1-inch iron pipe found for corner;

Thence South 45°43'55" East, with the northeast line of said Harlan Properties, Inc. tract recorded in Volume 1942, Page 350, DRKCT, a distance of 1276.77 feet to a 1/2" inch iron rod with cap marked "JYC" found for corner at the northwesterly corner of said Harlan Properties, Inc. tract recorded in Volume 2035, Page 129, DRKCT;

THENCE North 44°42'59" East, with the northwest line of said Harlan Properties, Inc. tract recorded in Volume 2035, Page 129, DRKCT, a distance of 1471.35 feet to a 1/2 inch iron rod with cap stamped "RPLS 3917" found for corner at the northeasterly corner of said Harlan Properties, Inc. tract recorded in Volume 2035, Page 129, DRKCT;

THENCE South 45°03'40" East, with the northeast line of said Harlan Properties, Inc. tract recorded in Volume 2035, Page 129, DRKCT, a distance of 2519.47 feet to a 1/2 inch iron rod with cap stamped "PATE ENGINEERING" found for corner, said iron rod being located on said northwest right-of-way line of Farm to Market Road No. 548;

THENCE South 44°50'25" West, with said northwest right-of-way line of Farm to Market Road No. 548, a distance of 1460.90 feet to a 1/2 inch iron rod found for corner at the southeasterly corner of said Harlan Properties, Inc. tract recorded in Volume 1942, Page 350, DRKCT;

THENCE South 44°32'36" West, continuing with said northwest right-of-way line of Farm to Market Road No. 548, a distance of 793.97 feet to the POINT OF BEGINNING of herein described tract, containing 213.780 acres of land, more or less.

MAILING LIST
Walden Pond Fresh Water Supply District of Kaufman County
TCEQ Docket No. 2021-0152-DIS
TCEQ Internal Control No. D-10252019-069

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