

TCEQ Interoffice Memorandum

TO: Office of the Chief Clerk
Texas Commission on Environmental Quality

THRU: Chris Kozlowski, Team Leader
Water Rights Permitting Team

FROM: Natalia Ponebshek, Project Manager
Water Rights Permitting Team

DATE: March 13, 2026

SUBJECT: Arthur Dennis Huebner, Kenneth Ray Huebner, and
Milton Douglas Huebner
WRPERM 5038
CN600767032, CN600767040, CN600767057, RN101475275
Application to Abandon Water Use Permit No. 5038
Texas Water Code § 5.122, Not Requiring Notice
San Marcos River, Guadalupe River Basin
Gonzales County

The application was received on January 7, 2026, and additional information was received on February 26 and March 9, 2026. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on March 13, 2026. No notice is required pursuant to Title 30 Texas Administrative Code § 295.175.

No fees are applicable, and the application is sufficient for filing.



Natalia Ponebshek, Project Manager
Water Rights Permitting Team
Water Rights Permitting and Data Section

OCC Mailed Notice Required YES NO

Brooke T. Paup, *Chairwoman*
Catarina R. Gonzales, *Commissioner*
Tonya R. Miller, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 13, 2026

Mr. Arthur Dennis Huebner
5299 FM 2091 N
Gonzales, TX 78629-6215

VIA E-MAIL

RE: Arthur Dennis Huebner, Kenneth Ray Huebner, and Milton Douglas Huebner
WRPERM 5038
CN600767032, CN600767040, CN600767057, RN101475275
Application to Abandon Water Use Permit No. 5038
Texas Water Code § 5.122, Not Requiring Notice
San Marcos River, Guadalupe River Basin
Gonzales County

Dear Mr. Huebner:

This acknowledges receipt, on February 26 and March 9, 2026, of additional information.

The application was declared administratively complete and filed with the Office of the Chief Clerk on March 13, 2026. Staff will continue processing the application for consideration by the Executive Director.

Please be advised that additional information may be requested during the technical review phase of the application process.

If you have any questions concerning the application, please contact me via email at Natalia.Ponebshek@tceq.texas.gov or by telephone at (512) 239-4641.

Sincerely,

A handwritten signature in black ink, appearing to read "NP", written over a light blue circular stamp.

Natalia Ponebshek, Project Manager
Water Rights Permitting Team
Water Rights Permitting and Data Section

Natalia Ponebshek

From: Dennis Huebner [REDACTED]
Sent: Monday, March 9, 2026 11:58 AM
To: Natalia Ponebshek
Subject: Fwd: Application to abandon Water Use Permit No. 5038

Begin forwarded message:

From: Dennis Huebner <[REDACTED]>
Date: March 9, 2026 at 11:49:19 AM CDT
To: Natalia.Ponebshek@tceqtexas.gov
Cc: Dennis Huebner [REDACTED]
Subject: Application to abandon Water Use Permit No. 5038

This email clarifies that the Huebner family is asking that the entire 66 acre feet per annum approved by this permit is no longer needed and is to be canceled. Please let me know if anything else is required to cancel this permit.

Thanks Arthur Dennis Huebner

Brooke T. Paup, *Chairwoman*
Catarina R. Gonzales, *Commissioner*
Tonya R. Miller, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 3, 2026

Mr. Arthur Dennis Huebner
5299 FM 2091 N.
Gonzales, TX 78629-6215

CERTIFIED MAIL

9489 0090 0027 6009 4161 76

RE: Arthur Dennis Huebner
WRPERM 5038
CN600767032, RN101475275
Application to Abandon Water Use Permit No. 5038
Texas Water Code § 5.122, Not Requiring Notice
San Marcos River, Guadalupe River Basin
Gonzales County

Dear Mr. Huebner:

This acknowledges receipt, on January 7, 2026, of the referenced application.

Additional information is required before the application can be declared administratively complete.

1. Provide a completed, signed, and notarized *Abandonment of Water Right* application from Kenneth Ray Huebner and Milton Douglas Huebner, if all owners of the water right are seeking to abandon this right.

TCEQ records indicate that Arthur Dennis Huebner, Kenneth Ray Huebner, and Milton Douglas Huebner are all owners of Water Use Permit No. 5038.

2. Confirm the application requests to abandon Water Use Permit No. 5038 in its entirety or provide the amount of water to be abandoned, in acre-feet.
3. In accordance with Item No. 5 of the *Abandonment of Water Right* application, confirm your intent to voluntarily and intentionally waive and relinquish the authorizations in Water Use Permit No. 5038 and tender it to the Texas Commission on Environmental Quality for cancelation, and that you waive notice of public hearing, as well as the public hearing itself, to consider this matter at any future date.

Please provide the requested information by March 5, 2026, or the application may be returned pursuant to Title 30 Texas Administrative Code § 281.18.

RECEIVED
FEB 26 2026
Water Availability Division

Mr. Arthur Dennis Huebner
WRPERM 5038
February 3, 2026
Page 2 of 2

If you have any questions concerning this matter, please contact me via e-mail at Natalia.Ponebshek@tceq.texas.gov or by telephone at (512) 239-4641.

Sincerely,



Natalia Ponebshek, Project Manager
Water Rights Permitting Team
Water Rights Permitting and Data Section

I have attached
the requested information
you requested

Should you require
any else, please contact
me at 210 410 2828
or email k

Thanks Dennis Huebner

RECEIVED

FEB 26 2026

Water Availability Division

Copy



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

P.O. Box 13087, Austin, Texas 78711-3087
Telephone No. (512) 239-4600 FAX (512) 239-4770

ABANDONMENT OF 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.

Please note that this action to voluntarily abandon, and the subsequent cancellation of, your water right may not be reversed and obtaining a water right in the future will require a new application for water. New applications require application/notice fees and may or may not be granted, subject to water availability. Additionally, water rights in the State of Texas may add value to the property they are associated with and/or may have a monetary value of their own. Please consider all of this in determining whether you wish to proceed with abandoning your water right.

BEFORE ME, the undersigned authority, on this day personally appeared Arthur Dennis Huebner known to me to be the person whose signature appears below, who being sworn by me did state that the following facts are true and correct in his/her personal knowledge:

1. My name is Arthur Dennis Huebner

2. My address is 5399 FM 2091 N Gonzales, TX 78629

3. I owe fees or penalties to the TCEQ: [] Yes [] No

If yes, provide the amount and the nature of the fee or penalty as well as any identifying number. FEB 26 2006 Water Availability Division

4. I own the following described water right: Permit No. 5038 Certificate of Adjudication No.

County: Gonzales River Basin: San Marcos River
Authorized Use: Irrigation

Portion to be Abandoned: 109 acrs of 376.66 Abraham Zimmolt Survey 83

5. It is my intent, by signing and filing this instrument, to voluntarily and intentionally waive and relinquish the above described portion of Permit/Certificate No. and to tender it to the Texas Commission on Environmental Quality for cancellation. It is also my intent to waive notice of public hearing, as well as the public hearing itself, to consider this matter at any future date.

6. I understand that the Texas Commission on Environmental Quality will cancel the above described portion of Permit/Certificate No. 5038. I also understand that any outstanding indebtedness to the commission is not waived by this form.

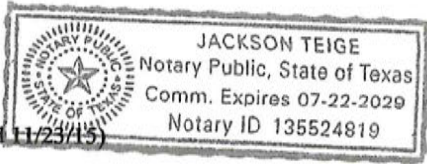
Name (Sign) [Signature]

Name (Sign) _____

Name (Printed) Arthur Dennis Huebner

Name (Printed) _____

Subscribed and sworn to as being true and correct before me this 30 day of December, 2005.



[Signature]
Notary Public for the State of Texas



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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Telephone No. (512) 239-4600 FAX (512) 239-4770

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BEFORE ME, the undersigned authority, on this day personally appeared Milton Douglas Huebner known to me to be the person whose signature appears below, who being sworn by me did state that the following facts are true and correct in his/her personal knowledge:

1. My name is Milton Douglas Huebner

2. My address is 5299 FM 2091 N. Gonzales, Tx 78629

3. I owe fees or penalties to the TCEQ: [] Yes [X] No

If yes, provide the amount and the nature of the fee or penalty as well as any identifying number:

4. I own the following described water right: Permit No. 5038 Certificate of Adjudication No.

County: Gonzales River Basin: San Marcos River
Authorized Use: Irrigation

Portion to be Abandoned: 109 acres of 376.66 Abraham Zurnalt Survey 83

5. It is my intent, by signing and filing this instrument, to voluntarily and intentionally waive and relinquish the above described portion of Permit/Certificate No. 5038 and to tender it to the Texas Commission on Environmental Quality for cancellation. It is also my intent to waive notice of public hearing, as well as the public hearing itself, to consider this matter at any future date.

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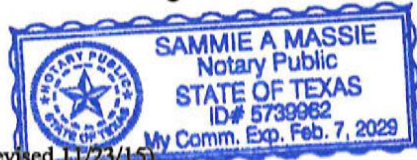
Milton D. Huebner (Signature)

Name (Sign)

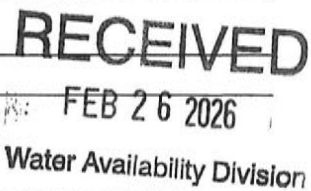
MILTON D. HUEBNER (Printed)

Name (Printed)

Subscribed and sworn to as being true and correct before me this 13th day of February, 2026



Sammie A. Massie (Signature)
Notary Public for the State of Texas





TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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Telephone No. (512) 239-4600 FAX (512) 239-4770

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BEFORE ME, the undersigned authority, on this day personally appeared Kenneth Roy Huebner known to me to be the person whose signature appears below, who being sworn by me did state that the following facts are true and correct in his/her personal knowledge:

1. My name is Kenneth Roy Huebner

2. My address is 5299 FM 2091 N. Gonzales, Tx 78629

3. I owe fees or penalties to the TCEQ: [] Yes [X] No

RECEIVED FEB 26 2026 Water Availability Division

If yes, provide the amount and the nature of the fee or penalty as well as any identifying number.

4. I own the following described water right: Permit No. 5038 Certificate of Adjudication No.

County: Gonzales River Basin: San Marcos River
Authorized Use: Irrigation

Portion to be Abandoned: 109 acres of land out of 376.66 acres Zimmelt Survey 83

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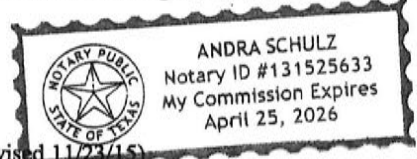
Kenneth R Huebner Name (Sign)

KENNETH R HUEBNER Name (Printed)

N/A Name (Sign)

N/A Name (Printed)

Subscribed and sworn to as being true and correct before me this 19 day of February, 2006.



Notary Public for the State of Texas

Brooke T. Paup, *Chairwoman*
Catarina R. Gonzales, *Commissioner*
Tonya R. Miller, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 3, 2026

Mr. Arthur Dennis Huebner
5299 FM 2091 N.
Gonzales, TX 78629-6215

CERTIFIED MAIL

9489 0090 0027 6009 4161 76

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Natalia Ponebshek, Project Manager
Water Rights Permitting Team
Water Rights Permitting and Data Section



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2. My address is 5299 FM 2091 N Gonzales, TX 78629
3. I owe fees or penalties to the TCEQ: [] Yes [] No

RECEIVED
JAN 07 2026
Water Availability Division

If yes, provide the amount and the nature of the fee or penalty as well as any identifying number:

- 4. I own the following described water right:
Permit No. 5038 Certificate of Adjudication No.
County: Gonzales River Basin: San Marcos River
Authorized Use: Irrigation
Portion to be Abandoned: 109 acs of 376.66 Abraham Zumbolt Survey 83

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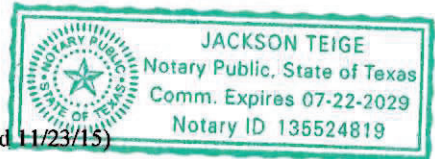
Name (Sign) [Signature]

Name (Sign) _____

Name (Printed) Arthur Dennis Huebner

Name (Printed) _____

Subscribed and sworn to as being true and correct before me this 30 day of December, 2005.



[Signature]
Notary Public for the State of Texas