

TCEQ Interoffice Memorandum

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

THRU: Chris Kozlowski, Team Leader
Water Rights Permitting Team

FROM: Jenna Rollins, Project Manager
Water Rights Permitting Team

DATE: July 19, 2022

SUBJECT: San Antonio River Authority
WRTP 13842
CN600790620, RN111510285
Application No. 13842 for a Temporary Water Use Permit
Texas Water Code § 11.138, Requiring Limited Mailed Notice
San Pedro Creek and the San Antonio River, San Antonio River Basin
Bexar County

The application and fees were received on May 27, 2022. Additional information was received on June 22, June 24, June 28, and July 11, 2022. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on July 19, 2022. Interjacent mailed notice is required pursuant to Title 30 Texas Administrative Code § 295.158(c)(3)(D). However, there are no interjacent water right holders to be noticed.

All fees have been paid and the application is sufficient for filing.

Jenna L. Rollins

Jenna Rollins, Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability Section

OCC Mailed Notice Required YES NO

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

July 19, 2022

Mr. Frank Engallina, Sr. Project Manager
San Antonio River Authority
201 W. Sheriden St.
San Antonio, Texas 78204

VIA E-MAIL

RE: San Antonio River Authority
WRTP 13842
CN600790620, RN111510285
Application No. 13842 for a Temporary Water Use Permit
Texas Water Code § 11.138, Requiring Limited Mailed Notice
San Pedro Creek and the San Antonio River, San Antonio River Basin
Bexar County

Dear Mr. Engallina:

This acknowledges receipt, on May 27, 2022 of the application and fees in the amount of \$264.18 (Check No. 937502, receipt attached) and additional information on June 22, June 24, June 28, and July 11, 2022.

The application was declared administratively complete and filed with the Office of the Chief Clerk on July 19, 2022. 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 jenna.rollins@tceq.texas.gov or by telephone at (512) 239-1845.

Sincerely,

A handwritten signature in cursive script that reads "Jenna L. Rollins".

Jenna Rollins, Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability Section

Attachment



Basis2 Receipt Report by Endorsement Number

JUN-27-22 09:19 AM

Acct. #: EMG

Account Name: TEMPORARY/EMERGENCY WTR USE PERMIT ISSUE

<u>Paid For</u>	<u>Endors. #</u>	<u>Ref #2</u>	<u>Paid In By</u>	<u>PayTyp</u>	<u>Chk #</u>	<u>Card#</u>	<u>Bank Slip</u>	<u>Tran.Date</u>	<u>Receipt Amnt.</u>
SAN ANTONIO RIVER/SAN ANTONIO RIVER BASI	FSA0021506		SAN ANTONIO RIVER AUTHORITY	CK	937502		BSA0007610	10-JUN-22	\$264.18

**Texas Commission on Environmental Quality
TELEPHONE MEMO TO THE FILE**

Call to: Mr. Frank Engallina	Call from: Jenna Rollins
Date: 7/11/22	Project No: 13842
<i>Information for File follows:</i> The purpose of use of the water for the application was confirmed as agricultural and recreational, and status of the application was discussed.	
Signed: <i>Jenna L. Rollins</i>	Date: 7/11/22

Jenna Rollins

From: Jenna Rollins
Sent: Thursday, June 30, 2022 3:58 PM
To: Frank Engallina
Cc: Christine Clayton
Subject: RE: [EXTERNAL] RE: San Antonio River Authority, WRTP1384 - Inquiry on Signatory Authority

Good afternoon Mr. Engallina,

The hard copy of the revised application and supplemental documents were received.

Best regards,
Jenna Rollins, Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability Section
512-239-1845

From: Frank Engallina [REDACTED]
Sent: Thursday, June 30, 2022 2:47 PM
To: Jenna Rollins <Jenna.Rollins@tceq.texas.gov>
Cc: Christine Clayton [REDACTED]
Subject: FW: [EXTERNAL] RE: San Antonio River Authority, WRTP1384 - Inquiry on Signatory Authority

Good Afternoon Jenna,

I'm following up with you today to find out if you received the hard copy original of the revised permit application and supplemental documents.

Please let me know if you have any questions or comments.

Thank you,
Frank

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

P.O. Box 13087 MC-160, Austin, Texas 78711-3087
Telephone (512) 239-4600, FAX (512) 239-4770

APPLICATION FOR A TEMPORARY WATER USE PERMIT FOR MORE THAN 10 ACRE-FEET OF WATER, AND/OR FOR A DIVERSION PERIOD LONGER THAN ONE CALENDAR YEAR

This form is for an application for a temporary permit to divert water under Section 11.138, Texas Water Code. Any permit granted from this application may be suspended at any time by the applicable TCEQ Office if it is determined that surplus water is no longer available.

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.

- 1. Data on Applicant and Project: Social Security or Federal ID No. [redacted]
A. Name: San Antonio River Authority
B. Mailing Address: 100 E. Guenther
C. Telephone Number: (210) 302-3611 Fax Number: (210) 858-0265 E-mail Address [redacted]
D. Applicant owes fees or penalties? [] Yes [X] No
If yes, provide the amount and the nature of the fee or penalty as well as any identifying number:
E. Describe Use of Water: Impoundment for gates at Nueva St. & Alamo St.
F. Description of Project (TDH Project No. if applicable): San Pedro Creek Improvements Project
G. Highway Designation No.: Interstate 10 & Interstate 35 County: Bexar

- 2. Type of Diversion (check one): [X] From Stream [] From Reservoir
3. Rate of Diversion:
A. Maximum: 448.83 gpm (capacity of pump)

- 4. Amount and Source of Water:
12.93 acre-feet of water within a period of 2 year (specify term period not to exceed a three year term). The water is to be obtained from San Antonio River, tributary of San Antonio River Basin.

- 5. Location of Impoundment: Provide Latitude and Longitude in decimal degrees to at least six decimal places, and indicate the method used to calculate the diversion point location.
At Latitude 29.423080 °N, Longitude -98.496393 °W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) Camaron St. (R-O-W) (Highway), located in Zip Code 78204, located 0.16 miles in a West direction from San Antonio (County Seat), Bexar County, and 4.6 miles in a southwest direction from Alamo Heights, a nearby town shown on County road map. Note: Distance in straight line miles.

At Latitude 29.413062 °N, Longitude -98.503012 °W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) Camaron St. (R-O-W) (Highway), located in Zip Code 78204, located 0.91 miles in a southwest direction from San Antonio (County Seat), Bexar County, and 5.4 miles in a southwest direction from Alamo Heights, a nearby town shown on County road map. Note: Distance in straight line miles.

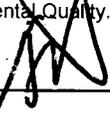
Enclose a USGS 7.5 minute topographic map with the diversion point and/or the return water discharge points labeled. Owner's written consent is required for water used from any private reservoir, or private access to diversion point.

- 6. Access to Diversion Point (check one): [X] Public right-of-way [] Private property (A letter of permission from landowner is attached) [] Other (Explain)
7. Fees Enclosed:
Filing \$ 100.00
Recording \$ 1.25
Use (\$1.00 per ac-ft or fraction thereof) \$ 12.93
Total \$ 264.18
(Note: 1 ac-ft = 325,851 gals. 1 ac-ft = 7758.35 bbls.)

RECEIVED
JUN 28 2022
Water Availability Division

Upon completion of any project for which a temporary water permit is granted, the Permittee is required by law to report the amount of water used. This document must be properly signed and duly notarized before it can be accepted or considered by the Texas Commission on Environmental Quality.

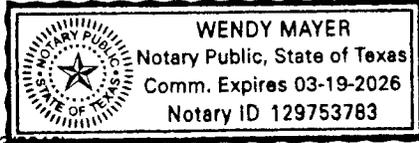
Name (sign)



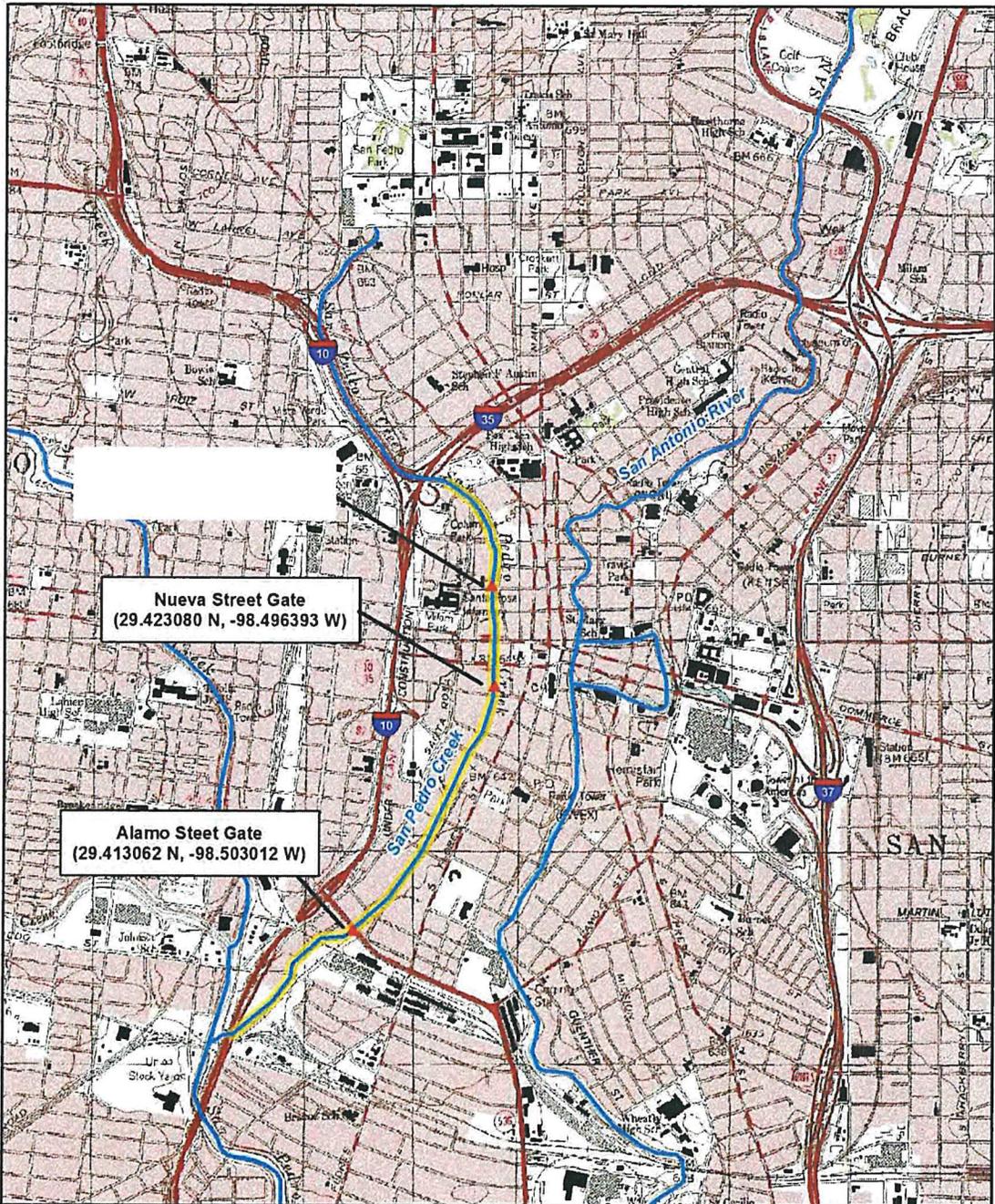
Kerry Averyt, PE - Engineering Manager

Name (print)

Subscribed and sworn to me as being true and correct before me this 24th day of June, 2022

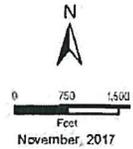



Notary Public, State of Texas



San Pedro Creek Improvement Project

- Legend**
- ▲ Crest Gates
 - SPC:P Reach Limits



San Antonio River Authority's Supplement in Support of its Application for a Temporary Permit to Impound Groundwater Based Reuse Water

A. Background

The San Antonio River Authority (the River Authority) has been working in conjunction with the City of San Antonio (COSA or City), Bexar County, and the U.S. Army Corps of Engineers (USACE) to rehabilitate San Pedro Creek to address access, flows, drainage, flood control, habitat restoration and recreational uses within the creek. The improvements to and restoration of San Pedro Creek is known as the San Pedro Creek Improvements Project (SPCIP). In 2021, the River Authority secured Water Use Permit No. 13355 (**Appendix A**) as a cornerstone component of Phase I of the implementation of the SPCIP along a reach of San Pedro Creek extending from the Tunnel Inlet to the confluence with Alazan Creek. Permit No. 13355 authorizes the use of the bed and banks of San Pedro Creek, tributary of the San Antonio River, San Antonio River Basin, in Bexar County to convey up to 300 acre-feet of contracted groundwater-based reuse water return flows per year for subsequent diversion for recreational and agricultural purposes in Bexar County, including impoundment of 2.71 acre-feet the Travis Street Gate and subsequent recirculation and return flows to San Pedro Creek.

In support of the SPCIP, and to enhance and keep flows providing continuous recreation uses and maintaining the riverine habitat, the River Authority contracted with the COSA for an alternative water supply source utilizing groundwater-based reuse water in a Letter Agreement dated September 21, 2015 (**Appendix B**). The groundwater-based reuse water is available to the City pursuant to a separate contract between the City and their wastewater handler, the San Antonio Water Systems (SAWS). The River Authority is not a party to that City-SAWS contract, only the City's commitment pursuant to the Letter Agreement. Pursuant to that Agreement, the River Authority is authorized to utilize the City's portion of the groundwater-based reuse water.

B. Temporary Water Use Permit Application

Similar to the impoundment of groundwater-based reuse water authorized in Permit No. 13355 at the Travis Street Gate, this Temporary Water Use Permit Application seeks to gain authorization for two additional impoundments along San Pedro Creek at Nueva Street and Alamo Street. The Nueva Street Gate, when fully raised, will impound approximately 4.73 acre-feet of reuse water, and the Alamo Street Gate, when fully raised, will impound approximately 8.20 acre-feet of reuse water for a combined total of 12.93 acre-feet listed in the application.

When the Gates are raised, the River Authority will maintain the reservoir full and spilling at all times using an alternate source of water and shall pass all inflows of state water downstream. The Application does not seek to use or impound any State Water. Instead, this Application is to use the same contracted groundwater-based return flows to advance the SPCIP and provide the Texas Commission on Environmental Quality (TCEQ) notice of the River Authority's activities, while confirming that no State Water will be appropriated either for impoundment or diversion. The River Authority intends to rely solely on its contracted groundwater-based reuse water return flows and "pass-through" all State Water inflows.

C. Notice

Based upon the alternative non-State Water source of water the River Authority is using, coupled with the fact that the River Authority will not be impounding any or diverting any State Water, the River Authority does not believe that any downstream or basin-wide mailed or published notice is required. The River Authority's submission of this application, using TCEQ Form TCEQ-10202 (revised 3/2010) is driven by the fact that the River Authority wants TCEQ to have notice of both the purpose of River Authority's activities in San Pedro Creek related to the SPCIP , and the fact that TCEQ does not have a Form, or other vehicle, similar to Form TCEQ-10202 for use to confirm authorization to conduct the activities contemplated by the SPCIP and this request.

Additionally, the River Authority is in the process of securing an amendment to Permit 13355 for long-term authorization of the two impoundments known as the Nueva Street Gate and Alamo Street Gate described in this Request.

D. Authority to Execute and file this Temporary Permit Request

Section 14 of the River Authority's enabling legislation, and Article II, §§ 1, 3 and Article XV, §1 of the River Authority's By-Laws, copies of which are on file with TCEQ, evidence the General Manager's authority to sign, file and prosecute applications to the TCEQ for water related matters similar to the Project and this Request. The General Manager's authority also includes the authority to delegate such signing powers for various activities. Effective February 16, 2022, pursuant to the aforementioned authorization, the General Manager executed and published a document entitled *Delegation of Signature Authority* (the Delegation).

Pursuant to the Delegation, the General Manager authorized, *inter alia*, members of his staff to execute a variety of documents, including Permits such as this Temporary Water Use Permit. Attached hereto as **Appendix C** is a copy of the Delegation.

Consistent with the Delegation, this Temporary Permit Application has been executed by Kerry Averyt, P.E. Mr. Averyt is the Engineering Manager of the River Authority's Engineering, Design and Construction Department.

E. Additional Information.

For more information about this Request, in addition to Mr. Averyt, please contact the River Authority's outside water counsel, Ed McCarthy. Mr. McCarthy can be reached using the following contact information:

Ed McCarthy
McCarthy & McCarthy LLP
1122 Colorado
Suite 2399
Austin, Texas 78701
Tel.: (512) 904-2313
Cell: (512) 426-7138
Fax: (512) 692-2826
E-mail: [REDACTED]

Appendix A

Water Use Permit No. 13355

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



WATER USE PERMIT

PERMIT NO. 13355		TYPE §§ 11.121, 11.042
Permittee:	San Antonio River Authority	Address: 100 East Guenther Street San Antonio, Texas 78204
Filed:	August 13, 2018	Granted: May 27, 2021
Purposes:	Recreation, Agriculture	County: Bexar
Watercourse:	San Pedro Creek, tributary of the San Antonio River	Watershed: San Antonio River Basin

WHEREAS, San Antonio River Authority (SARA) seeks authorization to divert up to 300 acre-feet of contracted groundwater-based return flows per year, at a maximum diversion rate of 1 cfs, from the San Antonio River, San Antonio River Basin; and

WHEREAS, SARA will discharge the diverted contracted return flows, at a maximum discharge rate of 1 cfs, into San Pedro Creek, tributary of the San Antonio River; and

WHEREAS, SARA maintains a contract pursuant to the September 21, 2015 commitment of recycled water from the City of San Antonio; and

WHEREAS, SARA further seeks authorization to use the bed and banks of San Pedro Creek in Bexar County to convey the contracted groundwater-based return flows for subsequent diversion for recreational purposes, for subsequent recirculation in San Pedro Creek, and for subsequent diversion of 26.6 acre-feet of water per year from a reach on San Pedro Creek for agricultural purposes to irrigate 5.5 acres of land in Bexar County; and

WHEREAS, discharged groundwater-based return flows will provide enhanced streamflow within San Pedro Creek to support instream riparian habitat; and

WHEREAS, SARA also seeks authorization to maintain a 2.71 acre-foot capacity reservoir for recreational purposes with a point on the centerline of the dam being located at Latitude 29.42771° N, Longitude 98.496395° W; and

WHEREAS, SARA further seeks authorization to divert and discharge the contracted return flows into two off-channel reservoirs with subsequent return to San Pedro Creek; and

WHEREAS, Off-channel Reservoir 1 impounds 0.05 acre-feet of water and is located at Latitude 29.426733° N, Longitude 98.496483° W; and

WHEREAS, Off-channel Reservoir 2 impounds 0.11 acre-feet of water and is located at Latitude 29.425338° N, Longitude 98.496324° W; and

WHEREAS, Diversion Point No. 1 is located at a point on the San Antonio River, being at Latitude 29.415985° N, Longitude 98.493955° W, with a maximum diversion rate of 1 cfs (448 gpm); and

WHEREAS, Diversion Point No. 2 is located at a point on San Pedro Creek, being at Latitude 29.431826° N, Longitude 98.498592° W, with a maximum diversion rate of 7 cfs (3,142 gpm); and

WHEREAS, Diversion Point No. 3 is located at a point on San Pedro Creek being at Latitude 29.427775° N and Longitude 98.496419° W, with a maximum diversion rate of 7 cfs (3,142 gpm); and

WHEREAS, Diversion Point No. 4 is located at a point on San Pedro Creek being at Latitude 29.425941° N and Longitude 98.496287° W with a maximum diversion rate of 10.7 cfs (4,800 gpm); and

WHEREAS, the proposed diversion reach is located on San Pedro Creek, with the upstream limit being at Latitude 29.431826° N, Longitude 98.498592° W; and the downstream limit being at Latitude 29.408486° N, Longitude 98.509055° W, with a maximum combined diversion rate of 7 cfs (3,142 gpm); and

WHEREAS, contracted groundwater-based return flows will be discharged at the following points:

- a. Discharge Point No. 1 being at Latitude 29.431667° N, Longitude 98.498275° W, at maximum rate of 7 cfs (3,142 gpm).
- b. Discharge Point No. 2 being at Latitude 29.41778° N, Longitude 98.498677° W, at maximum rate of 7 cfs (3,142 gpm).

WHEREAS, the Texas Commission on Environmental Quality finds that jurisdiction over the application is established; and

WHEREAS, this permit, if granted, is subject to requirements and orders of the South Texas Watermaster; and

WHEREAS, the Executive Director recommends special conditions be included in this permit; and

WHEREAS, the Commission has complied with the requirements of the Texas Water Code and rules of the Texas Commission on Environmental Quality in issuing this permit;

NOW, THEREFORE, this permit, designated Water Use Permit No. 13355, is issued to San Antonio River Authority, subject to the following conditions:

1. IMPOUNDMENT

Permittee is authorized to maintain a 2.71 acre-foot capacity reservoir on San Pedro Creek, tributary of the San Antonio River, San Antonio River Basin in Bexar County with a point on the centerline of the dam being at Latitude 29.42771° N, Longitude 98.496395° W.

2. USE

- A. Permittee is authorized to use the bed and banks of San Pedro Creek, tributary of the San Antonio River, San Antonio River Basin, in Bexar County to convey up to 300 acre-feet of contracted groundwater-based return flows per year for subsequent diversion and use for recreational purposes in Bexar County, for subsequent recirculation in San Pedro Creek, and to discharge the contracted return flows into two off-channel reservoirs with subsequent return to San Pedro Creek.
- B. Permittee is also authorized to divert and use not to exceed 26.6 acre-feet of contracted groundwater-based return flows for agricultural purposes to irrigate 5.5 acres of land in Bexar County.

3. DISCHARGE

Permittee will discharge its contracted groundwater-based return flows at the following points and rates on San Pedro Creek, tributary of the San Antonio River, San Antonio River Basin:

- A. Discharge Point No. 1 being at Latitude 29.431667° N, Longitude 98.498275° W, at a maximum rate of 7 cfs (3,142 gpm).
- B. Discharge Point No. 2 being at Latitude 29.41778° N, Longitude 98.498677° W, at a maximum rate of 7 cfs (3,142 gpm).

4. DIVERSION

Permittee is authorized to divert its contracted groundwater-based return flows from four diversion points and a reach as follows:

- A. Diversion Point No. 1 is located at a point on the San Antonio River, being at Latitude 29.415985° N, Longitude 98.493955° W, with a maximum diversion rate of 1 cfs (448 gpm).
- B. Diversion Point No. 2 is located at a point on San Pedro Creek, being at Latitude 29.431826° N, Longitude 98.498592° W, with a maximum diversion rate of 7 cfs (3,142 gpm).
- C. Diversion Point No. 3 is located at a point on San Pedro Creek being at Latitude 29.427775° N, Longitude 98.496419° W with a maximum diversion rate of 7 cfs (3,142 gpm).

- D. Diversion Point No. 4 is located at a point on San Pedro Creek being at Latitude 29.425941° N, Longitude 98.496287° W with a maximum diversion rate of 10.7 cfs (4,800 gpm).
 - E. A diversion reach located on San Pedro Creek, with the upstream limit being at Latitude 29.431826° N, Longitude 98.498592° W; and the downstream limit being at Latitude 29.408486° N, Longitude 98.509055° W with a combined maximum diversion rate of 7 cfs (3,142 gpm).
5. TIME PRIORITY
- A. The time priority for the right to maintain the reservoir is August 13, 2018.
 - B. The groundwater-based return flows authorized to be conveyed via the bed and banks of a State watercourse in this permit do not have a priority date and are not subject to priority calls from senior water rights.
6. SPECIAL CONDITIONS
- A. Permittee is not authorized to impound state water in the reservoir located on San Pedro Creek. Permittee shall maintain the reservoir full and spilling at all times with an alternate source of water. Permittee shall pass all inflows of state water downstream.
 - B. Permittee shall maintain by contract and ensure the operation of an alternate source of water with sufficient production to ensure that no state water is used. Permittee has identified contract water made available by the City of San Antonio as the alternate source of water for this permit.
 - C. The authorizations in the permit are subject to the continued maintenance of the September 21, 2015 letter agreement between Permittee and the City of San Antonio as such agreement may be extended or amended from time to time. Should the agreement be amended in such a manner as to change the amount of water or the type or location of use of the water, Permittee shall submit an application to amend this permit to conform to the terms of the amended agreement. Upon expiration of the agreement, Permittee shall immediately cease impoundment and diversion of groundwater-based return flows and either apply to amend the permit with a new alternate source, or voluntarily forfeit the permit. Permittee shall immediately notify the Executive Director upon amendment or expiration of the agreement and provide the Commission with copies of appropriate documents effectuating such changes.
 - D. Permittee shall implement reasonable measures in order to reduce impacts to aquatic resources due to entrainment or impingement. Such measures shall include, but shall not be limited to, the installation of screens at the diversion structure(s).
 - E. Permittee shall install and maintain a measuring device which accounts for, within 5% accuracy, the quantity of water diverted from the points authorized above in Paragraph 4. DIVERSION and maintain measurement records.
 - F. Permittee shall allow representatives of the South Texas Watermaster reasonable access to the property to inspect the measuring device and records.

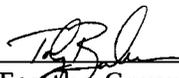
G. Permittee shall contact the South Texas Watermaster prior to diversion of water authorized by this amendment.

This permit is issued subject to all superior water rights in the San Antonio River Basin.

Permittee agrees to be bound by the terms, conditions and provisions contained herein and such agreement is a condition precedent to the granting of this permit.

All other matters requested in the application which are not specifically granted by this permit are denied.

This permit is issued subject to the Rules of the Texas Commission on Environmental Quality and to the right of continuing supervision of State water resources exercised by the Commission.



For the Commission

Date Issued: **May 27, 2021**

Appendix B

Letter Agreement for Groundwater-Based Reuse Water



CITY OF SAN ANTONIO

September 21, 2015

Suzanne B. Scott, General Manager
San Antonio River Authority
P.O. Box 839980
San Antonio, Texas 78283-9980

Re: San Pedro Creek Improvement Project Bed and Banks Request

Dear Ms. Scott:

The City supports the San Antonio River Authority (SARA) in the completion of the construction and subsequent operation of the San Pedro Creek Improvement Project (Project). This support exists, in part, through the contribution of City owned real estate and use of recycled water necessary for successful Project delivery and implementation. In the case of recycled water, the City's Parks and Recreation Department commits up to the 300 acre-feet per year of reuse water that is needed for diversion from the City's bed and banks on the San Antonio River to the City's bed and banks along San Pedro Creek for project implementation and operation. This water allowance comes from the City's interjurisdictional agreement with the San Antonio Water Systems (SAWS) to transfer use and control of City wells to the utility company and provide recycled water to City Facilities.

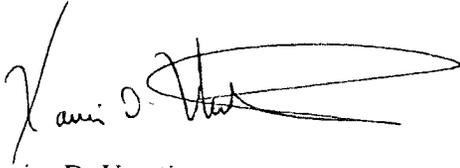
Pursuant to the interjurisdictional agreement, the release of up to 4,250 acre feet annually of recycled water into the San Antonio River at Brackenridge Park is permitted for City use. This discharge location of recycled water by SAWS is upstream of SARA's proposed diversion for the Project at the point where Arsenal Street crosses the San Antonio River. The City also grants to SARA all rights within the City's power necessary for SARA to transport, divert, and use the allocation of water for the San Pedro Creek Improvement Project based upon its ownership of the bed and banks of the San Antonio River and San Pedro Creek.

The City acknowledges this letter will be relied upon by SARA in support of the Project and presented to the Texas Commission on Environmental Quality as part of Project applications to support SARA's beneficial use of the City's recycled water. Specifically, SARA's reliance will include the use of the City's bed and banks of the San Antonio River to transport the water from the point of discharge into the river at Brackenridge Park down to SARA's diversion point.

Ms. Suzanne B. Scott
September 21, 2015
Page 2

In consideration of the anticipated public, environmental and ecological benefits to be received by the San Antonio community and citizens of Central Texas resulting from the Project, please execute the acknowledgment below. The acknowledgement reflects the City's contribution of up to 300 acre-feet per year of recycled water through the Parks and Recreation Department's allocation to the San Pedro Creek Improvement Project.

Sincerely,

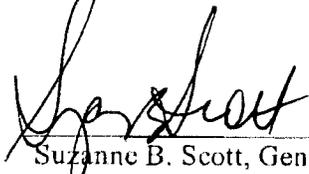


Xavier D. Urrutia
Interim Assistant City Manager

Acknowledgement:

On behalf of the San Antonio River Authority, acting in my capacity as General Manager, I acknowledge that SARA agrees with and accepts the City of San Antonio's recitation of its support of the Project as reflected above on this 21st day of September, 2015.

By:



Suzanne B. Scott, General Manager
San Antonio River Authority

Appendix C

Delegation of Signature Authority



DELEGATION OF SIGNATURE AUTHORITY

Effective Date: February 16, 2022

Responsible Manager: General Manager

PROCEDURE STATEMENT

The General Manager shall execute contracts, obligations, undertakings, conveyances and other instruments when so authorized and directed by the Board of Directors through express authorization or through authorization through policy adoption. Additionally, the General Manager is granted authority concerning the contracting of professional services through the enabling act. No employee of the River Authority has the authority to commit the agency's resources without delegated authority of the General Manager.

PURPOSE

Provide guidelines regarding the delegation of Signature Authority for actions required during the normal course of River Authority operations. Through the delegation of Signature Authority process the River Authority intends to promote greater efficiency for certain activities, such as purchasing and contracting. This procedure ensures that the actions related to the review, approval and signature process for certain activities are properly authorized.

The Contracting Office of the Support Services Division ensures that the delegation of authority process meets all state, bylaw, statutory or other regulatory requirements.

DEFINITIONS

Cooperative Agreement: "Cooperative Agreement" is an alternate term for Interlocal Agreement.

District: The district of the River Authority is the counties of Bexar, Wilson, Karnes, and Goliad.

Employee: Means any person holding a position of employment in the service of the River Authority.

Interlocal Agreement: "Interlocal Agreement" is a contract between governments in accordance with Texas Government Code Chapter 791. Under this Chapter, governments are permitted to contract with each other and with agencies of the state for the performance of specific governmental functions and services to increase the efficiency and effectiveness of the parties.

Responsible Division: means the Contracting Office of the Support Services Division.

Signature Authority: As used in this policy, "Signature Authority" is the permission to execute transactions up to limits established by Exhibit A and all relevant policies. This approval attests to the appropriateness of the transaction within the River Authority's program objectives and budgetary authorizations.

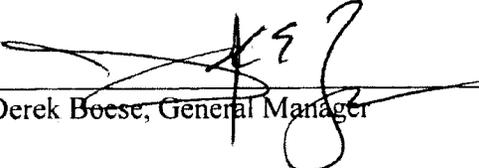
PROCEDURE

Employees with delegated Signature Authority are accountable for their activities and decisions, and appropriate controls must be applied to ensure that documentation related to review and approval of items authorized and/or signed by a person or persons having the appropriate authority to do so.

1. Delegation of Signature Authority
 - a. The General Manager may delegate signing authority for documents as necessary in accordance with statutory or other granted authority;
 - b. Those delegated Signature Authority may only delegate signing authority in instances where further delegation is allowable, as outlined in Exhibit A;
 - c. Those delegated authority not listed in Exhibit A must obtain and provide a Delegation of Signature Authority form (Exhibit B) on file with the Responsible Division that acknowledges the acceptance of responsibilities provided below.
2. Employees with Signature Authority are responsible for assuring the following:
 - a. An understanding of what is being approved;
 - b. The information and supporting documentation is accurate and complete;
 - c. The transaction is allowable, reasonable and justified;
 - d. There are adequate funds to cover the expense;
 - e. The funding source is appropriate for the expenditure.

The Responsible Division ensures that the delegation of Signature Authority process meets all state, bylaw, statutory or other regulatory requirements. This procedure may be modified to accommodate special needs, if authorized by the General Manager.

Approved


Derek Boese, General Manager

2/17/2022
Date

Delegation of Signature Authority - Exhibit A

- Ability to Further Delegate only applies to those provided authority through Exhibit A, other than the General Manager
- The authority delegated through this exhibit does not replace or supersede any business process or routing requirements
- Authority may be re-delegated unless otherwise precluded (managers may re-delegate to supervisors)

Signature Authority

Review and/or Approval

Action Type	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)	Related Policy	Notes
Budget & Finance												
Auditor Selection	X					No				No		
Accounts Payable Signature Authority (checks and ACH deposits)		X	X	Support Services		No		Accounting/Budget		Yes		
Banking Depositories - Signature Authority		X		Support Services	Accounting/Budget Mgr.	No		Accounting/Budget		No	Bylaws Article IX	confirmed signature authorities (as of 6/30/18).
Budget Adoption	X					No				No	Bylaws Article VI	
Budget Amendment - Increase (those that require board approval)	X					No		Accounting/Budget		No	Bylaws Article VI	See Adopted Budget Order for further delegations.
Budget Transfer Authority (across departments)		X				Yes		Accounting/Budget		Yes		
Budget Transfer (within departments, across categories)		X	X	Support Services		Yes		Accounting/Budget		Yes		
Grant Application Authority	X	X	X	Support Services		No		Accounting/Budget		No	FN 015	Does allow for ratification by the board for the application. Requires approval prior to acceptance.
Invoice Payment Approval (Bank Release)		X		Support Services	Accounting/Budget Mgr.	No		Accounting/Budget		No		Not intended to include invoice processing approval. This is performed through approval workflow.
Investment Signature Authority (investment management and transactions)				Support Services	Accounting/Budget Mgr.	No		Accounting/Budget		No	Bylaws Article X	
Tax Rate Adoption	X					No		Accounting/Budget		No		
Tax Increment Financing Participation	X					No		Accounting/Budget		No	Bylaws Article XII	
Setting of Fees and Rates (e.g. lab, utilities)	X					No		Accounting/Budget		No		
Notification of Fees and Rates (external)		X	X	Support Services		Yes		Accounting/Budget		Yes		

Delegation of Signature Authority - Exhibit A

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- The authority delegated through this exhibit does not replace or supersede any business process or routing requirements
- Authority may be re-delegated unless otherwise precluded (managers may re-delegate to supervisors)

Signature Authority

Review and/or Approval

Action Type	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)	Related Policy	Notes
Contracts												
<i>Procurement of Goods & Services (see supplemental Procurement Guidelines)</i>												
Contract (3rd Party) - Goods and Services												
Approval of 3rd Party Terms and Conditions		X	X			No	Yes	Purchasing/Contracting	Contract Officer		Bylaws Article II	
Costs less than \$5,000		X	X	ALL	Purchasing/Contracting	Yes				No		Includes general terms and conditions presented by vendor for acceptance prior to delivery of goods or services
Costs between \$5,000 and \$25,000		X	X	ALL	Purchasing/Contracting	No				Yes		
Between \$25,000 and \$75,000		X	X	Support Services	Purchasing/Contracting	No				No		
Costs more than \$75,000	X	X				No	Yes			No		BOD to authorize GM signature
Professional Services - Costs more than \$75,000		X				Yes				No		
Contract (non-professional services) - term > 2 years	X	X								No		BOD to authorize GM signature
Contracts Outside Water Code Bidding Limits (see note: non-included items) Costs more than \$50,000	X	X								No		The competitive bidding limit for cities and counties is \$50,000. Water Code section 49.273 provides that the limit is \$75,000 for construction and repair and renovation of River Authority facilities and for the purchase of equipment, materials, machinery and all things that are or will constitute the plans, works, facilities or improvements of the River Authority
Cooperative Agreement												
Less than \$75,000	X							Purchasing/Contracting	Contract Officer		Bylaws Article II:	BOD to authorize GM signature
Greater than \$75,000						Yes						
Interlocal Agreement (ILA)												
Primary	X	X	X			No				No	Bylaws Article II:	BOD to authorize GM signature
Attest		X	X	Legal Services		No	Yes			No		
Amendment to Contract or Agreement												
Primary	X	X				No		Purchasing/Contracting	Contract Officer			Department Routing Still Required: AGM, Finance, Contract Officer, PM as defined in business process
Attest			X	Legal Services		No	Yes			No		BOD to authorize GM signature; includes contract extension

Delegation of Signature Authority - Exhibit A

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- The authority delegated through this exhibit does not replace or supersede any business process or routing requirements
- Authority may be re-delegated unless otherwise precluded (managers may re-delegate to supervisors)

Signature Authority Review and/or Approval

Action Type	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)	Related Policy	Notes
Task Order								Purchasing/Contracting	Contract Officer			Contract Management Routing Still Required
Costs less than \$5,000	X	X	X	ALL	ALL	Yes				Yes		Department Routing Still Required: ACM, Finance, Contract Officer, PM as defined in business process
Costs between \$5,000 and \$25,000	X	X	X	ALL	Purchasing/Contracting	No				No		
Between \$25,000 and \$75,000	X	X	X	Support Services		No				No		
Costs more than \$75,000	X	X				No				No		
Memorandum of Understanding (MOU)												
Primary		X				No				No		
Attest			X			No	Yes			No		
Personnel												
New Staff Authorization (budget cycle)	X					No				No		
Market Salary Adjustments		X				No				No		
Reallocation of Authorized Staff Position		X		HR		No				No		
Reclassification of Staff Position		X		HR		No				No		
Projects												
Alternate Delivery Method (CMAR, Design Build, etc.)	X						Yes				FN 0001	BOD to authorize CM signature
Change Order - Signature Authority												Department Routing Still Required to All Change Orders: ACM, Finance, Contract Officer, PM
Costs less than \$5,000	X	X	X	All		No				No		
Costs between \$5,000 and \$25,000	X	X	X	ALL		No				No		
Between \$25,000 and \$75,000	X	X	X			No				No		
Costs more than \$75,000	X	X				No	Yes			No		
New Project Authorization	X											Formal Projects require BOD notice/approval if outside the budget process.
New Project Funding - Existing Project	X	X										Reallocation of Existing Authorized Funds or IntraFund Funding - CM authorized

Delegation of Signature Authority - Exhibit A

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Signature Authority Review and/or Approval

Action Type	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)	Related Policy	Notes
Purchasing												
<i>Procurement of Goods & Services (see supplemental Procurement Guideline)</i>												
Goods and Non-Professional Services - Approval and Signature Authority								Purchasing/Contracting	Contract Officer		FN 0009	"professional services" as defined in the enabling act and define non-professional services as "non-professional services are those that are primarily physical or manual rather than mental or intellectual".
Costs less than \$5,000		X	X	ALL	ALL	Yes				Yes		
Costs between \$5,000 and \$25,000		X	X	ALL		No				No		Require Purchasing confirmation of quotes
Between \$25,000 and \$75,000		X	X	Support Services		No				No		Require Purchasing confirmation of quotes
Costs more than \$75,000	X	X				No	Yes			No		Formal solicitation required and BOD approval for non-cooperative agreements
Emergency Purchase		X	X	Support Services		No				No	FN 0009	As defined in policy
Professional Services - Approval and Signature Authority								Purchasing/Contracting			FN 0001	"professional services" as defined in the enabling act and define non-professional services as "non-professional services are those that are primarily physical or manual rather than mental or intellectual".
Costs less than \$5,000		X	X	ALL	ALL	No				No		
Costs between \$5,000 and \$25,000		X	X	ALL		No				No		
Between \$25,000 and \$75,000		X	X			No				No		
Costs more than \$75,000	Notice Required	X				No				No	Bylaws XIII	Bylaws XIII
Construction Services												Department Routing Still Required: AGM, Finance, Contract Officer, PM
Costs less than \$5,000		X				Yes				Yes		
Costs between \$5,000 and \$25,000		X				Yes				Yes		
Between \$25,000 and \$75,000		X				No				No		
Costs more than \$75,000	X					No				No		
Purchasing Card											FN 0005	see cardholder application
Monthly Limit - \$5,000		X	X	ALL	ALL	Yes				Yes		
Monthly Limit - \$10,000		X	X	ALL	ALL	No				No		
Monthly Limit - Beyond \$10,000		X	X	Support Services	ALL	No				No		
Fuel Card												see cardholder application
add values		X		Support Services	Accounting/Budget Mgr.	Yes				Yes		
add values		X		Support Services	Accounting/Budget Mgr.	No				No		
Surplus Property - Disposition	X											
Disposition of Surplus (Forms)		X	X	Support Services	Accounting/Budget Mgr.	Yes				Yes	FN 0014	

Delegation of Signature Authority - Exhibit A

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Signature Authority

Review and/or Approval

Action Type	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)	Related Policy	Notes
Real Estate												
Permits - SARA Board of Director Approved Projects		X	X	ALL	Eng. Manager	No	Yes		Project Manager	No		Permits required by SARA managed projects from third parties such as CoSA, Bexar County, etc.
Eminent Domain	X						Yes				RE0001 I.a., Bylaws XV	
Land Acquisition											RE0001 I.a., Bylaws XV	
Under \$100,000		X				No	Yes			No		
Over \$100,000	X					No	Yes			No		
Documents - Closing Documents		X	X	Technical Services		Yes	Yes			Yes		
Land Disposition	X						Yes					
Land Use Agreements											Bylaws XV	
Short term land use agreements with terms of fifteen (15) years or less, including easements, leases, temporary use permits, licenses, utility dedication, rights of entry, and construction permits.		X	X	Technical Services	Real Estate Administrator	No	Yes			No		
Plats and consent and indemnity agreements.		X				No	Yes			No		
Joint Use Agreements for the co-location of utilities or other improvements on SARA land easements, or leases.		X				No	Yes			No		
Leases that may be canceled upon thirty (30) days notice.		X				No	Yes			No		
Easements across SARA's bed and banks.		X				No	Yes			No		
Minor easements that are less than 1 acre in size or less than \$50,000 in value.		X				No	Yes			No		
Land use agreements with governmental or non-profit entities for less than fair market value provided that the term of use is for less than eighteen (18) months, and provided that the permitted uses further SARA's ability to meet its statutory responsibilities or are deemed to be in SARA's best interest.			X			No	Yes			No		
Right of Entry - Real Estate parcels					Real Estate Administrator	No	Yes			No		
ALL OTHER	X					No	Yes			No		
Water Rights Acquisition - Under \$100,000		X				No	Yes			No	Bylaws XV	
Water Rights Acquisition - Over \$100,000	X					No	Yes			No		



SAN ANTONIO
RIVER AUTHORITY

DATE: [DATE]
TO: Contract Office
FROM: [DELEGATING PARTY]
SUBJECT: Delegation of Signature Authority

Contracting Office:

By means of this letter, I, [name and title], delegate the authority herein described to the [position title], on the following terms and conditions:

1. The [title] may review and execute, on my behalf, contracts in an amount and duration not to exceed [dollar limit] and [period of time].
2. The signature authority subject to this delegation are those relating to [describe nature of contracts].
3. The effective date of this delegation is [specify] and shall run [indicate time limit if any; if none, indicate that it shall run until revoked by delegating official or his/her successor].
4. The authority delegated is not subject to sub-delegation without my prior and express written consent.
5. This delegation is made pursuant to the River Authority Contract Approval and Signatory Authority Procedures.

[signature]

Name and Title [delegating official]

Date:

[signature]

Acknowledged and agreed:

Name and Title [delegate]

Date:

cc: File [delegating official]
Director of Legal Services [copy to be transmitted within three calendar days of execution]

Jenna Rollins

From: Frank Engallina [REDACTED]
Sent: Friday, June 24, 2022 3:17 PM
To: Jenna Rollins
Cc: Christine Clayton; Kerry Averyt
Subject: RE: [EXTERNAL] RE: San Antonio River Authority, WRTP1384 - Inquiry on Signatory Authority
Attachments: 10202 Temporary Water Use Permit with Supplemental Submitted 06242022.pdf

Ms. Rollins,

Attached is a copy of the permit with supplemental documentation. I am sending you the hard copy today.

Have a great weekend,

Frank Engallina, PMP

Sr. Project Manager
San Antonio River Authority
201 W. Sheridan St.
San Antonio, Texas 78204
Office: (210) 302-3658



STEWARDSHIP, INTEGRITY, EXCELLENCE

Strengths: *Maximizer* | *Strategic* | *Futuristic* | *Relator* | *Context*

 **Please consider the environment - do you really need to print this email?**

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

P.O. Box 13087 MC-160, Austin, Texas 78711-3087

Telephone (512) 239-4600, FAX (512) 239-4770

APPLICATION FOR A TEMPORARY WATER USE PERMIT FOR MORE THAN 10 ACRE-FEET OF WATER, AND/OR FOR A DIVERSION PERIOD LONGER THAN ONE CALENDAR YEAR

This form is for an application for a temporary permit to divert water under Section 11.138, Texas Water Code. Any permit granted from this application may be suspended at any time by the applicable TCEQ Office if it is determined that surplus water is no longer available.

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.

- 1. Data on Applicant and Project: Social Security or Federal ID No. [redacted]
A. Name: San Antonio River Authority
B. Mailing Address: 100 E. Guenther
C. Telephone Number: (210) 302-3611 Fax Number: (210) 858-0265 E-mail Address: [redacted]
D. Applicant owes fees or penalties? [] Yes [X] No
If yes, provide the amount and the nature of the fee or penalty as well as any identifying number:
E. Describe Use of Water Impoundment for gates at Nueva St. & Alamo St.
F. Description of Project (TDH Project No. if applicable) San Pedro Creek Improvements Project
G. Highway Designation No. Interstate 10 & Interstate 35 County Bexar

- 2. Type of Diversion (check one): [X] From Stream [] From Reservoir
3. Rate of Diversion:
A. Maximum 448.83 gpm (capacity of pump)

- 4. Amount and Source of Water:
12.93 acre-feet of water within a period of 2 year (specify term period not to exceed a three year term). The water is to be obtained from San Antonio River, tributary of San Antonio River Basin.

- 5. Location of Impoundment: Provide Latitude and Longitude in decimal degrees to at least six decimal places, and indicate the method used to calculate the diversion point location.
At Latitude 29.423080 °N, Longitude -98.496393 °W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) Camaron St. (R-O-W) (Highway), located in Zip Code 78204, located 0.16 miles in a West direction from San Antonio (County Seat), Bexar County, and 4.6 miles in a southwest direction from Alamo Heights, a nearby town shown on County road map. Note: Distance in straight line miles.

At Latitude 29.413062 °N, Longitude -98.503012 °W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) Camaron St. (R-O-W) (Highway), located in Zip Code 78204, located 0.91 miles in a southwest direction from San Antonio (County Seat), Bexar County, and 5.4 miles in a southwest direction from Alamo Heights, a nearby town shown on County road map. Note: Distance in straight line miles.

Enclose a USGS 7.5 minute topographic map with the diversion point and/or the return water discharge points labeled. Owner's written consent is required for water used from any private reservoir, or private access to diversion point.

- 6. Access to Diversion Point (check one): [X] Public right-of-way [] Private property (A letter of permission from landowner is attached) [] Other (Explain)
7. Fees Enclosed:
10 ac-ft or less greater than 10 ac-ft
Filing \$ 100.00 \$ 250.00
Recording \$ 1.25 \$ 1.25
Use (\$1.00 per ac-ft or fraction thereof) \$ \$ 12.93
(Note: 1 ac-ft = 325,851 gals. Total \$ \$ 264.18
1 ac-ft = 7758.35 bbls.)

Upon completion of any project for which a temporary water permit is granted, the Permittee is required by law to report the amount of water used. This document must be properly signed and duly notarized before it can be accepted or considered by the Texas Commission on Environmental Quality.

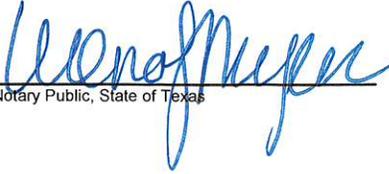
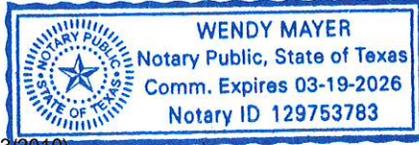
Name (sign)



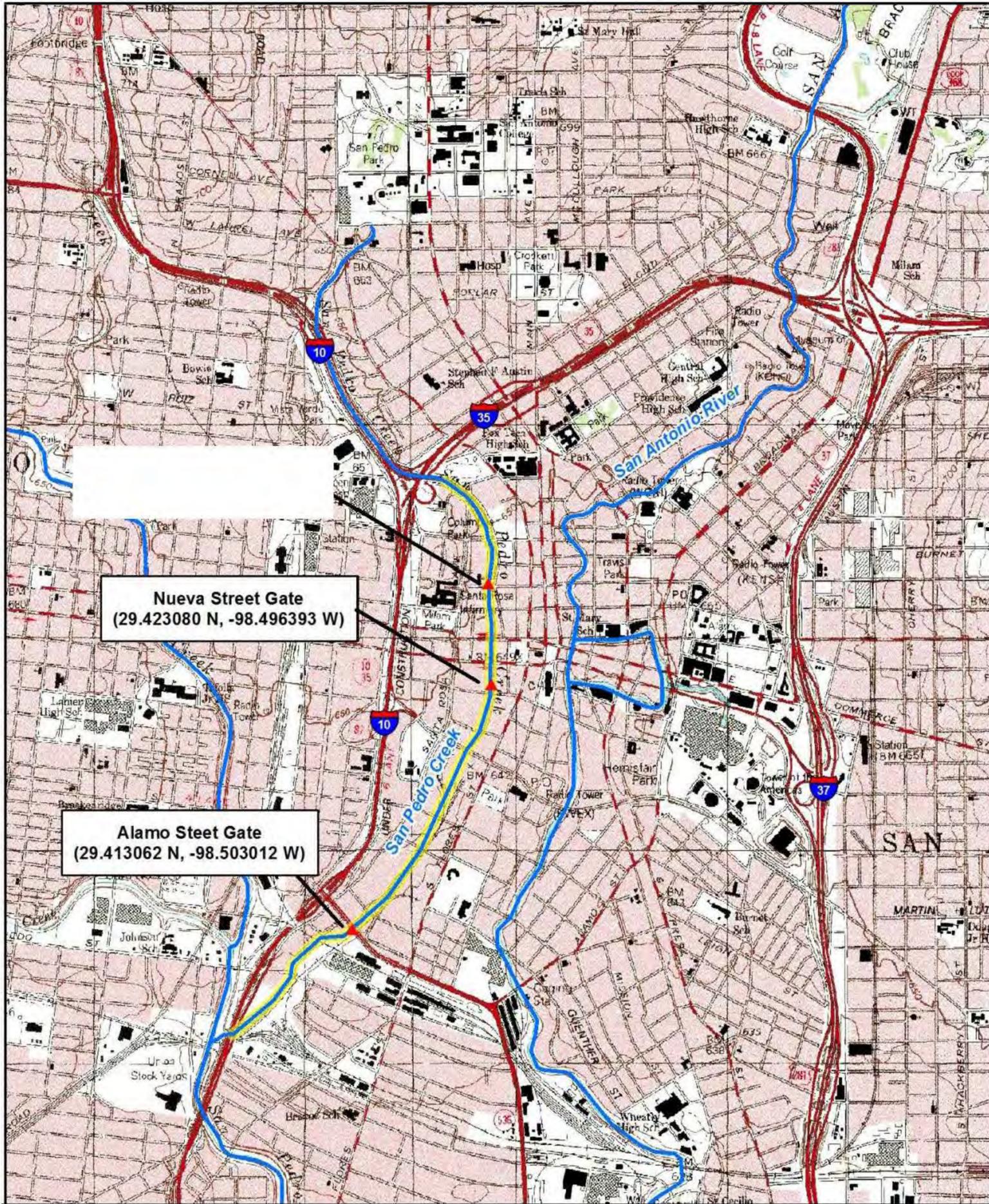
Kerry Averyt, PE - Engineering Manager

Name (print)

Subscribed and sworn to me as being true and correct before me this 24th day of June, 2022


Notary Public, State of Texas

Form TCEQ-10202 (revised 3/2010)



San Pedro Creek Improvement Project

- Legend**
- ▲ Crest Gates
 - ▬ SPCIP Reach Limits



San Antonio River Authority's Supplement in Support of its Application for a Temporary Permit to Impound Groundwater Based Reuse Water

A. Background

The San Antonio River Authority (the River Authority) has been working in conjunction with the City of San Antonio (COSA or City), Bexar County, and the U.S. Army Corps of Engineers (USACE) to rehabilitate San Pedro Creek to address access, flows, drainage, flood control, habitat restoration and recreational uses within the creek. The improvements to and restoration of San Pedro Creek is known as the San Pedro Creek Improvements Project (SPCIP). In 2021, the River Authority secured Water Use Permit No. 13355 (**Appendix A**) as a cornerstone component of Phase I of the implementation of the SPCIP along a reach of San Pedro Creek extending from the Tunnel Inlet to the confluence with Alazan Creek. Permit No. 13355 authorizes the use of the bed and banks of San Pedro Creek, tributary of the San Antonio River, San Antonio River Basin, in Bexar County to convey up to 300 acre-feet of contracted groundwater-based reuse water return flows per year for subsequent diversion for recreational and agricultural purposes in Bexar County, including impoundment of 2.71 acre-feet the Travis Street Gate and subsequent recirculation and return flows to San Pedro Creek.

In support of the SPCIP, and to enhance and keep flows providing continuous recreation uses and maintaining the riverine habitat, the River Authority contracted with the COSA for an alternative water supply source utilizing groundwater-based reuse water in a Letter Agreement dated September 21, 2015 (**Appendix B**). The groundwater-based reuse water is available to the City pursuant to a separate contract between the City and their wastewater handler, the San Antonio Water Systems (SAWS). The River Authority is not a party to that City-SAWS contract, only the City's commitment pursuant to the Letter Agreement. Pursuant to that Agreement, the River Authority is authorized to utilize the City's portion of the groundwater-based reuse water.

B. Temporary Water Use Permit Application

Similar to the impoundment of groundwater-based reuse water authorized in Permit No. 13355 at the Travis Street Gate, this Temporary Water Use Permit Application seeks to gain authorization for two additional impoundments along San Pedro Creek at Nueva Street and Alamo Street. The Nueva Street Gate, when fully raised, will impound approximately 4.73 acre-feet of reuse water, and the Alamo Street Gate, when fully raised, will impound approximately 8.20 acre-feet of reuse water for a combined total of 12.93 acre-feet listed in the application.

When the Gates are raised, the River Authority will maintain the reservoir full and spilling at all times using an alternate source of water and shall pass all inflows of state water downstream. The Application does not seek to use or impound any State Water. Instead, this Application is to use the same contracted groundwater-based return flows to advance the SPCIP and provide the Texas Commission on Environmental Quality (TCEQ) notice of the River Authority's activities, while confirming that no State Water will be appropriated either for impoundment or diversion. The River Authority intends to rely solely on its contracted groundwater-based reuse water return flows and "pass-through" all State Water inflows.

C. Notice

Based upon the alternative non-State Water source of water the River Authority is using, coupled with the fact that the River Authority will not be impounding any or diverting any State Water, the River Authority does not believe that any downstream or basin-wide mailed or published notice is required. The River Authority's submission of this application, using TCEQ Form TCEQ-10202 (revised 3/2010) is driven by the fact that the River Authority wants TCEQ to have notice of both the purpose of River Authority's activities in San Pedro Creek related to the SPCIP , and the fact that TCEQ does not have a Form, or other vehicle, similar to Form TCEQ-10202 for use to confirm authorization to conduct the activities contemplated by the SPCIP and this request.

Additionally, the River Authority is in the process of securing an amendment to Permit 13355 for long-term authorization of the two impoundments known as the Nueva Street Gate and Alamo Street Gate described in this Request.

D. Authority to Execute and file this Temporary Permit Request

Section 14 of the River Authority's enabling legislation, and Article II, §§ 1, 3 and Article XV, §1 of the River Authority's By-Laws, copies of which are on file with TCEQ, evidence the General Manager's authority to sign, file and prosecute applications to the TCEQ for water related matters similar to the Project and this Request. The General Manager's authority also includes the authority to delegate such signing powers for various activities. Effective February 16, 2022, pursuant to the aforementioned authorization, the General Manager executed and published a document entitled *Delegation of Signature Authority* (the Delegation).

Pursuant to the Delegation, the General Manager authorized, *inter alia*, members of his staff to execute a variety of documents, including Permits such as this Temporary Water Use Permit. Attached hereto as **Appendix C** is a copy of the Delegation.

Consistent with the Delegation, this Temporary Permit Application has been executed by Kerry Averyt, P.E. Mr. Averyt is the Engineering Manager of the River Authority's Engineering, Design and Construction Department.

E. Additional Information.

For more information about this Request, in addition to Mr. Averyt, please contact the River Authority's outside water counsel, Ed McCarthy. Mr. McCarthy can be reached using the following contact information:

Ed McCarthy
McCarthy & McCarthy LLP
1122 Colorado
Suite 2399
Austin, Texas 78701
Tel.: (512) 904-2313
Cell: (512) 426-7138
Fax: (512) 692-2826
E-mail: [REDACTED]

Appendix A

Water Use Permit No. 13355

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



WATER USE PERMIT

PERMIT NO. 13355			TYPE §§ 11.121, 11.042
Permittee:	San Antonio River Authority	Address:	100 East Guenther Street San Antonio, Texas 78204
Filed:	August 13, 2018	Granted:	May 27, 2021
Purposes:	Recreation, Agriculture	County:	Bexar
Watercourse:	San Pedro Creek, tributary of the San Antonio River	Watershed:	San Antonio River Basin

WHEREAS, San Antonio River Authority (SARA) seeks authorization to divert up to 300 acre-feet of contracted groundwater-based return flows per year, at a maximum diversion rate of 1 cfs, from the San Antonio River, San Antonio River Basin; and

WHEREAS, SARA will discharge the diverted contracted return flows, at a maximum discharge rate of 1 cfs, into San Pedro Creek, tributary of the San Antonio River; and

WHEREAS, SARA maintains a contract pursuant to the September 21, 2015 commitment of recycled water from the City of San Antonio; and

WHEREAS, SARA further seeks authorization to use the bed and banks of San Pedro Creek in Bexar County to convey the contracted groundwater-based return flows for subsequent diversion for recreational purposes, for subsequent recirculation in San Pedro Creek, and for subsequent diversion of 26.6 acre-feet of water per year from a reach on San Pedro Creek for agricultural purposes to irrigate 5.5 acres of land in Bexar County; and

WHEREAS, discharged groundwater-based return flows will provide enhanced streamflow within San Pedro Creek to support instream riparian habitat; and

WHEREAS, SARA also seeks authorization to maintain a 2.71 acre-foot capacity reservoir for recreational purposes with a point on the centerline of the dam being located at Latitude 29.42771° N, Longitude 98.496395° W; and

WHEREAS, SARA further seeks authorization to divert and discharge the contracted return flows into two off-channel reservoirs with subsequent return to San Pedro Creek; and

WHEREAS, Off-channel Reservoir 1 impounds 0.05 acre-feet of water and is located at Latitude 29.426733° N, Longitude 98.496483° W; and

WHEREAS, Off-channel Reservoir 2 impounds 0.11 acre-feet of water and is located at Latitude 29.425338° N, Longitude 98.496324° W; and

WHEREAS, Diversion Point No. 1 is located at a point on the San Antonio River, being at Latitude 29.415985° N, Longitude 98.493955° W, with a maximum diversion rate of 1 cfs (448 gpm); and

WHEREAS, Diversion Point No. 2 is located at a point on San Pedro Creek, being at Latitude 29.431826° N, Longitude 98.498592° W, with a maximum diversion rate of 7 cfs (3,142 gpm); and

WHEREAS, Diversion Point No. 3 is located at a point on San Pedro Creek being at Latitude 29.427775° N and Longitude 98.496419° W, with a maximum diversion rate of 7 cfs (3,142 gpm); and

WHEREAS, Diversion Point No. 4 is located at a point on San Pedro Creek being at Latitude 29.425941° N and Longitude 98.496287° W with a maximum diversion rate of 10.7 cfs (4,800 gpm); and

WHEREAS, the proposed diversion reach is located on San Pedro Creek, with the upstream limit being at Latitude 29.431826° N, Longitude 98.498592° W; and the downstream limit being at Latitude 29.408486° N, Longitude 98.509055° W, with a maximum combined diversion rate of 7 cfs (3,142 gpm); and

WHEREAS, contracted groundwater-based return flows will be discharged at the following points:

- a. Discharge Point No. 1 being at Latitude 29.431667° N, Longitude 98.498275° W, at maximum rate of 7 cfs (3,142 gpm).
- b. Discharge Point No. 2 being at Latitude 29.41778° N, Longitude 98.498677° W, at maximum rate of 7 cfs (3,142 gpm).

WHEREAS, the Texas Commission on Environmental Quality finds that jurisdiction over the application is established; and

WHEREAS, this permit, if granted, is subject to requirements and orders of the South Texas Watermaster; and

WHEREAS, the Executive Director recommends special conditions be included in this permit; and

WHEREAS, the Commission has complied with the requirements of the Texas Water Code and rules of the Texas Commission on Environmental Quality in issuing this permit;

NOW, THEREFORE, this permit, designated Water Use Permit No. 13355, is issued to San Antonio River Authority, subject to the following conditions:

1. IMPOUNDMENT

Permittee is authorized to maintain a 2.71 acre-foot capacity reservoir on San Pedro Creek, tributary of the San Antonio River, San Antonio River Basin in Bexar County with a point on the centerline of the dam being at Latitude 29.42771° N, Longitude 98.496395° W.

2. USE

- A. Permittee is authorized to use the bed and banks of San Pedro Creek, tributary of the San Antonio River, San Antonio River Basin, in Bexar County to convey up to 300 acre-feet of contracted groundwater-based return flows per year for subsequent diversion and use for recreational purposes in Bexar County, for subsequent recirculation in San Pedro Creek, and to discharge the contracted return flows into two off-channel reservoirs with subsequent return to San Pedro Creek.
- B. Permittee is also authorized to divert and use not to exceed 26.6 acre-feet of contracted groundwater-based return flows for agricultural purposes to irrigate 5.5 acres of land in Bexar County.

3. DISCHARGE

Permittee will discharge its contracted groundwater-based return flows at the following points and rates on San Pedro Creek, tributary of the San Antonio River, San Antonio River Basin:

- A. Discharge Point No. 1 being at Latitude 29.431667° N, Longitude 98.498275° W, at a maximum rate of 7 cfs (3,142 gpm).
- B. Discharge Point No. 2 being at Latitude 29.41778° N, Longitude 98.498677° W, at a maximum rate of 7 cfs (3,142 gpm).

4. DIVERSION

Permittee is authorized to divert its contracted groundwater-based return flows from four diversion points and a reach as follows:

- A. Diversion Point No. 1 is located at a point on the San Antonio River, being at Latitude 29.415985° N, Longitude 98.493955° W, with a maximum diversion rate of 1 cfs (448 gpm).
- B. Diversion Point No. 2 is located at a point on San Pedro Creek, being at Latitude 29.431826° N, Longitude 98.498592° W, with a maximum diversion rate of 7 cfs (3,142 gpm).
- C. Diversion Point No. 3 is located at a point on San Pedro Creek being at Latitude 29.427775° N, Longitude 98.496419° W with a maximum diversion rate of 7 cfs (3,142 gpm).

- D. Diversion Point No. 4 is located at a point on San Pedro Creek being at Latitude 29.425941° N, Longitude 98.496287° W with a maximum diversion rate of 10.7 cfs (4,800 gpm).
 - E. A diversion reach located on San Pedro Creek, with the upstream limit being at Latitude 29.431826° N, Longitude 98.498592° W; and the downstream limit being at Latitude 29.408486° N, Longitude 98.509055° W with a combined maximum diversion rate of 7 cfs (3,142 gpm).
5. TIME PRIORITY
- A. The time priority for the right to maintain the reservoir is August 13, 2018.
 - B. The groundwater-based return flows authorized to be conveyed via the bed and banks of a State watercourse in this permit do not have a priority date and are not subject to priority calls from senior water rights.
6. SPECIAL CONDITIONS
- A. Permittee is not authorized to impound state water in the reservoir located on San Pedro Creek. Permittee shall maintain the reservoir full and spilling at all times with an alternate source of water. Permittee shall pass all inflows of state water downstream.
 - B. Permittee shall maintain by contract and ensure the operation of an alternate source of water with sufficient production to ensure that no state water is used. Permittee has identified contract water made available by the City of San Antonio as the alternate source of water for this permit.
 - C. The authorizations in the permit are subject to the continued maintenance of the September 21, 2015 letter agreement between Permittee and the City of San Antonio as such agreement may be extended or amended from time to time. Should the agreement be amended in such a manner as to change the amount of water or the type or location of use of the water, Permittee shall submit an application to amend this permit to conform to the terms of the amended agreement. Upon expiration of the agreement, Permittee shall immediately cease impoundment and diversion of groundwater-based return flows and either apply to amend the permit with a new alternate source, or voluntarily forfeit the permit. Permittee shall immediately notify the Executive Director upon amendment or expiration of the agreement and provide the Commission with copies of appropriate documents effectuating such changes.
 - D. Permittee shall implement reasonable measures in order to reduce impacts to aquatic resources due to entrainment or impingement. Such measures shall include, but shall not be limited to, the installation of screens at the diversion structure(s).
 - E. Permittee shall install and maintain a measuring device which accounts for, within 5% accuracy, the quantity of water diverted from the points authorized above in Paragraph 4. DIVERSION and maintain measurement records.
 - F. Permittee shall allow representatives of the South Texas Watermaster reasonable access to the property to inspect the measuring device and records.

G. Permittee shall contact the South Texas Watermaster prior to diversion of water authorized by this amendment.

This permit is issued subject to all superior water rights in the San Antonio River Basin.

Permittee agrees to be bound by the terms, conditions and provisions contained herein and such agreement is a condition precedent to the granting of this permit.

All other matters requested in the application which are not specifically granted by this permit are denied.

This permit is issued subject to the Rules of the Texas Commission on Environmental Quality and to the right of continuing supervision of State water resources exercised by the Commission.



For the Commission

Date Issued: **May 27, 2021**

Appendix B

Letter Agreement for Groundwater-Based Reuse Water



CITY OF SAN ANTONIO

September 21, 2015

Suzanne B. Scott, General Manager
San Antonio River Authority
P.O. Box 839980
San Antonio, Texas 78283-9980

Re: San Pedro Creek Improvement Project Bed and Banks Request

Dear Ms. Scott:

The City supports the San Antonio River Authority (SARA) in the completion of the construction and subsequent operation of the San Pedro Creek Improvement Project (Project). This support exists, in part, through the contribution of City owned real estate and use of recycled water necessary for successful Project delivery and implementation. In the case of recycled water, the City's Parks and Recreation Department commits up to the 300 acre-feet per year of reuse water that is needed for diversion from the City's bed and banks on the San Antonio River to the City's bed and banks along San Pedro Creek for project implementation and operation. This water allowance comes from the City's interjurisdictional agreement with the San Antonio Water Systems (SAWS) to transfer use and control of City wells to the utility company and provide recycled water to City Facilities.

Pursuant to the interjurisdictional agreement, the release of up to 4,250 acre feet annually of recycled water into the San Antonio River at Brackenridge Park is permitted for City use. This discharge location of recycled water by SAWS is upstream of SARA's proposed diversion for the Project at the point where Arsenal Street crosses the San Antonio River. The City also grants to SARA all rights within the City's power necessary for SARA to transport, divert, and use the allocation of water for the San Pedro Creek Improvement Project based upon its ownership of the bed and banks of the San Antonio River and San Pedro Creek.

The City acknowledges this letter will be relied upon by SARA in support of the Project and presented to the Texas Commission on Environmental Quality as part of Project applications to support SARA's beneficial use of the City's recycled water. Specifically, SARA's reliance will include the use of the City's bed and banks of the San Antonio River to transport the water from the point of discharge into the river at Brackenridge Park down to SARA's diversion point.

Ms. Suzanne B. Scott
September 21, 2015
Page 2

In consideration of the anticipated public, environmental and ecological benefits to be received by the San Antonio community and citizens of Central Texas resulting from the Project, please execute the acknowledgment below. The acknowledgement reflects the City's contribution of up to 300 acre-feet per year of recycled water through the Parks and Recreation Department's allocation to the San Pedro Creek Improvement Project.

Sincerely,

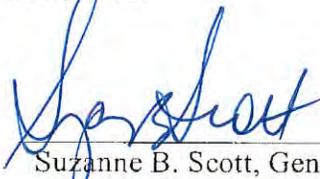


Xavier D. Urrutia
Interim Assistant City Manager

Acknowledgement:

On behalf of the San Antonio River Authority, acting in my capacity as General Manager, I acknowledge that SARA agrees with and accepts the City of San Antonio's recitation of its support of the Project as reflected above on this 21st day of September, 2015.

By:



Suzanne B. Scott, General Manager
San Antonio River Authority

Appendix C

Delegation of Signature Authority



DELEGATION OF SIGNATURE AUTHORITY

Effective Date: February 16, 2022

Responsible Manager: General Manager

PROCEDURE STATEMENT

The General Manager shall execute contracts, obligations, undertakings, conveyances and other instruments when so authorized and directed by the Board of Directors through express authorization or through authorization through policy adoption. Additionally, the General Manager is granted authority concerning the contracting of professional services through the enabling act. No employee of the River Authority has the authority to commit the agency's resources without delegated authority of the General Manager.

PURPOSE

Provide guidelines regarding the delegation of Signature Authority for actions required during the normal course of River Authority operations. Through the delegation of Signature Authority process the River Authority intends to promote greater efficiency for certain activities, such as purchasing and contracting. This procedure ensures that the actions related to the review, approval and signature process for certain activities are properly authorized.

The Contracting Office of the Support Services Division ensures that the delegation of authority process meets all state, bylaw, statutory or other regulatory requirements.

DEFINITIONS

Cooperative Agreement: "Cooperative Agreement" is an alternate term for Interlocal Agreement.

District: The district of the River Authority is the counties of Bexar, Wilson, Karnes, and Goliad.

Employee: Means any person holding a position of employment in the service of the River Authority.

Interlocal Agreement: "Interlocal Agreement" is a contract between governments in accordance with Texas Government Code Chapter 791. Under this Chapter, governments are permitted to contract with each other and with agencies of the state for the performance of specific governmental functions and services to increase the efficiency and effectiveness of the parties.

Responsible Division: means the Contracting Office of the Support Services Division.

Signature Authority: As used in this policy, "Signature Authority" is the permission to execute transactions up to limits established by Exhibit A and all relevant policies. This approval attests to the appropriateness of the transaction within the River Authority's program objectives and budgetary authorizations.

PROCEDURE

Employees with delegated Signature Authority are accountable for their activities and decisions, and appropriate controls must be applied to ensure that documentation related to review and approval of items authorized and/or signed by a person or persons having the appropriate authority to do so.

1. Delegation of Signature Authority

- a. The General Manager may delegate signing authority for documents as necessary in accordance with statutory or other granted authority;
- b. Those delegated Signature Authority may only delegate signing authority in instances where further delegation is allowable, as outlined in Exhibit A;
- c. Those delegated authority not listed in Exhibit A must obtain and provide a Delegation of Signature Authority form (Exhibit B) on file with the Responsible Division that acknowledges the acceptance of responsibilities provided below.

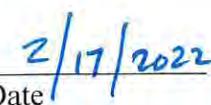
2. Employees with Signature Authority are responsible for assuring the following:

- a. An understanding of what is being approved;
- b. The information and supporting documentation is accurate and complete;
- c. The transaction is allowable, reasonable and justified;
- d. There are adequate funds to cover the expense;
- e. The funding source is appropriate for the expenditure.

The Responsible Division ensures that the delegation of Signature Authority process meets all state, bylaw, statutory or other regulatory requirements. This procedure may be modified to accommodate special needs, if authorized by the General Manager.

Approved


Derek Boese, General Manager


Date

Delegation of Signature Authority - Exhibit A

- Ability to Further Delegate only applies to those provided authority through Exhibit A, other than the General Manager
- The authority delegated through this exhibit does not replace or supersede any business process or routing requirements
- Authority may be re-delegated unless otherwise precluded (managers may re-delegate to supervisors)

Action Type	Signature Authority					Review and/or Approval					Related Policy	Notes
	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)		
Budget & Finance												
Auditor Selection	X					No				No		
Accounts Payable Signature Authority (checks and ACH deposits)		X	X	Support Services		No		Accounting/Budget		Yes		
Banking Depositories - Signature Authority		X		Support Services	Accounting/Budget Mgr.	No		Accounting/Budget		No	Bylaws Article IX	confirmed signature authorities (as of 6/30/18);
Budget Adoption	X					No				No	Bylaws Article VI	
Budget Amendment - Increase (those that require board approval)	X					No		Accounting/Budget		No	Bylaws Article VI	See Adopted Budget Order for further delegations.
Budget Transfer Authority (across departments)		X				Yes		Accounting/Budget		Yes		
Budget Transfer (within departments, across categories)		X	X	Support Services		Yes		Accounting/Budget		Yes		
Grant Application Authority	X	X	X	Support Services		No		Accounting/Budget		No	FN 015	Does allow for ratification by the board for the application. Requires approval prior to acceptance
Invoice Payment Approval (Bank Release)		X		Support Services	Accounting/Budget Mgr.	No		Accounting/Budget		No		Not intended to include invoice processing approval. This is performed through approval workflow.
Investment Signature Authority (investment management and transactions)				Support Services	Accounting/Budget Mgr.	No		Accounting/Budget		No	Bylaws Article X	
Tax Rate Adoption	X					No		Accounting/Budget		No		
Tax Increment Financing Participation	X					No		Accounting/Budget		No	Bylaws Article XII	
Setting of Fees and Rates (e.g. lab, utilities)	X					No		Accounting/Budget		No		
Notification of Fees and Rates (external)		X	X	Support Services		Yes		Accounting/Budget		Yes		

Delegation of Signature Authority - Exhibit A

- Ability to Further Delegate only applies to those provided authority through Exhibit A, other than the General Manager
- The authority delegated through this exhibit does not replace or supersede any business process or routing requirements
- Authority may be re-delegated unless otherwise precluded (managers may re-delegate to supervisors)

Action Type	Signature Authority					Review and/or Approval					Related Policy	Notes
	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)		
Contracts												
<i>Procurement of Goods & Services (see supplemental Procurement Guideline)</i>												
Contract (3rd Party) - Goods and Services												
Approval of 3rd Party Terms and Conditions		X	X			No	Yes	Purchasing/Contracting	Contract Officer		Bylaws Article II	Includes general terms and conditions presented by vendor for acceptance prior to delivery of goods or services
Costs less than \$5,000		X	X	ALL	Purchasing/Contracting	Yes				No		
Costs between \$5,000 and \$25,000		X	X	ALL	Purchasing/Contracting	No				No		
Between \$25,000 and \$75,000		X	X	Support Services		No				No		
Costs more than \$75,000	X	X				No	Yes			No		BOD to authorize GM signature
Professional Services - Costs more than \$75,000		X					Yes			No		BOD to authorize GM signature
Contract (non-professional services) - term > 2 years	X	X								No		BOD to authorize GM signature
Contracts Outside Water Code Bidding Limits (see note: non-included items) Costs more than \$50,000	X	X								No		The competitive bidding limit for cities and counties is \$50,000. Water Code section 49.273 provides that the limit is \$75,000 for construction and repair and renovation of River Authority facilities and for the purchase of equipment, materials, machinery and all things that are or will constitute the plant, works, facilities or improvements of the River Authority.
Cooperative Agreement												
Less than \$75,000	X							Purchasing/Contracting	Contract Officer		Bylaws Article II;	BOD to authorize GM signature
Greater than \$75,000							Yes					
Interlocal Agreement (ILA)												
Primary Attest	X	X	X			No				No	Bylaws Article II;	BOD to authorize GM signature
		X	X	Legal Services		No	Yes			No		
Amendment to Contract or Agreement												
Primary Attest	X	X				No		Purchasing/Contracting	Contract Officer	No		Department Routing Still Required: AGM, Finance, Contract Officer, PM as defined in business process
			X	Legal Services		No	Yes			No		BOD to authorize GM signature; includes contract extension

Delegation of Signature Authority - Exhibit A

- Ability to Further Delegate only applies to those provided authority through Exhibit A, other than the General Manager
- The authority delegated through this exhibit does not replace or supersede any business process or routing requirements
- Authority may be re-delegated unless otherwise precluded (managers may re-delegate to supervisors)

Action Type	Signature Authority					Review and/or Approval					Related Policy	Notes
	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)		
Task Order								Purchasing/Contracting	Contract Officer			Contract Management Routing Still Required
Costs less than \$5,000	X	X	X	ALL	ALL	Yes				Yes		Department Routing Still Required; AGM, Finance, Contract Officer, PM as defined in business process
Costs between \$5,000 and \$25,000	X	X	X	ALL	Purchasing/Contracting	No				No		
Between \$25,000 and \$75,000	X	X	X	Support Services		No				No		
Costs more than \$75,000	X	X				No				No		
Memorandum of Understanding (MOU)												
Primary		X				No				No		
Attest			X			No	Yes			No		
Personnel												
New Staff Authorization (budget cycle)	X					No				No		
Market Salary Adjustments		X				No				No		
Reallocation of Authorized Staff Position		X		HR		No				No		
Reclassification of Staff Position		X		HR		No				No		
Projects												
Alternate Delivery Method (CMAR, Design Build, etc.)	X						Yes				FN 001	BOD to authorize GM signature
Change Order - Signature Authority												Department Routing Still Required fo All Change Orders: AGM, Finance, Contract Officer, PM
Costs less than \$5,000	X	X	X	ALL		No				No		
Costs between \$5,000 and \$25,000	X	X	X	ALL		No				No		
Between \$25,000 and \$75,000	X	X	X			No				No		
Costs more than \$75,000	X	X				No	Yes			No		
New Project Authorization	X											Formal Projects' require BOD notice/approval if outside the budget process.
New Project Funding – Existing Project	X	X										Reallocation of Existing Authorized Funds or IntraFund Funding - GM authorized

Delegation of Signature Authority - Exhibit A

- Ability to Further Delegate only applies to those provided authority through Exhibit A, other than the General Manager
- The authority delegated through this exhibit does not replace or supersede any business process or routing requirements
- Authority may be re-delegated unless otherwise precluded (managers may re-delegate to supervisors)

Action Type	Signature Authority					Review and/or Approval					Related Policy	Notes
	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)		
Purchasing												
<i>Procurement of Goods & Services (see supplemental Procurement Guideline)</i>												
Goods and Non-Professional Services - Approval and Signature Authority								Purchasing/Contracting	Contract Officer		FN 0009	"professional services" as defined in the enabling act and define non-professional services as "non-professional services are those that are primarily physical or manual rather than mental or intellectual".
Costs less than \$5,000		X	X	ALL	ALL	Yes				Yes		
Costs between \$5,000 and \$25,000		X	X	ALL		No				No		Require Purchasing confirmation of quotes
Between \$25,000 and \$75,000		X	X	Support Services		No				No		Require Purchasing confirmation of quotes
Costs more than \$75,000	X	X				No	Yes			No		Formal solicitation required and BOD approval for non-cooperative agreements
Emergency Purchase		X	X	Support Services		No				No	FN 0009	As defined in policy
Professional Services - Approval and Signature Authority								Purchasing/Contracting			FN 0001	"professional services" as defined in the enabling act and define non-professional services as "non-professional services are those that are primarily physical or manual rather than mental or intellectual".
Costs less than \$5,000		X	X	ALL	ALL	No				No		
Costs between \$5,000 and \$25,000		X	X	ALL		No				No		
Between \$25,000 and \$75,000		X	X			No				No		
Costs more than \$75,000	Notice Required	X				No				No	Bylaws XIII	Bylaws XIII
Construction Services												Department Routine Still Required: AGM, Finance, Contract Officer, PM
Costs less than \$5,000		X				Yes				Yes		
Costs between \$5,000 and \$25,000		X				Yes				Yes		
Between \$25,000 and \$75,000		X				No				No		
Costs more than \$75,000	X					No				No		
Purchasing Card											FN 0005	see cardholder application
Monthly Limit - \$5,000		X	X	ALL	ALL	Yes				Yes		
Monthly Limit - \$10,000		X	X	ALL	ALL	No				No		
Monthly Limit - Beyond \$10,000		X	X	Support Services	ALL	No				No		
Fuel Card												see cardholder application
add values		X		Support Services	Accounting/Budget Mgr.	Yes				Yes		
add values		X		Support Services	Accounting/Budget Mgr.	No				No		
Surplus Property - Disposition	X											
Disposition of Surplus (Forms)		X	X	Support Services	Accounting/Budget Mgr.	Yes				Yes	FN 0014	

Delegation of Signature Authority - Exhibit A

- Ability to Further Delegate only applies to those provided authority through Exhibit A, other than the General Manager
- The authority delegated through this exhibit does not replace or supersede any business process or routing requirements
- Authority may be re-delegated unless otherwise precluded (managers may re-delegate to supervisors)

Action Type	Signature Authority					Review and/or Approval					Related Policy	Notes
	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)		
Real Estate												
Permits - SARA Board of Director Approved Projects		X	X	ALL	Eng. Manager	No	Yes		Project Manager	No		Permits required by SARA managed projects from third parties such as CoSA, Bexar County, etc.
Eminent Domain	X						Yes				RE0001 1.a., Bylaws XV	
Land Acquisition											RE0001 1.a., Bylaws XV	
Under \$100,000		X				No	Yes			No		
Over \$100,000	X					No	Yes			No		
Documents - Closing Documents		X	X	Technical Services		Yes	Yes			Yes		
Land Disposition	X						Yes					
Land Use Agreements											Bylaws XV	
Short term land use agreements with terms of fifteen (15) years or less, including easements, leases, temporary use permits, licenses, utility dedications, rights of entry, and construction permits.		X	X	Technical Services	Real Estate Administrator	No	Yes			No		
Plats and consent and indemnity agreements.		X				No	Yes			No		
Joint Use Agreements for the co-location of utilities or other improvements on SARA land, easements, or leases.		X				No	Yes			No		
Leases that may be canceled upon thirty (30) days notice.		X				No	Yes			No		
Easements across SARA's bed and banks.		X				No	Yes			No		
Minor easements that are less than 1 acre in size or less than \$50,000 in value.		X				No	Yes			No		
Land use agreements with governmental or non-profit entities for less than fair market value provided that the term of use is for less than eighteen (18) months, and provided that the permitted uses further SARA's ability to meet its statutory responsibilities or are deemed to be in SARA's best interest.		X				No	Yes			No		
Right of Entry - Real Estate parcel(s)					Real Estate Administrator	No	Yes			No		
ALL OTHER	X					No	Yes			No		
Water Rights Acquisition - Under \$100,000		X				No	Yes			No	Bylaws XV	
Water Rights Acquisition - Over \$100,000	X					No	Yes			No		



DATE: [DATE]
TO: Contract Office
FROM: [DELEGATING PARTY]
SUBJECT: Delegation of Signature Authority

Contracting Office:

By means of this letter, I, [name and title], delegate the authority herein described to the [position title], on the following terms and conditions:

1. The [title] may review and execute, on my behalf, contracts in an amount and duration not to exceed [dollar limit] and [period of time].
2. The signature authority subject to this delegation are those relating to [describe nature of contracts].
3. The effective date of this delegation is [specify] and shall run [indicate time limit if any; if none, indicate that it shall run until revoked by delegating official or his/her successor].
4. The authority delegated is not subject to sub-delegation without my prior and express written consent.
5. This delegation is made pursuant to the River Authority Contract Approval and Signatory Authority Procedures.

[signature]

Name and Title [delegating official]

Date:

[signature]

Acknowledged and agreed:

Name and Title [delegate]

Date:

cc: File [delegating official]
Director of Legal Services [copy to be transmitted within three calendar days of execution]

From: Jenna Rollins <Jenna.Rollins@tceq.texas.gov>

Sent: Thursday, June 23, 2022 9:48 AM

To: Frank Engallina [REDACTED]

Cc: Christine Clayton [REDACTED] Kerry Averyt [REDACTED]

Subject: [EXTERNAL] RE: San Antonio River Authority, WRTP1384 - Inquiry on Signatory Authority

External Email: Beware of links/attachments.

Good morning Mr. Engallina,

The documents submitted for signature authority are sufficient as long as the name of the person signing the application matches with who is given signature authority. Please let me know if you have any further questions.

Best regards,

Jenna Rollins, Project Manager

Water Rights Permitting Team

Water Rights Permitting and Availability Section

512-239-1845

Jenna Rollins

From: Frank Engallina [REDACTED]
Sent: Wednesday, June 22, 2022 3:36 PM
To: Jenna Rollins
Cc: Christine Clayton; Kerry Averyt
Subject: San Antonio River Authority, WRTP1384 - Inquiry on Signatory Authority
Attachments: Delegation-of-Authority-with-Exhibits_20220217 (1).pdf

Good Afternoon,

On our call last week, your office requested Signatory Authorization that allows our Engineering Manager Kerry Averyt (cc'd) to sign the permit. The attached Delegation of Signature Authority dated February 16, 2022 is the policy that we followed when signing the application. I wanted to share this with you before we re-submit the application for the temporary permit to make sure that it is sufficient and find out if additional information is necessary. For easy review, I've highlighted the River Authority's definition of "Signature Authority" on page 2 and also the "Action Type" on page 5 of Exhibit A which gives authorization to the Engineering Manager to sign permits for River Authority Board of Director Approved Projects.

Please let me know if you have any questions or comments.

Thank you,

Frank Engallina, PMP
Sr. Project Manager
San Antonio River Authority
201 W. Sheridan St.
San Antonio, Texas 78204
Office: (210) 302-3658



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Strengths: *Maximizer* | *Strategic* | *Futuristic* | *Relator* | *Context*

 **Please consider the environment - do you really need to print this email?**

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DELEGATION OF SIGNATURE AUTHORITY

Effective Date: February 16, 2022

Responsible Manager: General Manager

PROCEDURE STATEMENT

The General Manager shall execute contracts, obligations, undertakings, conveyances and other instruments when so authorized and directed by the Board of Directors through express authorization or through authorization through policy adoption. Additionally, the General Manager is granted authority concerning the contracting of professional services through the enabling act. No employee of the River Authority has the authority to commit the agency's resources without delegated authority of the General Manager.

PURPOSE

Provide guidelines regarding the delegation of Signature Authority for actions required during the normal course of River Authority operations. Through the delegation of Signature Authority process the River Authority intends to promote greater efficiency for certain activities, such as purchasing and contracting. This procedure ensures that the actions related to the review, approval and signature process for certain activities are properly authorized.

The Contracting Office of the Support Services Division ensures that the delegation of authority process meets all state, bylaw, statutory or other regulatory requirements.

DEFINITIONS

Cooperative Agreement: "Cooperative Agreement" is an alternate term for Interlocal Agreement.

District: The district of the River Authority is the counties of Bexar, Wilson, Karnes, and Goliad.

Employee: Means any person holding a position of employment in the service of the River Authority.

Interlocal Agreement: "Interlocal Agreement" is a contract between governments in accordance with Texas Government Code Chapter 791. Under this Chapter, governments are permitted to contract with each other and with agencies of the state for the performance of specific governmental functions and services to increase the efficiency and effectiveness of the parties.

Responsible Division: means the Contracting Office of the Support Services Division.

Signature Authority: As used in this policy, “Signature Authority” is the permission to execute transactions up to limits established by Exhibit A and all relevant policies.

This approval attests to the appropriateness of the transaction within the River Authority’s program objectives and budgetary authorizations.

PROCEDURE

Employees with delegated Signature Authority are accountable for their activities and decisions, and appropriate controls must be applied to ensure that documentation related to review and approval of items authorized and/or signed by a person or persons having the appropriate authority to do so.

1. Delegation of Signature Authority

- a. The General Manager may delegate signing authority for documents as necessary in accordance with statutory or other granted authority;
- b. Those delegated Signature Authority may only delegate signing authority in instances where further delegation is allowable, as outlined in Exhibit A;
- c. Those delegated authority not listed in Exhibit A must obtain and provide a Delegation of Signature Authority form (Exhibit B) on file with the Responsible Division that acknowledges the acceptance of responsibilities provided below.

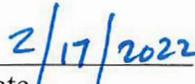
2. Employees with Signature Authority are responsible for assuring the following:

- a. An understanding of what is being approved;
- b. The information and supporting documentation is accurate and complete;
- c. The transaction is allowable, reasonable and justified;
- d. There are adequate funds to cover the expense;
- e. The funding source is appropriate for the expenditure.

The Responsible Division ensures that the delegation of Signature Authority process meets all state, bylaw, statutory or other regulatory requirements. This procedure may be modified to accommodate special needs, if authorized by the General Manager.

Approved


Derek Boese, General Manager


Date

Delegation of Signature Authority - Exhibit A

- Ability to Further Delegate only applies to those provided authority through Exhibit A, other than the General Manager
- The authority delegated through this exhibit does not replace or supersede any business process or routing requirements
- Authority may be re-delegated unless otherwise precluded (managers may re-delegate to supervisors)

Action Type	Signature Authority					Review and/or Approval					Related Policy	Notes
	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)		
Budget & Finance												
Auditor Selection	X					No				No		
Accounts Payable Signature Authority (checks and ACH deposits)		X	X	Support Services		No		Accounting/Budget		Yes		
Banking Depositories - Signature Authority		X		Support Services	Accounting/Budget Mgr.	No		Accounting/Budget		No	Bylaws Article IX	confirmed signature authorities (as of 6/30/18);
Budget Adoption	X					No				No	Bylaws Article VI	
Budget Amendment - Increase (those that require board approval)	X					No		Accounting/Budget		No	Bylaws Article VI	See Adopted Budget Order for further delegations.
Budget Transfer Authority (across departments)		X				Yes		Accounting/Budget		Yes		
Budget Transfer (within departments, across categories)		X	X	Support Services		Yes		Accounting/Budget		Yes		
Grant Application Authority	X	X	X	Support Services		No		Accounting/Budget		No	FN 015	Does allow for ratification by the board for the application. Requires approval prior to acceptance
Invoice Payment Approval (Bank Release)		X		Support Services	Accounting/Budget Mgr.	No		Accounting/Budget		No		Not intended to include invoice processing approval. This is performed through approval workflow.
Investment Signature Authority (investment management and transactions)				Support Services	Accounting/Budget Mgr.	No		Accounting/Budget		No	Bylaws Article X	
Tax Rate Adoption	X					No		Accounting/Budget		No		
Tax Increment Financing Participation	X					No		Accounting/Budget		No	Bylaws Article XII	
Setting of Fees and Rates (e.g. lab, utilities)	X					No		Accounting/Budget		No		
Notification of Fees and Rates (external)		X	X	Support Services		Yes		Accounting/Budget		Yes		

Delegation of Signature Authority - Exhibit A

- Ability to Further Delegate only applies to those provided authority through Exhibit A, other than the General Manager
- The authority delegated through this exhibit does not replace or supersede any business process or routing requirements
- Authority may be re-delegated unless otherwise precluded (managers may re-delegate to supervisors)

Action Type	Signature Authority					Review and/or Approval					Related Policy	Notes
	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)		
Contracts												
<i>Procurement of Goods & Services (see supplemental Procurement Guideline)</i>												
Contract (3rd Party) - Goods and Services												
Approval of 3rd Party Terms and Conditions		X	X			No	Yes	Purchasing/Contracting	Contract Officer		Bylaws Article II	Includes general terms and conditions presented by vendor for acceptance prior to delivery of goods or services
Costs less than \$5,000		X	X	ALL	Purchasing/Contracting	Yes				No		
Costs between \$5,000 and \$25,000		X	X	ALL	Purchasing/Contracting	No				No		
Between \$25,000 and \$75,000		X	X	Support Services		No				No		
Costs more than \$75,000	X	X				No	Yes			No		BOD to authorize GM signature
Professional Services - Costs more than \$75,000		X					Yes			No		BOD to authorize GM signature
Contract (non-professional services) - term > 2 years	X	X								No		BOD to authorize GM signature
Contracts Outside Water Code Bidding Limits (see note: non-included items) Costs more than \$50,000	X	X								No		The competitive bidding limit for cities and counties is \$50,000. Water Code section 49.273 provides that the limit is \$75,000 for construction and repair and renovation of River Authority facilities and for the purchase of equipment, materials, machinery and all things that are or will constitute the plant, works, facilities or improvements of the River Authority.
Cooperative Agreement												
Less than \$75,000	X							Purchasing/Contracting	Contract Officer		Bylaws Article II;	BOD to authorize GM signature
Greater than \$75,000							Yes					
Interlocal Agreement (ILA)												
Primary Attest	X	X	X	Legal Services		No				No	Bylaws Article II;	BOD to authorize GM signature
Attest		X	X			No	Yes			No		
Amendment to Contract or Agreement												
Primary Attest	X	X	X	Legal Services		No		Purchasing/Contracting	Contract Officer	No		Department Routing Still Required: AGM, Finance, Contract Officer, PM as defined in business process
Attest						No	Yes			No		BOD to authorize GM signature; includes contract extension

Delegation of Signature Authority - Exhibit A

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Action Type	Signature Authority					Review and/or Approval					Related Policy	Notes
	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)		
Task Order								Purchasing/Contracting	Contract Officer			Contract Management Routing Still Required
Costs less than \$5,000	X	X	X	ALL	ALL	Yes						Department Routing Still Required: AGM, Finance, Contract Officer, PM as defined in business process
Costs between \$5,000 and \$25,000	X	X	X	ALL	Purchasing/Contracting	No				No		
Between \$25,000 and \$75,000	X	X	X	Support Services		No				No		
Costs more than \$75,000	X	X				No				No		
Memorandum of Understanding (MOU)												
Primary		X				No				No		
Attest			X			No	Yes			No		
Personnel												
New Staff Authorization (budget cycle)	X					No				No		
Market Salary Adjustments		X				No				No		
Reallocation of Authorized Staff Position		X		HR		No				No		
Reclassification of Staff Position		X		HR		No				No		
Projects												
Alternate Delivery Method (CMAR, Design Build, etc.)	X						Yes				FN 001	BOD to authorize GM signature
Change Order - Signature Authority												Department Routing Still Required fo All Change Orders: AGM, Finance, Contract Officer, PM
Costs less than \$5,000	X	X	X	ALL		No				No		
Costs between \$5,000 and \$25,000	X	X	X	ALL		No				No		
Between \$25,000 and \$75,000	X	X	X			No				No		
Costs more than \$75,000	X	X				No	Yes			No		
New Project Authorization	X											Formal 'Projects' require BOD notice/approval if outside the budget process.
New Project Funding – Existing Project	X	X										Reallocation of Existing Authorized Funds or IntraFund Funding - GM authorized

Delegation of Signature Authority - Exhibit A

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Action Type	Signature Authority					Review and/or Approval					Related Policy	Notes
	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)		
Purchasing												
<i>Procurement of Goods & Services (see supplemental Procurement Guideline)</i>												
Goods and Non-Professional Services - Approval and Signature Authority								Purchasing/Contracting	Contract Officer		FN 0009	"professional services" as defined in the enabling act and define non-professional services as "non-professional services are those that are primarily physical or manual rather than mental or intellectual".
Costs less than \$5,000		X	X	ALL	ALL	Yes					Yes	
Costs between \$5,000 and \$25,000		X	X	ALL		No					No	Require Purchasing confirmation of quotes
Between \$25,000 and \$75,000		X	X	Support Services		No					No	Require Purchasing confirmation of quotes
Costs more than \$75,000	X	X				No	Yes				No	Formal solicitation required and BOD approval for non-cooperative agreements
Emergency Purchase		X	X	Support Services		No					No	FN 0009 As defined in policy
Professional Services - Approval and Signature Authority								Purchasing/Contracting			FN 0001	"professional services" as defined in the enabling act and define non-professional services as "non-professional services are those that are primarily physical or manual rather than mental or intellectual".
Costs less than \$5,000		X	X	ALL	ALL	No					No	
Costs between \$5,000 and \$25,000		X	X	ALL		No					No	
Between \$25,000 and \$75,000		X	X			No					No	
Costs more than \$75,000		Notice Required	X			No					No	Bylaws XIII Bylaws XIII
Construction Services												Department Routine Still Required: AGM, Finance, Contract Officer, PM
Costs less than \$5,000		X				Yes					Yes	
Costs between \$5,000 and \$25,000		X				Yes					Yes	
Between \$25,000 and \$75,000		X				No					No	
Costs more than \$75,000	X					No					No	
Purchasing Card											FN 0005	see cardholder application
Monthly Limit - \$5,000		X	X	ALL	ALL	Yes					Yes	
Monthly Limit - \$10,000		X	X	ALL	ALL	No					No	
Monthly Limit - Beyond \$10,000		X	X	Support Services	ALL	No					No	
Fuel Card												see cardholder application
add values		X		Support Services	Accounting/Budget Mgr.	Yes					Yes	
add values		X		Support Services	Accounting/Budget Mgr.	No					No	
Surplus Property - Disposition												
Disposition of Surplus (Forms)	X		X	Support Services	Accounting/Budget Mgr.	Yes					Yes	FN 0014

Delegation of Signature Authority - Exhibit A

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Action Type	Signature Authority					Review and/or Approval					Related Policy	Notes
	Board of Directors	General Manager	Assistant General Manager	Division Director	Department	Ability to Further Delegate (Yes / No)	Legal Review	Department Manager	Other Approver (includes PMs)	Ability to Further Delegate (Yes / No)		
Real Estate												
Permits - SARA Board of Director Approved Projects		X	X	ALL	Eng. Manager	No	Yes		Project Manager	No		Permits required by SARA managed projects from third parties such as CoSA, Bexar County, etc.
Eminent Domain	X						Yes				RE0001 1.a., Bylaws XV	
Land Acquisition											RE0001 1.a., Bylaws XV	
Under \$100,000		X				No	Yes			No		
Over \$100,000	X					No	Yes			No		
Documents - Closing Documents		X	X	Technical Services		Yes	Yes			Yes		
Land Disposition	X						Yes					
Land Use Agreements											Bylaws XV	
Short term land use agreements with terms of fifteen (15) years or less, including easements, leases, temporary use permits, licenses, utility dedications, rights of entry, and construction permits.		X	X	Technical Services	Real Estate Administrator	No	Yes			No		
Plats and consent and indemnity agreements.		X				No	Yes			No		
Joint Use Agreements for the co-location of utilities or other improvements on SARA land, easements, or leases.		X				No	Yes			No		
Leases that may be canceled upon thirty (30) days notice.		X				No	Yes			No		
Easements across SARA's bed and banks.		X				No	Yes			No		
Minor easements that are less than 1 acre in size or less than \$50,000 in value.		X				No	Yes			No		
Land use agreements with governmental or non-profit entities for less than fair market value provided that the term of use is for less than eighteen (18) months, and provided that the permitted uses further SARA's ability to meet its statutory responsibilities or are deemed to be in SARA's best interest.		X				No	Yes			No		
Right of Entry - Real Estate parcel(s)					Real Estate Administrator		Yes					
ALL OTHER	X					No	Yes			No		
Water Rights Acquisition - Under \$100,000		X				No	Yes			No	Bylaws XV	
Water Rights Acquisition - Over \$100,000	X					No	Yes			No		



DATE: [DATE]
TO: Contract Office
FROM: [DELEGATING PARTY]
SUBJECT: Delegation of Signature Authority

Contracting Office:

By means of this letter, I, [name and title], delegate the authority herein described to the [position title], on the following terms and conditions:

1. The [title] may review and execute, on my behalf, contracts in an amount and duration not to exceed [dollar limit] and [period of time].
2. The signature authority subject to this delegation are those relating to [describe nature of contracts].
3. The effective date of this delegation is [specify] and shall run [indicate time limit if any; if none, indicate that it shall run until revoked by delegating official or his/her successor].
4. The authority delegated is not subject to sub-delegation without my prior and express written consent.
5. This delegation is made pursuant to the River Authority Contract Approval and Signatory Authority Procedures.

[signature]

Name and Title [delegating official]

Date:

[signature]

Acknowledged and agreed:

Name and Title [delegate]

Date:

cc: File [delegating official]
Director of Legal Services [copy to be transmitted within three calendar days of execution]

Jenna Rollins

Subject: San Antonio River Authority, WRTP 13842
Location: Microsoft Teams Meeting

Start: Wed 6/15/2022 10:30 AM
End: Wed 6/15/2022 11:30 AM

Recurrence: (none)

Meeting Status: Meeting organizer

Organizer: Jenna Rollins
Required Attendees: Jenna Rollins; Chris Kozlowski; Brooke McGregor; Kathy Alexander; Leslie Patterson; Trent Gay; Sandra Douglas; [REDACTED]
Optional Attendees: Melissa Bryant; Ed McCarthy

Good morning,

This is a meeting to discuss San Antonio River Authority's application No. 13842 for a temporary water use permit. Please let me know if you have any questions.

Best regards,
Jenna Rollins, Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability Section
512-239-1845

Microsoft Teams meeting

Join on your computer or mobile app

[Click here to join the meeting](#)

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Basis2 Receipt Report by Endorsement Number

JUN-27-22 09:19 AM

Acct. #: EMG

Account Name: TEMPORARY/EMERGENCY WTR USE PERMIT ISSUE

<u>Paid For</u>	<u>Endors. #</u>	<u>Ref #2</u>	<u>Paid In By</u>	<u>PayTyp</u>	<u>Chk #</u>	<u>Card#</u>	<u>Bank Slip</u>	<u>Tran.Date</u>	<u>Receipt Amnt.</u>
SAN ANTONIO RIVER/SAN ANTONIO RIVER BASI	FSA0021506		SAN ANTONIO RIVER AUTHORITY	CK	937502		BSA0007610	10-JUN-22	\$264.18

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

P.O. Box 13087 MC-160, Austin, Texas 78711-3087

Telephone (512) 239-4600, FAX (512) 239-4770

APPLICATION FOR A TEMPORARY WATER USE PERMIT FOR MORE THAN 10 ACRE-FEET OF WATER, AND/OR FOR A DIVERSION PERIOD LONGER THAN ONE CALENDAR YEAR

This form is for an application for a temporary permit to divert water under Section 11.138, Texas Water Code. Any permit granted from this application may be suspended at any time by the applicable TCEQ Office if it is determined that surplus water is no longer available.

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.

1. **Data on Applicant and Project:** Social Security or Federal ID No. [REDACTED]
- A. Name: San Antonio River Authority
- B. Mailing Address: 100 E. Guenther
- C. Telephone Number: (210) 302-3611 Fax Number: (210) 858-0265 E-mail Address: [REDACTED]
- D. 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:

- E. Describe Use of Water Impoundment for gates at Nueva St. & Alamo St.
- F. Description of Project (TDH Project No. if applicable) San Pedro Creek Improvements Project
- G. Highway Designation No. Interstate 10 & Interstate 35 County Bexar

2. **Type of Diversion (check one):** From Stream From Reservoir
3. **Rate of Diversion:**
- A. Maximum 448.83 (capacity of pump)

4. **Amount and Source of Water:**
- 12.93 acre-feet of water within a period of 2 year (specify term period not to exceed a three year term). The water is to be obtained from San Antonio River, tributary of _____, tributary of _____, tributary of _____, San Antonio River Basin.

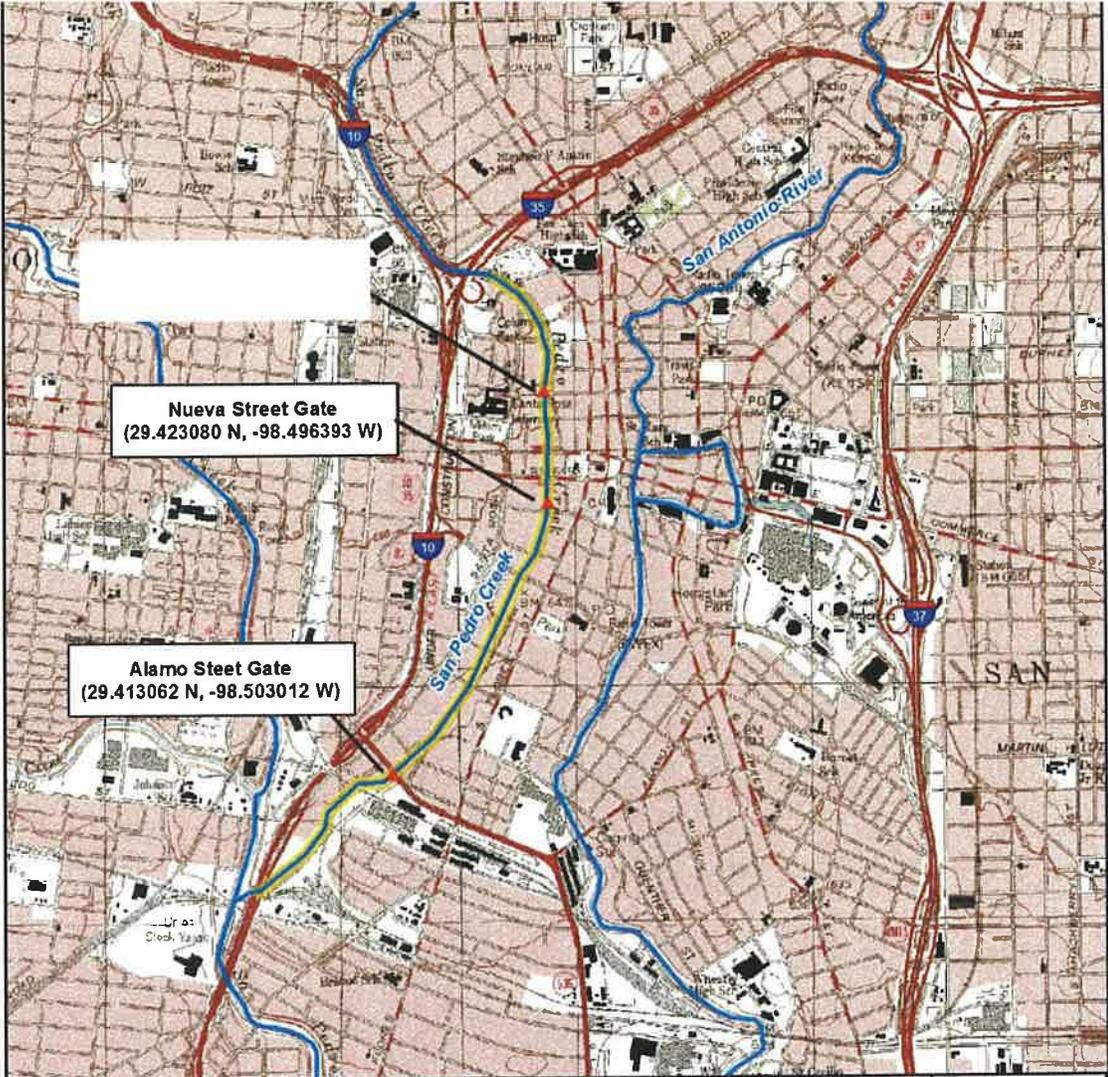
5. **Location of Impoundment:** Provide Latitude and Longitude in decimal degrees to at least six decimal places, and indicate the method used to calculate the diversion point location.
- At Latitude 29.423080 °N, Longitude -98.496393 °W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) Cameron St. (R-O-W) (Highway), located in Zip Code _____, located 1 miles in a West direction from San Antonio (County Seat), Bexar County, and 4.6 miles in a southwest direction from Alamo Heights, a nearby town shown on County road map. Note: Distance in straight line miles.

- At Latitude 29.413062 °N, Longitude -98.503012 °W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) Cameron St. (R-O-W) (Highway), located in Zip Code _____, located 1 miles in a West direction from San Antonio (County Seat), Bexar County, and 5.4 miles in a southwest direction from Alamo Heights, a nearby town shown on County road map. Note: Distance in straight line miles.

Enclose a USGS 7.5 minute topographic map with the diversion point and/or the return water discharge points labeled. Owner's written consent is required for water used from any private reservoir, or private access to diversion point.

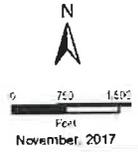
- | | | | | | | | | | | | | |
|---|---|--|------------------|-----------------------|-----------|-----------|---------|---------|----------|----------|----------|-----------|
| <p>6. Access to Diversion Point (check one):</p> <p><input checked="" type="checkbox"/> Public right-of-way</p> <p><input type="checkbox"/> Private property
(A letter of permission from landowner is attached)</p> <p><input type="checkbox"/> Other (Explain)</p> | <p>7. Fees Enclosed:</p> <p>Filing \$ 100.00</p> <p>Recording..... \$ 1.25</p> <p>Use (\$1.00 per ac-ft or fraction thereof) \$ _____</p> <p>(Note: 1 ac-ft = 325,851 gals. Total \$ _____</p> <p>1 ac-ft = 7758.35 bbls.) \$ 264.18</p> | <table border="0"> <tr> <td>10 ac-ft or less</td> <td>greater than 10 ac-ft</td> </tr> <tr> <td>\$ 100.00</td> <td>\$ 250.00</td> </tr> <tr> <td>\$ 1.25</td> <td>\$ 1.25</td> </tr> <tr> <td>\$ _____</td> <td>\$ 12.93</td> </tr> <tr> <td>\$ _____</td> <td>\$ 264.18</td> </tr> </table> | 10 ac-ft or less | greater than 10 ac-ft | \$ 100.00 | \$ 250.00 | \$ 1.25 | \$ 1.25 | \$ _____ | \$ 12.93 | \$ _____ | \$ 264.18 |
| 10 ac-ft or less | greater than 10 ac-ft | | | | | | | | | | | |
| \$ 100.00 | \$ 250.00 | | | | | | | | | | | |
| \$ 1.25 | \$ 1.25 | | | | | | | | | | | |
| \$ _____ | \$ 12.93 | | | | | | | | | | | |
| \$ _____ | \$ 264.18 | | | | | | | | | | | |

RECEIVED
 TCEQ REGIS
 2022 MAY 27 PM 1:12



San Pedro Creek Improvement Project

- Legend**
- ▲ Creek Gates
 - SPCIP Reach Limits



L:\Project_Data\007755_San_Antonio_River_Authority\SanPedroCreek\GIS\map_docs\era\W_SCS_Sanpedro_66092017_2AS_GatesOnly.mxd * KJ