## **TCEQ Interoffice Memorandum**

TO: Office of the Chief Clerk

Texas Commission on Environmental Quality

THRU: Chris Kozlowski, Team Leader

Water Rights Permitting Team

FROM: Joshua Schauer, Project Manager

Water Rights Permitting Team

DATE: January 5, 2023

SUBJECT: Thomas J. Turner

WRPERM 13112

CN604649327, RN107633125

Application No. 13112A to Amend Water Use Permit

No. 13112

Texas Water Code § 11.122, Not Requiring Notice

Unnamed tributary of Lookout Creek, Lavaca River Basin

Wharton County

The application and fees were received on December 19, 2022. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on January 5, 2022. No notice is required pursuant to House Bill 1964 and 30 Texas Administrative Code (TAC) § 295.158(c)(2)(A).

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

Joshua Schauer, Project Manager

Water Rights Permitting Team

IoshuaSchauer

Water Rights Permitting and Availability Section

**OCC Mailed Notice Required** 

□YES



Jon Niermann, *Chairman*Emily Lindley, *Commissioner*Bobby Janecka, *Commissioner*Erin Chancellor, *Interim Executive Director* 



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 5, 2023

Mr. Thomas J. Turner 458 N. County Road 391 Louise, Texas 77455-4176 VIA E-MAIL

RE: Thomas J. Turner

WRPERM 13112

CN604649327, RN107633125

Application No. 13112A to Water Use Permit No. 13112

Texas Water Code § 11.122, Not Requiring Notice

Unnamed tributary of Lookout Creek, Lavaca River Basin

Wharton County

Dear Mr. Turner:

This acknowledges receipt, on December 19, 2022, of the application and fees in the amount of \$112.50 (Receipt No. M307044 attached).

The application was declared administratively complete and filed with the Office of the Chief Clerk on January 5, 2023. Staff will continue processing the application for consideration by the Executive Director.

If you have any questions concerning the application, please contact me via email at Joshua. Schauer@tceq.texas.gov or at (512) 239-1371.

Sincerely,

Joshua Schauer, Project Manager Water Rights Permitting Team

oshuaSchauer

Water Rights Permitting and Availability Section

Attachment

# TCEQ - A/R RECEIPT REPORT BY ACCOUNT NUMBER

Fee Code	Account#	Account Name	WUP
,		Fee Description	WTR USE PERMITS

TCEQ 20-DEC-22 03:27 PM

ıme			PERMITS
It Na			USE
Account Name	WUP	WUP	WATER
Tracks	ល		

•

-\$350.50

-\$112.50

Total (Fee Code):

Grand Total:



458 N CR 391 Louise, TX 77455

FROM:

CARR: United States Postal Service

9505517003912349009213 TRK#:

0847 RCVD: 12/19/2022 **CLRK: Bradley Cooper** 

WATER, RIGHTS

BDG:

PCS: PKG:



WSC: 160 RTE:

WATER, RICHTS

CENED DIEG 19 TOT

78711 DO BOX 13087 Austin, 1

POSTAL SERVICE.



\$9.00 **US POSTAG** 

PRIORITY MAIL

EXPECTED DELIVERY DAY: 12/17/2

SHIP

PO BOX 13087 AUSTIN TX 78711-3087

**USPS TRACKING®** #

Mail Code: 160

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

## TCEQ WATER RIGHTS PERMITTING APPLICATION

## **ADMINISTRATIVE INFORMATION CHECKLIST**

Comp	lete and submit this checklist for each ap	plicatio	n. See Instructions	Page. 5.		
APPLI	APPLICANT(S): Thomas Turner Permit # 13112					
Indicate whether the following items are included in your application by writing either Y (for yes) or N (for no) next to each item (all items are <u>not</u> required for every application).						
Y/N		Y/N				
Y_	Administrative Information Report	N	Worksheet 3.0			
_N	Additional Co-Applicant Information	$-N_{-}$	Additional W.S 3.0	) for each Point		
N	Additional Co-Applicant Signature Pages	$N_{-}$	Recorded Deeds f	or Diversion Points		
$\mathcal{N}$	Written Evidence of Signature Authority	N	Consent For Diver	rsion Access		
<u>Y</u>	Technical Information Report	$N_{\perp}$	Worksheet 4.0			
$N_{-}$	USGS Map (or equivalent)	$N_{\perp}$	TPDES Permit(s)			
N	Map Showing Project Details	N	WWTP Discharge	Data		
$\mathcal{N}$	Original Photographs	$\Delta$	Groundwater Well	Permit		
$\mathcal{N}_{-}$	Water Availability Analysis	/\	Signed Water Sup	ply Contract		
<u>Y</u>	Worksheet 1.0	$\mathcal{N}$	Worksheet 4.1			
N	Recorded Deeds for Irrigated Land	$\mathcal{N}$	Worksheet 5.0			
N	Consent For Irrigation Land	$\mathcal{N}$	Addendum to Wo	rksheet 5.0		
_N_	Worksheet 1.1	$-\mathcal{N}$	Worksheet 6.0			
_N_	Addendum to Worksheet 1.1	$N_{-}$	Water Conservation	on Plan(s)		
N	Worksheet 1.2		Drought Continge	ncy Plan(s)		
N	Additional W.S 2.0 for Each Reservoir	_N_	Documentation of	Adoption		
$\mathcal{N}$	Dam Safety Documents	_ <i>N</i>	Worksheet 7.0			
$\mathcal{N}$	Notice(s) to Governing Bodies	$\mathcal{N}$	Accounting Plan			
Λ.	Recorded Deeds for Inundated Land	_Y	Worksheet 8.0	RECEIVED		
N	Consent For Inundation Land	Y	Fees	DEC 19 2022		

Water Availability Division

## ADMINISTRATIVE INFORMATION REPORT

The following information is required for all new applications and amendments.

\*\*\*Applicants are strongly encouraged to schedule a pre-application meeting with TCEQ Staff to discuss Applicant's needs prior to submitting an application. Call the Water Rights Permitting Team to schedule a meeting at (512) 239-4600.

1.	TYPE	OF.	APPLICA	MOTTA	Instructions,	Page	6)
A			MILLI	YTTOTA (	(III) II UC IIVII)	I use	U

Indicate, by marking X, next to the following authorizations you are seeking.	RECEIVED
New Appropriation of State WaterNew Appropriation of State WaterNew Appropriation of State WaterNew Appropriation of State Water	DEC 19 2022
Bed and Banks	Water Availability Division

\*If you are seeking an amendment to an existing water rights authorization, you must be the owner of record of the authorization. If the name of the Applicant in Section 2, does not match the name of the current owner(s) of record for the permit or certificate or if any of the co-owners is not included as an applicant in this amendment request, your application could be returned. If you or a co-applicant are a new owner, but ownership is not reflected in the records of the TCEQ, submit a change of ownership request (Form TCEQ-10204) prior to submitting the application for an amendment. See Instructions page. 6. Please note that an amendment application may be returned, and the Applicant may resubmit once the change of ownership is complete.

Please summarize the authorizations or amendments you are seeking in the space below or attach a narrative description entitled "Summary of Request."

We would like to amend Permit # 13112 to include additional purpose of use for the worter we dischange into the unnamed tributary. We would like the Purposes for use to include Asricultural Irrisation, domestic and lives tock, and wildlife management.

Also, as discussed in our pre-meeting on 12-6 at 3PM, the meter at the well will be used to document discharge rate, An official letter/email will be added to the file as a reference for any questions on this matter in the future.

Thank you for assisting us.

## 2. APPLICANT INFORMATION (Instructions, Page. 6)

Indicate the number of Applicants/Co-Applicants (Include a copy of this section for each Co-Applicant, if any)  What is the Full Legal Name of the individual or entity (applicant) applying for this permit?  I homes Jasper Jurner  (If the Applicant is an entity, the legal name must be spelled exactly as filed with the Texas Secretary of State, County, or in the legal documents forming the entity.)  If the applicant is currently a customer with the TCEQ, what is the Customer Number (CN)? You may search for your CN on the TCEQ website at <a href="http://www15.tceq.texas.gov/crpub/index.cfm?fuseaction=cust.CustSearch">http://www15.tceq.texas.gov/crpub/index.cfm?fuseaction=cust.CustSearch</a> CN: 60469327 (leave blank if you do not yet have a CN).  What is the name and title of the person or persons signing the application? Unless an application is signed by an individual applicant, the person or persons must submit writter evidence that they meet the signatory requirements in 30 TAC § 295.14.  First/Last Name: Thomas Jurner  Thomas Jurner  Have you provided written evidence meeting the signatory requirements in 30 TAC § 295.14, as an attachment to this application? Y/N  What is the applicant's mailing address as recognized by the US Postal Service (USPS)? You may verify the address on the USPS website at				
(If the Applicant is an entity, the legal name must be spelled exactly as filed with the Texas Secretary of State, County, or in the legal documents forming the entity.)  If the applicant is currently a customer with the TCEQ, what is the Customer Number (CN)? You may search for your CN on the TCEQ website at <a href="http://www15.tceq.texas.gov/crpub/index.cfm?fuseaction=cust.CustSearch">http://www15.tceq.texas.gov/crpub/index.cfm?fuseaction=cust.CustSearch</a> CN: 604649327 (leave blank if you do not yet have a CN).  What is the name and title of the person or persons signing the application? Unless an application is signed by an individual applicant, the person or persons must submit written evidence that they meet the signatory requirements in 30 TAC § 295.14.  First/Last Name: Thomas Turrer  Title: Owner  Have you provided written evidence meeting the signatory requirements in 30 TAC § 295.14, as an attachment to this application? Y/N  What is the applicant's mailing address as recognized by the US Postal Service (USPS)? You may verify the address on the USPS website at				
(If the Applicant is an entity, the legal name must be spelled exactly as filed with the Texas Secretary of State, County, or in the legal documents forming the entity.)  If the applicant is currently a customer with the TCEQ, what is the Customer Number (CN)? You may search for your CN on the TCEQ website at <a href="http://www15.tceq.texas.gov/crpub/index.cfm?fuseaction=cust.CustSearch">http://www15.tceq.texas.gov/crpub/index.cfm?fuseaction=cust.CustSearch</a> CN: 604649327 (leave blank if you do not yet have a CN).  What is the name and title of the person or persons signing the application? Unless an application is signed by an individual applicant, the person or persons must submit written evidence that they meet the signatory requirements in 30 TAC § 295.14.  First/Last Name: Thomas Turrer  Title: Owner  Have you provided written evidence meeting the signatory requirements in 30 TAC § 295.14, as an attachment to this application? Y/N  What is the applicant's mailing address as recognized by the US Postal Service (USPS)? You may verify the address on the USPS website at				
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What is the name and title of the person or persons signing the application? Unless an application is signed by an individual applicant, the person or persons must submit writtenevidence that they meet the signatory requirements in 30 TAC § 295.14.  First/Last Name: Thomas Turner  Title: Owner  Have you provided written evidence meeting the signatory requirements in 30 TAC § 295.14, as an attachment to this application? Y/N  What is the applicant's mailing address as recognized by the US Postal Service (USPS)? You may verify the address on the USPS website at				
application is signed by an individual applicant, the person or persons must submit writtenevidence that they meet the signatory requirements in 30 TAC § 295.14.  First/Last Name: Thomas Turner  Title: Owner  Have you provided written evidence meeting the signatory requirements in 30 TAC § 295.14, as an attachment to this application? Y/N  What is the applicant's mailing address as recognized by the US Postal Service (USPS)? You may verify the address on the USPS website at				
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may verify the address on the USPS website at				
What is the applicant's mailing address as recognized by the US Postal Service (USPS)? You may verify the address on the USPS website at <a href="https://tools.usps.com/go/ZipLookupAction!input.action">https://tools.usps.com/go/ZipLookupAction!input.action</a> .				
Name: Thomas Turner				
Mailing Address: 458 N. CR 391				
City: Louise State: TX ZIP Code: 77455				
Indicate an X next to the type of Applicant:				
X Individual Sole Proprietorship-D.B.A.				
PartnershipCorporation				
TrustEstate				
Federal GovernmentState Government				
County GovernmentCity Government				
Other GovernmentOther				

## 3. APPLICATION CONTACT INFORMATION (Instructions, Page. 9)

If the TCEQ needs additional information during the review of the application, who should be contacted? Applicant may submit their own contact information if Applicant wishes to be the point of contact.

First and Last Name: Thungs lurner	
Title: Owner	
Organization Name:	
Mailing Address: 458 N. CR 391	
City: Louise State: TX	_ ZIP Code:
Phone Number: 979-541-3629	
Fax Number: None	
E-mail Address:_	

## 5. MISCELLANEOUS INFORMATION (Instructions, Page. 9)

	TCEQ or the Office of the Attorney General on behalf of the TCEQ are paid in accordance with the Delinquent Fee and Penalty Protocol by all applicants/co-applicants. If you need assistance determining whether you owe delinquent penalties or fees, please call the Water Rights Permitting Team at (512) 239-4600, prior to submitting your application.
	1. Does Applicant or Co-Applicant owe any fees to the TCEQ? Yes /NO
	If <b>yes</b> , provide the following information:
	Account number: Amount past due:
	2. Does Applicant or Co-Applicant owe any penalties to the TCEQ? Yes /(No
	If yes, please provide the following information:
	Enforcement order number: Amount past due:
b.	If the Applicant is a taxable entity (corporation or limited partnership), the Applicant must be in good standing with the Comptroller or the right of the entity to transact business in the State may be forfeited. See Texas Tax Code, Subchapter F. Applicants may check their status with the Comptroller at <a href="https://mycpa.cpa.state.tx.us/coa/">https://mycpa.cpa.state.tx.us/coa/</a> Is the Applicant or Co-Applicant in good standing with the Comptroller? Yes / No
c.	The commission will not grant an application for a water right unless the applicant has submitted all Texas Water Development Board (TWDB) surveys of groundwater and surface water use – if required. See TWC §16.012(m) and 30 TAC § 297.41(a)(5). Applicants should check survey status on the TWDB website prior to filing: <a href="https://www3.twdb.texas.gov/apps/reports/WU/SurveyStatus_PriorThreeYears">https://www3.twdb.texas.gov/apps/reports/WU/SurveyStatus_PriorThreeYears</a>
	Applicant has submitted all required TWDB surveys of groundwater and surface water?  Yes / No

a. The application will not be processed unless all delinquent fees and/or penalties owed to the

# Applicant: I, Thomas Turner Owner (Title) certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false

I further certify that I am authorized under Title 30 Texas Administrative Code §295.14 to sign and submit this document and I have submitted written evidence of my signature authority.

information, including the possibility of fine and imprisonment for knowing violations.

Signature: <i>J</i>	Roman T blue ink)	una		Date:	11-7-22
Subscribed and	Sworn to before		said Thom Novemb		Turner _,2022.
on this My commission			day of April		
Notany Dublic	21	P ///	miski		REBECCA LEIGH WISNIESKI
County, Texas				OF.	SEA Expires April 16, 2025

If the Application includes Co-Applicants, each Applicant and Co-Applicant must submit an original, separate signature page

## TECHNICAL INFORMATION REPORT WATER RIGHTS PERMITTING

RECEIVED
DEC 19 2022

Water Availability Division

This Report is required for applications for new or amended water rights. Based on the Applicant's responses below, Applicants are directed to submit additional Worksheets (provided herein). A completed Administrative Information Report is also required for each application.

Applicants are REQUIRED to schedule a pre-application meeting with TCEQ Permitting Staff to discuss Applicant's needs and to confirm information necessary for an application prior to submitting such application. Please contact the Water Availability Division at (512) 239-4600 or <a href="https://www.wr.ncbi.nlm.nih.gov/wr.nc

Date of pre-application meeting: 12-6-12 3 PM

# 1. New or Additional Appropriations of State Water. Texas Water Code (TWC) § 11.121 (Instructions, Page. 12)

State Water is: The water of the ordinary flow, underflow, and tides of every flowing river, natural stream, and lake, and of every bay or arm of the Gulf of Mexico, and the storm water, floodwater, and rainwater of every river, natural stream, canyon, ravine, depression, and watershed in the state.  $TWC \S 11.021$ .

a.	Applicant requests a new appropriation (diversion or impoundment) of State Water? Y / 🕦
b.	Applicant requests an amendment to an existing water right requesting an increase in the appropriation of State Water or an increase of the overall or maximum combined diversion rate? Y $/$ $N$ (If yes, indicate the Certificate or Permit number:)
If . pe	Applicant answered yes to (a) or (b) above, does Applicant also wish to be considered for a term rmit pursuant to TWC $\S$ 11.1381? Y / N
c.	Applicant requests to extend an existing Term authorization or to make the right permanent?

If Applicant answered yes to (a), (b) or (c), the following worksheets and documents are required:

• Worksheet 1.0 - Quantity, Purpose, and Place of Use Information Worksheet

Y/N (If yes, indicate the Term Certificate or Permit number:

- Worksheet 2.0 Impoundment/Dam Information Worksheet (submit one worksheet for each impoundment or reservoir requested in the application)
- Worksheet 3.0 Diversion Point Information Worksheet (submit one worksheet for each diversion point and/or one worksheet for the upstream limit and one worksheet for the downstream limit of each diversion reach requested in the application)
- Worksheet 5.0 Environmental Information Worksheet
- Worksheet 6.0 Water Conservation Information Worksheet
- Worksheet 7.0 Accounting Plan Information Worksheet
- Worksheet 8.0 Calculation of Fees
- Fees calculated on Worksheet 8.0 see instructions Page. 34.
- Maps See instructions Page. 15.
- Photographs See instructions Page. 30.

Additionally, if Applicant wishes to submit an alternate source of water for the project/authorization, see Section 3, Page 3 for Bed and Banks Authorizations (Alternate sources may include groundwater, imported water, contract water or other sources).

Additional Documents and Worksheets may be required (see within).

## 2. Amendments to Water Rights. TWC § 11.122 (Instructions, Page. 12)

This section should be completed if Applicant owns an existing water right and Applicant requests to amend the water right. If Applicant is not currently the Owner of Record in the TCEQ Records, Applicant must submit a Change of Ownership Application (TCEQ-10204) prior to submitting the amendment Application or provide consent from the current owner to make the requested amendment. If the application does not contain consent from the current owner to make the requested amendment, TCEQ will not begin processing the amendment application until the Change of Ownership has been completed and will consider the Received Date for the application to be the date the Change of Ownership is completed. See instructions page. 6.

Wa	Water Right (Certificate or Permit) number you are requesting to amend: $13112$					
Ce	oplicant requests to sever and combine existing extificates into another Permit or Certificate? Y	water rights from one or more Permits or (if yes, complete chart below):				
L	ist of water rights to sever	Combine into this ONE water right				
a.	a. Applicant requests an amendment to an existing water right to increase the amount of the appropriation of State Water (diversion and/or impoundment)? Y / (N)					
	If yes, application is a new appropriation for the Report (PAGE. 1) regarding New or Addition	he increased amount, complete Section 1 of this al Appropriations of State Water.				
b.	Applicant requests to amend existing Term authorization to extend the term or make the water right permanent (remove conditions restricting water right to a term of years)?  Y N					
	If yes, application is a new appropriation for the Report (PAGE. 1) regarding New or Addition					

• Worksheet 1.0 - Quantity, Purpose, and Place of Use Information Worksheet

c. Applicant requests an amendment to change the purpose or place of use or to add an additional purpose or place of use to an existing Permit or Certificate? (Y)/ N

Worksheet 1.2 - Notice: "Marshall Criteria"

If yes, submit:

- d. Applicant requests to change: diversion point(s); or reach(es); or diversion rate? Y / (N)
   If yes, submit:
  - Worksheet 3.0 Diversion Point Information Worksheet (submit one worksheet for each diversion point or one worksheet for the upstream limit and one worksheet for the downstream limit of each diversion reach)
  - **Worksheet 5.0 Environmental Information** (Required for <u>any</u> new diversion points that are not already authorized in a water right)
- e. Applicant requests amendment to add or modify an impoundment, reservoir, or dam? Y / (N)\_

*If yes, submit:* **Worksheet 2.0 - Impoundment/Dam Information Worksheet** (submit one worksheet for each impoundment or reservoir)

<ul> <li>Additionally, all amendments require:</li> <li>Worksheet 8.0 - Calculation of Fees; and Fees calculated - see instructions Page. 34</li> <li>Maps - See instructions Page. 15.</li> </ul>	
<ul> <li>Maps - See instructions Page. 15.</li> <li>Additional Documents and Worksheets may be required (see within).</li> </ul>	
TWC S 11 042 (Instructions, Page 13)	
3. Bed and Banks. Two § 11.042 (Instruction), a conserved water	
a. Pursuant to contract, Applicant requests authorization to convey, stored or conserved water to the place of use or diversion point of purchaser(s) using the bed and banks of a watercourse? TWC § 11.042(a). Y/N	
If yes, submit a signed copy of the Water Supply Contract pursuant to 30 TAC §§ 295.101 and 297.101. Further, if the underlying Permit or Authorization upon which the Contract is based does not authorize Purchaser's requested Quantity, Purpose or Place of Use, or Purchaser's diversion point(s), then either:	
1. Purchaser must submit the worksheets required under Section 1 above with the Contract	
Water identified as an alternate source, or 2 Seller must amend its underlying water right under Section 2.	
b. Applicant requests to convey water imported into the state from a source located wholly outside the state using the bed and banks of a watercourse? TWC § 11.042(a-1). Y / N	
If yes, submit worksheets 1.0, 2.0, 3.0, 4.0, 5.0, 7.0, 8.0, Maps and fees from the list below.	
c. Applicant requests to convey Applicant's own return flows derived from privately owned groundwater using the bed and banks of a watercourse? TWC § 11.042(b). Y / N	
If yes, submit worksheets 1.0, 2.0, 3.0, 4.0, 5.0, 7.0, 8.0, Maps, and fees from the list below.	
d. Applicant requests to convey Applicant's own return flows derived from surface water using the bed and banks of a watercourse? TWC § 11.042(c). Y / N	
If was submit worksheets 1.0, 2.0, 3.0, 4.0, 5.0, 6.0, 7.0, 8.0, Maps, and fees from the list belo	ow.
*Please note, if Applicant requests the reuse of return flows belonging to others, the Applicant will need to submit the worksheets and documents under Section 1 above, as application will be treated as a new appropriation subject to termination upon direct or indirect reuse by the return flow discharger/owner.	the or
e. Applicant requests to convey water from any other source, other than (a)-(d) above, using	
If yes, submit worksheets 1.0, 2.0, 3.0, 4.0, 5.0, 7.0, 8.0, Maps, and fees from the list below.	
information'	
<ul> <li>Worksheet 1.0 - Quantity, Purpose, and Place of Use information Worksheet</li> <li>Worksheet 2.0 - Impoundment/Dam Information Worksheet (submit one worksheet each impoundment or reservoir owned by the applicant through which water will be</li> </ul>	
Worksheet 3.0 - Diversion Point Information Worksheet (and downstream limit of each diversion reach for the proposed conveyances)	
TCEQ-10214C (02/01/2022) Water Rights Permitting Availability Technical Information Sheet Page 3 of 23	i

f. Other - Applicant requests to change any provision of an authorization not mentioned

above? Y /(N) discuss.

\_If yes, call the Water Availability Division at (512) 239-4600 to

- Worksheet 4.0 Discharge Information Worksheet (for each discharge point)
- Worksheet 5.0 Environmental Information Worksheet
- Worksheet 6.0 Water Conservation Information Worksheet
- Worksheet 7.0 Accounting Plan Information Worksheet
- Worksheet 8.0 Calculation of Fees; and Fees calculated see instructions Page. 34
- Maps See instructions Page. 15.
- Additional Documents and Worksheets may be required (see within).

## General Information, Response Required for all Water Right 4. **Applications (Instructions, Page 15)**

a. Provide information describing how this application addresses a water supply need in a manner that is consistent with the state water plan or the applicable approved regional water plan for any area in which the proposed appropriation is located or, in the alternative, describe conditions that warrant a waiver of this requirement (not required for applications to use groundwater-based return flows). Include citations or page numbers for the State and Regional Water Plans, if applicable. Provide the information in the space below or submit a supplemental sheet entitled "Addendum Regarding the State and Regional Water Plans":

The state and regional water plans generally do not address every possible change in individual water rights. The application is consistent with the 2021 Region P Water Plan and the 2022 State Water Plan because there is nothing in the plans that conflict with the application.

b. Did the Applicant perform its own Water Availability Analysis? Y / 🕅

If the Applicant performed its own Water Availability Analysis, provide electronic copies of any modeling files and reports.

c. Does the application include required Maps? (Instructions Page. 15) Y / (N)\_\_\_\_\_ Done previously

## 2. Amendments - Purpose or Place of Use (Instructions, Page. 12)

a. Complete this section for each requested amendment changing, adding, or removing Purpose(s) or Place(s) of Use, complete the following:

Quantity (acre- feet)	Existing Purpose(s) of Use	Proposed Purpose(s) of Use*	Existing Place(s) of Use	Proposed Place(s) of Use**
232.5	Agricultural Inspection	Agricultural Irrigation Domestic & Livestock Wild life Munagement		

<sup>\*</sup>If the request is to add additional purpose(s) of use, include the existing and new purposes of use under "Proposed Purpose(s) of Use."

Changes to the purpose of use in the Rio Grande Basin may require conversion. 30 TAC § 303.43.

- For any request which adds Agricultural purpose of use or changes the place of use for Agricultural rights, provide the following location information regarding the lands to be irrigated:
  - i. Applicant proposes to irrigate a total of \_\_\_\_\_\_ acres in any one year. This acreage is all of or part of a larger tract(s) which is described in a supplement attached to this application and contains a total of \_\_\_\_\_\_ acres in \_\_\_\_\_ County, TX.
     ii. Location of land to be irrigated: In the \_\_\_\_\_\_ Original Survey No.

ii. Location of land to be irrigated: In the\_\_\_\_\_Original Survey No. \_\_\_\_\_, Abstract No.\_\_\_\_\_.

A copy of the deed(s) describing the overall tract(s) with the recording information from the county records must be submitted. Applicant's name must match deeds. If the Applicant is not currently the sole owner of the lands to be irrigated, Applicant must submit documentation evidencing consent or other legal right for Applicant to use the land described.

Water Rights for Irrigation may be appurtenant to the land irrigated and convey with the land unless reserved in the conveyance. 30 TAC § 297.81.

- c. Submit Worksheet 1.1, Interbasin Transfers, for any request to change the place of use which moves State Water to another river basin.
- d. See Worksheet 1.2, Marshall Criteria, and submit if required.
- e. See Worksheet 6.0, Water Conservation/Drought Contingency, and submit if required.

<sup>\*\*</sup>If the request is to add additional place(s) of use, include the existing and new places of use under "Proposed Place(s) of Use."

## WORKSHEET 8.0 CALCULATION OF FEES

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DEC 19 2022

This worksheet is for calculating required application fees. Applications are not availability Division Administratively Complete until all required fees are received. **Instructions, Page. 34** 

## 1. NEW APPROPRIATION

	Description	Amount (\$)
Filing Fee	Circle fee correlating to the total amount of water* requested for any new appropriation and/or impoundment. Amount should match total on Worksheet 1, Section 1. Enter corresponding fee under Amount (\$).	
	<u>In Acre-Feet</u>	
	a. Less than 100 \$100.00	
	b. 100 - 5,000 \$250.00	
	c. 5,001 - 10,000 \$500.00	
	d. 10,001 - 250,000 \$1,000.00	
	e. More than 250,000 \$2,000.00	
Recording Fee		\$25.00
Agriculture Use Fee	Only for those with an Irrigation Use.  Multiply 50¢ xNumber of acres that will be irrigated with State Water. **	
Use Fee	Required for all Use Types, excluding Irrigation Use.	
	Multiply $1.00 x$ Maximum annual diversion of State Water in acrefeet. **	
Decreational Stores	Only for those with Recreational Storage.	
Recreational Storage Fee	Multiply \$1.00 xacre-feet of in-place Recreational Use State Water to be stored at normal max operating level.	
	Only for those with Storage, excluding Recreational Storage.	
Storage Fee	Multiply 50¢ xacre-feet of State Water to be stored at normal max operating level.	
Mailed Notice	Cost of mailed notice to all water rights in the basin. Contact Staff to determine the amount (512) 239-4600.	
	TOTAL	\$

## 2. AMENDMENT OR SEVER AND COMBINE

	Description	Amount (\$)
Filing Fee	Amendment: \$100	\$ 100.00
	OR Sever and Combine: \$100 xof water rights to combine	
Recording Fee		\$12.50
Mailed Notice	Additional notice fee to be determined once application is submitted.	
	TOTAL INCLUDED	s# 112.50

### 3. BED AND BANKS

	Description	Amount (\$)
Filing Fee		\$100.00
Recording Fee		\$12.50
Mailed Notice	Additional notice fee to be determined once application is submitted.	
	TOTAL INCLUDED	\$