

TCEQ Interoffice Memorandum

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

THRU: Chris Kozlowski, Team Leader
Water Rights Permitting Team

FROM: Lillian E. Beerman, Ph.D., Project Manager
Water Rights Permitting Team

DATE: November 4, 2022

SUBJECT: WC WAH, LLC
WRTP 13860
CN606043198, RN111542353
Application No. 13860 for a Temporary Water Use Permit
Texas Water Code § 11.138, Requiring Limited Mailed Notice
Franklin Creek, Trinity River Basin
Collin County

The application and fees were received on July 27, 2022. Additional information was received on September 23, October 21, and October 25, 2022. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on November 4, 2022. Mailed notice to the downstream water right holders of record in the Trinity River Basin is required pursuant to Title 30 Texas Administrative Code § 295.154(a).

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

Lillian E. Beerman, Ph.D.

Lillian E. Beerman, Ph.D., 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

November 4, 2022

Mr. Kenneth W. Cook, CEO
Water Centric, LLC
12700 Hillcrest Rd, Ste. 125
Dallas, Texas 75230

VIA E-MAIL

RE: WC WAH, LLC
WRTP 13860
CN606043198, RN111542353
Application No. 13860 for a Temporary Water Use Permit
Texas Water Code § 11.138, Requiring Limited Mailed Notice
Franklin Creek, Trinity River Basin
Collin County

Dear Mr. Cook:

This acknowledges receipt, on October 21 and 25, 2022, of additional information.

The application was declared administratively complete and filed with the Office of the Chief Clerk on November 4, 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 this matter, please contact me via email at lillian.beerman@tceq.texas.gov or by telephone at (512) 239-4019.

Sincerely,

Lillian E. Beerman, Ph.D.

Lillian E. Beerman, Ph.D., Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability Section

cc: Wesley Whitney

RE: WC_WAH_LLC_13860_Request_For_Information_10.24.2022

Wes Whitney <[REDACTED]>

Tue 10/25/2022 9:54 AM

To: Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>; kwcook@watercentric.com

<[REDACTED]>
Cc: Dustin Kinder <[REDACTED]>

📎 1 attachments (733 KB)

TCEQ-10202 - Temporary Water Use - Painted Tree submittal packet (WC WAH Version v1).pdf;

Lillian,

Thanks for the quick response on this. Please see our attached and update RFI and Application for temporary water in WC WAHs name. Please let know if you need anything else from us. If at possible, if you could provide a timeline for review and approval, and/or keep us apprised of any progress, it would be greatly appreciated.

Thanks,



Wes Whitney

Vice President, Commercial & Compliance

281.813.3864

[REDACTED]
www.goodwellwater.com

From: Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>

Sent: Monday, October 24, 2022 12:33 PM

To: [REDACTED]

Cc: Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>; [REDACTED]

Subject: WC_WAH_LLC_13860_Request_For_Information_10.24.2022

Mr. Cook,

Attached is a copy of the Request for Information for WC WAH LLC's Application No. 13860. Response is due November 23, 2022.

If you have any questions or concerns, do not hesitate to contact me.

Thank you,

Lillian E. Beerman, Ph.D.

Water Rights Permitting Team

Water Availability Division

512-239-4019

lillian.beerman@tceq.texas.gov

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

October 24, 2022

Kenneth W. Cook, CEO
Water Centric, LLC
12700 Hillcrest Rd, Ste. 125
Dallas, Texas 75230

RE: WC WAH, LLC
WRTP 13860
CN606043198, RN111542353
Application No. 13860 for a Temporary Water Use Permit
Texas Water Code § 11.138, Requiring Limited Mailed Notice
Franklin Branch, Trinity River Basin
Collin County

Dear Mr. Cook:

This acknowledges receipt, on September 23, 2022, of additional information.

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

1. Provide an original signed and notarized Application for a Temporary Water Use Permit in the name **WC WAH, LLC**.
2. Provide documentation of consent from the owner of the reservoir to **WC WAH, LLC**, allowing the applicant to divert from the reservoir. If the reservoir is a project of the Soil Conservation Service, U.S. Department of Agriculture, a copy of a duly acknowledged document evidencing consent from the Soil and Water Conservation District and any others having jurisdiction over the reservoir will be required pursuant to Title 30 TAC §295.12.

Staff notes that the letter of consent provided by the Collin County Soil & Water Conservation District #535 authorizes WC WAH, LLC access to the reservoir, as appropriate, but then refers to the applicant as Goodwell LLC.

3. Provide recorded copies of legal documents establishing ownership of the proposed diversion point, or a copy of a duly acknowledged written easement, consent, or license from the landowner(s) whose land is associated with the proposed diversion point, pursuant Title 30 Texas Administrative Code (TAC) §295.10.

Staff notes that the letter of consent provided by Mr. Tom Woliver, landowner of JEN Texas 22, LLC, allows Goodwell Water, LLC access to the diversion point, but does not authorize access to WC WAH, LLC.

Please submit the requested information by November 23, 2022, or the application may be returned pursuant to Title 30 TAC § 281.18.

Mr. Kenneth W. Cook
Water Centric, LLC
Application No. 13860
October 24, 2022
Page 2 of 2

If you have any questions concerning this matter, please contact me via email at lillian.beerman@tceq.texas.gov or by telephone at (512) 239-4019.

Sincerely,

Lillian E. Beerman, Ph.D.

Lillian E. Beerman, Ph.D., Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability

cc: Wesley Whitney

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. 38-4096233
A. Name: WC WAH, LLC
B. Mailing Address: 611 W 22nd St., Ste 209, Houston, TX 77008
C. Telephone Number: Fax Number: E-mail Address:
D. Applicant owes fees or penalties? Yes No
E. Describe Use of Water Construction water and landscape and tree propagation
F. Description of Project (TDH Project No. if applicable) Painted Tree Development
G. Highway Designation No. County Collin

- 2. Type of Diversion (check one): From Stream From Reservoir
3. Rate of Diversion:
A. Maximum 500 gpm (capacity of pump)

- 4. Amount and Source of Water:
200 acre-feet of water within a period of two (2) years (specify term period not to exceed a three year term). The water is to be obtained from Franklin Creek, tributary of Wilson Creek, tributary of East Fork Trinity River, tributary of N/A, Trinity River Basin.

- 5. Location of Diversion Point: 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 33.222386 N, Longitude -96.66815 W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) FSR #4 (R-O-W) (Highway), located in Zip Code 75071, located 1.86 miles in a W direction from City of McKinney (County Seat), Collin County, and 1.86 miles in a W direction from City of McKinney, a nearby town shown on County road map. Note: Distance in straight line miles.

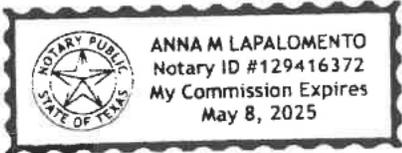
Enclose a USGS 7.5 minute topographic map with the diversion point and/or the return water discharge points labeled. Owner's written consent is required for water used from any private reservoir, or private access to diversion point.

- 6. Access to Diversion Point (check one): Public right-of-way Private property Other (Explain)
7. Fees Enclosed: Filing Recording Use (\$1.00 per ac-ft or fraction thereof) Total
10 ac-ft or less greater than 10 ac-ft

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) Dustin Kinder Name (print)

Subscribed and sworn to me as being true and correct before me this 25 day of October, 2022



Signature of Anna M. Lapalomento, Notary Public, State of Texas



M18 (18 mesh) or M32 (32 mesh)

Model Number	Strainer Capacity GPM	GPM Used m3/hr	GPM Used to Backwash	Model Number	Strainer Capacity GPM	GPM Used m3/hr	GPM Used to Backwash
18 Mesh				32 Mesh			
SCS3-DD-M18	140	32	14	SCS3-DD-M32	120	27	14
SCS4-DD-M18	300	68	28	SCS4-DD-M32	255	58	28
SCS6-DD-M18	550	125	42	SCS6-DD-M32	475	108	42
SCS8-DD-M18	1025	232	56	SCS8-DD-M32	880	200	56
SCS10-DD-M18	1330	302	70	SCS10-DD-M32	1140	260	70
SCS10BB-DD-M18	1675	380	84	SCS10BB-DD-M32	1440	327	84
SCS10XL-DD-M18	2100	477	84	SCS10XL-DD-M32	1800	409	84
SCS12XL-DD-M18	2100	477	84	SCS12XL-DD-M32	1800	409	84



Aluminum Screen with Stainless Mesh

O X L A N D

July 19, 2022

Texas Commission on Environmental Quality
P.O. Box 13087
MC-160
Austin, TX 78711-3087
512-239-4600

To Whom it May Concern:

As the authorized agent of the landowner JEN Texas 22, LLC, the Painted Tree development in McKinney, Texas surrounding Collin County, Texas SCD Flood Retention Structure #4, I authorize WC WAH, LLC to access the reservoir through my property to divert water at the designated diversion point for construction water on my project.

Sincerely,

Sincerely,

A handwritten signature in blue ink, appearing to read "Tom Woliver".

Tom Woliver
Co-President

McWILLIAMS & McWILLIAMS
ATTORNEYS

2713 Virginia Parkway, Suite 100
McKinney, Texas 75071
www.mcwilliams.law

ALEX M. ORR (1929-1988)
STANLEY R. McWILLIAMS
TIMOTHY R. McWILLIAMS

TELEPHONE (972) 542-1251
FACSIMILE (972) 562-9881

FROM THE DESK OF: TIMOTHY R. McWILLIAMS


September 13, 2022
Via Email to Lillian.Beerman@tceq.texas.gov

Re: WC WAH LLC; WRTP 13860; CN606043198, RN111542353, Application No. 13860 for a Temporary Water Use Permit; Texas Water Code §11.138, Requiring Limited Mailed Notice; Franklin Branch, Trinity River Basin

Dr. Beeman:

The Collin County Soil & Water Conservation District #535 (the "District") authorizes WC WAH LLC to access Floodwater Retarding Structure Site 4, East Fork Above Lavon, to use water for construction and landscape irrigation purposes on Painted Tree Development, subject to the following conditions:

- (1) This authorization shall expire two (2) years from the date of this letter; and
- (2) Under no circumstances shall WC WAH LLC perform any construction and/or alteration upon or unto said Floodwater Retarding Structure; and
- (3) WC WAH agrees to indemnify, defend, and hold harmless the Soil Conservation District from any loss, attorney's fees, expenses, or claims attributable in any way to WC WAH's activity related hereto, and WC WAH understands that it has the right to employ professionals to advise it on every aspect of its activities pursuant hereto, and has not and does not rely on the District for such information; and
- (4) WC WAH acknowledges and accepts the terms of this letter as evidenced by its signature hereinbelow.

Regards,

Timothy R. McWilliams

Cc: the District

Acknowledged and Accepted:

WC WAH LLC



By: Dustin Kinder

Its: Authorized Party

Re: Goodwell_Water_LLC_13860_Request_for_Information

Kenneth Cook <[REDACTED]>

Mon 10/24/2022 11:55 AM

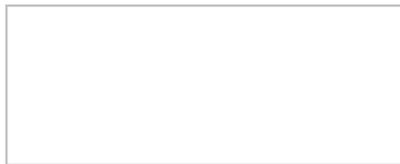
To: Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>

Cc: Wes Whitney <[REDACTED]>

Wes is Cc'd

Thanks,
Kenneth

Kenneth W. Cook
CEO



12700 Hillcrest Road, Dallas, Texas 75230
office [800-476-0812](tel:800-476-0812) ext 11 | fax [888-316-3820](tel:888-316-3820) | cell [512-750-2788](tel:512-750-2788)
www.watercentric.com

On Mon, Oct 24, 2022 at 11:54 AM Lillian Beerman <Lillian.Beerman@tceq.texas.gov> wrote:

Mr. Cook,

The address I have for Mr. Whitney does not seem correct. I will call him to get the correct email.
Thank you,

Lillian E. Beerman, Ph.D.

Water Rights Permitting Team

Water Availability Division

512-239-4019

lillian.beerman@tceq.texas.gov

From: Kenneth Cook <[REDACTED]>

Sent: Monday, October 24, 2022 10:29 AM

To: Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>

Subject: Re: Goodwell_Water_LLC_13860_Request_for_Information

Good Morning Lillian

I have not received TCEQ's second RFI.

I do believe we updated all of the documents to WC WAH LLC in our response Sept 23rd.

Thanks,
Kenneth

WC_WAH_LLC_13860_Request_For_Information_10.24.2022

Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>

Mon 10/24/2022 12:32 PM

To: kwcook@watercentric.com <[REDACTED]>

Cc: Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov> <[REDACTED]>
<[REDACTED]>

Mr. Cook,

Attached is a copy of the Request for Information for WC WAH LLC's Application No. 13860. Response is due November 23, 2022.

If you have any questions or concerns, do not hesitate to contact me.

Thank you,

Lillian E. Beerman, Ph.D.
Water Rights Permitting Team
Water Availability Division
512-239-4019
lillian.beerman@tceq.texas.gov

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

October 24, 2022

Kenneth W. Cook, CEO
Water Centric, LLC
12700 Hillcrest Rd, Ste. 125
Dallas, Texas 75230

RE: WC WAH, LLC
WRTP 13860
CN606043198, RN111542353
Application No. 13860 for a Temporary Water Use Permit
Texas Water Code § 11.138, Requiring Limited Mailed Notice
Franklin Branch, Trinity River Basin
Collin County

Dear Mr. Cook:

This acknowledges receipt, on September 23, 2022, of additional information.

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

1. Provide an original signed and notarized Application for a Temporary Water Use Permit in the name **WC WAH, LLC**.
2. Provide documentation of consent from the owner of the reservoir to **WC WAH, LLC**, allowing the applicant to divert from the reservoir. If the reservoir is a project of the Soil Conservation Service, U.S. Department of Agriculture, a copy of a duly acknowledged document evidencing consent from the Soil and Water Conservation District and any others having jurisdiction over the reservoir will be required pursuant to Title 30 TAC §295.12.

Staff notes that the letter of consent provided by the Collin County Soil & Water Conservation District #535 authorizes WC WAH, LLC access to the reservoir, as appropriate, but then refers to the applicant as Goodwell LLC.

3. Provide recorded copies of legal documents establishing ownership of the proposed diversion point, or a copy of a duly acknowledged written easement, consent, or license from the landowner(s) whose land is associated with the proposed diversion point, pursuant Title 30 Texas Administrative Code (TAC) §295.10.

Staff notes that the letter of consent provided by Mr. Tom Woliver, landowner of JEN Texas 22, LLC, allows Goodwell Water, LLC access to the diversion point, but does not authorize access to WC WAH, LLC.

Please submit the requested information by November 23, 2022, or the application may be returned pursuant to Title 30 TAC § 281.18.

Mr. Kenneth W. Cook
Water Centric, LLC
Application No. 13860
October 24, 2022
Page 2 of 2

If you have any questions concerning this matter, please contact me via email at lillian.beerman@tceq.texas.gov or by telephone at (512) 239-4019.

Sincerely,

Lillian E. Beerman, Ph.D.

Lillian E. Beerman, Ph.D., Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability

cc: Wesley Whitney

PHONE MEMO

From: Lillian Beerman	TO: Wesley Whitney Goodwell Water
Phone: 281-813-3864	Document: WC WAH, LLC
Date: October 21, 2022	RE: RFI #2

Returned Mr. Whitney's call regarding the need to clarify the legal name of the applicant and the supporting documents.

Mr. Wesley Whitney stated that Goodwell, Inc. will be answering questions regarding their legal name and not their contractor, Kenneth Cooke. He expressed their need for water and their interest in pursuing a permanent water right and that the future application will use groundwater as an alternative source.

He requested that he be copied on all correspondence with TCEQ.

His email address is:

wwhitney@goodwellwater.com

Lillian E. Beerman, Ph.D. October 21, 2022

Re: Goodwell_Water_LLC_13860_Request_for_Information

Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>

Mon 10/17/2022 11:48 AM

To: Kenneth Cook <[REDACTED]>

Cc: Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>

Mr. Cook,

Because of the change in the legal name associated with your application, I have drafted a second Request for Information which addresses changes in the legal name of the applicant. The application is now in the name of **WC WAH, LLC**. Select supporting documents will have to be updated. The Request for Information will describe the specific changes required and is now in Section review. I hope to send it to you shortly.

Please, if you have any questions or concerns, do not hesitate to contact me.

Thank you,

Lillian E. Beerman, Ph.D.
Water Rights Permitting Team
Water Availability Division
512-239-4019
lillian.beerman@tceq.texas.gov

From: Kenneth Cook <[REDACTED]>

Sent: Monday, October 17, 2022 9:50 AM

To: Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>

Subject: Re: Goodwell_Water_LLC_13860_Request_for_Information

Lillian

Is there any update to this temporary permit request?

Thanks,
Kenneth

Kenneth W. Cook
CEO



12700 Hillcrest Road, Dallas, Texas 75230
office [800-476-0812](tel:800-476-0812) ext 11 | fax [888-316-3820](tel:888-316-3820) | cell [512-750-2788](tel:512-750-2788)
[REDACTED] www.watercentric.com

On Fri, Sep 23, 2022 at 9:44 AM Kenneth Cook <[REDACTED]> wrote:

Lillian

Attached please find Goodwell's response to RFI.

Please note the first document includes an application without notary, and the second attachment is a notarized document.

Please acknowledge receipt.

Thanks,
Kenneth

Kenneth W. Cook
CEO



WaterCentric

12700 Hillcrest Road, Dallas, Texas 75230
office 800-476-0812 ext.11 | fax 888-316-3820 | cell 512-750-2788

 www.watercentric.com

Re: Goodwell_Water_LLC_13860_Request_for_Information

Kenneth Cook <[REDACTED]>

Fri 9/23/2022 9:45 AM

To: Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>

📎 2 attachments (957 KB)

GW Response to TCEQ RFI.pdf; GW Response to TCEQ RFI w notary.pdf;

Lillian

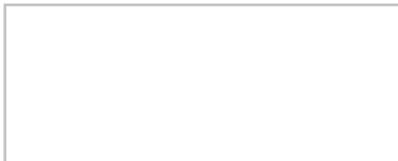
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Thanks,
Kenneth

Kenneth W. Cook
CEO



12700 Hillcrest Road, Dallas, Texas 75230
office [800-476-0812 ext 11](tel:800-476-0812) | fax [888-316-3820](tel:888-316-3820) | cell [512-750-2788](tel:512-750-2788)
[REDACTED] www.watercentric.com

On Tue, Aug 23, 2022 at 9:54 AM Lillian Beerman <Lillian.Beerman@tceq.texas.gov> wrote:

Mr. Kenneth W. Cook:

Please review the attached Request for Information for Goodwell Water LLC's Application No. 13860 for a Temporary Water Use Permit in the Trinity River Basin.

A response is due by COB Friday, September 23, 2022.

If you have any questions or concerns, do not hesitate to contact me.

Thank You,

Lillian E. Beerman, Ph.D.

Water Rights Permitting Team

Water Availability Division

512-239-4019

lillian.beerman@tceq.texas.gov

privileged. The information is for the use of the individual or entity originally intended. If you are not the intended recipient, any disclosure, copying, distribution or use of this information is prohibited. If this transmission is received in error, please immediately notify the sender and delete this message and its attachments, if any.



WaterCentric

DATE: September 22, 2022

TO: Texas Commission on Environmental Quality
Lillian E. Beerman Ph.D.
Water Rights Permitting Team
Water Availability Division
512-239-4019
Lillian.beerman@tceq.texas.gov

FROM: Kenneth W. Cook

RE: Goodwell LLC
WRTP 13860
CN606043198, RN111542353
Application No. 13860 for a Temporary Water Use Permit
Texas Water Code § 11.138, Requiring Limited Mailed Notice
Franklin Branch, Trinity River Basin
Collin County

Responses

1. Applicant will take reasonable measures to avoid impingement and entrainment of aquatic organisms, including the installation and use of SCS12XL-DD-M18 (18 Mesh) Sure-Flo Self-Cleaning Strainer at the intake. (see Exhibit A – Sure-Flo Strainers)
2. Legal Name Registered to do business in Texas is WC WAH LLC (#384096233). Application has been revised to correct legal name of entity.
3. Dustin Kinder is the authorized signor for WC WAH LLC and written evidence of his authority has been attached. (see Exhibit B – Signatory Evidence).
4. Authorization to access FSR#4 and to use water are attached from:
 - a. by Landowner JEN Texas 22 LLC is attached (See Exhibit C – JEN Texas 22 Authorization)
 - b. by Collin County Soil & Water Conservation District #535 is attached. (See Exhibit D – CC SWCD Authorization)

Texas | Arizona

o 800-476-0812 | f 888-316-3820 | www.watercentric.com

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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

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

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- 1. Data on Applicant and Project: Social Security or Federal ID No. 38-4096233
A. Name: Goodwell LLC (by its subsidiary WC WAH LLC)
B. Mailing Address: 611 W 22nd St., Ste 209, Houston, TX 77008
C. Telephone Number: Fax Number: E-mail Address:
D. Applicant owes fees or penalties? Yes No
E. Describe Use of Water Construction water and landscape and tree propagation
F. Description of Project (TDH Project No. if applicable) Painted Tree Development
G. Highway Designation No. County Collin

- 2. Type of Diversion (check one): From Stream From Reservoir
3. Rate of Diversion:
A. Maximum 500 gpm (capacity of pump)

- 4. Amount and Source of Water:
200 acre-feet of water within a period of two (2) years (specify term period not to exceed a three year term). The water is to be obtained from Franklin Creek, tributary of Wilson Creek, tributary of East Fork Trinity River, tributary of N/A, Trinity River Basin.

- 5. Location of Diversion Point: 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 33.222386 N, Longitude -96.66815 W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) FSR #4 (R-O-W) (Highway), located in Zip Code 75071, located 1.86 miles in a W direction from City of McKinney (County Seat), Collin County, and 1.86 miles in a W direction from City of McKinney, 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): Public right-of-way Private property Other (Explain)
7. Fees Enclosed: Filing Recording Use (\$1.00 per ac-ft or fraction thereof) Total
10 ac-ft or less greater than 10 ac-ft

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) Dustin Kinder Name (print)

Subscribed and sworn to me as being true and correct before me this day of , 20

Notary Public, State of Texas



M18 (18 mesh) or M32 (32 mesh)

Model Number	Strainer Capacity GPM	GPM Used m3/hr	GPM Used to Backwash	Model Number	Strainer Capacity GPM	GPM Used m3/hr	GPM Used to Backwash
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SCS8-DD-M18	1025	232	56	SCS8-DD-M32	880	200	56
SCS10-DD-M18	1330	302	70	SCS10-DD-M32	1140	260	70
SCS10BB-DD-M18	1675	380	84	SCS10BB-DD-M32	1440	327	84
SCS10XL-DD-M18	2100	477	84	SCS10XL-DD-M32	1800	409	84
SCS12XL-DD-M18	2100	477	84	SCS12XL-DD-M32	1800	409	84

Aluminum Screen with Stainless Mesh

September 16, 2022

TCEQ
Water Availability Division, MC- 160
12100 Park 35 Circle
Austin, Texas 78753

RE: Relationship between Goodwell, LLC and WCWAH, LLC and affirmation of the parties authorized to execute applications and related documents submitted to TCEQ by either of WC WAH, LLC or Goodwell, LLC

Dear Sir or Madam:

At TCEQ's request, the undersigned submits this letter to confirm that Goodwell, LLC, a Delaware limited liability company that is registered to do business in the State of Texas ("Goodwell") is the sole Manager of WC WAH, LLC, a Delaware limited liability company registered to do business in Texas ("WC WAH, LLC"). In Goodwell's capacity as the sole Manager of WC WAH, Goodwell is authorized to execute on behalf of WC WAH any and all documentation which WC WAH may find it necessary or appropriate to submit to TCEQ.

Further, the undersigned wishes by this letter to confirm to TCEQ that Dustin Kinder is the acting President and CEO of Goodwell and that Mr. Kinder is authorized as Goodwell's acting President and CEO, to execute on behalf of Goodwell any documentation which Goodwell may find it necessary or appropriate to submit to TCEQ, whether such documentation is executed and submitted by Goodwell in its capacity as WC WAH's sole Manager for purposes of causing WC WAH to accept legal responsibility or whether such documentation is submitted by Goodwell, for purposes of causing Goodwell itself to accept direct legal responsibility.

I trust this letter will suffice as evidence of the authorizations described above, but should you need additional information or documentation, please do not hesitate to contact me via email to Andrew@Crosstimbers.com.

Sincerely,

WC WAH, LLC
a Texas limited liability company

By: GOODWELL, LLC
a Delaware limited liability company
Its: Manager

By: XT GOODWELL, LP



Andrew Browning, Director

O X L A N D

July 19, 2022

Texas Commission on Environmental Quality
P.O. Box 13087
MC-160
Austin, TX 78711-3087
512-239-4600

To Whom it May Concern:

As the authorized agent of the landowner JEN Texas 22, LLC, the Painted Tree development in McKinney, Texas surrounding Collin County, Texas SCD Flood Retention Structure #4, I authorize Goodwell Water, LLC to access the reservoir through my property to divert water at the designated diversion point for construction water on my project.

Sincerely,

Sincerely,



Tom Woliver
Co-President

McWILLIAMS & McWILLIAMS
ATTORNEYS

2713 Virginia Parkway, Suite 100
McKinney, Texas 75071
www.mcwilliams.law

ALEX M. ORR (1929-1988)
STANLEY R. McWILLIAMS
TIMOTHY R. McWILLIAMS

TELEPHONE (972) 542-1251
FACSIMILE (972) 562-9881

FROM THE DESK OF: TIMOTHY R. McWILLIAMS


September 13, 2022
Via Email to Lillian.Beerman@tceq.texas.gov

Re: WC WAH LLC; WRTP 13860; CN606043198, RN111542353, Application No. 13860 for a Temporary Water Use Permit; Texas Water Code §11.138, Requiring Limited Mailed Notice; Franklin Branch, Trinity River Basin

Dr. Beeman:

The Collin County Soil & Water Conservation District #535 (the "District") authorizes WC WAH LLC to access Floodwater Retarding Structure Site 4, East Fork Above Lavon, to use water for construction and landscape irrigation purposes on Painted Tree Development, subject to the following conditions:

- (1) This authorization shall expire two (2) years from the date of this letter; and
- (2) Under no circumstances shall Goodwell LLC perform any construction and/or alteration upon or unto said Floodwater Retarding Structure; and
- (3) Goodwell LLC agrees to indemnify, defend, and hold harmless the Soil Conservation District from any loss, attorney's fees, expenses, or claims attributable in any way to Goodwell LLC's activity related hereto, and Goodwell LLC understands that it has the right to employ professionals to advise it on every aspect of its activities pursuant hereto, and has not and does not rely on the District for such information; and
- (4) Goodwell LLC acknowledges and accepts the terms of this letter as evidenced by its signature hereinbelow.

Regards,

Timothy R. McWilliams

Cc: the District

Acknowledged and Accepted:

WC WAH LLC



By: Dustin Kinder

Its: Authorized Party

Response is due by COB Friday, September 23, 2022

TO: Texas Commission on Environmental Quality
Lillian E. Beerman Ph.D.
Water Rights Permitting Team
Water Availability Division
512-239-4019
Lillian.beerman@tceq.texas.gov

RE: Goodwell LLC
WRTP 13860
CN606043198, RN111542353
Application No. 13860 for a Temporary Water Use Permit
Texas Water Code § 11.138, Requiring Limited Mailed Notice
Franklin Branch, Trinity River Basin
Collin County

Responses

1. Applicant will take reasonable measures to avoid impingement and entrainment of aquatic organisms, including the installation and use of SCS12XL-DD-M18 (18 Mesh) Sure-Flo Self-Cleaning Strainer at the intake. (see Exhibit A – Sure-Flo Strainers)
2. Legal Name Registered to do business in Texas is WC WAH (#384096233). Application has been revised to correct legal name of entity.
3. Dustin Kinder is the authorized signor for WC WAH and written evidence of his authority has been attached. (see Exhibit B – Signatory Evidence).
4. Authorization to access FSR#4 and to use water are attached from:
 - a. by Landowner JEN Texas 22 LLC is attached (See Exhibit C – JEN Texas 22 Authorization)
 - b. by Collin County Soil & Water Conservation District #535 is attached. (See Exhibit D – CC SWCD Authorization)

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. 38-4096233
A. Name: Goodwell LLC (by its subsidiary WC WAH LLC)
B. Mailing Address: 611 W 22nd St., Ste 209, Houston, TX 77008
C. Telephone Number: Fax Number: E-mail Address:
D. Applicant owes fees or penalties? Yes No
E. Describe Use of Water: Construction water and landscape and tree propagation
F. Description of Project (TDH Project No. if applicable): Painted Tree Development
G. Highway Designation No. County: Collin

- 2. Type of Diversion (check one): From Stream From Reservoir
3. Rate of Diversion:
A. Maximum 500 gpm (capacity of pump)

- 4. Amount and Source of Water:
200 acre-feet of water within a period of two (2) years (specify term period not to exceed a three year term). The water is to be obtained from Franklin Creek, tributary of Wilson Creek, tributary of East Fork Trinity River, tributary of N/A, Trinity River Basin.

- 5. Location of Diversion Point: 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 33.222386 N, Longitude -96.66815 W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) FSR #4 (R-O-W) (Highway), located in Zip Code 75071, located 1.86 miles in a W direction from City of McKinney (County Seat), Collin County, and 1.86 miles in a W direction from City of McKinney, a nearby town shown on County road map. Note: Distance in straight line miles.

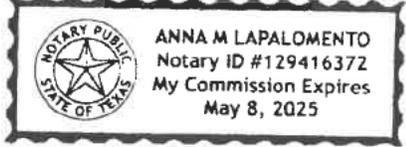
Enclose a USGS 7.5 minute topographic map with the diversion point and/or the return water discharge points labeled. Owner's written consent is required for water used from any private reservoir, or private access to diversion point.

- 6. Access to Diversion Point (check one): Public right-of-way Private property Other (Explain)
7. Fees Enclosed: Filing Recording Use (\$1.00 per ac-ft or fraction thereof) Total
10 ac-ft or less greater than 10 ac-ft
\$ 100.00 \$ 250.00
\$ 1.25 \$ 1.25
\$ 200.00
\$ 0 \$ 451.25
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) Dustin Kinder Name (print)

Subscribed and sworn to me as being true and correct before me this 22 day of September, 2022



Signature of Anna M. LaPalomanto, Notary Public, State of Texas



M18 (18 mesh) or M32 (32 mesh)

Model Number	Strainer Capacity GPM	GPM Used m3/hr	GPM Used to Backwash	Model Number	Strainer Capacity GPM	GPM Used m3/hr	GPM Used to Backwash
18 Mesh				32 Mesh			
SCS3-DD-M18	140	32	14	SCS3-DD-M32	120	27	14
SCS4-DD-M18	300	68	28	SCS4-DD-M32	255	58	28
SCS6-DD-M18	550	125	42	SCS6-DD-M32	475	108	42
SCS8-DD-M18	1025	232	56	SCS8-DD-M32	880	200	56
SCS10-DD-M18	1330	302	70	SCS10-DD-M32	1140	260	70
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SCS12XL-DD-M18	2100	477	84	SCS12XL-DD-M32	1800	409	84



Aluminum Screen with Stainless Mesh

September 16, 2022

TCEQ
Water Availability Division, MC- 160
12100 Park 35 Circle
Austin, Texas 78753

RE: Relationship between Goodwell, LLC and WCWAH, LLC and affirmation of the parties authorized to execute applications and related documents submitted to TCEQ by either of WC WAH, LLC or Goodwell, LLC

Dear Sir or Madam:

At TCEQ's request, the undersigned submits this letter to confirm that Goodwell, LLC, a Delaware limited liability company that is registered to do business in the State of Texas ("Goodwell") is the sole Manager of WC WAH, LLC, a Delaware limited liability company registered to do business in Texas ("WC WAH, LLC"). In Goodwell's capacity as the sole Manager of WC WAH, Goodwell is authorized to execute on behalf of WC WAH any and all documentation which WC WAH may find it necessary or appropriate to submit to TCEQ.

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I trust this letter will suffice as evidence of the authorizations described above, but should you need additional information or documentation, please do not hesitate to contact me via email to Andrew@Crosstimbers.com.

Sincerely,

WC WAH, LLC
a Texas limited liability company

By: GOODWELL, LLC
a Delaware limited liability company
Its: Manager

By: XT GOODWELL, LP



Andrew Browning, Director

O X L A N D

July 19, 2022

Texas Commission on Environmental Quality
P.O. Box 13087
MC-160
Austin, TX 78711-3087
512-239-4600

To Whom it May Concern:

As the authorized agent of the landowner JEN Texas 22, LLC, the Painted Tree development in McKinney, Texas surrounding Collin County, Texas SCD Flood Retention Structure #4, I authorize Goodwell Water, LLC to access the reservoir through my property to divert water at the designated diversion point for construction water on my project.

Sincerely,

Sincerely,

A handwritten signature in blue ink, appearing to read "Tom Woliver".

Tom Woliver
Co-President

McWILLIAMS & McWILLIAMS
ATTORNEYS

2713 Virginia Parkway, Suite 100
McKinney, Texas 75071
www.mcwilliams.law

ALEX M. ORR (1929-1988)
STANLEY R. McWILLIAMS
TIMOTHY R. McWILLIAMS

TELEPHONE (972) 542-1251
FACSIMILE (972) 562-9881

FROM THE DESK OF: TIMOTHY R. McWILLIAMS
[REDACTED]

September 13, 2022
Via Email to Lillian.Beerman@tceq.texas.gov

Re: WC WAH LLC; WRTP 13860; CN606043198, RN111542353, Application No. 13860 for a Temporary Water Use Permit; Texas Water Code §11.138, Requiring Limited Mailed Notice; Franklin Branch, Trinity River Basin

Dr. Beeman:

The Collin County Soil & Water Conservation District #535 (the "District") authorizes WC WAH LLC to access Floodwater Retarding Structure Site 4, East Fork Above Lavon, to use water for construction and landscape irrigation purposes on Painted Tree Development, subject to the following conditions:

- (1) This authorization shall expire two (2) years from the date of this letter; and
- (2) Under no circumstances shall Goodwell LLC perform any construction and/or alteration upon or unto said Floodwater Retarding Structure; and
- (3) Goodwell LLC agrees to indemnify, defend, and hold harmless the Soil Conservation District from any loss, attorney's fees, expenses, or claims attributable in any way to Goodwell LLC's activity related hereto, and Goodwell LLC understands that it has the right to employ professionals to advise it on every aspect of its activities pursuant hereto, and has not and does not rely on the District for such information; and
- (4) Goodwell LLC acknowledges and accepts the terms of this letter as evidenced by its signature hereinbelow.

Regards,

Timothy R. McWilliams

Cc: the District

Acknowledged and Accepted:

WC WAH LLC



By: Dustin Kinder

Its: Authorized Party

Goodwell_Water_LLC_13860_Request_for_Information

Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>

Tue 8/23/2022 9:54 AM

To:

[REDACTED]

Cc: Lillian Beerman <Lillian.Beerman@Tceq.Texas.Gov>

 1 attachments (148 KB)

Goodwell_Water_13860_RFI_Sent_08.23.2022.docx.pdf;

Mr. Kenneth W. Cook:

Please review the attached Request for Information for Goodwell Water LLC's Application No. 13860 for a Temporary Water Use Permit in the Trinity River Basin.

A response is due by COB Friday, September 23, 2022.

If you have any questions or concerns, do not hesitate to contact me.

Thank You,

Lillian E. Beerman, Ph.D.

Water Rights Permitting Team

Water Availability Division

512-239-4019

lillian.beerman@tceq.texas.gov

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

August 23, 2022

Kenneth W. Cook, CEO
Water Centric, LLC
12700 Hillcrest Rd, Ste. 125
Dallas, Texas 75230

RE: Goodwell Water LLC
WRTP 13860
CN606043198, RN111542353
Application No. 13860 for a Temporary Water Use Permit
Texas Water Code § 11.138, Requiring Limited Mailed Notice
Franklin Branch, Trinity River Basin
Collin County

Dear Mr. Cook:

This acknowledges receipt, on July 27, 2022, of the referenced application and fees in the amount of \$501.25 (Receipt No. M219766, copy attached).

A temporary permit may only be issued if there is surplus water available for use on a short-term (temporary or ephemeral) basis in the source of supply. During low flow conditions, which occur during a drought or periods of limited rainfall, all water in the basin will be required for existing senior water rights and there is no presumption of any surplus flows.

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

1. Indicate the measures the applicant will take to avoid impingement and entrainment of aquatic organisms (ex. Screens on any new diversion structure that is not already authorized in a water right). Refer to pages 28-29 from the *Instructions for Completing the Water Right Permitting Application* (Form TCEQ-10214A-inst) for assistance in developing your response.
2. Clarify the current legal name of the applicant, as authorized to do business in Texas. Refer to pages 8 -11 in the *Instructions for Completing the Water Rights Permitting Application* (Form TCEQ-10214A) for guidance in developing your response. Staff notes that the name provided on the application, **Goodwell Water LLC**, is not listed with the Texas Secretary of State.
3. Provide documentation evidencing that **Kenneth W. Cook** has the authority to sign for the applicant, pursuant to Title 30 Texas Administrative Code (TAC) §295.14(5):

If the applicant is a corporation, public district, county, municipality, or other corporate entity, the application shall be signed by a duly authorized official. Written evidence in the form of bylaws, charters, or resolutions which specify the authority of the official to take such action shall be submitted. A corporation may file a corporate affidavit as evidence of the official's authority to sign.

Mr. Kenneth W. Cook
Goodwell Water LLC
Application No. 13860
August 23, 2022
Page 2 of 2

4. Provide documentation of consent from the owner of the reservoir, allowing the Applicant to divert from the reservoir. If the reservoir is a project of the Soil Conservation Service, U.S. Department of Agriculture, a copy of a duly acknowledged document evidencing consent from the Soil and Water Conservation District and any others having jurisdiction over the reservoir will be required pursuant to Title 30 TAC §295.12.

Please submit the requested information by September 23, 2022, or the application may be returned pursuant to Title 30 TAC § 281.18.

If you have any questions concerning this matter, please contact me via email at lillian.beerman@tceq.texas.gov or by telephone at (512) 239-4019.

Sincerely,

Lillian E. Beerman, Ph.D.

Lillian E. Beerman, Ph.D., Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability

Attachment



28-JUL-22 12:55 PM

TCEQ - A/R RECEIPT REPORT BY ACCOUNT NUMBER

<u>Fee Description</u>	<u>Fee Code</u> <u>Account#</u> <u>Account Name</u>	<u>Ref#1</u> <u>Ref#2</u> <u>Paid In By</u>	<u>Check Number</u> <u>Card Auth.</u> <u>User Data</u>	<u>CC Type</u> <u>Tran Code</u> <u>Rec Code</u>	<u>Slip Key</u> <u>Document#</u>	<u>Tran Date</u>	<u>Tran Amount</u>
WTR USE PERMITS	WUP	M219766	15532		BS00096456	28-JUL-22	-\$501.25
L. BEERMAN	WUP	WRTEMP	072822	N	D2803164		
	WATER USE PERMITS	WATERCENTRI	VHERNAND	CK			
		C LLC					
Total (Fee Code):							-\$501.25

RECEIVED
AUG 03 2022
Water Availability Division

PHONE MEMO

To: Kenneth Cook	From: Lillian E. Beerman
Date of Call: August 19, 2022	File No.: 13860
Phone Number: (512) 750-2788	Subject: Receipt of Application

I spoke with Mr. Cook. Informed him that we have received the application and fees which were forwarded from the Region.

Also, informed him that we will be sending an RFI.

Lillian E. Beerman, Ph.D. August 19, 2022



WaterCentric

Date: July 25, 2022

To: **Texas Commission on Environmental Quality**
Alyssa Taylor, Regional Director

From: Kenneth W. Cook

RE: Application for Temporary Water Use
Painted Tree Development
City of McKinney, Collin County, Texas

On behalf of Oxland Group, the developer and JEN Texas 22, LLC, the landowner of Painted Tree development and transportation arteries in McKinney, Texas, Goodwell Water LLC is requesting a Temporary Water Use Permit to withdraw water from the Collin County Soils Conservation District Flood Structure Reservoir #4 for construction water.

This request is an emergency request due to City of McKinney Texas notifying the landowner/ developer of imminent restrictions of potable water use for construction water. The project is currently completing roadway substructure and will begin concrete batch plant activities for paving very soon, followed by landscape tree planting. Stored trees will also be required to convert to alternative water sources under these potable water restrictions.

Attached please find:

1. Application for Temporary Water Use Permit (Form TCEQ-10202)
2. Authorization Letter from landowner/ developer for access to reservoir through their property, to provide construction water to their property.
3. Map detailing proposed diversion point.

Please let me know directly if there are any questions or concerns with this application by email [REDACTED] or cell phone 512-750-2788.

Thanks in advance for your prompt attention to this request.

RECEIVED

JUL 27 2022

Water Availability Division

RECEIVED

JUL 26 2022

DFW Region-4

Texas | Arizona

o 800-476-0812 | f 888-316-3820 | www.watercentric.com

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. 301-12-9144
- A. Name: Goodwell Water LLC
- B. Mailing Address: 611 W. 22nd St., Ste 209, Houston, TX 77008
- C. Telephone Number: 346-310-1174 Fax Number: _____ E-mail Address: _____
- 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: Construction Water for New Roads and landscape plantings - Emergency Use
- F. Description of Project (TDH Project No. if applicable): Painted Tree Development Drought Relief
- G. Highway Designation No. _____ County _____

2. **Type of Diversion (check one):** From Stream From Reservoir
3. **Rate of Diversion:**
- A. Maximum 500 gpm
 (capacity of pump)

4. **Amount and Source of Water:**
200 acre-feet of water within a period of Two (2) (specify term period not to exceed a three year term). The water is to be obtained from Franklin Creek, tributary of Wilson Creek, tributary of East Fork Trinity River, tributary of N/A, Trinity River Basin.

5. **Location of Diversion Point:** 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 33° 13' 20.59 °N, Longitude 96° 40' 5.34 °W, ((at or near) the stream crossing of), (at a reservoir in the vicinity of) FSR #4 (R-O-W) (Highway), located in Zip Code 75071, located 1.86 miles in a W direction from City of McKinney, TX (County Seat), Collin County, and 1.86 miles in a W direction from City of McKinney, 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):** 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) | \$ _____ | \$ <u>250.00</u> |
| (Note: 1 ac-ft = 325,851 gals. Total | \$ <u>0</u> | \$ <u>501.25</u> |
| 1 ac-ft = 7758.35 bbls.) | | \$ <u>501.25</u> |

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) _____ Name (Print) Kenneth N. Cook
6501 Watercolor on behalf of
Goodwell Water LLC

Subscribed and sworn to me as being true and correct before me this 25 day of July, 2022



RECEIVED Skylar Sims **RECEIVED**
 Notary Public, State of Texas

JUL 27 2022
 Water Availability Division
 JUL 26 2022
 DFW Region-4

O X L A N D

July 19, 2022

Texas Commission on Environmental Quality
P.O. Box 13087
MC-160
Austin, TX 78711-3087
512-239-4600

To Whom it May Concern:

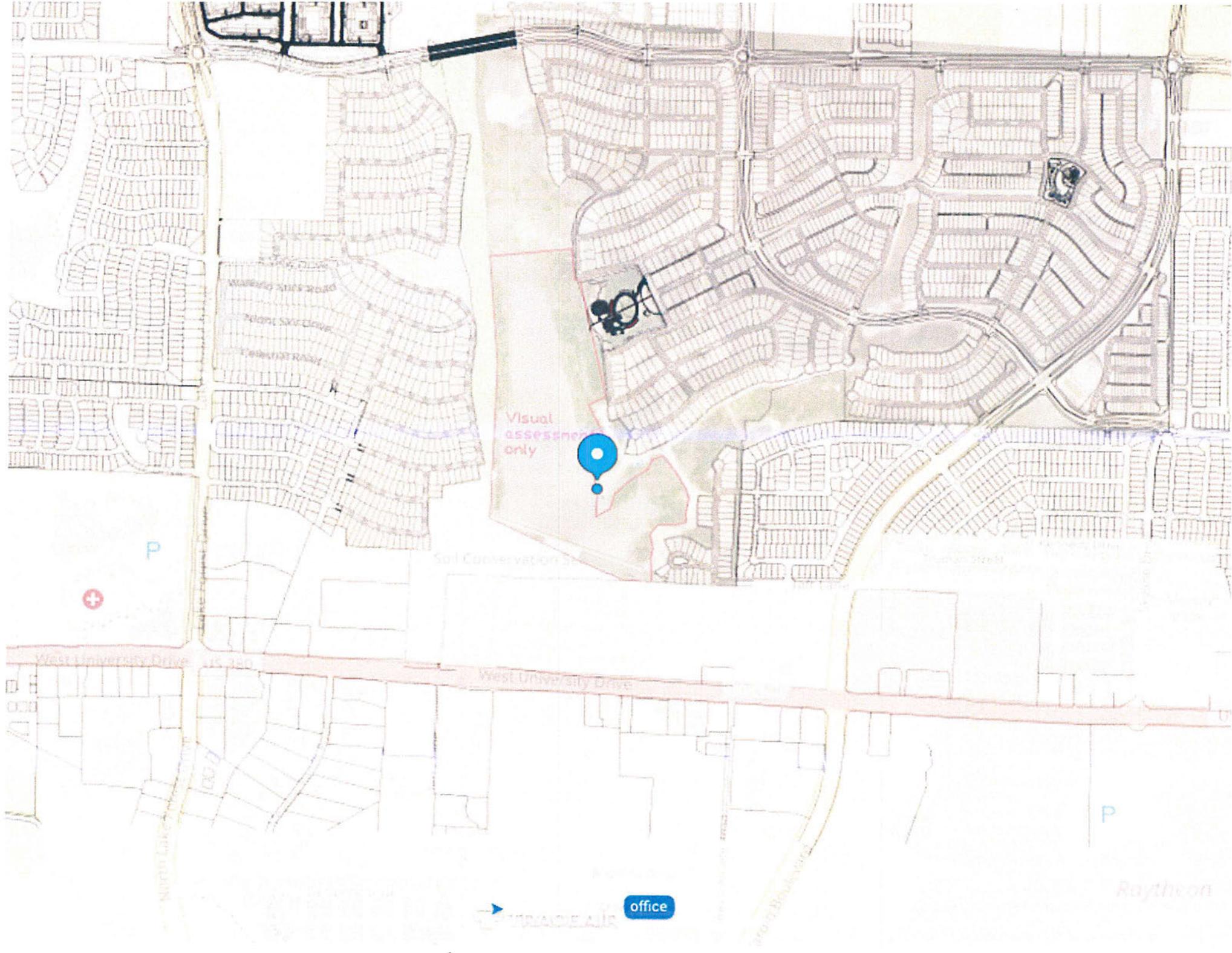
As the authorized agent of the landowner JEN Texas 22, LLC, the Painted Tree development in McKinney, Texas surrounding Collin County, Texas SCD Flood Retention Structure #4, I authorize Goodwell Water, LLC to access the reservoir through my property to divert water at the designated diversion point for construction water on my project.

Sincerely,

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Woliver". The signature is fluid and cursive, with a long horizontal stroke at the end.

Tom Woliver
Co-President



Visual assessment only

Soil Conservation S

West University Drive US 380

West University Drive

North Lake Blvd

Central Air office

Raytheon