

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

TCEQ WATER RIGHTS PERMITTING APPLICATION

ADMINISTRATIVE INFORMATION CHECKLIST

Complete and submit this checklist for each application. See Instructions Page 5.

APPLICANT(S): Circle X South Cooley LLC and Circle X North Cooley LLC

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 not required for every application).

<input checked="" type="checkbox"/> Y	Administrative Information Report	<input checked="" type="checkbox"/> Y	Worksheet 3.0	RECEIVED JUN 06 2024 Water Availability Division
<input type="checkbox"/> N	Additional Co-Applicant Information	<input type="checkbox"/> N	Additional W.S. 3.0 for each Point	
<input type="checkbox"/> N	Additional Co-Applicant Signature Pages	<input type="checkbox"/> N	Recorded Deeds for Diversion Points	
<input checked="" type="checkbox"/> Y	Written Evidence of Signature Authority	<input type="checkbox"/> N	Consent for Diversion Access	
<input checked="" type="checkbox"/> Y	Technical Information Report	<input checked="" type="checkbox"/> Y	Worksheet 4.0	
<input type="checkbox"/> N	USGS Map (or equivalent)	<input type="checkbox"/> N	TPDES Permit(s)	
<input checked="" type="checkbox"/> Y	Map Showing Project Details	<input type="checkbox"/> N	WWTP Discharge Data	
<input type="checkbox"/> N	Original Photographs	<input checked="" type="checkbox"/> Y	Groundwater Well Permit	
<input type="checkbox"/> N	Water Availability Analysis	<input type="checkbox"/> N	Signed Water Supply Contract	
<input checked="" type="checkbox"/> Y	Worksheet 1.0	<input checked="" type="checkbox"/> Y	Worksheet 4.1	
<input type="checkbox"/> N	Recorded Deeds for Irrigated Land	<input checked="" type="checkbox"/> Y	Worksheet 5.0	
<input type="checkbox"/> N	Consent for Irrigated Land	<input type="checkbox"/> N	Addendum to Worksheet 5.0	
<input type="checkbox"/> N	Worksheet 1.1	<input type="checkbox"/> N	Worksheet 6.0	
<input type="checkbox"/> N	Addendum to Worksheet 1.1	<input type="checkbox"/> N	Water Conservation Plan(s)	
<input checked="" type="checkbox"/> Y	Worksheet 1.2	<input type="checkbox"/> N	Drought Contingency Plan(s)	
<input type="checkbox"/> N	Worksheet 2.0	<input type="checkbox"/> N	Documentation of Adoption	
<input type="checkbox"/> N	Additional W.S. 2.0 for Each Reservoir	<input checked="" type="checkbox"/> Y	Worksheet 7.0	
<input type="checkbox"/> N	Dam Safety Documents	<input checked="" type="checkbox"/> Y	Accounting Plan	
<input type="checkbox"/> N	Notice(s) to Governing Bodies	<input checked="" type="checkbox"/> Y	Worksheet 8.0	
<input type="checkbox"/> N	Recorded Deeds for Inundated Land	<input type="checkbox"/> N	Fees	
<input type="checkbox"/> N	Consent for Inundated Land	<input checked="" type="checkbox"/> Y	Public Involvement Plan	

ADMINISTRATIVE INFORMATION REPORT

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

***** Applicants are REQUIRED 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 APPLICATION (Instructions, Page. 6)

Indicate, by marking X, next to the following authorizations you are seeking.

New Appropriation of State Water

Amendment to a Water Right *

Bed and Banks

****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."

1. We request to impound an additional 10,098 AFY of groundwater into Artesian, Wolf, or Coyote (newly constructed) lakes. The pumped groundwater will be distributed among the lakes in any amount or combination thereof consistent with the intended beneficial use. The groundwater will be pumped out of the Simsboro and Calvert Bluff Aquifer through 4 existing wells.
2. We request to use the impounded groundwater at any time at a maximum rate of 6300 GPM for livestock, irrigation, domestic, municipal, mining, and industrial use.
3. During groundwater pumping and diversion (use) operations, the lake level will be maintained / spilling such that any captured surface water will be allowed to flow out of the lakes and evaporation losses will be from the added groundwater. Surface water will be allowed to pass through during non-groundwater pumping and diversion periods.

2. APPLICANT INFORMATION (Instructions, Page. 6)

a. Applicant

Indicate the number of Applicants/Co-Applicants 2
(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?

Circle X South Cooley LLC

(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

<http://www15.tceq.texas.gov/crpub/index.cfm?fuseaction=cust.CustSearch>

CN : _____ (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: Jerry A. Bullin

Title: Manager

Have you provided written evidence meeting the signatory requirements in 30 TAC § 295.14, as an attachment to this application? Y/N Y

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

<https://tools.usps.com/go/ZipLookupAction!input.action>.

Name: Circle X South Cooley, LLC

Mailing Address: 3131 Briarcrest Drive

City: Bryan State: TX ZIP Code: 77802 _____

Indicate an X next to the type of Applicant:

- Individual
- Partnership
- Trust
- Federal Government
- County Government
- Other Government
- Sole Proprietorship-D.B.A.
- Corporation
- Estate
- State Government
- City Government
- Other LLC

For Corporations or Limited Partnerships, provide:

State Franchise Tax ID Number: 32076716367 SOS Charter (filing) Number: 0803834211

2. APPLICANT INFORMATION (Instructions, Page. 6)

a. Applicant

Indicate the number of Applicants/Co-Applicants 2
(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?

Circle X North Cooley LLC

(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

<http://www15.tceq.texas.gov/crpub/index.cfm?fuseaction=cust.CustSearch>

CN : _____ (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: Jerry A. Bullin

Title: Manager

Have you provided written evidence meeting the signatory requirements in 30 TAC § 295.14, as an attachment to this application? Y/N Y

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

<https://tools.usps.com/go/ZipLookupAction!input.action>.

Name: Circle X North Cooley, LLC

Mailing Address: 3131 Briarcrest Drive

City: Bryan State: TX ZIP Code: 77802 _____

Indicate an X next to the type of Applicant:

- Individual
- Partnership
- Trust
- Federal Government
- County Government
- Other Government
- Sole Proprietorship-D.B.A.
- Corporation
- Estate
- State Government
- City Government
- Other LLC

For Corporations or Limited Partnerships, provide:
State Franchise Tax ID Number: 32076716177 SOS Charter (filing) Number: 0803834235

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: Jeff Crisp

Title: General Counsel

Organization Name: Circle X South Cooley LLC and Circle X North Cooley LLC

Mailing Address: 3131 Briarcrest Drive

City: Bryan State: TX ZIP Code: 77802

Phone Number: (979) 776-5760

Fax Number: _____

E-mail Address: _____

4. WATER RIGHT CONSOLIDATED CONTACT INFORMATION (Instructions, Page. 9)

This section applies only if there are multiple Owners of the same authorization. Unless otherwise requested, Co-Owners will each receive future correspondence from the Commission regarding this water right (after a permit has been issued), such as notices and water use reports. Multiple copies will be sent to the same address if Co-Owners share the same address. Complete this section if there will be multiple owners and **all** owners agree to let one owner receive correspondence from the Commission. Leave this section blank if you would like all future notices to be sent to the address of each of the applicants listed in section 2 above.

I/We authorize all future notices be received on my/our behalf at the following:

First and Last Name: _____

Title: _____

Organization Name: _____

Mailing Address: _____

City: _____ State: _____ ZIP Code: _____

Phone Number: _____

Fax Number: _____

E-mail Address: _____

5. MISCELLANEOUS INFORMATION (Instructions, Page. 9)

a. The application will not be processed unless 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 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 No

If yes, provide the following information:

Account number: _____ Amount past due: _____

2. Does Applicant or Co-Applicant owe any penalties to the TCEQ? Yes / No 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. Applicant's may check their status with the Comptroller at <https://mycpa.cpa.state.tx.us/coa/>

Is the Applicant or Co-Applicant in good standing with the Comptroller? Yes / No Yes

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:

https://www3.twdb.texas.gov/apps/reports/WU/SurveyStatus_PriorThreeYears

Applicant has submitted all required TWDB surveys of groundwater and surface water?
Yes / No Yes

6. SIGNATURE PAGE (Instructions, Page. 11)

Applicant:

I, Jerry A. Bullin
(Typed or printed name)

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

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.

Signature: Jerry A Bullin Date: June 3, 2024
(Use blue ink)

Subscribed and Sworn to before me by the said Jerry Bullin
on this 3rd day of June, 2024.

My commission expires on the _____ day of _____, 20____.

[Signature]
Notary Public



[SEAL]

County, Texas

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

TECHNICAL INFORMATION REPORT

WATER RIGHTS PERMITTING

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 WRPT@tceq.texas.gov to schedule a meeting.

Date of pre-application meeting: _____

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 § 11.021.*

- a. Applicant requests a new appropriation (diversion or impoundment) of State Water? Y / N N
- 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 Y (If yes, indicate the Certificate or Permit number: 5160A)

If Applicant answered yes to (a) or (b) above, does Applicant also wish to be considered for a term permit pursuant to TWC § 11.1381? Y / N N

- c. Applicant requests to extend an existing Term authorization or to make the right permanent? Y / N N (If yes, indicate the Term Certificate or Permit number: _____)

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**
- **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.*

Water Right (Certificate or Permit) number you are requesting to amend: 5160A

Applicant requests to sever and combine existing water rights from one or more Permits or Certificates into another Permit or Certificate? Y / N N (if yes, complete chart below):

List of water rights to sever	Combine into this ONE water right

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 N

If yes, application is a new appropriation for the increased amount, complete Section 1 of this Report (PAGE. 1) regarding New or Additional 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 N

If yes, application is a new appropriation for the entire amount, complete Section 1 of this Report (PAGE. 1) regarding New or Additional Appropriations of State Water.

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 Y
If yes, submit:

- **Worksheet 1.0 - Quantity, Purpose, and Place of Use Information Worksheet**
- **Worksheet 1.2 - Notice: "Marshall Criteria"**

d. Applicant requests to change: diversion point(s); or reach(es); or diversion rate? Y / N Y
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 any 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 N

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

- f. Other - Applicant requests to change any provision of an authorization not mentioned above? Y / N N If yes, call the Water Availability Division at (512) 239-4600 to discuss.

Additionally, all amendments require:

- **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).**

3. Bed and Banks. TWC § 11.042 (Instructions, Page 13)

- 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 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 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 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 N

If yes, submit worksheets 1.0, 2.0, 3.0, 4.0, 5.0, 6.0, 7.0, 8.0, Maps, and fees from the list below.

****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 the application will be treated as a new appropriation subject to termination upon direct or indirect reuse by the return flow discharger/owner.***

- e. Applicant requests to convey water from any other source, other than (a)-(d) above, using the bed and banks of a watercourse? TWC § 11.042(c). Y / N Y

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.

Worksheets and information:

- **Worksheet 1.0 – Quantity, Purpose, and Place of Use Information Worksheet**
- **Worksheet 2.0 - Impoundment/Dam Information Worksheet** (submit one worksheet for each impoundment or reservoir owned by the applicant through which water will be conveyed or diverted)
- **Worksheet 3.0 - Diversion Point Information Worksheet** (submit one worksheet for the downstream limit of each diversion reach for the proposed conveyances)

- **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).**

4. **General Information, Response Required for all Water Right 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 proposed amendment will address agricultural, domestic, municipal, mining, and industrial needs in the proposed places of use and do not conflict with the 2022 Region G Water Plan, and do not conflict with the 2021 State Water Plan. For example, the projected need for municipal use between 2020 and 2030 is 81-157 AFY. The mining demand projection from 2020 to 2030 is from 9.9K to 11.7K AFY for Robertson County. The proposed amendment will divert a maximum amount of around 10K AFY for agricultural, domestic, municipal, mining, and industrial use.

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

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 Y

WORKSHEET 1.0

Quantity, Purpose and Place of Use

1. New Authorizations (Instructions, Page. 16)

Submit the following information regarding quantity, purpose and place of use for requests for new or additional appropriations of State Water or Bed and Banks authorizations:

Quantity (acre- feet) <i>(Include losses for Bed and Banks)</i>	State Water Source (River Basin) or Alternate Source <i>*each alternate source (and new appropriation based on return flows of others) also requires completion of Worksheet 4.0</i>	Purpose(s) of Use	Place(s) of Use <i>*requests to move state water out of basin also require completion of Worksheet 1.1 Interbasin Transfer</i>
10098	Simsboro and Calvert Bluff Aquifer	Irrigation, Livestock, Domestic, Municipal, Mining, and Industrial	Robertson County

10098 Total amount of water (in acre-feet) to be used annually (*include losses for Bed and Banks applications*)

If the Purpose of Use is Agricultural/Irrigation for any amount of water, provide:

a. Location Information Regarding the Lands to be Irrigated

- i) Applicant proposes to irrigate a total of 10631 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. _____, Abstract No. _____.

A copy of the deed(s) or other acceptable instrument 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 documentation supporting Applicant's right 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.

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**

**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."*

***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."*

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

- b. 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. _____, 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.

WORKSHEET 1.1

INTERBASIN TRANSFERS, TWC § 11.085

Submit this worksheet for an application for a new or amended water right which requests to transfer State Water from its river basin of origin to use in a different river basin. A river basin is defined and designated by the Texas Water Development Board by rule pursuant to TWC § 16.051.

Applicant requests to transfer State Water to another river basin within the State? Y / N_____

1. Interbasin Transfer Request (Instructions, Page. 20)

- a. Provide the Basin of Origin. _____
- b. Provide the quantity of water to be transferred (acre-feet). _____
- c. Provide the Basin(s) and count(y/ies) where use will occur in the space below:

2. Exemptions (Instructions, Page. 20), TWC § 11.085(v)

Certain interbasin transfers are exempt from further requirements. Answer the following:

- a. The proposed transfer, which in combination with any existing transfers, totals less than 3,000 acre-feet of water per annum from the same water right. Y/N__
- b. The proposed transfer is from a basin to an adjoining coastal basin? Y/N_____
- c. The proposed transfer from the part of the geographic area of a county or municipality, or the part of the retail service area of a retail public utility as defined by Section 13.002, that is within the basin of origin for use in that part of the geographic area of the county or municipality, or that contiguous part of the retail service area of the utility, not within the basin of origin? Y/N__
- d. The proposed transfer is for water that is imported from a source located wholly outside the boundaries of Texas, except water that is imported from a source located in the United Mexican States? Y/N__

3. Interbasin Transfer Requirements (Instructions, Page. 20)

For each Interbasin Transfer request that is not exempt under any of the exemptions listed above Section 2, provide the following information in a supplemental attachment titled "Addendum to Worksheet 1.1, Interbasin Transfer":

- a. the contract price of the water to be transferred (if applicable) (also include a copy of the contract or adopted rate for contract water);
- b. a statement of each general category of proposed use of the water to be transferred and a detailed description of the proposed uses and users under each category;
- c. the cost of diverting, conveying, distributing, and supplying the water to, and treating the water for, the proposed users (example - expert plans and/or reports documents may be provided to show the cost);

- d. describe the need for the water in the basin of origin and in the proposed receiving basin based on the period for which the water supply is requested, but not to exceed 50 years (the need can be identified in the most recently approved regional water plans. The state and regional water plans are available for download at this website: (<http://www.twdb.texas.gov/waterplanning/swp/index.asp>);
- e. address the factors identified in the applicable most recently approved regional water plans which address the following:
 - (i) the availability of feasible and practicable alternative supplies in the receiving basin to the water proposed for transfer;
 - (ii) the amount and purposes of use in the receiving basin for which water is needed;
 - (iii) proposed methods and efforts by the receiving basin to avoid waste and implement water conservation and drought contingency measures;
 - (iv) proposed methods and efforts by the receiving basin to put the water proposed for transfer to beneficial use;
 - (v) the projected economic impact that is reasonably expected to occur in each basin as a result of the transfer; and
 - (vi) the projected impacts of the proposed transfer that are reasonably expected to occur on existing water rights, instream uses, water quality, aquatic and riparian habitat, and bays and estuaries that must be assessed under Sections 11.147, 11.150, and 11.152 in each basin (*if applicable*). If the water sought to be transferred is currently authorized to be used under an existing permit, certified filing, or certificate of adjudication, such impacts shall only be considered in relation to that portion of the permit, certified filing, or certificate of adjudication proposed for transfer and shall be based on historical uses of the permit, certified filing, or certificate of adjudication for which amendment is sought;
- f. proposed mitigation or compensation, if any, to the basin of origin by the applicant; and
- g. the continued need to use the water for the purposes authorized under the existing Permit, Certified Filing, or Certificate of Adjudication, if an amendment to an existing water right is sought.

WORKSHEET 1.2

NOTICE. “THE MARSHALL CRITERIA”

This worksheet assists the Commission in determining notice required for certain **amendments** that do not already have a specific notice requirement in a rule for that type of amendment, and *that do not change the amount of water to be taken or the diversion rate*. The worksheet provides information that Applicant **is required** to submit for amendments such as certain amendments to special conditions or changes to off-channel storage. These criteria address whether the proposed amendment will impact other water right holders or the on- stream environment beyond and irrespective of the fact that the water right can be used to its full authorized amount.

*This worksheet is **not required for Applications in the Rio Grande Basin** requesting changes in the purpose of use, rate of diversion, point of diversion, and place of use for water rights held in and transferred within and between the mainstems of the Lower Rio Grande, Middle Rio Grande, and Amistad Reservoir. See 30 TAC § 303.42.*

*This worksheet is **not required for amendments which are only changing or adding diversion points, or request only a bed and banks authorization or an IBT authorization**. However, Applicants may wish to submit the Marshall Criteria to ensure that the administrative record includes information supporting each of these criteria*

1. The “Marshall Criteria” (Instructions, Page. 21)

Submit responses on a supplemental attachment titled “Marshall Criteria” in a manner that conforms to the paragraphs (a) – (g) below:

- a. Administrative Requirements and Fees. Confirm whether application meets the administrative requirements for an amendment to a water use permit pursuant to TWC Chapter 11 and Title 30 Texas Administrative Code (TAC) Chapters 281, 295, and 297. An amendment application should include, but is not limited to, a sworn application, maps, completed conservation plan, fees, etc.
- b. Beneficial Use. Discuss how proposed amendment is a beneficial use of the water as defined in TWC § 11.002 and listed in TWC § 11.023. Identify the specific proposed use of the water (e.g., road construction, hydrostatic testing, etc.) for which the amendment is requested.
- c. Public Welfare. Explain how proposed amendment is not detrimental to the public welfare. Consider any public welfare matters that might be relevant to a decision on the application. Examples could include concerns related to the well-being of humans and the environment.
- d. Groundwater Effects. Discuss effects of proposed amendment on groundwater or groundwater recharge.

- e. State Water Plan. Describe how proposed amendment 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. The state and regional water plans are available for download at:
<http://www.twdb.texas.gov/waterplanning/swp/index.asp>.
- f. Waste Avoidance. Provide evidence that reasonable diligence will be used to avoid waste and achieve water conservation as defined in TWC § 11.002. Examples of evidence could include, but are not limited to, a water conservation plan or, if required, a drought contingency plan, meeting the requirements of 30 TAC Chapter 288.
- g. Impacts on Water Rights or On-stream Environment. Explain how the proposed amendment will not impact other water right holders or the on-stream environment beyond and irrespective of the fact that the water right can be used to its full authorized amount.

WORKSHEET 2.0

Impoundment/Dam Information

This worksheet **is required** for any impoundment, reservoir and/or dam. Submit an additional Worksheet 2.0 for each impoundment or reservoir requested in this application.

If there is more than one structure, the numbering/naming of structures should be consistent throughout the application and on any supplemental documents (e.g., maps).

1. Storage Information (Instructions, Page. 21)

- a. Official USGS name of reservoir, if applicable: _____
- b. Provide amount of water (in acre-feet) impounded by structure at normal maximum operating level: _____.
- c. The impoundment is on-channel _____ or off-channel _____ (mark one)
 - i. Applicant has verified on-channel or off-channel determination by contacting Surface Water Availability Team at (512) 239-4600? **Y / N** _____
 - ii. If on-channel, will the structure have the ability to pass all State Water inflows that Applicant does not have authorization to impound? **Y / N** _____
- d. Is the impoundment structure already constructed? **Y / N** _____
 - i. For already constructed **on-channel** structures:
 1. Date of Construction: _____
 2. Was it constructed to be an exempt structure under TWC § 11.142? **Y / N** _____
 - a. If Yes, is Applicant requesting to proceed under TWC § 11.143? **Y / N** _____
 - b. If No, has the structure been issued a notice of violation by TCEQ? **Y / N** _____
 3. Is it a U.S. Natural Resources Conservation Service (NRCS) (formerly Soil Conservation Service (SCS)) floodwater-retarding structure? **Y / N** _____
 - a. If yes, provide the Site No. _____ and watershed project name _____;
 - b. Authorization to close "ports" in the service spillway requested? **Y / N** _____
 - ii. For **any** proposed new structures or modifications to structures:
 1. Applicant **must** contact TCEQ Dam Safety Section at (512) 239-0326, *prior to submitting an Application*. Applicant has contacted the TCEQ Dam Safety Section regarding the submission requirements of 30 TAC, Ch. 299? **Y / N** _____
Provide the date and the name of the Staff Person _____
 2. As a result of Applicant's consultation with the TCEQ Dam Safety Section, TCEQ has confirmed that:
 - a. No additional dam safety documents required with the Application. **Y / N** _____
 - b. Plans (with engineer's seal) for the structure required. **Y / N** _____
 - c. Engineer's signed and sealed hazard classification required. **Y / N** _____
 - d. Engineer's statement that structure complies with 30 TAC, Ch. 299 Rules required. **Y / N** _____

3. Applicants **shall** give notice by certified mail to each member of the governing body of each county and municipality in which the reservoir, or any part of the reservoir to be constructed, will be located. (30 TAC § 295.42). Applicant must submit a copy of all the notices and certified mailing cards with this Application. Notices and cards are included? Y / N_____

iii. Additional information required for **on-channel** storage:

1. Surface area (in acres) of on-channel reservoir at normal maximum operating level:_____.
2. Based on the Application information provided, Staff will calculate the drainage area above the on-channel dam or reservoir. If Applicant wishes to also calculate the drainage area they may do so at their option. Applicant has calculated the drainage area. Y/N_____ If yes, the drainage area is_____sq. miles. (If assistance is needed, call the Surface Water Availability Team prior to submitting the application, (512) 239-4600).

2. Structure Location (Instructions, Page. 23)

- a. On Watercourse (if on-channel) (USGS name):_____
- b. Zip Code: _____
- c. In the_____Original Survey No._____, Abstract No._____, _____County, Texas.

**** A copy of the deed(s) with the recording information from the county records must be submitted describing the tract(s) that include the structure and all lands to be inundated.***

*****If the Applicant is not currently the sole owner of the land on which the structure is or will be built and sole owner of all lands to be inundated, Applicant must submit documentation evidencing consent or other documentation supporting Applicant's right to use the land described.***

- d. A point on the centerline of the dam (on-channel) or anywhere within the impoundment (off-channel) is:

Latitude_____°N, Longitude_____°W.

****Provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places***

- i. Indicate the method used to calculate the location (examples: Handheld GPS Device, GIS, Mapping Program):_____
- ii. Map submitted which clearly identifies the Impoundment, dam (where applicable), and the lands to be inundated. See instructions Page. 15. Y / N_____

WORKSHEET 3.0

DIVERSION POINT (OR DIVERSION REACH) INFORMATION

This worksheet **is required** for each diversion point or diversion reach. Submit one Worksheet 3.0 for **each** diversion point and two Worksheets for **each** diversion reach (one for the upstream limit and one for the downstream limit of each diversion reach).

The numbering of any points or reach limits should be consistent throughout the application and on supplemental documents (e.g., maps).

1. Diversion Information (Instructions, Page. 24)

a. This Worksheet is to add new (select 1 of 3 below):

1. 1 Diversion Point No.
2. Upstream Limit of Diversion Reach No.
3. Downstream Limit of Diversion Reach No.

b. Maximum Rate of Diversion for **this new point** _____ cfs (cubic feet per second)
or 6300 gpm (gallons per minute)

c. Does this point share a diversion rate with other points? Y / N N
*If yes, submit Maximum **Combined** Rate of Diversion for all points/reaches _____ cfs or _____ gpm*

d. For amendments, is Applicant seeking to increase combined diversion rate? Y / N N

*** An increase in diversion rate is considered a new appropriation and would require completion of Section 1, New or Additional Appropriation of State Water.*

e. Check (✓) the appropriate box to indicate diversion location and indicate whether the diversion location is existing or proposed:

Check one	Write: Existing or Proposed
Directly from stream	
From an on-channel reservoir	Existing
From a stream to an on-channel reservoir	
Other method (explain fully, use additional sheets if necessary)	

f. Based on the Application information provided, Staff will calculate the drainage area above the diversion point (or reach limit). If Applicant wishes to also calculate the drainage area, you may do so at their option.

Applicant has calculated the drainage area. Y / N N

If yes, the drainage area is _____ sq. miles.
(If assistance is needed, call the Surface Water Availability Team at (512) 239-4600, prior to submitting application)

2. Diversion Location (Instructions, Page 25)

- a. On watercourse (USGS name): Artesian Lake
- b. Zip Code: 77856
- c. Location of point: In the see deed Original Survey No. _____, Abstract No. _____, _____ County, Texas.

A copy of the deed(s) with the recording information from the county records must be submitted describing tract(s) that include the diversion structure.

For diversion reaches, the Commission cannot grant an Applicant access to property that the Applicant does not own or have consent or a legal right to access, the Applicant will be required to provide deeds, or consent, or other documents supporting a legal right to use the specific points when specific diversion points within the reach are utilized. Other documents may include, but are not limited to a recorded easement, a land lease, a contract, or a citation to the Applicant's right to exercise eminent domain to acquire access.

- d. Point is at:
Latitude 31.205024 °N, Longitude -96.315224 °W.
Provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places
- e. Indicate the method used to calculate the location (examples: Handheld GPS Device, GIS, Mapping Program): GIS
- f. Map submitted must clearly identify each diversion point and/or reach. See instructions Page. 15.
- g. If the Plan of Diversion is complicated and not readily discernable from looking at the map, attach additional sheets that fully explain the plan of diversion.

WORKSHEET 3.0

DIVERSION POINT (OR DIVERSION REACH) INFORMATION

This worksheet **is required** for each diversion point or diversion reach. Submit one Worksheet 3.0 for **each** diversion point and two Worksheets for **each** diversion reach (one for the upstream limit and one for the downstream limit of each diversion reach).

The numbering of any points or reach limits should be consistent throughout the application and on supplemental documents (e.g., maps).

1. Diversion Information (Instructions, Page. 24)

- a. This Worksheet is to add new (select 1 of 3 below):
1. 2 Diversion Point No.
 2. _____ Upstream Limit of Diversion Reach No.
 3. _____ Downstream Limit of Diversion Reach No.
- b. Maximum Rate of Diversion for **this new point** _____ cfs (cubic feet per second)
or 6300 gpm (gallons per minute)
- c. Does this point share a diversion rate with other points? Y / N N
*If yes, submit Maximum **Combined** Rate of Diversion for all points/reaches* _____ cfs or _____ gpm
- d. For amendments, is Applicant seeking to increase combined diversion rate? Y / N N

*** An increase in diversion rate is considered a new appropriation and would require completion of Section 1, New or Additional Appropriation of State Water.*

- e. Check (✓) the appropriate box to indicate diversion location and indicate whether the diversion location is existing or proposed:

Check one		Write: Existing or Proposed
<input type="checkbox"/>	Directly from stream	
<input type="checkbox"/>	From an on-channel reservoir	Existing
<input type="checkbox"/>	From a stream to an on-channel reservoir	
<input type="checkbox"/>	Other method (explain fully, use additional sheets if necessary)	

- f. Based on the Application information provided, Staff will calculate the drainage area above the diversion point (or reach limit). If Applicant wishes to also calculate the drainage area, you may do so at their option.

Applicant has calculated the drainage area. Y / N N

If yes, the drainage area is _____ sq. miles.
(If assistance is needed, call the Surface Water Availability Team at (512) 239-4600, prior to submitting application)

2. Diversion Location (Instructions, Page 25)

- a. On watercourse (USGS name): Wolf Lake
- b. Zip Code: 77856
- c. Location of point: In the see deed Original Survey No. _____, Abstract No. _____, _____ County, Texas.

A copy of the deed(s) with the recording information from the county records must be submitted describing tract(s) that include the diversion structure.

For diversion reaches, the Commission cannot grant an Applicant access to property that the Applicant does not own or have consent or a legal right to access, the Applicant will be required to provide deeds, or consent, or other documents supporting a legal right to use the specific points when specific diversion points within the reach are utilized. Other documents may include, but are not limited to a recorded easement, a land lease, a contract, or a citation to the Applicant's right to exercise eminent domain to acquire access.

- d. Point is at: Latitude 31.215623 °N, Longitude -96.336267 °W.
Provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places
- e. Indicate the method used to calculate the location (examples: Handheld GPS Device, GIS, Mapping Program): GIS
- f. Map submitted must clearly identify each diversion point and/or reach. See instructions Page. 15.
- g. If the Plan of Diversion is complicated and not readily discernable from looking at the map, attach additional sheets that fully explain the plan of diversion.

WORKSHEET 3.0

DIVERSION POINT (OR DIVERSION REACH) INFORMATION

This worksheet **is required** for each diversion point or diversion reach. Submit one Worksheet 3.0 for **each** diversion point and two Worksheets for **each** diversion reach (one for the upstream limit and one for the downstream limit of each diversion reach).

The numbering of any points or reach limits should be consistent throughout the application and on supplemental documents (e.g., maps).

1. Diversion Information (Instructions, Page. 24)

a. This Worksheet is to add new (select 1 of 3 below):

1. 3 Diversion Point No.
2. Upstream Limit of Diversion Reach No.
3. Downstream Limit of Diversion Reach No.

b. Maximum Rate of Diversion for **this new point** _____ cfs (cubic feet per second)
or 6300 gpm (gallons per minute)

c. Does this point share a diversion rate with other points? Y / N N
*If yes, submit Maximum **Combined** Rate of Diversion for all points/reaches _____ cfs or _____ gpm*

d. For amendments, is Applicant seeking to increase combined diversion rate? Y / N N

*** An increase in diversion rate is considered a new appropriation and would require completion of Section 1, New or Additional Appropriation of State Water.*

e. Check (✓) the appropriate box to indicate diversion location and indicate whether the diversion location is existing or proposed:

Check one		Write: Existing or Proposed
<input type="checkbox"/>	Directly from stream	
<input type="checkbox"/>	From an on-channel reservoir	Existing
<input type="checkbox"/>	From a stream to an on-channel reservoir	
<input type="checkbox"/>	Other method (explain fully, use additional sheets if necessary)	

f. Based on the Application information provided, Staff will calculate the drainage area above the diversion point (or reach limit). If Applicant wishes to also calculate the drainage area, you may do so at their option.

Applicant has calculated the drainage area. Y / N N

If yes, the drainage area is _____ sq. miles.
(If assistance is needed, call the Surface Water Availability Team at (512) 239-4600, prior to submitting application)

2. Diversion Location (Instructions, Page 25)

- a. On watercourse (USGS name): unnamed tributary of Duck Creek
- b. Zip Code: 77856
- c. Location of point: In the see deed Original Survey No. _____, Abstract No. _____, _____ County, Texas.

A copy of the deed(s) with the recording information from the county records must be submitted describing tract(s) that include the diversion structure.

For diversion reaches, the Commission cannot grant an Applicant access to property that the Applicant does not own or have consent or a legal right to access, the Applicant will be required to provide deeds, or consent, or other documents supporting a legal right to use the specific points when specific diversion points within the reach are utilized. Other documents may include, but are not limited to a recorded easement, a land lease, a contract, or a citation to the Applicant's right to exercise eminent domain to acquire access.

- d. Point is at: Latitude 31.159423 °N, Longitude -96.377278 °W.
Provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places
- e. Indicate the method used to calculate the location (examples: Handheld GPS Device, GIS, Mapping Program): GIS
- f. Map submitted must clearly identify each diversion point and/or reach. See instructions Page. 15.
- g. If the Plan of Diversion is complicated and not readily discernable from looking at the map, attach additional sheets that fully explain the plan of diversion.

WORKSHEET 4.0 DISCHARGE INFORMATION

This worksheet required for any requested authorization to discharge water into a State Watercourse for conveyance and later withdrawal or in-place use. Worksheet 4.1 is also required for each Discharge point location requested. **Instructions Page. 26. Applicant is responsible for obtaining any separate water quality authorizations which may be required and for insuring compliance with TWC, Chapter 26 or any other applicable law.**

- a. The purpose of use for the water being discharged will be Livestock, Irrigation, Domestic, Municipal, Mining, and Industrial.
- b. Provide the amount of water that will be lost to transportation, evaporation, seepage, channel or other associated carriage losses 10% (% or amount) and explain the method of calculation: Evaporation losses from Artesian lake's surface were assumed to account for majority of the the losses. Volume loss was estimate as lake surface area multiplied by 4.36 ft maximum annual evaporation.
- c. Is the source of the discharged water return flows? Y / N N If yes, provide the following information:
1. The TPDES Permit Number(s) _____ (attach a copy of the **current** TPDES permit(s))
 2. Applicant is the owner/holder of each TPDES permit listed above? Y / N _____

PLEASE NOTE: If Applicant is not the discharger of the return flows, or the Applicant is not the water right owner of the underlying surface water right, or the Applicant does not have a contract with the discharger, the application should be submitted under Section 1, New or Additional Appropriation of State Water, as a request for a new appropriation of state water. If Applicant is the discharger, the surface water right holder, or the contract holder, then the application should be submitted under Section 3, Bed and Banks.

3. Monthly WWTP discharge data for the past 5 years in electronic format. (Attach and label as "Supplement to Worksheet 4.0").
 4. The percentage of return flows from groundwater _____, surface water _____?
 5. If any percentage is surface water, provide the base water right number(s) _____.
- d. Is the source of the water being discharged groundwater? Y / N Y If yes, provide the following information:
1. Source aquifer(s) from which water will be pumped: Simsboro and Calvert Bluff Aquifer
 2. If the well has not been constructed, provide production information for wells in the same aquifer in the area of the application. See <http://www.twdb.texas.gov/groundwater/data/gwdbbrpt.asp>. Additionally, provide well numbers or identifiers BVDO-0250, BVDO-0248, BVDO-0249, and BVOP-0001.
 3. Indicate how the groundwater will be conveyed to the stream or reservoir.
Pipes
 4. A copy of the groundwater well permit if it is located in a Groundwater Conservation District (GCD) or evidence that a groundwater well permit is not required.
- di. Is the source of the water being discharged a surface water supply contract? Y / N N
If yes, provide the signed contract(s).
- dii. Identify any other source of the water _____

WORKSHEET 4.1

DISCHARGE POINT INFORMATION

This worksheet is required for **each** discharge point. Submit one Worksheet 4.1 for each discharge point. If there is more than one discharge point, the numbering of the points should be consistent throughout the application and on any supplemental documents (e.g., maps).
Instructions, Page 27.

For water discharged at this location provide:

- a. The amount of water that will be discharged at this point is 10098 acre-feet per year. The discharged amount should include the amount needed for use and to compensate for any losses.
- b. Water will be discharged at this point at a maximum rate of _____ cfs or 6300 gpm.
- c. Name of Watercourse as shown on Official USGS maps: _____
- d. Zip Code 77856
- e. Location of point: In the _____ Original Survey No. _____, Abstract No. see attached deed County, Texas.
- f. Point is at:
Latitude 31.205024 °N, Longitude -96.315224 °W.
**Provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places*
- g. Indicate the method used to calculate the discharge point location (examples: Handheld GPS Device, GIS, Mapping Program): GIS

Map submitted must clearly identify each discharge point. See instructions Page. 15.

WORKSHEET 4.0 DISCHARGE INFORMATION

This worksheet required for any requested authorization to discharge water into a State Watercourse for conveyance and later withdrawal or in-place use. Worksheet 4.1 is also required for each Discharge point location requested. **Instructions Page. 26. Applicant is responsible for obtaining any separate water quality authorizations which may be required and for insuring compliance with TWC, Chapter 26 or any other applicable law.**

- a. The purpose of use for the water being discharged will be Livestock, Irrigation, Municipal, Domestic, Mining, and Industrial.
- b. Provide the amount of water that will be lost to transportation, evaporation, seepage, channel or other associated carriage losses 2.5% (% or amount) and explain the method of calculation: Evaporation losses from Wolf lake's surface were assumed to account for majority of the the losses. Volume loss was estimate as lake surface area multiplied by 4.36 ft maximum annual evaporation.
- c. Is the source of the discharged water return flows? Y / N N If yes, provide the following information:
1. The TPDES Permit Number(s) _____ (attach a copy of the **current** TPDES permit(s))
 2. Applicant is the owner/holder of each TPDES permit listed above? Y / N _____

PLEASE NOTE: If Applicant is not the discharger of the return flows, or the Applicant is not the water right owner of the underlying surface water right, or the Applicant does not have a contract with the discharger, the application should be submitted under Section 1, New or Additional Appropriation of State Water, as a request for a new appropriation of state water. If Applicant is the discharger, the surface water right holder, or the contract holder, then the application should be submitted under Section 3, Bed and Banks.

3. Monthly WWTP discharge data for the past 5 years in electronic format. (Attach and label as "Supplement to Worksheet 4.0").
 4. The percentage of return flows from groundwater _____, surface water _____?
 5. If any percentage is surface water, provide the base water right number(s) _____.
- d. Is the source of the water being discharged groundwater? Y / N Y If yes, provide the following information:
1. Source aquifer(s) from which water will be pumped: Simsboro and Calvert Bluff Aquifer
 2. If the well has not been constructed, provide production information for wells in the same aquifer in the area of the application. See <http://www.twdb.texas.gov/groundwater/data/gwdbbrpt.asp>. Additionally, provide well numbers or identifiers BVDO-0250, BVDO-0248, BVDO-0249, and BVOP-0001.
 3. Indicate how the groundwater will be conveyed to the stream or reservoir.
Pipes
 4. A copy of the groundwater well permit if it is located in a Groundwater Conservation District (GCD) or evidence that a groundwater well permit is not required.
- di. Is the source of the water being discharged a surface water supply contract? Y / N N
If yes, provide the signed contract(s).
- dii. Identify any other source of the water _____

WORKSHEET 4.1

DISCHARGE POINT INFORMATION

This worksheet is required for **each** discharge point. Submit one Worksheet 4.1 for each discharge point. If there is more than one discharge point, the numbering of the points should be consistent throughout the application and on any supplemental documents (e.g., maps).
Instructions, Page 27.

For water discharged at this location provide:

- a. The amount of water that will be discharged at this point is 10098 acre-feet per year. The discharged amount should include the amount needed for use and to compensate for any losses.
- b. Water will be discharged at this point at a maximum rate of _____ cfs or 6300 gpm.
- c. Name of Watercourse as shown on Official USGS maps: _____
- d. Zip Code 77856
- e. Location of point: In the _____ Original Survey No. _____, Abstract No. see attached deed County, Texas.
- f. Point is at:
Latitude 31.215623 °N, Longitude -96.336267 °W.
**Provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places*
- g. Indicate the method used to calculate the discharge point location (examples: Handheld GPS Device, GIS, Mapping Program): GIS

Map submitted must clearly identify each discharge point. See instructions Page. 15.

WORKSHEET 4.0 DISCHARGE INFORMATION

This worksheet required for any requested authorization to discharge water into a State Watercourse for conveyance and later withdrawal or in-place use. Worksheet 4.1 is also required for each Discharge point location requested. **Instructions Page. 26. Applicant is responsible for obtaining any separate water quality authorizations which may be required and for insuring compliance with TWC, Chapter 26 or any other applicable law.**

- a. The purpose of use for the water being discharged will be Irrigation, Livestock, Municipal, Domestic, Mining, and Industrial.
- b. Provide the amount of water that will be lost to transportation, evaporation, seepage, channel or other associated carriage losses 40% (% or amount) and explain the method of calculation: Evaporation from Coyote lake's surface were assumed to account for majority of the the losses. Volume loss was estimate as lake surface area multiplied by 4.36 ft maximum annual evaporation.
- c. Is the source of the discharged water return flows? Y / N N If yes, provide the following information:
1. The TPDES Permit Number(s) _____ (attach a copy of the **current** TPDES permit(s))
 2. Applicant is the owner/holder of each TPDES permit listed above? Y / N _____

PLEASE NOTE: If Applicant is not the discharger of the return flows, or the Applicant is not the water right owner of the underlying surface water right, or the Applicant does not have a contract with the discharger, the application should be submitted under Section 1, New or Additional Appropriation of State Water, as a request for a new appropriation of state water. If Applicant is the discharger, the surface water right holder, or the contract holder, then the application should be submitted under Section 3, Bed and Banks.

3. Monthly WWTP discharge data for the past 5 years in electronic format. (Attach and label as "Supplement to Worksheet 4.0").
 4. The percentage of return flows from groundwater _____, surface water _____?
 5. If any percentage is surface water, provide the base water right number(s) _____.
- d. Is the source of the water being discharged groundwater? Y / N Y If yes, provide the following information:
1. Source aquifer(s) from which water will be pumped: Simsboro and Calvert Bluff Aquifer
 2. If the well has not been constructed, provide production information for wells in the same aquifer in the area of the application. See <http://www.twdb.texas.gov/groundwater/data/gwdbbrpt.asp>. Additionally, provide well numbers or identifiers BVDO-0250, BVDO-0248, BVDO-0249, and BVOP-0001.
 3. Indicate how the groundwater will be conveyed to the stream or reservoir.
Pipes
 4. A copy of the groundwater well permit if it is located in a Groundwater Conservation District (GCD) or evidence that a groundwater well permit is not required.
- di. Is the source of the water being discharged a surface water supply contract? Y / N N
If yes, provide the signed contract(s).
- dii. Identify any other source of the water _____

WORKSHEET 4.1

DISCHARGE POINT INFORMATION

This worksheet is required for **each** discharge point. Submit one Worksheet 4.1 for each discharge point. If there is more than one discharge point, the numbering of the points should be consistent throughout the application and on any supplemental documents (e.g., maps).
Instructions, Page 27.

For water discharged at this location provide:

- a. The amount of water that will be discharged at this point is 10098 acre-feet per year. The discharged amount should include the amount needed for use and to compensate for any losses.
- b. Water will be discharged at this point at a maximum rate of _____ cfs or 6300 gpm.
- c. Name of Watercourse as shown on Official USGS maps: _____
- d. Zip Code 77856
- e. Location of point: In the _____ Original Survey No. _____, Abstract No. see attached deed County, Texas.
- f. Point is at:
Latitude 31.159423 °N, Longitude -96.377278 °W.
**Provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places*
- g. Indicate the method used to calculate the discharge point location (examples: Handheld GPS Device, GIS, Mapping Program): GIS

Map submitted must clearly identify each discharge point. See instructions Page. 15.

WORKSHEET 5.0

ENVIRONMENTAL INFORMATION

1. Impingement and Entrainment

This section is required for any new diversion point that is not already authorized. 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). **Instructions, Page 28.**

[see attached worksheet 5 statement](#)

2. New Appropriations of Water (Canadian, Red, Sulphur, and Cypress Creek Basins only) and Changes in Diversion Point(s)

This section is required for new appropriations of water in the Canadian, Red, Sulphur, and Cypress Creek Basins and in all basins for requests to change a diversion point. **Instructions, Page 30.**

Description of the Water Body at each Diversion Point or Dam Location. (Provide an Environmental Information Sheet for each location),

a. Identify the appropriate description of the water body.

Stream

Reservoir

Average depth of the entire water body, in feet: _____

Other, specify: _____

b. Flow characteristics

If a stream, was checked above, provide the following. For new diversion locations, check one of the following that best characterize the area downstream of the diversion (check one).

Intermittent - dry for at least one week during most years

Intermittent with Perennial Pools - enduring pools

Perennial - normally flowing

Check the method used to characterize the area downstream of the new diversion location.

USGS flow records

Historical observation by adjacent landowners

Personal observation

Other, specify: _____

c. Waterbody aesthetics

Check one of the following that best describes the aesthetics of the stream segments affected by the application and the area surrounding those stream segments.

- Wilderness: outstanding natural beauty; usually wooded or unpastured area; water clarity exceptional
- Natural Area: trees and/or native vegetation common; some development evident (from fields, pastures, dwellings); water clarity discolored
- Common Setting: not offensive; developed but uncluttered; water may be colored or turbid
- Offensive: stream does not enhance aesthetics; cluttered; highly developed; dumping areas; water discolored

d. Waterbody Recreational Uses

Are there any known recreational uses of the stream segments affected by the application?

- Primary contact recreation (swimming or direct contact with water)
- Secondary contact recreation (fishing, canoeing, or limited contact with water)
- Non-contact recreation

e. Submit the following information in a Supplemental Attachment, labeled Addendum to Worksheet 5.0:

1. Photographs of the stream at the diversion point or dam location. Photographs should be in color and show the proposed point or reservoir and upstream and downstream views of the stream, including riparian vegetation along the banks. Include a description of each photograph and reference the photograph to the maps submitted with the application indicating the location of the photograph and the direction of the shot.
2. If the application includes a proposed reservoir, also include:
 - i. A brief description of the area that will be inundated by the reservoir.
 - ii. If a United States Army Corps of Engineers (USACE) 404 permit is required, provide the project number and USACE project manager.
 - iii. A description of how any impacts to wetland habitat, if any, will be mitigated if the reservoir is greater than 5,000 acre-feet.

3. Alternate Sources of Water and/or Bed and Banks Applications

This section is required for applications using an alternate source of water and bed and banks applications in any basins. **Instructions, page 31.**

- a. For all bed and banks applications:
 - i. Submit an assessment of the adequacy of the quantity and quality of flows remaining after the proposed diversion to meet instream uses and bay and estuary freshwater inflow requirements.
- b. For all alternate source applications:
 - i. If the alternate source is treated return flows, provide the TPDES permit number _____
 - ii. If groundwater is the alternate source, or groundwater or other surface water will be discharged into a watercourse provide:
Reasonably current water chemistry information including but not limited to the following parameters in the table below. Additional parameters may be requested if there is a specific water quality concern associated with the aquifer from which water is withdrawn. If data for onsite wells are unavailable; historical data collected from similar sized wells drawing water from the same aquifer may be provided. However, onsite data may still be required when it becomes available. Provide the well number or well identifier. Complete the information below for each well and provide the Well Number or identifier.

Parameter	Average Conc.	Max Conc.	No. of Samples	Sample Type	Sample Date/Time
Sulfate, mg/L					
Chloride, mg/L					
Total Dissolved Solids, mg/L	see attached worksheet 5 statement				
pH, standard units					
Temperature*, degrees Celsius					

* Temperature must be measured onsite at the time the groundwater sample is collected.

- iii. If groundwater will be used, provide the depth of the well _____ and the name of the aquifer from which water is withdrawn _____.

WORKSHEET 6.0

Water Conservation/Drought Contingency Plans

This form is intended to assist applicants in determining whether a Water Conservation Plan and/or Drought Contingency Plans is required and to specify the requirements for plans.

Instructions, Page 31.

*The TCEQ has developed guidance and model plans to help applicants prepare plans. Applicants may use the model plan with pertinent information filled in. For assistance submitting a plan call the Resource Protection Team (Water Conservation staff) at 512-239-4600, or e-mail wras@tceq.texas.gov. The model plans can also be downloaded from the TCEQ webpage. **Please use the most up-to-date plan documents available on the webpage.***

1. Water Conservation Plans

a. The following applications must include a completed Water Conservation Plan (30 TAC § 295.9) for each use specified in 30 TAC, Chapter 288 (municipal, industrial or mining, agriculture - including irrigation, wholesale):

1. Request for a new appropriation or use of State Water.
2. Request to amend water right to increase appropriation of State Water.
3. Request to amend water right to extend a term.
4. Request to amend water right to change a place of use.
**does not apply to a request to expand irrigation acreage to adjacent tracts.*
5. Request to amend water right to change the purpose of use.
**applicant need only address new uses.*
6. Request for bed and banks under TWC § 11.042(c), when the source water is State Water.
**including return flows, contract water, or other State Water.*

b. If Applicant is requesting any authorization in section (1)(a) above, indicate each use for which Applicant is submitting a Water Conservation Plan as an attachment:

1. ____Municipal Use. See 30 TAC § 288.2. **
2. ____Industrial or Mining Use. See 30 TAC § 288.3.
3. ____Agricultural Use, including irrigation. See 30 TAC § 288.4.
4. ____Wholesale Water Suppliers. See 30 TAC § 288.5. **

**If Applicant is a water supplier, Applicant must also submit documentation of adoption of the plan. Documentation may include an ordinance, resolution, or tariff, etc. See 30 TAC §§ 288.2(a)(1)(J)(i) and 288.5(1)(H). Applicant has submitted such documentation with each water conservation plan? Y / N____

c. Water conservation plans submitted with an application must also include data and information which: supports applicant's proposed use with consideration of the plan's water conservation goals; evaluates conservation as an alternative to the proposed

appropriation; and evaluates any other feasible alternative to new water development.
See 30 TAC § 288.7.

Applicant has included this information in each applicable plan? Y / N____

2. Drought Contingency Plans

- a. A drought contingency plan is also required for the following entities if Applicant is requesting any of the authorizations in section (1) (a) above - indicate each that applies:
1. ____Municipal Uses by public water suppliers. See 30 TAC § 288.20.
 2. ____Irrigation Use/ Irrigation water suppliers. See 30 TAC § 288.21.
 3. ____Wholesale Water Suppliers. See 30 TAC § 288.22.
- b. If Applicant must submit a plan under section 2(a) above, Applicant has also submitted documentation of adoption of drought contingency plan (*ordinance, resolution, or tariff, etc.* See 30 TAC § 288.30) Y / N____

WORKSHEET 7.0

ACCOUNTING PLAN INFORMATION WORKSHEET

The following information provides guidance on when an Accounting Plan may be required for certain applications and if so, what information should be provided. An accounting plan can either be very simple such as keeping records of gage flows, discharges, and diversions; or, more complex depending on the requests in the application. Contact the Surface Water Availability Team at 512-239-4600 for information about accounting plan requirements, if any, for your application. **Instructions, Page 34.**

1. Is Accounting Plan Required

Accounting Plans are generally required:

- For applications that request authorization to divert large amounts of water from a single point where multiple diversion rates, priority dates, and water rights can also divert from that point;
- For applications for new major water supply reservoirs;
- For applications that amend a water right where an accounting plan is already required, if the amendment would require changes to the accounting plan;
- For applications with complex environmental flow requirements;
- For applications with an alternate source of water where the water is conveyed and diverted; and
- For reuse applications.

2. Accounting Plan Requirements

- a. A **text file** that includes:
 1. an introduction explaining the water rights and what they authorize;
 2. an explanation of the fields in the accounting plan spreadsheet including how they are calculated and the source of the data;
 3. for accounting plans that include multiple priority dates and authorizations, a section that discusses how water is accounted for by priority date and which water is subject to a priority call by whom; and
 4. Should provide a summary of all sources of water.
- b. A **spreadsheet** that includes:
 1. Basic daily data such as diversions, deliveries, compliance with any instream flow requirements, return flows discharged and diverted and reservoir content;
 2. Method for accounting for inflows if needed;
 3. Reporting of all water use from all authorizations, both existing and proposed;
 4. An accounting for all sources of water;
 5. An accounting of water by priority date;
 6. For bed and banks applications, the accounting plan must track the discharged water from the point of delivery to the final point of diversion;
 7. Accounting for conveyance losses;
 8. Evaporation losses if the water will be stored in or transported through a reservoir. Include changes in evaporation losses and a method for measuring reservoir content resulting from the discharge of additional water into the reservoir;
 9. An accounting for spills of other water added to the reservoir; and
 10. Calculation of the amount of drawdown resulting from diversion by junior rights or diversions of other water discharged into and then stored in the reservoir.

SUPPLEMENTAL ATTACHMENT TO WORKSHEET 1.2

MARSHALL CRITERIA

- a) Administrative Requirements and Fees. This application meets the administrative requirements for an amendment to a water use permit. This application includes the required items in the TCEQ Water Rights Permitting Application Administrative Information Checklist.
- b) Beneficial Use. The proposed uses conform to beneficial use defined in Texas Water Code (TWC) 11.002(4) and purposes for use defined in TWC 11.023. The proposed amendment is anticipated to be used for domestic, irrigation, livestock, municipal, mining, and industrial purposes through one or more Water Supply Contracts, if applicable.
- c) Public Welfare. No effects of the proposed amendment on public welfare, including no impact on the well-being of humans and the environment, are expected as this water will be put to beneficial use for livestock, irrigation, domestic, municipal, mining, and industrial purposes.
- d) Groundwater Effects. The proposed amendment is consistent with the BVGCD management plan pumping rate of less than 3000 GPM per well from groundwater.
- e) State Water Plan. The proposed amendment will address agricultural, domestic, municipal, mining, and industrial needs in the proposed places of use and will not conflict with the 2022 Region G Water Plan. For example, the projected need for municipal use between 2020 and 2030 is 81-157 AFY. The mining demand projection from 2020 to 2030 is from 9.9K to 11.7K AFY for Robertson County. The proposed amendment will divert around 10K AFY for domestic, livestock, irrigation, municipal, mining, and industrial use.
- f) Waste Avoidance. WCP for municipal use and the WCP for industrial use will be developed and submitted to TCEQ for approval before initiating these types of water use
- g) Impacts on Water Rights or On-stream Environment. The proposed amendment only requests the use of "bed and banks" for storage of groundwater. The location of use is stated as Robertson County but will likely be limited to within 15-20 miles of the location of Artesian, Wolf, and Coyote Lakes. No detrimental impacts to water rights holders downstream or the on-stream environment are expected.

Worksheet 5 Statements

1. Impingement and Entrainment

Circle X South Cooley LLC (Artesian and Coyote Lake) and Circle X North Cooley LLC (Wolf Lake) will take reasonable measures to avoid impingement and entrainment of aquatic organisms. The diversion structure shall include a screen with a maximum mesh size of 0.25 inches.

2. New Appropriations (N/A)

3. Alternate Sources of Water and/or Bed and Banks Applications

The proposed “bed and banks” application will not affect the flows remaining in the stream to meet instream uses and freshwater inflow requirements. The application only requests to discharge and subsequently divert groundwater. The amount of water diverted will not exceed the amount of water discharged, less losses, therefore, there should be no changes to downstream instream flows or freshwater inflows.

Groundwater supplied to Artesian, Wolf, and Coyote Lake will be pumped out of the Simsboro and Calvert Bluff Aquifer in Robertson County. Water quality results from the wells in this permit application are listed in the tables below.

Well ID: BVOP-0001

Parameter	Average Conc.	Max Conc.	No. of Samples	Sample Type	Sample Date/Time
Sulfate, mg/L	13.6	-	1	grab	2/23/24 10:55 AM
Chloride, mg/L	8.5	-	1	grab	2/23/24 10:55 AM
Total Dissolved Solids, mg/L	176	-	1	grab	2/23/24 10:55 AM
pH, standard units	8.29	-	1	grab	2/23/24 10:55 AM
Temperature, degrees Celsius	20.8	-	1	grab	2/23/24 10:55 AM

Well ID: BVDO-0250

Parameter	Average Conc.	Max Conc.	No. of Samples	Sample Type	Sample Date/Time
Sulfate, mg/L	7.5	-	1	grab	2/23/24 10:55 AM
Chloride, mg/L	6.8	-	1	grab	2/23/24 10:55 AM
Total Dissolved Solids, mg/L	224	-	1	grab	2/23/24 10:55 AM
pH, standard units	8.46	-	1	grab	2/23/24 10:55 AM
Temperature, degrees Celsius	27.9	-	1	grab	2/23/24 10:55 AM

Well ID: BVDO-0249

Parameter	Average Conc.	Max Conc.	No. of Samples	Sample Type	Sample Date/Time
Sulfate, mg/L	14	-	1	grab	12/20/2023 09:52 AM
Chloride, mg/L	15.9	-	1	grab	12/20/2023 09:52 AM
Total Dissolved Solids, mg/L	434	-	1	grab	12/20/2023 09:52 AM
pH, standard units	8.3	-	1	grab	12/20/2023 09:52 AM
Temperature, degrees Celsius	31.2	-	1	grab	12/20/2023 09:52 AM

Well ID: BVDO-0248

Parameter	Average Conc.	Max Conc.	No. of Samples	Sample Type	Sample Date/Time
Sulfate, mg/L	16	-	1	grab	12/20/2023 09:52 AM
Chloride, mg/L	8.53	-	1	grab	12/20/2023 09:52 AM
Total Dissolved Solids, mg/L	204	-	1	grab	12/20/2023 09:52 AM
pH, standard units	8	-	1	grab	12/20/2023 09:52 AM
Temperature, degrees Celsius	26.2	-	1	grab	12/20/2023 09:52 AM

Accounting Plan Statement

Circle X South Cooley LLC and Circle X North Cooley LLC will keep records of groundwater pumped into the lakes and diversions for irrigation, livestock, domestic, municipal, mining, and industrial use. The total volume of groundwater that will be pumped into the lake in any given year will be 10098 AF. During groundwater pumping and diversion (use) operations, the lake level will be maintained/spilling such that any captured surface water will be allowed to flow out of the lakes, and evaporation losses will be from the added groundwater. Surface water will be allowed to pass through during non-groundwater pumping and use periods. The flow rate out of each lake during operation is summarized in attachment a6 (EvapLoss_Outflow_calc excel worksheet) for each lake.

Well Operation Narrative

The groundwater wells that will be used to fill Artesian, Coyote, and Wolf Lake will be BVDO-0248, BVDO-0249, BVDO-0250, and BVOP-0001 (see area map) permitted by the Brazos Valley Groundwater Conservation District (BVGCD). The BVDO wells will be pumped at a maximum of 2000 GPM whereas BVOP-0001 will be pumped at a maximum of 300 GPM consistent with the rates approved by the BVGCD. All wells are currently in operational condition and will be used on any of the 3 impoundments as needed for the intended beneficial use and any needed volume required to compensate for losses.



Texas Commission on Environmental Quality

Public Involvement Plan Form for Permit and Registration Applications

The Public Involvement Plan is intended to provide applicants and the agency with information about how public outreach will be accomplished for certain types of applications in certain geographical areas of the state. It is intended to apply to new activities; major changes at existing plants, facilities, and processes; and to activities which are likely to have significant interest from the public. This preliminary screening is designed to identify applications that will benefit from an initial assessment of the need for enhanced public outreach.

All applicable sections of this form should be completed and submitted with the permit or registration application. For instructions on how to complete this form, see TCEQ-20960-inst.

Section 1. Preliminary Screening

New Permit or Registration Application

New Activity - modification, registration, amendment, facility, etc. (see instructions)

If neither of the above boxes are checked, completion of the form is not required and does not need to be submitted.

Section 2. Secondary Screening

Requires public notice,

Considered to have significant public interest, **and**

Located within any of the following geographical locations:

- Austin
- Dallas
- Fort Worth
- Houston
- San Antonio
- West Texas
- Texas Panhandle
- Along the Texas/Mexico Border
- Other geographical locations should be decided on a case-by-case basis

**If all the above boxes are not checked, a Public Involvement Plan is not necessary.
Stop after Section 2 and submit the form.**

Public Involvement Plan not applicable to this application. Provide **brief** explanation.

The location of the reservoirs do not correspond to any of the metropolitan locations that require a Public Involvement Plan

Section 5. Community and Demographic Information

Community information can be found using EPA's EJ Screen, U.S. Census Bureau information, or generally available demographic tools.

Information gathered in this section can assist with the determination of whether alternative language notice is necessary. Please provide the following information.

(City)

(County)

(Census Tract)

Please indicate which of these three is the level used for gathering the following information.

City

County

Census Tract

- (a) Percent of people over 25 years of age who at least graduated from high school

- (b) Per capita income for population near the specified location

- (c) Percent of minority population and percent of population by race within the specified location

- (d) Percent of Linguistically Isolated Households by language within the specified location

- (e) Languages commonly spoken in area by percentage

- (f) Community and/or Stakeholder Groups

- (g) Historic public interest or involvement

Section 6. Planned Public Outreach Activities

(a) Is this application subject to the public participation requirements of Title 30 Texas Administrative Code (30 TAC) Chapter 39?

Yes No

(b) If yes, do you intend at this time to provide public outreach other than what is required by rule?

Yes No

If Yes, please describe.

If you answered “yes” that this application is subject to 30 TAC Chapter 39, answering the remaining questions in Section 6 is not required.

(c) Will you provide notice of this application in alternative languages?

Yes No

Please refer to Section 5. If more than 5% of the population potentially affected by your application is Limited English Proficient, then you are required to provide notice in the alternative language.

If yes, how will you provide notice in alternative languages?

- Publish in alternative language newspaper
- Posted on Commissioner’s Integrated Database Website
- Mailed by TCEQ’s Office of the Chief Clerk
- Other (specify)

(d) Is there an opportunity for some type of public meeting, including after notice?

Yes No

(e) If a public meeting is held, will a translator be provided if requested?

Yes No

(f) Hard copies of the application will be available at the following (check all that apply):

- TCEQ Regional Office TCEQ Central Office
- Public Place (specify)

Section 7. Voluntary Submittal

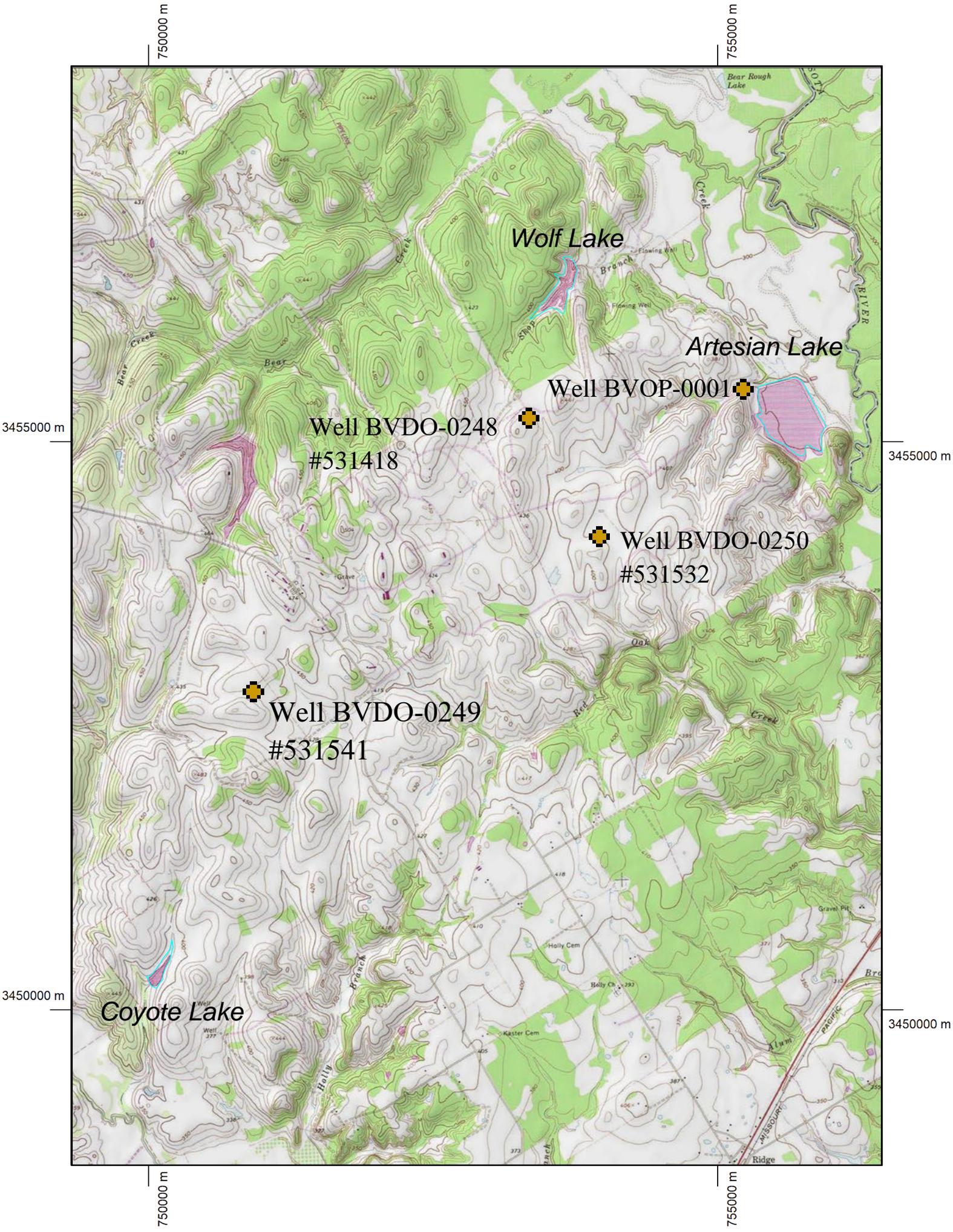
For applicants voluntarily providing this Public Involvement Plan, who are not subject to formal public participation requirements.

Will you provide notice of this application, including notice in alternative languages?

Yes No

What types of notice will be provided?

- Publish in alternative language newspaper
- Posted on Commissioner’s Integrated Database Website
- Mailed by TCEQ’s Office of the Chief Clerk
- Other (specify)



750000 m

755000 m

3455000 m

3455000 m

3450000 m

3450000 m

750000 m

755000 m

Wolf Lake

Artesian Lake

Coyote Lake

**Well BVDO-0248
#531418**

Well BVOP-0001

**Well BVDO-0250
#531532**

**Well BVDO-0249
#531541**

Holly Cem

Holly Ch

Master Cem

Alum

Ridge

MISSOURI PACIFIC

Gravel Pit

Oak Creek

Creek

Branch

Branch

Branch

Branch

Bear Rough Lake

BEAR CREEK

Email information for report date:
 12/28/23 13:50
 G042775

Circle X Land and Cattle Co.,Ltd.

Attn: John Hurley
 [REDACTED]

3131 Briarcrest Dr.
 Bryan, TX 77802

HOLIDAY SCHEDULES ARE HERE!

Christmas and New Years sample receiving schedules are posted at www.aqua-techlabs.com.

~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~

Aqua-Tech encourages you to reach out to samplingbryan@aqua-techlabs.com or samplingaustin@aqua-techlabs.com if you have questions.

Thank you for your business,
 June M. Brien
 Executive Technical Director

BRYAN FACILITY
 635 Phil Gramm Boulevard
 Bryan, TX 77807
 Phone: (979) 778-3707
 Fax: (979) 778-3193



AUSTIN FACILITY
 3512 Montopolis Dr. Suite A
 Austin, TX 78744
 Phone: (512) 301-9559
 Fax: (512) 301-9552

The analyses summarized in this report were performed by Aqua-Tech Laboratories, Inc. unless otherwise noted. Aqua-Tech Laboratories, Inc. holds accreditation from the State of Texas in accordance with TNI and/or through the TCEQ Drinking Water Commercial Laboratory Approval Program.

The following abbreviations indicate certification status:

- NEL TNI accredited parameter.
- ANR Accreditation not offered by the State of Texas.
- DWP Approval through the TCEQ Drinking Water Commercial Laboratory Approval Program.
- INF Aqua-Tech Laboratories, Inc. is not accredited for this parameter. It is reported on an informational basis only.

Certificate: T104704371-22-26



TCEQ Lab ID T104704371

Subcontracted data summarized in this report is indicated by "Sub" in the Lab column.

General Definitions:

- NR Not Reported.
- RPD Relative Percent Difference.
- % R Percent Recovery.
- dry Results with the "dry" unit designation are reported on a "dry weight" basis.
- SQL The Sample Quantitation Limit is the value below which the parameter cannot reliably be detected. The SQL includes all sample preparations, dilutions and / or concentrations.
- Adj MDL The Adjusted Method Detection Limit is the MDL value adjusted for any sample dilutions or concentrations .
- MDL The Method Detection Limit is the lowest theoretical value that is statistically different from zero for a specific method, taking into account all preparation steps and instrument settings.

All samples are reported on an "as received" basis unless the designation "dry" is added to the reported unit.

Copies of Aqua-Tech Laboratories, Inc. procedures and individual sampling plans are available upon request. Note that samples are collected by Aqua-Tech Laboratories, Inc. personnel unless otherwise noted in the "Sample Collected" field of this report as "Client" or "CLT".

Samples included in this report were received in acceptable condition according to Aqua-Tech Laboratories, Inc. procedures and 40 CFR, Chapter I, Subchapter D, Part 136.3, TABLE II. - *Required containers, preservation techniques, and holding times*, unless otherwise noted in this report.

Record Retention:

All reports, raw data, and associated quality control data are kept on file for 10 years before being destroyed. Any client that would like copies of records must contact Aqua-Tech Laboratories, Inc. no later than six months prior to the scheduled disposal. An administrative fee for retrieval and distribution will apply.

This report was approved by:

June M. Brien, Technical Director

The results in this report apply only to the samples analyzed. This analytical report must be reproduced in its entirety unless written permission is granted by Aqua-Tech Laboratories, Inc.

corp@aqua-techlabs.com

www.aqua-techlabs.com

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Analytical Report

Circle X Land and Cattle Co.,Ltd.
Report Printed: 12/28/23 13:50
G042775

CC Well 2		Collected: 12/20/23 10:23 by Nicholas Gomez Received: 12/20/23 14:57 by Nicholas Gomez					Type	Matrix	C-O-C #			
Lab ID#	G042775-01	Result	Units	Notes	MDL	Adj MDL	SQL	Lab	Analyzed	Method	Batch	
Field Parameters												
Field pH	8.0	pH Units			0.01	0.01	0.1	Bryan	At Collection	SM4500-H+ B 2011	M170943	DWP
Temperature	26.2	Deg. C			0.1	0.1	0.1	Bryan	At Collection	SM2550 B 2000	M170943	DWP
General Chemistry												
Total Dissolved Solids	204	mg/L	C-02		25.0	49.0	49.0	Bryan	12/21/23 11:54 SDH	SM2540 C 2015	M171080	NEL
Please see the attached subcontract report for subcontracted data.												

Explanation of Notes

C-02 Result confirmed by re-analysis.

Field Parameters - Quality Control												
Result	Units	Notes	MDL	SQL	Analyzed	Spike Amount	Source Result	%R	%R Limits	RPD	RPD Limit	Batch
Field pH - SM4500-H+ B 2011												Bryan
Duplicate	8.0	pH Units	0.01	0.1	12/20/23 10:23 NAG		8.0			0.00	1.19	M170943
Temperature - SM2550 B 2000												Bryan
Duplicate	26.2	Deg. C	0.1	0.1	12/20/23 10:23 NAG		26.2			0.00	6.26	M170943

General Chemistry - Quality Control												
Result	Units	Notes	MDL	SQL	Analyzed	Spike Amount	Source Result	%R	%R Limits	RPD	RPD Limit	Batch
Total Dissolved Solids - SM2540 C 2015												Bryan
Blank	<25.0	mg/L	25.0	25.0	12/21/23 11:54 SDH							M171080
Duplicate	214	mg/L	49.0	49.0	12/21/23 11:54 SDH		204			4.78	10	M171080
Reference	540	mg/L	100	100	12/21/23 11:54 SDH	500		108	78 - 122			M171080

Sample Preparation Summary											External Dilution Factor	Batch
Sample	Method	Prepared	Lab	Bottle	Initial	Units	Final	Units				
G042775-01												
Subcontract	Sub Contract Data Entry	12/27/23 19:29 PMY	Bryan	-	-	-	-	-	-	-	M171254	
Total Dissolved Solids	SM2540 C 2015	12/21/23 11:54 SDH	Bryan	B	51.0	mL	100	mL	1	M171080		

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Analytical Report

Circle X Land and Cattle Co.,Ltd.

Report Printed: 12/28/23 13:50
G042775

Chain-of-Custody Summary

The following record summarizes custody for work orders sampled by Aqua-Tech Laboratories, Inc. personnel on route.
 Original signatures are kept on file by Aqua-Tech Laboratories, Inc. and are available upon request.

WORK ORDER G042775

Cooler ID	Temperature °C	Condition Good?	On Ice?	Preservation Correct?	Custody Maintained by ATL?	See comments below or comments and qualifiers with analytical results explaining any "No" answers.	
B075	1.7	Yes	Yes	Yes	Yes		
G042775-01	Grab	Sampling Begun: 12/20/23 10:23		Sampling Ended: 12/20/23 10:23			
Container & Description		pH Checks / Comments		Container & Description		pH Checks / Comments	
A [SUB] ANA Cl SO4 0.25LP				B TDS 0.5LP			

Sampled & Submitted to Lab by: Nicholas Gomez (Route Driver)

Received: 12/20/23 14:57 By Nicholas Gomez (Bryan)

Project
1085303

Printed 12/27/2023 15:55

AQU1-G

AquaTech Laboratories
John Brien
635 Phil Gramm Blvd.
Bryan, TX 77807-9104

TABLE OF CONTENTS

109-G042775

This report consists of this Table of Contents and the following pages:

<u>Report Name</u>	<u>Description</u>	<u>Pages</u>
1085303_r02_01_ProjectSamples	SPL Kilgore Project P:1085303 C:AQU1 Project Sample Cross Reference t:304	1
1085303_r03_03_ProjectResults	SPL Kilgore Project P:1085303 C:AQU1 Project Results t:304 PO: 109-G042775	1
1085303_r03_06_I_ProjectTRRP	SPL Kilgore Project P:1085303 C:AQU1 Project TRRP Results Report for Class I	2
1085303_r10_05_ProjectQC	SPL Kilgore Project P:1085303 C:AQU1 Project Quality Control Groups	1
1085303_r99_09_CoC__1_of_1	SPL Kilgore CoC AQU1 1085303_1_of_1	3
Total Pages:		8

Email: Kilgore.projectmanager@spl-inc.com



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SAMPLE CROSS REFERENCE

Project
1085303

Printed 12/27/2023 Page 1 of 1

AquaTech Laboratories
 John Brien
 635 Phil Gramm Blvd.
 Bryan, TX 77807-9104

Sample	Sample ID	Taken	Time	Received
2258639	G042775-01	12/20/2023	10:23:00	12/21/2023

Bottle 01 Client supplied plastic

Method	Bottle	PrepSet	Preparation	QcGroup	Analytical
EPA 300.0 2.1	01	1096805	12/22/2023	1096805	12/22/2023

Email: Kilgore.projectmanager@spl-inc.com



Report Page 2 of 9

AQU1-G

AquaTech Laboratories
 John Brien
 635 Phil Gramm Blvd.
 Bryan, TX 77807-9104

Project
1085303

Printed: 12/27/2023

109-G042775

RESULTS

Sample Results

2258639 **G042775-01**

Received: 12/21/2023

Drinking Water

Collected by: Client
 Taken: 12/20/2023

AquaTech Laboratorie
 10:23:00

PO: 109-G042775

EPA 300.0 2.1

Prepared: 1096805 12/22/2023 15:48:00 Analyzed 1096805 12/22/2023 15:48:00 NAZ

Parameter	Results	Units	RL	Flags	CAS	Bottle
NELAC Chloride	8.53	mg/L	3.00			01
NELAC Sulfate	16.0	mg/L	3.00			01

Qualifiers:

We report results on an As Received (or Wet) basis unless marked Dry Weight.

Unless otherwise noted, testing was performed at SPL, Inc. - Kilgore laboratory which holds International, Federal, and state accreditations. Please see our Websites for details.

(N)ELAC - Covered in our NELAC scope of accreditation
 z -- Not covered by our NELAC scope of accreditation

These analytical results relate to the sample tested. This report may NOT be reproduced EXCEPT in FULL without written approval of SPL Kilgore. Unless otherwise specified, these test results meet the requirements of NELAC.

RL is the Reporting Limit (sample specific quantitation limit) and is at or above the Method Detection Limit (MDL). CAS is Chemical Abstract Service number. RL is our Reporting Limit, or Minimum Quantitation Level. The RL takes into account the Instrument Detection Limit (IDL), Method Detection Limit (MDL), and Practical Quantitation Limit (PQL), and any dilutions and/or concentrations performed during sample preparation (EQL). Our analytical result must be above this RL before we report a value in the 'Results' column of our report (without a 'J' flag). Otherwise, we report ND (Not Detected above RL), because the result is "<" (less than) the number in the RL column. MAL is Minimum Analytical Level and is typically from regulatory agencies. Unless we report a result in the result column, or interferences prevent it, we work to have our RL at or below the MAL.



Bill Peery, MS, VP Technical Services



Report Page 3 of 9

RESULTS

AQU1

Project
1085303

AquaTech Laboratories
John Brien
 635 Phil Gramm Blvd.
 Bryan, TX 77807-9104

Printed 12/27/2023
 109-G042775

CAS	Parameter	Results	MDL	SDL	MQL	MQLAdj	Flag	Units	Target	Bottle	Dilute	
Drinking Water		Ion Chromatography						EPA 300.0 2.1				
2258639	G042775-01											
	<i>Collection:</i>		12/20/2023		10:23:00		Client		<i>Received:</i>	12/21/2023		
	<i>Prepared:</i>											
	Chloride	8.53	0.0972	0.972	0.300	3.00		mg/L	250	01	10.00	
									Secondary Standard			
	Sulfate	16.0	0.254	2.54	0.300	3.00		mg/L	250	01	10.00	
									Secondary Standard			

MDL is Method Detection Limit (40 CFR 136 Appendix B)
 MQL is the Method Quantitation Limit and corresponds to a low standard
 Qualifiers:

SDL is Sample Detection Limit and is the adjusted MDL (sample specific dilutions, dry weight)
 MQLADJ is the Adjusted Method Quantitation Limit (dilutions, dry weight)

We report results on an As Received (or Wet) basis unless marked Dry Weight.

Unless otherwise noted, testing was performed at SPL, Inc. - Kilgore laboratory which holds International, Federal, and state accreditations. Please see our Websites for details.

(N)ELAC - Covered in our NELAC scope of accreditation
 z -- Not covered by our NELAC scope of accreditation

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Email: Kilgore.projectmanager@spl-inc.com

2600 Dudley Rd. Kilgore, Texas 75662
24 Waterway Avenue, Suite 375 The Woodlands, TX 77380
Office: 903-984-0551 * Fax: 903-984-5914



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Project
1085303

Printed 12/27/2023

109-G042775

RESULTS

AQU1

AquaTech Laboratories
John Brien
635 Phil Gramm Blvd.
Bryan, TX 77807-9104

Bill Peery, MS, VP Technical Services



Email: Kilgore.projectmanager@spl-inc.com

QUALITY CONTROL



AQU1-G

AquaTech Laboratories
 John Brien
 635 Phil Gramm Blvd.
 Bryan, TX 77807-9104

Page 1 of 1

Project
1085303

Printed 12/27/2023

Analytical Set **1096805**

EPA 300.0 2.1

Blank											
Parameter	PrepSet	Reading	MDL	MQL	Units	File					
Chloride	1096805	ND	0.0972	0.300	mg/L	125791143					
Sulfate	1096805	ND	0.254	0.300	mg/L	125791151					
CCB											
Parameter	PrepSet	Reading	MDL	MQL	Units	File					
Chloride	1096805	0.026	0.0972	0.300	mg/L	125791140					
Chloride	1096805	0.027	0.0972	0.300	mg/L	125791161					
Chloride	1096805	0.028	0.0972	0.300	mg/L	125791173					
Sulfate	1096805	-0.211	0.254	0.300	mg/L	125791140					
Sulfate	1096805	-0.217	0.254	0.300	mg/L	125791161					
Sulfate	1096805	-0.210	0.254	0.300	mg/L	125791173					
CCV											
Parameter		Reading	Known	Units	Recover%	Limits%	File				
Chloride		9.74	10.0	mg/L	97.4	90.0 - 110	125791139				
Chloride		9.92	10.0	mg/L	99.2	90.0 - 110	125791160				
Chloride		9.92	10.0	mg/L	99.2	90.0 - 110	125791172				
Sulfate		9.80	10.0	mg/L	98.0	90.0 - 110	125791139				
Sulfate		9.75	10.0	mg/L	97.5	90.0 - 110	125791160				
Sulfate		9.72	10.0	mg/L	97.2	90.0 - 110	125791172				
LCS Dup											
Parameter	PrepSet	LCS	LCSD	Known	Limits%	LCS%	LCSD%	Units	RPD	Limit%	
Chloride	1096805	4.90	4.88	5.00	85.0 - 115	98.0	97.6	mg/L	0.409	20.0	
Sulfate	1096805	4.86	4.84	5.00	88.0 - 115	97.2	96.8	mg/L	0.412	20.0	
MSD											
Parameter	Sample	MS	MSD	UNK	Known	Limits	MS%	MSD%	Units	RPD	Limit%
Chloride	2258157	189	190	130	50.0	80.0 - 120	118	120	mg/L	1.68	20.0
Sulfate	2258157	122	129	76.4	50.0	80.0 - 120	91.2	105	mg/L	14.3	20.0
Chloride	2258459	247	248	108	100	80.0 - 120	139 *	140 *	mg/L	0.717	20.0
Sulfate	2258459	263	263	127	100	80.0 - 120	136 *	136 *	mg/L	0	20.0

* Out RPD is Relative Percent Difference: $\frac{\text{abs}(r1-r2)}{\text{mean}(r1,r2)} * 100\%$

Recover% is Recovery Percent: $\frac{\text{result}}{\text{known}} * 100\%$

Blank - Method Blank (reagent water or other blank matrices that contains all reagents except standard(s) and is processed simultaneously with and under the same conditions as samples; carried through preparation and analytical procedures exactly like a sample; monitors); CCB - Continuing Calibration Blank; CCV - Continuing Calibration Verification (same standard used to prepare the curve; typically a mid-range concentration; verifies the continued validity of the calibration curve); MSD - Matrix Spike Duplicate (replicate of the matrix spike; same solution and amount of target analyte added to the MS is added to a third aliquot of sample; quantifies matrix bias and precision.); LCS Dup - Laboratory Control Sample Duplicate (replicate LCS; analyzed when there is insufficient sample for duplicate or MSD; quantifies accuracy and precision.); AWRL/LOQ C - Ambient Water Reporting Limit/LOQ Check Std



Report Page 6 of 9



ATL - Bryan Facility
635 Phil Gramm Blvd
Bryan, TX 77807
(879) 778-5707
Fax (879) 778-5193

ATL - Austin Facility
3512 Montopolis Drive
Austin, TX 78744
(512) 301-9558
Fax (512) 301-9552

SHIPPED TO:
SPL Kilgore (T104704201)
2600 Dudley Road
Kilgore, TX 75662
Phone: (903) 984-0551
Fax: (903) 984-5914

C-O-C #
109 - G042775

Chain-of-Custody & Analysis Request

All analyses must be performed by a TNI approved method certified by the TCEQ. Contact ATL's sample custodian via voice and email if your methods do not meet this criteria.

Chloride - EPA 300.0 S04 DW - EPA 300.0 225734

CONTAINERS SUPPLIED:

() G042775-01 [A] - [SUB] ANA CI S04 0.25LP

() G042775-01 [A] - [SUB] ANA CI S04 0.25LP

(ATL indicates cooler number in parentheses for each container - only required if more than one cooler listed below)

See next page(s) for list of analytes requested.

Retrieved by (print & sign) <input type="checkbox"/> ATL - Auditor <input checked="" type="checkbox"/> ATL - Bryan <input type="checkbox"/> Sample		Date	Time	Sample Use	Abbreviations : DW - Drinking Water NP - Non-Potable Water S - Solid CTU - Custody Transfer (Petroleum) IG - Live Gases SIP - Sterile Plastic LP - Live Plastic
Michelle Barton Carrier & Tracking Number Fed Ex		12/20/23	15:22	X - without apply Sample Use Custody Sealed Not Chilled	
Received By (print & sign) <input type="checkbox"/> Bryan (In Lab) Chisil Parker SPL, Inc.		Date	Time	X - without apply Sample Use Custody Sealed Not Chilled	Use sample ID as PO# Need new 2010 MALS. Please J Flag metals < MRL & note all metals < MDL on reports. Do not further sub-contract any analysis. Keep in house or call for further instructions.
Line label description identification of analytes (if any) (sampled by) (method) (date) Cooler Temperature (°C) Temp. Rise (°F) Corrected Temp. (°C) Thermometer ID		12/20/23	15:22	X - without apply Sample Use Custody Sealed Not Chilled	
Cooler 1 N/A		N/A		Please email reports to: reporting@aquas-techlabs.com Please return cooler(s) to: Bryan Facility	



ATL - Bryan Facility
635 Phil Gramm Blvd
Bryan, TX 77807
(979) 778-3707
Fax (979) 778-3193

ATL - Austin Facility
3512 Montopolis Drive
Austin, TX 78744
(512) 301-8559
Fax (512) 301-8552

C:\EUMINT\Printsco_ATL_120522.rpt

Chain-of-Custody & Analysis Request

C-O-C #

109 - G042775

T104704371

All analyses must be performed by a TNI approved method certified by the TCEQ. Contact ATL's sample custodian via voice and email if your methods do not meet this criteria.

Page 2 of 2

Chloride EPA 300.0
Chloride
SO4 DW EPA 300.0
Sulfate as SO4



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1085303 CoC Print Group 001 of 001

ORIGIN ID: CLLA (979) 778-3707
 MICHELLE BARTON
 AQUA-TECH LAB
 835 PHIL GRAMM BLVD.
 BRYAN, TX 77807
 UNITED STATES US

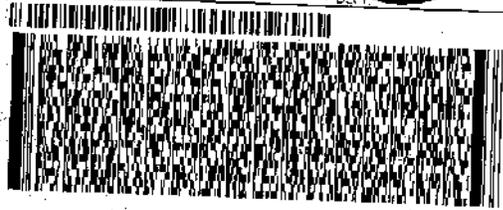
SHIP DATE: 13NOV23
 ACTWGT: 30.00 LB
 CAD: 5912604/INET4660
 DIMS: 25x14x14 IN
 BILL SENDER

TO LOGIN - SAMPLES
 ANA-LAB - SPL CORP
 2600 DUDLEY RD

KILGORE TX 75662

(903) 984-0551 REF MENO
 PKG DEP

5

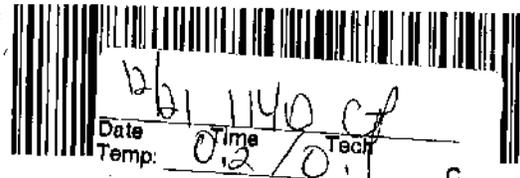


FedEx
 MP# 7740 8268 7856
 0283

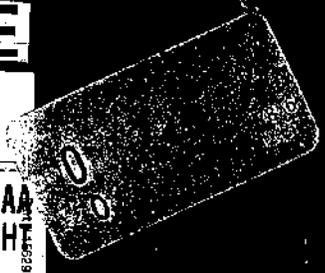
THU - 21 DEC AA
 STANDARD OVERNIGHT

AH GGGA

75662
 TX-US SHV



Therm#: 6443 Corr Fact: -0.1 C



Email information for report date:
12/28/23 13:50
G042776

Circle X Land and Cattle Co.,Ltd.

Attn: John Hurley

3131 Briarcrest Dr.
Bryan, TX 77802

HOLIDAY SCHEDULES ARE HERE!

**Christmas and New Years sample receiving
schedules are posted at
www.aqua-techlabs.com.**

~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~/.~*~

Aqua-Tech encourages you to reach out to
samplingbryan@aqua-techlabs.com or
samplingaustin@aqua-techlabs.com if you have
questions.

Thank you for your business,
June M. Brien
Executive Technical Director

BRYAN FACILITY
635 Phil Gramm Boulevard
Bryan, TX 77807
Phone: (979) 778-3707
Fax: (979) 778-3193



AUSTIN FACILITY
3512 Montopolis Dr. Suite A
Austin, TX 78744
Phone: (512) 301-9559
Fax: (512) 301-9552

The analyses summarized in this report were performed by Aqua-Tech Laboratories, Inc. unless otherwise noted. Aqua-Tech Laboratories, Inc. holds accreditation from the State of Texas in accordance with TNI and/or through the TCEQ Drinking Water Commercial Laboratory Approval Program.

The following abbreviations indicate certification status:

- NEL TNI accredited parameter.
- ANR Accreditation not offered by the State of Texas.
- DWP Approval through the TCEQ Drinking Water Commercial Laboratory Approval Program.
- INF Aqua-Tech Laboratories, Inc. is not accredited for this parameter. It is reported on an informational basis only.

Certificate: T104704371-22-26



TCEQ Lab ID T104704371

Subcontracted data summarized in this report is indicated by "Sub" in the Lab column.

General Definitions:

- NR Not Reported.
- RPD Relative Percent Difference.
- % R Percent Recovery.
- dry Results with the "dry" unit designation are reported on a "dry weight" basis.
- SQL The Sample Quantitation Limit is the value below which the parameter cannot reliably be detected. The SQL includes all sample preparations, dilutions and / or concentrations.
- Adj MDL The Adjusted Method Detection Limit is the MDL value adjusted for any sample dilutions or concentrations .
- MDL The Method Detection Limit is the lowest theoretical value that is statistically different from zero for a specific method, taking into account all preparation steps and instrument settings.

All samples are reported on an "as received" basis unless the designation "dry" is added to the reported unit.

Copies of Aqua-Tech Laboratories, Inc. procedures and individual sampling plans are available upon request. Note that samples are collected by Aqua-Tech Laboratories, Inc. personnel unless otherwise noted in the "Sample Collected" field of this report as "Client" or "CLT".

Samples included in this report were received in acceptable condition according to Aqua-Tech Laboratories, Inc. procedures and 40 CFR, Chapter I, Subchapter D, Part 136.3, TABLE II. - *Required containers, preservation techniques, and holding times*, unless otherwise noted in this report.

Record Retention:

All reports, raw data, and associated quality control data are kept on file for 10 years before being destroyed. Any client that would like copies of records must contact Aqua-Tech Laboratories, Inc. no later than six months prior to the scheduled disposal. An administrative fee for retrieval and distribution will apply.

This report was approved by:

June M. Brien, Technical Director

The results in this report apply only to the samples analyzed. This analytical report must be reproduced in its entirety unless written permission is granted by Aqua-Tech Laboratories, Inc.

corp@aqua-techlabs.com

www.aqua-techlabs.com

BRYAN FACILITY
 635 Phil Gramm Boulevard
 Bryan, TX 77807
 Phone: (979) 778-3707
 Fax: (979) 778-3193



AUSTIN FACILITY
 3512 Montopolis Dr. Suite A
 Austin, TX 78744
 Phone: (512) 301-9559
 Fax: (512) 301-9552

Circle X Land and Cattle Co.,Ltd.

Report Printed: 12/28/23 13:50
 G042776

CC Well 3		Collected: 12/20/23 09:52 by Nicholas Gomez Received: 12/20/23 14:57 by Nicholas Gomez						Type	Matrix		C-O-C #	
Lab ID# G042776-01		Result	Units	Notes	MDL	Adj MDL	SQL	Lab	Analyzed	Drinking Water	N/A	
Field Parameters												
Field pH	8.3	pH Units			0.01	0.01	0.1	Bryan	At Collection	SM4500-H+ B 2011	M170943	DWP
Temperature	31.2	Deg. C			0.1	0.1	0.1	Bryan	At Collection	SM2550 B 2000	M170943	DWP
General Chemistry												
Total Dissolved Solids	434	mg/L			25.0	50.0	50.0	Bryan	12/21/23 11:54 SDH	SM2540 C 2015	M171080	NEL

Please see the attached subcontract report for subcontracted data.

Field Parameters - Quality Control												
Result	Units	Notes	MDL	SQL	Analyzed	Spike Amount	Source Result	%R	%R Limits	RPD	RPD Limit	Batch
Field pH - SM4500-H+ B 2011												Bryan
Duplicate	8.0	pH Units	0.01	0.1	12/20/23 10:23 NAG		8.0			0.00	1.19	M170943
Temperature - SM2550 B 2000												Bryan
Duplicate	26.2	Deg. C	0.1	0.1	12/20/23 10:23 NAG		26.2			0.00	6.26	M170943

General Chemistry - Quality Control												
Result	Units	Notes	MDL	SQL	Analyzed	Spike Amount	Source Result	%R	%R Limits	RPD	RPD Limit	Batch
Total Dissolved Solids - SM2540 C 2015												Bryan
Blank	<25.0	mg/L	25.0	25.0	12/21/23 11:54 SDH							M171080
Duplicate	214	mg/L	49.0	49.0	12/21/23 11:54 SDH		204			4.78	10	M171080
Reference	540	mg/L	100	100	12/21/23 11:54 SDH	500		108	78 - 122			M171080

Sample Preparation Summary											External Dilution Factor	Batch
Sample	Method	Prepared	Lab	Bottle	Initial	Units	Final	Units				
G042776-01												
Subcontract	Sub Contract Data Entry	12/27/23 19:29 PMY	Bryan	-	-	-	-	-	-	-	M171254	
Total Dissolved Solids	SM2540 C 2015	12/21/23 11:54 SDH	Bryan	B	50.0	mL	100	mL	1	M171080		

BRYAN FACILITY
 635 Phil Gramm Boulevard
 Bryan, TX 77807
 Phone: (979) 778-3707
 Fax: (979) 778-3193



AUSTIN FACILITY
 3512 Montopolis Dr. Suite A
 Austin, TX 78744
 Phone: (512) 301-9559
 Fax: (512) 301-9552

Analytical Report

Circle X Land and Cattle Co.,Ltd.

Report Printed: 12/28/23 13:50
G042776

Chain-of-Custody Summary

The following record summarizes custody for work orders sampled by Aqua-Tech Laboratories, Inc. personnel on route.
 Original signatures are kept on file by Aqua-Tech Laboratories, Inc. and are available upon request.

WORK ORDER G042776

Cooler ID	Temperature °C	Condition Good?	On Ice?	Preservation Correct?	Custody Maintained by ATL?	See comments below or comments and qualifiers with analytical results explaining any "No" answers.
B075	1.7	Yes	Yes	Yes	Yes	
G042776-01	Grab	Sampling Begun: 12/20/23 9:52		Sampling Ended: 12/20/23 9:52		
Container & Description	pH Checks / Comments		Container & Description	pH Checks / Comments		Container & Description
A [SUB] ANA Cl SO4 0.25LP			B TDS 0.5LP			

Sampled & Submitted to Lab by: Nicholas Gomez (Route Driver)

Received: 12/20/23 14:57 By Nicholas Gomez (Bryan)

Project
1085304

Printed 12/27/2023 15:55

AQU1-G

AquaTech Laboratories
John Brien
635 Phil Gramm Blvd.
Bryan, TX 77807-9104

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368-G042776

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1085304_r03_03_ProjectResults	SPL Kilgore Project P:1085304 C:AQU1 Project Results t:304 PO: 368-G042776	1
1085304_r03_06_I_ProjectTRRP	SPL Kilgore Project P:1085304 C:AQU1 Project TRRP Results Report for Class I	2
1085304_r10_05_ProjectQC	SPL Kilgore Project P:1085304 C:AQU1 Project Quality Control Groups	1
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Total Pages:		8

Email: Kilgore.projectmanager@spl-inc.com



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SAMPLE CROSS REFERENCE

Project
1085304

Printed 12/27/2023 Page 1 of 1

AquaTech Laboratories
 John Brien
 635 Phil Gramm Blvd.
 Bryan, TX 77807-9104

Sample	Sample ID	Taken	Time	Received
2258640	G042776-01	12/20/2023	09:52:00	12/21/2023

Bottle 01 Client supplied plastic

Method	Bottle	PrepSet	Preparation	QcGroup	Analytical
EPA 300.0 2.1	01	1096805	12/22/2023	1096805	12/22/2023

Email: Kilgore.projectmanager@spl-inc.com



Report Page 2 of 9

AQU1-G

AquaTech Laboratories
 John Brien
 635 Phil Gramm Blvd.
 Bryan, TX 77807-9104

Project
1085304

Printed: 12/27/2023

368-G042776

RESULTS

Sample Results

2258640 **G042776-01**

Received: 12/21/2023

Drinking Water

Collected by: Client
 Taken: 12/20/2023

AquaTech Laboratorie
 09:52:00

PO: 368-G042776

EPA 300.0 2.1

Prepared: 1096805 12/22/2023 16:11:00 Analyzed 1096805 12/22/2023 16:11:00 NAZ

Parameter	Results	Units	RL	Flags	CAS	Bottle
NELAC Chloride	15.9	mg/L	3.00			01
NELAC Sulfate	14.0	mg/L	3.00			01

Qualifiers:

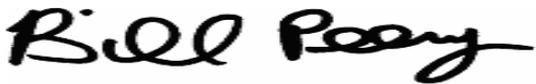
We report results on an As Received (or Wet) basis unless marked Dry Weight.

Unless otherwise noted, testing was performed at SPL, Inc. - Kilgore laboratory which holds International, Federal, and state accreditations. Please see our Websites for details.

(N)ELAC - Covered in our NELAC scope of accreditation
 z -- Not covered by our NELAC scope of accreditation

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RL is the Reporting Limit (sample specific quantitation limit) and is at or above the Method Detection Limit (MDL). CAS is Chemical Abstract Service number. RL is our Reporting Limit, or Minimum Quantitation Level. The RL takes into account the Instrument Detection Limit (IDL), Method Detection Limit (MDL), and Practical Quantitation Limit (PQL), and any dilutions and/or concentrations performed during sample preparation (EQL). Our analytical result must be above this RL before we report a value in the 'Results' column of our report (without a 'J' flag). Otherwise, we report ND (Not Detected above RL), because the result is "<" (less than) the number in the RL column. MAL is Minimum Analytical Level and is typically from regulatory agencies. Unless we report a result in the result column, or interferences prevent it, we work to have our RL at or below the MAL.



Bill Peery, MS, VP Technical Services



Report Page 3 of 9

RESULTS

AQU1

Project
1085304

AquaTech Laboratories
John Brien
 635 Phil Gramm Blvd.
 Bryan, TX 77807-9104

Printed 12/27/2023
 368-G042776

CAS	Parameter	Results	MDL	SDL	MQL	MQLAdj	Flag	Units	Target	Bottle	Dilute	
Drinking Water		Ion Chromatography						EPA 300.0 2.1				
2258640	G042776-01											
	<i>Collection:</i>		12/20/2023		09:52:00		Client		<i>Received:</i>	12/21/2023		
	<i>Prepared:</i>											
	Chloride	15.9	0.0972	0.972	0.300	3.00		mg/L	250	01	10.00	
									Secondary Standard			
	Sulfate	14.0	0.254	2.54	0.300	3.00		mg/L	250	01	10.00	
									Secondary Standard			

MDL is Method Detection Limit (40 CFR 136 Appendix B)
 MQL is the Method Quantitation Limit and corresponds to a low standard
 Qualifiers:

SDL is Sample Detection Limit and is the adjusted MDL (sample specific dilutions, dry weight)
 MQLADJ is the Adjusted Method Quantitation Limit (dilutions, dry weight)

We report results on an As Received (or Wet) basis unless marked Dry Weight.

Unless otherwise noted, testing was performed at SPL, Inc. - Kilgore laboratory which holds International, Federal, and state accreditations. Please see our Websites for details.

(N)ELAC - Covered in our NELAC scope of accreditation
 z -- Not covered by our NELAC scope of accreditation

These analytical results relate to the sample tested. This report may NOT be reproduced EXCEPT in FULL without written approval of SPL Kilgore. Unless otherwise specified, these test results meet the requirements of NELAC.

Email: Kilgore.projectmanager@spl-inc.com

2600 Dudley Rd. Kilgore, Texas 75662
24 Waterway Avenue, Suite 375 The Woodlands, TX 77380
Office: 903-984-0551 * Fax: 903-984-5914



- 1
- 2
- 3
- 4
- 5
- 6

Page 2 of 2

Project
1085304

Printed 12/27/2023

368-G042776

RESULTS

AQU1

AquaTech Laboratories
John Brien
635 Phil Gramm Blvd.
Bryan, TX 77807-9104

Bill Peery, MS, VP Technical Services



Email: Kilgore.projectmanager@spl-inc.com

QUALITY CONTROL



AQU1-G

AquaTech Laboratories
John Brien
635 Phil Gramm Blvd.
Bryan, TX 77807-9104

Page 1 of 1

Project
1085304

Printed 12/27/2023

Analytical Set **1096805**

EPA 300.0 2.1

Blank

Parameter	PrepSet	Reading	MDL	MQL	Units	File
Chloride	1096805	ND	0.0972	0.300	mg/L	125791143
Sulfate	1096805	ND	0.254	0.300	mg/L	125791151

CCB

Parameter	PrepSet	Reading	MDL	MQL	Units	File
Chloride	1096805	0.026	0.0972	0.300	mg/L	125791140
Chloride	1096805	0.027	0.0972	0.300	mg/L	125791161
Chloride	1096805	0.028	0.0972	0.300	mg/L	125791173
Sulfate	1096805	-0.211	0.254	0.300	mg/L	125791140
Sulfate	1096805	-0.217	0.254	0.300	mg/L	125791161
Sulfate	1096805	-0.210	0.254	0.300	mg/L	125791173

CCV

Parameter	Reading	Known	Units	Recover%	Limits%	File
Chloride	9.74	10.0	mg/L	97.4	90.0 - 110	125791139
Chloride	9.92	10.0	mg/L	99.2	90.0 - 110	125791160
Chloride	9.92	10.0	mg/L	99.2	90.0 - 110	125791172
Sulfate	9.80	10.0	mg/L	98.0	90.0 - 110	125791139
Sulfate	9.75	10.0	mg/L	97.5	90.0 - 110	125791160
Sulfate	9.72	10.0	mg/L	97.2	90.0 - 110	125791172

LCS Dup

Parameter	PrepSet	LCS	LCSD	Known	Limits%	LCS%	LCSD%	Units	RPD	Limit%
Chloride	1096805	4.90	4.88	5.00	85.0 - 115	98.0	97.6	mg/L	0.409	20.0
Sulfate	1096805	4.86	4.84	5.00	88.0 - 115	97.2	96.8	mg/L	0.412	20.0

MSD

Parameter	Sample	MS	MSD	UNK	Known	Limits	MS%	MSD%	Units	RPD	Limit%
Chloride	2258157	189	190	130	50.0	80.0 - 120	118	120	mg/L	1.68	20.0
Sulfate	2258157	122	129	76.4	50.0	80.0 - 120	91.2	105	mg/L	14.3	20.0
Chloride	2258459	247	248	108	100	80.0 - 120	139 *	140 *	mg/L	0.717	20.0
Sulfate	2258459	263	263	127	100	80.0 - 120	136 *	136 *	mg/L	0	20.0

* Out RPD is Relative Percent Difference: $\frac{\text{abs}(r1-r2)}{\text{mean}(r1,r2)} * 100\%$

Recover% is Recovery Percent: $\frac{\text{result}}{\text{known}} * 100\%$

Blank - Method Blank (reagent water or other blank matrices that contains all reagents except standard(s) and is processed simultaneously with and under the same conditions as samples, carried through preparation and analytical procedures exactly like a sample; monitors); CCB - Continuing Calibration Blank; CCV - Continuing Calibration Verification (same standard used to prepare the curve; typically a mid-range concentration; verifies the continued validity of the calibration curve); MSD - Matrix Spike Duplicate (replicate of the matrix spike; same solution and amount of target analyte added to the MS is added to a third aliquot of sample; quantifies matrix bias and precision.); LCS Dup - Laboratory Control Sample Duplicate (replicate LCS; analyzed when there is insufficient sample for duplicate or MSD; quantifies accuracy and precision.); AWRL/LOQ C - Ambient Water Reporting Limit/LOQ Check Std



Report Page 6 of 9



ATL - Bryan Facility
635 Phil Gramm Blvd
Bryan, TX 77807
(979) 778-3707

ATL - Austin Facility
3512 Montopolis Drive
Austin, TX 78744
(512) 301-9559
Fax: (512) 301-9552

SHIPPED TO:
SPL Kilgore (T104704207)
2600 Dudley Road
Kilgore, TX 75662
Phone: (903) 984-0551
Fax: (903) 984-5914

C-O-C #
368 - G042776

Chain-of-Custody & Analysis Request

T104704371



All analyses must be performed by a TMI approved method certified by the TCEQ. Contact ATL's sample custodian via voice and email if your methods do not meet this criteria.

Chloride - EPA 300.0 SO4 DW - EPA 300.0

2258643

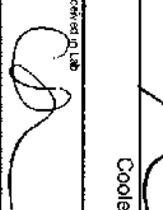
LABORATORY ID >>

CONTAINERS SUPPLIED:

(ATL indicates cooler number in parentheses - only required if more than one cooler listed below.)

(X) G042776-01 (A) - [SUB] ANA CI SO4 0.25LP

See next page(s) for list of analytes requested.

Refrustrated by 120V & sign!		<input type="checkbox"/> ATL-Austin	<input checked="" type="checkbox"/> ATL-Bryan	<input type="checkbox"/> Send to	Date	Time	<input type="checkbox"/> Not <input checked="" type="checkbox"/> Custody Sealed <input type="checkbox"/> Not Chilled	Sample Info <input checked="" type="checkbox"/> as the apply	Abbreviations: DW - Drinking Water NP - Non Potable Water S - Solid CTU - Custody Transfer Unit/Traker JG - Juv Glasses SFP - Sterile Plastic LP - Luer Plastic
Carrier & Tracking Number		Cooler 1: AQU1S1/7740 8268 7856			12/20/23	15:22			
Received by: Michelle Barton		<input checked="" type="checkbox"/> Received (Lab) <input type="checkbox"/> Not Received (Lab)							Aqua-Tech Comments and Special Instructions: Use sample ID as PQ# Need new 2010 MALs. Please J Flag metals < MRL & note all metals < MDL on reports. Do not further sub-contract any analysis. Keep in house or call for further instructions.
Sign below documents condition of receipt in lab (signature) and date above: Onsite Printer: SPL, Inc.									
Color Temperature (°C)	Temp. Read (°F)	Corrected Temp. (°C)	Thermometer ID	Date		Time	<input type="checkbox"/> Received Good <input type="checkbox"/> Condition Good <input type="checkbox"/> Not Rec'd Good	Please email reports to: reporting@aquas-techlab.com	Please return cooler(s) to: Bryan Facility
Cooler 1									
N/A	N/A	N/A	N/A						

AQUA-TECH LABORATORIES, INC.

ATL - Bryan Facility:
633 Pahl Gammn Blvd.
Bryan, TX 77807
(979) 778-5707
Fax (979) 778-3193

ATL - Austin Facility:
3512 Monticopolis Drive
Austin, TX 78744
(512) 301-9559
Fax (512) 301-9552

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Chain-of-Custody & Analysis Request

C-O-C #

368 - G042776

T104704371

All analyses must be performed by a TMI approved method certified by the TCEQ. Contact ATL's sample custodian via voice and email if your methods do not meet this criteria.

Page 2 of 2

Chloride EPA 300.0 Chloride
S04 DW EPA 300.0 Sulfate as SO4



1
2
3
4
5
6

1085304 CoC Print Group 001 of 001

ORIGIN ID: CLLA (979) 778-3707
MICHELLE BARTON
AQUA TECH LAB
635 PHIL GRAMM BLVD.
BRYAN, TX 77807
UNITED STATES US

SHIP DATE: 13NOV23
ACTWGT: 30.00 LB
CAD: 9912604/NET4660
DIMS: 25x14x14 IN

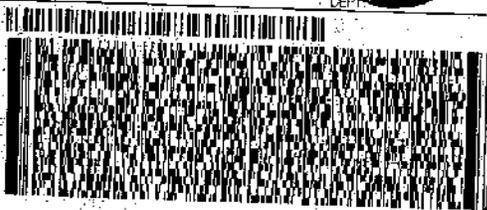
BILL SENDER

TO: LOGIN - SAMPLES
ANA-LAB - SPL CORP
2600 DUDLEY RD

KILGORE TX 75662

(903) 984-0551 REF VENO
RV PO. CEN

5

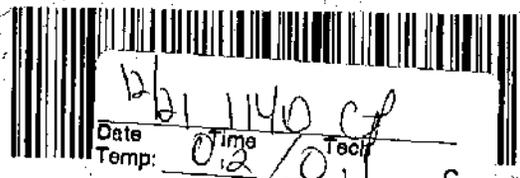


FedEx
MPS# 7740 8268 7856
0283

THU - 21 DEC AA
STANDARD OVERNIGHT

AH GGGA

75662
TX-US SHV



Therm#: 6443 Corr Fact: -0.1 C





Chaparral Laboratories, Inc.



861 State Hwy 19 P.O. Box 1622 Huntsville, TX 77342-1622 www.chaparrallabs.com Phone: 936-291-1881 Fax: 936-295-1731

Certificate of Analysis

Circle X Land And Cattle Co Ltd
Attn: Pedro Campos
3131 Briarcrest Drive
Bryan, TX 77802

Customer ID: CIRX
Sample ID: 24020784
Date Received: 02/23/2024
Date Reported: 03/01/2024

Project: Circle X Land And Cattle
Location: Robertson County, TX

Analytical Results

Collection Point: Well 4	BVDO-0250	Collected: 02/23/2024 10:35
Sample Type: Grab		Collector: DHV

<u>Parameter</u>	<u>Result</u>	<u>Units</u>	<u>Date/Time</u>	<u>Analyst</u>	<u>Bottle</u>	<u>Method</u>	<u>QC ID</u>	<u>Acrd</u>
Chloride	6.8	mg/L	02/23/2024 14:12	DKH	-01	EPA 300.0	QC2402524	NELAP
Sulfate	7.5	mg/L	02/23/2024 14:12	DKH	-01	EPA 300.0	QC2402525	NELAP
Total Dissolved Solids	224.0	mg/L	02/26/2024 13:25	DKH	-02	SM 2540 C	QC2403012	NELAP
pH	8.46	SU	02/23/2024 10:35	DHV	-03	SM 4500-H+B	QC2402570	Note 1
Temperature	27.9	°C	02/23/2024 10:35	DHV	-03	SM 2550 B	QC2402571	Note 1

Quality Control

<u>QC ID</u>	<u>Param</u>	<u>QC Type</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>
QC2402524	Chloride	Duplicate %RPD	0	%	
		LCS	95.3	%	
		Method Blank	<0.3	mg/L	
		MS %R	95.5	%	
		MSD %R	95	%	
QC2402525	Sulfate	Duplicate %RPD	0	%	
		LCS	96.2	%	
		Method Blank	<0.3	mg/L	
		MS %R	96.4	%	
		MSD %R	96.3	%	
QC2402570	pH	Duplicate %RPD	0	%	
QC2402571	Temperature	Duplicate %RPD	0	%	



Chaparral Laboratories, Inc.



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Certificate of Analysis

Circle X Land And Cattle Co Ltd
Attn: Pedro Campos
3131 Briarcrest Drive
Bryan, TX 77802

Customer ID: CIRX
Sample ID: 24020784
Date Received: 02/23/2024
Date Reported: 03/01/2024

Project: Circle X Land And Cattle
Location: Robertson County, TX

QC2403012 Total Dissolved Solids

Duplicate %RPD	1.8	%
LCS	102.4	%
Method Blank	<5.0	mg/L

The analytical results in this Certificate of Analysis relate only to the samples tested. This Certificate of Analysis, with its corresponding Chain of Custody, completes the data package. This data package may not be reproduced, except in full, without the written approval of Chaparral Laboratories, Inc.

(<) = Result was below quantitation limits.

(>) = Result was above quantitation limits.

Acceptable = meets Precision Criteria

Unacceptable = does not meet Precision Criteria.

Samples analyzed for Oxygen Uptake Rate are diluted to <2% total solids for analysis.

Results reported as mg/kg, %, or CFU/g/TS are calculated on a dry weight basis, unless otherwise noted.

Precision Criteria for Fecal Coliform, Escherichia coli and Enterococci analyses are calculated according to SM 9020 B 8.5.b.

**Note 1: Laboratory Approval by TCEQ*

**Note 11: The form TCEQ-10525 (Rev. 05/2023) submitted to Chaparral Laboratories, Inc. is TCEQ's required documentation for all Total Coliform analysis on Drinking Water in the State of Texas. Please refer to the completed form TCEQ-10525 (Rev. 05/2023) for all reporting purposes.*

Approved by David H. Veinotte
Laboratory Director



Chaparral Laboratories, Inc.



861 State Hwy 19 P.O. Box 1622 Huntsville, TX 77342-1622 www.chaparrallabs.com Phone: 936-291-1881 Fax: 936-295-1731

Certificate of Analysis

Circle X Land And Cattle Co Ltd
Attn: Pedro Campos
3131 Briarcrest Drive
Bryan, TX 77802

Customer ID: CIRX
Sample ID: 24020785
Date Received: 02/23/2024
Date Reported: 03/01/2024

Project: Circle X Land And Cattle
Location: Robertson County, TX

Analytical Results

Collection Point: Well 1	BVOP-0001	Collected: 02/23/2024 10:55
Sample Type: Grab		Collector: DHV

<u>Parameter</u>	<u>Result</u>	<u>Units</u>	<u>Date/Time</u>	<u>Analyst</u>	<u>Bottle</u>	<u>Method</u>	<u>QC ID</u>	<u>Acrd</u>
Chloride	8.5	mg/L	02/23/2024 14:12	DKH	-01	EPA 300.0	QC2402524	NELAP
Sulfate	13.6	mg/L	02/23/2024 14:12	DKH	-01	EPA 300.0	QC2402525	NELAP
Total Dissolved Solids	176.0	mg/L	02/26/2024 13:25	DKH	-02	SM 2540 C	QC2403012	NELAP
pH	8.29	SU	02/23/2024 10:55	DHV	-03	SM 4500-H+B	QC2402570	Note 1
Temperature	20.8	°C	02/23/2024 10:55	DHV	-03	SM 2550 B	QC2402571	Note 1

Quality Control

<u>QC ID</u>	<u>Param</u>	<u>QC Type</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>
QC2402524	Chloride	Duplicate %RPD	0	%	
		LCS	95.3	%	
		Method Blank	<0.3	mg/L	
		MS %R	95.5	%	
		MSD %R	95	%	
QC2402525	Sulfate	Duplicate %RPD	0	%	
		LCS	96.2	%	
		Method Blank	<0.3	mg/L	
		MS %R	96.4	%	
		MSD %R	96.3	%	
QC2402570	pH	Duplicate %RPD	0	%	
QC2402571	Temperature	Duplicate %RPD	0	%	



Chaparral Laboratories, Inc.



861 State Hwy 19 P.O. Box 1622 Huntsville, TX 77342-1622 www.chaparrallabs.com Phone: 936-291-1881 Fax: 936-295-1731

Certificate of Analysis

Circle X Land And Cattle Co Ltd
Attn: Pedro Campos
3131 Briarcrest Drive
Bryan, TX 77802

Customer ID: CIRX
Sample ID: 24020785
Date Received: 02/23/2024
Date Reported: 03/01/2024

Project: Circle X Land And Cattle
Location: Robertson County, TX

QC2403012 Total Dissolved Solids

Duplicate %RPD	1.8	%
LCS	102.4	%
Method Blank	<5.0	mg/L

The analytical results in this Certificate of Analysis relate only to the samples tested. This Certificate of Analysis, with its corresponding Chain of Custody, completes the data package. This data package may not be reproduced, except in full, without the written approval of Chaparral Laboratories, Inc.

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(>) = Result was above quantitation limits.

Acceptable = meets Precision Criteria

Unacceptable = does not meet Precision Criteria.

Samples analyzed for Oxygen Uptake Rate are diluted to <2% total solids for analysis.

Results reported as mg/kg, %, or CFU/g/TS are calculated on a dry weight basis, unless otherwise noted.

Precision Criteria for Fecal Coliform, Escherichia coli and Enterococci analyses are calculated according to SM 9020 B 8.5.b.

*Note 1: Laboratory Approval by TCEQ

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Approved by David H. Veinotte
Laboratory Director

Water Quality:

<i>Strata Depth (ft.)</i>	<i>Water Type</i>
974 - 1270	Simsboro

Chemical Analysis Made: **No**

Did the driller knowingly penetrate any strata which contained injurious constituents?: **No**

Certification Data: The driller certified that the driller drilled this well (or the well was drilled under the driller's direct supervision) and that each and all of the statements herein are true and correct. The driller understood that failure to complete the required items will result in the report(s) being returned for completion and resubmittal.

Company Information: **Landowner Drilled**

**P.O. Box 4747
Bryan, TX 77805**

Driller Name: **T. Bottoms**

License Number: **N/A**

Comments: **No Data**

Lithology:
DESCRIPTION & COLOR OF FORMATION MATERIAL

Casing:
BLANK PIPE & WELL SCREEN DATA

<i>Top (ft.)</i>	<i>Bottom (ft.)</i>	<i>Description</i>
0	400	Clay and sand
400	670	sand
670	680	clay
680	740	sand
740	760	clay
760	860	sand
860	970	clay
975	1075	sand
1075	1135	clay
1135	1270	sand
1270	1300	clay

<i>Dia (in.)</i>	<i>Type</i>	<i>Material</i>	<i>Sch./Gage</i>	<i>Top (ft.)</i>	<i>Bottom (ft.)</i>
16	surface	New Steel	65 lb/ft	0	975
1.75		New Pipe Base Stainless Steel	0.025	868	1288

IMPORTANT NOTICE FOR PERSONS HAVING WELLS DRILLED CONCERNING CONFIDENTIALITY

TEX. OCC. CODE Title 12, Chapter 1901.251, authorizes the owner (owner or the person for whom the well was drilled) to keep information in Well Reports confidential. The Department shall hold the contents of the well log confidential and not a matter of public record if it receives, by certified mail, a written request to do so from the owner.

Please include the report's Tracking Number on your written request.

**Texas Department of Licensing and Regulation
P.O. Box 12157
Austin, TX 78711
(512) 334-5540**

Water Quality:	<i>Strata Depth (ft.)</i>	<i>Water Type</i>
	No Data	No Data

Chemical Analysis Made: **No**

Did the driller knowingly penetrate any strata which contained injurious constituents?: **No**

Certification Data: The driller certified that the driller drilled this well (or the well was drilled under the driller's direct supervision) and that each and all of the statements herein are true and correct. The driller understood that failure to complete the required items will result in the report(s) being returned for completion and resubmittal.

Company Information: **Landowner Drilled**
P.O. Box 4747
Bryan, TX 77805

Driller Name: **T. Bottoms** License Number: **N/A**

Comments: **No Data**

Report Amended on 1/10/2020 by Request #29562

Lithology:
 DESCRIPTION & COLOR OF FORMATION MATERIAL

Casing:
 BLANK PIPE & WELL SCREEN DATA

<i>Top (ft.)</i>	<i>Bottom (ft.)</i>	<i>Description</i>
0	100	Sand
100	450	clay and sand
450	560	sand
560	650	sand and clay
650	750	sand
750	950	clay and sand
950	1220	grey sand

<i>Dia (in.)</i>	<i>Type</i>	<i>Material</i>	<i>Sch./Gage</i>	<i>Top (ft.)</i>	<i>Bottom (ft.)</i>
16	Blank	New Steel	65 lb/ft	0	875
10.75	Screen	New Pipe Base Stainless Steel	0.025	850	1150

IMPORTANT NOTICE FOR PERSONS HAVING WELLS DRILLED CONCERNING CONFIDENTIALITY

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Please include the report's Tracking Number on your written request.

Texas Department of Licensing and Regulation
P.O. Box 12157
Austin, TX 78711
(512) 334-5540

Water Quality:

<i>Strata Depth (ft.)</i>	<i>Water Type</i>
No Data	No Data

Chemical Analysis Made: **No**

Did the driller knowingly penetrate any strata which contained injurious constituents?: **No**

Certification Data: The driller certified that the driller drilled this well (or the well was drilled under the driller's direct supervision) and that each and all of the statements herein are true and correct. The driller understood that failure to complete the required items will result in the report(s) being returned for completion and resubmittal.

Company Information: **Landowner Drilled**

**P.O. Box 4747
Bryan, TX 77805**

Driller Name: **T bottoms**

License Number: **N/A**

Comments: **No Data**

Report Amended on 1/10/2020 by Request #29560

Lithology:
DESCRIPTION & COLOR OF FORMATION MATERIAL

<i>Top (ft.)</i>	<i>Bottom (ft.)</i>	<i>Description</i>
0	130	sand
130	260	clay and sand
260	650	sand and clay
650	850	sand
850	930	clay
930	1050	sand
1050	1100	clay
1100	1150	sand
1150	1200	clay
1200	1300	sand
1300	1360	clay

Casing:
BLANK PIPE & WELL SCREEN DATA

<i>Dia (in.)</i>	<i>Type</i>	<i>Material</i>	<i>Sch./Gage</i>	<i>Top (ft.)</i>	<i>Bottom (ft.)</i>
16	Blank	New Steel	65 lb/ft	0	1166
10.75	Screen	New Pipe Base Stainless Steel	0.025	1136	1487

IMPORTANT NOTICE FOR PERSONS HAVING WELLS DRILLED CONCERNING CONFIDENTIALITY

TEX. OCC. CODE Title 12, Chapter 1901.251, authorizes the owner (owner or the person for whom the well was drilled) to keep information in Well Reports confidential. The Department shall hold the contents of the well log confidential and not a matter of public record if it receives, by certified mail, a written request to do so from the owner.

Please include the report's Tracking Number on your written request.

**Texas Department of Licensing and Regulation
P.O. Box 12157
Austin, TX 78711
(512) 334-5540**

Division
April 18 1954
Conservation
U.S. Department of the Interior



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

P.O. Box 528 · HEARNE, TX 77859 · (979) 279-9350
[HTTPS://BRAZOSVALLEYGCD.ORG](https://BRAZOSVALLEYGCD.ORG)

October 13, 2023

Circle X North Cooley, LLC
3131 Briarcrest Dr.
Bryan, TX 77802

Dear Jerry,

Enclosed is your recently renewed operating permit BVDO-0248. This permit will be up for review and renewal in December 2028.

Also included in this packet is the most current set of BVGCD rules and regulations.

If you have any questions concerning your renewed permits, please feel free to contact the District office at 979-279-9350 (office) or 817-774-6412 (cell).

Best regards,

Alan M. Day
General Manager

Enclosure: BVGCD Permits
BVGCD Rules

BOARD OF DIRECTORS:
DAVID STRATTA, SECRETARY
GARY MECHLER

STEPHEN CAST, PRESIDENT
CHRIS ZEIG, TREASURER
JOHN ELLIOTT

JAYSON BARFKNECHT, VP
MARK CARRABBA
JEFF KENNEDY

Permit No. BVDO-0248

Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District



This **Operating Permit** is granted to **Circle X North Cooley, LLC** (Permittee) authorizing the Permittee to operate a water well known as **Well #1** ("Well") at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, and Commercial** uses. Permittee is authorized to operate the Well located at **N 31.203589° and W 96.341069°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **2000 GPM** and a maximum annual production of **3,226 acre feet/year**.

Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
 - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
 - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
 - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

This permit is issued and effective as of December 13, 2018. The permit was reviewed, renewed, & amended October 13, 2023 to reflect owner name change.

Special Provisions/Notes:

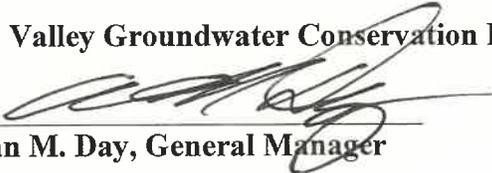
This is a multi-use permit for agricultural, industrial, and commercial uses. Purpose of use will be reported and metered separately.

This Permit is granted subject to these Rules, orders of the Board, and the laws of the State of Texas. In addition to any special provisions or other requirements incorporated into the permit issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1st) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this Permit is granted on the basis of and contingent upon the accuracy of the information supplied in that application. A finding that false information has been supplied is grounds for immediate revocation of the permit.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, the District makes no representations and shall have no responsibility with respect to the availability or quality of water authorized to be produced under this permit.

Brazos Valley Groundwater Conservation District

By: 
Alan M. Day, General Manager

10-13-23
Date



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

P.O. Box 528 · HEARNE, TX 77859 · (979) 279-9350
[HTTPS://BRAZOSVALLEYGCD.ORG](https://brazosvalleygcd.org)

October 13, 2023

Circle X South Cooley, LLC
3131 Briarcrest Dr.
Bryan, TX 77802

Dear Jerry,

Enclosed is your recently renewed operating permit BVDO-0249 & BVDO-0250. This permit will be up for review and renewal in December 2028.

Also included in this packet is the most current set of BVGCD rules and regulations.

If you have any questions concerning your renewed permits, please feel free to contact the District office at 979-279-9350 (office) or 817-774-6412 (cell).

Best regards,

Alan M. Day
General Manager

Enclosure: BVGCD Permits
BVGCD Rules

Permit No. BVDO-0249



Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **Circle X South Cooley, LLC** (Permittee) authorizing the Permittee to operate a water well known as **Well #2** ("Well") at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, and Commercial** uses. Permittee is authorized to operate the Well located at **N 31.182754° and W 96.366956°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **2000 GPM** and a maximum annual production of **3,226 acre feet/year**.

Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
 - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
 - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
 - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

This permit is issued and effective as of December 13, 2018. The permit was reviewed, renewed, & amended October 13, 2023 to reflect owner name change.

Special Provisions/Notes:

This is a multi-use permit for agricultural, industrial, and commercial uses. Purpose of use will be reported and metered separately.

This Permit is granted subject to these Rules, orders of the Board, and the laws of the State of Texas. In addition to any special provisions or other requirements incorporated into the permit issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1st) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this Permit is granted on the basis of and contingent upon the accuracy of the information supplied in that application. A finding that false information has been supplied is grounds for immediate revocation of the permit.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, the District makes no representations and shall have no responsibility with respect to the availability or quality of water authorized to be produced under this permit.

Brazos Valley Groundwater Conservation District

By: _____

Alan M. Day, General Manager

10-13-23

Date

Permit No. BVDO-0250

Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District



This **Operating Permit** is granted to **Circle X South Cooley, Ltd.** (Permittee) authorizing the Permittee to operate a water well known as **Well #3** ("Well") at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, and Commercial** uses. Permittee is authorized to operate the Well located at **N 31.194060° and W 96.334840°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **2000 GPM** and a maximum annual production of **3,226 acre feet/year**.

Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
 - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
 - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
 - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

This permit is issued and effective as of December 13, 2018. The permit was reviewed, renewed, & amended October 13, 2023 to reflect owner name change.

Special Provisions/Notes:

This is a multi-use permit for agricultural, industrial, and commercial uses. Purpose of use will be reported and metered separately. .

This Permit is granted subject to these Rules, orders of the Board, and the laws of the State of Texas. In addition to any special provisions or other requirements incorporated into the permit issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1st) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this Permit is granted on the basis of and contingent upon the accuracy of the information supplied in that application. A finding that false information has been supplied is grounds for immediate revocation of the permit.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, the District makes no representations and shall have no responsibility with respect to the availability or quality of water authorized to be produced under this permit.

Brazos Valley Groundwater Conservation District

By: _____

Alan M. Day, General Manager

Date

Permit No. BVOP-0001

**Operating Permit
Issued By Direction of the Board of Directors of the
Brazos Valley Groundwater Conservation District**



This **Operating Permit** is granted to **Circle X Cooley South LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well #3** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial & Commercial** uses. Permittee is authorized to operate the Well located at **N 30.205321° and W 96.320305°** to produce water from the **Calvert Bluff Aquifer** at an annual maximum capacity not to exceed **300 GPM** and a maximum annual production of **420 acre feet/year**.

Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
 - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
 - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
 - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

This permit is issued and effective as of June 7, 2007. This permit was reviewed and renewed April 4, 2022. The permit was amended April 11, 2024 increasing the annual maximum production, lowering the annual maximum capacity and adding Industrial & Commercial beneficial uses.

Special Provisions/Notes:

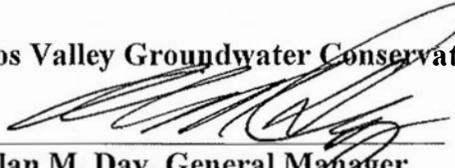
This is a multi-use permit for Agricultural, Industrial & Commercial uses. Purpose of use will be metered and reported separately.

This Permit is granted subject to these Rules, orders of the Board, and the laws of the State of Texas. In addition to any special provisions or other requirements incorporated into the permit issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1st) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this Permit is granted on the basis of and contingent upon the accuracy of the information supplied in that application. A finding that false information has been supplied is grounds for immediate revocation of the permit.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, the District makes no representations and shall have no responsibility with respect to the availability or quality of water authorized to be produced under this permit.

Brazos Valley Groundwater Conservation District

By: 
Alan M. Day, General Manager

4-11-24
Date

Permit No. BVOP-0001

**Operating Permit
Issued By Direction of the Board of Directors of the
Brazos Valley Groundwater Conservation District**



This **Operating Permit** is granted to **Circle X Camp Cooley, Ltd.** (Permittee) authorizing the Permittee to operate a water well known as **Well #3** ("Well") at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural** use. Permittee is authorized to operate the Well located at **N 31.205321° and W 96.320305°** to produce water from the **Calvert Bluff Aquifer** at an annual maximum capacity not to exceed **400 GPM** and a maximum annual production of **110 acre feet/year**.

Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
 - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
 - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
 - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

This permit is issued and effective as of June 7, 2007. This permit was reviewed and renewed on April 4, 2022.

Special Provisions/Notes: None

This Permit is granted subject to these Rules, orders of the Board, and the laws of the State of Texas. In addition to any special provisions or other requirements incorporated into the permit issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1st) of each year.
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- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
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The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, the District makes no representations and shall have no responsibility with respect to the availability or quality of water authorized to be produced under this permit.

Brazos Valley Groundwater Conservation District

By: _____

Alan M. Day, General Manager

4-4-22

Date

Permit No. BVOP-0001

Operating Permit
Issued By Direction of the Board of Directors of the
Brazos Valley Groundwater Conservation District

No Longer Valid

Am 04-4-22
Corrected/Reissued

This **Operating Permit** is granted to **Circle X Camp Cooley, Ltd.** (Permittee) authorizing the Permittee to operate a water well known as **Well #3** ("Well") at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural** use. Permittee is authorized to operate the Well located at **N 31.205321° and W 96.320305°** to produce water from the **Calvert Bluff Aquifer** at an annual maximum capacity not to exceed **400 GPM** and a maximum annual production of **110 acre feet/year**.

Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
 - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
 - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
 - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

This permit is issued and effective as of June 7, 2007. This permit was reviewed and renewed on April 25, 2017. This permit was amended June 11, 2020 to properly identify the aquifer of origin.

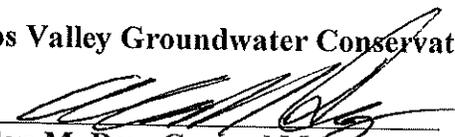
Special Provisions/Notes: None

This Permit is granted subject to these Rules, orders of the Board, and the laws of the State of Texas. In addition to any special provisions or other requirements incorporated into the permit issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1st) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this Permit is granted on the basis of and contingent upon the accuracy of the information supplied in that application. A finding that false information has been supplied is grounds for immediate revocation of the permit.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, the District makes no representations and shall have no responsibility with respect to the availability or quality of water authorized to be produced under this permit.

Brazos Valley Groundwater Conservation District

By: 
Alan M. Day, General Manager

6-11-20
Date

TO HAVE AND TO HOLD the Property, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Grantee, his, her or its successors, heirs and assigns, as the case may be, forever; and Grantor does hereby bind Grantor and Grantor's successors, heirs, executors and administrators, as the case may be, to Warrant and Forever Defend all and singular the Property unto the said Grantee and Grantee's successors, heirs and assigns, as the case may be against every person whomsoever lawfully claiming, or to claim the same, or any part thereof by, through or under Grantor, but not otherwise.

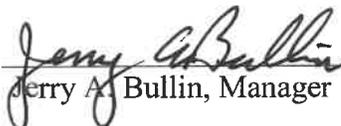
ADDITIONAL LIMITED GENERAL WARRANTY

In addition to the special warranty granted hereinabove, Grantor shall pay to Grantee [but not to any transferee, assignee or successor in interest of Grantee in and to the Property] any loss, Grantee [but not any such transferee, assignee or successor in interest of Grantee] may sustain by reason of defects, liens or encumbrances existing prior to or at the date of that certain Owner Policy of Title Insurance policy, as follows: Owner Policy of Title Insurance No. 8239843-84310731, issued to Grantor as the insured thereunder, dated September 1, 2011 by Fidelity National Title Insurance Company (hereinafter referred to as the "Policy"), and not excluded from the coverage of the Policy by the exceptions or by the Conditions and Stipulations thereof, such payment and sole liability hereunder on the part of Grantor not to exceed the amount of the respective Policy or any proportional reduction or lesser coverage thereunder. Under no circumstances shall Grantor be liable to Grantee [or to any transferee, assignee or successor in interest of Grantee in and to the property conveyed hereunder], for any sum which is not recoverable or payable to Grantor under the "warrantors coverage" provisions of the respective Policies or for any loss or claim which is outside or otherwise barred by Policies, it being the intention of Grantor to limit Grantor's exposure to any loss incurred by reason of the breach by Grantor of this limited general warranty to those sums payable to Grantor under the Policies as a "warrantor's policy," and no other. Nothing in this "Additional Limited General Warranty" shall restrict or limit the special warranty granted hereinabove.

IN WITNESS WHEREOF, this Special Warranty Deed with Limited General Warranty is executed by Grantor on this 22 day of December, 2020.

Circle X Camp Cooley, Ltd.

By: Circle X Camp Cooley Mgt., LLC.
Its: Managing General Partner

By: 
Jerry A. Bullin, Manager

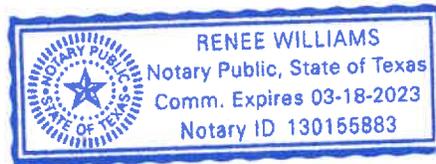
STATE OF TEXAS

COUNTY OF BRAZOS

This instrument was acknowledged before me on the 22 day of December, 2020 by Jerry A. Bullin, Manager of Circle X Camp Cooley Mgt., LLC., a Texas Limited Liability Company general partner, on behalf of Circle X Camp Cooley, Ltd., a Texas limited partnership.



NOTARY PUBLIC, State of Texas



Doc# BH Vol Ps
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Exhibit "A"

5153 Acre Tract (North Tract)
Maria De La Concepcion Marques Survey, A-25
Robertson County, Texas

Field notes of a 5153 acre tract or parcel of land, lying and being situated in the Maria De La Concepcion Marques Survey, Abstract No. 25, Robertson County, Texas, and being part of the called 10,631 acre (net) tract described in the deed from Camp Cooley, Ltd. to Circle X Camp Cooley, Ltd, as recorded in Volume 1152, Page 218, of the Official Records of Robertson County, Texas, and said 5153 acre tract being more particularly described as follows:

COMMENCING at an iron stake (with 1½ " diameter top) found at the base of a 6" creosote post fence comer found marking the south corner of the beforementioned 10,631 acre tract, same being the occupied south corner of the beforementioned Maria De La Concepcion Marques Survey, A-25, same being the interior ell corner of the Allen Hill Survey, A-176, and same being a common corner with the David H. Rolke - 805.3 acre - 1st Tract described in Volume 262, Page 358, of the Deed Records of Robertson County, Texas, and the Robert Randolph Sullivan - 211.13 acre tract described in Volume 830, Page 715, of the Official Records of Robertson County, Texas (see Volume 482, Page 261, of the Public Records of Robertson County, Texas, for description of the 211.13 acre tract);

THENCE N 35° 31' 32" W along the fenced southwest line of the beforementioned 10,631 acre tract, same being along the southwest line of the beforementioned Marques Survey, A-25, and along the northeast line of the beforementioned 211.13 acre tract and the Sullivan - 101.19 acre - 2nd Tract and 16 acre - 4th Tract, as recorded in Volume 139, Page 212, of the Deed Records of Robertson County, Texas, for a distance of 3542.58 feet to a ½" iron rod found at the base of a 6" creosote post fence comer marking a westerly corner of the 10,631 acre tract;

THENCE along the common existing fenced lines of the beforementioned 10,631 acre tract and the Sullivan - 40 acre - 5th Tract - Part 1, and the 40 acre - 5th Tract - Part 2, Volume 139, Page 212, of the Deed Records of Robertson County, Texas, as follows:

N 54° 29' 44" E	for a distance of 1290.85 feet to a ½" iron rod found at a 6" creosote post fence comer marking a north corner of the 10,631 acre tract,
S 35° 30' 57" E	for a distance of 525.32 feet to a ½" iron rod found at a 6" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the south corner of the 40 acre - 5th Tract - Part 2,
N 54° 33' 09" E	for a distance of 985.71 feet to a ½" iron rod found at a 6" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the east corner of the 40 acre - 5th Tract - Part 2;

THENCE N 36° 00' 57" W along a fenced southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned - 40 acre - 5th Tract - Part 2, for a distance of 1866.60 feet to a ½" iron rod and cap set at the base of a 6" creosote post fence corner marking a westerly corner of the 10,631 acre tract, same being an easterly corner of the W. M. Mischer, Sr, - and Wheatstone Ranches L.P. - called 1491 acre - 2nd Tract, as recorded in Volume 523, Page 754, of the Public Records of Robertson County, Texas, (see also Volume 828, Page 432, of the Official Records of Robertson County, Texas), and same being at the southerly end of an agreed boundary line between Mischer Investors Limited and F. W. Bert Wheeler, as recorded in Volume 410, Page 653, of the Public Records of Robertson County, Texas;

THENCE N 04° 08' 59" E along the beforementioned agreed boundary line, with the existing fence, for a distance of 2085.14 feet to a ½" iron rod found at an 8" creosote post fence corner at the northerly end of said agreed boundary line, from which a 15" hickory tree in fence bears S 04° 19' 16" W - 100.1 feet;

THENCE N 33° 50' 20" W along the southwest line of the beforementioned 10,631 acre tract, adjacent to and southwest of a fence, at a distance of 830.7 feet, a 28" pin oak tree (dead) fence angle point bears northeast - 2.5 feet (from which pin oak tree the fence bows severely to the northeast), continue on, for a total distance of 1320.34 feet to an 8" fence post (the area bounded by this described line and the fence found to the northeast contains 1.0 acre of land);

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 Robertson County, Texas
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THENCE N 33° 11' 28" W along the average fence line found marking the southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned 1491 acre tract, for a distance of 1684.61 feet to a 24" snag fence angle point, at the **PLACE OF BEGINNING** of this description;

THENCE continuing along the average fence line found marking the southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned 1491 acre tract, as follows:

- N 36° 27' 05" W for a distance of 2277.62 feet to a 4" creosote post fence angle point,
- N 35° 34' 58" W for a distance of 1314.66 feet to a 4" creosote post fence angle point,
- N 34° 44' 13" W for a distance of 920.39 feet to a ½" iron rod found at the base of a 6" creosote post fence corner, marking an interior ell corner of the 10,631 acre tract, same being a north corner of the 1491 acre tract;

THENCE S 84° 59' 40" W along the fenced common line between the beforementioned 10,631 acre tract and the beforementioned 1491 acre tract and the north line of the Becker - called 50.00 acre tract, Volume 816, Page 305, of the Official Records of Robertson County, Texas, at a distance of 4070.4 feet, an 8" creosote post fence corner (with fence running northwesterly) bears north 0.4 feet, at a distance of 4279.09 feet, pass a ½" iron rod found at the base of a 10" creosote post fence corner (with fence running southerly), continue on, for a total distance of 4283.98 feet to the northeast right-of-way line of Farm to Market Road No. 2096, same being in a curve, concave to the southwest, having a radius of 1195.92 feet, from which a twin pin oak tree (36" and 42") bears N 45° 22' E - 6.0 feet;

THENCE along the northeast right-of-way line of F.M. No. 2096, as follows:

- Northwesterly along said curve, for an arc length of 311.84 feet to a ½" iron rod found at the end of this curve, from which a concrete right-of-way marker bears S 66° 56' 56" W - 99.49 feet, and an 8" creosote post fence angle point bears S 49° 03' E - 28.3 feet, the chord bears N 20° 03' 14" W - 310.96 feet,
- N 27° 31' 26" W adjacent to and southwest from an existing fence, for a distance of 599.74 feet to a ½" iron rod found at the beginning of a curve, concave to the southwest, having a radius of 2914.79 feet, a concrete right-of-way marker bears S 63° 37' 07" W - 100.18 feet, and a 6" creosote post fence angle point (where said fence turns to the northeast) bears N 20° 17' 21" W - 47.5 feet,
- Northwesterly along said curve, for an arc length of 630.31 feet to a ½" iron rod found at the end of this curve, from which a concrete right-of-way marker bears S 37° 01' 52" E - 8.71 feet, the chord bears N 33° 43' 09" W - 629.08 feet,
- N 39° 54' 51" W adjacent to and southwest of an existing fence, for a distance of 647.06 feet to a ½" iron rod found at the beginning of a curve, concave to the northeast, having a radius of 2814.79 feet, from which a concrete right-of-way marker bears N 32° 48' 17" W - 17.17 feet,
- Northwesterly along said curve, for an arc length of 96.60 feet to the intersection of the centerline of County Road No. 476, from which a 10" creosote post fence corner bears S 67° 01' 49" E - 49.7 feet, the chord bears N 38° 55' 51" W - 96.60 feet;

THENCE along the centerline of the existing travelway of County Road No. 476, as follows:

- N 54° 27' 00" E for a distance of 1852.62 feet,
- N 56° 19' 58" E for a distance of 418.95 feet to a nail and cap found (bent),
- N 57° 11' 36" E for a distance of 434.34 feet to angle point,
- N 55° 41' 15" E for a distance of 637.95 feet to angle point,

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N 54° 12' 42" E for a distance of 526.33 feet to the intersection of the centerline of County Road No .472;

THENCE N 11° 51' 23" W along the center of the travelway of County Road No. 472, for a distance of 219.01 feet to a west corner of the 10,631 acre tract, from which a ¼" iron rod at a rock found in the northeast line of the Snapdragon, Ltd. - 281.336 acre tract, as described in Volume 703, Page 585, of the Official Records of Robertson County, Texas, bears S 59° 33' 45" W - 78.52 feet;

THENCE N 55° 06' 42" E along a northwest line of the beforementioned 10,631 acre tract, same being the southeast line of the called 35.227 acre tract described in the Oil, Gas & Mineral Lease executed by the Honorable Wesley Payton, County Judge, as Receiver for W. W. Heath, et al, as recorded in Volume 467, Page 483, of the Public Records of Robertson County, Texas, with an old fence, at a distance of 41.5 feet, pass an 8" creosote post fence corner (with fence running southeast), continue on, for a total distance of 1317.24 feet to an iron stake (with 3" diameter top) found at an 8" creosote post fence corner marking the interior ell corner of the 10,631 acre tract, same being the east corner of the 35.227 acre tract;

THENCE N 35° 09' 20" W along a southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned 35.227 acre tract, with an old fence, for a distance of 1417.08 feet to a 5/8" iron rod found at a 6" creosote post fence corner marking a west corner of the 10,631 acre tract, same being the north corner of the 35.227 acre tract, and being in the southeast line of the Walter H. Thompson, Jr., - 37.9 acre tract, recorded in Volume 358, Page 145, of the Public Records of Robertson County, Texas, from which a 3/8" iron rod found at the south corner of the 37.9 acre tract in the northeast line of the beforementioned County Road No. 472 bears S 54° 36' 16" W - 948.78 feet;

THENCE N 54° 38' 28" E along a northwest line of the beforementioned 10,631 acre tract, same being the southeast line of the beforementioned 37.9 acre tract, with an old fence, for a distance of 521.68 feet to a ½" iron rod and cap set (replaces iron stake found previously) at a 6" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the east corner of the beforementioned 37.9 acre tract;

THENCE N 34° 26' 05" W along a southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned 37.9 acre tract, with an old fence, for a distance of 876.00 feet to a ½" iron rod and cap set at a west corner of the 10,631 acre tract, same being the south corner of the 4 acre tract described in the deed from J. N. Miller, et ux, to the Trustees of the Coal Branch School Community No. 22, as recorded in Volume 61, Page 449, of the Deed Records of Robertson County, Texas, from which a 3/8" iron rod found at a 6" creosote post fence corner (with fence running northeast) marking the north corner of the 37.9 acre tract on the southeast line of the beforementioned County Road No. 42 bears N 34° 26' 05" W - 333.20 feet;

THENCE along the common lines (said lines are not fenced) between the beforementioned 10,631 acre tract and the beforementioned 4 acre tract, as follows:

N 55° 33' 55" E for a distance of 417.50 feet to a ½" iron rod and cap set at the east corner of the 4 acre tract, same being an interior ell corner of the 10,631 acre tract, from which a rock found bears S 12° 17' W - 143.9 feet, a rock found bears S 66° 50' W - 33.0 feet, and a rock found bears S 29° 59' E - 74.7 feet,

N 34° 26' 05" W at a distance of 340 feet, pass the existing Camp Cooley fence, continue on at a distance of 417.50 feet, pass a ½" iron rod found at the north corner of the 4 acre tract, continue on, for a total distance of 441.05 feet and corner in the centerline of the beforementioned County Road No. 472 (formerly known as Old Marques and Bald Prairie Road), same being a west corner of the 10,631 acre tract, from which the centerline intersection of County Road No. 472 and County Road No. 474 bears S 54° 32' 12" W - 464.3 feet;

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THENCE along the existing centerline travelway meanders of the beforementioned County Road No. 472 (formerly known as Old Marques and Bald Prairie Road), same being the northerly and northwesterly lines of the 10,631 acre tract as follows (40 meanders):

- N 54° 32' 12" E for a distance of 591.49 feet,
- N 51° 14' 52" E for a distance of 123.26 feet,
- N 40° 11' 50" E for a distance of 127.44 feet,
- N 33° 01' 28" E for a distance of 145.54 feet,
- N 31° 16' 09" E for a distance of 153.87 feet,
- N 34° 43' 41" E for a distance of 109.60 feet,
- N 61° 10' 23" E for a distance of 89.20 feet,
- N 70° 26' 01" E for a distance of 432.26 feet,
- N 68° 13' 03" E for a distance of 562.69 feet,
- N 64° 55' 15" E for a distance of 153.96 feet,
- N 62° 02' 04" E for a distance of 304.95 feet,
- N 67° 15' 34" E for a distance of 148.59 feet,
- S 88° 20' 05" E for a distance of 114.89 feet,
- S 83° 15' 47" E for a distance of 423.73 feet,
- N 88° 55' 58" E for a distance of 281.26 feet,
- N 83° 27' 22" E for a distance of 185.51 feet,
- N 83° 01' 50" E for a distance of 735.97 feet,
- N 83° 24' 29" E for a distance of 710.42 feet to angle point, from which a rock found at crosstie fence corner marking an interior ell corner of the 33.1 acre tract, Volume 361, Page 64, of the Public Records of Robertson County, Texas, bears N 18° 09' 11" W - 209.42 feet,
- N 86° 02' 11" E for a distance of 271.51 feet,
- N 88° 18' 43" E for a distance of 393.12 feet,
- N 85° 16' 02" E for a distance of 124.50 feet,
- N 82° 35' 32" E for a distance of 673.08 feet,
- N 87° 44' 35" E for a distance of 292.78 feet,
- N 85° 39' 00" E for a distance of 165.14 feet,
- N 77° 53' 31" E for a distance of 100.32 feet,
- N 71° 02' 14" E for a distance of 226.93 feet,
- N 55° 11' 24" E for a distance of 176.61 feet,
- N 31° 51' 10" E for a distance of 165.94 feet,
- N 07° 57' 49" E for a distance of 184.68 feet,
- N 01° 28' 35" W for a distance of 229.24 feet,
- N 04° 09' 14" E for a distance of 257.27 feet,
- N 12° 20' 01" E for a distance of 138.84 feet to the centerline intersection of County Road No. 473 (course - S 70° W),
- N 19° 50' 22" E for a distance of 132.88 feet,
- N 29° 57' 37" E for a distance of 414.90 feet,
- N 32° 16' 05" E for a distance of 255.11 feet,
- N 29° 49' 45" E for a distance of 216.00 feet,
- N 36° 30' 36" E for a distance of 250.69 feet,
- N 41° 52' 11" E for a distance of 122.84 feet to the west corner of a 114.34 acre tract described in the deed to Fred Reagan and Patricia Reagan recorded in Volume 1123, Page 107, of the Official Records of Robertson County, Texas;

THENCE S 26° 23' 16" E along the southwest line of the beforementioned 114.34 acre tract, adjacent to a fence, for a distance of 1183.47 feet to a ½" iron rod found marking the south corner of the said 114.34 acre tract, same being the end of a Boundary Line Agreement between the 10,749 acre Camp Cooley tract and the following three Reagan tracts: the called 156.109 acre tract, Volume 750, Page 283, of the Official Records of Robertson County, Texas, the called 156.421 acre tract, Volume 744, Page 209, of the Official Records of Robertson County, Texas, and the called 156.933 acre tract, Volume 743, Page 718, of the Official Records of Robertson County, Texas, from which a ½" iron rod found at an 8" creosote post fence corner bears S 30° 38' E - 23.8 feet;

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THENCE along a fenced northeast line of the beforementioned 10,631 acre tract, same being the supposed southwest line of the beforementioned 156.933 acre tract, as follows:

- S 32° 46' 36" E at a distance of 10.2 feet, pass a 6" creosote post (12' tall), continue on, for a total distance of 473.31 feet to a 4" creosote fence post,
- S 34° 06' 01" E for a distance of 227.23 feet to a 10" creosote post,
- S 35° 27' 15" E for a distance of 557.72 feet to a 4" creosote post fence angle point,
- S 34° 22' 43" E for a distance of 798.78 feet to a 3" creosote post fence angle point,
- S 35° 11' 25" E at a distance of approximately 861 feet, cross an existing Delhi Pipeline Corporation pipeline, continue on, for a total distance of 1967.55 feet to a ½" iron rod found at an 8" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the south corner of the 156.933 acre tract;

THENCE along the fenced common line between the beforementioned 10,631 acre tract and the beforementioned 156.933 acre tract, as follows:

- N 54° 19' 55" E for a distance of 670.21 feet to a ½" iron rod found at a 6" creosote post fence corner,
- S 34° 57' 54" E for a distance of 570.85 feet to a ½" iron rod found at an 8" creosote post fence corner;

THENCE N 55° 06' 40" E along a northwest line of the beforementioned 10,631 acre tract, same being along the occupied northeast line of the beforementioned 156.933 acre tract, the beforementioned 156.421 acre tract and the beforementioned 156.109 acre tract, with a fence, at a distance of approximately 866 feet, cross an existing Producers Gas Co. pipeline, at a distance of 908.05 feet, a ½" iron rod found at 6" creosote post in the northeast line of the 156.933 acre tract bears northwest - 0.87 feet, and the re-constructed east deed corner of the 156.933 acre tract bears southeast - 21.7 feet, continue on, for a total distance of 3197.49 feet to a 12" creosote post fence angle point, same being the beginning of a boundary line agreement executed in July, 1989 between F. W. Bert Wheeler, Trustee and Reagan, et al, as recorded in Volume 535, Page 424, of the Public Records of Robertson County, Texas, the re-constructed southeast deed line of the 156.109 acre tract bears southeast - 58.3 feet;

THENCE along the common line between the beforementioned 10,631 acre tract and the beforementioned 156.109 acre tract, adjacent to a fence, and along the beforementioned boundary line agreement (535/424), as follows:

- N 57° 32' 32" E adjacent to, northwest and southeast of a crooked fence, at a distance of approximately 119 feet, cross an existing Lone Star Gas Co. pipeline, continue on, at a distance of 348.0 feet, a 12" cottonwood tree fence angle point on the north high bank of a creek or slough bears northwest - 0.9 feet, continue on, at a distance of about 665 feet, cross Bear Creek, continue on, at a distance of 836.7 feet, an 8" creosote post fence corner (with fence running southeast) bears southeast - 10.2 feet, continue on, at about 920 feet, cross said crooked fence, continue on, adjacent to and southeast of said fence, for a total distance of 1212.56 feet to a ½" iron rod and cap set at an interior ell corner of the 10,631 acre tract, same being the east corner of the 156.109 acre tract, from which a 12" creosote post fence angle point bears N 22° 12' 02" E - 75.0 feet,

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N 35° 20' 58" W at a distance of 35.7 feet, cross the beforementioned crooked fence, at a distance of 325 feet, cross the beforementioned Bears Creek (course S 61° W) continue on, for a total distance of 411.11 feet to a 1" iron bar found (bent) marking a west corner of the 10,631 acre tract, same being an angle point corner in the northeast line of the 156.109 acre tract, and being the south corner of the F P J Land Company - called 240 acre tract, Volume 665, Page 16, of the Public Records of Robertson County, Texas,

N 54° 12' 11" E along the common line between the beforementioned 10,631 acre tract and the beforementioned 240 acre tract, adjacent to a fence, (cross the beforementioned Bear Creek at least once), for a distance of 1693.80 feet to a 6" cedar post fence angle point, (at the end of the said boundary line agreement) marking the east corner of the 240 acre tract, same being the south corner of the Emil Kmiec - 168.25 acre - 3rd Tract, as recorded in Volume 327, Page 937, of the Public Records of Robertson County, Texas, from which an 8" creosote post fence corner (with old fence running N 35° W and S 45° W) bears S 55° 31' 27" W - 17.8 feet (the area bounded by this described line and the fence found to the southeast contains 6.4 acres);

THENCE N 54° 29' 10" E along the fenced northwest line of the beforementioned 10,631 acre tract, same being the southeast line of the beforementioned Emil Kmiec - 168.25 acre - 3rd Tract, (crossing the beforementioned Bear Creek at least twice), for a distance of 2774.57 feet to a 1½" iron pipe found at a 6" creosote post fence corner (with fence running N 55° W) at the east corner of the 168.25 acre tract, same being the south corner of the XTO Energy, Inc. - called 725.00 acre tract, Volume 828, Page 187, of the Public Records of Robertson County, Texas, from which a 6" creosote post fence corner (with fence running S 35° E) bears N 56° 15' 45" E - 143.3 feet;

THENCE N 54° 08' 16" E along the northwest line of the beforementioned 10,631 acre tract, same being the southeast line of the beforementioned 725.00 acre tract and the Steelcreek Property, Ltd. - 242.81 acre tract, Volume 828, Page 183, of the Public Records of Robertson County, Texas, for a distance of 143.10 feet to a ½" iron rod and cap set at a 6" creosote post fence corner marking the northerly west corner of 5478 acre Division Tract (South Tract);

THENCE through the interior of the beforementioned 10,631 acre tract, along division line between north and south division tracts, adjacent to a fence, as follows:

S 38° 36' 40" E for a distance of 726.20 feet to a 4" creosote post fence angle point,

S 38° 03' 38" E for a distance of 1211.98 feet to a ½" iron rod and cap set at a 10" creosote post fence angle point,

S 08° 35' 04" W for a distance of 456.45 feet to a 5" creosote post fence angle point,

S 10° 12' 16" W for a distance of 362.39 feet to a ½" iron rod and cap set at a 10" creosote post fence angle point,

S 07° 31' 46" E for a distance of 378.97 feet to a 5" creosote post fence angle point,

S 06° 29' 47" E for a distance of 1070.32 feet to a ½" iron rod and cap set at a 4" x 6" fence post at east end of cattle guard,

S 52° 05' 04" W across the center of said cattle guard, for a distance of 23.65 feet to a 4" x 6" fence post at west end of cattle guard,

S 16° 12' 10" E for a distance of 1147.15 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,

S 55° 07' 28" E for a distance of 939.91 feet to an 8" creosote post fence angle point,

S 45° 24' 14" W for a distance of 1690.00 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,

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- S 10° 14' 52" W for a distance of 615.88 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
- S 64° 06' 42" W for a distance of 177.87 feet to a ½" iron rod and cap set at a 3" pipe post fence corner,
- S 16° 31' 17" E for a distance of 787.32 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
- S 18° 09' 32" E for a distance of 147.40 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
- S 24° 04' 47" E for a distance of 194.99 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
- S 29° 30' 14" E for a distance of 2500.99 feet to a ½" iron rod and cap set at a 3" pipe post fence corner,
- S 74° 49' 14" W for a distance of 797.37 feet to a 4" creosote post fence angle point,
- S 74° 23' 06" W for a distance of 1862.52 feet to a 4" pipe post at gate,
- S 72° 26' 03" W for a distance of 544.01 feet to a 4" creosote post fence angle point,
- S 73° 37' 32" W crossing multiple pipelines, for a distance of 701.88 feet to a ½" iron rod and cap set at a 9" creosote post fence corner,
- N 35° 04' 58" W for a distance of 77.89 feet to a ½" iron rod and cap set at an 8" creosote post fence corner,
- S 71° 44' 30" W for a distance of 324.44 feet to a ½" iron rod and cap set at an 8" creosote post fence corner,
- S 46° 14' 49" W cross travelway, for a distance of 71.42 feet to a ½" iron rod and cap set at an 8" creosote post at end of fence,
- S 87° 42' 09" W for a distance of 192.53 feet to a ½" iron rod and cap set at a 3" pipe post fence corner,
- S 12° 38' 23" E for a distance of 263.43 feet to a ½" iron rod and cap set at a 6" pipe post fence angle point,
- S 50° 08' 27" W for a distance of 260.36 feet to a ½" iron rod and cap set at a 6" pipe post fence angle point,
- S 47° 14' 14" W for a distance of 453.35 feet to a ½" iron rod and cap set at a 6" pipe post fence angle point,
- S 58° 50' 51" W for a distance of 682.91 feet to a ½" iron rod and cap set at an 8" creosote post fence angle point,
- S 58° 55' 27" W for a distance of 233.51 feet to a ½" iron rod and cap set at a 9" creosote post fence angle point,
- S 58° 52' 02" W at a distance of 550.1 feet, pass a 9" creosote post fence corner at well entrance, continue on, cross well road, for a total distance of 595.70 feet to a ½" iron rod and cap set,
- S 35° 49' 47" E cross ranch road, at a distance of 43.3 feet, pass a 9" creosote post fence corner, continue on, for a total distance of 249.75 feet to a ½" iron rod and cap set at a 5" creosote post;

THENCE S 48° 04' 15" W continuing through the beforementioned 10,631 acre tract, leaving fence, for a distance of 3252.33 feet to a ½" iron rod and cap set in the centerline travelway (19' wide gravel) of County Road No. 472;

THENCE continuing through the interior of the beforementioned 10,631 acre tract and along the centerline travelway of said County Road No. 472 (as located in October, 2020), as follows:

- N 35° 33' 12" W for a distance of 763.60 feet to a ½" iron rod and cap set for angle point,
- N 36° 21' 18" W for a distance of 1137.73 feet to a ½" iron rod and cap set for angle point,
- N 36° 06' 55" W for a distance of 99.65 feet to a ½" iron rod and cap set for angle point,
- N 41° 22' 25" W for a distance of 126.16 feet to a ½" iron rod and cap set for angle point,

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Robertson County, Texas
Continued - Page 8

- N 43° 37' 10" W for a distance of 110.32 feet to a ½" iron rod and cap set for angle point,
- N 41° 28' 51" W for a distance of 73.37 feet to a ½" iron rod and cap set for angle point,
- N 33° 39' 03" W for a distance of 70.42 feet to a ½" iron rod and cap set for angle point,
- N 32° 23' 55" W for a distance of 163.46 feet to a ½" iron rod and cap set for angle point,
- N 34° 24' 40" W for a distance of 94.92 feet to a ½" iron rod and cap set for angle point,
- N 40° 02' 37" W for a distance of 84.33 feet to a ½" iron rod and cap set for angle point,
- N 40° 56' 32" W for a distance of 285.92 feet to a ½" iron rod and cap set for angle point,
- N 43° 46' 28" W for a distance of 283.97 feet to a ½" iron rod and cap set for angle point,
- N 47° 38' 42" W for a distance of 132.60 feet to a ½" iron rod and cap set for angle point,
- N 55° 24' 07" W for a distance of 129.99 feet to a ½" iron rod and cap set for angle point,
- N 62° 59' 55" W for a distance of 223.30 feet to a ½" iron rod and cap set for angle point,
- N 65° 17' 07" W for a distance of 85.33 feet to a ½" iron rod and cap set;

THENCE continuing through the interior of the beforementioned 10,631 acre tract, adjacent to a fence, as follows:

- S 38° 22' 58" W at a distance of 25.3 feet, pass a 3" pipe post fence corner in the southwest line of County Road No. 472, continue on, for a total distance of 380.44 feet to a ½" iron rod and cap set a 7" creosote post fence angle point,
- S 51° 47' 29" W for a distance of 1457.99 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
- S 30° 31' 52" W for a distance of 1031.94 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
- N 42° 11' 47" W for a distance of 125.24 feet to a ½" iron rod and cap set at metal "T" post,
- S 65° 04' 36" W cross Ranch Road, for a distance of 238.27 feet to a ½" iron rod and cap set at a 3" pipe post at end of fence,
- S 64° 52' 13" W for a distance of 621.03 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
- S 42° 24' 26" W for a distance of 1089.96 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
- S 77° 36' 56" W at a distance of 434.6 feet, pass a 6" creosote post fence angle point (where fence turns to the south), continue on, leaving said fence, for a total distance of 2362.86 feet to the **PLACE OF BEGINNING**, containing 5153 acres of land, more or less.

Doc BK Vol Ps
20230662 OR 1521 514

FILED FOR RECORD IN
Robertson County
Stephanie M. Sanders
COUNTY CLERK

ON: Feb 22, 2023 AT 03:54P

as
Recordings

Document Number: 20230662
Total Fees : 66.00

Receipt Number - 141149
By:
Sarah Tepera, Deputy

STATE OF TEXAS COUNTY OF ROBERTSON

I hereby certify that this instrument was
filed on the date and time stamped hereon by me
and was duly recorded in the volume and page
of the named records of Robertson County
as stamped hereon by me.

Feb 22, 2023

Stephanie M. Sanders, County Clerk
Robertson County



For Grantor and Grantor's heirs, successors, and assigns forever, a reservation of all oil, gas, and other minerals in and under and that may be produced from the Property. If the mineral estate is subject to existing production or an existing lease, this reservation includes the production, the lease, and all benefits from it.

TO HAVE AND TO HOLD the Property, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Grantee, his, her or its successors, heirs and assigns, as the case may be, forever; and Grantor does hereby bind Grantor and Grantor's successors, heirs, executors and administrators, as the case may be, to Warrant and Forever Defend all and singular the Property unto the said Grantee and Grantee's successors, heirs and assigns, as the case may be against every person whomsoever lawfully claiming, or to claim the same, or any part thereof by, through or under Grantor, but not otherwise.

ADDITIONAL LIMITED GENERAL WARRANTY

In addition to the special warranty granted hereinabove, Grantor shall pay to Grantee [but not to any transferee, assignee or successor in interest of Grantee in and to the Property] any loss, Grantee [but not any such transferee, assignee or successor in interest of Grantee] may sustain by reason of defects, liens or encumbrances existing prior to or at the date of that certain Owner Policy of Title Insurance policy, as follows: Owner Policy of Title Insurance No. 8239843-84310731, issued to Grantor as the insured thereunder, dated September 1, 2011 by Fidelity National Title Insurance Company (hereinafter referred to as the "Policy"), and not excluded from the coverage of the Policy by the exceptions or by the Conditions and Stipulations thereof, such payment and sole liability hereunder on the part of Grantor not to exceed the amount of the respective Policy or any proportional reduction or lesser coverage thereunder. Under no circumstances shall Grantor be liable to Grantee [or to any transferee, assignee or successor in interest of Grantee in and to the property conveyed hereunder], for any sum which is not recoverable or payable to Grantor under the "warrantors coverage" provisions of the respective Policies or for any loss or claim which is outside or otherwise barred by Policies, it being the intention of Grantor to limit Grantor's exposure to any loss incurred by reason of the breach by Grantor of this limited general warranty to those sums payable to Grantor under the Policies as a "warrantor's policy," and no other. Nothing in this "Additional Limited General Warranty" shall restrict or limit the special warranty granted hereinabove.

IN WITNESS WHEREOF, this Special Warranty Deed with Limited General Warranty is executed by Grantor on this 22 day of December, 2020.

Circle X Camp Cooley, Ltd.

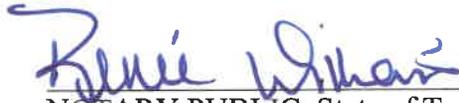
By: Circle X Camp Cooley Mgt., LLC.
Its: Managing General Partner

By: 
Jerry A. Bullin, Manager

STATE OF TEXAS

COUNTY OF BRAZOS

This instrument was acknowledged before me on the 22 day of December, 2020 by Jerry A. Bullin, Manager of Circle X Camp Cooley Mgt., LLC., a Texas Limited Liability Company general partner, on behalf of Circle X Camp Cooley, Ltd., a Texas limited partnership.



NOTARY PUBLIC, State of Texas

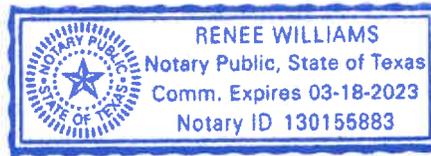


Exhibit "A"

5478 Acre Tract (South Tract)
 Maria De La Concepcion Marques Survey, A-25
 John Reid Survey, A-318
 Ben C. Love Survey, A-427
 Robert McQuiston Survey, A-263
 Thomas Carr Survey, A-428
 J. C. Evans Survey, A-263
 C. F. Anderson Survey, A-58
 Robertson County, Texas

Field notes of a 5478 acre tract or parcel of land, lying and being situated in the Maria De La Concepcion Marques Survey, Abstract No. 25, in the John Reid Survey, Abstract No. 318, in the Ben C. Love Survey, Abstract No. 427, in the Robert McQuiston Survey, Abstract No. 263, in the Thomas Carr Survey, Abstract No. 428, in the J. C. Evans Survey, Abstract No. 263, and in the C. F. Anderson Survey, Abstract No. 58, Robertson County, Texas, and being part of the called 10,631 acre (net) tract described in the deed from Camp Cooley, Ltd. to Circle X Camp Cooley, Ltd, as recorded in Volume 1152, Page 218, of the Official Records of Robertson County, Texas, and said 5478 acre tract being more particularly described as follows:

BEGINNING at an iron stake (with 1½ " diameter top) found at the base of a 6" creosote post fence corner found marking the south corner of the beforementioned 10,631 acre tract, same being the occupied south corner of the beforementioned Maria De La Concepcion Marques Survey, A-25, same being the interior ell corner of the Allen Hill Survey, A-176, and same being a common corner with the David H. Rolke - 805.3 acre - 1st Tract described in Volume 262, Page 358, of the Deed Records of Robertson County, Texas, and the Robert Randolph Sullivan - 211.13 acre tract described in Volume 830, Page 715, of the Official Records of Robertson County, Texas (see Volume 482, Page 261, of the Public Records of Robertson County, Texas, for description of the 211.13 acre tract);

THENCE N 35° 31' 32" W along the fenced southwest line of the beforementioned 10,631 acre tract, same being along the southwest line of the beforementioned Marques Survey, A-25, and along the northeast line of the beforementioned 211.13 acre tract and the Sullivan - 101.19 acre - 2nd Tract and 16 acre - 4th Tract, as recorded in Volume 139, Page 212, of the Deed Records of Robertson County, Texas, for a distance of 3542.58 feet to a ½" iron rod found at the base of a 6" creosote post fence corner marking a westerly corner of the 10,631 acre tract;

THENCE along the common existing fenced lines of the beforementioned 10,631 acre tract and the Sullivan - 40 acre - 5th Tract - Part 1, and the 40 acre - 5th Tract - Part 2, Volume 139, Page 212, of the Deed Records of Robertson County, Texas, as follows:

- N 54° 29' 44" E for a distance of 1290.85 feet to a ½" iron rod found at a 6" creosote post fence corner marking a north corner of the 10,631 acre tract,
- S 35° 30' 57" E for a distance of 525.32 feet to a ½" iron rod found at a 6" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the south corner of the 40 acre - 5th Tract - Part 2,
- N 54° 33' 09" E for a distance of 985.71 feet to a ½" iron rod found at a 6" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the east corner of the 40 acre - 5th Tract - Part 2;

THENCE N 36° 00' 57" W along a fenced southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned - 40 acre - 5th Tract - Part 2, for a distance of 1866.60 feet to a ½" iron rod and cap set at the base of a 6" creosote post fence corner marking a westerly corner of the 10,631 acre tract, same being an easterly corner of the W. M. Mischer, Sr, - and Wheatstone Ranches L.P. - called 1491 acre - 2nd Tract, as recorded in Volume 523, Page 754, of the Public Records of Robertson County, Texas, (see also Volume 828, Page 432, of the Official Records of Robertson County, Texas), and same being at the southerly end of an agreed boundary line between Mischer Investors Limited and F. W. Bert Wheeler, as recorded in Volume 410, Page 653, of the Public Records of Robertson County, Texas;

THENCE N 04° 08' 59" E along the beforementioned agreed boundary line, with the existing fence, for a distance of 2085.14 feet to a ½" iron rod found at an 8" creosote post fence corner at the northerly end of said agreed boundary line, from which a 15" hickory tree in fence bears S 04° 19' 16" W - 100.1 feet;

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 Maria De La Concepcion Marques Survey, A-25, etc.
 Robertson County, Texas
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THENCE N 33° 50' 20" W along the southwest line of the beforementioned 10,631 acre tract, adjacent to and southwest of a fence, at a distance of 830.7 feet, a 28" pin oak tree (dead) fence angle point bears northeast - 2.5 feet (from which pin oak tree the fence bows severely to the northeast), continue on, for a total distance of 1320.34 feet to an 8" fence post (the area bounded by this described line and the fence found to the northeast contains 1.0 acre of land);

THENCE N 33° 11' 28" W along the average fence line found marking the southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned 1491 acre tract, for a distance of 1684.61 feet to a 24" snag fence angle point, (this point being the south corner of the 5153 acre - North Division tract);

THENCE through the interior of the beforementioned 10,631 acre tract, along the division line between north and south division tracts, as follows:

- N 77° 36' 56" E at a distance of 1928.2 feet, pass a 6" creosote post fence angle point (where field fence turns to the south), continue on, adjacent to a fence, for a total distance of 2362.86 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
- N 42° 24' 26" E adjacent to a fence, for a distance of 1089.96 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
- N 64° 52' 13" E adjacent to a fence, for a distance of 621.03 feet to a ½" iron rod set at a 3" pipe post at end of fence,
- N 65° 04' 36" E cross ranch road, for a distance of 238.27 feet to a ½" iron rod and cap set at a metal "T" post,
- S 42° 11' 47" E adjacent to a fence, for a distance of 125.24 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
- N 30° 31' 52" E adjacent to a fence, for a distance of 1031.94 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
- N 51° 47' 29" E adjacent to a fence and crossing ranch road, for a distance of 1457.99 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
- N 38° 22' 58" E adjacent to a fence, at a distance of 355.10 feet, pass a 3" pipe post fence corner in the southwest line of County Road No. 472, continue on, for a total distance of 380.44 feet to a ½" iron rod and cap set in the center of existing travelway (19' wide gravel) of County Road No. 472;

THENCE continuing through the interior of the beforementioned 10,631 acre tract and along the centerline travelway of said County Road No. 472, (as located in October, 2020), as follows:

- S 65° 17' 07" E for a distance of 85.33 feet to a ½" iron rod and cap set for angle point,
- S 62° 59' 55" E for a distance of 223.30 feet to a ½" iron rod and cap set for angle point,
- S 55° 24' 07" E for a distance of 129.99 feet to a ½" iron rod and cap set for angle point,
- S 47° 38' 42" E for a distance of 132.60 feet to a ½" iron rod and cap set for angle point,
- S 43° 46' 28" E for a distance of 283.97 feet to a ½" iron rod and cap set for angle point,
- S 40° 56' 32" E for a distance of 285.92 feet to a ½" iron rod and cap set for angle point,
- S 40° 02' 37" E for a distance of 84.33 feet to a ½" iron rod and cap set for angle point,
- S 34° 24' 40" E for a distance of 94.92 feet to a ½" iron rod and cap set for angle point,
- S 32° 23' 55" E for a distance of 163.46 feet to a ½" iron rod and cap set for angle point,

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- S 33° 39' 03" E for a distance of 70.42 feet to a ½" iron rod and cap set for angle point,
- S 41° 28' 51" E for a distance of 73.37 feet to a ½" iron rod and cap set for angle point,
- S 43° 37' 10" E for a distance of 110.32 feet to a ½" iron rod and cap set for angle point,
- S 41° 22' 25" E for a distance of 126.16 feet to a ½" iron rod and cap set for angle point,
- S 36° 06' 55" E for a distance of 99.65 feet to a ½" iron rod and cap set for angle point,
- S 36° 21' 18" E for a distance of 1137.73 feet to a ½" iron rod and cap set for angle point,
- S 35° 33' 12" E for a distance of 763.60 feet to a ½" iron rod and cap set for corner;

THENCE N 48° 04' 15" E continuing through the interior of the beforementioned 10,631 acre tract for a distance of 3252.33 feet to a ½" iron rod and cap set in fence line near 5" creosote post;

THENCE continuing through the interior of the beforementioned 10,631 acre tract, adjacent to a fence, as follows:

- N 35° 49' 47" W at a distance of 206.4 feet, pass a 9" creosote post fence corner, continue on, across ranch road and well road, for a total distance of 249.75 feet to a ½" iron rod and cap set,
- N 58° 52' 02" E cross well road, at a distance of 45.6 feet, pass a 9" creosote post fence corner at well entrance, continue on, for a total distance of 595.70 feet to a ½" iron rod and cap set at a 9" creosote post fence angle point,
- N 58° 55' 27" E for a distance of 233.51 feet to a ½" iron rod and cap set at an 8" creosote post fence angle point,
- N 58° 50' 51" E for a distance of 682.91 feet to a ½" iron rod and cap set at an 8" creosote post fence angle point,
- N 47° 14' 14" E for a distance of 453.35 feet to a ½" iron rod and cap set at a 6" pipe post fence angle point,
- N 50° 08' 27" E for a distance of 260.36 feet to a ½" iron rod and cap set at a 6" pipe post fence angle point,
- N 12° 38' 23" W for a distance of 263.43 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
- N 87° 42' 09" E for a distance of 192.53 feet to a ½" iron rod and cap set at an 8" creosote post at end of fence,
- N 46° 14' 49" E cross travelway, for a distance of 71.42 feet to a ½" iron rod and cap set at an 8" creosote post fence corner,
- N 71° 44' 30" E for a distance of 324.44 feet to a ½" iron rod and cap set at an 8" creosote post fence corner,
- S 35° 04' 58" E for a distance of 77.89 feet to a ½" iron rod and cap set at a 9" creosote post fence corner,
- N 73° 37' 32" E crossing multiple pipelines, for a distance of 701.88 feet to a 4" creosote post fence angle point,
- N 72° 26' 03" E for a distance of 544.01 feet to a 4" pipe post at gate,
- N 74° 23' 06" E for a distance of 1862.52 feet to a 4" creosote post fence angle point,
- N 74° 49' 14" E for a distance of 797.37 feet to a ½" iron rod and cap set at a 3" pipe post fence corner,
- N 29° 30' 14" W for a distance of 2500.99 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
- N 24° 04' 47" W for a distance of 194.99 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
- N 18° 09' 32" W for a distance of 147.40 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,

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- N 16° 31' 17" W for a distance of 787.32 feet to a ½" iron rod and cap set at a 3" pipe post fence corner,
- N 64° 06' 42" E for a distance of 177.87 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
- N 10° 14' 52" E for a distance of 615.88 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
- N 45° 24' 14" E for a distance of 1690.00 feet to an 8" creosote post fence corner,
- N 55° 07' 28" W for a distance of 939.91 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
- N 16° 12' 10" W for a distance of 1147.15 feet to a ½" iron rod and cap set at a 4" x 6" fence post at cattle guard,
- N 52° 05' 04" E across the center of said cattle guard, for a distance of 23.65 feet to a ½" iron rod and cap set at a 4" x 6" post at east end of cattle guard,
- N 06° 29' 47" W for a distance of 1070.32 feet to a 5" creosote post fence angle point,
- N 07° 31' 46" W for a distance of 378.97 feet to a ½" iron rod and cap set at a 10" creosote post fence angle point,
- N 10° 12' 16" E for a distance of 362.39 feet to a 5" creosote post fence angle point,
- N 08° 35' 04" E for a distance of 456.45 feet to a ½" iron rod and cap set at a 10" creosote post fence angle point,
- N 38° 03' 38" W for a distance of 1211.98 feet to a 4" creosote post fence angle point,
- N 38° 36' 40" W for a distance of 726.20 feet to a ½" iron rod and cap set at a 6" creosote post fence corner in the northwest line of the 10,631 acre tract, same being at the north corner of the beforementioned 5153 acre north division tract and being in the southeast line of the XTO Energy, Inc. - called 725.00 acre tract described in the deed recorded in Volume 828, Page 187, of the Official Records of Robertson County, Texas;

THENCE along the northwest line of the beforementioned 10,631 acre tract, same being the southeast line of the beforementioned 725.00 acre tract and the Steelcreek Property, Ltd. - 242.81 acre tract, described in the deed Volume 828, Page 183, of the Official Records of Robertson County, Texas, as follows:

- N 54° 08' 16" E adjacent to, northwest and southeast of a very crooked fence, for a distance of 3556.98 feet to a 4" creosote post fence corner (with fence running northwest),
- N 54° 42' 32" E adjacent to a fairly straight fence, for a distance of 1154.21 feet to a 1" iron pipe found marking a north corner of the 10,631 acre tract and the east corner of the 242.81 acre tract, same being in the southwest line of the 265.9 acre - 2nd Tract described in the deed from Dale Carrington, et ali, to Wm. Lytle Carrington, M.D. and wife, Stacey Carrington, as recorded in Volume 287, Page 306, of the Public Records of Robertson County, Texas, from which an 8" creosote post fence corner bears S 36° E - 0.9 feet;

THENCE S 35° 59' 27" E along the common line between the beforementioned 10,631 acre tract and the beforementioned Carrington - 265.9 acre tract, adjacent to, and northeast of an existing fence, for a distance of 1441.75 feet to a 4" concrete monument found (0.3 feet southeast of fence) marking the south corner of the Carrington - 265.9 acre tract (according to Dr. Carrington, by letter received in the KES office, May 8, 1989, this concrete monument marks his corner and was set by Mr. Herbert Allison of Marques in 1959 or 1960), same being an interior ell corner of the 10,631 acre tract, from which the following are referenced: a 10" creosote post fence corner bears S 56° 05' 44" W - 8.8 feet, an iron stake (with 1½" diameter top) found bears S 72° 25' 35" W - 9.73 feet, and a 1½" iron pipe found bears S 74° 04' 45" W - 9.88 feet, (the area bounded by this described line and the fence found to the southwest contains 0.1 acre);

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THENCE N 54° 38' 48" E along the common line between the beforementioned Carrington - 265.9 acre tract and the beforementioned 10,631 acre tract, adjacent and southeast of an existing fence, at a distance of 2234.17 feet, pass another 4" concrete monument found, continue on, for a total distance of 2257.28 feet to the westerly high bank of the Navasota River, from which a 1½" iron pipe found bears N 76° 11' 56" W - 34.86 feet, and a 12" elm tree at the end of said fence line bears N 78° 49' 54" W - 30.6 feet, (the area bounded by this described line and the fence found to the northwest contains - 0.6 acre);

THENCE along the meanders of the westerly high bank of the Navasota River (Robertson County side), as located on-the-ground in May and June, 1989, same being the easterly line of the beforementioned 10,631 acre tract, as follows (140 meanders):

S 25° 27' 35" E	for a distance of 193.21 feet,
S 12° 31' 30" E	for a distance of 253.06 feet,
S 39° 00' 09" E	for a distance of 138.94 feet to a 2" pecan tree,
S 40° 45' 03" E	for a distance of 103.25 feet,
S 15° 22' 35" E	for a distance of 230.24 feet to a "T" post in fence,
S 49° 26' 34" E	for a distance of 153.48 feet,
S 61° 47' 03" E	for a distance of 168.36 feet,
S 37° 50' 14" E	for a distance of 58.92 feet,
S 15° 17' 33" W	for a distance of 83.33 feet,
S 88° 08' 33" W	for a distance of 153.16 feet to a 4" pecan tree,
S 69° 17' 29" W	for a distance of 138.21 feet to a 5" post oak tree,
S 75° 05' 45" W	for a distance of 69.35 feet,
S 43° 21' 42" W	for a distance of 104.03 feet to a 4" creosote post in fence,
S 10° 45' 24" E	for a distance of 138.18 feet to a 3" creosote post in fence,
S 86° 48' 00" E	for a distance of 156.83 feet,
S 13° 12' 18" E	for a distance of 112.60 feet to a 3" pecan tree,
S 41° 48' 00" E	for a distance of 170.88 feet to a "T" post in fence,
S 76° 34' 32" E	for a distance of 211.67 feet to a 6" pecan tree,
S 41° 44' 39" E	for a distance of 121.02 feet to a 3" pecan tree,
S 40° 27' 51" E	for a distance of 162.77 feet,
S 12° 39' 45" E	for a distance of 118.96 feet,
S 23° 04' 03" E	for a distance of 217.74 feet,
S 37° 40' 02" E	for a distance of 241.27 feet,
S 17° 23' 14" E	for a distance of 132.92 feet,
S 27° 29' 33" W	for a distance of 110.80 feet,
S 48° 31' 59" W	for a distance of 401.41 feet,
S 37° 15' 47" W	for a distance of 151.90 feet,
S 62° 59' 14" W	for a distance of 256.00 feet to a 20" elm tree in fence,
S 51° 53' 16" W	for a distance of 90.01 feet to an 18" white ash tree in fence,
S 35° 35' 37" W	for a distance of 366.67 feet,
S 18° 06' 19" W	for a distance of 149.26 feet,
S 09° 33' 01" E	for a distance of 94.98 feet,
S 01° 27' 19" W	for a distance of 114.02 feet to a nail set,
S 12° 03' 05" W	for a distance of 105.70 feet,
S 39° 43' 12" W	for a distance of 90.00 feet to a nail set,
S 62° 27' 12" W	for a distance of 145.90 feet to a 5" white ash tree,
S 15° 07' 30" W	for a distance of 128.57 feet to a 3" pin oak tree in fence,
S 35° 21' 09" E	for a distance of 73.60 feet to a 20" post oak tree,
S 70° 18' 54" E	for a distance of 225.34 feet to an 18" pin oak tree,
S 51° 11' 07" W	for a distance of 276.36 feet to a nail set,
S 69° 47' 51" W	for a distance of 394.22 feet to a 36" pin oak tree,
S 47° 02' 45" W	for a distance of 110.01 feet to a 5" locust tree,
S 17° 27' 44" W	for a distance of 203.60 feet to an 18" white ash tree in fence,
S 45° 40' 16" E	for a distance of 206.85 feet to a "T" post in fence,
N 74° 54' 23" E	for a distance of 120.09 feet to a 10" post oak tree,
S 75° 23' 10" E	for a distance of 246.87 feet,
S 08° 32' 17" W	for a distance of 166.91 feet to a 16" white ash tree,
S 17° 50' 42" W	for a distance of 424.73 feet,

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WESTERLY HIGH BANK OF THE NAVASOTA RIVER MEANDERS - CONTINUED:

S 03° 06' 53" E	for a distance of 142.25 feet to a 6" cottonwood tree,
S 55° 35' 36" E	for a distance of 131.57 feet to an 8" dead tree,
N 61° 36' 46" E	for a distance of 220.91 feet,
N 38° 04' 46" E	for a distance of 126.81 feet,
S 49° 02' 42" E	for a distance of 102.63 feet to a 2" white ash tree,
S 26° 40' 59" E	for a distance of 525.09 feet to a 12" elm tree in fence,
S 39° 25' 37" E	for a distance of 86.19 feet to a 3" creosote post in fence,
S 63° 06' 42" E	for a distance of 294.52 feet,
S 89° 07' 29" E	for a distance of 359.95 feet to a 3" creosote post in fence,
N 38° 35' 08" E	for a distance of 123.30 feet to a "T" post in fence,
N 25° 17' 47" W	for a distance of 205.24 feet to a 6" pin oak tree,
N 03° 39' 04" W	for a distance of 227.38 feet to a 7" hackberry tree,
N 74° 11' 33" E	for a distance of 83.70 feet,
S 67° 38' 21" E	for a distance of 180.01 feet to a 2" pecan tree at shoals of river,
S 54° 20' 44" E	for a distance of 622.48 feet,
S 48° 06' 05" E	for a distance of 428.02 feet,
S 18° 59' 00" E	for a distance of 142.10 feet,
S 02° 54' 34" E	for a distance of 114.97 feet to an 8" pecan tree,
S 06° 53' 42" W	for a distance of 97.33 feet to an 8" ash tree,
S 01° 18' 52" E	for a distance of 354.42 feet,
S 27° 21' 39" W	for a distance of 252.99 feet,
S 03° 11' 58" W	for a distance of 115.06 feet to an 18" pecan tree,
S 17° 26' 45" E	for a distance of 137.94 feet to a 4" split cedar post,
S 58° 31' 22" E	for a distance of 141.92 feet to a nail set,
S 82° 35' 15" E	for a distance of 83.00 feet,
S 30° 51' 06" W	for a distance of 65.01 feet,
S 78° 02' 35" W	for a distance of 154.27 feet to a 30" pecan tree,
S 39° 30' 38" W	for a distance of 186.55 feet to a "T" post in fence,
S 10° 37' 15" E	for a distance of 152.82 feet to a "T" post in fence,
S 23° 15' 33" E	for a distance of 284.70 feet,
S 05° 19' 07" W	for a distance of 187.72 feet to a 3" creosote post in fence,
S 04° 29' 35" E	for a distance of 372.55 feet,
S 54° 02' 54" W	for a distance of 140.74 feet,
S 41° 47' 40" W	for a distance of 318.91 feet to a 5" locust tree,
S 07° 57' 37" E	for a distance of 206.21 feet to a 14" woolly buckthorn tree in fence,
S 26° 18' 25" W	for a distance of 77.44 feet to a 5" hackberry tree,
S 11° 16' 57" W	for a distance of 231.16 feet,
S 32° 08' 32" E	for a distance of 128.97 feet to a 2" hackberry tree in fence,
S 84° 46' 50" E	for a distance of 162.98 feet to a 3" elm tree,
S 64° 25' 15" E	for a distance of 119.91 feet,
S 20° 02' 07" E	for a distance of 63.66 feet,
S 16° 37' 23" W	for a distance of 238.35 feet,
S 27° 08' 51" W	for a distance of 174.25 feet,
S 21° 19' 19" W	for a distance of 122.40 feet to a "T" post in fence,
S 30° 50' 54" E	for a distance of 84.28 feet,
S 46° 08' 25" E	for a distance of 261.73 feet to a 12" elm tree,
S 26° 18' 04" W	for a distance of 166.53 feet to a 12" willow tree,
S 42° 28' 53" W	for a distance of 248.04 feet to a 4" creosote post in fence,
S 19° 54' 51" E	for a distance of 38.60 feet to a 4" creosote post,
S 47° 50' 13" E	for a distance of 124.55 feet to a 4" pecan tree,
S 64° 17' 37" E	for a distance of 87.67 feet to a "T" post in fence,
N 81° 54' 36" E	for a distance of 132.70 feet to a 4" creosote post in fence,
N 58° 04' 11" E	for a distance of 189.46 feet,
S 79° 46' 55" E	for a distance of 163.01 feet,
S 10° 10' 04" E	for a distance of 269.05 feet to a 2" pecan tree,
S 24° 56' 26" W	for a distance of 79.79 feet to a 4" pecan tree,
S 56° 10' 28" W	for a distance of 195.56 feet to a 4" pecan tree,

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WESTERLY HIGH BANK OF THE NAVASOTA RIVER MEANDERS - CONTINUED:

- S 36° 34' 03" W for a distance of 139.18 feet,
- S 18° 00' 24" W for a distance of 246.12 feet to a 5" elm tree in fence,
- S 19° 15' 28" E for a distance of 208.88 feet to a split rail post,
- S 40° 36' 07" E for a distance of 40.07 feet to a 3" pecan tree,
- S 14° 20' 00" E for a distance of 83.96 feet,
- S 05° 09' 08" E for a distance of 258.02 feet,
- S 33° 58' 55" W for a distance of 87.88 feet,
- N 56° 19' 19" W for a distance of 81.15 feet,
- N 67° 45' 10" W for a distance of 159.69 feet,
- N 76° 04' 26" W for a distance of 144.71 feet to an 18" pecan tree on the easterly high bank of Steele Creek,
- S 60° 40' 02" W cross said creek for a distance of 49.97 feet to a 10" pin oak tree,
- S 17° 58' 32" E for a distance of 232.87 feet to an 8" dead tree,
- S 37° 54' 51" E for a distance of 133.10 feet to a 14" pecan tree,
- S 55° 59' 08" E for a distance of 73.06 feet,
- S 13° 13' 28" W for a distance of 94.09 feet,
- S 87° 01' 41" W for a distance of 171.41 feet to an 8" pecan tree,
- S 64° 23' 45" W for a distance of 122.11 feet to a 5" dead tree,
- N 82° 15' 02" W for a distance of 31.51 feet to a 24" white ash tree,
- S 14° 01' 48" W for a distance of 87.55 feet to a 5" water oak tree,
- S 05° 55' 09" W for a distance of 123.84 feet,
- S 03° 21' 18" E for a distance of 274.64 feet to a 5" dead tree,
- S 00° 25' 52" E for a distance of 93.91 feet to a nail set,
- S 31° 38' 16" E for a distance of 75.99 feet,
- S 57° 03' 27" E for a distance of 205.51 feet,
- S 72° 39' 53" E for a distance of 97.00 feet to a nail set,
- S 55° 25' 41" E for a distance of 69.00 feet to a 24" cottonwood tree with floodguage,
- S 60° 56' 08" E for a distance of 101.62 feet to a 5" pecan tree,
- S 62° 07' 36" E for a distance of 62.60 feet to a 14" pecan tree,
- S 39° 14' 23" E for a distance of 110.28 feet,
- S 64° 59' 21" E for a distance of 44.80 feet,
- N 85° 40' 11" E for a distance of 69.49 feet to a 5" pecan tree,
- N 63° 35' 40" E for a distance of 73.51 feet,
- N 37° 04' 55" E for a distance of 106.65 feet to a 10" pecan with wire,
- N 48° 33' 33" E for a distance of 123.48 feet,
- S 86° 54' 35" E for a distance of 275.36 feet to the common line between the beforementioned Maria De La Concepcion Marques Survey, A-25, and the beforementioned Thomas Carr Survey, A-428, from which a 5" creosote post fence corner in said common survey line marking the occupied north corner of the 1510.5 acre tract described in the deed to G. H. Ingram, as recorded in Volume 144, Page 499, of the Deed Records of Robertson County, Texas, bears S 55° 36' 04" W - 843.70 feet, and the iron stake (with 1½" diameter top) found marking the most northerly west corner of the 1510.5 acre bears S 55° 36' 04" W - 4056.96 feet;

THENCE N 55° 36' 04" E along the beforementioned common survey line, same being a northwest line of the beforementioned 10,631 acre tract, for a distance of 50.00 feet to the centerline of the Navasota River, same being a north corner of the beforementioned 10,631 acre tract;

THENCE downstream with the centerline meanders of the Navasota River, as located on-the-ground May and June, 1989, same being the northeasterly line of the beforementioned 10,631 acre tract, as follows (19 meanders):

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CENTERLINE MEANDERS OF NAVASOTA RIVER:

S 52° 20' 41" E	for a distance of 103.85 feet,
S 09° 14' 43" E	for a distance of 160.25 feet,
S 34° 13' 29" W	for a distance of 91.13 feet,
S 17° 21' 53" W	for a distance of 158.11 feet,
S 58° 34' 42" E	for a distance of 148.38 feet,
S 87° 07' 16" E	for a distance of 109.83 feet,
N 74° 31' 26" E	for a distance of 90.10 feet,
S 74° 58' 29" E	for a distance of 133.21 feet,
S 61° 29' 42" E	for a distance of 120.39 feet,
S 50° 33' 04" E	for a distance of 195.89 feet,
S 28° 32' 32" E	for a distance of 142.24 feet,
S 19° 10' 00" E	for a distance of 143.28 feet,
S 09° 10' 44" W	for a distance of 223.98 feet,
S 05° 55' 25" E	for a distance of 143.18 feet,
S 24° 17' 19" E	for a distance of 190.71 feet,
S 80° 25' 47" E	for a distance of 103.74 feet,
S 47° 12' 52" E	for a distance of 92.28 feet,
S 14° 36' 18" W	for a distance of 131.77 feet,
S 46° 37' 51" W	for a distance of 196.86 feet to the east corner of the 10,631 acre tract, same being in the southwest line of the beforementioned J. C. Evans Survey, A-263, and being at the beginning of a boundary line agreement executed in June, 1989 between F. W. Bert Wheeler, Trustee and G. H. Ingram, Jr., as recorded in Volume 535, Page 419, of the Public Records of Robertson County, Texas, from which a 12" pecan tree on the westerly high bank of the Navasota River bears N 54° 48' 31" W - 65.4 feet;

THENCE along the beforementioned boundary line agreement (535/419) which constitutes the common line between the beforementioned 10,631 acre tract and the Ingram - called 1510.5 acre tract (net) described in Volume 144, Page 499, of the Deed Records of Robertson County, Texas, as follows:

N 44° 53' 51" W	along the southwest line of the beforementioned J. C. Evans Survey, A-263, same being the northeast line of the beforementioned C. F. Anderson Survey, A-58, at a distance of 64.00 feet, pass a ½" iron rod found on the northwesterly high bank of the Navasota River, at a distance of 96.4 feet, pass a 10" pecan tree (with old wire) at a distance of 122.3 feet, a 6" pecan tree (with old wire) bears southwest - 1.1 feet, continue on with the remains of an old fence line, at a distance of 503.1 feet, pass a 14" elm tree (with old wire) on the east high bank of a slough, continue on, crossing said slough for a total distance of 673.39 feet to a ½" iron rod found, at agreed corner, from which a 4" split post (with old wire) bears N 44° 53' 51" W - 1378.1 feet,
S 45° 06' 09" W	leaving said common survey line, for a distance of 22.34 feet to a 10" post oak tree in an existing fence on the south or southwesterly high bank of the beforementioned slough;

THENCE continuing on along the said boundary line agreement with an existing fence, which generally runs along the southwesterly high bank of the beforementioned slough as follows:

N 65° 01' 47" W	for a distance of 22.29 feet to a 6" willow oak tree fence angle point,
S 82° 55' 51" W	for a distance of 110.16 feet to a double pin oak tree (4" and 6") fence angle point,

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N 86° 55' 57" W at a distance of about 101.8 feet, cross the re-constructed northeast line of the beforementioned Ingram - 1015.5 acre tract, (which is an average of 188 feet southwest of the southwest line of said Evans Survey, continue on, for a total distance of 105.33 feet to a crosstie fence angle point,
 N 63° 05' 19" W for a distance of 129.03 feet to a twin (10") post oak tree fence angle point,
 N 02° 24' 27" W at a distance of about 65.7 feet, cross the beforementioned northeast deed line of the Ingram - 1015.5 acre tract, continue on, for a total distance of 271.73 feet to an 8" hackberry tree fence angle point,
 N 47° 35' 53" W for a distance of 200.16 feet to a 5" elm tree fence angle point,
 S 87° 38' 29" W at a distance of about 169.7 feet, cross the beforementioned northeast deed line of the Ingram 1510.5 acre tract, continue on, for a total distance of 329.37 feet to a 14" pin oak tree fence angle point,
 N 71° 15' 39" W for a distance of 73.52 feet to an 8" hackberry tree fence angle point,
 N 44° 50' 35" W for a distance of 69.21 feet to an 8" hackberry tree fence angle point,
 N 32° 11' 34" W for a distance of 118.52 feet to an 8" pig nut hickory tree fence angle point,
 N 22° 16' 37" W for a distance of 293.38 feet to a ½" iron rod set at the occupied common corner between Ingram and 10,631 acre tract (at the end of this boundary line agreement) on or near the southeast line of the beforementioned Marques Survey;

THENCE along the common line between the beforementioned 10,631 acre tract and the beforementioned Ingram - 1510.5 acre tract, with the average fence line marking same, as follows:

S 55° 47' 02" W for a distance of 1002.39 feet to a 6" creosote post fence corner (with fence running N 35° W),
 S 55° 06' 37" W for a distance of 1362.28 feet to a ½" iron rod set,
 S 56° 10' 22" W for a distance of 848.68 feet to a ½" iron rod set at the common corner between the beforementioned 1510.5 acre tract and the 10,631 acre tract, same being the north corner of the beforementioned Robert McQuiston Survey, A-263, a 6" creosote post fence corner bears N 83° 52' W - 1.6 feet;

THENCE S 30° 38' 24" E along the fenced common line between the beforementioned 10,631 acre tract and the beforementioned Ingram - 1510.5 acre tract, same being along or near the common line between the beforementioned C. F. Anderson Survey, A-58 and the beforementioned Robert McQuiston Survey, A-263, for a distance of 653.20 feet to a ½" iron rod set at the east corner of the 10,631 acre tract, same being an interior ell corner of the 1510.5 acre tract, and same being at or near the common corner of the said McQuiston Survey, A-263 and the beforementioned John Reid Survey, A-318, a 6" creosote post fence corner bears N 80° 29' W - 1.6 feet;

THENCE S 59° 37' 28" W along the common line between the beforementioned 10,631 acre tract and the beforementioned 1510.5 acre tract, adjacent to a fence, for a distance of 1492.02 feet to a ½" iron rod found at a 4" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being a west corner of the 1510.5 acre tract;

THENCE S 31° 07' 53" E along the common line between the beforementioned 10,631 acre tract and the beforementioned 1510.5 acre tract, adjacent to, northeast and southwest of a fence, for a distance of 2767.58 feet to a ½" iron rod found at a 6" creosote post fence corner marking the most southerly east corner of the 10,631 acre tract, same being the north corner of the Eugene Elledge - 31.71 acre tract (no deed found);

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THENCE S 60° 02' 20" W along the fenced southeast line of the beforementioned 10,631 acre tract, at a distance of 1203.3 feet, pass an 8" creosote post fence angle point, continue on for a total distance of 1274.90 feet to a 1/2" iron rod found at the most southerly south corner of the 10,631 acre tract in the northeast line of the Elledge - called 48.16 acre tract - 2nd Part, Volume 353, Page 784, of the Public Records of Robertson County, Texas;

THENCE along the common line between the beforementioned 10,631 acre tract and the beforementioned 48.16 acre tract, the Walter K. Moss - 45.33 acre tract described in Volume 329, Page 935, of the Public Records of Robertson County, Texas, and the called 52.33 acre - 37th Tract (Bert Wheeler - Partial Interest) as described in the beforementioned Volume 446, Page 664, of the Public Records of Robertson County, Texas, and described as Tract 3 in Volume 856, Page 511, of the Official Records of Robertson County, Texas, along the average fence line as follows:

N 30° 29' 25" W for a distance of 1904.15 feet to a crosstie fence corner,
N 29° 21' 38" W for a distance of 860.21 feet to a rock pile found marking an interior ell corner of the 10,631 acre tract and the north corner of the 52.33 acre tract, same being a common corner of the beforementioned Ben Love Survey, A-427, and the beforementioned Robert McQuiston Survey, A-263, from which a 4" creosote post fence corner bears N 40° 53' W - 1.6 feet;

THENCE S 59° 24' 09" W along the southeast line of the beforementioned 10,631 acre tract, and along the common line between the beforementioned Love and Reid Surveys, adjacent to a fence, at a distance of about, 3477 feet, cross a Lone Star Gas Co. pipeline, at a distance of about 3525 feet, cross a Producers Gas Co. pipeline, continue on, for a total distance of 4046.76 feet to an iron stake (with 3" diameter top) found (bent) marking an interior ell corner of the 10,631 acre tract;

THENCE along the northeast, southeast and southwest lines of the beforementioned 10,631 acre tract, same being the lines of the remainder of the called 143 acre Tract 2 (139.43 acre net) described in Volume 856, Page 511, of the Official Records of Robertson County, Texas, as follows:

S 30° 44' 21" E adjacent to a fence, for a distance of 200.90 feet to a 1/2" iron rod set,
S 59° 25' 55" W adjacent to a fence, for a distance of 778.32 feet to an iron stake found at a 4" creosote post fence corner,
N 29° 49' 44" W adjacent to a fence, for a distance of 199.91 feet to a 1/2" iron rod found in an interior ell corner of the 10,631 acre tract in the northwest line of the 143 acre tract, a 6" creosote post fence corner bears N 73° 07' W - 43.0 feet;

THENCE S 59° 24' 09" W along the fenced southeast line of the beforementioned 10,631 acre tract, same being the northwest line of the beforementioned 143 acre tract, at a distance of 498.2 feet, pass a 4" creosote fence post, continue on, for a total distance of 500.00 feet to a 1/2" iron rod set at an angle point corner of the 10,631 acre tract, same being at or near the south or southwest corner of the beforementioned Love Survey, A-427 and same being in the southeast line of the beforementioned Marques Survey, Abstract No. 25;

THENCE along the southeast line of the beforementioned 10,631 acre tract, adjacent to a fence, same being the northwest line of the following tracts: the beforementioned 143 acre tract, the Michael and Jerry Elledge - 46 acre tract, Volume 456, Page 627, of the Public Records of Robertson County, Texas, the Dennis Varvel - 66-2/3 acre tract, Volume 215, Page 482, of the Deed Records of Robertson County, Texas, the Dennis Varvel - called 50 acre - 1st Tract, Volume 199, Page 259, of the Deed Records of Robertson County, Texas, the David H. Rolke - 327.24 acre tract, Volume 296, Page 333, of the Public Records of Robertson County, Texas, and the beforementioned David H. Rolke - 805.3 acre tract, and same being on or near the southeast line of the beforementioned Marques Survey, as follows:

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S 54° 22' 20" W at a distance of 495.5 feet, a 4" creosote post fence corner marking the common corner between the 143 acre tract and the Elledge - 46 acre tract bears northwest 1.3 feet, continue on, for a total distance of 2062.32 feet to a 12" creosote post fence corner at the north end of a gravel lane, which runs S 30° W (center of gravel lane is approximately the common line of the beforementioned John Reid Survey, A-318 and the beforementioned Allen Hill Survey, A-176), from which a 6" creosote post fence corner bears N 32° 19' 41" W - 87.1 feet,

S 54° 39' 21" W for a distance of 2774.83 feet to a 10" creosote post fence corner in the northeast fence line of the beforementioned County Road No. 472 (a fence adjacent to this described line bears northwest approximately 21 feet), from which a power pole bears N 20° 47' E - 43.0 feet,

S 52° 50' 56" W cross the beforementioned County Road No. 472, for a distance of 51.71 feet to an 8" creosote post fence corner in the southwest fence line of County Road No. 472,

S 54° 12' 00" W at a distance of 323 feet, a power pole with overhead electric line bears northwest 25.2 feet, continue on, for a total distance of 3548.76 feet to a ½" iron rod set at the common corner between the Rolke - 327.24 acre tract and the Rolke - 805.3 acre tract, from which a power pole with overhead electric line bears N 02° 12' E - 37.1 feet, an 8" creosote post fence corner bears N 80° 55' E - 1.2 feet,

S 54° 23' 04" W at a distance of 939.0 feet, a power pole with overhead electric line at an angle point in said line (course N 59° 26' W) bears northwest 31.8 feet, continue on, for a total distance of 1932.91 feet to a 4" creosote post fence corner,

S 54° 18' 53" W for a distance of 2448.68 feet to a 6" creosote post fence angle point,

S 53° 59' 32" W for a distance of 1334.98 feet to the **PLACE OF BEGINNING**, containing a total of 5483 acres of land, more or less, of which 2.5 acres lie between the westerly high bank and the center of the Navasota River, **SAVE AND EXCEPT** the following described 5.00 acre tract:

SAVE & EXCEPT TRACT

Pinnacle Gas Treating, Inc.
5.00 Acre Tract
Maria De La Concepcion Marques Survey, A-25
Robertson County, Texas

Field notes of a 5.00 acre tract or parcel of land, lying and being situated in the Maria De La Concepcion Marques Survey, A-25, Robertson County, Texas, and being all of the called 5.00 acre tract described in the deed from Camp Cooley, Ltd. to Pinnacle Gas Treating, Inc., as recorded in Volume 682, Page 147, of the Official Records of Robertson County, Texas, and said 5.00 acre tract being located wholly within the Camp Cooley, Ltd. - 10,631 acre tract, Volume 569, Page 100, of the Public Records of Robertson County, Texas, and said 5.00 acre tract being more particularly described as follows:

COMMENCING at an iron stake (with 3" diameter top) found at the base of a 6" creosote post fence corner found marking the south corner of the beforementioned 10,631 acre tract, same being the occupied south corner of the beforementioned Maria De La Concepcion Marques Survey, A-25, same being the interior ell corner of the Allen Hill Survey, A-176, and same being a common corner with the David H. Rolke - 805.3 acre - 1st Tract described in Volume 262, Page 358, of the Deed Records of Robertson County, Texas, and the Robert Randolph Sullivan - 211.13 acre tract described in Volume 830, Page 715, of the Official Records of Robertson County, Texas (see Volume 482, Page 261, of the Public Records of Robertson County, Texas, for description of the 211.13 acre tract);

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THENCE along the southeast line of the beforementioned 10,631 acre tract, adjacent to a fence, as follows:

N 53° 59' 32" E	for a distance of 1334.98 feet to a 6" creosote post fence angle point,
N 54° 18' 53" E	for a distance of 2448.68 feet to a 4" creosote post fence corner,
N 54° 23' 04" E	for a distance of 1932.91 feet to a ½" iron rod set at the common corner of the Rolke - 805.3 acre and the Rolke - 327.24 acre tracts, an 8" creosote post fence corner bears N 80° 55' E - 1.2 feet,
N 54° 12' 00" E	for a distance of 1213.64 feet;

THENCE N 35° 48' 00" W across the beforementioned 10,631 acre tract for a distance of 792.42 feet to a ½" iron rod found at the south corner of the beforementioned 5.00 acre tract for the **PLACE OF BEGINNING** of this description, from which the 4" creosote post fence corner at the south corner of the fenced enclosure around a gas processing facility bears S 08° 16' 25" E - 110.9 feet;

THENCE N 26° 40' 01" W along the southwest line of the beforementioned 5.00 acre tract, adjacent to and an average of 51 feet northeast of the southwest line of said fenced enclosure for a distance of 416.06 feet to a 10" creosote post fence corner marking the west corner of the 5.00 acre tract, same being the south corner of a fenced well site area, from which a 4" creosote post fence corner marking the west corner of said fenced enclosure bears S 59° 59' 21" W - 61.5 feet;

THENCE N 60° 54' 11" E along the northwest line of the beforementioned 5.00 acre tract, adjacent to a fence, for a distance of 568.51 feet to the north corner of the 5.00 acre tract at the north edge of a 6" creosote post fence corner;

THENCE S 26° 41' 30" E along the northeast line of the beforementioned 5.00 acre tract, adjacent to and northeast of existing fence line for a distance of 350.06 feet to a ½" iron rod set at the east corner of the 5.00 acre tract, from which a 6" creosote post fence corner at the east corner of said fenced enclosure around gas processing plant bears S 19° 05' 47" E - 102.5 feet;

THENCE S 54° 19' 18" W along the southeast line of the beforementioned 5.00 acre tract, an average of 98' northwest of the existing southeast line of fenced enclosure around gas processing facility, at a distance of 10.8 feet, cross the northeast fence line of said gas plant enclosure, for a distance of 575.25 feet to the **PLACE OF BEGINNING** containing 5.00 acres of land, more or less, **LEAVING A NET ACREAGE OF 5478 ACRES.**

Prepared 10/27/20
 Camp Cooley – South Tract –5478ac – E0661400
 BCS Proj_2020-E0661400 - field notes file

Doc 20230661 BK OR Vol 1521 Pg 502

FILED FOR RECORD IN
Robertson County
Stephanie M. Sanders
COUNTY CLERK

ON: Feb 22, 2023 AT 03:54P

as
Recordings

Document Number: 20230661
Total Fees : 82.00

Receipt Number - 141149

By:
Sarah Tepera, Deputy

STATE OF TEXAS

COUNTY OF ROBERTSON

I hereby certify that this instrument was
filed on the date and time stamped hereon
and was duly recorded in the volume and page
of the named records of Robertson County
as stamped hereon by me.

Feb 22, 2023

Stephanie M. Sanders, County Clerk
Robertson County



**UNANIMOUS WRITTEN CONSENT IN LIEU OF
SPECIAL MEETING OF THE MANAGERS OF
CIRCLE X NORTH COOLEY, LLC**

The undersigned, as of May 31, 2024, being the Managers of Circle X North Cooley, LLC (the "Company"), a limited liability company organized under the Texas Business Organizations Code, do by this writing consent to take the following actions and adopt the following resolutions, to-wit:

WHEREAS, it is the desire of the Managers to waive any notice rights to the Special Meeting of the Managers;

WHEREAS, it is the desire of the Managers to take this action in lieu of a Special Meeting;

RESOLVED, that this Unanimous Written Consent in Lieu of a Special Meeting of the Managers of the Company shall be in lieu of a Special Meeting of the Managers and that the Managers hereby waive any and all rights to notice to the Special Meeting of the Managers;

WHEREAS, the Company desires to work with the Texas Commission on Environmental Quality ("TCEQ") to amend Surface Water Permit No. 5160A related to Wolf Lake (the "Applications"), Wolf Lake (the "Lake") being located on 5,153 acres of land located in Robertson County, Texas and being more particularly described in Exhibit "A," attached hereto and made a part hereof for all purposes (the "Property");

WHEREAS, the Company desires to authorize one of its Managers to act on behalf of the Company regarding the Applications;

RESOLVED, that Jerry A. Bullin, a Manager of the Company, and without the necessity of joinder of any other manager, member or officer, is hereby expressly authorized, empowered and directed to execute all documents, including applications, reports, worksheets, contracts, plans or any other document related to the Applications that may be required or requested by the TCEQ, that he shall, in his sole discretion, deem necessary or desirable, in the best interest of the Company and on behalf of the Company;

BE IT FURTHER RESOLVED, that all acts, transactions, or agreements undertaken prior to the adoption of these resolutions in connection with the foregoing matters are hereby ratified, confirmed and adopted by the Company;

BE IT FURTHER RESOLVED, that the authority conferred upon Jerry A. Bullin, a Manager of the Company, by the foregoing resolutions shall remain in full force and effect until revocation by further resolution of the Managers.

I direct that this consent be filed with the minutes of the proceedings of the Managers of the Company.

This consent is executed pursuant to the provisions of the Texas Business Organizations Code and the Company Agreement of this Company which authorizes the taking of action by the Managers by unanimous written consent without a meeting.

IN WITNESS WHEREOF, the undersigned have executed this unanimous consent to be effective as of the date first above written.

Circle X North Cooley, LLC, a Texas limited liability company

By: Keith Bullin
Keith A. Bullin, Manager

By: Jerry A. Bullin
Jerry A. Bullin, Manager

Circle X Camp Cooley, Ltd.
5153 Acre Tract (North Tract)
Maria De La Concepcion Marques Survey, A-25
Robertson County, Texas

Field notes of a 5153 acre tract or parcel of land, lying and being situated in the Maria De La Concepcion Marques Survey, Abstract No. 25, Robertson County, Texas, and being part of the called 10,631 acre (net) tract described in the deed from Camp Cooley, Ltd. to Circle X Camp Cooley, Ltd, as recorded in Volume 1152, Page 218, of the Official Records of Robertson County, Texas, and said 5153 acre tract being more particularly described as follows:

COMMENCING at an iron stake (with 1½ " diameter top) found at the base of a 6" creosote post fence corner found marking the south corner of the beforementioned 10,631 acre tract, same being the occupied south corner of the beforementioned Maria De La Concepcion Marques Survey, A-25, same being the interior ell corner of the Allen Hill Survey, A-176, and same being a common corner with the David H. Rolke - 805.3 acre - 1st Tract described in Volume 262, Page 358, of the Deed Records of Robertson County, Texas, and the Robert Randolph Sullivan - 211.13 acre tract described in Volume 830, Page 715, of the Official Records of Robertson County, Texas (see Volume 482, Page 261, of the Public Records of Robertson County, Texas, for description of the 211.13 acre tract);

THENCE N 35° 31' 32" W along the fenced southwest line of the beforementioned 10,631 acre tract, same being along the southwest line of the beforementioned Marques Survey, A-25, and along the northeast line of the beforementioned 211.13 acre tract and the Sullivan - 101.19 acre - 2nd Tract and 16 acre - 4th Tract, as recorded in Volume 139, Page 212, of the Deed Records of Robertson County, Texas, for a distance of 3542.58 feet to a ½" iron rod found at the base of a 6" creosote post fence corner marking a westerly corner of the 10,631 acre tract;

THENCE along the common existing fenced lines of the beforementioned 10,631 acre tract and the Sullivan - 40 acre - 5th Tract - Part 1, and the 40 acre - 5th Tract - Part 2, Volume 139, Page 212, of the Deed Records of Robertson County, Texas, as follows:

N 54° 29' 44" E	for a distance of 1290.85 feet to a ½" iron rod found at a 6" creosote post fence corner marking a north corner of the 10,631 acre tract,
S 35° 30' 57" E	for a distance of 525.32 feet to a ½" iron rod found at a 6" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the south corner of the 40 acre - 5th Tract - Part 2,
N 54° 33' 09" E	for a distance of 985.71 feet to a ½" iron rod found at a 6" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the east corner of the 40 acre - 5th Tract - Part 2;

THENCE N 36° 00' 57" W along a fenced southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned - 40 acre - 5th Tract - Part 2, for a distance of 1866.60 feet to a ½" iron rod and cap set at the base of a 6" creosote post fence corner marking a westerly corner of the 10,631 acre tract, same being an easterly corner of the W. M. Mischer, Sr, - and Wheatstone Ranches L.P. - called 1491 acre - 2nd Tract, as recorded in Volume 523, Page 754, of the Public Records of Robertson County, Texas, (see also Volume 828, Page 432, of the Official Records of Robertson County, Texas), and same being at the southerly end of an agreed boundary line between Mischer Investors Limited and F. W. Bert Wheeler, as recorded in Volume 410, Page 653, of the Public Records of Robertson County, Texas;

THENCE N 04° 08' 59" E along the beforementioned agreed boundary line, with the existing fence, for a distance of 2085.14 feet to a ½" iron rod found at an 8" creosote post fence corner at the northerly end of said agreed boundary line, from which a 15" hickory tree in fence bears S 04° 19' 16" W - 100.1 feet;

THENCE N 33° 50' 20" W along the southwest line of the beforementioned 10,631 acre tract, adjacent to and southwest of a fence, at a distance of 830.7 feet, a 28" pin oak tree (dead) fence angle point bears northeast - 2.5 feet (from which pin oak tree the fence bows severely to the northeast), continue on, for a total distance of 1320.34 feet to an 8" fence post (the area bounded by this described line and the fence found to the northeast contains 1.0 acre of land);

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THENCE N 33° 11' 28" W along the average fence line found marking the southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned 1491 acre tract, for a distance of 1684.61 feet to a 24" snag fence angle point, at the **PLACE OF BEGINNING** of this description;

THENCE continuing along the average fence line found marking the southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned 1491 acre tract, as follows:

N 36° 27' 05" W	for a distance of 2277.62 feet to a 4" creosote post fence angle point,
N 35° 34' 58" W	for a distance of 1314.66 feet to a 4" creosote post fence angle point,
N 34° 44' 13" W	for a distance of 920.39 feet to a ½" iron rod found at the base of a 6" creosote post fence corner, marking an interior ell corner of the 10,631 acre tract, same being a north corner of the 1491 acre tract;

THENCE S 84° 59' 40" W along the fenced common line between the beforementioned 10,631 acre tract and the beforementioned 1491 acre tract and the north line of the Becker - called 50.00 acre tract, Volume 816, Page 305, of the Official Records of Robertson County, Texas, at a distance of 4070.4 feet, an 8" creosote post fence corner (with fence running northwesterly) bears north 0.4 feet, at a distance of 4279.09 feet, pass a ½" iron rod found at the base of a 10" creosote post fence corner (with fence running southerly), continue on, for a total distance of 4283.98 feet to the northeast right-of-way line of Farm to Market Road No. 2096, same being in a curve, concave to the southwest, having a radius of 1195.92 feet, from which a twin pin oak tree (36" and 42") bears N 45° 22' E - 6.0 feet;

THENCE along the northeast right-of-way line of F.M. No. 2096, as follows:

	Northwesterly along said curve, for an arc length of 311.84 feet to a ½" iron rod found at the end of this curve, from which a concrete right-of-way marker bears S 66° 56' 56" W - 99.49 feet, and an 8" creosote post fence angle point bears S 49° 03' E - 28.3 feet, the chord bears N 20° 03' 14" W - 310.96 feet,
N 27° 31' 26" W	adjacent to and southwest from an existing fence, for a distance of 599.74 feet to a ½" iron rod found at the beginning of a curve, concave to the southwest, having a radius of 2914.79 feet, a concrete right-of-way marker bears S 63° 37' 07" W - 100.18 feet, and a 6" creosote post fence angle point (where said fence turns to the northeast) bears N 20° 17' 21" W - 47.5 feet,
	Northwesterly along said curve, for an arc length of 630.31 feet to a ½" iron rod found at the end of this curve, from which a concrete right-of-way marker bears S 37° 01' 52" E - 8.71 feet, the chord bears N 33° 43' 09" W - 629.08 feet,
N 39° 54' 51" W	adjacent to and southwest of an existing fence, for a distance of 647.06 feet to a ½" iron rod found at the beginning of a curve, concave to the northeast, having a radius of 2814.79 feet, from which a concrete right-of-way marker bears N 32° 48' 17" W - 17.17 feet,
	Northwesterly along said curve, for an arc length of 96.60 feet to the intersection of the centerline of County Road No. 476, from which a 10" creosote post fence corner bears S 67° 01' 49" E - 49.7 feet, the chord bears N 38° 55' 51" W - 96.60 feet;

THENCE along the centerline of the existing travelway of County Road No. 476, as follows:

N 54° 27' 00" E	for a distance of 1852.62 feet,
N 56° 19' 58" E	for a distance of 418.95 feet to a nail and cap found (bent),
N 57° 11' 36" E	for a distance of 434.34 feet to angle point,
N 55° 41' 15" E	for a distance of 637.95 feet to angle point,

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N 54° 12' 42" E for a distance of 526.33 feet to the intersection of the centerline of County Road No. 472;

THENCE N 11° 51' 23" W along the center of the travelway of County Road No. 472, for a distance of 219.01 feet to a west corner of the 10,631 acre tract, from which a ¾" iron rod at a rock found in the northeast line of the Snapdragon, Ltd. - 281.336 acre tract, as described in Volume 703, Page 585, of the Official Records of Robertson County, Texas, bears S 59° 33' 45" W - 78.52 feet;

THENCE N 55° 06' 42" E along a northwest line of the beforementioned 10,631 acre tract, same being the southeast line of the called 35.227 acre tract described in the Oil, Gas & Mineral Lease executed by the Honorable Wesley Payton, County Judge, as Receiver for W. W. Heath, et al, as recorded in Volume 467, Page 483, of the Public Records of Robertson County, Texas, with an old fence, at a distance of 41.5 feet, pass an 8" creosote post fence corner (with fence running southeast), continue on, for a total distance of 1317.24 feet to an iron stake (with 3" diameter top) found at an 8" creosote post fence corner marking the interior ell corner of the 10,631 acre tract, same being the east corner of the 35.227 acre tract;

THENCE N 35° 09' 20" W along a southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned 35.227 acre tract, with an old fence, for a distance of 1417.08 feet to a 5/8" iron rod found at a 6" creosote post fence corner marking a west corner of the 10,631 acre tract, same being the north corner of the 35.227 acre tract, and being in the southeast line of the Walter H. Thompson, Jr., - 37.9 acre tract, recorded in Volume 358, Page 145, of the Public Records of Robertson County, Texas, from which a 3/8" iron rod found at the south corner of the 37.9 acre tract in the northeast line of the beforementioned County Road No. 472 bears S 54° 36' 16" W - 948.78 feet;

THENCE N 54° 38' 28" E along a northwest line of the beforementioned 10,631 acre tract, same being the southeast line of the beforementioned 37.9 acre tract, with an old fence, for a distance of 521.68 feet to a ½" iron rod and cap set (replaces iron stake found previously) at a 6" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the east corner of the beforementioned 37.9 acre tract;

THENCE N 34° 26' 05" W along a southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned 37.9 acre tract, with an old fence, for a distance of 876.00 feet to a ½" iron rod and cap set at a west corner of the 10,631 acre tract, same being the south corner of the 4 acre tract described in the deed from J. N. Miller, et ux, to the Trustees of the Coal Branch School Community No. 22, as recorded in Volume 61, Page 449, of the Deed Records of Robertson County, Texas, from which a 3/8" iron rod found at a 6" creosote post fence corner (with fence running northeast) marking the north corner of the 37.9 acre tract on the southeast line of the beforementioned County Road No. 42 bears N 34° 26' 05" W - 333.20 feet;

THENCE along the common lines (said lines are not fenced) between the beforementioned 10,631 acre tract and the beforementioned 4 acre tract, as follows:

N 55° 33' 55" E for a distance of 417.50 feet to a ½" iron rod and cap set at the east corner of the 4 acre tract, same being an interior ell corner of the 10,631 acre tract, from which a rock found bears S 12° 17' W - 143.9 feet, a rock found bears S 66° 50' W - 33.0 feet, and a rock found bears S 29° 59' E - 74.7 feet,

N 34° 26' 05" W at a distance of 340 feet, pass the existing Camp Cooley fence, continue on at a distance of 417.50 feet, pass a ½" iron rod found at the north corner of the 4 acre tract, continue on, for a total distance of 441.05 feet and corner in the centerline of the beforementioned County Road No. 472 (formerly known as Old Marques and Bald Prairie Road), same being a west corner of the 10,631 acre tract, from which the centerline intersection of County Road No. 472 and County Road No. 474 bears S 54° 32' 12" W - 464.3 feet;

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THENCE along the existing centerline travelway meanders of the beforementioned County Road No. 472 (formerly known as Old Marques and Bald Prairie Road), same being the northerly and northwesterly lines of the 10,631 acre tract as follows (40 meanders):

- | | |
|-----------------|---|
| N 54° 32' 12" E | for a distance of 591.49 feet, |
| N 51° 14' 52" E | for a distance of 123.26 feet, |
| N 40° 11' 50" E | for a distance of 127.44 feet, |
| N 33° 01' 28" E | for a distance of 145.54 feet, |
| N 31° 16' 09" E | for a distance of 153.87 feet, |
| N 34° 43' 41" E | for a distance of 109.60 feet, |
| N 61° 10' 23" E | for a distance of 89.20 feet, |
| N 70° 26' 01" E | for a distance of 432.26 feet, |
| N 68° 13' 03" E | for a distance of 562.69 feet, |
| N 64° 55' 15" E | for a distance of 153.96 feet, |
| N 62° 02' 04" E | for a distance of 304.95 feet, |
| N 67° 15' 34" E | for a distance of 148.59 feet, |
| S 88° 20' 05" E | for a distance of 114.89 feet, |
| S 83° 15' 47" E | for a distance of 423.73 feet, |
| N 88° 55' 58" E | for a distance of 281.26 feet, |
| N 83° 27' 22" E | for a distance of 185.51 feet, |
| N 83° 01' 50" E | for a distance of 735.97 feet, |
| N 83° 24' 29" E | for a distance of 710.42 feet to angle point, from which a rock found at crosstie fence corner marking an interior ell corner of the 33.1 acre tract, Volume 361, Page 64, of the Public Records of Robertson County, Texas, bears N 18° 09' 11" W - 209.42 feet, |
| N 86° 02' 11" E | for a distance of 271.51 feet, |
| N 88° 18' 43" E | for a distance of 393.12 feet, |
| N 85° 16' 02" E | for a distance of 124.50 feet, |
| N 82° 35' 32" E | for a distance of 673.08 feet, |
| N 87° 44' 35" E | for a distance of 292.78 feet, |
| N 85° 39' 00" E | for a distance of 165.14 feet, |
| N 77° 53' 31" E | for a distance of 100.32 feet, |
| N 71° 02' 14" E | for a distance of 226.93 feet, |
| N 55° 11' 24" E | for a distance of 176.61 feet, |
| N 31° 51' 10" E | for a distance of 165.94 feet, |
| N 07° 57' 49" E | for a distance of 184.68 feet, |
| N 01° 28' 35" W | for a distance of 229.24 feet, |
| N 04° 09' 14" E | for a distance of 257.27 feet, |
| N 12° 20' 01" E | for a distance of 138.84 feet to the centerline intersection of County Road No. 473 (course - S 70° W), |
| N 19° 50' 22" E | for a distance of 132.88 feet, |
| N 29° 57' 37" E | for a distance of 414.90 feet, |
| N 32° 16' 05" E | for a distance of 255.11 feet, |
| N 29° 49' 45" E | for a distance of 216.00 feet, |
| N 36° 30' 36" E | for a distance of 250.69 feet, |
| N 41° 52' 11" E | for a distance of 122.84 feet to the west corner of a 114.34 acre tract described in the deed to Fred Reagan and Patricia Reagan recorded in Volume 1123, Page 107, of the Official Records of Robertson County, Texas; |

THENCE S 26° 23' 16" E along the southwest line of the beforementioned 114.34 acre tract, adjacent to a fence, for a distance of 1183.47 feet to a ½" iron rod found marking the south corner of the said 114.34 acre tract, same being the end of a Boundary Line Agreement between the 10,749 acre Camp Cooley tract and the following three Reagan tracts: the called 156.109 acre tract, Volume 750, Page 283, of the Official Records of Robertson County, Texas, the called 156.421 acre tract, Volume 744, Page 209, of the Official Records of Robertson County, Texas, and the called 156.933 acre tract, Volume 743, Page 718, of the Official Records of Robertson County, Texas, from which a ½" iron rod found at an 8" creosote post fence corner bears S 30° 38' E - 23.8 feet;

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THENCE along a fenced northeast line of the beforementioned 10,631 acre tract, same being the supposed southwest line of the beforementioned 156.933 acre tract, as follows:

S 32° 46' 36" E at a distance of 10.2 feet, pass a 6" creosote post (12' tall), continue on, for a total distance of 473.31 feet to a 4" creosote fence post,
S 34° 06' 01" E for a distance of 227.23 feet to a 10" creosote post,
S 35° 27' 15" E for a distance of 557.72 feet to a 4" creosote post fence angle point,
S 34° 22' 43" E for a distance of 798.78 feet to a 3" creosote post fence angle point,
S 35° 11' 25" E at a distance of approximately 861 feet, cross an existing Delhi Pipeline Corporation pipeline, continue on, for a total distance of 1967.55 feet to a ½" iron rod found at an 8" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the south corner of the 156.933 acre tract;

THENCE along the fenced common line between the beforementioned 10,631 acre tract and the beforementioned 156.933 acre tract, as follows:

N 54° 19' 55" E for a distance of 670.21 feet to a ½" iron rod found at a 6" creosote post fence corner,
S 34° 57' 54" E for a distance of 570.85 feet to a ½" iron rod found at an 8" creosote post fence corner;

THENCE N 55° 06' 40" E along a northwest line of the beforementioned 10,631 acre tract, same being along the occupied northeast line of the beforementioned 156.933 acre tract, the beforementioned 156.421 acre tract and the beforementioned 156.109 acre tract, with a fence, at a distance of approximately 866 feet, cross an existing Producers Gas Co. pipeline, at a distance of 908.05 feet, a ½" iron rod found at 6" creosote post in the northeast line of the 156.933 acre tract bears northwest - 0.87 feet, and the re-constructed east deed corner of the 156.933 acre tract bears southeast - 21.7 feet, continue on, for a total distance of 3197.49 feet to a 12" creosote post fence angle point, same being the beginning of a boundary line agreement executed in July, 1989 between F. W. Bert Wheeler, Trustee and Reagan, et al, as recorded in Volume 535, Page 424, of the Public Records of Robertson County, Texas, the re-constructed southeast deed line of the 156.109 acre tract bears southeast - 58.3 feet;

THENCE along the common line between the beforementioned 10,631 acre tract and the beforementioned 156.109 acre tract, adjacent to a fence, and along the beforementioned boundary line agreement (535/424), as follows:

N 57° 32' 32" E adjacent to, northwest and southeast of a crooked fence, at a distance of approximately 119 feet, cross an existing Lone Star Gas Co. pipeline, continue on, at a distance of 348.0 feet, a 12" cottonwood tree fence angle point on the north high bank of a creek or slough bears northwest - 0.9 feet, continue on, at a distance of about 665 feet, cross Bear Creek, continue on, at a distance of 836.7 feet, an 8" creosote post fence corner (with fence running southeast) bears southeast - 10.2 feet, continue on, at about 920 feet, cross said crooked fence, continue on, adjacent to and southeast of said fence, for a total distance of 1212.56 feet to a ½" iron rod and cap set at an interior ell corner of the 10,631 acre tract, same being the east corner of the 156.109 acre tract, from which a 12" creosote post fence angle point bears N 22° 12' 02" E - 75.0 feet,

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N 35° 20' 58" W at a distance of 35.7 feet, cross the beforementioned crooked fence, at a distance of 325 feet, cross the beforementioned Bears Creek (course S 61° W) continue on, for a total distance of 411.11 feet to a 1" iron bar found (bent) marking a west corner of the 10,631 acre tract, same being an angle point corner in the northeast line of the 156.109 acre tract, and being the south corner of the F P J Land Company - called 240 acre tract, Volume 665, Page 16, of the Public Records of Robertson County, Texas,

N 54° 12' 11" E along the common line between the beforementioned 10,631 acre tract and the beforementioned 240 acre tract, adjacent to a fence, (cross the beforementioned Bear Creek at least once), for a distance of 1693.80 feet to a 6" cedar post fence angle point, (at the end of the said boundary line agreement) marking the east corner of the 240 acre tract, same being the south corner of the Emil Kmiec - 168.25 acre - 3rd Tract, as recorded in Volume 327, Page 937, of the Public Records of Robertson County, Texas, from which an 8" creosote post fence corner (with old fence running N 35° W and S 45° W) bears S 55° 31' 27" W - 17.8 feet (the area bounded by this described line and the fence found to the southeast contains 6.4 acres);

THENCE N 54° 29' 10" E along the fenced northwest line of the beforementioned 10,631 acre tract, same being the southeast line of the beforementioned Emil Kmiec - 168.25 acre - 3rd Tract, (crossing the beforementioned Bear Creek at least twice), for a distance of 2774.57 feet to a 1½" iron pipe found at a 6" creosote post fence corner (with fence running N 55° W) at the east corner of the 168.25 acre tract, same being the south corner of the XTO Energy, Inc. - called 725.00 acre tract, Volume 828, Page 187, of the Public Records of Robertson County, Texas, from which a 6" creosote post fence corner (with fence running S 35° E) bears N 56° 15' 45" E - 143.3 feet;

THENCE N 54° 08' 16" E along the northwest line of the beforementioned 10,631 acre tract, same being the southeast line of the beforementioned 725.00 acre tract and the Steelcreek Property, Ltd. - 242.81 acre tract, Volume 828, Page 183, of the Public Records of Robertson County, Texas, for a distance of 143.10 feet to a ½" iron rod and cap set at a 6" creosote post fence corner marking the northerly west corner of 5478 acre Division Tract (South Tract);

THENCE through the interior of the beforementioned 10,631 acre tract, along division line between north and south division tracts, adjacent to a fence, as follows:

S 38° 36' 40" E for a distance of 726.20 feet to a 4" creosote post fence angle point,
S 38° 03' 38" E for a distance of 1211.98 feet to a ½" iron rod and cap set at a 10" creosote post fence angle point,
S 08° 35' 04" W for a distance of 456.45 feet to a 5" creosote post fence angle point,
S 10° 12' 16" W for a distance of 362.39 feet to a ½" iron rod and cap set at a 10" creosote post fence angle point,
S 07° 31' 46" E for a distance of 378.97 feet to a 5" creosote post fence angle point,
S 06° 29' 47" E for a distance of 1070.32 feet to a ½" iron rod and cap set at a 4" x 6" fence post at east end of cattle guard,
S 52° 05' 04" W across the center of said cattle guard, for a distance of 23.65 feet to a 4" x 6" fence post at west end of cattle guard,
S 16° 12' 10" E for a distance of 1147.15 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
S 55° 07' 28" E for a distance of 939.91 feet to an 8" creosote post fence angle point,
S 45° 24' 14" W for a distance of 1690.00 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,

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S 10° 14' 52" W	for a distance of 615.88 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
S 64° 06' 42" W	for a distance of 177.87 feet to a ½" iron rod and cap set at a 3" pipe post fence corner,
S 16° 31' 17" E	for a distance of 787.32 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
S 18° 09' 32" E	for a distance of 147.40 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
S 24° 04' 47" E	for a distance of 194.99 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
S 29° 30' 14" E	for a distance of 2500.99 feet to a ½" iron rod and cap set at a 3" pipe post fence corner,
S 74° 49' 14" W	for a distance of 797.37 feet to a 4" creosote post fence angle point,
S 74° 23' 06" W	for a distance of 1862.52 feet to a 4" pipe post at gate,
S 72° 26' 03" W	for a distance of 544.01 feet to a 4" creosote post fence angle point,
S 73° 37' 32" W	crossing multiple pipelines, for a distance of 701.88 feet to a ½" iron rod and cap set at a 9" creosote post fence corner,
N 35° 04' 58" W	for a distance of 77.89 feet to a ½" iron rod and cap set at an 8" creosote post fence corner,
S 71° 44' 30" W	for a distance of 324.44 feet to a ½" iron rod and cap set at an 8" creosote post fence corner,
S 46° 14' 49" W	cross travelway, for a distance of 71.42 feet to a ½" iron rod and cap set at an 8" creosote post at end of fence,
S 87° 42' 09" W	for a distance of 192.53 feet to a ½" iron rod and cap set at a 3" pipe post fence corner,
S 12° 38' 23" E	for a distance of 263.43 feet to a ½" iron rod and cap set at a 6" pipe post fence angle point,
S 50° 08' 27" W	for a distance of 260.36 feet to a ½" iron rod and cap set at a 6" pipe post fence angle point,
S 47° 14' 14" W	for a distance of 453.35 feet to a ½" iron rod and cap set at a 6" pipe post fence angle point,
S 58° 50' 51" W	for a distance of 682.91 feet to a ½" iron rod and cap set at an 8" creosote post fence angle point,
S 58° 55' 27" W	for a distance of 233.51 feet to a ½" iron rod and cap set at a 9" creosote post fence angle point,
S 58° 52' 02" W	at a distance of 550.1 feet, pass a 9" creosote post fence corner at well entrance, continue on, cross well road, for a total distance of 595.70 feet to a ½" iron rod and cap set,
S 35° 49' 47" E	cross ranch road, at a distance of 43.3 feet, pass a 9" creosote post fence corner, continue on, for a total distance of 249.75 feet to a ½" iron rod and cap set at a 5" creosote post;

THENCE S 48° 04' 15" W continuing through the beforementioned 10,631 acre tract, leaving fence, for a distance of 3252.33 feet to a ½" iron rod and cap set in the centerline travelway (19' wide gravel) of County Road No. 472;

THENCE continuing through the interior of the beforementioned 10,631 acre tract and along the centerline travelway of said County Road No. 472 (as located in October, 2020), as follows:

N 35° 33' 12" W	for a distance of 763.60 feet to a ½" iron rod and cap set for angle point,
N 36° 21' 18" W	for a distance of 1137.73 feet to a ½" iron rod and cap set for angle point,
N 36° 06' 55" W	for a distance of 99.65 feet to a ½" iron rod and cap set for angle point,
N 41° 22' 25" W	for a distance of 126.16 feet to a ½" iron rod and cap set for angle point,

Circle X Camp Cooley, Ltd.
5153 Acre Tract (North Tract)
Maria De La Concepcion Marques Survey, A-25
Robertson County, Texas
Continued - Page 8

N 43° 37' 10" W	for a distance of 110.32 feet to a ½" iron rod and cap set for angle point,
N 41° 28' 51" W	for a distance of 73.37 feet to a ½" iron rod and cap set for angle point,
N 33° 39' 03" W	for a distance of 70.42 feet to a ½" iron rod and cap set for angle point,
N 32° 23' 55" W	for a distance of 163.46 feet to a ½" iron rod and cap set for angle point,
N 34° 24' 40" W	for a distance of 94.92 feet to a ½" iron rod and cap set for angle point,
N 40° 02' 37" W	for a distance of 84.33 feet to a ½" iron rod and cap set for angle point,
N 40° 56' 32" W	for a distance of 285.92 feet to a ½" iron rod and cap set for angle point,
N 43° 46' 28" W	for a distance of 283.97 feet to a ½" iron rod and cap set for angle point,
N 47° 38' 42" W	for a distance of 132.60 feet to a ½" iron rod and cap set for angle point,
N 55° 24' 07" W	for a distance of 129.99 feet to a ½" iron rod and cap set for angle point,
N 62° 59' 55" W	for a distance of 223.30 feet to a ½" iron rod and cap set for angle point,
N 65° 17' 07" W	for a distance of 85.33 feet to a ½" iron rod and cap set;

THENCE continuing through the interior of the beforementioned 10,631 acre tract, adjacent to a fence, as follows:

S 38° 22' 58" W	at a distance of 25.3 feet, pass a 3" pipe post fence corner in the southwest line of County Road No. 472, continue on, for a total distance of 380.44 feet to a ½" iron rod and cap set a 7" creosote post fence angle point,
S 51° 47' 29" W	for a distance of 1457.99 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
S 30° 31' 52" W	for a distance of 1031.94 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
N 42° 11' 47" W	for a distance of 125.24 feet to a ½" iron rod and cap set at metal "T" post,
S 65° 04' 36" W	cross Ranch Road, for a distance of 238.27 feet to a ½" iron rod and cap set at a 3" pipe post at end of fence,
S 64° 52' 13" W	for a distance of 621.03 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
S 42° 24' 26" W	for a distance of 1089.96 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
S 77° 36' 56" W	at a distance of 434.6 feet, pass a 6" creosote post fence angle point (where fence turns to the south), continue on, leaving said fence, for a total distance of 2362.86 feet to the PLACE OF BEGINNING , containing 5153 acres of land, more or less.

Prepared 10/27/20
Camp Cooley – North Tract – 5153ac – E0661400
BCS Proj_2020-E0661400 - field notes file

**UNANIMOUS WRITTEN CONSENT IN LIEU OF
SPECIAL MEETING OF THE MANAGERS OF
CIRCLE X SOUTH COOLEY, LLC**

The undersigned, as of May 31, 2024, being the Managers of Circle X South Cooley, LLC (the “Company”), a limited liability company organized under the Texas Business Organizations Code, do by this writing consent to take the following actions and adopt the following resolutions, to-wit:

WHEREAS, it is the desire of the Managers to waive any notice rights to the Special Meeting of the Managers;

WHEREAS, it is the desire of the Managers to take this action in lieu of a Special Meeting;

RESOLVED, that this Unanimous Written Consent in Lieu of a Special Meeting of the Managers of the Company shall be in lieu of a Special Meeting of the Managers and that the Managers hereby waive any and all rights to notice to the Special Meeting of the Managers;

WHEREAS, the Company desires to work with the Texas Commission on Environmental Quality (“TCEQ”) to amend Surface Water Permit No. 5160A related to Artesian Lake and apply for a new rights related to Coyote Lake (the “Applications”), both lakes (the “Lakes”) being located on 5,478 acres of land located in Robertson County, Texas and being more particularly described in Exhibit “A,” attached hereto and made a part hereof for all purposes (the “Property”);

WHEREAS, the Company desires to authorize one of its Managers to act on behalf of the Company regarding the Applications;

RESOLVED, that Jerry A. Bullin, a Manager of the Company, and without the necessity of joinder of any other manager, member or officer, is hereby expressly authorized, empowered and directed to execute all documents, including applications, reports, worksheets, contracts, plans or any other document related to the Applications that may be required or requested by the TCEQ, that he shall, in his sole discretion, deem necessary or desirable, in the best interest of the Company and on behalf of the Company;

BE IT FURTHER RESOLVED, that all acts, transactions, or agreements undertaken prior to the adoption of these resolutions in connection with the foregoing matters are hereby ratified, confirmed and adopted by the Company;

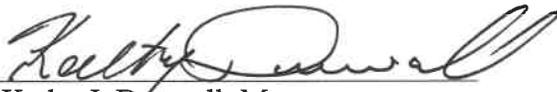
BE IT FURTHER RESOLVED, that the authority conferred upon Jerry A. Bullin, a Manager of the Company, by the foregoing resolutions shall remain in full force and effect until revocation by further resolution of the Managers.

I direct that this consent be filed with the minutes of the proceedings of the Managers of the Company.

This consent is executed pursuant to the provisions of the Texas Business Organizations Code and the Company Agreement of this Company which authorizes the taking of action by the Managers by unanimous written consent without a meeting.

IN WITNESS WHEREOF, the undersigned have executed this unanimous consent to be effective as of the date first above written.

Circle X South Cooley, LLC, a Texas limited liability company

By: 
Kathy J. Daewall, Manager

By: 
Jerry A. Bullin, Manager

Circle X Camp Cooley, Ltd.
5478 Acre Tract (South Tract)
Maria De La Concepcion Marques Survey, A-25
John Reid Survey, A-318
Ben C. Love Survey, A-427
Robert McQuiston Survey, A-263
Thomas Carr Survey, A-428
J. C. Evans Survey, A-263
C. F. Anderson Survey, A-58
Robertson County, Texas

Field notes of a 5478 acre tract or parcel of land, lying and being situated in the Maria De La Concepcion Marques Survey, Abstract No. 25, in the John Reid Survey, Abstract No. 318, in the Ben C. Love Survey, Abstract No. 427, in the Robert McQuiston Survey, Abstract No. 263, in the Thomas Carr Survey, Abstract No. 428, in the J. C. Evans Survey, Abstract No. 263, and in the C. F. Anderson Survey, Abstract No. 58, Robertson County, Texas, and being part of the called 10,631 acre (net) tract described in the deed from Camp Cooley, Ltd. to Circle X Camp Cooley, Ltd, as recorded in Volume 1152, Page 218, of the Official Records of Robertson County, Texas, and said 5478 acre tract being more particularly described as follows:

BEGINNING at an iron stake (with 1½ " diameter top) found at the base of a 6" creosote post fence corner found marking the south corner of the beforementioned 10,631 acre tract, same being the occupied south corner of the beforementioned Maria De La Concepcion Marques Survey, A-25, same being the interior ell corner of the Allen Hill Survey, A-176, and same being a common corner with the David H. Rolke - 805.3 acre - 1st Tract described in Volume 262, Page 358, of the Deed Records of Robertson County, Texas, and the Robert Randolph Sullivan - 211.13 acre tract described in Volume 830, Page 715, of the Official Records of Robertson County, Texas (see Volume 482, Page 261, of the Public Records of Robertson County, Texas, for description of the 211.13 acre tract);

THENCE N 35° 31' 32" W along the fenced southwest line of the beforementioned 10,631 acre tract, same being along the southwest line of the beforementioned Marques Survey, A-25, and along the northeast line of the beforementioned 211.13 acre tract and the Sullivan - 101.19 acre - 2nd Tract and 16 acre - 4th Tract, as recorded in Volume 139, Page 212, of the Deed Records of Robertson County, Texas, for a distance of 3542.58 feet to a ½" iron rod found at the base of a 6" creosote post fence corner marking a westerly corner of the 10,631 acre tract;

THENCE along the common existing fenced lines of the beforementioned 10,631 acre tract and the Sullivan - 40 acre - 5th Tract - Part 1, and the 40 acre - 5th Tract - Part 2, Volume 139, Page 212, of the Deed Records of Robertson County, Texas, as follows:

N 54° 29' 44" E	for a distance of 1290.85 feet to a ½" iron rod found at a 6" creosote post fence corner marking a north corner of the 10,631 acre tract,
S 35° 30' 57" E	for a distance of 525.32 feet to a ½" iron rod found at a 6" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the south corner of the 40 acre - 5th Tract - Part 2,
N 54° 33' 09" E	for a distance of 985.71 feet to a ½" iron rod found at a 6" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being the east corner of the 40 acre - 5th Tract - Part 2;

THENCE N 36° 00' 57" W along a fenced southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned - 40 acre - 5th Tract - Part 2, for a distance of 1866.60 feet to a ½" iron rod and cap set at the base of a 6" creosote post fence corner marking a westerly corner of the 10,631 acre tract, same being an easterly corner of the W. M. Mischer, Sr, - and Wheatstone Ranches L.P. - called 1491 acre - 2nd Tract, as recorded in Volume 523, Page 754, of the Public Records of Robertson County, Texas, (see also Volume 828, Page 432, of the Official Records of Robertson County, Texas), and same being at the southerly end of an agreed boundary line between Mischer Investors Limited and F. W. Bert Wheeler, as recorded in Volume 410, Page 653, of the Public Records of Robertson County, Texas;

THENCE N 04° 08' 59" E along the beforementioned agreed boundary line, with the existing fence, for a distance of 2085.14 feet to a ½" iron rod found at an 8" creosote post fence corner at the northerly end of said agreed boundary line, from which a 15" hickory tree in fence bears S 04° 19' 16" W - 100.1 feet;

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5478 Acre Tract (South Tract)
Maria De La Concepcion Marques Survey, A-25, etc.
Robertson County, Texas
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THENCE N 33° 50' 20" W along the southwest line of the beforementioned 10,631 acre tract, adjacent to and southwest of a fence, at a distance of 830.7 feet, a 28" pin oak tree (dead) fence angle point bears northeast - 2.5 feet (from which pin oak tree the fence bows severely to the northeast), continue on, for a total distance of 1320.34 feet to an 8" fence post (the area bounded by this described line and the fence found to the northeast contains 1.0 acre of land);

THENCE N 33° 11' 28" W along the average fence line found marking the southwest line of the beforementioned 10,631 acre tract, same being the northeast line of the beforementioned 1491 acre tract, for a distance of 1684.61 feet to a 24" snag fence angle point, (this point being the south corner of the 5153 acre – North Division tract);

THENCE through the interior of the beforementioned 10,631 acre tract, along the division line between north and south division tracts, as follows:

N 77° 36' 56" E	at a distance of 1928.2 feet, pass a 6" creosote post fence angle point (where field fence turns to the south), continue on, adjacent to a fence, for a total distance of 2362.86 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
N 42° 24' 26" E	adjacent to a fence, for a distance of 1089.96 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
N 64° 52' 13" E	adjacent to a fence, for a distance of 621.03 feet to a ½" iron rod set at a 3" pipe post at end of fence,
N 65° 04' 36" E	cross ranch road, for a distance of 238.27 feet to a ½" iron rod and cap set at a metal "T" post,
S 42° 11' 47" E	adjacent to a fence, for a distance of 125.24 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
N 30° 31' 52" E	adjacent to a fence, for a distance of 1031.94 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
N 51° 47' 29" E	adjacent to a fence and crossing ranch road, for a distance of 1457.99 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
N 38° 22' 58" E	adjacent to a fence, at a distance of 355.10 feet, pass a 3" pipe post fence corner in the southwest line of County Road No. 472, continue on, for a total distance of 380.44 feet to a ½" iron rod and cap set in the center of existing travelway (19' wide gravel) of County Road No. 472;

THENCE continuing through the interior of the beforementioned 10,631 acre tract and along the centerline travelway of said County Road No. 472, (as located in October, 2020), as follows:

S 65° 17' 07" E	for a distance of 85.33 feet to a ½" iron rod and cap set for angle point,
S 62° 59' 55" E	for a distance of 223.30 feet to a ½" iron rod and cap set for angle point,
S 55° 24' 07" E	for a distance of 129.99 feet to a ½" iron rod and cap set for angle point,
S 47° 38' 42" E	for a distance of 132.60 feet to a ½" iron rod and cap set for angle point,
S 43° 46' 28" E	for a distance of 283.97 feet to a ½" iron rod and cap set for angle point,
S 40° 56' 32" E	for a distance of 285.92 feet to a ½" iron rod and cap set for angle point,
S 40° 02' 37" E	for a distance of 84.33 feet to a ½" iron rod and cap set for angle point,
S 34° 24' 40" E	for a distance of 94.92 feet to a ½" iron rod and cap set for angle point,
S 32° 23' 55" E	for a distance of 163.46 feet to a ½" iron rod and cap set for angle point,

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S 33° 39' 03" E	for a distance of 70.42 feet to a ½" iron rod and cap set for angle point,
S 41° 28' 51" E	for a distance of 73.37 feet to a ½" iron rod and cap set for angle point,
S 43° 37' 10" E	for a distance of 110.32 feet to a ½" iron rod and cap set for angle point,
S 41° 22' 25" E	for a distance of 126.16 feet to a ½" iron rod and cap set for angle point,
S 36° 06' 55" E	for a distance of 99.65 feet to a ½" iron rod and cap set for angle point,
S 36° 21' 18" E	for a distance of 1137.73 feet to a ½" iron rod and cap set for angle point,
S 35° 33' 12" E	for a distance of 763.60 feet to a ½" iron rod and cap set for corner;

THENCE N 48° 04' 15" E continuing through the interior of the beforementioned 10,631 acre tract for a distance of 3252.33 feet to a ½" iron rod and cap set in fence line near 5" creosote post;

THENCE continuing through the interior of the beforementioned 10,631 acre tract, adjacent to a fence, as follows:

N 35° 49' 47" W	at a distance of 206.4 feet, pass a 9" creosote post fence corner, continue on, across ranch road and well road, for a total distance of 249.75 feet to a ½" iron rod and cap set,
N 58° 52' 02" E	cross well road, at a distance of 45.6 feet, pass a 9" creosote post fence corner at well entrance, continue on, for a total distance of 595.70 feet to a ½" iron rod and cap set at a 9" creosote post fence angle point,
N 58° 55' 27" E	for a distance of 233.51 feet to a ½" iron rod and cap set at an 8" creosote post fence angle point,
N 58° 50' 51" E	for a distance of 682.91 feet to a ½" iron rod and cap set at an 8" creosote post fence angle point,
N 47° 14' 14" E	for a distance of 453.35 feet to a ½" iron rod and cap set at a 6" pipe post fence angle point,
N 50° 08' 27" E	for a distance of 260.36 feet to a ½" iron rod and cap set at a 6" pipe post fence angle point,
N 12° 38' 23" W	for a distance of 263.43 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
N 87° 42' 09" E	for a distance of 192.53 feet to a ½" iron rod and cap set at an 8" creosote post at end of fence,
N 46° 14' 49" E	cross travelway, for a distance of 71.42 feet to a ½" iron rod and cap set at an 8" creosote post fence corner,
N 71° 44' 30" E	for a distance of 324.44 feet to a ½" iron rod and cap set at an 8" creosote post fence corner,
S 35° 04' 58" E	for a distance of 77.89 feet to a ½" iron rod and cap set at a 9" creosote post fence corner,
N 73° 37' 32" E	crossing multiple pipelines, for a distance of 701.88 feet to a 4" creosote post fence angle point,
N 72° 26' 03" E	for a distance of 544.01 feet to a 4" pipe post at gate,
N 74° 23' 06" E	for a distance of 1862.52 feet to a 4" creosote post fence angle point,
N 74° 49' 14" E	for a distance of 797.37 feet to a ½" iron rod and cap set at a 3" pipe post fence corner,
N 29° 30' 14" W	for a distance of 2500.99 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
N 24° 04' 47" W	for a distance of 194.99 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,
N 18° 09' 32" W	for a distance of 147.40 feet to a ½" iron rod and cap set at a 3" pipe post fence angle point,

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N 16° 31' 17" W	for a distance of 787.32 feet to a ½" iron rod and cap set at a 3" pipe post fence corner,
N 64° 06' 42" E	for a distance of 177.87 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
N 10° 14' 52" E	for a distance of 615.88 feet to a ½" iron rod and cap set at a 7" creosote post fence angle point,
N 45° 24' 14" E	for a distance of 1690.00 feet to an 8" creosote post fence corner,
N 55° 07' 28" W	for a distance of 939.91 feet to a ½" iron rod and cap set at a 6" creosote post fence angle point,
N 16° 12' 10" W	for a distance of 1147.15 feet to a ½" iron rod and cap set at a 4" x 6" fence post at cattle guard,
N 52° 05' 04" E	across the center of said cattle guard, for a distance of 23.65 feet to a ½" iron rod and cap set at a 4" x 6" post at east end of cattle guard,
N 06° 29' 47" W	for a distance of 1070.32 feet to a 5" creosote post fence angle point,
N 07° 31' 46" W	for a distance of 378.97 feet to a ½" iron rod and cap set at a 10" creosote post fence angle point,
N 10° 12' 16" E	for a distance of 362.39 feet to a 5" creosote post fence angle point,
N 08° 35' 04" E	for a distance of 456.45 feet to a ½" iron rod and cap set at a 10" creosote post fence angle point,
N 38° 03' 38" W	for a distance of 1211.98 feet to a 4" creosote post fence angle point,
N 38° 36' 40" W	for a distance of 726.20 feet to a ½" iron rod and cap set at a 6" creosote post fence corner in the northwest line of the 10,631 acre tract, same being at the north corner of the beforementioned 5153 acre north division tract and being in the southeast line of the XTO Energy, Inc. – called 725.00 acre tract described in the deed recorded in Volume 828, Page 187, of the Official Records of Robertson County, Texas;

THENCE along the northwest line of the beforementioned 10,631 acre tract, same being the southeast line of the beforementioned 725.00 acre tract and the Steelcreek Property, Ltd. - 242.81 acre tract, described in the deed Volume 828, Page 183, of the Official Records of Robertson County, Texas, as follows:

N 54° 08' 16" E	adjacent to, northwest and southeast of a very crooked fence, for a distance of 3556.98 feet to a 4" creosote post fence corner (with fence running northwest),
N 54° 42' 32" E	adjacent to a fairly straight fence, for a distance of 1154.21 feet to a 1" iron pipe found marking a north corner of the 10,631 acre tract and the east corner of the 242.81 acre tract, same being in the southwest line of the 265.9 acre - 2nd Tract described in the deed from Dale Carrington, et ali, to Wm. Lytle Carrington, M.D. and wife, Stacey Carrington, as recorded in Volume 287, Page 306, of the Public Records of Robertson County, Texas, from which an 8" creosote post fence corner bears S 36° E - 0.9 feet;

THENCE S 35° 59' 27" E along the common line between the beforementioned 10,631 acre tract and the beforementioned Carrington - 265.9 acre tract, adjacent to, and northeast of an existing fence, for a distance of 1441.75 feet to a 4" concrete monument found (0.3 feet southeast of fence) marking the south corner of the Carrington - 265.9 acre tract (according to Dr. Carrington, by letter received in the KES office, May 8, 1989, this concrete monument marks his corner and was set by Mr. Herbert Allison of Marques in 1959 or 1960), same being an interior ell corner of the 10,631 acre tract, from which the following are referenced: a 10" creosote post fence corner bears S 56° 05' 44" W - 8.8 feet, an iron stake (with 1½" diameter top) found bears S 72° 25' 35" W - 9.73 feet, and a 1½" iron pipe found bears S 74° 04' 45" W - 9.88 feet, (the area bounded by this described line and the fence found to the southwest contains 0.1 acre);

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THENCE N 54° 38' 48" E along the common line between the beforementioned Carrington - 265.9 acre tract and the beforementioned 10,631 acre tract, adjacent and southeast of an existing fence, at a distance of 2234.17 feet, pass another 4" concrete monument found, continue on, for a total distance of 2257.28 feet to the westerly high bank of the Navasota River, from which a 1½" iron pipe found bears N 76° 11' 56" W - 34.86 feet, and a 12" elm tree at the end of said fence line bears N 78° 49' 54" W - 30.6 feet, (the area bounded by this described line and the fence found to the northwest contains - 0.6 acre);

THENCE along the meanders of the westerly high bank of the Navasota River (Robertson County side), as located on-the-ground in May and June, 1989, same being the easterly line of the beforementioned 10,631 acre tract, as follows (140 meanders):

S 25° 27' 35" E	for a distance of 193.21 feet,
S 12° 31' 30" E	for a distance of 253.06 feet,
S 39° 00' 09" E	for a distance of 138.94 feet to a 2" pecan tree,
S 40° 45' 03" E	for a distance of 103.25 feet,
S 15° 22' 35" E	for a distance of 230.24 feet to a "T" post in fence,
S 49° 26' 34" E	for a distance of 153.48 feet,
S 61° 47' 03" E	for a distance of 168.36 feet,
S 37° 50' 14" E	for a distance of 58.92 feet,
S 15° 17' 33" W	for a distance of 83.33 feet,
S 88° 08' 33" W	for a distance of 153.16 feet to a 4" pecan tree,
S 69° 17' 29" W	for a distance of 138.21 feet to a 5" post oak tree,
S 75° 05' 45" W	for a distance of 69.35 feet,
S 43° 21' 42" W	for a distance of 104.03 feet to a 4" creosote post in fence,
S 10° 45' 24" E	for a distance of 138.18 feet to a 3" creosote post in fence,
S 86° 48' 00" E	for a distance of 156.83 feet,
S 13° 12' 18" E	for a distance of 112.60 feet to a 3" pecan tree,
S 41° 48' 00" E	for a distance of 170.88 feet to a "T" post in fence,
S 76° 34' 32" E	for a distance of 211.67 feet to a 6" pecan tree,
S 41° 44' 39" E	for a distance of 121.02 feet to a 3" pecan tree,
S 40° 27' 51" E	for a distance of 162.77 feet,
S 12° 39' 45" E	for a distance of 118.96 feet,
S 23° 04' 03" E	for a distance of 217.74 feet,
S 37° 40' 02" E	for a distance of 241.27 feet,
S 17° 23' 14" E	for a distance of 132.92 feet,
S 27° 29' 33" W	for a distance of 110.80 feet,
S 48° 31' 59" W	for a distance of 401.41 feet,
S 37° 15' 47" W	for a distance of 151.90 feet,
S 62° 59' 14" W	for a distance of 256.00 feet to a 20" elm tree in fence,
S 51° 53' 16" W	for a distance of 90.01 feet to an 18" white ash tree in fence,
S 35° 35' 37" W	for a distance of 366.67 feet,
S 18° 06' 19" W	for a distance of 149.26 feet,
S 09° 33' 01" E	for a distance of 94.98 feet,
S 01° 27' 19" W	for a distance of 114.02 feet to a nail set,
S 12° 03' 05" W	for a distance of 105.70 feet,
S 39° 43' 12" W	for a distance of 90.00 feet to a nail set,
S 62° 27' 12" W	for a distance of 145.90 feet to a 5" white ash tree,
S 15° 07' 30" W	for a distance of 128.57 feet to a 3" pin oak tree in fence,
S 35° 21' 09" E	for a distance of 73.60 feet to a 20" post oak tree,
S 70° 18' 54" E	for a distance of 225.34 feet to an 18" pin oak tree,
S 51° 11' 07" W	for a distance of 276.36 feet to a nail set,
S 69° 47' 51" W	for a distance of 394.22 feet to a 36" pin oak tree,
S 47° 02' 45" W	for a distance of 110.01 feet to a 5" locust tree,
S 17° 27' 44" W	for a distance of 203.60 feet to an 18" white ash tree in fence,
S 45° 40' 16" E	for a distance of 206.85 feet to a "T" post in fence,
N 74° 54' 23" E	for a distance of 120.09 feet to a 10" post oak tree,
S 75° 23' 10" E	for a distance of 246.87 feet,
S 08° 32' 17" W	for a distance of 166.91 feet to a 16" white ash tree,
S 17° 50' 42" W	for a distance of 424.73 feet,

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WESTERLY HIGH BANK OF THE NAVASOTA RIVER MEANDERS - CONTINUED:

S 03° 06' 53" E	for a distance of 142.25 feet to a 6" cottonwood tree,
S 55° 35' 36" E	for a distance of 131.57 feet to an 8" dead tree,
N 61° 36' 46" E	for a distance of 220.91 feet,
N 38° 04' 46" E	for a distance of 126.81 feet,
S 49° 02' 42" E	for a distance of 102.63 feet to a 2" white ash tree,
S 26° 40' 59" E	for a distance of 525.09 feet to a 12" elm tree in fence,
S 39° 25' 37" E	for a distance of 86.19 feet to a 3" creosote post in fence,
S 63° 06' 42" E	for a distance of 294.52 feet,
S 89° 07' 29" E	for a distance of 359.95 feet to a 3" creosote post in fence,
N 38° 35' 08" E	for a distance of 123.30 feet to a "T" post in fence,
N 25° 17' 47" W	for a distance of 205.24 feet to a 6" pin oak tree,
N 03° 39' 04" W	for a distance of 227.38 feet to a 7" hackberry tree,
N 74° 11' 33" E	for a distance of 83.70 feet,
S 67° 38' 21" E	for a distance of 180.01 feet to a 2" pecan tree at shoals of river,
S 54° 20' 44" E	for a distance of 622.48 feet,
S 48° 06' 05" E	for a distance of 428.02 feet,
S 18° 59' 00" E	for a distance of 142.10 feet,
S 02° 54' 34" E	for a distance of 114.97 feet to an 8" pecan tree,
S 06° 53' 42" W	for a distance of 97.33 feet to an 8" ash tree,
S 01° 18' 52" E	for a distance of 354.42 feet,
S 27° 21' 39" W	for a distance of 252.99 feet,
S 03° 11' 58" W	for a distance of 115.06 feet to an 18" pecan tree,
S 17° 26' 45" E	for a distance of 137.94 feet to a 4" split cedar post,
S 58° 31' 22" E	for a distance of 141.92 feet to a nail set,
S 82° 35' 15" E	for a distance of 83.00 feet,
S 30° 51' 06" W	for a distance of 65.01 feet,
S 78° 02' 35" W	for a distance of 154.27 feet to a 30" pecan tree,
S 39° 30' 38" W	for a distance of 186.55 feet to a "T" post in fence,
S 10° 37' 15" E	for a distance of 152.82 feet to a "T" post in fence,
S 23° 15' 33" E	for a distance of 284.70 feet,
S 05° 19' 07" W	for a distance of 187.72 feet to a 3" creosote post in fence,
S 04° 29' 35" E	for a distance of 372.55 feet,
S 54° 02' 54" W	for a distance of 140.74 feet,
S 41° 47' 40" W	for a distance of 318.91 feet to a 5" locust tree,
S 07° 57' 37" E	for a distance of 206.21 feet to a 14" woolly buckthorn tree in fence,
S 26° 18' 25" W	for a distance of 77.44 feet to a 5" hackberry tree,
S 11° 16' 57" W	for a distance of 231.16 feet,
S 32° 08' 32" E	for a distance of 128.97 feet to a 2" hackberry tree in fence,
S 84° 46' 50" E	for a distance of 162.98 feet to a 3" elm tree,
S 64° 25' 15" E	for a distance of 119.91 feet,
S 20° 02' 07" E	for a distance of 63.66 feet,
S 16° 37' 23" W	for a distance of 238.35 feet,
S 27° 08' 51" W	for a distance of 174.25 feet,
S 21° 19' 19" W	for a distance of 122.40 feet to a "T" post in fence,
S 30° 50' 54" E	for a distance of 84.28 feet,
S 46° 08' 25" E	for a distance of 261.73 feet to a 12" elm tree,
S 26° 18' 04" W	for a distance of 166.53 feet to a 12" willow tree,
S 42° 28' 53" W	for a distance of 248.04 feet to a 4" creosote post in fence,
S 19° 54' 51" E	for a distance of 38.60 feet to a 4" creosote post,
S 47° 50' 13" E	for a distance of 124.55 feet to a 4" pecan tree,
S 64° 17' 37" E	for a distance of 87.67 feet to a "T" post in fence,
N 81° 54' 36" E	for a distance of 132.70 feet to a 4" creosote post in fence,
N 58° 04' 11" E	for a distance of 189.46 feet,
S 79° 46' 55" E	for a distance of 163.01 feet,
S 10° 10' 04" E	for a distance of 269.05 feet to a 2" pecan tree,
S 24° 56' 26" W	for a distance of 79.79 feet to a 4" pecan tree,
S 56° 10' 28" W	for a distance of 195.56 feet to a 4" pecan tree,

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S 36° 34' 03" W	for a distance of 139.18 feet,
S 18° 00' 24" W	for a distance of 246.12 feet to a 5" elm tree in fence,
S 19° 15' 28" E	for a distance of 208.88 feet to a split rail post,
S 40° 36' 07" E	for a distance of 40.07 feet to a 3" pecan tree,
S 14° 20' 00" E	for a distance of 83.96 feet,
S 05° 09' 08" E	for a distance of 258.02 feet,
S 33° 58' 55" W	for a distance of 87.88 feet,
N 56° 19' 19" W	for a distance of 81.15 feet,
N 67° 45' 10" W	for a distance of 159.69 feet,
N 76° 04' 26" W	for a distance of 144.71 feet to an 18" pecan tree on the easterly high bank of Steele Creek,
S 60° 40' 02" W	cross said creek for a distance of 49.97 feet to a 10" pin oak tree,
S 17° 58' 32" E	for a distance of 232.87 feet to an 8" dead tree,
S 37° 54' 51" E	for a distance of 133.10 feet to a 14" pecan tree,
S 55° 59' 08" E	for a distance of 73.06 feet,
S 13° 13' 28" W	for a distance of 94.09 feet,
S 87° 01' 41" W	for a distance of 171.41 feet to an 8" pecan tree,
S 64° 23' 45" W	for a distance of 122.11 feet to a 5" dead tree,
N 82° 15' 02" W	for a distance of 31.51 feet to a 24" white ash tree,
S 14° 01' 48" W	for a distance of 87.55 feet to a 5" water oak tree,
S 05° 55' 09" W	for a distance of 123.84 feet,
S 03° 21' 18" E	for a distance of 274.64 feet to a 5" dead tree,
S 00° 25' 52" E	for a distance of 93.91 feet to a nail set,
S 31° 38' 16" E	for a distance of 75.99 feet,
S 57° 03' 27" E	for a distance of 205.51 feet,
S 72° 39' 53" E	for a distance of 97.00 feet to a nail set,
S 55° 25' 41" E	for a distance of 69.00 feet to a 24" cottonwood tree with floodguage,
S 60° 56' 08" E	for a distance of 101.62 feet to a 5" pecan tree,
S 62° 07' 36" E	for a distance of 62.60 feet to a 14" pecan tree,
S 39° 14' 23" E	for a distance of 110.28 feet,
S 64° 59' 21" E	for a distance of 44.80 feet,
N 85° 40' 11" E	for a distance of 69.49 feet to a 5" pecan tree,
N 63° 35' 40" E	for a distance of 73.51 feet,
N 37° 04' 55" E	for a distance of 106.65 feet to a 10" pecan with wire,
N 48° 33' 33" E	for a distance of 123.48 feet,
S 86° 54' 35" E	for a distance of 275.36 feet to the common line between the beforementioned Maria De La Concepcion Marques Survey, A-25, and the beforementioned Thomas Carr Survey, A-428, from which a 5" creosote post fence corner in said common survey line marking the occupied north corner of the 1510.5 acre tract described in the deed to G. H. Ingram, as recorded in Volume 144, Page 499, of the Deed Records of Robertson County, Texas, bears S 55° 36' 04" W - 843.70 feet, and the iron stake (with 1½" diameter top) found marking the most northerly west corner of the 1510.5 acre bears S 55° 36' 04" W - 4056.96 feet;

THENCE N 55° 36' 04" E along the beforementioned common survey line, same being a northwest line of the beforementioned 10,631 acre tract, for a distance of 50.00 feet to the centerline of the Navasota River, same being a north corner of the beforementioned 10,631 acre tract;

THENCE downstream with the centerline meanders of the Navasota River, as located on-the-ground May and June, 1989, same being the northeasterly line of the beforementioned 10,631 acre tract, as follows (19 meanders):

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CENTERLINE MEANDERS OF NAVASOTA RIVER:

S 52° 20' 41" E	for a distance of 103.85 feet,
S 09° 14' 43" E	for a distance of 160.25 feet,
S 34° 13' 29" W	for a distance of 91.13 feet,
S 17° 21' 53" W	for a distance of 158.11 feet,
S 58° 34' 42" E	for a distance of 148.38 feet,
S 87° 07' 16" E	for a distance of 109.83 feet,
N 74° 31' 26" E	for a distance of 90.10 feet,
S 74° 58' 29" E	for a distance of 133.21 feet,
S 61° 29' 42" E	for a distance of 120.39 feet,
S 50° 33' 04" E	for a distance of 195.89 feet,
S 28° 32' 32" E	for a distance of 142.24 feet,
S 19° 10' 00" E	for a distance of 143.28 feet,
S 09° 10' 44" W	for a distance of 223.98 feet,
S 05° 55' 25" E	for a distance of 143.18 feet,
S 24° 17' 19" E	for a distance of 190.71 feet,
S 80° 25' 47" E	for a distance of 103.74 feet,
S 47° 12' 52" E	for a distance of 92.28 feet,
S 14° 36' 18" W	for a distance of 131.77 feet,
S 46° 37' 51" W	for a distance of 196.86 feet to the east corner of the 10,631 acre tract, same being in the southwest line of the beforementioned J. C. Evans Survey, A-263, and being at the beginning of a boundary line agreement executed in June, 1989 between F. W. Bert Wheeler, Trustee and G. H. Ingram, Jr., as recorded in Volume 535, Page 419, of the Public Records of Robertson County, Texas, from which a 12" pecan tree on the westerly high bank of the Navasota River bears N 54° 48' 31" W - 65.4 feet;

THENCE along the beforementioned boundary line agreement (535/419) which constitutes the common line between the beforementioned 10,631 acre tract and the Ingram - called 1510.5 acre tract (net) described in Volume 144, Page 499, of the Deed Records of Robertson County, Texas, as follows:

N 44° 53' 51" W	along the southwest line of the beforementioned J. C. Evans Survey, A-263, same being the northeast line of the beforementioned C. F. Anderson Survey, A-58, at a distance of 64.00 feet, pass a ½" iron rod found on the northwesterly high bank of the Navasota River, at a distance of 96.4 feet, pass a 10" pecan tree (with old wire) at a distance of 122.3 feet, a 6" pecan tree (with old wire) bears southwest - 1.1 feet, continue on with the remains of an old fence line, at a distance of 503.1 feet, pass a 14" elm tree (with old wire) on the east high bank of a slough, continue on, crossing said slough for a total distance of 673.39 feet to a ½" iron rod found, at agreed corner, from which a 4" split post (with old wire) bears N 44° 53' 51" W - 1378.1 feet,
S 45° 06' 09" W	leaving said common survey line, for a distance of 22.34 feet to a 10" post oak tree in an existing fence on the south or southwesterly high bank of the beforementioned slough;

THENCE continuing on along the said boundary line agreement with an existing fence, which generally runs along the southwesterly high bank of the beforementioned slough as follows:

N 65° 01' 47" W	for a distance of 22.29 feet to a 6" willow oak tree fence angle point,
S 82° 55' 51" W	for a distance of 110.16 feet to a double pin oak tree (4" and 6") fence angle point,

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N 86° 55' 57" W at a distance of about 101.8 feet, cross the re-constructed northeast line of the beforementioned Ingram - 1015.5 acre tract, (which is an average of 188 feet southwest of the southwest line of said Evans Survey, continue on, for a total distance of 105.33 feet to a crosstie fence angle point,
N 63° 05' 19" W for a distance of 129.03 feet to a twin (10") post oak tree fence angle point,
N 02° 24' 27" W at a distance of about 65.7 feet, cross the beforementioned northeast deed line of the Ingram - 1015.5 acre tract, continue on, for a total distance of 271.73 feet to an 8" hackberry tree fence angle point,
N 47° 35' 53" W for a distance of 200.16 feet to a 5" elm tree fence angle point,
S 87° 38' 29" W at a distance of about 169.7 feet, cross the beforementioned northeast deed line of the Ingram 1510.5 acre tract, continue on, for a total distance of 329.37 feet to a 14" pin oak tree fence angle point,
N 71° 15' 39" W for a distance of 73.52 feet to an 8" hackberry tree fence angle point,
N 44° 50' 35" W for a distance of 69.21 feet to an 8" hackberry tree fence angle point,
N 32° 11' 34" W for a distance of 118.52 feet to an 8" pig nut hickory tree fence angle point,
N 22° 16' 37" W for a distance of 293.38 feet to a ½" iron rod set at the occupied common corner between Ingram and 10,631 acre tract (at the end of this boundary line agreement) on or near the southeast line of the beforementioned Marques Survey;

THENCE along the common line between the beforementioned 10,631 acre tract and the beforementioned Ingram - 1510.5 acre tract, with the average fence line marking same, as follows:

S 55° 47' 02" W for a distance of 1002.39 feet to a 6" creosote post fence corner (with fence running N 35° W),
S 55° 06' 37" W for a distance of 1362.28 feet to a ½" iron rod set,
S 56° 10' 22" W for a distance of 848.68 feet to a ½" iron rod set at the common corner between the beforementioned 1510.5 acre tract and the 10,631 acre tract, same being the north corner of the beforementioned Robert McQuiston Survey, A-263, a 6" creosote post fence corner bears N 83° 52' W - 1.6 feet;

THENCE S 30° 38' 24" E along the fenced common line between the beforementioned 10,631 acre tract and the beforementioned Ingram - 1510.5 acre tract, same being along or near the common line between the beforementioned C. F. Anderson Survey, A-58 and the beforementioned Robert McQuiston Survey, A-263, for a distance of 653.20 feet to a ½" iron rod set at the east corner of the 10,631 acre tract, same being an interior ell corner of the 1510.5 acre tract, and same being at or near the common corner of the said McQuiston Survey, A-263 and the beforementioned John Reid Survey, A-318, a 6" creosote post fence corner bears N 80° 29' W - 1.6 feet;

THENCE S 59° 37' 28" W along the common line between the beforementioned 10,631 acre tract and the beforementioned 1510.5 acre tract, adjacent to a fence, for a distance of 1492.02 feet to a ½" iron rod found at a 4" creosote post fence corner marking an interior ell corner of the 10,631 acre tract, same being a west corner of the 1510.5 acre tract;

THENCE S 31° 07' 53" E along the common line between the beforementioned 10,631 acre tract and the beforementioned 1510.5 acre tract, adjacent to, northeast and southwest of a fence, for a distance of 2767.58 feet to a ½" iron rod found at a 6" creosote post fence corner marking the most southerly east corner of the 10,631 acre tract, same being the north corner of the Eugene Elledge - 31.71 acre tract (no deed found);

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THENCE S 60° 02' 20" W along the fenced southeast line of the beforementioned 10,631 acre tract, at a distance of 1203.3 feet, pass an 8" creosote post fence angle point, continue on for a total distance of 1274.90 feet to a ½" iron rod found at the most southerly south corner of the 10,631 acre tract in the northeast line of the Elledge - called 48.16 acre tract - 2nd Part, Volume 353, Page 784, of the Public Records of Robertson County, Texas;

THENCE along the common line between the beforementioned 10,631 acre tract and the beforementioned 48.16 acre tract, the Walter K. Moss - 45.33 acre tract described in Volume 329, Page 935, of the Public Records of Robertson County, Texas, and the called 52.33 acre - 37th Tract (Bert Wheeler - Partial Interest) as described in the beforementioned Volume 446, Page 664, of the Public Records of Robertson County, Texas, and described as Tract 3 in Volume 856, Page 511, of the Official Records of Robertson County, Texas, along the average fence line as follows:

N 30° 29' 25" W	for a distance of 1904.15 feet to a crosstie fence corner,
N 29° 21' 38" W	for a distance of 860.21 feet to a rock pile found marking an interior ell corner of the 10,631 acre tract and the north corner of the 52.33 acre tract, same being a common corner of the beforementioned Ben Love Survey, A-427, and the beforementioned Robert McQuiston Survey, A-263, from which a 4" creosote post fence corner bears N 40° 53' W - 1.6 feet;

THENCE S 59° 24' 09" W along the southeast line of the beforementioned 10,631 acre tract, and along the common line between the beforementioned Love and Reid Surveys, adjacent to a fence, at a distance of about, 3477 feet, cross a Lone Star Gas Co. pipeline, at a distance of about 3525 feet, cross a Producers Gas Co. pipeline, continue on, for a total distance of 4046.76 feet to an iron stake (with 3" diameter top) found (bent) marking an interior ell corner of the 10,631 acre tract;

THENCE along the northeast, southeast and southwest lines of the beforementioned 10,631 acre tract, same being the lines of the remainder of the called 143 acre Tract 2 (139.43 acre net) described in Volume 856, Page 511, of the Official Records of Robertson County, Texas, as follows:

S 30° 44' 21" E	adjacent to a fence, for a distance of 200.90 feet to a ½" iron rod set,
S 59° 25' 55" W	adjacent to a fence, for a distance of 778.32 feet to an iron stake found at a 4" creosote post fence corner,
N 29° 49' 44" W	adjacent to a fence, for a distance of 199.91 feet to a ½" iron rod found in an interior ell corner of the 10,631 acre tract in the northwest line of the 143 acre tract, a 6" creosote post fence corner bears N 73° 07' W - 43.0 feet;

THENCE S 59° 24' 09" W along the fenced southeast line of the beforementioned 10,631 acre tract, same being the northwest line of the beforementioned 143 acre tract, at a distance of 498.2 feet, pass a 4" creosote fence post, continue on, for a total distance of 500.00 feet to a ½" iron rod set at an angle point corner of the 10,631 acre tract, same being at or near the south or southwest corner of the beforementioned Love Survey, A-427 and same being in the southeast line of the beforementioned Marques Survey, Abstract No. 25;

THENCE along the southeast line of the beforementioned 10,631 acre tract, adjacent to a fence, same being the northwest line of the following tracts: the beforementioned 143 acre tract, the Michael and Jerry Elledge - 46 acre tract, Volume 456, Page 627, of the Public Records of Robertson County, Texas, the Dennis Varvel - 66-2/3 acre tract, Volume 215, Page 482, of the Deed Records of Robertson County, Texas, the Dennis Varvel - called 50 acre - 1st Tract, Volume 199, Page 259, of the Deed Records of Robertson County, Texas, the David H. Rolke - 327.24 acre tract, Volume 296, Page 333, of the Public Records of Robertson County, Texas, and the beforementioned David H. Rolke - 805.3 acre tract, and same being on or near the southeast line of the beforementioned Marques Survey, as follows:

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S 54° 22' 20" W at a distance of 495.5 feet, a 4" creosote post fence corner marking the common corner between the 143 acre tract and the Elledge - 46 acre tract bears northwest 1.3 feet, continue on, for a total distance of 2062.32 feet to a 12" creosote post fence corner at the north end of a gravel lane, which runs S 30° W (center of gravel lane is approximately the common line of the beforementioned John Reid Survey, A-318 and the beforementioned Allen Hill Survey, A-176), from which a 6" creosote post fence corner bears N 32° 19' 41" W - 87.1 feet,

S 54° 39' 21" W for a distance of 2774.83 feet to a 10" creosote post fence corner in the northeast fence line of the beforementioned County Road No. 472 (a fence adjacent to this described line bears northwest approximately 21 feet), from which a power pole bears N 20° 47' E - 43.0 feet,

S 52° 50' 56" W cross the beforementioned County Road No. 472, for a distance of 51.71 feet to an 8" creosote post fence corner in the southwest fence line of County Road No. 472,

S 54° 12' 00" W at a distance of 323 feet, a power pole with overhead electric line bears northwest 25.2 feet, continue on, for a total distance of 3548.76 feet to a ½" iron rod set at the common corner between the Rolke - 327.24 acre tract and the Rolke - 805.3 acre tract, from which a power pole with overhead electric line bears N 02° 12' E - 37.1 feet, an 8" creosote post fence corner bears N 80° 55' E - 1.2 feet,

S 54° 23' 04" W at a distance of 939.0 feet, a power pole with overhead electric line at an angle point in said line (course N 59° 26' W) bears northwest 31.8 feet, continue on, for a total distance of 1932.91 feet to a 4" creosote post fence corner,

S 54° 18' 53" W for a distance of 2448.68 feet to a 6" creosote post fence angle point,

S 53° 59' 32" W for a distance of 1334.98 feet to the **PLACE OF BEGINNING**, containing a total of 5483 acres of land, more or less, of which 2.5 acres lie between the westerly high bank and the center of the Navasota River, **SAVE AND EXCEPT** the following described 5.00 acre tract:

SAVE & EXCEPT TRACT

Pinnacle Gas Treating, Inc.
5.00 Acre Tract
Maria De La Concepcion Marques Survey, A-25
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Field notes of a 5.00 acre tract or parcel of land, lying and being situated in the Maria De La Concepcion Marques Survey, A-25, Robertson County, Texas, and being all of the called 5.00 acre tract described in the deed from Camp Cooley, Ltd. to Pinnacle Gas Treating, Inc., as recorded in Volume 682, Page 147, of the Official Records of Robertson County, Texas, and said 5.00 acre tract being located wholly within the Camp Cooley, Ltd. - 10,631 acre tract, Volume 569, Page 100, of the Public Records of Robertson County, Texas, and said 5.00 acre tract being more particularly described as follows:

COMMENCING at an iron stake (with 3" diameter top) found at the base of a 6" creosote post fence corner found marking the south corner of the beforementioned 10,631 acre tract, same being the occupied south corner of the beforementioned Maria De La Concepcion Marques Survey, A-25, same being the interior ell corner of the Allen Hill Survey, A-176, and same being a common corner with the David H. Rolke - 805.3 acre - 1st Tract described in Volume 262, Page 358, of the Deed Records of Robertson County, Texas, and the Robert Randolph Sullivan - 211.13 acre tract described in Volume 830, Page 715, of the Official Records of Robertson County, Texas (see Volume 482, Page 261, of the Public Records of Robertson County, Texas, for description of the 211.13 acre tract);

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THENCE along the southeast line of the beforementioned 10,631 acre tract, adjacent to a fence, as follows:

N 53° 59' 32" E for a distance of 1334.98 feet to a 6" creosote post fence angle point,
N 54° 18' 53" E for a distance of 2448.68 feet to a 4" creosote post fence corner,
N 54° 23' 04" E for a distance of 1932.91 feet to a ½" iron rod set at the common corner of the Rolke - 805.3 acre and the Rolke - 327.24 acre tracts, an 8" creosote post fence corner bears N 80° 55' E - 1.2 feet,
N 54° 12' 00" E for a distance of 1213.64 feet;

THENCE N 35° 48' 00" W across the beforementioned 10,631 acre tract for a distance of 792.42 feet to a ½" iron rod found at the south corner of the beforementioned 5.00 acre tract for the **PLACE OF BEGINNING** of this description, from which the 4" creosote post fence corner at the south corner of the fenced enclosure around a gas processing facility bears S 08° 16' 25" E - 110.9 feet;

THENCE N 26° 40' 01" W along the southwest line of the beforementioned 5.00 acre tract, adjacent to and an average of 51 feet northeast of the southwest line of said fenced enclosure for a distance of 416.06 feet to a 10" creosote post fence corner marking the west corner of the 5.00 acre tract, same being the south corner of a fenced well site area, from which a 4" creosote post fence corner marking the west corner of said fenced enclosure bears S 59° 59' 21" W - 61.5 feet;

THENCE N 60° 54' 11" E along the northwest line of the beforementioned 5.00 acre tract, adjacent to a fence, for a distance of 568.51 feet to the north corner of the 5.00 acre tract at the north edge of a 6" creosote post fence corner;

THENCE S 26° 41' 30" E along the northeast line of the beforementioned 5.00 acre tract, adjacent to and northeast of existing fence line for a distance of 350.06 feet to a ½" iron rod set at the east corner of the 5.00 acre tract, from which a 6" creosote post fence corner at the east corner of said fenced enclosure around gas processing plant bears S 19° 05' 47" E - 102.5 feet;

THENCE S 54° 19' 18" W along the southeast line of the beforementioned 5.00 acre tract, an average of 98' northwest of the existing southeast line of fenced enclosure around gas processing facility, at a distance of 10.8 feet, cross the northeast fence line of said gas plant enclosure, for a distance of 575.25 feet to the **PLACE OF BEGINNING** containing 5.00 acres of land, more or less, **LEAVING A NET ACREAGE OF 5478 ACRES.**

Prepared 10/27/20
Camp Cooley – South Tract –5478ac – E0661400
BCS Proj_2020-E0661400 - field notes file