

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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

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

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

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

Notice: This form will not be processed until all delinquent fees and/or penalties owed to the TCEQ or the Office of the Attorney General on behalf of the TCEQ are paid in accordance with the Delinquent Fee and Penalty Protocol.

1. Data on Applicant and Project: Social Security or Federal ID No. [redacted]
A. Name: DDB Chicken Ranch LLC
B. Mailing Address: P.O. Box 699
C. Telephone Number: 936 591-4804 Fax Number: E-mail Address: [redacted]
D. Applicant owes fees or penalties? [] Yes [x] No
If yes, provide the amount and the nature of the fee or penalty as well as any identifying number:
E. Describe Use of Water: fracking/oil & gas production
F. Description of Project (TDH Project No. if applicable): water will be pumped from Scoggins Lake for use in fracking/oil & gas production
G. Highway Designation No. County Road 392 County Nacogdoches

2. Type of Diversion (check one): [] From Stream [x] From Reservoir
3. Rate of Diversion:
A. Maximum 3,000 gpm (capacity of pump)

4. Amount and Source of Water:
300 acre-feet of water within a period of 365 (specify term period not to exceed a three year term). The water is to be obtained from Scoggins Lake, tributary of Black Branch, tributary of Attoyac River, tributary of Sam Rayburn Reservoir, Neches River Basin.

5. Location of Diversion Point: Provide Latitude and Longitude in decimal degrees to at least six decimal places, and indicate the method used to calculate the diversion point location.
At Latitude 31.539188 °N, Longitude -94.315645 °W, ((at) or (near) the stream crossing of), (at a reservoir in the vicinity of) (R-O-W) (Highway), located in Zip Code 75961, located 18.2 miles in a SE direction from Nacogdoches (County Seat), Nacogdoches County, and 2.8 miles in a NE direction from Chireno, a nearby town shown on County road map. Note: Distance in straight line miles.

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

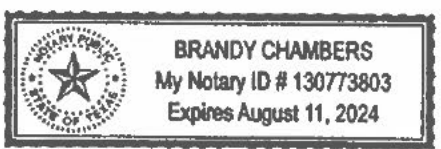
6. Access to Diversion Point (check one): [] Public right-of-way [] Private property (A letter of permission from landowner is attached) [x] Other (Explain) Applicant owns property
7. Fees Enclosed:
10 ac-ft or less greater than 10 ac-ft
Filing \$ 100.00 \$ 250.00
Recording \$ 1.25 \$ 1.25
Use (\$1.00 per ac-ft or fraction thereof) \$ \$ 300.00
(Note: 1 ac-ft = 325,851 gals. Total \$ \$551.25
1 ac-ft = 7758.35 bbls.)

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

[Signature]
Name (sign)

Ricky Lout
Name (print)

Subscribed and sworn to me as being true and correct before me this 31st day of January, 2023



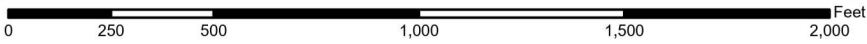
Brandy Chambers
Notary Public, State of Texas



Figure 1 of 2
Aerial

Temporary Water Rights Permit Application

Date: January 27, 2023



DDB Chicken Ranch LLC
Nacogdoches County, Texas

- ⊙ Diversion Point
- Subject Property

Created By: Joseph Gerland
Coordinates: 31.539853, -94.315673

Imagery Source: ESRI
Vector Source: CES
Datum: NAD 1983 UTM Zone 15N

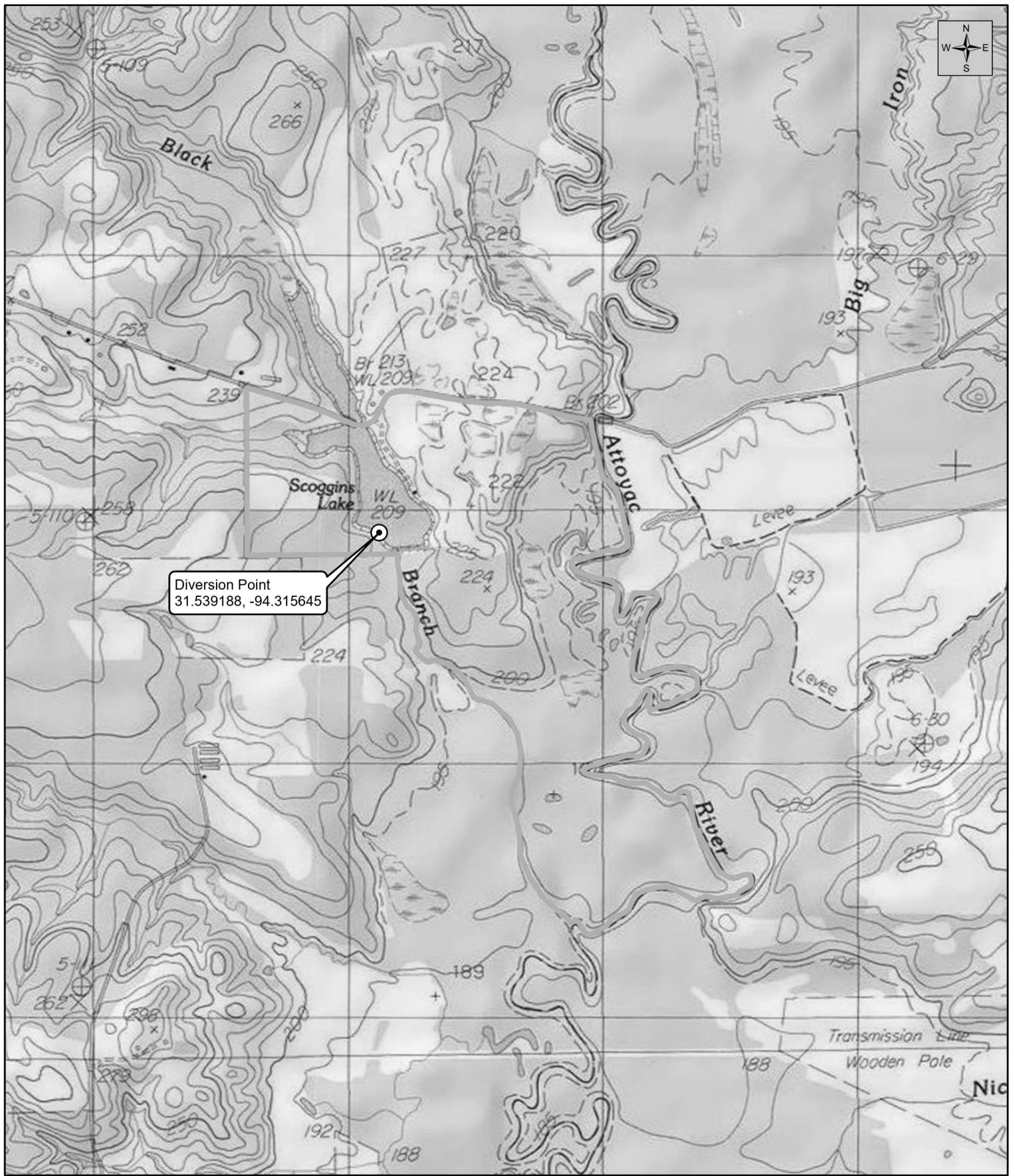


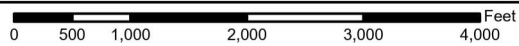
Figure 2 of 2
Topographic Map

Temporary Water Rights Permit Application

Date: January 27, 2023



Created By: Joseph Gerland
Coordinates: 31.537187, -94.310346



DDB Chicken Ranch LLC
Nacogdoches County, Texas

Quad: Chireno North
Imagery Source: NGS
Vector Source: CES
Datum: NAD 1983 UTM Zone 15N

- ⊙ Diversion Point
- Subject Property