

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## NOTICE OF AN AMENDMENT TO A CERTIFICATE OF ADJUDICATION

APPLICATION NO. 14-1601A

Kandy Phillips Dick and Risinger Property Management I, LTD (Owners/Applicants) have applied to amend Certificate of Adjudication No. 14-1601 to add voluntary instream purpose of use to 3.69 acre-feet of water per year currently authorized for diversion. More information on the application and how to participate in the permitting process is given below.

**APPLICATION.** Kandy Phillips Dick and Risinger Property Management I, LTD, 931 North 11<sup>th</sup> Street, Junction, TX 76849, has applied to the Texas Commission on Environmental Quality to amend Certificate of Adjudication No. 14-1601, pursuant to Texas Water Code § 11.122 and Texas Commission on Environmental Quality Rules Title 30 Texas Administrative Code (TAC) § 295.1, *et seq.* Mailed notice to the record holders is required pursuant to Title 30 TAC § 295.158(c)(2)(A).

A portion of Certificate of Adjudication No. 14-1601 authorizes Kandy Phillips Dick and Risinger Property Management I, LTD to divert and use not to exceed 3.69 acre-feet of water per year from two points on Johnson Fork Creek, tributary of the South Llano River, Colorado River Basin, at a maximum combined diversion rate of 0.67 cfs (300 gpm) for agricultural purposes in Kimble County.

The 0.33 acre-feet of water owned by Kandy Phillips Dick is appurtenant to 0.41 acres of land out of a 2.26-acre tract in the B.B.B. & C.R.R. Co. Survey 663, Abstract No. 39, in Kimble County.

The 3.36 acre-feet of water owned by Risinger Property Management I, LTD is appurtenant to 4.16 acres of land out of a 22.98 acre tract in the B.B.B. & C.R.R. Co. Survey 663, Abstract No. 39, in Kimble County.

The time priority of this right is October 1965.

Applicants seek to amend Certificate of Adjudication No. 14-1601 to add voluntary instream uses to 3.36 acre-feet of water per year currently authorized for diversion.

The application was received on August 15, 2025. Partial fees were received on August 19, 2025, and additional fees were received on October 20, 2025. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on October 24, 2025.

The Executive Director has prepared a draft amendment. The draft amendment, if granted, would include special conditions including, but not limited to, priority calls for instream uses. The application and Executive Director's draft amendment are available for viewing on the

TCEQ web page at: [https://www.tceq.texas.gov/permitting/water\\_rights/wr-permitting/view-wr-pend-apps](https://www.tceq.texas.gov/permitting/water_rights/wr-permitting/view-wr-pend-apps). Alternatively, you may request a copy of the documents by contacting the TCEQ Office of the Chief Clerk by phone at (512) 239-3300 or by mail at TCEQ OCC, Notice Team (MC-105), P.O. Box 13087, Austin, Texas 78711.

**PUBLIC COMMENT / PUBLIC MEETING.** Written public comments and requests for a public meeting should be submitted to the Office of the Chief Clerk, at the address provided in the information section below by November 19, 2025. A public meeting is intended for the taking of public comment and is not a contested case hearing. A public meeting will be held if the Executive Director determines that there is a significant degree of public interest in the application.

**CONTESTED CASE HEARING.** The TCEQ may grant a contested case hearing on this application if a written hearing request is filed by November 19, 2025. The Executive Director may approve the application unless a written request for a contested case hearing is filed by November 19, 2025.

To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing;" (4) a brief and specific description of how you would be affected by the application in a way not common to the general public; and (5) the location and distance of your property relative to the proposed activity. You may also submit proposed conditions for the requested amendment which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.

If a hearing request is filed, the Executive Director will not issue the amendment and will forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

**INFORMATION.** Written hearing requests, public comments, or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087 or electronically at <https://www14.tceq.texas.gov/epic/eComment/> by entering ADJ 1601 in the search field. For information concerning the hearing process, please contact the Public Interest Counsel, MC-103, at the same address.

For additional information, individual members of the general public may contact the Public Education Program at 1-800-687-4040. General information regarding the TCEQ can be found at our web site at [www.tceq.texas.gov](http://www.tceq.texas.gov). Si desea información en Español, puede llamar al 1-800-687-4040 o por el internet al [www.tceq.texas.gov](http://www.tceq.texas.gov).

Issued: November 4, 2025

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## AMENDMENT TO A CERTIFICATE OF ADJUDICATION

CERTIFICATE NO. 14-1601A

TYPE § 11.122

|              |   |            |  |
|--------------|---|------------|--|
| Owners:      | Kandy Phillips Dick and Risinger Property Management I, LTD | Address:   | 931 North 11 <sup>th</sup> Street Junction, TX 76849 |
| Filed:       | October 24, 2025  | Granted:   |  |
| Purpose:     | Agriculture and Voluntary Instream                          | County:    | Kimble   |
| Watercourse: | Johnson Fork Creek  | Watershed: | Colorado River Basin                                 |

WHEREAS, A portion of Certificate of Adjudication No. 14-1601 authorizes Kandy Phillips Dick and Risinger Property Management I, LTD (Owners/Applicants) to divert and use not to exceed 3.69 acre-feet of water per year from two points on Johnson Fork Creek, tributary of the South Llano River, Colorado River Basin, at a maximum combined diversion rate of 0.67 cfs (300 gpm) for agricultural purposes in Kimble County; and

WHEREAS, the 0.33 acre-feet of water owned by Kandy Phillips Dick is appurtenant to 0.41 acres of land out of a 2.26-acre tract in the B.B.B. & C.R.R. Co. Survey 663, Abstract No. 39, in Kimble County; and

WHEREAS, the 3.36 acre-feet of water owned by Risinger Property Management I, LTD is appurtenant to 4.16 acres of land out of a 22.98 acre tract in the B.B.B. & C.R.R. Co. Survey 663, Abstract No. 39, in Kimble County; and

WHEREAS, the time priority of this right is October 1965; and

WHEREAS, Applicants seek to amend Certificate of Adjudication No. 14-1601 to add voluntary instream uses to the 3.69 acre-feet of water per year currently authorized for diversion; and

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

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

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

NOW, THEREFORE, this amendment to Certificate of Adjudication No. 14-1601, designated Certificate of Adjudication No. 14-1601A, is issued to Kandy Phillips Dick and Risinger Property Management I, LTD, subject to the following terms and conditions:

1. USE

In addition to previous authorizations, Owners are authorized to use the currently authorized 3.69 acre-feet of water per year from Johnson Fork Creek for voluntary instream purposes.

2. SPECIAL CONDITION

Priority calls for instream purposes of use cannot exceed the authorized maximum diversion rate of 0.67 cfs (300 gpm) and measurement shall occur at the diversion location authorized by the Certificate. Owners shall account for the amount of water used for instream purposes in its annual water use report to the Commission.

This amendment is issued subject to all terms, conditions and provisions contained in Certificate of Adjudication No. 14-1601, except as specifically amended herein.

This amendment is issued subject to all superior and senior water right holders in the Colorado River Basin.

Owners agree to be bound by the terms, conditions, and provisions contained herein and such agreement is a condition precedent to the granting of this amendment.

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

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

Date Issued:

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For the Commission

**From:** [REDACTED]  
**To:** [Joshua Schauer](#)  
**Cc:** [Chris Kozlowski](#); [Humberto Galvan](#)  
**Subject:** RE: Kandy Phillips Dick and Risinger Property Management I LTD; 14-1601A HB 1964 DRAFTS  
**Date:** Friday, October 31, 2025 11:02:49 AM

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This looks good,

Thanks Josh!

Meredith

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**From:** Joshua Schauer <Joshua.Schauer@Tceq.Texas.Gov>  
**Sent:** Friday, October 31, 2025 10:47 AM  
**To:** Meredith Allen [REDACTED]  
**Cc:** Chris Kozlowski <chris.kozlowski@tceq.texas.gov>; Humberto Galvan <Humberto.Galvan@tceq.texas.gov>  
**Subject:** Kandy Phillips Dick and Risinger Property Management I LTD; 14-1601A HB 1964 DRAFTS

Hi Meridith,

Please find the attached draft public notice and amendment to Certificate of Adjudication No. 14-1601A for your review.

Thanks,  
Josh

*Joshua Schauer, Project Manager  
Texas Commission on Environmental Quality  
Water Rights Permitting Team  
512.239.1371*

Brooke Paup, *Chairwoman*  
Catarina R. Gonzales, *Commissioner*  
Tonya R. Miller, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

October 31, 2025

Ms. Meredith Allen, Manager  
Kimble County Groundwater Conservation District  
P.O. Box 31  
Junction, TX 76849-0031

**VIA E-MAIL**

RE: Kandy Phillips Dick and Risinger Property Management I, LTD  
ADJ 1601  
CN604845867, CN605880418, RN102823895  
Application No. 14-1601A to Amend Certificate of Adjudication No. 14-1601  
Texas Water Code § 11.122, Requiring Limited Mailed Notice  
Johnson Fork Creek, Colorado River Basin  
Kimble County

Dear Ms. Allen:

Drafts, subject to revision, of the public notice and proposed amendment to Certificate of Adjudication No. 14-1601 are attached.

Staff is recommending that the referenced application be granted in accordance with the attached draft. Please review the draft and contact me no later than November 14, 2025, with any comments or questions as the amendment will be forwarded to the Office of the Chief Clerk for further processing after that date.

Please note this application requires a 15-day comment period and once the comment period has closed, the proposed amendment to Certificate of Adjudication 14-1601 may be issued as drafted given no hearing requests are received.

If you have any questions concerning this matter, please contact me via email at [Joshua.schauer@tceq.texas.gov](mailto:Joshua.schauer@tceq.texas.gov) or by telephone at 512-239-1371.

Sincerely,

A handwritten signature in blue ink that reads "Joshua Schauer".

Joshua Schauer, Project Manager  
Water Rights Permitting Team  
Water Rights Permitting and Availability Section

Attachments

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## NOTICE OF AN AMENDMENT TO A CERTIFICATE OF ADJUDICATION

APPLICATION NO. 14-1601A

Kandy Phillips Dick and Risinger Property Management I, LTD (Owners/Applicants) have applied to amend Certificate of Adjudication No. 14-1601 to add voluntary instream purpose of use to 3.69 acre-feet of water per year currently authorized for diversion. More information on the application and how to participate in the permitting process is given below.

**APPLICATION.** Kandy Phillips Dick and Risinger Property Management I, LTD, 931 North 11<sup>th</sup> Street, Junction, TX 76849, has applied to the Texas Commission on Environmental Quality to amend Certificate of Adjudication No. 14-1601, pursuant to Texas Water Code § 11.122 and Texas Commission on Environmental Quality Rules Title 30 Texas Administrative Code (TAC) § 295.1, *et seq.* Mailed notice to the record holders is required pursuant to Title 30 TAC § 295.158(c)(2)(A).

A portion of Certificate of Adjudication No. 14-1601 authorizes Kandy Phillips Dick and Risinger Property Management I, LTD to divert and use not to exceed 3.69 acre-feet of water per year from two points on Johnson Fork Creek, tributary of the South Llano River, Colorado River Basin, at a maximum combined diversion rate of 0.67 cfs (300 gpm) for agricultural purposes in Kimble County.

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The 3.36 acre-feet of water owned by Risinger Property Management I, LTD is appurtenant to 4.16 acres of land out of a 22.98 acre tract in the B.B.B. & C.R.R. Co. Survey 663, Abstract No. 39, in Kimble County.

The time priority of this right is October 1965.

Applicants seek to amend Certificate of Adjudication No. 14-1601 to add voluntary instream uses to 3.36 acre-feet of water per year currently authorized for diversion.

The application was received on August 15, 2025. Partial fees were received on August 19, 2025, and additional fees were received on October 20, 2025. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on October 24, 2025.

The Executive Director has prepared a draft amendment. The draft amendment, if granted, would include special conditions including, but not limited to, priority calls for instream uses. The application and Executive Director's draft amendment are available for viewing on the



TCEQ web page at: [https://www.tceq.texas.gov/permitting/water\\_rights/wr-permitting/view-wr-pend-apps](https://www.tceq.texas.gov/permitting/water_rights/wr-permitting/view-wr-pend-apps). Alternatively, you may request a copy of the documents by contacting the TCEQ Office of the Chief Clerk by phone at (512) 239-3300 or by mail at TCEQ OCC, Notice Team (MC-105), P.O. Box 13087, Austin, Texas 78711.

**PUBLIC COMMENT / PUBLIC MEETING.** Written public comments and requests for a public meeting should be submitted to the Office of the Chief Clerk, at the address provided in the information section below by \_\_\_\_\_. A public meeting is intended for the taking of public comment and is not a contested case hearing. A public meeting will be held if the Executive Director determines that there is a significant degree of public interest in the application.

**CONTESTED CASE HEARING.** The TCEQ may grant a contested case hearing on this application if a written hearing request is filed by \_\_\_\_\_. The Executive Director may approve the application unless a written request for a contested case hearing is filed by \_\_\_\_\_.

To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing;" (4) a brief and specific description of how you would be affected by the application in a way not common to the general public; and (5) the location and distance of your property relative to the proposed activity. You may also submit proposed conditions for the requested amendment which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.

If a hearing request is filed, the Executive Director will not issue the amendment and will forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

**INFORMATION.** Written hearing requests, public comments, or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087 or electronically at <https://www14.tceq.texas.gov/epic/eComment/> by entering ADJ 1601 in the search field. For information concerning the hearing process, please contact the Public Interest Counsel, MC-103, at the same address.

For additional information, individual members of the general public may contact the Public Education Program at 1-800-687-4040. General information regarding the TCEQ can be found at our web site at [www.tceq.texas.gov](http://www.tceq.texas.gov). Si desea información en Español, puede llamar al 1-800-687-4040 o por el internet al [www.tceq.texas.gov](http://www.tceq.texas.gov).

Issued:



# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## AMENDMENT TO A CERTIFICATE OF ADJUDICATION

CERTIFICATE NO. 14-1601A

TYPE § 11.122

|              |   |            |  |
|--------------|---|------------|--|
| Owners:      | Kandy Phillips Dick and Risinger Property Management I, LTD | Address:   | 931 North 11 <sup>th</sup> Street Junction, TX 76849 |
| Filed:       | October 24, 2025  | Granted:   |  |
| Purpose:     | Agriculture and Voluntary Instream                          | County:    | Kimble   |
| Watercourse: | Johnson Fork Creek  | Watershed: | Colorado River Basin                                 |

WHEREAS, A portion of Certificate of Adjudication No. 14-1601 authorizes Kandy Phillips Dick and Risinger Property Management I, LTD (Owners/Applicants) to divert and use not to exceed 3.69 acre-feet of water per year from two points on Johnson Fork Creek, tributary of the South Llano River, Colorado River Basin, at a maximum combined diversion rate of 0.67 cfs (300 gpm) for agricultural purposes in Kimble County; and

WHEREAS, the 0.33 acre-feet of water owned by Kandy Phillips Dick is appurtenant to 0.41 acres of land out of a 2.26-acre tract in the B.B.B. & C.R.R. Co. Survey 663, Abstract No. 39, in Kimble County; and

WHEREAS, the 3.36 acre-feet of water owned by Risinger Property Management I, LTD is appurtenant to 4.16 acres of land out of a 22.98 acre tract in the B.B.B. & C.R.R. Co. Survey 663, Abstract No. 39, in Kimble County; and

WHEREAS, the time priority of this right is October 1965; and

WHEREAS, Applicants seek to amend Certificate of Adjudication No. 14-1601 to add voluntary instream uses to the 3.69 acre-feet of water per year currently authorized for diversion; and

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

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

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

NOW, THEREFORE, this amendment to Certificate of Adjudication No. 14-1601, designated Certificate of Adjudication No. 14-1601A, is issued to Kandy Phillips Dick and Risinger Property Management I, LTD, subject to the following terms and conditions:

1. USE

In addition to previous authorizations, Owners are authorized to use the currently authorized 3.69 acre-feet of water per year from Johnson Fork Creek for voluntary instream purposes.

2. SPECIAL CONDITION

Priority calls for instream purposes of use cannot exceed the authorized maximum diversion rate of 0.67 cfs (300 gpm) and measurement shall occur at the diversion location authorized by the Certificate. Owners shall account for the amount of water used for instream purposes in its annual water use report to the Commission.

This amendment is issued subject to all terms, conditions and provisions contained in Certificate of Adjudication No. 14-1601, except as specifically amended herein.

This amendment is issued subject to all superior and senior water right holders in the Colorado River Basin.

Owners agree to be bound by the terms, conditions, and provisions contained herein and such agreement is a condition precedent to the granting of this amendment.

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

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

Date Issued:

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For the Commission

# TCEQ Interoffice Memorandum

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

THRU: Chris Kozlowski, Team Leader  
Water Rights Permitting Team

FROM: Joshua Schauer, Project Manager  
Water Rights Permitting Team

DATE: October 24, 2025

SUBJECT: Kandy Phillips Dick and Risinger Property Management I, LTD  
ADJ 1601  
CN604845867, CN605880418, RN102823895  
Application No. 14-1601A to Amend Certificate of Adjudication  
No. 14-1601  
Texas Water Code § 11.122, Requiring Limited Notice  
Johnson Fork Creek, Colorado River Basin  
Kimble County

The application was received on August 15, 2025. Partial fees were received on August 19, 2025, and additional fees were received on October 20, 2025. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on October 24, 2025. Mailed notice to the record holders is required pursuant to Title 30 Texas Administrative Code § 295.158(c)(2)(A).

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



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Joshua Schauer, Project Manager  
Water Rights Permitting Team  
Water Rights Permitting and Availability Section

**OCC Mailed Notice Required**    ☒ **YES**    ☐ **NO**

Brooke T. Paup, *Chairwoman*  
Catarina R. Gonzales, *Commissioner*  
Tonya R. Miller, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

October 24, 2025

Ms. Meredith Allen, Manager  
Kimble County GCD  
P.O. Box 31  
Junction, TX 76849-0031

**VIA E-MAIL**

RE: Kandy Phillips Dick and Risinger Property Management I, LTD  
ADJ 1601  
CN604845867, CN605880418, RN102823895  
Application No. 14-1601A to Amend Certificate of Adjudication No. 14-1601  
Texas Water Code § 11.122, Requiring Limited Mailed Notice  
Johnson Fork Creek, Colorado River Basin  
Kimble County

Dear Ms. Allen:

This acknowledges receipt, on October 20, 2025, of additional fees in the amount of \$1.88 (Receipt No. M641344, copy attached).

The application was declared administratively complete and filed with the Office of the Chief Clerk on October 24, 2025. Staff will continue processing the application for consideration by the Executive Director.

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

Sincerely,

A handwritten signature in blue ink that reads "Joshua Schauer". The signature is stylized with a large, looped initial "J".

Joshua Schauer, Project Manager  
Water Rights Permitting Team  
Water Rights Permitting and Availability Section

Attachment



20-OCT-25 12:41 PM

TCEQ - A/R RECEIPT REPORT BY ACCOUNT NUMBER

| <u>Fee Description</u>             | <u>Fee Code</u><br><u>Account#</u><br><u>Account Name</u> | <u>Ref#1</u><br><u>Ref#2</u><br><u>Paid In By</u>            | <u>Check Number</u><br><u>Card Auth.</u><br><u>User Data</u> | <u>CC Type</u><br><u>Tran Code</u><br><u>Rec Code</u> | <u>Slip Key</u><br><u>Document#</u> | <u>Tran Date</u> | <u>Tran Amount</u> |
|------------------------------------|---|--|--|---|-------------------------------------|------------------|--------------------|
| NOTICE FEES-WUP-<br>WATER USE PERM | PTGU<br>PTGU<br>NOTICE FEES WUP WATER USE<br>PERMITS      | M641344<br>ADJ141601<br>ALLEN,<br>WILLIAM<br>T/MEREDITH<br>E | 738<br>102025<br>VTORREZ                                     | <br>N<br>CK   | BS00117388<br>D6800332              | 20-OCT-25        | -\$1.88            |
| Total (Fee Code):                  |   |  |  |   |                                     |                  | -\$1.88            |

**Received**

Date: 10/22/2025

By: Water Availability Division

**From:** [Joshua Schauer](#)  
**To:** [Meredith Allen](#)  
**Cc:** [Humberto Galvan](#); [Chris Kozlowski](#)  
**Subject:** Kandy Phillips Dick and Risinger Property Management I LTD; 14-1601A RFI  
**Date:** Thursday, September 25, 2025 2:46:00 PM  
**Attachments:** [Kandy Phillips Dick and Risinger Property Management I LTD\\_14\\_1601\\_RFI.pdf](#)

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Hi Meredith,

Additional fees are required for the referenced application. Please find the attached letter.

Thanks,  
Josh

*Joshua Schauer, Project Manager  
Texas Commission on Environmental Quality  
Water Rights Permitting Team  
512.239.1371*



Brooke T. Paup, *Chairwoman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

September 25, 2025

Ms. Meredith Allen, Manager  
Kimble County GCD  
P.O. Box 31  
Junction, TX 76849-0125

VIA E-MAIL

RE: Kandy Phillips Dick and Risinger Property Management I, LTD  
ADJ 1601  
CN604845867, CN605880418, RN102823895  
Application No. 14-1601A to Amend Certificate of Adjudication No. 14-1601  
Texas Water Code § 11.122, Requiring Limited Mailed Notice  
Johnson Fork Creek, Colorado River Basin  
Kimble County

Dear Ms. Allen:

This acknowledges receipt, on August 15, 2025, of the referenced application and on August 19, 2025, of fees in the amount of \$112.50 (Receipt No. M560357, copy attached).

Before the application can be declared administratively complete remit fees in the amount of **\$1.88**, as described below. Please make the check payable to the TCEQ or Texas Commission on Environmental Quality.

|                                    |                  |
|------------------------------------|------------------|
| Filing Fee (Amendment)             | \$ 100.00        |
| Recording Fee                      | \$ 12.50         |
| Notice Fee (\$0.94 x 2 WR holders) | \$ 1.88          |
| <b>TOTAL FEES</b>                  | <b>\$ 114.38</b> |
| FEES RECEIVED                      | \$ 112.50        |
| <b>TOTAL FEES DUE</b>              | <b>\$ 1.88</b>   |

Please submit the requested information and fees by October 27, 2025, or the application may be returned pursuant to Title 30 Texas Administrative Code § 281.18.

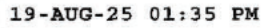
If you have any questions concerning this matter, please contact me via email at Joshua.Schauer@tceq.texas.gov or by telephone at (512) 239-1371.

Sincerely,

A handwritten signature in blue ink that reads "Joshua Schauer".

Joshua Schauer, Project Manager  
Water Rights Permitting Team  
Water Rights Permitting and Availability

Attachment



## TCEQ - A/R RECEIPT REPORT BY ACCOUNT NUMBER

| <u>Fee Code</u>        | <u>Ref#1</u>        | <u>Check Number</u> | <u>CC Type</u>   |                 |                    |                  |                    |
|------------------------|---------------------|---------------------|------------------|-----------------|--------------------|------------------|--------------------|
| <u>Account#</u>        | <u>Ref#2</u>        | <u>Card Auth.</u>   | <u>Tran Code</u> | <u>Slip Key</u> |                    |                  |                    |
| <u>Fee Description</u> | <u>Account Name</u> | <u>Paid In By</u>   | <u>User Data</u> | <u>Rec Code</u> | <u>Document#</u>   | <u>Tran Date</u> | <u>Tran Amount</u> |
| WTR USE PERMITS        | WUP                 | M560357             | 5213             |                 | BS00116561         | 19-AUG-25        | -\$112.50          |
|                        | WUP                 | ADJ141601           | 081925           | N               | D5803432           |                  |                    |
|                        | WATER USE PERMITS   | RISINGER            | VTORREZ          | CK              |                    |                  |                    |
|                        |                     | PROPERTY            |                  |                 |                    |                  |                    |
|                        |                     | MGMT 1 LTD          |                  |                 |                    |                  |                    |
|                        |                     |                     |                  |                 | Total (Fee Code) : |                  | -\$112.50          |

**RECEIVED**

**By Water Availability Division at 3:45 pm, Aug 20, 2025**

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

**Received**

**Date:** 08/15/2025

By: Water Availability Division

## TCEQ WATER RIGHTS PERMITTING APPLICATION

### ADMINISTRATIVE INFORMATION CHECKLIST

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

APPLICANT(S): Kandy Phillips Dick and RISINGER PROPERTY MANAGEMENT I, LTD.

**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).**

Y/N

Y **Administrative Information Report**

       Additional Co-Applicant Information

       Additional Co-Applicant Signature Pages

       Written Evidence of Signature Authority

Y **Technical Information Report**

       USGS Map (or equivalent)

       Map Showing Project Details

       Original Photographs

       Water Availability Analysis

Y **Worksheet 1.0**

       Recorded Deeds for Irrigated Land

       Consent for Irrigated Land

       **Worksheet 1.1**

       Addendum to Worksheet 1.1

       **Worksheet 1.2**

N **Worksheet 2.0**

       Additional W.S. 2.0 for Each Reservoir

       Dam Safety Documents

       Notice(s) to Governing Bodies

       Recorded Deeds for Inundated Land

       Consent for Inundated Land

Y/N

N **Worksheet 3.0**

       Additional W.S. 3.0 for each Point

       Recorded Deeds for Diversion Points

       Consent for Diversion Access

N **Worksheet 4.0**

       TPDES Permit(s)

       WWTP Discharge Data

       Groundwater Well Permit

       Signed Water Supply Contract

       **Worksheet 4.1**

N **Worksheet 5.0**

       Addendum to Worksheet 5.0

N **Worksheet 6.0**

       Water Conservation Plan(s)

       Drought Contingency Plan(s)

       Documentation of Adoption

N **Worksheet 7.0**

       Accounting Plan

Y **Worksheet 8.0**

Y **Fees**

Y **Public Involvement Plan**

# ADMINISTRATIVE INFORMATION REPORT

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

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

## 1. TYPE OF 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."

This application seeks to amend Certificate of Adjudication No. 14-1601 to add a voluntary

instream flow purpose of use. This application should be considered exempt from a technical

review, notice requirements and an opportunity for a contested case hearing pursuant to

Texas Water Code Section 11.122(b-3)(1), as the application seeks only to add a purpose of use

that does not substantially alter the nature of the right or a pattern of use of the right.

## 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?

**Kandy Phillips Dick and RISINGER PROPERTY MANAGEMENT I, LTD.**

*(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 : **604845867 and 605880418** ( 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: **Kandy Phillips Dick**

Title: **Self**

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

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: **Kandy Phillips Dick**

Mailing Address: **931 North 11th Street**

City: **Junction**

State: **Texas**

ZIP Code: **76849**

Indicate an X next to the type of Applicant:

☒ Individual ☐ Sole Proprietorship-D.B.A.

☒ Partnership ☐ Corporation

☐ Trust ☐ Estate

☐ Federal Government ☐ State Government

☐ County Government ☐ City Government

☐ Other Government ☐ Other \_\_\_\_\_

For Corporations or Limited Partnerships, provide:

State Franchise Tax ID Number: \_\_\_\_\_ SOS Charter (filing) Number: \_\_\_\_\_

### 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: Meredith Allen

Title: Manager

Organization Name: Kimble County GCD

Mailing Address: P.O. Box 31

City: Junction

State: TX

ZIP Code: 76849

Phone No.: 325-226-9093

Extension:

Fax No.:

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 No.:

Extension:

Fax No.:

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).

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

**6. SIGNATURE PAGE (Instructions, Page. 11)**

Applicant:

I, Kandy Dick owner  
(Typed or printed name) (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: Kandy Dick Date: 4-15-25  
(Use blue ink)

Subscribed and Sworn to before me by the said

on this 16<sup>th</sup> day of April, 2025.

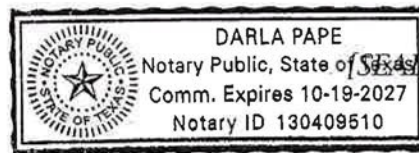
My commission expires on the 19<sup>th</sup> day of October, 2027.

Darla Pape

Notary Public

Kimble

County, Texas



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

## 6. SIGNATURE PAGE (Instructions, Page. 11)

Applicant:

I, GAIL JETANNINE RISINGER Owner  
(Typed or printed name) Lyndy dH (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.

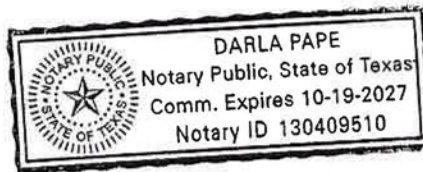
Signature: Gail Jetannine Risinger Date: 4/10/2025  
(Use blue ink) Lyndy dH

Subscribed and Sworn to before me by the said

on this 16<sup>th</sup> day of April, 20 25.

My commission expires on the 19<sup>th</sup> day of October, 20 27.

Darla Pape  
Notary Public  
Kimble  
County, Texas



[SEAL]

***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, Applicant are directed to submit additional Worksheets (provided herein). A completed Administrative Information Report is also required for each application.

***Applicants are strongly encouraged 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 call Water Availability Division at (512) 239-4600 to schedule a meeting.*** Applicant attended a pre-application meeting with TCEQ Staff for this Application? **Y / N**                      (If yes, date : 07/11/2025 ).

**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   N   (If yes, indicate the Certificate or Permit number:                     )

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<sup>N</sup> (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: 14-1601

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

| List of water rights to sever | Combine into this ONE water right |
|-------------------------------|-----------------------------------|
| <br><br><br>                  | <br><br><br>                      |

- 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<sup>N</sup>**

***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<sup>N</sup>**

***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<sup>Y</sup>**

***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<sup>N</sup>**

***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<sup>N</sup>**

***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        *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

*If yes, submit a signed copy of the Water Supply Contract pursuant to 30 TAC §§ 295.101 and 297.101. Further, if the underlying Permit or Authorization upon which the Contract is based does not authorize Purchaser's requested Quantity, Purpose or Place of Use, or Purchaser's diversion point(s), then either:*

- 1. Purchaser must submit the worksheets required under Section 1 above with the Contract Water identified as an alternate source; or*
- 2. Seller must amend its underlying water right under Section 2.*

- b. Applicant requests to convey water imported into the state from a source located wholly outside the state using the bed and banks of a watercourse? TWC § 11.042(a-1). Y / N

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

- c. Applicant requests to convey Applicant's own return flows derived from privately owned groundwater using the bed and banks of a watercourse? TWC § 11.042(b). Y / N

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

- d. Applicant requests to convey Applicant's own return flows derived from surface water using the bed and banks of a watercourse? TWC § 11.042(c). Y / N

*If 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

*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”:

X

— This amendment only requests an addition of use and will not impact water availability, supply, or water planning.

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

\_\_\_\_\_

\_\_\_\_\_

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

# 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<br>(acre-<br>feet)<br>(Include<br>losses for<br>Bed and<br>Banks) | State Water Source (River Basin)<br>or<br>Alternate Source <i>*each alternate<br/>source (and new appropriation<br/>based on return flows of others)<br/>also requires completion of<br/>Worksheet 4.0</i> | Purpose(s) of Use | Place(s) of Use<br><i>*requests to move<br/>state water out of<br/>basin also require<br/>completion of<br/>Worksheet 1.1<br/>Interbasin Transfer</i> |
|--|--|-------------------|---|
|  |  |                   |   |
|  |  |                   |   |
|  |  |                   |   |

\_\_\_\_\_ 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 \_\_\_\_\_ 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** |
|----------------------|----------------------------|-----------------------------|--------------------------|----------------------------|
| .33 (Dick)           | Irrigation                 | Irrigation and instream use | Kimble County            | Kimble County - no change  |
| 3.36 (Risinger)      | Irrigation                 | irrigation and instream use | Kimble County            | Kimble County - no change  |
|                      |                            |                             |                          |                            |

*\*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:
- 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.
  - 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 such amendments which include changes in use, changes in place of use, or other non-substantive changes in a water right (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 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 8.0 CALCULATION OF FEES

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

### 1. NEW APPROPRIATION

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

### 2. AMENDMENT OR SEVER AND COMBINE

|                       | Description   | Amount (\$)      |
|-----------------------|---|------------------|
| <b>Filing Fee</b>     | Amendment: \$100  | \$100.00         |
|                       | <b>OR</b> Sever and Combine: \$100 x _____ of water rights to combine |                  |
| <b>Recording Fee</b>  |   | \$12.50          |
| <b>Mailed Notice</b>  | Additional notice fee to be determined once application is submitted. |                  |
| <b>TOTAL INCLUDED</b> |   | <b>\$ 112.50</b> |

### 3. BED AND BANKS

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



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.

A PIP is not applicable because this application does not require public notice.

### Section 3. Application Information

#### Type of Application (check all that apply):

Air ☐ Initial ☐ Federal ☐ Amendment ☐ Standard Permit ☐ Title V  
Waste ☐ Municipal Solid Waste ☐ Industrial and Hazardous Waste ☐ Scrap Tire  
☐ Radioactive Material Licensing ☐ Underground Injection Control

#### Water Quality

☐ Texas Pollutant Discharge Elimination System (TPDES)  
☐ Texas Land Application Permit (TLAP)  
☐ State Only Concentrated Animal Feeding Operation (CAFO)  
☐ Water Treatment Plant Residuals Disposal Permit  
☐ Class B Biosolids Land Application Permit  
☐ Domestic Septage Land Application Registration

#### Water Rights New Permit

☐ New Appropriation of Water  
☐ New or existing reservoir

#### Amendment to an Existing Water Right

☐ Add a New Appropriation of Water  
☐ Add a New or Existing Reservoir  
☐ Major Amendment that could affect other water rights or the environment

### Section 4. Plain Language Summary

Provide a brief description of planned activities.

## 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)



Gail Jeannine Risinger Ljungdahl  
RISINGER PROPERTY MANAGEMENT I, LTD.

2830 Ponderosa Road

Ardmore, OK 73401

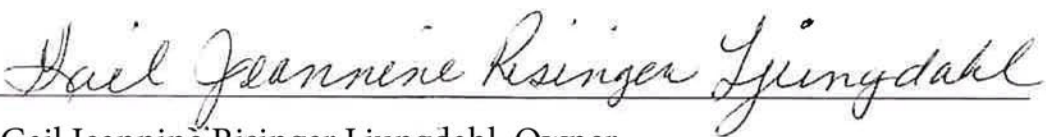
August 1, 2025

RE: Water Rights Team – TCEQ, Instream Application

To Whom It May Concern:

I certify that I have signature authority according to Title 30 Texas Administrative Code 295.14 to sign and submit this application to amend my water right to include instream use.

I am the Owner of Risinger Property Management I, LTD. If you have any questions, please contact me at the above address.

A handwritten signature in cursive script, reading "Gail Jeannine Risinger Ljungdahl", is written over a horizontal line.

Gail Jeannine Risinger Ljungdahl, Owner