



**NOTICE OF MEETING OF THE
BARTON SPRINGS EDWARDS AQUIFER CONSERVATION DISTRICT
BOARD OF DIRECTORS**

Thursday, June 13, 2024

5:00 PM

IN-PERSON

Notice is given that a **Regular Meeting** of the Board of Directors (Board) of the Barton Springs/Edwards Aquifer Conservation District will be held on **Thursday, June 13, 2024** commencing at **5:00 p.m.** at the **State Firefighters' and Fire Marshals' Association of Texas, 707 W FM 1626, Austin, Texas.**

This meeting will be audio recorded and the recording will be available on the District's website after the meeting.

Public Comments at the Board Meeting – Please complete a comment card prior to the start of the meeting. Each registered person will be recognized and identified by the Presiding Officer or staff moderating the communications when it is their turn to speak. **Public comment is limited to 3 minutes per person.**

AGENDA

Note: The Board of Directors of the Barton Springs/Edwards Aquifer Conservation District reserves the right to meet in Executive Session at any time during the course of this meeting to discuss any of the matters listed on this agenda, as authorized by the Texas Government Code Sections §551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donati), 418.18374 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development), 418.183 (Homeland Security). No final action or decision will be made in Executive Session.

- 1. Call to Order.**
- 2. Citizen Communications (Public Comments of a General Nature).**
- 3. Consent Agenda.** *(Note: These items may be considered and approved as one motion. Directors or citizens may request any consent item be removed from the consent agenda, for consideration and possible approval as a separate item of Regular Business on this agenda.)*
 - a. Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, renewal of the biannual agreement with the U.S. Geological Survey for Lovelady Well continuous water level data collection for \$14,740, and Specified Expenditures greater than \$5,000.
 - b. Approval of minutes of the Board's May 9, 2024, Regular Meeting.

4. General Manager's Report. Discussion and possible action.

Topics

- a. Review of key team activities/projects.
 - i. Team-building workshop
 - ii. Salamander Conservation grant and new multiport well
 - iii. New RFQ issued for legal services in FY 25
- b. Aquifer status update.
- c. Upcoming events of possible interest.

5. Discussion and possible action.

- a. Discussion and possible action related to the performance and compliance of District permittees with their User Drought Contingency Plan curtailments.
- b. Discussion and possible action related to a Well-Drilling Authorization during District-declared drought for Aqua Texas Sierra West public water supply. The well location is in Hays County on a 0.18-acre tract located at 272 Canna Lily Circle, Driftwood, TX 78619, in Precinct 1; Lat/Long: 30.06392° N, 98.00746° W. The well is proposed to be completed in the Middle Trinity Aquifer.
- c. Discussion and possible action related to a Well-Drilling Authorization during District-declared drought for Aqua Texas Oak Meadows public water supply. The well location is in Hays County on a 0.60-acre tract located at Oak Meadows Rd, San Marcos, TX 78666, in Precinct 1; Lat/Long: 29° 57' 54.21" N, 97° 58' 39.29" W. The well is proposed to be completed in either the Upper or Middle Trinity Aquifer.
- d. Discussion and possible action on a request for support for Milestone Community Builders Service Extension Request of the City of Austin for the Hays Commons development.
- e. Discussion and possible action on submitting comments to the Texas Commission on Environmental Quality in connection with Hays Common Development, Inc. Water Quality Land Application Permit for Municipal Wastewater.
- f. Discussion and possible action on a work order under an existing Master Service Agreement with the Austin Alliance Group.
- g. Discussion and possible action on (1) the annual audit including requirements for securing an auditor and conducting an annual audit under District rule 4-8.4, and Water Code sections 36.057 (c) and 36.153; and, (2) the July 20, 2023 contract for auditing services with Montemayor Britten Bender PC.
- h. Discussion and possible action on preliminary FY 25 budget.

6. Director Reports.

Directors may report on their involvement in activities and dialogue that are of likely interest to the Board, in one or more of the following topical areas:

- Meetings and conferences attended or that will be attended;
- Board committee updates;
- Conversations with public officials, permittees, stakeholders, and other constituents;
- Commendations; and
- Issues or problems of concern.

7. Adjournment.

Please note: This agenda and available related documentation, if any, have been posted on the District website, www.bseacd.org. If you have a special interest in a particular item on this agenda and would like any additional documentation that may be developed for Board consideration, please let staff know at least 24 hours in advance of the Board Meeting so that we can have those copies made for you. The Barton Springs/Edwards Aquifer Conservation District is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal opportunity for effective communications will be provided upon request. Please contact the District office at 512-282-8441 at least 24 hours in advance if accommodation is needed.

Item 1

Call to Order

Item 2

Citizen Communications

Item 3

Consent Agenda

(Note: These items may be considered and approved as one motion. Directors or citizens may request any consent item be removed from the consent agenda, for consideration and possible approval as a separate item of Regular Business on this agenda.)

- a. Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, and Specified Expenditures greater than \$5,000.

- b. Approval of minutes of the Board's May 9, 2024, Regular Meeting.

Financial Reports – March 2024

June 13, 2024 Board Meeting

(These report numbers are pre-audit adjustments)

1. Profit and Loss Budget vs Actual

September 1, 2023 through May 31, 2024

2. Profit and Loss Previous Year Comparison

September 1, 2023 through May 31, 2024

3. Balance Sheet Previous Year Comparison

As of May 31, 2024 (compared to May 31, 2023)

4. Truist Credit Card

Statement from April 6, 2024 – May 5, 2024

1. Profit and Loss Budget vs Actual

September 1, 2023 through May 31, 2024



BARTON SPRINGS EDWARDS AQUIFER

Budget vs. Actuals: FY_2023_2024 - FY24 P&L

September 2023 - May 2024

	TOTAL			
	ACTUAL	BUDGET	OVER BUDGET	% OF BUDGET
Income				
4250.0 GRANT INCOME	73,700.00		73,700.00	
4300.0 PROJECT INCOME				
4350.0 Magellan-CoA-BSEACD Wells	82,790.15	0.00	82,790.15	
Total 4300.0 PROJECT INCOME	82,790.15	0.00	82,790.15	
4400.0 Interest Income (Banking & TexPool)	81,154.00	40,000.00	41,154.00	202.89 %
4625.0 MISCELLANEOUS INCOME				
4626.1 Other Income	676.03		676.03	
Total 4625.0 MISCELLANEOUS INCOME	676.03		676.03	
4800.0 USAGE AND PRODUCTION FEES	3,050.00		3,050.00	
4801.0 Permittees Water Production Fee	618,972.04	637,047.00	-18,074.96	97.16 %
4803.0 CoA Water Use Fee Assessment	878,640.00	878,640.00	0.00	100.00 %
4805.0 Permittees Annual Permit Fee	9,075.00	8,925.00	150.00	101.68 %
4807.0 Permittees Water Transport Fees	124,000.00	124,000.00	0.00	100.00 %
Total 4800.0 USAGE AND PRODUCTION FEES	1,633,737.04	1,648,612.00	-14,874.96	99.10 %
4810.0 OTHER FEES				
4815.0 Well Develop Application Inspec	5,125.00	9,800.00	-4,675.00	52.30 %
4816.0 Meter Reading Fees/Pluggings	750.00		750.00	
4816.1 Shared Territory Monitoring	2,500.00	2,500.00	0.00	100.00 %
4817.0 Enforcement Fines and Penalties	22,451.50		22,451.50	
4817.1 Agreed Orders 2023 Drought	210,400.00		210,400.00	
4818.0 Drought Management Fees	23,960.00		23,960.00	
Total 4810.0 OTHER FEES	265,186.50	12,300.00	252,886.50	2,155.99 %
Services	138,664.11		138,664.11	
Total Income	\$2,275,907.83	\$1,700,912.00	\$574,995.83	133.81 %
GROSS PROFIT	\$2,275,907.83	\$1,700,912.00	\$574,995.83	133.81 %
Expenses				
6000.0 UTILITIES				
6001.0 Electricity & Water Service	3,874.41	6,000.00	-2,125.59	64.57 %
6002.0 Phone, Internet, Telemetry	7,337.78	16,000.00	-8,662.22	45.86 %
6003.0 Smartphone Reimbursements	2,450.00		2,450.00	
Total 6002.0 Phone, Internet, Telemetry	9,787.78	16,000.00	-6,212.22	61.17 %
Total 6000.0 UTILITIES	13,662.19	22,000.00	-8,337.81	62.10 %
6005.0 Print/Copy/Photo Services	68.56	2,000.00	-1,931.44	3.43 %
6007.0 Postage/Freight/Shipping	176.71	2,000.00	-1,823.29	8.84 %
6010.0 Office Supplies	3,067.07	6,000.00	-2,932.93	51.12 %
6010.1 Canteen	2,003.08		2,003.08	
Total 6010.0 Office Supplies	5,070.15	6,000.00	-929.85	84.50 %
6010.2 Office Furniture		5,000.00	-5,000.00	



BARTON SPRINGS EDWARDS AQUIFER

Budget vs. Actuals: FY_2023_2024 - FY24 P&L

September 2023 - May 2024

	TOTAL			
	ACTUAL	BUDGET	OVER BUDGET	% OF BUDGET
6011.0 Comp Hardware-Plotter Supplies	10,491.08	25,000.00	-14,508.92	41.96 %
6014.0 Software Acquisition & Upgrades	11,240.69	6,000.00	5,240.69	187.34 %
6015.0 IT Monthly Maintenance	21,902.36	30,000.00	-8,097.64	73.01 %
6016.0 Meeting Expense	1,430.64	4,500.00	-3,069.36	31.79 %
6017.3 Sponsorships		5,000.00	-5,000.00	
6019.0 Subscriptions/Publications	647.40	5,000.00	-4,352.60	12.95 %
6020.0 Advertising	105.00	4,000.00	-3,895.00	2.63 %
6020.12 Public Notices	3,650.41		3,650.41	
Total 6020.0 Advertising	3,755.41	4,000.00	-244.59	93.89 %
6021.0 MISCELLANEOUS EXPENSES				
6021.2 General	215.95		215.95	
6021.5 Payroll Processing Fees	4,648.84		4,648.84	
Total 6021.0 MISCELLANEOUS EXPENSES	4,864.79		4,864.79	
6021.4 Credit Card Late Fee	39.99		39.99	
6021.6 Credit Card Interest	7.33		7.33	
6022.0 Accounting System Operation	1,309.00	7,500.00	-6,191.00	17.45 %
6022.1 Timekeeping Service-prepaid	698.00		698.00	
Total 6022.0 Accounting System Operation	2,007.00	7,500.00	-5,493.00	26.76 %
6023.0 MAINTENANCE				
6024.0 Auto Maintenance	1,477.72	5,500.00	-4,022.28	26.87 %
6025.0 Office Complex Maintenance	12,888.74	11,000.00	1,888.74	117.17 %
6025.4 Facilities Repairs	1,600.48	7,000.00	-5,399.52	22.86 %
Total 6023.0 MAINTENANCE	15,966.94	23,500.00	-7,533.06	67.94 %
6030.0 CAPITAL OUTLAY-over 5,000				
6035.0 Vehicles - Capital		40,000.00	-40,000.00	
Total 6030.0 CAPITAL OUTLAY-over 5,000		40,000.00	-40,000.00	
6040.0 LEASES				
6040.2 Copier Lease & Maintenance	6,122.25	8,500.00	-2,377.75	72.03 %
6040.3 Postage Machine Lease	1,059.60	1,150.00	-90.40	92.14 %
Total 6040.0 LEASES	7,181.85	9,650.00	-2,468.15	74.42 %
6065.0 DIRECTOR EXPENSES		0.00	0.00	
6065.1 Directors Travel/Meals	0.00	2,500.00	-2,500.00	0.00 %
6065.3 Directors Non-Travel Reimb/Exp	55.16		55.16	
Total 6065.0 DIRECTOR EXPENSES	55.16	2,500.00	-2,444.84	2.21 %
6066.0 Directors Compensation	7,150.00	25,000.00	-17,850.00	28.60 %
6075.0 DUES & MEMBERSHIPS	-70.00	6,100.00	-6,170.00	-1.15 %
6076.0 District Dues & Memberships	2,405.00		2,405.00	
6077.0 Staff Dues & Memberships	45.00		45.00	
Total 6075.0 DUES & MEMBERSHIPS	2,380.00	6,100.00	-3,720.00	39.02 %



BARTON SPRINGS EDWARDS AQUIFER

Budget vs. Actuals: FY_2023_2024 - FY24 P&L

September 2023 - May 2024

	TOTAL			
	ACTUAL	BUDGET	OVER BUDGET	% OF BUDGET
6080.0 COMMUNICATIONS AND OUTREACH				
6080.20 Communications and Outreach		3,000.00	-3,000.00	
6080.23 Media and PR	10.00		10.00	
Total 6080.20 Communications and Outreach	10.00	3,000.00	-2,990.00	0.33 %
6080.29 Equipment and Supplies	247.49	4,000.00	-3,752.51	6.19 %
6080.34 Scholarship Programs/Awards	6,000.00	7,500.00	-1,500.00	80.00 %
6080.35 Programs/Events	5,161.32	5,800.00	-638.68	88.99 %
Total 6080.0 COMMUNICATIONS AND OUTREACH	11,418.81	20,300.00	-8,881.19	56.25 %
6081.0 REGULATORY COMPLIANCE				
6081.1 Projects & Services		5,000.00	-5,000.00	
6081.2 Well Sampling and Services	650.00		650.00	
6081.6 Equipment and Supplies	36.00	2,500.00	-2,464.00	1.44 %
Total 6081.0 REGULATORY COMPLIANCE	686.00	7,500.00	-6,814.00	9.15 %
6084.92 GENERAL MANAGEMENT				
6086.3 Administrative Expenses	312.79	20,000.00	-19,687.21	1.56 %
6086.4 Non-contracted Support	53.86	5,000.00	-4,946.14	1.08 %
6086.5 Logo/Apparel/Equipment	442.00		442.00	
Total 6084.92 GENERAL MANAGEMENT	808.65	25,000.00	-24,191.35	3.23 %
6089.0 AQUIFER SCIENCE				
6089.1 Hydrogeologic Characterization	311.73	3,000.00	-2,688.27	10.39 %
6089.2 Water Chemistry Studies	674.00	4,000.00	-3,326.00	16.85 %
6089.3 Monitor Wells, Equipment /Suppl	14,495.90	8,000.00	6,495.90	181.20 %
Total 6089.0 AQUIFER SCIENCE	15,481.63	15,000.00	481.63	103.21 %
6095.0 CONTRACTED SUPPORT				
6095.1 Aquifer Science Team	6,750.00	26,750.00	-20,000.00	25.23 %
6095.2 Regulatory Compliance Team	1,960.00	3,000.00	-1,040.00	65.33 %
6095.3 General Management	49,322.15	20,000.00	29,322.15	246.61 %
6095.4 Communications Outreach Team	10,408.87	16,000.00	-5,591.13	65.06 %
6095.5 Policy and Project Management	27,138.45	65,000.00	-37,861.55	41.75 %
Total 6095.0 CONTRACTED SUPPORT	95,579.47	130,750.00	-35,170.53	73.10 %
6100.0 INSURANCE - DISTRICT				
6101.0 Liability & Property - Pre-paid	2,261.80	7,047.00	-7,047.00	
Total 6100.0 INSURANCE - DISTRICT	2,261.80	7,047.00	-4,785.20	32.10 %
6150.0 INSURANCE - GROUP				
6151.1 Health Insurance Employee	59,545.03	16,000.00	-16,000.00	
6151.11 Health Insurance Dependents	5,245.37	95,000.00	-35,454.97	62.68 %
6151.2 Dental Insurance Employee	5,262.58	8,000.00	-2,754.63	65.57 %
6151.3 Life Insurance Employee	5,262.58	5,400.00	-137.42	97.46 %
6151.4 Vision Insurance Employee	4,223.15	9,250.00	-5,026.85	45.66 %
	383.94	1,000.00	-616.06	38.39 %



BARTON SPRINGS EDWARDS AQUIFER

Budget vs. Actuals: FY_2023_2024 - FY24 P&L

September 2023 - May 2024

	TOTAL			
	ACTUAL	BUDGET	OVER BUDGET	% OF BUDGET
Total 6150.0 INSURANCE - GROUP	74,660.07	134,650.00	-59,989.93	55.45 %
6160.0 LEGAL SERVICES		85,000.00	-85,000.00	
6161.0 General Matters / Personnel	32,990.25		32,990.25	
6169.0 Legislation	5,000.00		5,000.00	
Total 6160.0 LEGAL SERVICES	37,990.25	85,000.00	-47,009.75	44.69 %
6170.0 PROFESSIONAL SERVICES				
6173.0 Financial Annual Audit	14,950.00	14,950.00	0.00	100.00 %
6176.0 Website and Database	94.00	0.00	94.00	
6176.1 District Database Project	41,838.00	36,000.00	5,838.00	116.22 %
6176.4 Shared Territory		2,500.00	-2,500.00	
6176.6 GMA-10 Planning Cycle		7,500.00	-7,500.00	
6177.0 Standard Retirement Plan Admin	8,839.96	35,200.00	-26,360.04	25.11 %
6178.0 Elections/Redistrict/Co Coding		15,000.00	-15,000.00	
Total 6170.0 PROFESSIONAL SERVICES	65,721.96	111,150.00	-45,428.04	59.13 %
6179.0 LEGISLATION	3,000.00	12,000.00	-9,000.00	25.00 %
6180.0 PROFESSIONAL DEVELOPMENT	0.00	0.00	0.00	
6180.1 Aquifer Science	3,284.93	6,250.00	-2,965.07	52.56 %
6180.2 RegComp	3,986.71	9,375.00	-5,388.29	42.52 %
6180.3 Education	1,642.46	3,125.00	-1,482.54	52.56 %
6180.4 GM Team	3,048.97	3,125.00	-76.03	97.57 %
6180.5 Administration	2,178.15	3,125.00	-946.85	69.70 %
Total 6180.0 PROFESSIONAL DEVELOPMENT	14,141.22	25,000.00	-10,858.78	56.56 %
6199.0 SALARIES AND WAGES		0.00	0.00	
6200.0 Salaries	364,995.36	751,339.00	-386,343.64	48.58 %
Total 6199.0 SALARIES AND WAGES	364,995.36	751,339.00	-386,343.64	48.58 %
6203.0 TAXES & BENEFITS				
6203.1 Workers Comp Insurance Pre-p	779.54	2,301.00	-1,521.46	33.88 %
6203.2 Payroll Tax Expenses-FICA-Med	45,946.71	59,390.00	-13,443.29	77.36 %
6203.3 Retirement-District Contributio	38,062.18	48,500.00	-10,437.82	78.48 %
6203.4 Texas Workforce C3 Taxes	1,054.83	2,358.00	-1,303.17	44.73 %
6203.7 Accrued Vacation and Comp	4,231.50		4,231.50	
Total 6203.0 TAXES & BENEFITS	90,074.76	112,549.00	-22,474.24	80.03 %
6690.0 Reconciliation Discrepancies	780.22		780.22	
6800.0 PROJECTS				
6905.2 Sustainability Studies	2,530.00		2,530.00	
6905.5 HCP ILA Commitments		2,500.00	-2,500.00	
6905.8 Magellan-CoA-BSEACD Wells	138,175.96		138,175.96	
Total 6800.0 PROJECTS	140,705.96	2,500.00	138,205.96	5,628.24 %
69810 Bank Service Charges	69.01		69.01	
Payroll Expenses				



BARTON SPRINGS EDWARDS AQUIFER

Budget vs. Actuals: FY_2023_2024 - FY24 P&L

September 2023 - May 2024

	TOTAL			
	ACTUAL	BUDGET	OVER BUDGET	% OF BUDGET
Taxes	-1,957.18		-1,957.18	
Wages	23,649.82		23,649.82	
Total Payroll Expenses	21,692.64		21,692.64	
Uncategorized Expense	3,974.77		3,974.77	
Total Expenses	\$1,052,140.83	\$1,670,535.00	\$ -618,394.17	62.98 %
NET OPERATING INCOME	\$1,223,767.00	\$30,377.00	\$1,193,390.00	4,028.60 %
Other Income				
9000.00 Transfer from Reserves		105,375.00	-105,375.00	
Total Other Income	\$0.00	\$105,375.00	\$ -105,375.00	0.00%
Other Expenses				
9001.00 Transfer to Reserves		135,000.00	-135,000.00	
Total Other Expenses	\$0.00	\$135,000.00	\$ -135,000.00	0.00%
NET OTHER INCOME	\$0.00	\$ -29,625.00	\$29,625.00	0.00%
NET INCOME	\$1,223,767.00	\$752.00	\$1,223,015.00	162,734.97 %

2. Profit and Loss Previous Year Comparison

September 1, 2023 through May 31, 2024



BARTON SPRINGS EDWARDS AQUIFER

Profit and Loss Comparison

September 2023 - May 2024

	TOTAL				
	SEP 2023 - MAY 2024	SEP 2022 - MAY 2023 (PY)	CHANGE	% CHANGE	
Income					
4250.0 GRANT INCOME	73,700.00		73,700.00		
4300.0 PROJECT INCOME					
4350.0 Magellan-CoA-BSEACD Wells	82,790.15		82,790.15		
Total 4300.0 PROJECT INCOME	82,790.15		82,790.15		
4400.0 Interest Income (Banking & TexPool)	81,154.00	55,191.10	25,962.90	47.04 %	
4625.0 MISCELLANEOUS INCOME					
4626.1 Other Income	676.03	41,654.09	-40,978.06	-98.38 %	
Total 4625.0 MISCELLANEOUS INCOME	676.03	41,654.09	-40,978.06	-98.38 %	
4800.0 USAGE AND PRODUCTION FEES					
4801.0 Permittees Water Production Fee	618,972.04	568,959.45	50,012.59	8.79 %	
4803.0 CoA Water Use Fee Assessment	878,640.00	879,976.00	-1,336.00	-0.15 %	
4805.0 Permittees Annual Permit Fee	9,075.00	8,850.00	225.00	2.54 %	
4807.0 Permittees Water Transport Fees	124,000.00	124,000.00	0.00	0.00 %	
Total 4800.0 USAGE AND PRODUCTION FEES	1,633,737.04	1,581,785.45	51,951.59	3.28 %	
4810.0 OTHER FEES					
4806.0 Permittees Late Payment Fees		1,069.21	-1,069.21	-100.00 %	
4815.0 Well Develop Application Inspec	5,125.00	9,825.00	-4,700.00	-47.84 %	
4816.0 Meter Reading Fees/Pluggings	750.00	1,075.00	-325.00	-30.23 %	
4816.1 Shared Territory Monitoring	2,500.00		2,500.00		
4817.0 Enforcement Fines and Penalties	22,451.50	74,705.00	-52,253.50	-69.95 %	
4817.1 Agreed Orders 2023 Drought	210,400.00		210,400.00		
4818.0 Drought Management Fees	23,960.00	16,460.00	7,500.00	45.57 %	
Total 4810.0 OTHER FEES	265,186.50	105,634.21	159,552.29	151.04 %	
Services					
	138,664.11		138,664.11		
Total Income	\$2,275,907.83	\$1,784,264.85	\$491,642.98	27.55 %	
GROSS PROFIT	\$2,275,907.83	\$1,784,264.85	\$491,642.98	27.55 %	
Expenses					
6000.0 UTILITIES					
6001.0 Electricity & Water Service	3,874.41	3,626.44	247.97	6.84 %	
6002.0 Phone, Internet, Telemetry	7,337.78	6,334.32	1,003.46	15.84 %	
6003.0 Smartphone Reimbursements	2,450.00	4,200.00	-1,750.00	-41.67 %	
Total 6002.0 Phone, Internet, Telemetry	9,787.78	10,534.32	-746.54	-7.09 %	
Total 6000.0 UTILITIES	13,662.19	14,160.76	-498.57	-3.52 %	
6005.0 Print/Copy/Photo Services	68.56	1,147.89	-1,079.33	-94.03 %	



BARTON SPRINGS EDWARDS AQUIFER

Profit and Loss Comparison

September 2023 - May 2024

	TOTAL				
	SEP 2023 - MAY 2024	SEP 2022 - MAY 2023 (PY)	CHANGE	% CHANGE	
6007.0 Postage/Freight/Shipping	176.71	904.38	-727.67	-80.46 %	
6010.0 Office Supplies	3,067.07	3,400.25	-333.18	-9.80 %	
6010.1 Canteen	2,003.08	1,866.91	136.17	7.29 %	
Total 6010.0 Office Supplies	5,070.15	5,267.16	-197.01	-3.74 %	
6011.0 Comp Hardware-Plotter Supplies	10,491.08	7,740.30	2,750.78	35.54 %	
6014.0 Software Acquisition & Upgrades	11,240.69	4,985.56	6,255.13	125.46 %	
6015.0 IT Monthly Maintenance	21,902.36	20,107.90	1,794.46	8.92 %	
6016.0 Meeting Expense	1,430.64	3,325.01	-1,894.37	-56.97 %	
6017.3 Sponsorships		2,000.00	-2,000.00	-100.00 %	
6019.0 Subscriptions/Publications	647.40	2,104.63	-1,457.23	-69.24 %	
6020.0 Advertising	105.00		105.00		
6020.12 Public Notices	3,650.41	1,988.25	1,662.16	83.60 %	
Total 6020.0 Advertising	3,755.41	1,988.25	1,767.16	88.88 %	
6021.0 MISCELLANEOUS EXPENSES		0.00	0.00		
6021.2 General	215.95	1,383.07	-1,167.12	-84.39 %	
6021.3 Bank Charges		91.50	-91.50	-100.00 %	
6021.5 Payroll Processing Fees	4,648.84	391.00	4,257.84	1,088.96 %	
Total 6021.0 MISCELLANEOUS EXPENSES	4,864.79	1,865.57	2,999.22	160.77 %	
6021.4 Credit Card Late Fee	39.99		39.99		
6021.6 Credit Card Interest	7.33		7.33		
6022.0 Accounting System Operation	1,309.00	1,056.96	252.04	23.85 %	
6022.1 Timekeeping Service-prepaid	698.00	3,114.20	-2,416.20	-77.59 %	
Total 6022.0 Accounting System Operation	2,007.00	4,171.16	-2,164.16	-51.88 %	
6023.0 MAINTENANCE					
6024.0 Auto Maintenance	1,477.72	694.38	783.34	112.81 %	
6025.0 Office Complex Maintenance	12,888.74	8,190.67	4,698.07	57.36 %	
6025.4 Facilities Repairs	1,600.48	7,577.66	-5,977.18	-78.88 %	
Total 6023.0 MAINTENANCE	15,966.94	16,462.71	-495.77	-3.01 %	
6040.0 LEASES					
6040.2 Copier Lease & Maintenance	6,122.25	6,368.56	-246.31	-3.87 %	
6040.3 Postage Machine Lease	1,059.60	1,059.60	0.00	0.00 %	
Total 6040.0 LEASES	7,181.85	7,428.16	-246.31	-3.32 %	
6065.0 DIRECTOR EXPENSES		60.25	-60.25	-100.00 %	
6065.1 Directors Travel/Meals	0.00	0.00	0.00		
6065.2 Directors Registration Fees		405.00	-405.00	-100.00 %	
6065.3 Directors Non-Travel Reimb/Exp	55.16		55.16		
Total 6065.0 DIRECTOR EXPENSES	55.16	465.25	-410.09	-88.14 %	



BARTON SPRINGS EDWARDS AQUIFER

Profit and Loss Comparison

September 2023 - May 2024

	TOTAL				
	SEP 2023 - MAY 2024	SEP 2022 - MAY 2023 (PY)	CHANGE	% CHANGE	
6066.0 Directors Compensation	7,150.00	6,850.00	300.00	4.38 %	
6075.0 DUES & MEMBERSHIPS	-70.00		-70.00		
6076.0 District Dues & Memberships	2,405.00	4,333.95	-1,928.95	-44.51 %	
6077.0 Staff Dues & Memberships	45.00	419.00	-374.00	-89.26 %	
Total 6075.0 DUES & MEMBERSHIPS	2,380.00	4,752.95	-2,372.95	-49.93 %	
6080.0 COMMUNICATIONS AND OUTREACH					
6080.20 Communications and Outreach		916.27	-916.27	-100.00 %	
6080.23 Media and PR	10.00	50.00	-40.00	-80.00 %	
Total 6080.20 Communications and Outreach	10.00	966.27	-956.27	-98.97 %	
6080.29 Equipment and Supplies	247.49	766.76	-519.27	-67.72 %	
6080.34 Scholarship Programs/Awards	6,000.00		6,000.00		
6080.35 Programs/Events	5,161.32	500.00	4,661.32	932.26 %	
Total 6080.0 COMMUNICATIONS AND OUTREACH	11,418.81	2,233.03	9,185.78	411.36 %	
6081.0 REGULATORY COMPLIANCE					
6081.1 Projects & Services		3,250.00	-3,250.00	-100.00 %	
6081.2 Well Sampling and Services	650.00		650.00		
6081.6 Equipment and Supplies	36.00		36.00		
Total 6081.0 REGULATORY COMPLIANCE	686.00	3,250.00	-2,564.00	-78.89 %	
6084.92 GENERAL MANAGEMENT					
6086.3 Administrative Expenses	312.79	0.00	312.79		
6086.4 Non-contracted Support	53.86	117.27	-63.41	-54.07 %	
6086.5 Logo/Apparel/Equipment	442.00		442.00		
Total 6084.92 GENERAL MANAGEMENT	808.65	117.27	691.38	589.56 %	
6089.0 AQUIFER SCIENCE					
6089.1 Hydrogeologic Characterization	311.73	1,700.00	-1,388.27	-81.66 %	
6089.2 Water Chemistry Studies	674.00		674.00		
6089.3 Monitor Wells, Equipment /Suppl	14,495.90	5,421.67	9,074.23	167.37 %	
6089.6 Contracted Support (deleted)		0.00	0.00		
Total 6089.0 AQUIFER SCIENCE	15,481.63	7,121.67	8,359.96	117.39 %	
6095.0 CONTRACTED SUPPORT					
6095.1 Aquifer Science Team	6,750.00	3,600.00	3,150.00	87.50 %	
6095.2 Regulatory Compliance Team	1,960.00		1,960.00		
6095.3 General Management	49,322.15	5,733.92	43,588.23	760.18 %	
6095.4 Communications Outreach Team	10,408.87	675.00	9,733.87	1,442.05 %	
6095.5 Policy and Project Management	27,138.45		27,138.45		
Total 6095.0 CONTRACTED SUPPORT	95,579.47	10,008.92	85,570.55	854.94 %	



BARTON SPRINGS EDWARDS AQUIFER

Profit and Loss Comparison

September 2023 - May 2024

	TOTAL			
	SEP 2023 - MAY 2024	SEP 2022 - MAY 2023 (PY)	CHANGE	% CHANGE
6100.0 INSURANCE - DISTRICT				
6101.0 Liability & Property - Pre-paid	2,261.80	5,047.72	-2,785.92	-55.19 %
6102.0 Insurance not pre-paid (bonds)		1,362.00	-1,362.00	-100.00 %
Total 6100.0 INSURANCE - DISTRICT	2,261.80	6,409.72	-4,147.92	-64.71 %
6150.0 INSURANCE - GROUP				
6151.1 Health Insurance Employee	59,545.03	72,529.06	-12,984.03	-17.90 %
6151.11 Health Insurance Dependents	5,245.37	3,643.04	1,602.33	43.98 %
6151.2 Dental Insurance Employee	5,262.58	3,917.66	1,344.92	34.33 %
6151.3 Life Insurance Employee	4,223.15	6,515.70	-2,292.55	-35.19 %
6151.4 Vision Insurance Employee	383.94	626.64	-242.70	-38.73 %
Total 6150.0 INSURANCE - GROUP	74,660.07	87,232.10	-12,572.03	-14.41 %
6160.0 LEGAL SERVICES				
6161.0 General Matters / Personnel	32,990.25	49,742.50	-16,752.25	-33.68 %
6169.0 Legislation	5,000.00		5,000.00	
Total 6160.0 LEGAL SERVICES	37,990.25	49,742.50	-11,752.25	-23.63 %
6170.0 PROFESSIONAL SERVICES				
6173.0 Financial Annual Audit	14,950.00	14,250.00	700.00	4.91 %
6176.0 Website and Database	94.00		94.00	
6176.1 District Database Project	41,838.00	45,000.00	-3,162.00	-7.03 %
6177.0 Standard Retirement Plan Admin	8,839.96	23,703.60	-14,863.64	-62.71 %
6178.0 Elections/Redistrict/Co Coding		270.50	-270.50	-100.00 %
Total 6170.0 PROFESSIONAL SERVICES	65,721.96	83,224.10	-17,502.14	-21.03 %
6179.0 LEGISLATION	3,000.00	26,000.00	-23,000.00	-88.46 %
6180.0 PROFESSIONAL DEVELOPMENT	0.00		0.00	
6180.1 Aquifer Science	3,284.93	830.00	2,454.93	295.77 %
6180.2 RegComp	3,986.71	755.00	3,231.71	428.04 %
6180.3 Education	1,642.46		1,642.46	
6180.4 GM Team	3,048.97	2,111.05	937.92	44.43 %
6180.5 Administration	2,178.15		2,178.15	
Total 6180.0 PROFESSIONAL DEVELOPMENT	14,141.22	3,696.05	10,445.17	282.60 %
6199.0 SALARIES AND WAGES				
6200.0 Salaries	364,995.36	608,145.23	-243,149.87	-39.98 %
Total 6199.0 SALARIES AND WAGES	364,995.36	608,145.23	-243,149.87	-39.98 %
6202.0 Payroll Direct Deposit Expenses		-22.46	22.46	100.00 %
6203.0 TAXES & BENEFITS				
6203.1 Workers Comp Insurance Pre-p	779.54	1,935.69	-1,156.15	-59.73 %
6203.2 Payroll Tax Expenses-FICA-Med	45,946.71	46,107.94	-161.23	-0.35 %
6203.3 Retirement-District Contributio	38,062.18	38,845.55	-783.37	-2.02 %
6203.4 Texas Workforce C3 Taxes	1,054.83	96.88	957.95	988.80 %



BARTON SPRINGS EDWARDS AQUIFER

Profit and Loss Comparison

September 2023 - May 2024

	TOTAL				
	SEP 2023 - MAY 2024	SEP 2022 - MAY 2023 (PY)	CHANGE	% CHANGE	
6203.7 Accrued Vacation and Comp	4,231.50	-17,223.09	21,454.59	124.57 %	
Total 6203.0 TAXES & BENEFITS	90,074.76	69,762.97	20,311.79	29.12 %	
6690.0 Reconciliation Discrepancies	780.22	0.00	780.22		
6800.0 PROJECTS					
6905.1 Hays Co/HTGCD Jacobs Well (deleted)		0.00	0.00		
6905.2 Sustainability Studies	2,530.00		2,530.00		
6905.8 Magellan-CoA-BSEACD Wells	138,175.96		138,175.96		
Total 6800.0 PROJECTS	140,705.96	0.00	140,705.96		
69810 Bank Service Charges	69.01		69.01		
Payroll Expenses					
Taxes	-1,957.18		-1,957.18		
Wages	23,649.82		23,649.82		
Total Payroll Expenses	21,692.64		21,692.64		
Uncategorized Expense	3,974.77	1,191.96	2,782.81	233.47 %	
Total Expenses	\$1,052,140.83	\$1,063,840.70	\$ -11,699.87	-1.10 %	
NET OPERATING INCOME	\$1,223,767.00	\$720,424.15	\$503,342.85	69.87 %	
NET INCOME	\$1,223,767.00	\$720,424.15	\$503,342.85	69.87 %	

3. Balance Sheet Previous Year Comparison

As of May 31, 2024 (compared to May 31, 2023)



BARTON SPRINGS EDWARDS AQUIFER

Balance Sheet Comparison

As of May 31, 2024

	TOTAL			
	AS OF MAY 31, 2024	AS OF MAY 31, 2023 (PY)	CHANGE	% CHANGE
ASSETS				
Current Assets				
Bank Accounts				
1000.0 Cash in Bank-Checking Truist	308,581.27	96,814.42	211,766.85	218.73 %
1010.0 Cash in Bank - Payroll Truist	13,818.75	11,109.89	2,708.86	24.38 %
1030.0 TexPool Funds - General	1,560,969.62	1,143,120.02	417,849.60	36.55 %
1040.0 TexPool Funds - Contingency	655,922.84	624,895.12	31,027.72	4.97 %
1045.0 TexPool Funds - Reserve	70,176.73	66,857.05	3,319.68	4.97 %
Total Bank Accounts	\$2,609,469.21	\$1,942,796.50	\$666,672.71	34.32 %
Accounts Receivable				
1200.0 Accounts Receivable	400,184.88	53,464.25	346,720.63	648.51 %
1200.1 A/R DMF	1,420.00	785.00	635.00	80.89 %
Total 1200.0 Accounts Receivable	401,604.88	54,249.25	347,355.63	640.30 %
Total Accounts Receivable	\$401,604.88	\$54,249.25	\$347,355.63	640.30 %
Other Current Assets				
1100.0 Petty Cash	544.51	300.00	244.51	81.50 %
1300.0 Pre-paid Expenses	85,441.45	8,016.21	77,425.24	965.86 %
1499.0 Undeposited Funds-A/R payments	28,503.47	241,342.31	-212,838.84	-88.19 %
Inventory Asset	502.17		502.17	
Total Other Current Assets	\$114,991.60	\$249,658.52	\$ -134,666.92	-53.94 %
Total Current Assets	\$3,126,065.69	\$2,246,704.27	\$879,361.42	39.14 %
Fixed Assets				
1400.0 Field Equipment	376,487.89	376,487.89	0.00	0.00 %
1410.0 Office Equipment & Furniture	20,436.27	19,722.90	713.37	3.62 %
1410.1 Computer Hardware & Software	20,354.06	19,329.69	1,024.37	5.30 %
1420.0 Vehicles	54,947.69	52,363.03	2,584.66	4.94 %
1430.0 Accumulated Depreciation	-608,852.24	-608,852.24	0.00	0.00 %
1440.0 Land (Antioch Cave)	165,415.00	165,415.00	0.00	0.00 %
1445.0 Office Building	268,588.04	268,588.04	0.00	0.00 %
Total Fixed Assets	\$297,376.71	\$293,054.31	\$4,322.40	1.47 %
Other Assets				
1500.0 Organizational Costs	307,903.26	301,141.51	6,761.75	2.25 %
1510.0 Accumulated Amortization	-326,324.26	-326,324.26	0.00	0.00 %
1600.0 Deposits Paid (Utilities)	71.00	71.00	0.00	0.00 %
Total Other Assets	\$ -18,350.00	\$ -25,111.75	\$6,761.75	26.93 %
TOTAL ASSETS	\$3,405,092.40	\$2,514,646.83	\$890,445.57	35.41 %



BARTON SPRINGS EDWARDS AQUIFER

Balance Sheet Comparison

As of May 31, 2024

	TOTAL			
	AS OF MAY 31, 2024	AS OF MAY 31, 2023 (PY)	CHANGE	% CHANGE
LIABILITIES AND EQUITY				
Liabilities				
Current Liabilities				
Accounts Payable				
2000.0 Accounts Payable	4,247.19	0.00	4,247.19	
Total Accounts Payable	\$4,247.19	\$0.00	\$4,247.19	0.00%
Credit Cards				
2007.0 Truist VISA	-24,546.68	-6,798.19	-17,748.49	-261.08 %
2007.1 Truist VISA Credit Card	4,298.49	-16,529.32	20,827.81	126.01 %
2007.2 Truist VISA Credit Card - GM 7453	0.00		0.00	
Total 2007.0 Truist VISA	-20,248.19	-23,327.51	3,079.32	13.20 %
Total Credit Cards	\$ -20,248.19	\$ -23,327.51	\$3,079.32	13.20 %
Other Current Liabilities				
2005.0 A/P - created by Auditor	0.00	0.00	0.00	
2100.0 Deferred Revenue	75,741.00	75,741.00	0.00	0.00 %
2110.0 Direct Deposit Liabilities	-16,119.97	-19,281.89	3,161.92	16.40 %
2200.0 Fica & Medicare Withheld	95.47	-11.31	106.78	944.12 %
2220.0 Federal Income Tax Withheld	-1,065.01	-1,065.01	0.00	0.00 %
2230.0 Employer Fica & Med Payable	-43.78	-150.56	106.78	70.92 %
2250.0 TWC Unemployment Tax Payable	75.63	0.00	75.63	
2270.0 Payroll Liabilities	-75,246.82	0.09	-75,246.91	-83,607,677.78 %
125 -Dental/Life/Vision Ins	16.64		16.64	
125 -Health Ins (pre-tax) UHC	908.39		908.39	
Federal Taxes (941/943/944)	6,073.14		6,073.14	
Retirement	1,253.18		1,253.18	
TX Unemployment Tax	-3,696.91		-3,696.91	
Total 2270.0 Payroll Liabilities	-70,692.38	0.09	-70,692.47	-78,547,188.89 %
2300.0 Accrued Vacation Payable	42,511.01	44,569.89	-2,058.88	-4.62 %
Direct Deposit Payable	0.00		0.00	
Total Other Current Liabilities	\$30,501.97	\$99,802.21	\$ -69,300.24	-69.44 %
Total Current Liabilities	\$14,500.97	\$76,474.70	\$ -61,973.73	-81.04 %
Total Liabilities	\$14,500.97	\$76,474.70	\$ -61,973.73	-81.04 %
Equity				
3000.0 Fund Balance	1,776,176.15	1,328,505.51	447,670.64	33.70 %
3000.1 Opening Balance Equity	25,221.02	23,815.21	1,405.81	5.90 %
3000.3 Invested in Capital Assets	365,127.26	365,127.26	0.00	0.00 %
3110.0 Reserve for Petty Cash	300.00	300.00	0.00	0.00 %



BARTON SPRINGS EDWARDS AQUIFER

Balance Sheet Comparison

As of May 31, 2024

	TOTAL			
	AS OF MAY 31, 2024	AS OF MAY 31, 2023 (PY)	CHANGE	% CHANGE
Net Income	1,223,767.00	720,424.15	503,342.85	69.87 %
Total Equity	\$3,390,591.43	\$2,438,172.13	\$952,419.30	39.06 %
TOTAL LIABILITIES AND EQUITY	\$3,405,092.40	\$2,514,646.83	\$890,445.57	35.41 %

4. Truist Credit Card Statement

Statement from April 6, 2024 – May 5, 2024



BARTON SPRINGS EDWARDS AQUIFER

Truist (VISA)

April 6 - May 5, 2024

DATE	MEMO/DESCRIPTION	ACCOUNT #	ACCOUNT	DEBIT	CREDIT
04/06/2024	Reconciled by HR on 5/15/2024	2000.0	2000.0 Accounts Payable		\$167.33
	Intuit Payroll Usage	6021.5	6021.5 MISCELLANEOUS EXPENSES:Payroll Processing Fees	\$48.00	
	Jet's - PO 2024-140	6016.0	6016.0 Meeting Expense	\$68.91	
	Sprouts - GM Card - PO 2024-139	6016.0	6016.0 Meeting Expense	\$33.43	
	Adobe	6019.0	6019.0 Subscriptions/Publications	\$29.99	
	Texas Water Foundation - PO 2024-144	6080.23	6080.23 COMMUNICATIONS AND OUTREACH:Communications and Outreach:Media and PR	\$10.00	
	Previous Bill Overpayment Credit	2007.0	2007.0 Truist VISA		\$23.00
				\$190.33	\$190.33
TOTAL				\$190.33	\$190.33

Item 4

General Manager's Report

Discussion and possible action topics

Topics

- a. Review of key team activities/projects.
 - i. Team-building workshop
 - ii. Salamander Conservation grant and new multiport well
 - iii. New RFQ issued for legal services in FY 25
- b. Aquifer status update.
- c. Upcoming events of possible interest.

Summary of Team Activities in June/July 2024

Aquifer Science Team

May Activities

- Barton Springs (BS) Multiport well install completed.
- BS rock core evaluation and multiport design.
- BSEACD, COA & USGS multiport sampling meetings.
- May Drought update.
- Trinity Sustainable Yield Planning and TAS Phase II project kickoff

On Deck:

- City of Austin monitoring wells report.
- Develop TAS Phase II model workplan.
- Groundwater to the Gulf
- Annual TWDB and Magellan sampling.

Administration Team

- All administrative processes and procedures are being recreated in a new-online version of QuickBooks.
- A new payroll system, Gusto, is being implemented.
- A new geninfo@bseacd.org mailbox has been created for vendors to submit their invoices.

Regulatory Compliance Team

June Activities:

- Staff continue to process new applications and assist permittees with drought compliance.
- Staff continues to work through enforcement process with non-compliant permittees and ensuring compliance with Agreed Order.
- Working with Anthem 918, LLC (Land Sea) on notification process for recently admin completed Well Drilling Authorization application.
- Staff continuing to work with LRE on completion of the database development.

On Deck:

- Continuing first stages of District-wide UDCP/UCP update in FY 25.

Communications and Outreach Team

June Activities:

- Shay will lead a Eco-Tour at Hill of Life with Save Our Springs on Saturday, June 15 from 8-11am.
- Coordinate Well Water Checkup

On Deck

- Prepare for Barton Springs University in September
- Design sponsorship advertisement for TAGD Annual Conference
- Host Well Water Checkup on July 10 and 11 at the office.

Status Report Update June 13, 2024 Board Meeting

Summary of Significant Activities – Prepared by Staff Leads

Upcoming Dates of Interest

- Groundwater to the Gulf (Colorado River Alliance) – June 11-13, 2024, Austin, TX
- Texas Water Conservation Association (TWCA) Summer Conference – June 12-14, 2024
Arlington, TX
- Texas Alliance of Groundwater Districts (TAGD) Summit – August 20-22, 2024, San
Antonio, TX

DROUGHT MANAGEMENT

Drought Status and Water-Level Monitoring *(Justin)*

This May, the District received an average of 4.7 inches of rainfall, slightly below the historical monthly average of 5 inches. Despite being 0.3 inches below the month's average, 2024 has provided a 2.9-inch surplus in rainfall compared to the annual historical average through May.

The District will require above average rainfall for several months across the recharge zone to get out of the current drought that's been ongoing for two consecutive years. June is typically the third rainiest month of the year in the District behind May and October.

On June 4, the 10-day average flow at Barton Springs is 36 cubic feet per second (cfs), maintaining flows inside the Stage II Alarm Drought status. Late May rains provided a significant boost, raising the spring flow from 31 cfs on May 27 to 50 cfs by June 3, a much-needed improvement in declining spring flows.

As of June 4, the 10-day average water level at Lovelady stands at 467.4 feet above mean sea level (ft-msl), which is about 5 feet above the Stage III Critical Drought status. Despite nearly average rainfall in May, water levels continue to decline due to insufficient recharge. However, Lovelady levels typically respond slowly to rainfall, so a rise in aquifer levels might be observed in the next couple of weeks in response to late May rains.

Water levels in the Upper Trinity have nearly returned to levels prior to the surge in January and have displayed minimal to no response to subsequent rainfall. Since late March, the Middle Trinity has maintained a more subdued holding pattern with only a subtle decline becoming evident in late April.

Jacob's Well Spring showed an encouraging response to May rainfall, peaking at 16 cfs on May 31. Although the flow has since dropped to about 4 cfs, this is still an improvement from 0 cfs before May 29. Similarly, the Blanco River at Wimberley experienced two surges in late May, reaching a peak flow of 148 cfs on May 31. The current flow is now in the mid-20s.

May rains were good to the Highland Lakes, which include lakes Travis and Buchanan and provide water for the City of Austin, where it increased from 42% full last month to 74% now. Lake Travis showed a less dramatic month-to-month increase going from 38% full to 42%. Combined, these lakes are sitting at 56% capacity.

DISTRICT PROJECTS

GMA Joint Planning

➤ ***GMA 10 Coordination (Tim)***

The GMA 10 joint-planning group is working with Alyson McDonald of Collier Consulting. The fourth joint-planning process, culminating in February 2027 with the presentation of final explanatory reports, is estimated to cost \$110,081. The estimated cost to the District is \$24,000 over the next three to four fiscal years beginning with FY 2024. This cost, however, does not include costs for new model runs that are ultimately deemed necessary or desirable. A final draft ILA has been executed. The next GMA 10 meeting is scheduled for July 8, 2024. All meetings are hosted by the Edwards Aquifer Authority in San Antonio.

Trinity Aquifer Sustainable Yield Study & Planning

➤ ***Policy Concepts and Advisory Workgroup Planning (Tim, Jeff)***

LRE is working on the Task 2: Trinity Aquifer Designation of the well-impact analysis project. That task is scheduled to be completed on June 8th and another check-in meeting will follow soon thereafter. The Trinity Sustainable Yield committee will meet on June 12 to discuss ideas and priorities for moving forward. Planning for an advisory workgroup has been placed on hold until more discussion is had with the committee.

Technical Evaluations (Jeff)

Aquifer Science staff continue to collect data on the geology and hydrogeology related to the Trinity Aquifers. We are continuing to collect and evaluate water level data from our network of Trinity monitoring wells. In February we published the final report of findings from our 2023 synoptic drought study. The study provided valuable data and insights on how the Trinity has responded to the current severe drought in different locations, which will be important for informing the Trinity Sustainable Yield project.

The first phase of work on the Trinity Aquifer Sustainability (TAS) model (previously called the “in-house model) has been completed. A comprehensive report with technical details of model construction has been published on the District website. An executive summary was also published summarizing key model findings for non-technical audiences, and is available for download in PDF format on the District website. The next phase of modeling will involve building a series of predictive models from the calibrated TAS model to provide quantitative estimates of impacts of various pumping scenarios on Trinity Aquifer water levels and spring flow. These predictive models will incorporate stakeholder input to identify key questions of interest for the model to answer. The District has procured the services of Dr. Bill Hutchinson, an experienced Texas groundwater modeler, to help guide staff in the next phase of TAS modeling. A project kickoff meeting was held with Dr. Hutchinson on May 19, 2024.

Habitat Conservation Plan (Staff)

- **Planning for Technical Tasks:** Aquifer Science staff are coordinating studies at Barton Springs with COA and USGS staff. These studies include measurement of dissolved oxygen (DO) and collecting

other water chemistry and aquifer characteristics from a newly completed multiport monitoring well within the Barton Springs complex on May 24th. The data collected from this multiport well will offer valuable insights into the local flow system around Barton Springs and the vertical distribution of DO throughout the aquifer. This information will be crucial for guiding potential strategies to protect the endangered salamanders.

Database Management System – LRE Water (*Jacob, Tim*)

Phase 2 is now underway and features a detailed scope of work with seven tasks, specific deliverables under each task, and estimated dates of completion. Staff will schedule short check-ins with the consultant team around the time of each date estimated for task completion. The cost associated with Phase 2 exceeds the amount budgeted for the database during the current fiscal year and thus, will require a budget amendment.

ILA Commitments (*Staff*)

The District has an ILA with COA to coordinate studies for the respective HCPs such as scientific feasibility studies and monitoring evaluations; to collaborate on the planning of future Kent Butler Summits; and to exchange technical information regularly on an annual basis. An annual technical meeting is held between the District and COA in December each year to discuss each organization's activities related to their respective HCPs. The next meeting will be held in December 2024.

Region K Planning Activities (*Tim, Kendall*)

The GM attended the last Region K meeting in Austin on April 17, 2024, and will report out to the GMA 10 planning group at the next regularly scheduled meeting. The next Region K planning meeting is scheduled on July 10th.

New Maps, Publications, or Reports

A list of recent publications, including our new 2023 Drought Synoptic Study report, can be found at: <https://bseacd.org/scientific-reports/>

RULEMAKING, PERMITTING, AND ENFORCEMENT

(Tim, Erin, Jacob, District Counsel, Rules and Enforcement Committee)

Rulemaking and Enforcement

The Enforcement Committee met on April 16, 2024 and made progress with recommendations for standardizing some aspects of the drought enforcement process. Proposed changes

Drought (Erin)

- Will continue working with permittees to ensure compliance per their Agreed Orders.
- Will continue monthly pumpage analysis to determine all permittee’s compliance status of drought curtailments.
- Will continue to assist permittees in ensuring they successfully comply with their UDCPs and Stage II drought curtailments for June.

Enforcement and Compliance Matters (Erin)

Compliance/Enforcement			
Permittee or Entity Name	Aquifer	Use Type	Notes
Aqua Texas – Bear Creek Park	Edwards	PWS	Agreed Order Executed.
Aqua Texas – Bliss Spillar (Edwards)	Edwards	PWS	Agreed Order Executed.
Creedmoor-MAHA	Edwards	PWS	Agreed Order Executed.
Monarch Utilities, Inc.	Edwards	PWS	Agreed Order Executed.
Tindol Restaurant Group, LLC	Middle Trinity	Commercial	Agreed Order Executed.
Aqua Texas – Sierra West	Middle Trinity	PWS	Agreed Order Executed.
Seiders, Roy	Middle Trinity	Irrigation	Agreed Order Executed; working on meeting technical requirements
Ruby Ranch Water Supply Corporation	Edwards	PWS	Extension granted for signature deadline; meeting with permittee for further discussion on 6/10.

Permitting Activity (Erin, Jacob)

Upcoming					
Precinct	Application Type	Aquifer	Applicant Name	Use Type	Volume Request (GPY)
2- Stansberry	Plugging	Edwards	Kimley Horn	Abandon	0 – Plugging
1 - Pickens	LPP	Middle Trinity	Martinez, Sergio	Domestic	500,000
1 - Pickens	LPP	Upper Trinity	Pena, Estrella	Domestic	500,000

TBD	LPP	Edwards	Pechuch, Stephanie	Domestic	250,000
2- Stansberry	Production (Conditional Class A)	Edwards	TBD – Consultant is Atlas Design	Commercial	TBD
<i>In Review</i>					
<i>Precinct</i>	<i>Application Type</i>	<i>Aquifer</i>	<i>Applicant Name</i>	<i>Use Type</i>	<i>Volume Request (GPY)</i>
1 - Pickens	Volume Increase	Middle Trinity	Tindol Restaurant Group	Commercial	2.5 million?
1 - Pickens	LPP	Upper Trinity	Lee, Dowdy	Domestic	250,000
1 - Pickens	LPP	Upper Trinity	Ayala, Armando	Domestic	250,000
1-Pickens	Production	Middle Trinity	Driftwood Water Conservation, LLC (Whiskey Ridge)	Commercial	7,931,450
<i>Recently Approved and/or Admin Complete</i>					
<i>Precinct</i>	<i>Application Type</i>	<i>Aquifer</i>	<i>Applicant Name</i>	<i>Use Type</i>	<i>Volume Request (GPY)</i>
1 – Pickens	WDA	Middle Trinity	LandSea Homes	Irrigation	5.4 million
1 – Pickens	WDA	Middle Trinity	Aqua TX, Inc. – Sierra West	PWS	6,000,000
1 – Pickens	WDA	Middle Trinity	Aqua TX, Inc. – Oak Meadows	PWS	10,000,000

AQUIFER STUDIES

(Jeff, Justin, and Tim)

Permitting Hydrogeologic Studies:

AS staff continues to work with Regulatory Compliance on permitting issues as they arise, including review geophysical logs of wells prior to final completion of the wells on an as-needed basis. In May 2024, AS staff worked with the Regulatory Compliance team to review an aquifer test plans for Sierra West PWS and Oak Meadows PWS. AS staff has also been assisting with ongoing issues with the RRWSC ASR permit.

Groundwater Studies: *Dye Tracing, Water Quality, Aquifer Characterizations*

- In May 2024 aquifer science staff completed installation of multiport equipment in the new Barton Springs monitoring well. Data collection from the new well has already begun. A report summarizing well drilling activities and preliminary data is planned to be published by the end of June 2024.
- AS staff assisted staff from the USGS and CoA WPD in developing a proposal for sampling the new Barton Springs multiport well for different water quality parameters. The project will be jointly funded by the USGS and City of Austin, with an in-kind contribution of staff time from BSEACD AS staff for field work.
- Coleman’s Canyon- continuing to collect water-level data from the multiport well every month to 6 weeks. Groundwater sampling of these two wells was performed in May and June as part of the TWDB summer sampling program.
- A synoptic water level study characterizing the Trinity Aquifer during severe drought conditions is underway. Data collection for this study was finished in September 2023, and a final report of study findings was published in February 2024.

Field Activities:

- Cooperating with USGS and City of Austin staff to confirm accurate real-time gauge reporting at Barton Springs and Lovelady. Conducting bi-weekly to monthly field measurements. AS staff tested a new flow measurement instrument to measure Barton Springs flow on 10/2/23. Data from this instrument will be compared with flow measurements using the traditional method to determine if it can provide a more accurate flow measurement, especially during low-flow periods. A follow-up field visit occurred on 12/14/23 to collect another set of Barton Springs flow data with the new instrument.
- Cooperating with USGS staff to confirm accurate real-time gauge reporting at Jacob’s Well and the Blanco River at Wimberley.
- Calibrating telemetry monitoring equipment at the Needmore index well (Amos) and reviewing pumping and water-level data as drought worsens.
- Antioch- Continuing to maintain the system and to collect data on flow into the vault (when there is flow). A recent visit to Antioch Cave to assess operating components and electronics indicated the need to recondition most electrical systems.
- Well monitoring- Because of drought, staff are increasing the amount of time maintaining equipment in numerous monitor wells and downloading and interpreting data; and occasionally checking on wells that have been reported as “dry”.

- Downhole camera surveys and geophysical logging of the City of Austin monitor well borehole. Westbay equipment to be installed in April 2024.
- Texas Water Development Board annual water chemistry sampling.
- Magellan Pipeline annual sampling.

Trinity Aquifer Modeling Development:

- Trinity Aquifer Sustainability model (TAS): The first phase of modeling has been completed and a report has been published on the District website detailing specifics of model construction. Planning for the second phase of modeling is underway, and is set to begin in 2024. The District has procured the services of Dr. Bill Hutchison, an experienced Texas groundwater modeler, to guide the next phase of TAS modeling. A TAS Phase II model workplan is being developed in cooperation with Dr. Hutchison, outlining modifications to be made to the TAS model in order to ensure it is a reliable tool for forecasting.
- New TWDB Southern Trinity GAM model: In July 2023 staff participated in a kickoff meeting hosted by TWDB modeling staff for the Southern Trinity GAM model. This regional model will cover the BSEACD portion of the Trinity Aquifer. AS will be in regular contact with the TWDB modeling team to provide data and technical guidance on model construction.

COMMUNICATIONS AND OUTREACH

(Shay)

Drought Communications

It's gonna be a long hot summer again | [Austin Chronicle](#) | 5/24/24

- The District was featured in this article. They referred to the April Drought Update, but did not contact us directly

Is Austin going to run out of water? | [Austin Monthly](#) | Early May 2024

- This article featured a quote from Tim from an interview in 2022.

[Drought Update – May 2024](#)

Outreach Events

1. [Permittee Event and Resources](#)

The District and Hill Country Alliance hosted Managing Groundwater in a Changing Climate on Thursday, May 14 at the Buda City Hall. The event had 20 attendees—two of which were city council members.

Here are relevant resources from the event:

- [PDF of event slides](#)
 - Includes slides from Dr. John Neilsen-Gammon, Jeff Watson, Jacob Newtown, Shay Hlavaty, and Marisa Bruno of Hill Country Alliance.
- [Communications Toolkit for Engaging End-users](#)
- [Videos of Speakers](#)
 - [Chapter 1](#): Introduction & Climate Outlook | Dr. Tim Loftus & Dr. John Neilsen-Gammon
 - [Chapter 2](#): Ongoing Drought Update for the Edwards and Trinity Aquifers | Jeff Watson
 - [Chapter 3](#): Water Allocations and Restrictions: Why we have them | Jacob Newton
 - [Chapter 4](#): Communications Toolkit | Shay Hlavaty
 - [Chapter 5](#): Solutions and Resources During “Drying” Times” | Marisa Bruno

2. [Wildflower Center Nature Nights](#)

- Staff were invited by Austin Water Wildland Conservation to assist with Ladybird Johnson Wildflower Center’s Nature Night taking place on June 6, 2024 from 5-9pm. Since the event took place on National Caves and Karst Day, it focused on caves and fossils. Staff helped attendees during the cave tour and promoted the event across social media and in the newsletter.

3. [Groundwater to the Gulf](#)

- Staff assisted the Colorado River Alliance and other collaborators with this annual field-focused training course for grade school teachers. Justin and Shay demonstrated flow measurements at the Barton Springs overflow and discussed the District's drought trigger methodology on June 11, 2024.

Website

- District Maps
 - A page was added that includes map graphics, links to interactive maps, and downloadable boundary files. This page lives under the Aquifer Science & Conservation tab under “District Maps” or can be viewed at <https://bseacd.org/district-maps/>.
- Headshots

- Staff headshots were taken at Barton Springs and at the Wildflower Center and were added to the website. Board bios will also be added soon.

ADMINISTRATION

(Tim, Hannah, and Tina Cooper/AAG)

The District's Administrative team is gaining proficiency in reconciling old transactions and generating more complete and accurate financial reports. Among the routine tasks of managing accounts receivable, payable, and payroll, a subset of the team is focused on the FY 25 budget along with a FY 24 budget amendment. Both documents will be presented to the Board for approval on August 8th.

One of the new priority tasks to be performed, now that the City of Austin Salamander Conservation grant is in hand, is to apportion the expenses that have been incurred by the new monitoring wells project. There are now two funding sources to cover expenses with one being the conservation grant that was delivered in its maximum amount of \$73,700 (with unused funds, if any, to be returned), and a reimbursement program funded by Magellan Pipeline/OneOk up to an estimated cost of \$102,700.

The Administration Team typically has repetitive monthly tasks e.g. monthly bank reconciliations, monthly adjusting journal entries, accounts payable, payroll, contract/grant/project tracking, office maintenance and repairs, budget monitoring, bi-weekly payroll journal updates, directors' compensation, pre-pays, DMFs, posting public meetings, preparing meeting backups, etc. These types of tasks are not listed in this report because they are repetitive. Administration status reports are generally more summarized than the other teams, as we list our extra-ordinary tasks outside of our routine tasks, while supporting all other teams.

Item 5

Board Discussion and Possible Action

- a. Discussion and possible action related to the performance and compliance of District permittees with their User Drought Contingency Plan curtailments.

Item 5

Board Discussion and Possible Action

- b. Discussion and possible action related to a Well-Drilling Authorization during District-declared drought for Aqua Texas Sierra West public water supply. The well location is in Hays County on a 0.18-acre tract located at 272 Canna Lily Circle, Driftwood, TX 78619, in Precinct 1; Lat/Long: 30.06392° N, 98.00746° W. The well is proposed to be completed in the Middle Trinity Aquifer.

Application Summary and Staff Recommendations
06/13/2024

DESCRIPTION OF APPLICATION

Applicant: Aqua Texas, Inc.

Type of Application: Well Drilling Authorization for new well in Middle Trinity Management Zone

Request: Applicant is requesting to drill one (1) well in the Middle Trinity Aquifer for the purpose of public water supply as a secondary back-up supply well to support the needs of the residents of the Sierra West neighborhood. A separate Production Permit Application will be required in order to operate and produce from this well in the future. If the applicant desires to increase the current permitted production volume, a separate volume increase amendment would be required. Both applications would need to be supported by a full scale aquifer test and hydrogeological report.

REASON FOR REQUEST

Aqua Texas, Inc. submitted one (1) well drilling authorization application on February 23, 2024 with the District for a new nonexempt Middle Trinity well. The applicant currently holds nine (9) production permits with the District including six (6) historical Edwards, two (2) historical Middle Trinity, and one (1) historical Lower Trinity. These permits are for the groundwater production of forty-one (41) existing wells. The most recent well drilling being for a new Lower Trinity well located within the Bliss Spillar system. The proposed use of the new well will initially be support the primary and sole existing well that supplies water to the end-users of the Sierra West CCN as a back-up well in the event that any maintenance and/or repair work needs to occur or the primary well is non-operational for any other reason. There are also potential plans to increase the volume of the existing historical permit to meet future development of the remaining empty parcels within the territory. If the applicant finds the groundwater production and quality to be adequate and desirable and would like to amend the permit with an increased annual permitted volume, the applicant will file a future production permit application in which case the would have to support that request by completing a full-scale aquifer test and hydrological report.

WELL/RECEIVING AREA LOCATION

The proposed well is located in Hays County on a 0.18-acre tract located on the northwest corner of Canna Lily Circle in Driftwood (30° 3' 50.025" N, 98° 0' 26.668" W). Attachment A shows the location of the proposed new well. The produced groundwater is proposed to be used a secondary supply or back-up well to support the existing well that supplies water to meet the demands of the end-users located in the Sierra West CCN.

WELL DESIGN

The well is expected to be completed in the Middle Trinity. The total well depth of the Middle Trinity Well will be approximately 925' ft below ground surface and completed so that water is only produced from the Middle Trinity – Cow Creek Formation (Attachment B).

APPLICATION REVIEW

- Staff has reviewed the application and has determined that the application has satisfied all the requirements pursuant to the application checklist requirements in District Rule 3-1.4.A and that the required documentation and payment of fees have been satisfied.
- Staff has determined that the applicant has sufficiently addressed the criteria and considerations for Board action in accordance with District Rule 3-1.6(A).
- Staff has confirmed that the applicant filed proper notice and the required 28-day public comment period has expired in accordance with District Rule 3-1.4.B. (Attachment C).

STAFF RECOMMENDATIONS – 06/11/2023


Staff recommends **approval** of the above-referenced well drilling authorization application.

Appendix A
Well Location Map


Aqua Texas, Inc. - Oak Meadows #4

Proposed Trinity Well Location

Legend

 Proposed Well Location - Oak Meadows

Proposed Well Location - Oak Meadows 

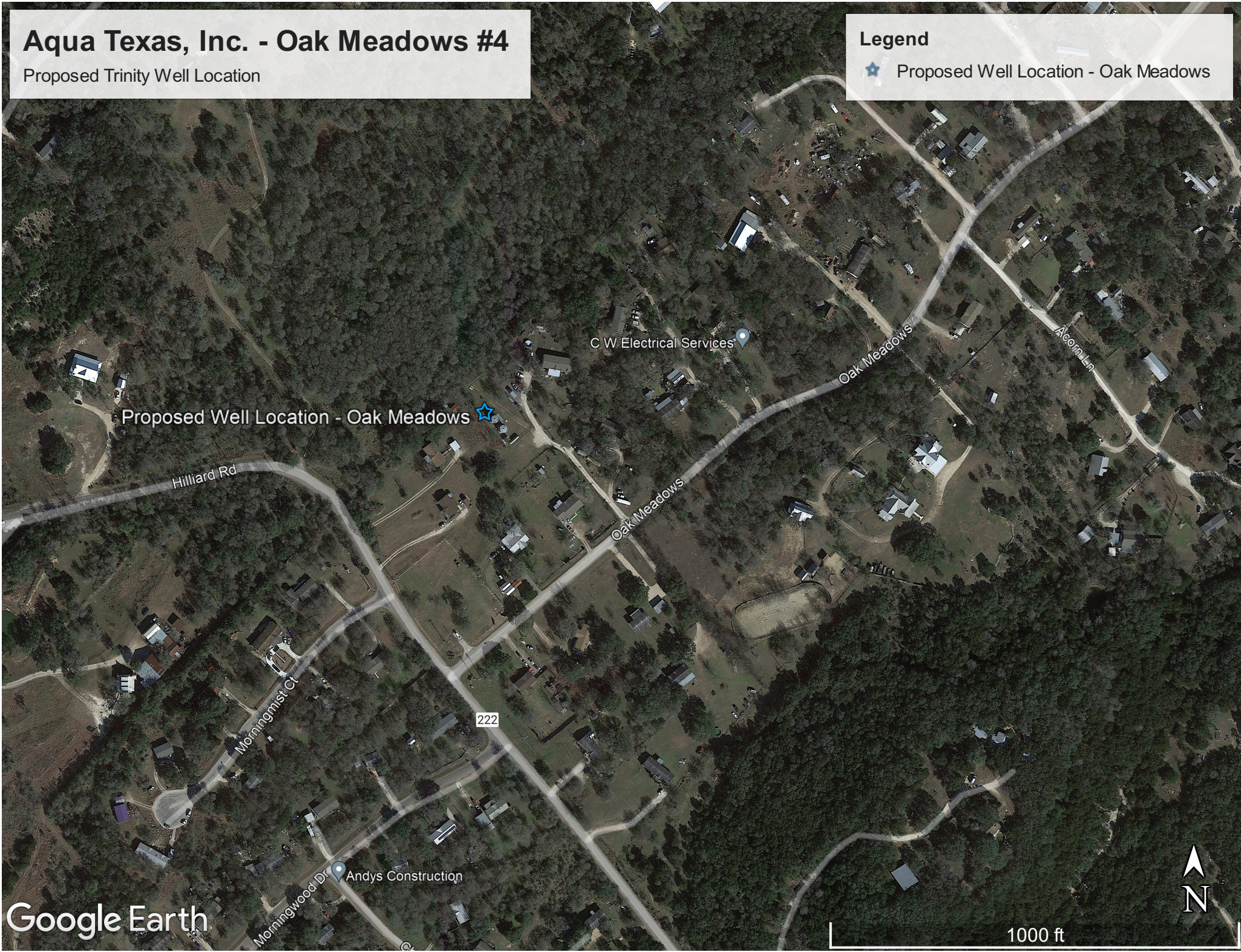
C W Electrical Services 

Andys Construction 

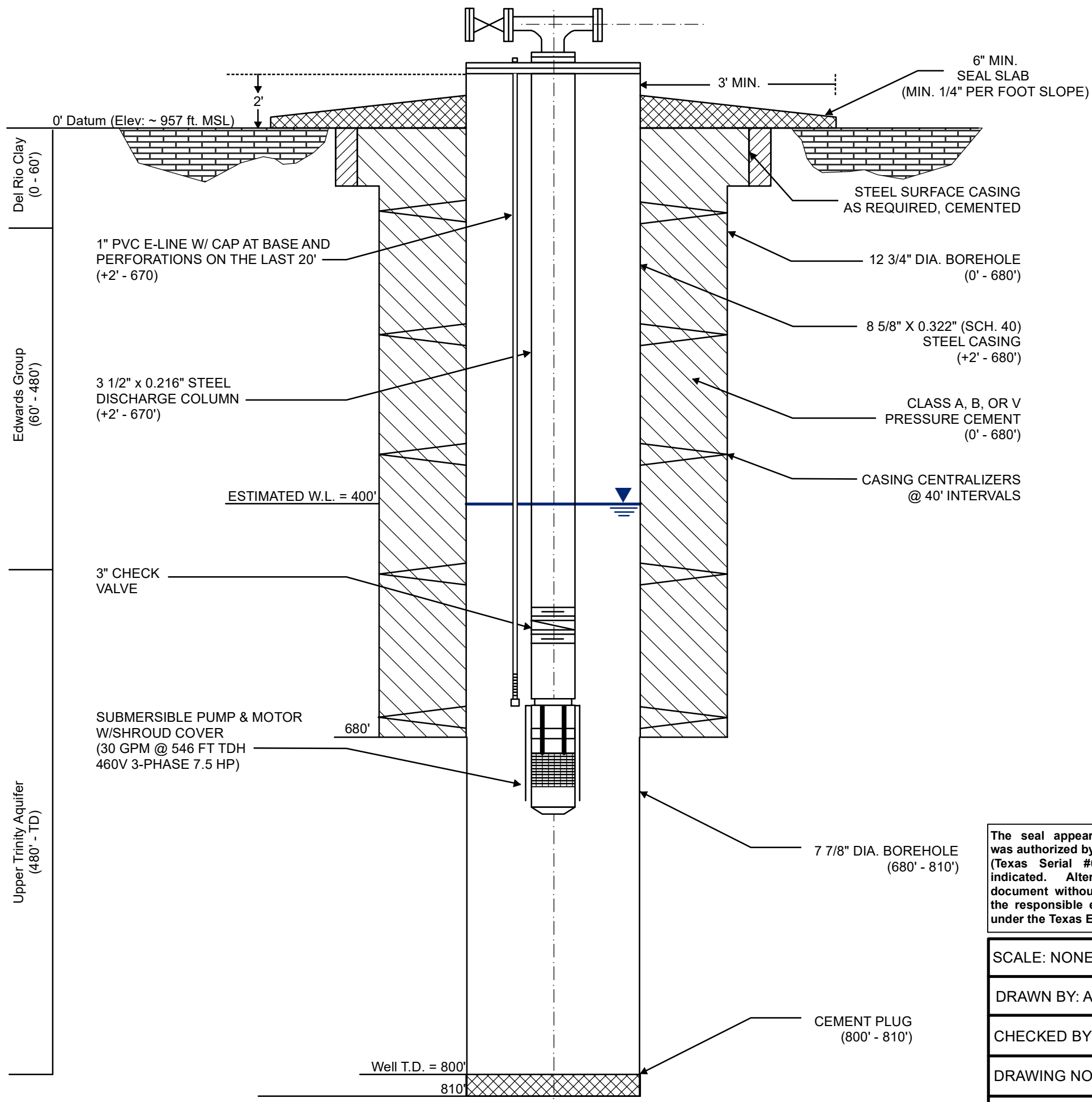
Google Earth



1000 ft



Appendix B
Well Schematic



Notes:

1. Projects constructed on or after January 1, 2014 must comply with the Reduction in Lead in Drinking Water Act that reduces the maximum allowable lead content of pipes, pipe fittings, plumbing fixtures and fixtures to 0.25 percent.
2. Wellheads and pump bases shall be sealed by a gasket or sealing compound and properly vented to prevent the possibility of contaminating the well water. A well casing vent shall be provided with an opening that is covered with 16-mesh or finer corrosion-resistant screen, facing downward, elevated and located so as to minimize the drawing of contaminants into the well. Wellheads and well vents shall be at least two feet above the highest known watermark or 100-year flood elevation, if available, or adequately protected from possible flood damage by levees.
3. Formation depths are general and for illustrative purposes only.
4. Pump head calculations are estimated and are subject to change.

Pump Head Calculations

Static	400'
Drawdown	120'
Frictional Loss (Column Pipe)	1.75'
Frictional Loss (Line; 100' of 4" PVC)	0'
Elevation (GST)	24'
TDH	545.75'

The seal appearing on this document was authorized by Jerry G. Shepherd, P.E. (Texas Serial #65047) on the date indicated. Alteration of this sealed document without proper notification to the responsible engineer is an offense under the Texas Engineering Practice Act.

SCALE: NONE
DRAWN BY: AW DATE: 11-27-23
CHECKED BY: JGS DATE:
DRAWING NO: W-1
SHEET: 2 OF 5

Well Profile: Well No. 4 (Upper Trinity Option)

Aqua Texas, Inc.
Oak Meadows Water System
PWS No. TX1050100
Hays County, Texas



Southwest Engineers

TBPE NO. F-1909
www.swengineers.com

HEADQUARTERS

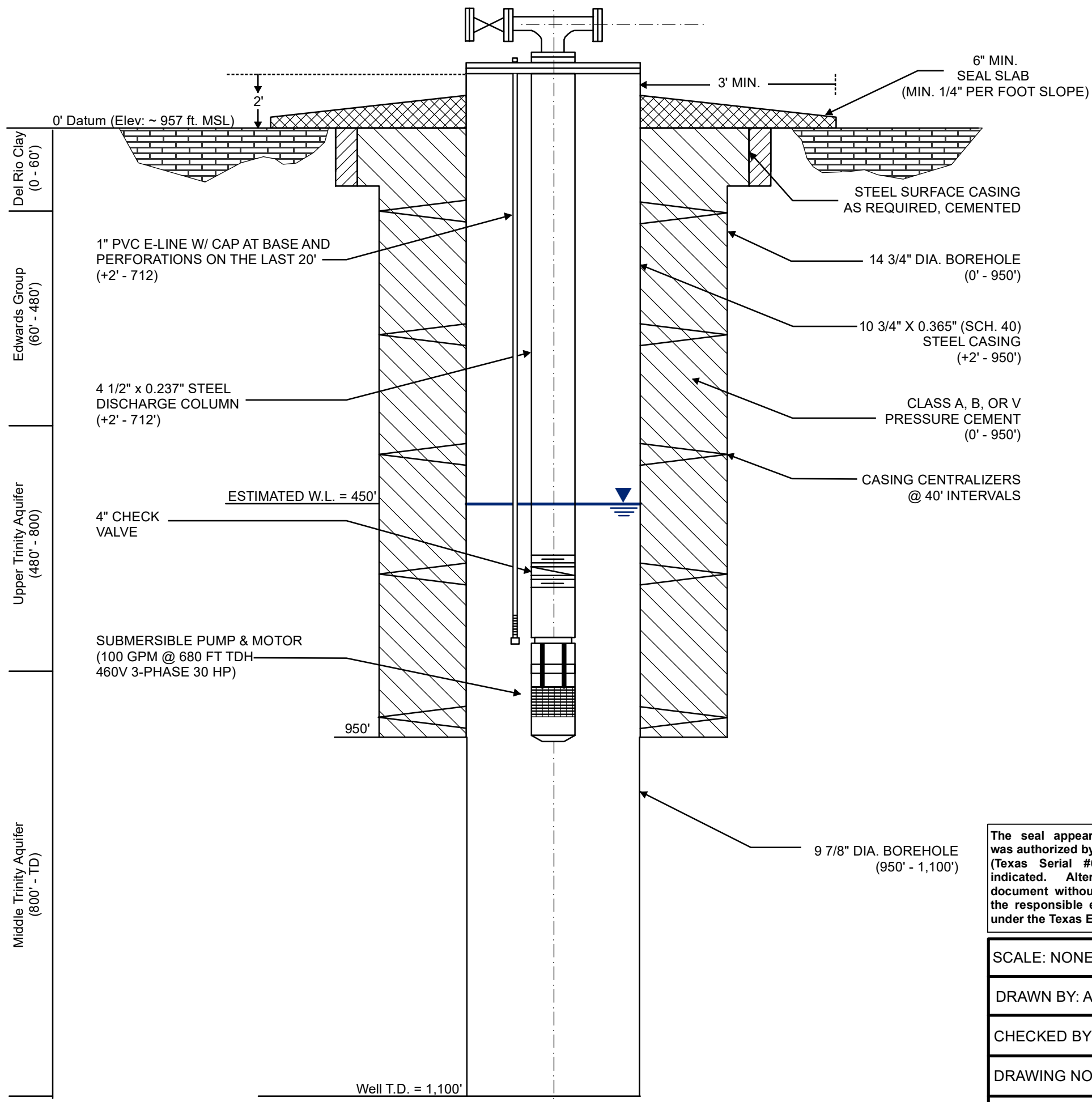
307 Saint Lawrence Street, Gonzales TX 78629
P: 830.672.7546 F: 830.672.2034

CENTRAL TEXAS

205 Cimarron Park Loop, Ste. B, Buda TX 78610
P: 512.312.4336



Wet Rock Groundwater Services, LLC
Groundwater Specialists
 TBPG Firm No: 50038
 317 Ranch Road 620 South, Suite 303
 Austin, Texas 78734 Ph: 512.773.3226
 www.wetrockgs.com



Notes:

1. Projects constructed on or after January 1, 2014 must comply with the Reduction in Lead in Drinking Water Act that reduces the maximum allowable lead content of pipes, pipe fittings, plumbing fixtures and fixtures to 0.25 percent.
2. Wellheads and pump bases shall be sealed by a gasket or sealing compound and properly vented to prevent the possibility of contaminating the well water. A well casing vent shall be provided with an opening that is covered with 16-mesh or finer corrosion-resistant screen, facing downward, elevated and located so as to minimize the drawing of contaminants into the well. Wellheads and well vents shall be at least two feet above the highest known watermark or 100-year flood elevation, if available, or adequately protected from possible flood damage by levees.
3. Formation depths are general and for illustrative purposes only.
4. Pump head calculations are estimated and are subject to change.

Pump Head Calculations

Static	450'
Drawdown	200'
Frictional Loss (Column Pipe)	4.49'
Frictional Loss (Line; 100' of 4" PVC)	0.63'
Elevation (GST)	24'
TDH	679.12'

The seal appearing on this document was authorized by Jerry G. Shepherd, P.E. (Texas Serial #65047) on the date indicated. Alteration of this sealed document without proper notification to the responsible engineer is an offense under the Texas Engineering Practice Act.

SCALE: NONE
DRAWN BY: AW DATE: 11-27-23
CHECKED BY: JGS DATE:
DRAWING NO: W-3
SHEET: 4 OF 5

Well Profile: Well No. 4 (Middle Trinity Option)

Aqua Texas, Inc.
Oak Meadows Water System
PWS No. TX1050100
Hays County, Texas



Southwest Engineers

TBPE NO. F-1909
www.swengineers.com

HEADQUARTERS

307 Saint Lawrence Street, Gonzales TX 78629
P: 830.672.7546 F: 830.672.2034

CENTRAL TEXAS

205 Cimarron Park Loop, Ste. B, Buda TX 78610
P: 512.312.4336



Wet Rock Groundwater Services, LLC
Groundwater Specialists
 TBPG Firm No: 50038
 317 Ranch Road 620 South, Suite 303
 Austin, Texas 78734 Ph: 512.773.3226
www.wetrockgs.com

Attachment C
Proof of Public Notice

San Marcos Daily Record

CLASSIFIEDS



FREE CLASSIFIED

Your ad, your way!

Your 5 line ad runs 5 days for FREE in the San Marcos Record
Call for details!

Place a classified

Call 512-392-2458
or email:
kjonas@sanmarcosrecord.com

Hours are 8:00 am - 5:00 pm
Monday - Friday

WE ACCEPT

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Featured Vehicle

CASH FOR
Junk Cars & Trucks.
Free Towing. Lost Title Ok.
210-776-9796



Featured Home

GREAT DEALS!
512-353-5001, \$775-
2/1, water pd, \$875 -
2/1, WD con. fp.



Featured Job

FOR HELP WANTED
Special pricing in the Record.
25 Words for just \$5 per day!
Call 512-392-2458

Public Notice Public Notice Public Notice Public Notice Public Notice Public Notice Public Notice

PUBLIC NOTICE

The San Marcos Police Department has recovered an amount of currency. Please contact the evidence unit at 512-754-2280 with details if you believe this item belongs to you. Thank you.

EXTRA SPACE STORAGE,

on behalf of itself or its affiliates, Life Storage or Storage Express, will hold a public auction to satisfy Extra Space's lien, by selling personal property described below belonging to those individuals listed below at the location indicated. All spaces contain household furniture unless otherwise noted.

2216 S Interstate 35 San Marcos, TX 78666 on 5-0-24 at 11:10am

BID NOTICE

The City of San Marcos is soliciting sealed bids for:

Solicitation Number: IFB 224-149
Onsite Dielectric Testing

Bid documents, addenda, bid tabulation, etc., are available for download at www.sanmarcostx.gov/eprocurement.

Project Scope:

This is for the annual test on tools and equipment used to work on energized power

lines. Dielectric testing ensures equipment and tools meet industry dielectric safety standards. These tests are conducted annually at

CITATION BY PUBLICATION/POSTING - FAMIL

Cause Number: 23-09-12763-CV

CLERK OF THE COURT
Melisa Miller
PO BOX 2985
CONROE, TX 77305

ATTORNEY REQUESTING THE ST
Robert Teir
4900 Woodway Drive
Suite 510
Houston TX 77056-1846

THE STATE OF TEXAS

To: Veronica Camacho and to all whom it may concern, Respondent(s),

You have been sued. You may employ an attorney. If you or your attorney do not file a written who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty d this citation and petition, a default judgment may be taken against you. In addition to filing a w clerk, you may be required to make initial disclosures to the other parties of this suit. These dis be made no later than 30 days after you file your answer with the clerk. Find out more at Texas

The petition of Stephanie Seidel; Aaron Seidel, Petitioner, was filed in the 418th Judicial District County, Texas, on this the 5th day of September, 2023, against Veronica Camacho Respondent(12763 and entitled

In the Interest of Josiah Camacho

The suit requests that Original Petition for Termination and Adoption, all as is more fully show this cause.

The date and place of birth of the child(ren) who is (are) the subject of suit is/are: March 7, 201 County, Texas.

PUBLIC NOTICE

Aqua Texas, Inc, (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on April 29, 2024 with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in either the Upper Trinity Aquifer OR the Middle Trinity Aquifer, and is planned to be used as a public water supply well to support residents connected to the Oak Meadows Water System. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.6-acre tract located at Oak Meadows Rd. (Lat: 29° 57' 54.26" N, Long: 97° 58' 39.29" W).

Publication of this notice begins a 28-day public response period for which comments, written formal protests and requests will be accepted by the District. Parties interested in formally participating in a hearing or a contested application should refer to District Rule 4-9.13. For further information, please contact District staff, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

Attachment D
Public Comments

Comment on Aqua Texas Sierra West proposed well

Allison Egger <ategger@peoplepc.com>

Tue 5/14/2024 11:07 AM

To:BSEACD <bseacd@bseacd.org>

Hello,

My name is Allison Egger and my husband and I own a home at 700 Misti Lane in Driftwood, in the Rolling Oaks neighborhood. Our water well was drilled in 1969 by the original homeowner. We have lived here for 20 years, and have never had any problem with our well, nor did the original homeowners, from whom we bought the house.

About 15 years ago our next-door neighbors (801 Misti Lane—the property backing Sierra West) sold an easement through their property for the purpose of running power lines to a water holding tank and booster pump for Sierra West's water supply. Concerned at the time, I spoke to a manager at Aqua Texas, who assured me that no well was being drilled, and the tank and booster pump were to improve water pressure to the customers in Sierra West. Sierra West has since grown and there is now a row of homes right on the other side of my next-door neighbors fence.

I recently learned that Aqua Texas has applied for a permit to drill a new well where the tank is, only a few hundred yards from our well. The intent of this letter is to implore BSEACD to set and enforce limits on this well from the very beginning. I understand that this well is to be used as a "backup", but Aqua Texas has a reputation for giving misleading information and blatantly disregarding limits, and I fear that once they have been granted access, they will pump enough water to dry up the older wells in the area.

We rely on our well water for ourselves and our livestock. We conserve to the point that, in times of drought, we pump used bathwater out of the window to water trees around the house, and we save dishwater from the sink to water plants. Driving through Sierra West during drought I have seen lush, obviously irrigated, lawns and landscaping – it seems that if people can pay for the water, they are allowed to waste it.

I know BSEACD's advice to owners of older wells is to install rainwater collection systems. We have had estimates done, and besides being cost prohibitive, the trenching required would damage the roots of our established, already drought stressed trees.

As private well owners, we look to the district to protect our groundwater and our wells. I understand that BSEACD cannot deny a well permit, but I am hopeful that limits will be imposed and enforced to prevent damage to the older, shallower wells in the area when pumping commences.

Thank you for your time.

Allison Egger
700 Misti Lane
Driftwood, Tx 78619
(512) 466-7677

Sent from my iPhone

Aqua Texas Well Construction Permit..

Chris Elliott Myhks <chris@myhks.com>

Wed 6/5/2024 1:04 PM

To: Tim Loftus <TLoftus@bseacd.org>; Erin Swanson <eswanson@bseacd.org>

Cc: Marshall Jennings <marshallandmarge@aol.com>

Date June 5th

To: BSEACD Staff

About: Aqua Texas Well Construction Permit Sierra West

My name is Chris Elliott at 300 Buckskin Pass, Driftwood TX 78619. As a property owner within 6/10 of a mile of Aqua's New well and in the same depth of the proposed new well construction permit, I have the following concerns especially since we're still in a Stage II Alarm Drought and have been. This may be the new norm:

A. Is this a new well construction permit for a backup well for the 30 million gallons current Aqua Sierra West permit production and 6 million gallon?

B. The new well construction permit proposed a 6 million gallons year to start? This is extra production above the 30 million current production for a total of 36 million gallons. It is now 36 million gallons combined and has Aqua shown demand?

3-1.4. APPLICATION FOR REGISTRATION, PRODUCTION PERMITS, SOURCE AND RECOVERY PERMITS, TRANSPORT PERMITS, WELL PLUGGING, WELL DEVELOPMENT, WELL DRILLING, OR WELL MODIFICATION AUTHORIZATION.

A. Administrative Completeness of Application.

7. All applications for Well Drilling Authorization or Modification for nonexempt wells must contain, in addition to any information determined necessary for the evaluation of the application by the General Manager or the General Manager's designated representative, the following specified information in sufficient detail to be acceptable to the District.

a. Nature, Purpose, and Location. Provide a detailed statement describing:

i. The nature and purpose of the various proposed uses including proposed uses by persons other than the well owner;
ii. The proposed well location, location map, and the proposed receiving area from groundwater produced from the well; noting any proposed transfer; and 43

iii. The location and purpose of any water to be resold, leased, or transported.

b. Pumpage Volume. Provide a detailed statement describing:

1. i. The estimated pumping rate, and

1. ii. The anticipated pumpage volume.

C. Does the well construction permit include an aquifer test pump (not a production permit), and for 36 million gallons?

D. Has a Hydrogeological report and software simulations been submitted for 36 million gallons test pump?

a. Aquifer Test Plan and Hydrogeological Report. An aquifer test plan to include the required information as specified in the District's Guidelines for Hydrogeological Reports and Aquifer Testing. A Hydrogeological Report in accordance with Section D below,

will be required for any new or modified wells that will be part of an existing permitted aggregate well system and will have an anticipated pumpage greater than two million gallons per year from the referenced new or modified well

E. Will my well and others within X miles and in the same depth be part of the test pumping notification and monitoring?

F. The District is in a Stage II Alarm Drought. Has the District run simulations on pumping 6 or 36 million gallons at what volume over what time and its impacts in a Stage II drought?

G. Has the District updated its average household usage and conservation for Sierra West with an appropriate 500 gallons per day per house usage and with 166 homes served and another 21 lots available? I'm sure the District knows other districts are updating new usage guidelines and conservation measures that reflect the ongoing drought and new development with more robust conservation plans and solutions beside drilling and pumping. Do you have a plan for Aqua? Does Aqua have a better conservation plan?

H. What is an unreasonable impact during a construction test pump? Will you use the latest software combined with your existing science?

I request the Aqua well construction permit be postponed until the above info is available for review and discussion.

I apologize if this is confusing or not in the proper order. I'm trying to protect all my neighbors and others in the greater area. This is a shared resource that is under greater, greater stress! We all need to avoid further harm, no one wants to live without water.

Sincerely,

Chris Elliott

[Possible SPAM] AQUA TEXAS PROPOSED SIERRA WEST BACKUP WELL

Kathleen Healy <hugster53@msn.com>

Wed 5/15/2024 11:00 PM

To:BSEACD <bseacd@bseacd.org>

Dear Board Members:

I am writing in opposition to the proposed drilling of an Aqua Texas well in the Middle Trinity, located in Sierra West, purportedly to be used as an "emergency back-up" for Aqua Texas customers in Sierra West. I oppose the planned subsequent Production Permit Application that would follow the drilling of this well.

As BSEACD knows, Aqua Texas has a history of disregarding its legally permitted pumping limits, of over-pumping, and of disregarding disciplinary measures levied upon them for over-pumping, by the Hays Trinity Groundwater Conservation District. In 2022 alone they over-pumped by 89% of their permit.

There have been many allegations, with photographic evidence, in the news media of Aqua Texas allowing leaking pipes to waste our precious groundwater; the most recent figure I've found is around 32 million gallons wasted by leaking.

Furthermore, as BSEACD also knows, Aqua Texas is currently involved in a lawsuit with Hays Trinity Groundwater Association AND is currently under complaint with the Public Utility Commission of Texas (PUC).

These issues make it clear that Aqua Texas is NOT a reasonable steward of our shared resource, Middle Trinity water.

This is extremely alarming to residents of Rolling Oaks in general and specifically those on Misti Lane near the proposed Aqua Texas well, many of whom depend on residential wells. BSEACD has been collecting data on failed/failing wells in Rolling Oaks and on the extent that the local aquifer level has dropped in the past year, so I do not need to give you that data. Giving Aqua Texas an opportunity to over-pump in this area would be irresponsible to the residential well owners in the area, who are at danger of losing groundwater completely.

Additionally, this area is still in Stage II Alarm Drought and has been in drought for an unprecedented amount of time. This is further reason to oppose the drilling of a new "back-up" well/subsequent Production Permit by an entity that is known to disregard pumping limits for its own financial gain.

I am aware that per State of Texas Chapter 36 law, BSEACD can not deny a permit to drill a well. I ask, based on Aqua Texas' record of over-pumping and on your own records of well failures in Rolling Oaks, drought and lowered groundwater levels, that BSEACD postpone this well permit until such time that the aquifer has rebounded, and that you also severely limit the amount of permitted pumping, based on scientific evidence which indicates pumping will cause a negative impact on the aquifer and on other wells. I also ask that if Aqua Texas does receive a (limited) production permit for this well that BSEACD monitor pumped volumes closely and enforce permitted limits.

Thank you for your time.

Sierra West proposed well

Kathleen Vernon <texaskatz1959@gmail.com>

Tue 5/14/2024 8:07 PM

To:BSEACD <bseacd@bseacd.org>

I am writing in opposition to the proposed drilling of an Aqua Texas well in the Middle Trinity, located in Sierra West, purportedly to be used as an "emergency back-up" for Aqua Texas customers in Sierra West. I oppose the planned subsequent Production Permit Application that would follow the drilling of this well.

As BSEACD knows, Aqua Texas has a history of disregarding its legally permitted pumping limits, of over-pumping, and of disregarding disciplinary measures levied upon them for over-pumping, by the Hays Trinity Groundwater Conservation District. In 2022 alone they over-pumped by 89% of their permit.

There have been many allegations, with photographic evidence, in the news media of Aqua Texas allowing leaking pipes to waste our precious groundwater; the most recent figure I've found is around 32 million gallons wasted by leaking.

Furthermore, as BSEACD also knows, Aqua Texas is currently involved in a lawsuit with Hays Trinity Groundwater Association AND is currently under complaint with the Public Utility Commission of Texas (PUC).

These issues make it clear that Aqua Texas is NOT a reasonable steward of our shared resource, Middle Trinity water.

This is extremely alarming to residents of Rolling Oaks in general and specifically those on Misti Lane near the proposed Aqua Texas well, many of whom depend on residential wells. BSEACD has been collecting data on failed/failing wells in Rolling Oaks and on the extent that the local aquifer level has dropped in the past year, so I do not need to give you that data. Giving Aqua Texas an opportunity to over-pump in this area would be irresponsible to the residential well owners in the area, who are at danger of losing groundwater completely.

Additionally, this area is still in Stage II Alarm Drought and has been in drought for an unprecedented amount of time. This is further reason to oppose the drilling of a new "back-up" well/subsequent Production Permit by an entity that is known to disregard pumping limits for its own financial gain.

I am aware that per State of Texas Chapter 36 law, BSEACD can not deny a permit to drill a well. I ask, based on Aqua Texas' record of over-pumping and on your own records of well failures in Rolling Oaks, drought and lowered groundwater levels, that BSEACD postpone this well permit until such time that the aquifer has rebounded, and that you also severely limit the amount of permitted pumping, based on scientific evidence which indicates pumping will cause a negative impact on the aquifer and on other wells. I also ask that if Aqua Texas does receive a (limited) production permit for this well that BSEACD monitor pumped volumes closely and enforce permitted limits.

Thank you for your time.

Opposition to Aqua Texas's application to drill a "back-up" well in Sierra West Subdivision near Misti Lane in Rolling Oaks Subdivision, Hays County, Texas

Linda Thomas <driftwood.thomas@gmail.com>

Thu 5/23/2024 5:00 PM

To:BSEACD <bseacd@bseacd.org>

I am writing in opposition to the proposed well to be drilled by Aqua Texas (AT) to supply "back-up" water to residents of Sierra West subdivision. I have several questions:

1. Why is a back-up well needed? Has the number of residents in the subdivision increased? Have residents run out of water? Do residents have lawns they water with potable water from the Trinity Aquifer?
2. I understand there are several Aqua Texas entities. What is the record of the entity that wants to drill this well in regard to compliance with pumping limits? If this AT entity has been fined for overpumping, have the fines been paid by them? The AT entity that supplies water to Wimberley and Woodcreek in Hays County, have overpumped their permitted limit to the tune of 89 million gallons? They have been fined and yet have refused to pay those fines for overpumping to the point of negatively affecting the flow of the spring at Jacob's Well. I understand that AT entity pays nothing for the water it supplies to Wimberley and Woodcreek? Can that be true? If so, they sold all that water, even the 89 million gallons beyond their allowance, and yet won't pay the fines assessed?
3. What is this AT entity's record in regard to maintaining equipment? I've been told by neighbors who are located near their current well in Sierra West that it frequently overflows. How does that happen?
4. I understand that BSEACD is not authorized to deny AT's application to drill, but what happens when they begin pumping and nearby wells (on Misti Lane and elsewhere) go dry? What mitigation measures are being considered?
5. I understand that according to BSEACD's records, there are only 8 wells indicated to be on Misti Lane. As a matter of fact, I know there are at least 17 wells, possibly 18. All of these wells are potentially affected. I want to propose a postponement of AT's application to drill until a base-line can be established on near-by wells so that AT's usage can be closely monitored. The "back-up" well for Sierra West has the potential to drain our primary/sole source of water. We need to be able to have some way to determine responsibility if our wells run dry because of pumping for this "back-up" well. We don't mind sharing with our neighbors and hope they would do the same for us, but why should we lose our water to provide "back-up" water to our neighbors if our neighbors don't apply the same conservation measures as we do? We are very careful here of water use. I dare you to find even one "lawn" in Rolling Oaks, or even automatic sprinklers. How many are there in Sierra West?
6. There are failed and failing wells already in Rolling Oaks, and we are still in Stage II Drought. Can a moratorium be put in place for drilling of new wells into the Middle Trinity until the health of the Aquifer can be determined as far as water availability for purpose of a "back-up" well?

I may have other questions as this process unfolds. I appreciate your consideration.

Sincerely,

Linda Thomas
301 Misti Lane
driftwood.thomas@gmail.com
512-496-0746

P.S. Please acknowledge your receipt of this email.

[Possible SPAM] I want to participate in PROTEST

Martha Meacham <martha.meacham@icloud.com>

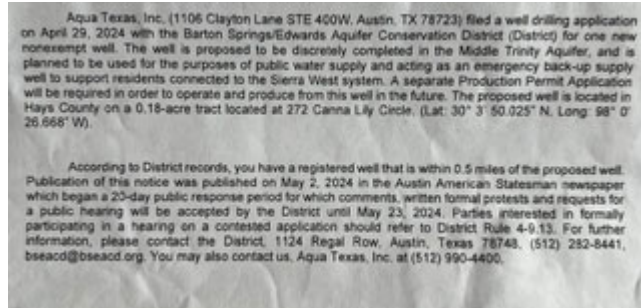
Thu 5/9/2024 2:51 PM

To:BSEACD <bseacd@bseacd.org>

Hi,

I am out of town. I want to Protest this.

I'm at 190 Misti lane, Driftwood, Texas 78619



Regards,

Martha Meacham, Ph. D.

512 560-9025


martha.meacham@icloud.com

Risks to Rolling Oaks wells by Aqua, Texas, Inc. new well permit.

Martha Meacham <martha.meacham@icloud.com>

Tue 5/14/2024 3:22 PM

To:BSEACD <bseacd@bseacd.org>

 1 attachments (235 KB)

A screenshot of a computer screen Description automatically generated.png;

This letter supports my reasons for limiting Aqua, Texas, Inc from drilling another well near my home.

My first and foremost reason is that my private well on Misti Lane is at risk for being in the cone of depression with additional pumping by Aqua/Sierra West.

Under current drought conditions, my well at 190 Misti Lane, Driftwood has problems with refresh rates as evidenced by my report last year June 1, 2023 (see below). I don't know what other well problems on Misti Lane have been reported to BSEACD due to lack of public access to those records. My well has been there long before the Sierra West subdivision. I'd like to see better record keeping with regard to the wells in Rolling Oaks.

What is Sierra West's water storage capacity volume ALREADY?

They already have huge water storage tanks.

Why doesn't Sierra West have the capacity already with their existing wells?

What was Sierra West's expansion last year? New homes built?

What are plans to expand? This is purported to be "backup" for current residents.

Did they run out last year? Do they follow drought restrictions? Do they have lawns?

Why isn't RAINWATER COLLECTION REQUIRED?

There are other alternatives to permitting more wells for Sierra West.

Why would we trust Aqua, Texas, Inc to adhere to their permit stipulations?

It is public knowledge that Aqua, Texas, Inc has violated the public trust by allegedly ignoring their existing permits. For the past two drought years, this corporation has been in the news for violations and lawsuits. Some examples how they have violated public trust are cited at the end of this letter.

Simply based on their track record of being sued and suing to beat compliance, my position is that Aqua, Texas, Inc should not be permitted in the Barton Springs Edward Aquifer Ground Water District.

Sincerely,

Dr. Martha Meacham

<https://www.change.org/p/halt-aqua-texas-inc-s-plan-to-drill-a-new-nonexempt-well-in-sierra-west?recruiter=1188158956>

References

August 7, 2023 | Wimberley water agencies prepare to act against Aqua Texas for alleged violations

<https://youtu.be/fP1hhv0DHjU?feature=shared>

<https://www.kxan.com/news/local/hays/hays-groundwater-district-says-water-company-overused-89m-gallons-in-2022-impacting-jacobs-well-zone/>

August 14, 2023

<https://www.kut.org/energy-environment/2023-08-15/utility-company-aqua-texas-ignored-pumping-limits-in-2022-threatening-jacobs-well>

January 22, 2024 | Another Hot, Dry Summer May Push Parts of Texas to the Brink

<https://insideclimatenews.org/news/22012024/texas-low-water-reserves/>

-

Jan 25, 2024

<https://www.texasmonthly.com/news-politics/jacobs-well-dry-overpumping-aqua-texas/>

Feb 10, 2024

<https://www.kvue.com/article/news/local/water-issues-texas-overpumping-groundwater-hays-county/269-0a90c3a6-d0ea-4acc-bd8c-bef36c29a054>

May 2, 2024



Formal complaint filed against Aqua Texas for using 'illegal groundwater supply'
kvue.com

 A screenshot of a computer screen Description automatically generated.png

Comments for the Board about the Aqua Texas permit and impact on Rolling Oaks resident wells

Martha Meacham <martha.meacham@icloud.com>

Fri 5/17/2024 9:59 AM

To:BSEACD <bseacd@bseacd.org>

Hi,

I have to be out-of-town for the June 13th board meeting and no longer can speak in person.

I do want to submit this final comment regarding the permit.

Will you please relay these comments to the Board for the public hearing about Aqua, Texas, Inc permitting?

Given that only 8 wells on Misti Lane (Driftwood, Tx) are in the BSEACD database and none are being currently monitored for water levels and flow rates for baseline data, it is only prudent to postpone the Aqua, Texas, Inc well permit until accurate data can be provided to protect the existing private wells of Rolling Oaks.

Postponing the permit until ***all of the residents of Misti Lane can be contacted***, their wells located and included in the monitoring of the impact of the new well permit on current private wells, seems only fair to those residents whose wells were drilling ***prior to 2003***.

Furthermore, to provide equal services for Misti Lane residents, I request that these private wells be ***monitored*** for 1.) Baseline data as to current well conditions of water level and flow rates; 2.)

Subsequent data of water levels and flow rate post Aqua Texas, Inc permit and water extraction.

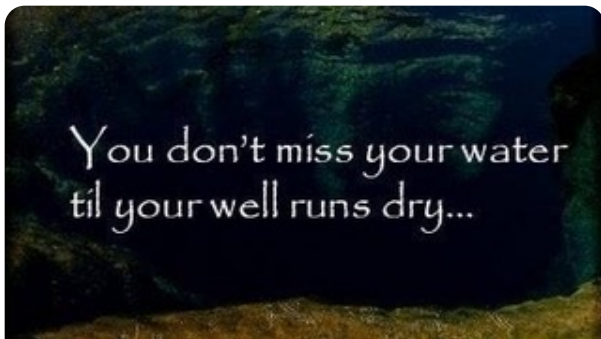
I am requesting that BSEACD only consider this permit application ***after*** data gathering methods are well established and in place to monitor the impact of this new water well on the existing private wells in Rolling Oaks.

I support using science and monitoring to safeguard our water wells in Rolling Oaks.

Can't Sierra West use rainwater collection? Doesn't the science support that conservation and rainwater collection are viable alternatives to new wells?

I wanted to share the concern that other people have.

These are signatures in support of a delay until the facts can be determined and updated to reflect the accurate number of wells on Misti Lane that are potentially in the cone of depression.



Sign the Petition
change.org

Regards,

Martha Meacham, Ph. D.

512 560-9025

martha.meacham@icloud.com

Re: Aqua Texas well

Mary Jane Walker <mjwwallis52@gmail.com>

Thu 5/16/2024 8:24 AM

To:BSEACD <bseacd@bseacd.org>

On Wed, May 15, 2024 at 8:51 AM Mary Jane Walker <mjwwallis52@gmail.com> wrote:

BSEACD@BSEACD.org. My email is as follows. I am writing in opposition to the proposed drilling of an Aqua Texas well in the Middle Trinity, located in Sierra West, purportedly to be used as an "emergency back-up" for Aqua Texas customers in Sierra West. I oppose the planned subsequent Production Permit Application that would follow the drilling of this well. As BSEACD knows, Aqua Texas has a history of disregarding its legally permitted pumping limits, of over-pumping, and of disregarding disciplinary measures levied upon them for over-pumping, by the Hays Trinity Groundwater Conservation District. In 2022 alone they over-pumped by 89% of their permit. There have been many allegations, with photographic evidence, in the news media of Aqua Texas allowing leaking pipes to waste our precious groundwater; the most recent figure I've found is around 32 million gallons wasted by leaking. Furthermore, as BSEACD also knows, Aqua Texas is currently involved in a lawsuit with Hays Trinity Groundwater Association AND is currently under complaint with the Public Utility Commission of Texas (PUC). These issues make it clear that Aqua Texas is NOT a reasonable steward of our shared resource, Middle Trinity water. This is extremely alarming to residents of Rolling Oaks in general and specifically those on Misti Lane near the proposed Aqua Texas well, many of whom depend on residential wells. BSEACD has been collecting data on failed/failing wells in Rolling Oaks and on the extent that the local aquifer level has dropped in the past year, so I do not need to give you that data. Giving Aqua Texas an opportunity to over-pump in this area would be irresponsible to the residential well owners in the area, who are at danger of losing groundwater completely. Additionally, this area is still in Stage II Alarm Drought and has been in drought for an unprecedented amount of time. This is further reason to oppose the drilling of a new "back-up" well/subsequent Production Permit by an entity that is known to disregard pumping limits for its own financial gain. I am aware that per State of Texas Chapter 36 law, BSEACD can not deny a permit to drill a well. I ask, based on Aqua Texas' record of over-pumping and on your own records of well failures in Rolling Oaks, drought and lowered groundwater levels, that BSEACD postpone this well permit until such time that the aquifer has rebounded, and that you also severely limit the amount of permitted pumping, based on scientific evidence which indicates pumping will cause a negative impact on the aquifer and on other wells. I also ask that if Aqua Texas does receive a (limited) production permit for this well that BSEACD monitor pumped volumes closely and enforce permitted limits. Thank you for your time. (your info here)

opposition to proposed new Sierra West Aqua Texas well

Suzanne Teshera <suzanne@teshera.net>

Tue 5/14/2024 6:34 PM

To:BSEACD <bseacd@bseacd.org>

Hello

I am writing in opposition to the proposed drilling of an Aqua Texas well in the Middle Trinity, located in Sierra West, purportedly to be used as an “emergency back-up” for Aqua Texas customers in Sierra West. I oppose the planned subsequent Production Permit Application that would follow the drilling of this well.

As BSEACD knows, Aqua Texas has a history of disregarding its legally permitted pumping limits, of over-pumping, and of disregarding disciplinary measures levied upon them for over-pumping, by the Hays Trinity Groundwater Conservation District. In 2022 alone they over-pumped by 89% of their permit.

There have been many allegations, with photographic evidence, in the news media of Aqua Texas allowing leaking pipes to waste our precious groundwater; the most recent figure I’ve found is around 32 million gallons wasted by leaking.

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This is extremely alarming to residents of Rolling Oaks in general and specifically those on Misti Lane near the proposed Aqua Texas well, many of whom depend on residential wells. BSEACD has been collecting data on failed/failing wells in Rolling Oaks and on the extent that the local aquifer level has dropped in the past year, so I do not need to give you that data. Giving Aqua Texas an opportunity to over-pump in this area would be irresponsible to the residential well owners in the area, who are at danger of losing groundwater completely.

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I am aware that per State of Texas Chapter 36 law, BSEACD can not deny a permit to drill a well. I ask, based on Aqua Texas’ record of over-pumping and on your own records of well failures in Rolling Oaks, drought and lowered groundwater levels, that BSEACD postpone this well permit until such time that the aquifer has rebounded, and that you also severely limit the amount of permitted pumping, based on scientific evidence which indicates pumping will cause a negative impact on the aquifer and on other wells. I also ask that if Aqua Texas does receive a (limited) production permit for this well that BSEACD monitor pumped volumes closely and enforce permitted limits.

Thank you for your time.

Suzanne Teshera
100 Misti Lane
Driftwood Tx 78619

--

Public comment

Suzanne Teshera <suzanne@teshera.net>

Thu 5/23/2024 3:47 PM

To:BSEACD <bseacd@bseacd.org>

Hello

I am emailing again with public comment regarding Aqua Texas' proposed commercial water well in Sierra West, which may negatively impact the pre-existing residential water wells on Misti Lane in Rolling Oaks, Driftwood, and possibly other pre-existing residential wells.

First, it has come to my attention that many if not most of the residential water wells on Misti Lane not registered with BSEACD, either because they are older wells, or because the owners don't understand the process and/are concerned that by registering their well they will eventually be metered and charged for water.

I would like to suggest that residents with pre-existing residential wells within a mile radius of the proposed commercial well be notified of the proposed commercial well and apprised of how to register their own wells. I would like the Aqua Texas permit delayed long enough to get this information out and acted upon.

Next, when Aqua Texas does pump testing prior to submitting a pumping permit request, I would like the registered pre-existing residential wells within a mile of the proposed Aqua Texas commercial well to be monitored for drawdown and slow recharge caused by the pump testing. I would like BSEACD to utilize this data when determining what size of commercial pumping permit will be feasible.

These measures are in line with BSEACD's history and policy of gathering and utilizing scientific data. I would like your policy used to protect neighborhood residential wells.

Please send me confirmation that this public comment has been received) I did not receive any confirmation of my previous email regarding the subject sent about 10 days ago).

Thank you for your time.

Suzanne Teshera
100 Misti Lane
Driftwood Tx 78619



Hays Free Press

113 West Center Street § P.O. Box 339
Kyle, Texas 78640 § Buda, Texas 78610
(512) 268-7862 • (512) 268-0262 (fax)

State of Texas §
County of Hays § Affidavit of Publication

RE: 272 Canna Lilly Circle Application

ACCT: 11421

AD ID: 56654

My name is Ashley Kontnier, and I am Publisher of the Hays Free Press. I am over the age of 18, have personal knowledge of the facts stated herein and am other-wise competent to make this affidavit.

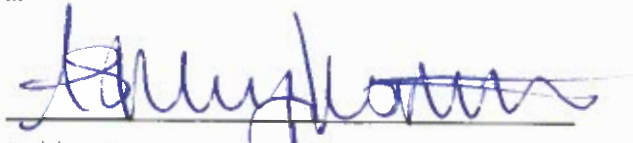
The Hays Free Press is a legal newspaper publication under Texas law, headquartered and regularly published in Hays County, Texas. It is a newspaper of general circulation and is generally circulated in Hays County.

The attachment hereto was published in the Hays Free Press on 05/08/2024 at or below the classified legals rate:

NOTIFICATION OF ADMINISTRATIVELY COMPLETE APPLICATION

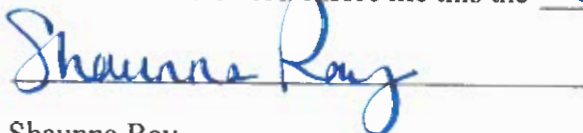
Aqua Texas, Inc, (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed one well drilling application on February 15, 2024 with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well.

...



Ashley Kontnier, Publisher

Subscribed and sworn before me this the 8 day of May, 2024.



Shaunna Ray
Notary Public TX 133376363



FW: Order modified confirmation.

A Worsley <a.worsley@wetrockgs.com>

Tue 4/30/2024 9:36 AM

To: Erin Swanson <eswanson@bsead.org>

Good morning Erin,

The public notification for the Sierra West Well 2 is set in the MAS for 5/2/24. I emailed them and asked for them to send you an affidavit.

Still waiting on the San Marcos Daily Record for Oak Meadows Well 4. Will update you as I get info. Thanks!



Andrew Worsley, P.G.
Wet Rock Groundwater Services, LLC
317 Ranch Road 620 South, Suite 303
Austin, TX 78734
Phone: (254) 315-1129

From: Austin Legals <legals@statesman.com>
Sent: Tuesday, April 30, 2024 9:00 AM
To: A Worsley <a.worsley@wetrockgs.com>
Subject: Order modified confirmation

THANK YOU for your business.

This is your confirmation that your order has been changed. Please save this confirmation for your records.

We appreciate you using our online self-service ads on the available 24/7. Please continue to visit Austin American-Statesman's online Classifieds [HERE](#) to place your legal notices in the future.

Job Details

Order Number **LAC000955310**

External Number **10128559**

Classification

Public Notices

Package

General Package

Base amount

\$416.00

Service fee

\$16.60

Cash/Check/ACH

Discount

-\$0.00

Total payment

\$432.60

As an incentive for customers, we provide a discount off the total order cost equal to the 3.99% service fee if you pay with Cash/Check/ACH. Pay by Cash/Check/ACH and save! In-line e-pay and service fees included.

Schedule for ad number LAC000955310

Thu May 2, 2024

Austin American-Statesman

All Zones

Account Details

Kluehn Khorzau

317 Ranch Road 6281 South Suite 303

Austin TX 78734

254-315-1129

a.worley@wetracksgs.com

Wet Rock Groundwater Services

Credit Card - Visa *****3013

Public Notice for Well Drilling

Aqua Texas, Inc, (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on 4/29/24 with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in the Middle Trinity Aquifer, and is planned to be used for the purposes of public water supply and acting as an emergency back-up supply well to support residents connected to the Sierra West Water System. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.18-acre tract located at 272 Cannad Lily Circle. (Lat: 30° 3' 50.025" N, Long: 98° 0' 26.668" W).

Publication of this notice begins a 28-day public response period for which comments, written formal protests and requests will be accepted by the District. Parties interested in formally participating in a hearing or a contested application should refer to District Rule 4-9.13. For further information, please contact District staff, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bsedcd@bsedcd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

May 2 2024

LAC00095531

RE: Aqua Texas, Inc. Oak Meadows Well No. 4 and Sierra West Well No. 2 - Drilling Authorization Applications

A Worsley <a.worsley@wetrockgs.com>

Mon 4/29/2024 10:45 AM

To: Erin Swanson <eswanson@bseacd.org>

Cc: Weaver, Jake Lee <JLWeaver@aquaamerica.com>; Savior, Lauren <LSavior@aquaamerica.com>; Foltz, Scot W <SWFoltz@aquaamerica.com>



Andrew Worsley, P.G.

Wet Rock Groundwater Services, LLC

317 Ranch Road 620 South, Suite 303

Austin, TX 78734

Phone: (254) 315-1129

Good Morning Andrew,

I hope that you had a good weekend.

Attached please find both of the admin complete letters for the Well Drilling Authorization applications submitted for Aqua Texas, Inc.'s Oak Meadows #4 and Sierra West #2 wells. Also attached are the wellowner notification lists that I was able to come up with based on the lists originally submitted with each application. I made a few edits using our database and the Hays CAD website. I have also included a PDF that outlines the notification process, if needed.

Below is the notice language that you provided for Oak Meadows in an earlier email. I took that language and edited it to come up with the language for both of the Sierra West notifications. If you look through it and want to make any changes to any of the notices for either application, please let me know before you start the notice process so I can confirm the changes are good with us.

If all looks good, you are good to post in the papers and then send out the letters following the paper notice.

Let me know if once you have dates lined up for the newspaper notices so that we can coordinate our notices to publish a day or 2 after in the Hays Free Press. When you have them, we will also need a copy of each affidavit of publication for both notices.

If you have any questions or need help with the notices, please let me know.

OAK MEADOWS:

Notice Language for Oak Meadows Surrounding Well Owners

[Recipient]

[Address]

[Address]

RE: Public Notice for Well Drilling - Aqua Texas, Inc. Oak Meadows Water System Well No. 4

Dear [Recipient]:

Aqua Texas, Inc. (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on [date] with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in either the Upper Trinity Aquifer OR the Middle Trinity Aquifer, and is planned to be used as a public water supply well to support residents connected to the Oak Meadows Water System. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.6-acre tract located at Oak Meadows Rd. (Lat: 29° 57' 54.26" N, Long: 97° 58' 39.29" W).

According to District records, you have a registered well that is within 0.5 miles of the applicant's proposed well. Publication of this notice was published on [date] in the San Marcos Daily Record newspaper which began a 20-day public response period for which comments, written formal protests and requests for a public hearing will be accepted by the District until [date]. Parties interested in formally participating in a hearing on a contested application should refer to District Rule 4-9.13. For further information, please contact the District, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

Notice Language for San Marcos Daily Record

Aqua Texas, Inc. (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on [date] with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in either the Upper Trinity Aquifer OR the Middle Trinity Aquifer, and is planned to be used as a public water supply well to support residents connected to the Oak Meadows Water System. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.6-acre tract located at Oak Meadows Rd. (Lat: 29° 57' 54.26" N, Long: 97° 58' 39.29" W).

Publication of this notice begins a 28-day public response period for which comments, written formal protests and requests will be accepted by the District. Parties interested in formally participating in a hearing or a contested application should refer to District Rule 4-9.13. For further information, please contact District staff, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

SIERRA WEST:

Notice Language for Sierra West #2 Surrounding Well Owners

[Recipient]

[Address]

[Address]

RE: Public Notice for Well Drilling - Aqua Texas, Inc. Sierra West System Well No. 2

Dear [Recipient]:

Aqua Texas, Inc. (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on [date] with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in the Middle Trinity Aquifer, and is planned to be used for the purposes of public water supply and acting as an emergency back-up supply well to support residents connected to the Sierra West system. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.18-acre tract located at 272 Canna Lily Circle. (Lat: 30° 3' 50.025" N, Long: 98° 0' 26.668" W).

According to District records, you have a registered well that is within 0.5 miles of the applicant's proposed well. Publication of this notice was published on [date] in the Austin American Statesman newspaper which began a 20-day public response period for which comments, written formal protests and requests for a public hearing will be accepted by the District until [date]. Parties interested in formally participating in a hearing on a contested application should refer to District Rule 4-9.13. For further information, please contact the District, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

Notice Language for the Austin American Statesman

Aqua Texas, Inc. (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on [date] with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in the Middle Trinity Aquifer, and is planned to be used for the purposes of public water supply and acting as an emergency back-up supply well to support residents connected to the Sierra West Water System. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.18-acre tract located at 272 Canna Lily Circle. (Lat: 30° 3' 50.025" N, Long: 98° 0' 26.668" W).

Publication of this notice begins a 28-day public response period for which comments, written formal protests and requests will be accepted by the District. Parties interested in formally participating in a hearing or a contested application should refer to District Rule 4-9.13. For further information, please contact District staff, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

Thank you,

Erin



**Barton Springs
Edwards Aquifer**
CONSERVATION DISTRICT

April 29, 2024
Sent via regular mail and email

Aqua Texas, Inc.
Attn: Scot Foltz, Lauren Savior, and Jake Webber
1106 Clayton Lane, Suite 400W
Austin, TX 78723

RE: Staff Administrative Completeness Review of one (1) Well Drilling Application submitted by Aqua Texas, Inc. for authorization to complete a well within their existing Oak Meadows system into the Upper or Middle Trinity Aquifer the purposes of Public Water Supply.

Dear Mr. Foltz:

The above referenced application and the subsequent additional information submittal have been received and reviewed and have been determined to have sufficiently addressed the information requirements in accordance with District Rule 3-1.4(A). **Therefore, the application is determined to be administratively complete as of April 26, 2024.**

Please note that the next step in your application process is to publish public notice. To facilitate you in publishing a notice, I have enclosed instructions that describe the District's notice requirements.

Once you have received this letter of an administratively complete determination **appropriate notice must be provided within ten (10) business days** pursuant to District Rule 3-1.4(B)(2), which states:

"...Applicants shall publish notice not later than ten (10) business days after receiving an administratively complete determination from the General Manager or the General Manager's designated representative."

Upon submitting the notice information for publication, please contact our office to provide the target publication date and to ensure that all requirements are met, and all necessary documentation is provided.

The publication of the notice initiates a **28-day public comment period that begins the day after the date of publication**. Should significant public comment be received by the district, the General Manager may use her discretion to schedule a public hearing.

If you have any further questions, please feel free to contact District staff by phone at (512)282-8441 or by e-mail at eswanson@bseacd.org or tloftus@bseacd.org.

Sincerely,

Timothy T. Loftus, Ph.D.
General Manager

Enclosure:
Instructions for Public Notice

Name	Mailing Address	Physical Address
Steve Elliott	400 Alpine Trail, San Marcos, TX 78666	400 Alpine Trail, San Marcos, TX 78666
Lyle Wahlstrom	3700 Hilliard Road, San Marcos, TX 78666	3700 Hilliard Road, San Marcos, TX 78666
Ted and Julie Englehardt	444B Alpine Trail, San Marcos, TX 78666	444B Alpine Trail, San Marcos, TX 78666
Coy Campbell	4000 Hilliard Road, San Marcos, TX 78666	4000 Hilliard Road, San Marcos, TX 78666
Brent and Audrey Jackson	100 Alpine Trail, San Marcos, TX 78666	100 Alpine Trail, San Marcos, TX 78666
Jose Cerda and Luis Nevarez	3100 Harris Hill, San Marcos, TX 78666	200 Alpine Drive, San Marcos, TX 78666

RE: Aqua Texas, Inc. Oak Meadows Well No. 4 and Sierra West Well No. 2 - Drilling Authorization Applications

A Worsley <a.worsley@wetrockgs.com>

Wed 4/24/2024 9:18 AM

To: Erin Swanson <eswanson@bseacd.org>

Cc: Weaver, Jake Lee <JLWeaver@aquaaamerica.com>; Jeff Watson <jwatson@bseacd.org>; Kaveh Korzad <k.khorzad@wetrockgs.com>

 2 attachments (367 KB)

AT Workplan Review RFI_JW_20240423.pdf; AT Workplan Review RFI_JW_20240423.pdf;

Thanks Erin and Jeff!

We will:

1. lengthen each test to meet BSEACD guidelines;
2. get background water level trends prior to testing;
3. strive for constant rates for each, assuming we don't hit a boundary condition;
4. monitor at least one of the Edwards wells for the Oak Meadows testing;
5. monitor at least one nearby Upper Trinity well for Sierra testing (with district guidance);
6. add the K, Mg, and total P water quality parameters.

For both tests, are there any specific district monitor wells we can utilize to serve as observation wells? This will help us confirm the aquifer test plans.

Much appreciated



Andrew Worsley, P.G.
Wet Rock Groundwater Services, LLC
317 Ranch Road 620 South, Suite 303
Austin, TX 78734
Phone: (254) 315-1129

From: Erin Swanson <eswanson@bseacd.org>

Sent: Wednesday, April 24, 2024 9:00 AM

To: A Worsley <a.worsley@wetrockgs.com>

Cc: Weaver, Jake Lee <JLWeaver@aquaaamerica.com>

Subject: Re: Aqua Texas, Inc. Oak Meadows Well No 4 and Sierra West Well No. 2 - Drilling Authorization Applications



**Barton Springs
Edwards Aquifer**
CONSERVATION DISTRICT

April 23, 2024

via email

RE: Staff review of Aquifer Test Workplan submitted by Aqua Texas, LLC, for authorization to conduct an aquifer test and produce groundwater from the Middle Trinity Aquifer for the Sierra West system.

Dear Mr. Khorzad:

The Aquifer science team has reviewed the aquifer test plan submitted for the Aqua Texas, LLC, Sierra West Well No. 2. Please note the following comments and make changes to your test plan:

- Pumping duration: Per the District Aquifer Test Guidelines document, Appendix A, Longer duration tests are preferred, especially in situations where the pumping center is close to potential boundary conditions. Given that the proposed well site occurs just upgradient of a mapped fault (potential boundary condition), the pumping phase of the aquifer test should be a minimum of 72 hours. The proposed minimum duration of 36 hours is not an adequate pumping duration. If desired, pumping rate can be accordingly adjusted downward for this longer duration, as long as 3X daily equivalent volume is pumped over the duration of the test (see example calculation provided in Table 2, Appendix A of the Guidelines Hydrogeologic Report and Aquifer Testing document).
- The Aquifer Testing guidelines state that a minimum of 1 week of background data should be collected prior to the aquifer test. However, there are several nearby District monitoring wells which will be available to monitor potential pre-test, and post-test trends. BSEACD staff should be kept informed on the timing of aquifer testing so that we can ensure that appropriate data is collected prior to and during the test.
- During the aquifer test, discharge measurements must be collected with enough frequency to confirm an approximately constant pumping rate throughout the duration of the test.
- Add the following to the constituent list for water quality analysis: Potassium (major ion), Magnesium (major ion), Total Phosphorus (nutrient).
- If possible, water levels in at least one nearby Upper Trinity well should be monitored during the pumping phase of the Aquifer Test to monitor for potential vertical impacts from proposed Middle Trinity pumping.

Sincerely,
Jeff Watson, P.G.
Staff Hydrogeologist

**Sierra West Well No. 2:
Drilling Authorization**

for

Aqua Texas, Inc.
1106 Clayton Lane
Austin, Texas 78723

Hays County, Texas
February 2024

WRGS Project No. 006-010-23



Wet Rock Groundwater Services, L.L.C.

Groundwater Specialists

317 Ranch Road 620 South, Suite 303

Austin, Texas 78734

Phone: 512-773-3226 • www.wetrockgs.com

TBPG Firm No: 50038

Table of Contents

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7. Public Notice Contact List/Map (Item 5)
8. Additional Information (Item 6)



1. Application for Drilling Authorization Form





**Barton Springs
Edwards Aquifer**
CONSERVATION DISTRICT

Application for Drilling/Modification Authorization

Application Fee - \$625

1124 Regal Row ~ Austin, TX 78748 ~ 512-282-8441 ~ www.bseacd.org

Complete this application for authorization to drill a new well or modify an existing well. Modification of a well is to alter the physical or mechanical characteristics of a well, its equipment, well depth, or production capabilities. If you are only repairing well equipment (and do not alter original state or increase capacity) then no application is needed.

- \$ 625 Drill New Well
 \$ 625 Modify Existing Well

Section I. Contact Information

Well Owner /Applicant: Aqua Texas, Inc. (Scot Foltz) Email: swfoltz@aquaaamerica.com
Mailing Address: 1106 Clayton Lane, Suite 400W City: Austin Zip: 78723 County: Travis
Primary Phone: 512-990-4400 Secondary Phone: _____
Please check the box that appropriately describes the applicant: Land Owner/Grantor Lessee/Grantee
Property lot size: 0.18 acres

Check this box if the physical address is the same as the mailing address.

Physical Well Address: 272 Canna Lily Cir City: Driftwood Zip: 78619 County: Hays

Technical Consultant

This is the person who may be employed by the applicant to complete this application on the applicant's behalf.

Consultant Name: Wet Rock Groundwater Services (Kareh Khorzad/Andrew Worsley)
Mailing Address: 317 RR 620 S. Ste. 303
City: Lakeway, Texas Zip: 78734
Primary Phone: 512-773-3226
Secondary Phone: 254-315-1129
Email: K.Khorzad@wetrockgs.com

Alternate Point of Contact (Well Site Access)

Contact Name: Brian Robinson
Mailing Address: 2611 FM 2325
City: Wimberley, Texas Zip: 78676
Primary Phone: 512-667-4520
Secondary Phone: _____
Email: rbrobinson@aquaaamerica.com

Section II. Supporting Ownership Documentation

1. Provide a complete copy of the recorded deed, showing current ownership, legal description, and a date recorded. If the applicant is a lessee/grantee then provide a copy of the recorded easement, lease, or memorandum of lease.
2. Provide a certified copy of the most recent property survey. If a subdivision plat is applicable, please also provide a recorded copy of the subdivision plat.
3. Provide a map of the property or site plan showing the location of the existing or proposed well, the locations of the nearest property lines (50ft setback), the nearest septic tank (150ft setback), the nearest septic absorption field or septic spray area (150ft setback), and the nearest potential sources of contamination (150ft setback).

Section III. Water Use Types

Select ALL the use types that will be supplied by the requested groundwater production from well(s).

- Irrigation:
- Agricultural Irrigation
 - Residential Irrigation (outdoor use only)
 - Golf Course Irrigation
 - Sports & Athletic Field Irrigation
 - Nursery/Greenhouse Irrigation
 - Other Irrigation _____
- Public Water Supply (Wholesale, Retail, Municipal, WSC, IOU)
- Industrial:
- Operational Processes/Facilities
 - Facility Landscape
- Commercial:
- Operational Processes/Facilities
 - Facility Landscape
 - Aquifer Storage and Recovery
 - Commercial Livestock
 - Other _____

Section IV. Well Information

1. Indicate the total number of existing wells on the entire property, in use 1, not in use ____.
2. Will this well be placed in aggregate with an existing permitted well(s)? Yes No.
3. Will the groundwater withdrawn from this well be used in a location different from the well site? Yes or No
4. Is this a replacement well? Yes No If yes, what will the status of the old well be? in use capped plugged
5. Aquifer: Upper Trinity Middle Trinity Lower Trinity Fresh Edwards Other _____
6. Well Coordinates (<http://www.latlong.net/>) Latitude: 30.063920° Longitude: -98.007460°
7. The following information must be described in detail in a well schematic and in applicable descriptive statements.

For existing well to be modified:

Date well was drilled: _____ Well Driller: _____ Existing Well Capacity (GPM): _____
 Existing Pump Size (horsepower): _____ Existing Pump Depth: _____ Total Well Depth: _____
 Existing Casing Depth: _____ Anticipated Well Capacity (GPM): _____ Anticipated Pump Size (hP): _____
 Anticipated Pump Depth: _____ Anticipated Total Well Depth: _____

For new well to be drilled:

Anticipated Well Capacity (GPM): 200 Anticipated Pump Size (hP): 50
 Anticipated Pump Depth: 712 Anticipated Total Well Depth: 925

Section V. Declarations

Initial to indicate that the applicant has read and understands the following declarations.

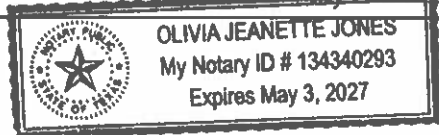
- SW The applicant agrees that water produced/withdrawn from the well in reference will be put to beneficial use at all times.
- SW The applicant understands that failure to submit all required application items within the application review period will result in an administratively incomplete application and non-issuance of a permit.
- SW The applicant will comply with the District Rules and Bylaws, all orders, and permits promulgated pursuant to the District Rules.
- SW The applicant will comply with well plugging and capping guidelines set forth in these Rules and will report well closures as required in Rule 3-5.
- SW Many of the incorporated cities within Travis and Hays Counties have ordinances concerning the drilling of wells within their city limits. It is your responsibility to comply with your city ordinances regarding the drilling of wells. The permits issued by the Barton Springs/Edwards Aquifer Conservation District do not confer any right to violate any city ordinances regarding drilling wells within city limits.
- SW The applicant understands that this permit confers no vested rights in the holder and the permit is non-transferable. **Written notice must be given to the District by the permittee prior to any sale or lease of the well covers by the permit.**
- SW This authorization is not a permit to produce groundwater from the well; a Production Permit is required for that purpose.

Section V. Applicant or Authorized Agent Sworn Statement

I hereby make application to the Barton Springs/Edwards Aquifer Conservation District for the purpose indicated above for the water well described herein, and I certify that I am the property owner/grantor or lessee/grantee or an Authorized Agent, and that each and all the statements herein are true and correct, and that I will comply with District Rules, Well Construction Standards, and groundwater use permit and plan requirements. I hereby authorize the District access to this property following reasonable advance notice or, in an emergency, immediately, with such emergency access reported to the owner if advance notice was not possible. The District may access the well for the purposes of inspecting, collecting water quality samples, and investigating conditions relating to the withdrawal, waste, water quality, pollution or contamination of groundwater.

[Signature] _____ SCOT FOLTE _____ 2/29/24 _____
 Signature of Applicant or Authorized Agent* Print Name Date
 (*Notarized Agent Authorization Form Required)

State of Texas, County of Travis . SWORN TO AND SUBSCRIBED before me by the said owner or agent on this the 29 day of February 2024
[Signature] _____ May 3, 2027 _____
 Notary Public, State of Texas My Commission Expires



APPLICATION CHECKLIST

The following items must be completed and submitted with your application form.

Item 1. Written Descriptive Statement

The applicant must provide a written detailed statement that addresses all of the following components. Please address all of the components below in one "type-written" statement in a word document format. The submitted word document should be signed and dated.

- a) Nature, Purpose & Location
 - Describe the nature and purpose of the various proposed uses including proposed uses by persons other than the well owner.
 - Describe the well location and the proposed receiving area from groundwater produced from the well
 - Describe Proposed Transfers or Transports – Location and purpose of any water to be resold, leased, transferred or transported.
- b) Pumpage Volume
 - State the anticipated pumpage volume and pumping rate at which water is proposed to be withdrawn from each well.

Item 2. Well Construction Design Schematic

You will need to submit a proposed well design schematic. The hydrogeologist/driller can work closely with the District and should provide a well design schematic with specifications to include: *the total depth, borehole diameter, casing diameter and depth, annular seal interval(s), annular sealing method, calculated grout volumes, surface completion specifications, and any other pertinent well construction information.*

Item 3. Well Development Plan

A well development plan that describes the process for handling cuttings and fluids during the well development.

Item 4. Hydrogeological Report

A Hydrogeological Report will be required for any new drilled well or modified well that will be part of an existing permitted aggregate well system and will have an anticipated pumpage greater than 2 million gallons per year. A hydrogeological report can only be performed on a well that is constructed to discretely produce from the target production zone and equipped for the ultimate planned use. If a hydrogeological report is required, District staff will coordinate with the applicant on fulfilling this component of the application.

Item 5. Public Notice Contact List/Map

Public notice is required for all nonexempt wells in which a drilling or production application is filed. District staff can provide guidance in collecting this information.

- Tax plat location map showing:**
 - o location of the proposed well/existing well to be modified.
 - o mapped wells within a half ½ mile radius of the proposed well/existing well in reference.
 - o all properties/landowners located within ½ mile radius of the proposed well/existing well in reference.
 - o mapped CCNs or PWS Service areas within ½ mile radius of the proposed well/existing well in reference.
- Mailing List: Registered Well Owners**
 - o Name/Mailing address/Physical addresses of all the registered well owners within ½ mile radius that will receive notice.
*It is only necessary to provide notice to property owners with wells (registered well owners should be notified regardless if they are served or not served by a retail water provider). It is not necessary to provide notice to property owners without wells and that are served by a retail water provider.
- Mailing List: Public Water Suppliers**
 - o Name/Mailing address/Physical addresses of all the Public Water Suppliers within ½ mile radius that will receive notice.

Item 6. Additional Information Requested by District General Manager

- The applicant may be asked to submit other facts, information and considerations deemed necessary by the General Manager for protection of the public health and welfare, and conservation and management of natural resources in the District. If it is determined that additional information is needed, District staff will provide guidance in fulfilling this component of the application.

For District Personnel Use Only

Submitted <u>2/13/24</u>	Staff Initials <u>GA</u>	\$500 Application Fee Chk #: <u>4461</u>	
Submitted <u>2/23/24</u>	Staff Initials <u>GA</u>	Application Form	
Submitted <u>2/15/24</u>	Staff Initials <u>GA</u>	Item 1. Written Descriptive Statement	Approved on _____
Submitted <u>2/15/24</u>	Staff Initials <u>GA</u>	Item 2. Well Design Schematic	Approved on _____
Submitted <u>2/15/24</u>	Staff Initials <u>GA</u>	Item 3. Well Development Plan	Approved on _____
Submitted <u>2/15/24</u>	Staff Initials <u>GA</u>	Item 4. Hydrogeologic Report	Approved on _____
Submitted <u> / / </u>	Staff Initials <u> </u>	Item 5. Notice List and Map	Approved on _____

Application Administratively Complete on: 4/24/2024 Incomplete on: _____

Signature of Completion (District Staff) [Signature] Date: _____

Board / General Manager Approval: _____ Date: 7-24-24

Aquifer: _____ Use Type: _____ Authorization Term: _____ Temp Well # or SWN: _____

2. Easement



Wet Rock Groundwater Services, LLC



Groundwater Specialists

STATE OF TEXAS)
)
COUNTY OF _____)

ss:

On this _____ day of _____, 2002 before me a Notary Public, the undersigned officer, personally appeared _____, who acknowledged him(her)self to be the _____ of _____, and that (s)he as such officer being authorized to do so subscribed to the within instrument and acknowledged that (s)he executed the same for the purposes therein contained on behalf of the (corporation) (partnership).

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

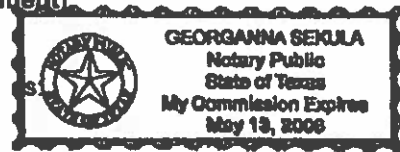
Notary Public in and for the State of Texas

My Commission Expires

Print or Type Name

[Individual Acknowledgement]

STATE OF TEXAS)
)
COUNTY OF Hays)



On this 28th day of December, 2002 before me a Notary Public, the undersigned officer, personally appeared San Juana Lopez known to me to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

5/13/2006

My Commission Expires

Georganna Sekula

Notary Public in and for the State of Texas
GEORGANNA SEKULA

Print or Type Name

Return to:

Belinda Lawless, Vice President
AquaSource Development Company
11100 Brittmooore Park Drive
Houston, Texas 77041

DEED OF EASEMENT-LOT #28

THE STATE OF TEXAS
COUNTY OF HAYS

§
§
§

KNOW ALL MEN BY THESE PRESENTS:

THAT San Juana Lopez a Individual hereinafter called Grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) to Grantor in hand paid by AQUASOURCE DEVELOPMENT COMPANY, a Texas corporation, hereinafter called Grantee, the receipt and sufficiency of which are hereby acknowledged and confessed has GRANTED, SOLD, AND CONVEYED and by these presents does hereby GRANT, SELL AND CONVEY onto the Grantee certain perpetual and exclusive easements described on the attached Exhibit A and shown on the attached Exhibit B, which easements burden the following described real property owned by Grantor(s) (the "Land").

All that certain 1.60 acre tract of land located in the Jesusa Perez Survey, Section 3, Abstract No. 363, Hays County, Texas, in the Sierra West Subdivision, according to the map or plat thereof as recorded in Volume 10, Pages 148-150 of the Map Records of Hays County, Texas, and conveyed to San Juana Lopez in the deed recorded in Volume 2094, pages 199-200 of the deed records of Hays County, Texas.

TO HAVE AND TO HOLD the above described easements together with all and singular the rights, hereditaments and appurtenances thereto in anywise belonging, unto the Grantee, its successors and assigns forever, and Grantor does hereby bind itself, its heirs, personal representatives, successors and assigns, to warrant and forever defend all and singular the said premises unto the Grantee, its successors and assigns forever, against every person whomsoever lawfully claiming or to claim the same or any part thereof. Grantor shall be responsible for the payment of all ad valorem and/or property taxes and assessments levied against the Land.

The easements granted hereby (the "Easements") are for the purposes of (1) installing, operating, maintaining, repairing, rebuilding, replacing and removing one or more water wells and related facilities, installations and improvements, in, on and under the well site ("Well Site") shown and described on the attached Exhibit A, which easement right is exclusive to the Grantee, its successors and assigns; (2) ingress, egress and regress to and from the Well Site across the Land at the locations shown and described on the attached Exhibit A, which shall include the right to build, rebuild, operate, maintain, repair, replace and remove an access road thereon, with the right to dig, excavate and contour the Land as necessary to achieve the foregoing and to pave, asphalt, blacktop or place gravel or other such substances thereon; (3) a utility easement at the location shown and described on the attached Exhibit A, with the right to erect, construct, install and lay, and thereafter use, operate, maintain, repair, replace and remove utility pipes, lines and facilities, including by way of example and not as a limitation, pipes, lines or other facilities or installations for water, wastewater, effluent, storm sewers, electric, gas, cable, fiber optic and other utilities in, under, over and across the Land.

right to extract, take use and remove the water through the well installed at the Well Site.

EXECUTED effective this the 23rd day of December, 2002.

IN WITNESS WHEREOF, Grantor has executed, sealed and delivered this Deed of Easement as of the day and year first above written.

[Corporation or Partnership Grantor(s)]

[Name of Corporation or Partnership]

By: _____

Title: _____

[Individual Grantor(s)]

Sanjuana Lopez
San Juana Lopez

STATE OF TEXAS
COUNTY OF HAYS

A DESCRIPTION OF A WATER WELL SITE EASEMENT, CONTAINING 200 SQUARE FEET OF LAND OUT OF LOT NO. 28, SIERRA WEST SUBDIVISION SECTION 3 AS RECORDED IN BOOK 10, PAGE 148 OF THE PLAT RECORDS OF HAYS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a point on the north property line of said Lot No. 28, also being the south property line of Lot No. 27 of said Sierra West Subdivision Section 3, from which the northwest corner of Lot No. 28, also being the southwest corner of Lot No. 27 bears N 62° 36' 42" W, 153.65 and the northwest corner of the aforementioned Sierra West Subdivision Section 3 bears N 62° 36' 42" W, 153.65 feet and N 08° 44' 40" E, 316.29 feet, for the north-corner of this described easement;

THENCE S 62° 36' 42" E, 20.00 feet along abovementioned common north property line of Lot No. 28 and the south property line of Lot No. 27 to a point from which the northeast corner of said Lot No. 28, also being the south corner of said Lot No. 27 bears S 62° 36' 42" E, 168.17 feet, for the east corner of this described easement;

THENCE S 27° 23' 18" W, 10.00 feet leaving abovementioned common north and south property lines to a point, for the south corner hereof;

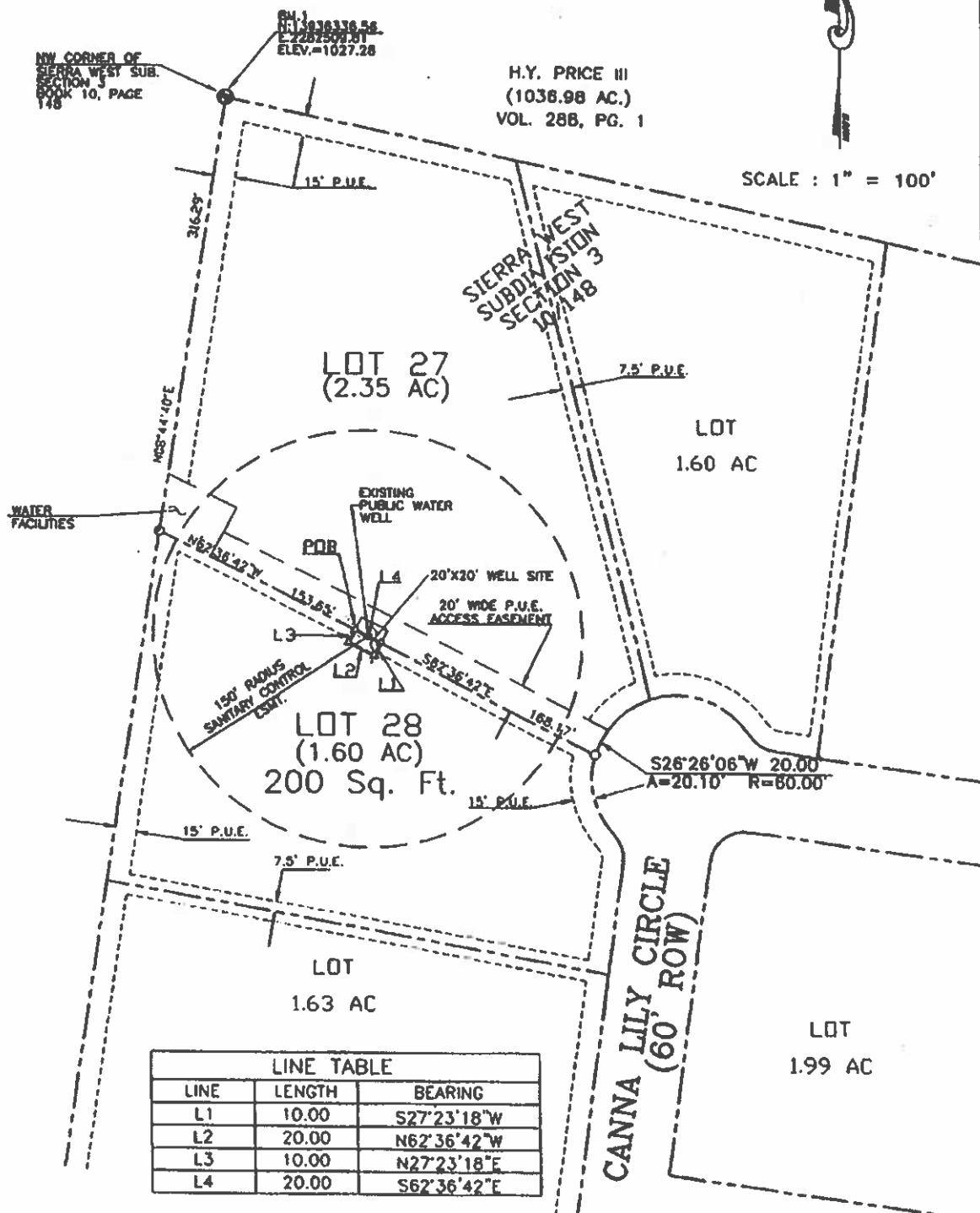
THENCE N 62° 36' 42" W, 20.00 feet to a point for the west corner and N 27° 23' 18" E, 10.00 feet to the PLACE OF BEGINNING containing 200 square feet of land more or less.

I, Joe Hernandez, Jr., do certify that this description and plat was prepared from a survey performed under my direction during November 2002, and is true and correct to the best of my knowledge and belief.

Joe Hernandez, Jr.
Joe Hernandez, Jr.
Registered Professional Land Surveyor
No. 3296
State Of Texas



Cuatro Consultants, Ltd.
1766 FM 967, Suite B
Buda, Texas 78610



NW CORNER OF
SIERRA WEST SUB.
SECTION 3
BOOK 10, PAGE
148

BM 1
1036376.56
1-207598.01
ELEV.=1027.28

H.Y. PRICE III
(1036.98 AC.)
VOL. 286, PG. 1

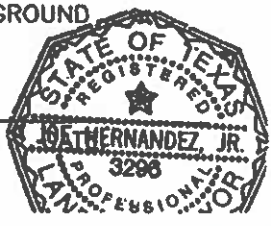
SCALE : 1" = 100'

LINE TABLE		
LINE	LENGTH	BEARING
L1	10.00	S27°23'18"W
L2	20.00	N62°36'42"W
L3	10.00	N27°23'18"E
L4	20.00	S62°36'42"E

KNOW ALL MEN BY THESE PRESENTS:
I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL LAND SURVEYOR
IN THE STATE OF TEXAS, HEREBY CERTIFY THAT THIS PLAT IS TRUE
AND CORRECTLY MADE AND IS PREPARED FROM AN ACTUAL SURVEY
ON THE PROPERTY MADE UNDER MY SUPERVISION ON THE GROUND
AND THAT THE CORNER MONUMENTS WERE PROPERLY SET.

Joe Hernandez Jr. 11/21/02

JOE HERNANDEZ JR., REGISTERED PROFESSIONAL
LAND SURVEYOR No. 3296
1766 FM ROAD 967, SUITE B



STATE OF TEXAS
COUNTY OF HAYS

A DESCRIPTION OF A WATER WELL SITE EASEMENT, CONTAINING 200 SQUARE FEET OF LAND OUT OF LOT NO. 28, SIERRA WEST SUBDIVISION SECTION 3 AS RECORDED IN BOOK 10, PAGE 148 OF THE PLAT RECORDS OF HAYS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a point on the north property line of said Lot No. 28, also being the south property line of Lot No. 27 of said Sierra West Subdivision Section 3, from which the northwest corner of Lot No. 28, also being the southwest corner of Lot No. 27 bears N 62° 36' 42" W, 153.65 and the northwest corner of the aforementioned Sierra West Subdivision Section 3 bears N 62° 36' 42" W, 153.65 feet and N 08° 44' 40" E, 316.29 feet, for the north corner of this described easement;

THENCE S 62° 36' 42" E, 20.00 feet along abovementioned common north property line of Lot No. 28 and the south property line of Lot No. 27 to a point from which the northeast corner of said Lot No. 28, also being the south corner of said Lot No. 27 bears S 62° 36' 42" E, 168.17 feet, for the east corner of this described easement;

THENCE S 27° 23' 18" W, 10.00 feet leaving abovementioned common north and south property lines to a point, for the south corner hereof;

THENCE N 62° 36' 42" W, 20.00 feet to a point for the west corner and N 27° 23' 18" E, 10.00 feet to the PLACE OF BEGINNING containing 200 square feet of land more or less.

I, Joe Hernandez, Jr., do certify that this description and plat was prepared from a survey performed under my direction during November 2002, and is true and correct to the best of my knowledge and belief.

Joe Hernandez, Jr.
Joe Hernandez, Jr.
Registered Professional Land Surveyor
No. 3296
State Of Texas



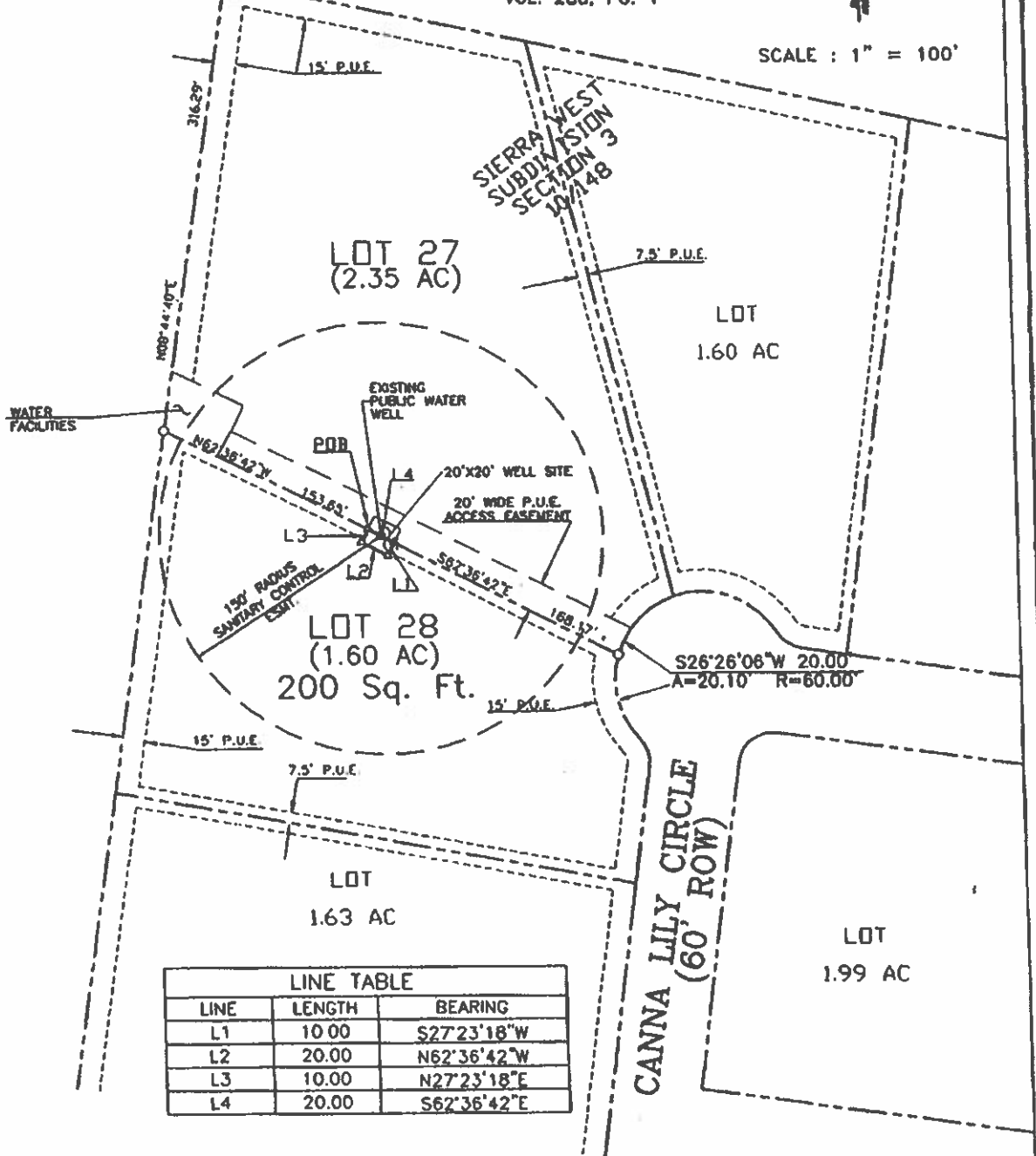
Cuatro Consultants, Ltd.
1766 FM 967, Suite B
Buda, Texas 78610

NW CORNER OF
SIERRA WEST SUB.
SECTION 3
BOOK 10, PAGE
148

BM 1
E: 1030336.84
E: 2282500.81
ELEV. = 1027.20

H.Y. PRICE III
(1036.98 AC.)
VOL. 288, PG. 1

SCALE : 1" = 100'



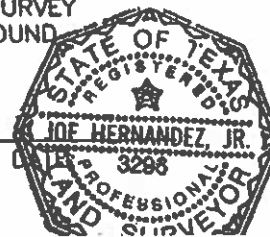
LINE TABLE		
LINE	LENGTH	BEARING
L1	10.00	S27°23'18"W
L2	20.00	N62°36'42"W
L3	10.00	N27°23'18"E
L4	20.00	S62°36'42"E

KNOW ALL MEN BY THESE PRESENTS:

I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECTLY MADE AND IS PREPARED FROM AN ACTUAL SURVEY ON THE PROPERTY MADE UNDER MY SUPERVISION ON THE GROUND AND THAT THE CORNER MONUMENTS WERE PROPERLY SET.

Joe Hernandez Jr. 11/21/02

JOE HERNANDEZ JR., REGISTERED PROFESSIONAL
LAND SURVEYOR No. 3296
1766 FM ROAD 967, SUITE B



On Jan 30, 2003 at 12:39P

Document Numbers 03002985

Amount 23.00

By
Rose Robinson
Lee Carlisle, County Clerk
Hays County

DEED OF EASEMENT-LOT #27

THE STATE OF TEXAS
COUNTY OF HAYS

§
§
§

KNOW ALL MEN BY THESE PRESENTS:

THAT San Juana Lopez a Individual hereinafter called Grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) to Grantor in hand paid by AQUASOURCE DEVELOPMENT COMPANY, a Texas corporation, hereinafter called Grantee, the receipt and sufficiency of which are hereby acknowledged and confessed has GRANTED, SOLD, AND CONVEYED and by these presents does hereby GRANT, SELL AND CONVEY onto the Grantee certain perpetual and exclusive easements described on the attached Exhibit A and shown on the attached Exhibit B, which easements burden the following described real property owned by Grantor(s) (the "Land").

All that certain 2.35 acre tract of land located in the Jesusa Perez Survey, Section 3, Abstract No. 363, Hays County, Texas, in the Sierra West Subdivision, according to the map or plat thereof as recorded in Volume 10, Pages 148-150 of the Map Records of Hays County, Texas, and conveyed to San Juana Lopez in the deed recorded in Volume 2094, pages 199-200 of the deed records of Hays County, Texas.

TO HAVE AND TO HOLD the above described easements together with all and singular the rights, hereditaments and appurtenances thereto in anywise belonging, unto the Grantee, its successors and assigns forever, and Grantor does hereby bind itself, its heirs, personal representatives, successors and assigns, to warrant and forever defend all and singular the said premises unto the Grantee, its successors and assigns forever, against every person whomsoever lawfully claiming or to claim the same or any part thereof. Grantor shall be responsible for the payment of all ad valorem and/or property taxes and assessments levied against the Land.

The easements granted hereby (the "Easements") are for the purposes of (1) installing, operating, maintaining, repairing, rebuilding, replacing and removing one or more water wells and related facilities, installations and improvements, in, on and under the well site ("Well Site") shown and described on the attached Exhibit A, which easement right is exclusive to the Grantee, its successors and assigns; (2) Ingress, egress and regress to and from the Well Site across the Land at the locations shown and described on the attached Exhibit A, which shall include the right to build, rebuild, operate, maintain, repair, replace and remove an access road thereon, with the right to dig, excavate and contour the Land as necessary to achieve the foregoing and to pave, asphalt, blacktop or place gravel or other such substances thereon; (3) a utility easement at the location shown and described on the attached Exhibit A, with the right to erect, construct, install and lay, and thereafter use, operate, maintain, repair, replace and remove utility pipes, lines and facilities, including by way of example and not as a limitation, pipes, lines or other facilities or installations for water, wastewater, effluent, storm sewers, electric, gas, cable, fiber optic and other utilities in, under, over and across the Land.

right to extract, take, use and remove the water through the well installed at the Well Site.

EXECUTED effective this the 29th day of December, 2002.

IN WITNESS WHEREOF, Grantor has executed, sealed and delivered this Deed of Easement as of the day and year first above written.

[Corporation or Partnership Grantor(s)]

[Name of Corporation or Partnership]

By: _____

Title: _____

[Individual Grantor(s)]

Sanjuana Lopez
San Juana Lopez

STATE OF TEXAS)
)
COUNTY OF _____)

ss:

On this _____ day of _____, 2002 before me a Notary Public, the undersigned officer, personally appeared _____, who acknowledged him(hers)elf to be the _____ of _____, and that (s)he as such officer being authorized to do so subscribed to the within instrument and acknowledged that (s)he executed the same for the purposes therein contained on behalf of the (corporation) (partnership).

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

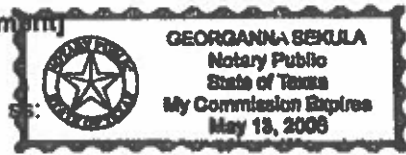
Notary Public in and for the State of Texas

My Commission Expires

Print or Type Name

[Individual Acknowledgement]

STATE OF TEXAS)
)
COUNTY OF Hays)



On this 28th day of December, 2002 before me a Notary Public, the undersigned officer, personally appeared San Juana Lopez known to me to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

5/13/2006

My Commission Expires

Georganna Sekula

Notary Public in and for the State of Texas
GEORGANNA SEKULA

Print or Type Name

Return to:

Belinda Lawless, Vice President
AquaSource Development Company
11100 Brittonmoore Park Drive
Houston, Texas 77041

STATE OF TEXAS
COUNTY OF HAYS

A DESCRIPTION OF AN ACCESS EASEMENT, PUBLIC UTILITY EASEMENT, PUBLIC WATER SUPPLY WELL AND WATER FACILITIES FOR PUBLIC WATER SUPPLY, CONTAINING 7892 SQUARE FEET OUT OF LOT NO. 27, SIERRA WEST SUBDIVISION SECTION 3, AS RECORDED IN BOOK 10, PAGE 148 OF THE PLAT RECORDS OF HAYS COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at an iron pin found marking the southwest corner of said Lot No. 27, also being the northwest corner of said Lot No. 28, of said Sierra West Subdivision Section 3, being on the west property line of the aforementioned Sierra West Subdivision Section 3, for the southwest corner of this described easement;

THENCE N 08° 44' 40" E, 42.22 feet along the west property line of said Lot No. 27 to a point, from which the northwest corner of said Lot No. 27, also being the northwest corner of said Sierra West Subdivision Section 3 bears N 08° 44' 40" E, 274.08 feet for the northwest corner of this described easement;

THENCE S 62° 36' 42" E, 53.50 feet leaving abovementioned west property line to a point, for an exterior corner hereof;

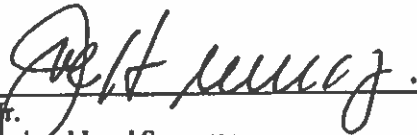
THENCE S 27° 23' 18" W, 20.00 feet, to a point for an interior corner of this described easement;

THENCE S 62° 36' 42" E, 301.48 feet to a point on a cul-de-sac having a radius of 60.00 feet, for the northeast corner of this described easement;

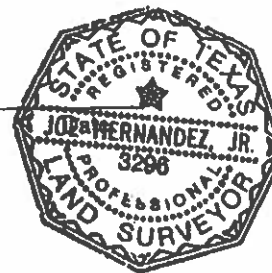
THENCE 20.10 feet along a curve to the left having a radius of 60.00 feet and chord which bears S 26° 26' 06" W, for a distance of 20.00 feet to an iron pin found marking the south corner of said Lot No. 27, also being the northeast corner of said Lot No. 28, for the south corner hereof;

THENCE N 62° 36' 42" W, 341.81 feet along the common south property line of Lot No. 27 and the north property line of Lot No. 28 to **PLACE OF BEGINNING** containing 7,892 square, feet more or less.

I, Joe Hernandez, Jr., do certify that this description and plat was prepared from a survey performed under my direction during November 2002, and is true and correct to the best of my knowledge and belief.

 11/21/02

Joe Hernandez, Jr.
Registered Professional Land Surveyor
No. 3296
State Of Texas



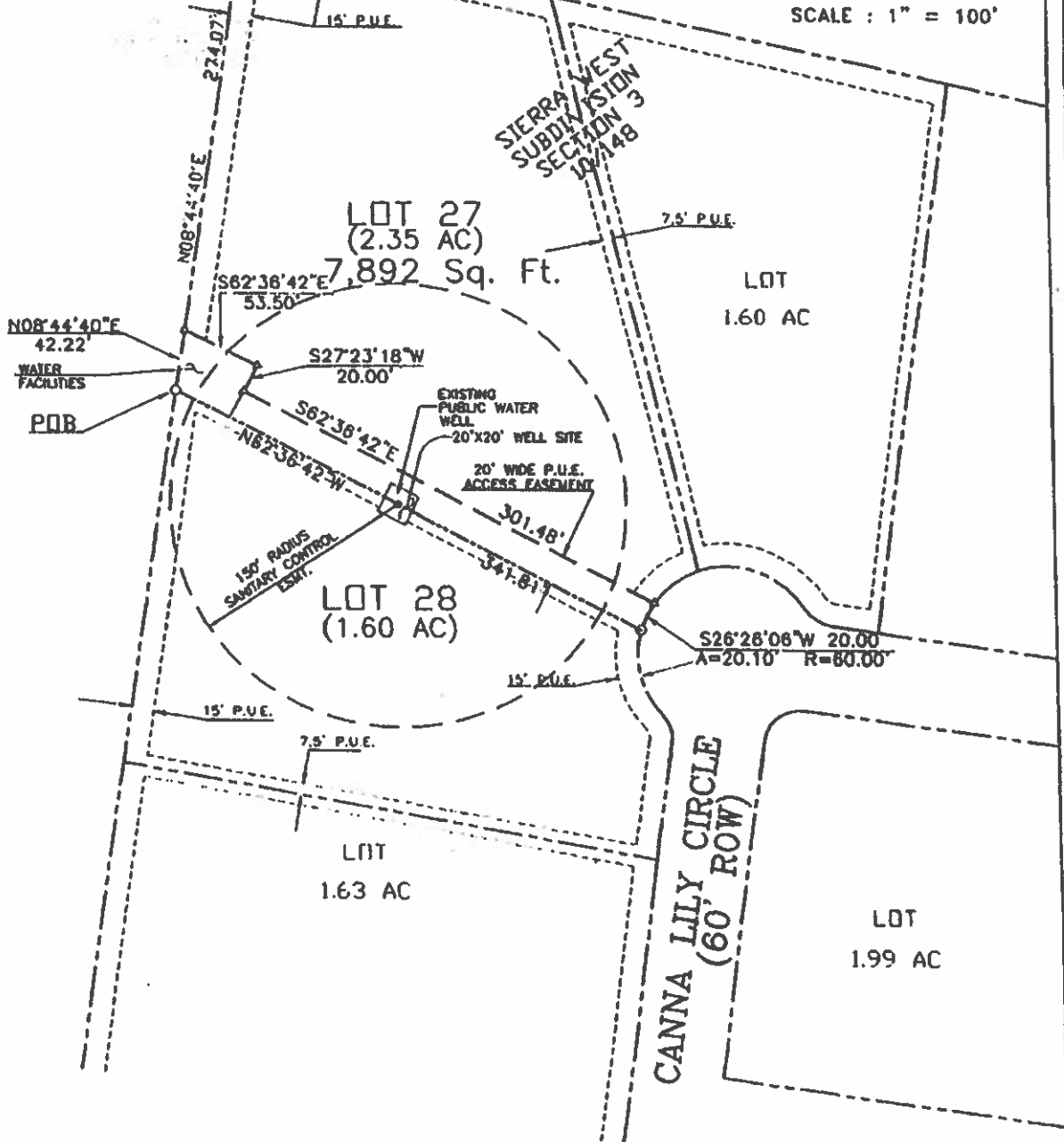
Cuatro Consultants, Ltd.
1766 FM 967, Suite B
Buda, Texas 78610

NW CORNER OF
SIERRA WEST SUB.
SECTION 3
BOOK 10, PAGE
118

BM 1
1113030310.56
ELEV. = 1027.28

H.Y. PRICE III
(1036.98 AC.)
VOL. 288, PG. 1

SCALE : 1" = 100'



KNOW ALL MEN BY THESE PRESENTS:

I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECTLY MADE AND IS PREPARED FROM AN ACTUAL SURVEY ON THE PROPERTY MADE UNDER MY SUPERVISION ON THE GROUND AND THAT THE CORNER MONUMENTS WERE PROPERLY SET.

Joe Hernandez Jr. 11/21/02
JOE HERNANDEZ JR., REGISTERED PROFESSIONAL
LAND SURVEYOR No. 3296
1766 FM ROAD 967, SUITE B



FILED AND RECORDED
OFFICIAL PUBLIC RECORDS
On: Jan 30, 2003 at 12:39P

Document Number: 03002963

Amount 19.00

By
Rose Robinson
Lee Carlisle, County Clerk
Hays County

Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697



Roger Williams
Secretary of State

Office of the Secretary of State

The undersigned, as Secretary of State of Texas, does hereby certify that the document, Articles of Incorporation for Aqua Texas, Inc. (filing number: 800304878), a Domestic For-Profit Corporation, was filed in this office on February 13, 2004.

It is further certified that the entity status in Texas is in existence.

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in Austin, Texas on May 15, 2006.



A handwritten signature in black ink that reads "Roger Williams".

Roger Williams
Secretary of State



Office of the Secretary of State
Corporations Section
P.O. Box 13697
Austin, Texas 78711-3697

FILED
In the Office of the
Secretary of State of Texas
FEB 03 2004
Corporations Section

**ASSUMED NAME CERTIFICATE
FOR FILING WITH THE SECRETARY OF STATE**

1. The name of the corporation, limited liability company, limited partnership, or registered limited liability partnership as stated in its articles of incorporation, articles of organization, certificate of limited partnership, application for certificate of authority or comparable document is

Aqua Utilities, Inc.

2. The assumed name under which the business or professional service is or is to be conducted or rendered is

Aqua Texas, Inc.

3. The state, country, or other jurisdiction under the laws of which it was incorporated, organized or associated is Texas and the address of its registered or similar office in that jurisdiction is

CT Corporation System, 1021 Main Street, Houston, Texas 77002

4. The period, not to exceed 10 years, during which the assumed name will be used is

10 years

5. The entity is a (check one):

A.

- | | |
|---|---|
| <input checked="" type="checkbox"/> Business Corporation | <input type="checkbox"/> Non-Profit Corporation |
| <input type="checkbox"/> Professional Corporation | <input type="checkbox"/> Professional Association |
| <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Partnership |
| <input type="checkbox"/> Registered Limited Liability Partnership | |

B. If the entity is some other type business, professional or other association that is incorporated, please specify below (e.g., bank, savings and loan association, etc.)

6. If the entity is required to maintain a registered office in Texas, the address of the registered office is CT Corporation System, 1021 Main Street, Houston, Texas 77002

and the name of its registered agent

at such address is CT Corporation System

The address of the principal office (if not the same as the registered office) is

1421 Wells Branch Parkway, Suite 105, Pflugerville, Texas 78660

7. If the entity is not required to or does not maintain a registered office in Texas, the office address in Texas is N/A


and if the entity is not incorporated, organized or associated under the laws of Texas, the address of its place of business in Texas is N/A

and the office address elsewhere is _____

8. The county or counties where business or professional services are being or are to be conducted or rendered under such assumed name are (if applicable, use the designation "ALL" or "ALL EXCEPT")

All

9. The undersigned, if acting in the capacity of an attorney-in-fact of the entity, certifies that the entity has duly authorized the attorney-in-fact in writing to execute this document.

By 
Signature of officer, general partner, manager, representative or attorney-in-fact of the entity

NOTE

This form is designed to meet statutory requirements for filing with the secretary of state and is not designed to meet filing requirements on the county level. Filing requirements for assumed name documents to be filed with the county clerk differ. Assumed name documents filed with the county clerk are to be executed and acknowledged by the filing party, which requires that the document be notarized.

Form No. 503
Revised 9/99

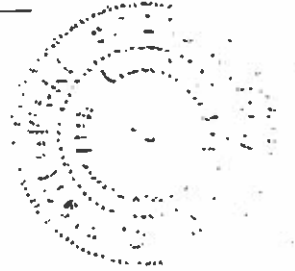
STATE OF ~~TEXAS~~ ^{Pennsylvania}
COUNTY OF Montgomery

Before me on this 2nd day of February 2004, personally appeared
Roy H. Stahl and acknowledged to me that he he/she
executed the foregoing certificate for the purposes therein expressed.


My Commission Expires:
2008

Lisa S. Piotrowski
Notary Public, State of ~~Texas~~
Pennsylvania

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Lisa S. Piotrowski, Notary Public
Lower Merion Twp., Montgomery County
My Commission Expires Jan. 19, 2008
Member, Pennsylvania Association Of Notaries



Form 404
Rev. (09/03)

<p>Form 404 (revised 9/03)</p>	<p style="text-align: right;">This space reserved for office use.</p> <div style="text-align: center;">  Articles of Amendment Pursuant to Article 4.04, Texas Business Corporation Act </div> <div style="text-align: right; margin-top: 20px;"> <p>FILED In the Office of the Secretary of State of Texas</p> <p>JAN 16 2004</p> <p>Corporations Section</p> </div>
<p>Return in Duplicate to: Secretary of State P.O. Box 13697 Austin, TX 78711-3697 FAX: 512/463-5709</p> <p>Filing Fee: \$150</p>	

Article 1—Name

The name of the corporation is as set forth below:

Aqua Source Utility, Inc.

State the name of the entity as it is currently shown in the records of the secretary of state. If the amendment changes the name of the entity, state the old name and not the new name in Article 1.

The filing number issued to the corporation by the secretary of state is: _____

Article 2—Amended Name

(If the purpose of the articles of amendment is to change the name of the corporation, then use the following statement)

The amendment changes the articles of incorporation to change the article that names the corporation.

The article in the Articles of Incorporation is amended to read as follows:

The name of the corporation is (state the new name of the corporation below)

Aqua Utilities, Inc.

The name of the entity must contain an organizational ending or accepted abbreviation of such term. The name must not be the same as, deceptively similar to or similar to that of an existing corporate, limited liability company, or limited partnership name on file with the secretary of state. A preliminary check for "name availability" is recommended.

Article 3—Amendment to Registered Agent/Registered Office

The amendment changes the articles of incorporation to change the article stating the registered agent and the registered office address of the corporation. The article is amended to read as follows:

Registered Agent of the Corporation
(Complete either A or B, but not both. Also complete C.)

A. The registered agent is an organization (cannot be corporation named above) by the name of:

OR

B. The registered agent is an individual resident of the state whose name is set forth below.

First Name	MI	Last Name	Suffix

Registered Office of the Corporation (Cannot be a P.O. Box.)

C. The business address of the registered agent and the registered office address is:			
Street Address	City	State	Zip Code
		TX	

Article 4 – Other Altered, Added, or Deleted Provisions

Other changes or additions to the articles of incorporation may be made in the space provided below. If the space provided is insufficient to meet your needs, you may incorporate the additional text by providing an attachment to this form. Please read the instructions to this form for further information on format.

Text Area (The attached addendum, if any, is incorporated herein by reference.)

Article 5—Date of Adoption

The date of the adoption of the amendment(s) by the shareholders of the corporation, or by the board of directors where no shares have been issued is December 19, 2003

Article 6—Statement of Approval


The amendments to the articles of incorporation have been approved in the manner required by the Texas Business Corporation Act and by the constituent documents of the corporation.

Effective Date of Filing

- A. This document will become effective when the document is filed by the secretary of state.
- OR
- B. This document will become effective at a later date, which is not more than ninety (90) days from the date of its filing by the secretary of state. The delayed effective date is Jan.16, 2004 11:59PM

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a false or fraudulent document.


Signature of Authorized Officer

1/16/04
Date

3. Written Descriptive Statement



Nature, Purpose & Location

Aqua Texas, Inc's Sierra West Water System is a public water system (TCEQ PWS# TX1050134) serving residents within Hays County. Well No. 2 will be located at an existing plant site and the water will be used to supply customers in Aqua's CCN.

Aqua Texas, Inc. is wanting to drill a new well into the Middle Trinity Aquifer which will add well capacity to meet future demands. The existing well that currently serves the Sierra West system is completed in the Middle Trinity Aquifer.

Water from the well will not be leased, resold, transferred or transported to other users than the customers of Aqua within their CCN.

Pumpage Volume

The anticipated pumping rate for Well No. 2 is 200 gpm. The pumping volume is expected to occur in aggregate with the existing Sierra West Well No. 1. The proposed permit volume will increase by 6,000,000 gallons per year for a total of 36,000,000 gallons per year between the new and existing well.



4. Well Construction Design Schematic



BSEACD Well Drilling Authorization Geology Review

Owner: Aqua Tx, Inc.
 Driller: _____
 Well Address: 272 Cannalily Circle, Driftwood, TX

Application	
Submitted	23 Feb 24
Permit Type	Historical Middle Trinity
Target Production Zone	CGW Creek - MT
Alternative Production Zone	
Coordinates	30.063920° N -98.007460° W

Nearby Well Geology and Water Quality			
Contact Name	5764613	5857404	ATI - Geneva West #2
Surface Geology	Upper Glen Rose	Walnut	
Elevation	1037'	1020'	1020'
D _{Top} K _{au}			
D _{Top} K _{ef}			
D _{Top} K _{bu}			
D _{Top} K _{dr}			
D _{Top} K _{gt}			
D _{Top} K _{ed}		59'	
D _{Top} K _{wal}		108'	
D _{Top} K _{gru}	28'	134'	
D _{Top} K _{grl}	448'	570'	
D _{Top} K _{he}	728'	849'	
D _{Top} K _{cc}	748'	862'	
D _{Top} K _{ha}	817'	930'	
Total Well Depth	946'	1020'	925' (proposed) ✓
TDS			
Sulfates			

Notes:

- Projects constructed on or after January 1, 2014 must comply with the Reduction in Lead in Drinking Water Act that reduces the maximum allowable lead content of pipes, pipe fittings, plumbing fixtures and fixtures to 0.25 percent.
- Wellheads and pump bases shall be sealed by a gasket or sealing compound and properly vented to prevent the possibility of contaminating the well water. A well casing vent shall be provided with an opening that is covered with 16-mesh or finer corrosion-resistant screen, facing downward, elevated and located so as to minimize the drawing of contaminants into the well. Wellheads and well vents shall be at least two feet above the highest known watermark or 100-year flood elevation, if available, or adequately protected from possible flood damage by levees.
- Formation depths are general and for illustrative purposes only.
- Pump head calculations are estimated and are subject to change.

Pump Head Calculations

Static	350'
Drawdown	250'
Frictional Loss (Column Pipe)	16.3'
Frictional Loss (Line, 190' of 4" PVC)	4.3'
Elevation	24'
TDH	644.6'

The seal appearing on this document was authorized by Jerry G. Shepherd, P.E. (Texas Serial #63047) on the date indicated. Absorption of this seal document without proper notification to the responsible engineer is an offense under the Texas Engineering Practices Act.

Well Profile: Well No. 2
Aqua Texas, LLC
Sierra West
PWS #TX1050134
Hays County, Texas

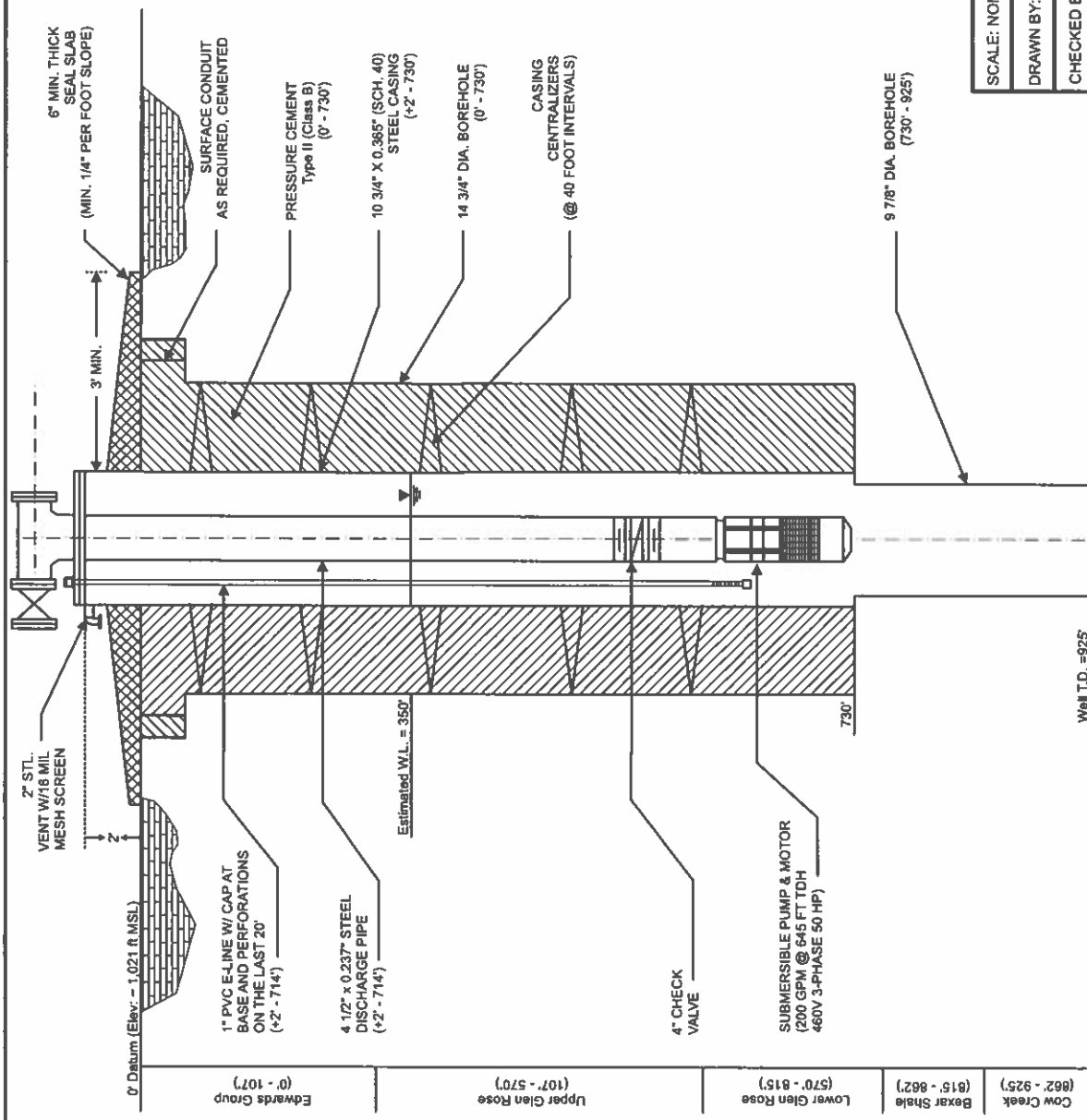


Southwest Engineers
 11141 HICKORY
 30700 Alameda
 P.O. Box 1000
 Hays County, Texas 78734
 (512) 773-3226



Wet Rock Groundwater Services, LLC
Groundwater Specialists
 TDPC Firm No: 90038
 317 Ranch Road 620 South, Suite 303
 Austin, Texas 78734 Ph: 512.773.3226
 www.wetrockgs.com

SCALE: NONE
DRAWN BY: SW DATE: 11-26-23
CHECKED BY: JGS DATE:
DRAWING NO: W-1
SHEET: 2 OF 4



Well T.D. = 925'

Hammett Clay
(825' - TD)

Cow Creek
(862' - 925')

Bear Shale
(915' - 862')

Lower Glen Rose
(570' - 815')

Upper Glen Rose
(107' - 570')

Edwards Group
(0' - 107')

5. Well Development Plan



During drilling of the well, cuttings will be collected and bagged at 20 ft. intervals for examination. Drill cuttings from the drilling process will be contained and eventually hauled off by the drilling contractor. It is anticipated that the well will be drilled using air rotary drilling techniques that do not include the use of mud. Every attempt will be made to keep fluids on the site; however, it is likely that water during drilling and testing will leave the site. There is an open land tract to the west of the proposed well (owned by Stephen and Patricia Schiber) that may be utilized for produced water. Aqua Texas Inc. will contact neighbors to acquire approval to have water come onto their property.



6. Work Plan for Aquifer Test and Hydrogeologic Report



Work Plan for Aquifer Test and Hydrogeologic Report

Aqua Texas, Inc. is submitting a permit application (Drilling Authorization) to the Barton Springs/Edwards Aquifer Conservation District (BSEACD) for a new public supply well completed within the Middle Trinity Aquifer. Aqua Texas, Inc. plans to amend its existing production permit from 30,000,000 gallons per year to a total volume of 36,000,000 gallons per year. Water produced from the completed wells will be used to supply customers within Aqua Texas, Inc.'s CCN.

According to the BSEACD guidelines, the Well No. 2 requested permit volume falls under Tier 2 of the Tiered Structure for Aquifer Testing and Hydrogeologic Report Requirements (>12,000,000 to 200,000,000 gallons per year). Key elements of the Aquifer Test and Report include:

- *Estimated aquifer properties:* Aqua Texas, Inc. (via WRGS) plans on calculating transmissivity and storativity from the aquifer test. The existing Sierra West Well No. 1 will be observed during testing. Nearby BSEACD-registered wells may also be observed during testing with owner approval.
- *Estimated extent and magnitude of well interference:* The hydrogeologic report will address the short- and long-term impacts (at least seven years) from the anticipated pumping on existing surrounding water wells. This will be done by utilizing the Cooper-Jacob and/or Theis methods to produce simple distance-drawdown graphs.
- *Water quality:* The hydrogeologic report will document and establish water chemistry of the groundwater produced at the end of the aquifer test, including field parameters (conductivity, temperature, pH) and laboratory results (TCEQ Maximum Contaminant Levels and Secondary Contaminant Levels).
- *Estimated impacts to regional water resources:* The hydrogeologic report will address estimated impacts to regional water resources including aquifers, springs and surface streams. Short and long-term impacts from the pumping of Well No. 2 on the resources and the Desired Future Conditions (DFCs) for the Trinity Aquifer will be discussed.

As stated in the BSEACD guidelines, hydrogeologic studies provide essential information for water-resource management for both the District and the permittee. Hydrogeologic studies and aquifer tests are essential tools to assess and document the potential influences on local wells and to understand the local aquifer characteristics. The work plan for the hydrogeologic report and aquifer testing will be conducted based on the following objectives:

1. Provide a detailed description of the project to include location, pumping demands, pumping schedules (frequency, peak demand hours, and pumping rates), and the location and volume of the water;
2. Briefly describe the geologic and hydrogeological properties of the Trinity Aquifer in the area of the well;
3. Design, perform, and analyze the results of the aquifer test; and
4. Report water quality sample analysis results and evaluate potential water level and water quality impacts from the well and determine the potential for unreasonable impacts.



Item 5

Board Discussion and Possible Action

- c. Discussion and possible action related to a Well-Drilling Authorization during District-declared drought for Aqua Texas Oak Meadows public water supply. The well location is in Hays County on a 0.60-acre tract located at Oak Meadows Rd, San Marcos, TX 78666, in Precinct 1; Lat/Long: 29° 57' 54.21" N, 97° 58' 39.29" W. The well is proposed to be completed in either the Upper or Middle Trinity Aquifer.

Application Summary and Staff Recommendations
06/13/2024

DESCRIPTION OF APPLICATION

Applicant: Aqua Texas, Inc.

Type of Application: Well Drilling Authorization for new well in Middle Trinity Management Zone

Request: Applicant is requesting to drill one (1) well in the Middle Trinity Aquifer for the purpose of public water supply to support the demands of the Oak Meadows' CCN by supplementing existing Edwards wells. A separate Production Permit Application will be required in order to operate and produce from this well in the future.

REASON FOR REQUEST

Aqua Texas, Inc. submitted one (1) well drilling authorization application on February 23, 2024 with the District for a new nonexempt Upper or Middle Trinity well. The applicant currently holds nine (9) production permits with the District including six (6) historical Edwards, two (2) historical Middle Trinity, and one (1) historical Lower Trinity. These permits are for the groundwater production of forty-one (41) existing wells. The most recent well drilling being for a new Lower Trinity well located within the Bliss Spillar system. The proposed use of the new well will be to supply water to the end-users of the Oak Meadows CCN and help alleviate strain on the existing Edwards wells already supplying the neighborhood. If the applicant finds the groundwater production and quality to be adequate and desirable, the applicant will file a future production permit application in which case they would have to support that request by completing a full-scale aquifer test and hydrological report.

WELL/RECEIVING AREA LOCATION

The proposed well is located in Hays County on a 0.6-acre tract located on north side of Oak Meadows Road in San Marcos (29° 57' 54.26" N, 97° 58' 39.29" W). Attachment A shows the location of the proposed new well. The produced groundwater is proposed to be used for public water supply to meet the demands of the end-users located in the Oak Meadows CCN and alleviate strain on the existing Edwards wells that already supply water in the territory.

WELL DESIGN

The well is expected to be completed in either the Upper Trinity or the Middle Trinity. The total well depth of the upper Trinity Well would be approximately 810 ft below ground surface or 1,100 ft below ground surface and completed so that water is only produced from the Middle Trinity – Lower Glen Rose Formation (Attachment B).

APPLICATION REVIEW

- Staff has reviewed the application and has determined that the application has satisfied all the requirements pursuant to the application checklist requirements in District Rule 3-1.4.A and that the required documentation and payment of fees have been satisfied.
- Staff has determined that the applicant has sufficiently addressed the criteria and considerations for Board action in accordance with District Rule 3-1.6(A).
- Staff has confirmed that the applicant filed proper notice and the required 28-day public comment period has expired in accordance with District Rule 3-1.4.B. (Attachment C).

STAFF RECOMMENDATIONS – 06/11/2023

Staff recommends **approval** of the above-referenced well drilling authorization application.

Appendix A
Well Location Map

Aqua Texas, Inc. - Oak Meadows #4

Proposed Trinity Well Location

Legend

★ Proposed Well Location - Oak Meadows

Proposed Well Location - Oak Meadows ★

C W Electrical Services

Hilliard Rd

Oak Meadows

Alcorn Ln

Oak Meadows

222

Morningmist Ct

Morningwood Dr

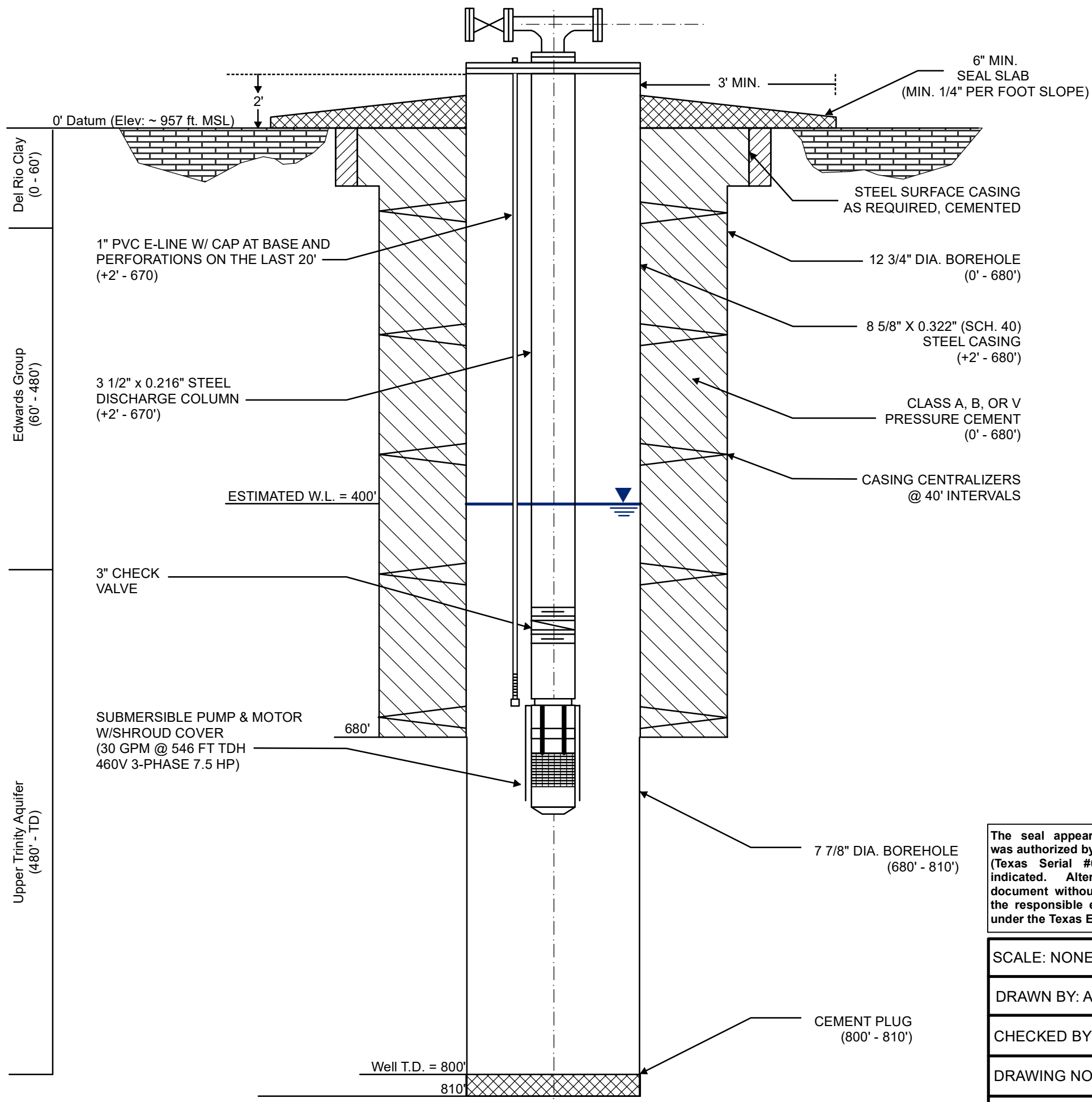
Andys Construction

Google Earth



1000 ft

Appendix B
Well Schematic



Notes:

1. Projects constructed on or after January 1, 2014 must comply with the Reduction in Lead in Drinking Water Act that reduces the maximum allowable lead content of pipes, pipe fittings, plumbing fixtures and fixtures to 0.25 percent.
2. Wellheads and pump bases shall be sealed by a gasket or sealing compound and properly vented to prevent the possibility of contaminating the well water. A well casing vent shall be provided with an opening that is covered with 16-mesh or finer corrosion-resistant screen, facing downward, elevated and located so as to minimize the drawing of contaminants into the well. Wellheads and well vents shall be at least two feet above the highest known watermark or 100-year flood elevation, if available, or adequately protected from possible flood damage by levees.
3. Formation depths are general and for illustrative purposes only.
4. Pump head calculations are estimated and are subject to change.

Pump Head Calculations

Static	400'
Drawdown	120'
Frictional Loss (Column Pipe)	1.75'
Frictional Loss (Line; 100' of 4" PVC)	0'
Elevation (GST)	24'
TDH	545.75'

The seal appearing on this document was authorized by Jerry G. Shepherd, P.E. (Texas Serial #65047) on the date indicated. Alteration of this sealed document without proper notification to the responsible engineer is an offense under the Texas Engineering Practice Act.

SCALE: NONE
DRAWN BY: AW DATE: 11-27-23
CHECKED BY: JGS DATE:
DRAWING NO: W-1
SHEET: 2 OF 5

Well Profile: Well No. 4 (Upper Trinity Option)

Aqua Texas, Inc.
Oak Meadows Water System
PWS No. TX1050100
Hays County, Texas



Southwest Engineers

TBPE NO. F-1909
www.swengineers.com

HEADQUARTERS

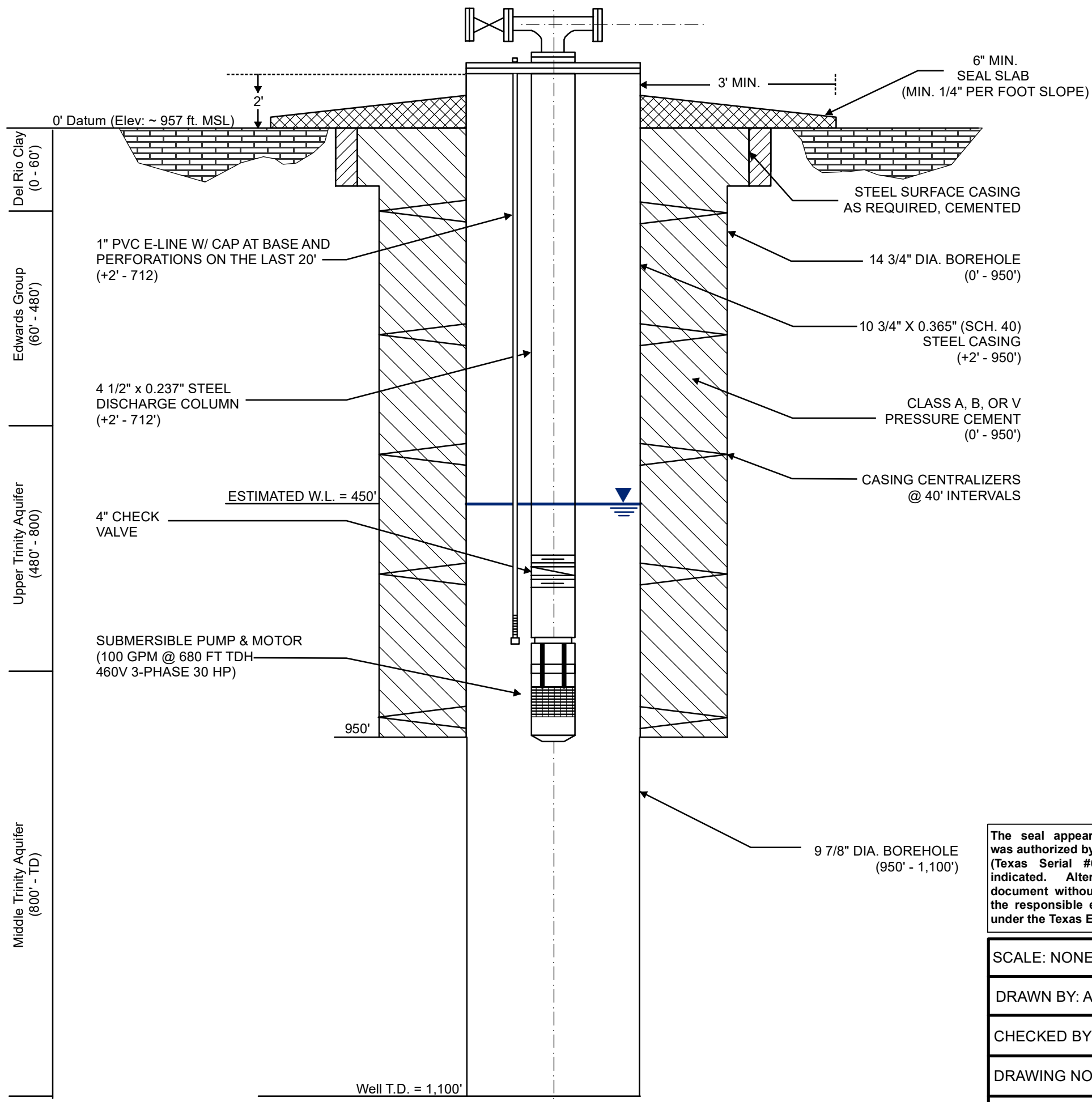
307 Saint Lawrence Street, Gonzales TX 78629
P: 830.672.7546 F: 830.672.2034

CENTRAL TEXAS

205 Cimarron Park Loop, Ste. B, Buda TX 78610
P: 512.312.4336



Wet Rock Groundwater Services, LLC
Groundwater Specialists
 TBPG Firm No: 50038
 317 Ranch Road 620 South, Suite 303
 Austin, Texas 78734 Ph: 512.773.3226
 www.wetrockgs.com



Notes:

1. Projects constructed on or after January 1, 2014 must comply with the Reduction in Lead in Drinking Water Act that reduces the maximum allowable lead content of pipes, pipe fittings, plumbing fixtures and fixtures to 0.25 percent.
2. Wellheads and pump bases shall be sealed by a gasket or sealing compound and properly vented to prevent the possibility of contaminating the well water. A well casing vent shall be provided with an opening that is covered with 16-mesh or finer corrosion-resistant screen, facing downward, elevated and located so as to minimize the drawing of contaminants into the well. Wellheads and well vents shall be at least two feet above the highest known watermark or 100-year flood elevation, if available, or adequately protected from possible flood damage by levees.
3. Formation depths are general and for illustrative purposes only.
4. Pump head calculations are estimated and are subject to change.

Pump Head Calculations

Static	450'
Drawdown	200'
Frictional Loss (Column Pipe)	4.49'
Frictional Loss (Line; 100' of 4" PVC)	0.63'
Elevation (GST)	24'
TDH	679.12'

The seal appearing on this document was authorized by Jerry G. Shepherd, P.E. (Texas Serial #65047) on the date indicated. Alteration of this sealed document without proper notification to the responsible engineer is an offense under the Texas Engineering Practice Act.

SCALE: NONE
DRAWN BY: AW DATE: 11-27-23
CHECKED BY: JGS DATE:
DRAWING NO: W-3
SHEET: 4 OF 5

Well Profile: Well No. 4 (Middle Trinity Option)

Aqua Texas, Inc.
Oak Meadows Water System
PWS No. TX1050100
Hays County, Texas



Southwest Engineers
TBPE NO. F-1909
www.swengineers.com

HEADQUARTERS

307 Saint Lawrence Street, Gonzales TX 78629
P: 830.672.7546 F: 830.672.2034

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Austin, Texas 78734 Ph: 512.773.3226
www.wetrocks.com

Well T.D. = 1,100'

Attachment C
Proof of Public Notice

San Marcos Daily Record

CLASSIFIEDS



FREE CLASSIFIED

Your ad, your way!

Your 5 line ad runs 5 days for FREE in the San Marcos Record
Call for details!

Place a classified

Call 512-392-2458
or email:
kjonas@sanmarcosrecord.com

Hours are 8:00 am - 5:00 pm
Monday - Friday

WE ACCEPT

View the Classifieds Online at: www.sanmarcosrecord.com



Featured Vehicle

CASH FOR
Junk Cars & Trucks.
Free Towing. Lost Title Ok.
210-776-9796



Featured Home

GREAT DEALS!
512-353-5001, \$775-
2/1, water pd, \$875 -
2/1, WD con. fp.



Featured Job

FOR HELP WANTED
Special pricing in the Record.
25 Words for just \$5 per day!
Call 512-392-2458

Public Notice

Public Notice

Public Notice

Public Notice

Public Notice

Public Notice

Public Notice

PUBLIC NOTICE

The San Marcos Police Department has recovered an amount of currency. Please contact the evidence unit at 512-754-2280 with details if you believe this item belongs to you. Thank you.

EXTRA SPACE STORAGE,

on behalf of itself or its affiliates, Life Storage or Storage Express, will hold a public auction to satisfy Extra Space's lien, by selling personal property described below belonging to those individuals listed below at the location indicated. All spaces contain household furniture unless otherwise noted.

2216 S Interstate 35 San Marcos, TX 78666 on 5-0-24 at 11:10am

BID NOTICE

The City of San Marcos is soliciting sealed bids for:

Solicitation Number: IFB 224-149
Onsite Dielectric Testing

Bid documents, addenda, bid tabulation, etc., are available for download at www.sanmarcostx.gov/eprocurement.

Project Scope:

This is for the annual test on tools and equipment used to work on energized power

lines. Dielectric testing ensures equipment and tools meet industry dielectric safety standards. These tests are conducted annually at

CITATION BY PUBLICATION/POSTING - FAMIL

Cause Number: 23-09-12763-CV

CLERK OF THE COURT
Melisa Miller
PO BOX 2985
CONROE, TX 77305

ATTORNEY REQUESTING THE ST
Robert Teir
4900 Woodway Drive
Suite 510
Houston TX 77056-1846

THE STATE OF TEXAS

To: Veronica Camacho and to all whom it may concern, Respondent(s),

You have been sued. You may employ an attorney. If you or your attorney do not file a written who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty d this citation and petition, a default judgment may be taken against you. In addition to filing a w clerk, you may be required to make initial disclosures to the other parties of this suit. These dis be made no later than 30 days after you file your answer with the clerk. Find out more at Texas

The petition of Stephanie Seidel; Aaron Seidel, Petitioner, was filed in the 418th Judicial District County, Texas, on this the 5th day of September, 2023, against Veronica Camacho Respondent(12763 and entitled

In the Interest of Josiah Camacho

The suit requests that Original Petition for Termination and Adoption, all as is more fully show this cause.

The date and place of birth of the child(ren) who is (are) the subject of suit is/are: March 7, 201 County, Texas.

PUBLIC NOTICE

Aqua Texas, Inc, (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on April 29, 2024 with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in either the Upper Trinity Aquifer OR the Middle Trinity Aquifer, and is planned to be used as a public water supply well to support residents connected to the Oak Meadows Water System. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.6-acre tract located at Oak Meadows Rd. (Lat: 29° 57' 54.26" N, Long: 97° 58' 39.29" W).

Publication of this notice begins a 28-day public response period for which comments, written formal protests and requests will be accepted by the District. Parties interested in formally participating in a hearing or a contested application should refer to District Rule 4-9.13. For further information, please contact District staff, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

Hays Free Press

113 West Center Street § P.O. Box 339
Kyle, Texas 78640 § Buda, Texas 78610
(512) 268-7862 • (512) 268-0262 (fax)

State of Texas §
County of Hays § Affidavit of Publication

RE: Oak Meadows Road Application

ACCT: 11421

AD ID: 56653

My name is Ashley Kontnier, and I am Publisher of the Hays Free Press. I am over the age of 18, have personal knowledge of the facts stated herein and am other-wise competent to make this affidavit.

The Hays Free Press is a legal newspaper publication under Texas law, headquartered and regularly published in Hays County, Texas. It is a newspaper of general circulation and is generally circulated in Hays County.

The attachment hereto was published in the Hays Free Press on 05/08/2024 at or below the classified legals rate:

NOTIFICATION OF ADMINISTRATIVELY COMPLETE APPLICATION

Aqua Texas, Inc, (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed one well drilling application on February 15, 2024 with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well.

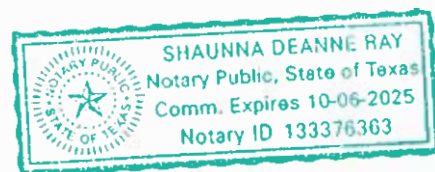
...


Ashley Kontnier, Publisher

Subscribed and sworn before me this the 8 day of May, 2024.



Shaunna Ray
Notary Public TX 133376363



San Marcos Daily Record

CLASSIFIEDS

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WE ACCEPT



Featured Vehicle

CASH FOR
Junk Cars & Trucks.
Free Towing. Lost Title Ok.
210-776-9796



Featured Home

GREAT DEALS!
512-353-5001, \$775-
2/1, water pd, \$875 -
2/1, WD con. fp.



Featured Job

FOR HELP WANTED
Special pricing in the Record.
25 Words for just \$5 per day!
Call 512-392-2458

Public Notice Public Notice Public Notice Public Notice Public Notice Public Notice Public Notice

PUBLIC NOTICE

The San Marcos Police Department has recovered an amount of currency. Please contact the evidence unit at 512-754-2280 with details if you believe this item belongs to you. Thank you.

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on behalf of itself or its affiliates, Life Storage or Storage Express, will hold a public auction to satisfy Extra Space's lien, by selling personal property described below belonging to those individuals listed below at the location indicated. All spaces contain household furniture unless otherwise noted.

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lines. Dielectric testing ensures equipment and tools meet industry dielectric safety standards. These tests are conducted annually at

CITATION BY PUBLICATION/POSTING - FAI

Cause Number: 23-09-12763-CV

CLERK OF THE COURT
Melisa Miller
PO BOX 2985
CONROE, TX 77305

ATTORNEY REQUESTING
Robert Teir
4900 Woodway Drive
Suite 510
Houston TX 77056-1846

THE STATE OF TEXAS

To: Veronica Camacho and to all whom it may concern, Respondent(s),

You have been sued. You may employ an attorney. If you or your attorney do not file a writ who issued this citation by 10:00 a.m. on the Monday next following the expiration of two this citation and petition, a default judgment may be taken against you. In addition to fill clerk, you may be required to make initial disclosures to the other parties of this suit. The be made no later than 30 days after you file your answer with the clerk. Find out more at

The petition of Stephanie Seidel; Aaron Seidel, Petitioner, was filed in the 418th Judicial County, Texas, on this the 5th day of September, 2023, against Veronica Camacho Respo 12763 and entitled

In the Interest of Josiah Camacho

The suit requests that Original Petition for Termination and Adoption, all as is more fully this cause.

The date and place of birth of the child(ren) who is (are) the subject of suit is/are: March County, Texas.

PUBLIC NOTICE

Aqua Texas, Inc, (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on April 29, 2024 with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in either the Upper Trinity Aquifer OR the Middle Trinity Aquifer, and is planned to be used as a public water supply well to support residents connected to the Oak Meadows Water System. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.6-acre tract located at Oak Meadows Rd. (Lat: 29° 57' 54.26" N, Long: 97° 58' 39.29" W).

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RE: Aqua Texas, Inc. Oak Meadows Well No. 4 and Sierra West Well No. 2 - Drilling Authorization Applications

A Worsley <a.worsley@wetrockgs.com>

Mon 4/29/2024 10:45 AM

To: Erin Swanson <eswanson@bseacd.org>

Cc: Weaver, Jake Lee <JLWeaver@aquaamerica.com>; Savior, Lauren <LSavior@aquaamerica.com>; Foltz, Scot W <SWFoltz@aquaamerica.com>

Thank you very much Erin!

We will get to work on this.



Andrew Worsley, P.G.

Wet Rock Groundwater Services, LLC

317 Ranch Road 620 South, Suite 303

Austin, TX 78734

Phone: (254) 315-1129

From: Erin Swanson <eswanson@bseacd.org>

Sent: Monday, April 29, 2024 10:35 AM

To: A Worsley <a.worsley@wetrockgs.com>

Cc: Weaver, Jake Lee <JLWeaver@aquaamerica.com>; Savior, Lauren <LSavior@aquaamerica.com>; Foltz, Scot W <SWFoltz@aquaamerica.com>

Subject: Re: Aqua Texas, Inc. Oak Meadows Well No. 4 and Sierra West Well No. 2 - Drilling Authorization Applications

Good Morning Andrew,

I hope that you had a good weekend.

Attached please find both of the admin complete letters for the Well Drilling Authorization applications submitted for Aqua Texas, Inc.'s Oak Meadows #4 and Sierra West #2 wells. Also attached are the wellowner notification lists that I was able to come up with based on the lists originally submitted with each application. I made a few edits using our database and the Hays CAD website. I have also included a PDF that outlines the notification process, if needed.

Below is the notice language that you provided for Oak Meadows in an earlier email. I took that language and edited it to come up with the language for both of the Sierra West notifications. If you look through it and want to make any changes to any of the notices for either application, please let me know before you start the notice process so I can confirm the changes are good with us.

If all looks good, you are good to post in the papers and then send out the letters following the paper notice.

Let me know if once you have dates lined up for the newspaper notices so that we can coordinate our notices to publish a day or 2 after in the Hays Free Press. When you have them, we will also need a copy of each affidavit of publication for both notices.

If you have any questions or need help with the notices, please let me know.

OAK MEADOWS:

Notice Language for Oak Meadows Surrounding Well Owners

[Recipient]

[Address]

[Address]

RE: Public Notice for Well Drilling - Aqua Texas, Inc. Oak Meadows Water System Well No. 4

Dear [Recipient]:

Aqua Texas, Inc. (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on [date] with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in either the Upper Trinity Aquifer OR the Middle Trinity Aquifer, and is planned to be used as a public water supply well to support residents connected to the Oak Meadows Water System. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.6-acre tract located at Oak Meadows Rd. (Lat: 29° 57' 54.26" N, Long: 97° 58' 39.29" W).

According to District records, you have a registered well that is within 0.5 miles of the applicant's proposed well. Publication of this notice was published on [date] in the San Marcos Daily Record newspaper which began a 20-day public response period for which comments, written formal protests and requests for a public hearing will be accepted by the District until [date]. Parties interested in formally participating in a hearing on a contested application should refer to District Rule 4-9.13. For further information, please contact the District, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

Notice Language for San Marcos Daily Record

Aqua Texas, Inc. (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on [date] with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in either the Upper Trinity Aquifer OR the Middle Trinity Aquifer, and is planned to be used as a public water supply well to support residents connected to the Oak Meadows Water System. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.6-acre tract located at Oak Meadows Rd. (Lat: 29° 57' 54.26" N, Long: 97° 58' 39.29" W).

Publication of this notice begins a 28-day public response period for which comments, written formal protests and requests will be accepted by the District. Parties interested in formally participating in a hearing or a contested application should refer to District Rule 4-9.13. For further information, please contact District staff, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

SIERRA WEST:

Notice Language for Sierra West #2 Surrounding Well Owners

[Recipient]

[Address]

[Address]

RE: Public Notice for Well Drilling - Aqua Texas, Inc. Sierra West System Well No. 2

Dear [Recipient]:

Aqua Texas, Inc. (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on [date] with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in the Middle Trinity Aquifer, and is planned to be used for the purposes of public water supply and acting as an emergency back-up supply well to support residents connected to the Sierra West system. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.18-acre tract located at 272 Canna Lily Circle. (Lat: 30° 3' 50.025" N, Long: 98° 0' 26.668" W).

According to District records, you have a registered well that is within 0.5 miles of the applicant's proposed well. Publication of this notice was published on [date] in the Austin American Statesman newspaper which began a 20-day public response period for which comments, written formal protests and requests for a public hearing will be accepted by the District until [date]. Parties interested in formally participating in a hearing on a contested application should refer to District Rule 4-9.13. For further information, please contact the District, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

Notice Language for the Austin American Statesman

Aqua Texas, Inc. (1106 Clayton Lane STE 400W. Austin, TX 78723) has filed a well drilling application on [date] with the Barton Springs/Edwards Aquifer Conservation District (District) for one new nonexempt well. The well is proposed to be discretely completed in the Middle Trinity Aquifer, and is planned to be used for the purposes of public water supply and acting as an emergency back-up supply well to support residents connected to the Sierra West Water System. A separate Production Permit Application will be required in order to operate and produce from this well in the future. The proposed well is located in Hays County on a 0.18-acre tract located at 272 Canna Lily Circle. (Lat: 30° 3' 50.025" N, Long: 98° 0' 26.668" W).

Publication of this notice begins a 28-day public response period for which comments, written formal protests and requests will be accepted by the District. Parties interested in formally participating in a hearing or a contested application should refer to District Rule 4-9.13. For further information, please contact District staff, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Aqua Texas, Inc. at (512) 990-4400.

Thank you,

Erin



**Barton Springs
Edwards Aquifer**
CONSERVATION DISTRICT

April 29, 2024
Sent via regular mail and email

Aqua Texas, Inc.
Attn: Scot Foltz, Lauren Savior, and Jake Webber
1106 Clayton Lane, Suite 400W
Austin, TX 78723

RE: Staff Administrative Completeness Review of one (1) Well Drilling Application submitted by Aqua Texas, Inc. for authorization to complete a well within their existing Sierra West system into the Middle Trinity Aquifer the purposes of Public Water Supply and being an emergency back-up well.

Dear Mr. Foltz:

The above referenced application and the subsequent additional information submittal have been received and reviewed and have been determined to have sufficiently addressed the information requirements in accordance with District Rule 3-1.4(A). **Therefore, the application is determined to be administratively complete as of April 26, 2024.**

Please note that the next step in your application process is to publish public notice. To facilitate you in publishing a notice, I have enclosed instructions that describe the District's notice requirements.

Once you have received this letter of an administratively complete determination **appropriate notice must be provided within ten (10) business days** pursuant to District Rule 3-1.4(B)(2), which states:

"...Applicants shall publish notice not later than ten (10) business days after receiving an administratively complete determination from the General Manager or the General Manager's designated representative."

Upon submitting the notice information for publication, please contact our office to provide the target publication date and to ensure that all requirements are met, and all necessary documentation is provided.

The publication of the notice initiates a **28-day public comment period that begins the day after the date of publication**. Should significant public comment be received by the district, the General Manager may use her discretion to schedule a public hearing.

If you have any further questions, please feel free to contact District staff by phone at (512)282-8441 or by e-mail at eswanson@bseacd.org or tloftus@bseacd.org.

Sincerely,

Timothy T. Loftus, Ph.D.
General Manager

Enclosure:
Instructions for Public Notice

Name	Mailing Address	Physical Address
Dale and Patricia Caudill & Thomas and Sherry Walsh	10351 FM 150W, Driftwood, TX 78619	10351 FM 150W, Driftwood, TX 78619
Greg Hervey	668 Canna Lily Circle, Driftwood, TX 78619	668 Canna Lily Circle, Driftwood, TX 78619
John and Linda Thomas	P.O. Box 617, Wimberley, TX 78676	301 Misti Lane, Driftwood, TX 78619
Susan Gates	598 Lame Hoss Lane, Driftwood, TX 78619	598 Lame Hoss Lane, Driftwood, TX 78619
Roland and Laurie Goodsey	ATTN: Janet Wilson 2918 Annabelle Drive, Bellevue, NE 68123-3919	600 Misti Lane, Driftwood, TX 78619
Joseph Horne	450 Misti Lane, Driftwood, TX 78619	450 Misti Lane, Driftwood, TX 78619

RE: Aqua Texas, Inc. Oak Meadows Well No. 4 and Sierra West Well No. 2 - Drilling Authorization Applications

A Worsley <a.worsley@wetrockgs.com>

Wed 4/24/2024 9:18 AM

To: Erin Swanson <eswanson@bseacd.org>

Cc: Weaver, Jake Lee <JLWeaver@aquaamerica.com>; Jeff Watson <jwatson@bseacd.org>; Kaveh Korzad <k.khorzad@wetrockgs.com>

 **2 attachments (367 KB)**

AT Workplan Review RFL_JW_20240423.pdf; AT Workplan Review RFL_JW_20240423.pdf;

Thanks Erin and Jeff!

We will:

1. lengthen each test to meet BSEACD guidelines;
2. get background water level trends prior to testing;
3. strive for constant rates for each, assuming we don't hit a boundary condition;
4. monitor at least one of the Edwards wells for the Oak Meadows testing;
5. monitor at least one nearby Upper Trinity well for Sierra testing (with district guidance);
6. add the K, Mg, and total P water quality parameters.

For both tests, are there any specific district monitor wells we can utilize to serve as observation wells? This will help us confirm the aquifer test plans.

Much appreciated



Andrew Worsley, P.G.

Wet Rock Groundwater Services, LLC

317 Ranch Road 620 South, Suite 303

Austin, TX 78734

Phone: (254) 315-1129

From: Erin Swanson <eswanson@bseacd.org>

Sent: Wednesday, April 24, 2024 9:00 AM

To: A Worsley <a.worsley@wetrockgs.com>

Cc: Weaver, Jake Lee <JLWeaver@aquaamerica.com>

Subject: Re: Aqua Texas, Inc. Oak Meadows Well No. 4 and Sierra West Well No. 2 - Drilling Authorization Applications



**Barton Springs
Edwards Aquifer**
CONSERVATION DISTRICT

April 23, 2024

via email

RE: Staff review of Aquifer Test Workplan submitted by Aqua Texas, LLC, for authorization to conduct an aquifer test and produce groundwater from the Upper or Middle Trinity Aquifer for the Oak Meadows system.

Dear Mr. Khorzad:

The Aquifer science team has reviewed the aquifer test plan submitted for the Aqua Texas, LLC, Oak Meadows Well No. 4. Please note the following comments and make changes to your test plan:

- Per the aquifer testing guidelines, note that the aquifer test should be a constant rate pumping test. Any well testing (step tests) for pump sizing should be performed prior to the aquifer test and enough time should elapse between step testing and the aquifer test to allow for recovery of water levels to static.
- Note if the well is pumped at a constant rate of 30 gpm as proposed, an aquifer test of ~45.7 hours will be required to meet the 3X daily equivalent volume. For 100 gpm, a 36 hour test will cover the 3X daily equivalent volume requirement. Also note that, per the BSEACD Guidelines for Hydrogeologic Report and Aquifer Testing, longer duration tests are preferred. Consider increasing the planned duration of pumping if possible.
- During the aquifer test, discharge measurements must be collected with enough frequency to confirm an approximately constant pumping rate throughout the duration of the test.
- Add the following to the constituent list for water quality analysis: Potassium (major ion), Magnesium (major ion), Total Phosphorus (nutrient).
- If possible, more than the proposed 24 hours of pre-test data should be collected. Note that aquifer testing guidelines specify that at least one week of pre-test data should be collected. Enough pre-test data should be collected to identify any pre-test trends in water level changes.
- If possible, water levels in at least one of Edwards wells should be monitored by transducer for the duration of the aquifer test to evaluate potential for impacts to the Edwards from underlying Trinity pumping. The District may be able to assist with providing additional transducers for monitoring. If possible, the Oak Meadows Edwards wells should not be pumped during the aquifer test in order to allow for evaluation of potential cross-aquifer connectivity.
- Keep BSEACD staff informed on planned timing of aquifer testing as the test approaches in order to allow for coordination and deployment of potential observation well transducers.

Sincerely,
Jeff Watson, P.G.
Staff Hydrogeologist

**Oak Meadows Well No. 4:
Drilling Authorization**

for

Aqua Texas, Inc.
1106 Clayton Lane
Austin, Texas 78723

Hays County, Texas

February 2024

WRGS Project No. 006-012-23



Wet Rock Groundwater Services, L.L.C.

Groundwater Specialists

317 Ranch Road 620 South, Suite 303

Austin, Texas 78734

Phone: 512-773-3226 • www.wetrockgs.com

TBPG Firm No: 50038

Table of Contents

1. Application for Drilling Authorization Form
2. General Warranty Deed
3. Written Descriptive Statement (Item 1)
4. Well Construction Design Schematic (Item 2)
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6. Work Plan for Aquifer Test and Hydrogeologic Report (Item 4)
7. Public Notice Contact List/Map (Item 5)
8. Additional Information (Item 6)



1 – Application for Drilling Authorization Form





**Barton Springs
Edwards Aquifer**
CONSERVATION DISTRICT

Application for Drilling/Modification Authorization

Application Fee - \$625

1124 Regal Row ~ Austin, TX 78748 ~ 512-282-8441 ~ www.bseacd.org

Complete this application for authorization to drill a new well or modify an existing well. Modification of a well is to alter the physical or mechanical characteristics of a well, its equipment, well depth, or production capabilities. If you are only repairing well equipment (and do not alter original state or increase capacity) then no application is needed.

- \$ 625 Drill New Well
 \$ 625 Modify Existing Well

Section I. Contact Information

Well Owner /Applicant: Aqua Texas, Inc. (Scot Foltz) Email: swfoltz@aquaamerica.com
Mailing Address: 2611 FM 2325 City: Wimberley Zip: 78676 County: Hays
Primary Phone: 512-330-9904 Secondary Phone: 512-844-9699 (cell)
Please check the box that appropriately describes the applicant: Land Owner/Grantor Lessee/Grantee
Property lot size: 0.6 acres

Check this box if the physical address is the same as the mailing address.

Physical Well Address: Oak Meadows Rd City: San Marcos Zip: 78666 County: Hays

Technical Consultant

This is the person who may be employed by the applicant to complete this application on the applicant's behalf.

Consultant Name : Kaveh Khorzad
Mailing Address: 317 RR 620 S. Ste. 303
City: Austin, Texas Zip: 78734
Primary Phone: 512-773-3226 (cell)
Secondary Phone: _____
Email: k.khorzad@wetrockgs.com

Alternate Point of Contact (Well Site Access)

Contact Name : Brian Robinson
Mailing Address: 2611 FM 2325
City: Wimberley, Texas Zip: 78676
Primary Phone: 512-667-4520 (cell)
Secondary Phone: _____
Email: rrobinson@aquaamerica.com

Section II. Supporting Ownership Documentation

1. Provide a complete copy of the recorded deed, showing current ownership, legal description, and a date recorded. If the applicant is a lessee/grantee then provide a copy of the recorded easement, lease, or memorandum of lease.
2. Provide a certified copy of the most recent property survey. If a subdivision plat is applicable, please also provide a recorded copy of the subdivision plat.
3. Provide a map of the property or site plan showing the location of the existing or proposed well, the locations of the nearest property lines (50ft setback), the nearest septic tank (150ft setback), the nearest septic absorption field or septic spray area (150ft setback), and the nearest potential sources of contamination (150ft setback).

Section III. Water Use Types

Select ALL the use types that will be supplied by the requested groundwater production from well(s).

- Irrigation:
- Agricultural Irrigation
 - Residential Irrigation (outdoor use only)
 - Golf Course Irrigation
 - Sports & Athletic Field Irrigation
 - Nursery/Greenhouse Irrigation
 - Other Irrigation _____
- Public Water Supply (Wholesale, Retail, Municipal, WSC, IOU)
- Industrial:
- Operational Processes/Facilities
 - Facility Landscape
- Commercial:
- Operational Processes/Facilities
 - Facility Landscape
- Aquifer Storage and Recovery
- Commercial Livestock
- Other _____

Section IV. Well Information

1. Indicate the total number of existing wells on the entire property, in use 2, not in use ____.
2. Will this well be placed in aggregate with an existing permitted well(s)? Yes No.
3. Will the groundwater withdrawn from this well be used in a location different from the well site? Yes or No
4. Is this a replacement well? Yes No If yes, what will the status of the old well be? in use capped plugged
5. Aquifer: Upper Trinity Middle Trinity Lower Trinity Fresh Edwards Other Upper OR Middle
6. Well Coordinates (<http://www.latlong.net/>) Latitude: 29° 57' 54.21" N Longitude: 97° 58' 39.33" W
7. The following information must be described in detail in a well schematic and in applicable descriptive statements.

For existing well to be modified:

Date well was drilled: _____ Well Driller: _____ Existing Well Capacity (GPM): _____
 Existing Pump Size (horsepower): _____ Existing Pump Depth: _____ Total Well Depth: _____
 Existing Casing Depth: _____ Anticipated Well Capacity (GPM): _____ Anticipated Pump Size (hP): _____
 Anticipated Pump Depth: _____ Anticipated Total Well Depth: _____

For new well to be drilled:

Anticipated Well Capacity (GPM): 30 or 100 Anticipated Pump Size (hP): 7.5 or 30
 Anticipated Pump Depth: 670 or 712 Anticipated Total Well Depth: 800 or 1,100

Section V. Declarations

Initial to indicate that the applicant has read and understands the following declarations.

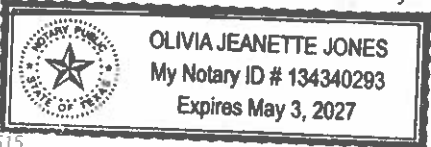
- SW The applicant agrees that water produced/withdrawn from the well in reference will be put to beneficial use at all times.
- SW The applicant understands that failure to submit all required application items within the application review period will result in an administratively incomplete application and non-issuance of a permit.
- SW The applicant will comply with the District Rules and Bylaws, all orders, and permits promulgated pursuant to the District Rules.
- SW The applicant will comply with well plugging and capping guidelines set forth in these Rules and will report well closures as required in Rule 3-5.
- SW Many of the incorporated cities within Travis and Hays Counties have ordinances concerning the drilling of wells within their city limits. It is your responsibility to comply with your city ordinances regarding the drilling of wells. The permits issued by the Barton Springs/Edwards Aquifer Conservation District do not confer any right to violate any city ordinances regarding drilling wells within city limits.
- SW The applicant understands that this permit confers no vested rights in the holder and the permit is non-transferable. **Written notice must be given to the District by the permittee prior to any sale or lease of the well covers by the permit.**
- SW This authorization is not a permit to produce groundwater from the well; a Production Permit is required for that purpose.

Section V. Applicant or Authorized Agent Sworn Statement

I hereby make application to the Barton Springs/Edwards Aquifer Conservation District for the purpose indicated above for the water well described herein, and I certify that I am the property owner/grantor or lessee/grantee or an Authorized Agent, and that each and all the statements herein are true and correct, and that I will comply with District Rules, Well Construction Standards, and groundwater use permit and plan requirements. I hereby authorize the District access to this property following reasonable advance notice or, in an emergency, immediately, with such emergency access reported to the owner if advance notice was not possible. The District may access the well for the purposes of inspecting, collecting water quality samples, and investigating conditions relating to the withdrawal, waste, water quality, pollution or contamination of groundwater.

[Signature] SCOT FOLK 2/29/24
 Signature of Applicant or Authorized Agent* Print Name Date
 (*Notarized Agent Authorization Form Required)

State of Texas, County of Travis . SWORN TO AND SUBSCRIBED before me by the said owner or agent on this the 29 day of February 2024
[Signature] May 3, 2027
 Notary Public, State of Texas My commission expires



APPLICATION CHECKLIST

The following items must be completed and submitted with your application form.

Item 1. Written Descriptive Statement

The applicant must provide a written detailed statement that addresses all of the following components. Please address all of the components below in one "type-written" statement in a word document format. The submitted word document should be signed and dated.

- a) Nature, Purpose & Location
 - Describe the nature and purpose of the various proposed uses including proposed uses by persons other than the well owner.
 - Describe the well location and the proposed receiving area from groundwater produced from the well
 - Describe Proposed Transfers or Transports – Location and purpose of any water to be resold, leased, transferred or transported.
- b) Pumpage Volume
 - State the anticipated pumpage volume and pumping rate at which water is proposed to be withdrawn from each well.

Item 2. Well Construction Design Schematic

You will need to submit a proposed well design schematic. The hydrogeologist/driller can work closely with the District and should provide a well design schematic with specifications to include: *the total depth, borehole diameter, casing diameter and depth, annular seal interval(s), annular sealing method, calculated grout volumes, surface completion specifications, and any other pertinent well construction information.*

Item 3. Well Development Plan

A well development plan that describes the process for handling cuttings and fluids during the well development.

Item 4. Hydrogeological Report

A Hydrogeological Report will be required for any new drilled well or modified well that will be part of an existing permitted aggregate well system and will have an anticipated pumpage greater than 2 million gallons per year. A hydrogeological report can only be performed on a well that is constructed to discretely produce from the target production zone and equipped for the ultimate planned use. If a hydrogeological report is required, District staff will coordinate with the applicant on fulfilling this component of the application.

Item 5. Public Notice Contact List/Map

Public notice is required for all nonexempt wells in which a drilling or production application is filed. District staff can provide guidance in collecting this information.

- Tax plat location map showing:**
 - o location of the proposed well/existing well to be modified.
 - o mapped wells within a half ½ mile radius of the proposed well/existing well in reference.
 - o all properties/landowners located within ½ mile radius of the proposed well/existing well in reference.
 - o mapped CCNs or PWS Service areas within ½ mile radius of the proposed well/existing well in reference.
- Mailing List: Registered Well Owners**
 - o Name/Mailing address/Physical addresses of all the registered well owners within ½ mile radius that will receive notice.
*It is only necessary to provide notice to property owners with wells (registered well owners should be notified regardless if they are served or not served by a retail water provider). It is not necessary to provide notice to property owners without wells and that are served by a retail water provider.
- Mailing List: Public Water Suppliers**
 - o Name/Mailing address/Physical addresses of all the Public Water Suppliers within ½ mile radius that will receive notice.

Item 6. Additional Information Requested by District General Manager

The applicant may be asked to submit other facts, information and considerations deemed necessary by the General Manager for protection of the public health and welfare, and conservation and management of natural resources in the District. If it is determined that additional information is needed, District staff will provide guidance in fulfilling this component of the application.

For District Personnel Use Only

Submitted <u>2/13/24</u> Staff Initials <u>SA</u>	\$500 Application Fee Chk #: <u>4460</u>	
Submitted <u>2/23/24</u> Staff Initials <u>SA</u>	Application Form	
Submitted <u>2/15/24</u> Staff Initials <u>SA</u>	Item 1. Written Descriptive Statement	Approved on _____
Submitted <u>2/15/24</u> Staff Initials <u>SA</u>	Item 2. Well Design Schematic	Approved on _____
Submitted <u>2/15/24</u> Staff Initials <u>SA</u>	Item 3. Well Development Plan	Approved on _____
Submitted <u>N/A</u> Staff Initials _____	Item 4. Hydrogeologic Report	Approved on _____
Submitted <u>/ /</u> Staff Initials _____	Item 5. Notice List and Map	Approved on _____

Application Administratively Complete on : _____ Incomplete on : _____
 Signature of Completion (District Staff) Jin Lyta Date: _____
 Board / General Manager Approval: _____ Date: 4.24.24
 Aquifer : _____ Use Type: _____ Authorization Term: _____ Temp Well # or SWN: _____

2 – General Warranty Deed



Wet Rock Groundwater Services, LLC



Groundwater Specialists

GENERAL WARRANTY DEED

**THE STATE OF TEXAS §
 § **KNOW ALL PERSONS BY THESE PRESENTS:**
COUNTY OF HAYS §**

THAT, Jim Ahern ("Grantor"), in consideration of the sum of Ten and No/100 (\$10.00) Dollars in hand paid to Grantor by AQUASOURCE UTILITY, INC., a Texas corporation ("Grantee"), the receipt of which is hereby acknowledged by Grantor, and other good and valuable consideration paid and agreed and secured to be paid to Grantor by Grantee in the manner set forth below, the sufficiency of which consideration is hereby acknowledged by Grantor, has GRANTED, BARGAINED, SOLD, and CONVEYED and by these presents does GRANT, BARGAIN, SELL, and CONVEY unto said Grantee, its successors and assigns, subject to the Permitted Exceptions described below, all of that certain real property located in Hays County, Texas, more particularly described on Exhibit "1" attached hereto, and all of Grantor's right, title, and interest, if any, in and to all easements, tenements, hereditaments, privileges, and appurtenances in any way belonging to the foregoing (collectively, the "Appurtenances"), including, without limitation, (i) any land to the midpoint of the bed of any highway, street, road or avenue, open or proposed, in front of, abutting or adjoining such land, (ii) any land lying in or under the bed of any creek, stream, bayou, or river running through, abutting, or adjacent to such land, (iii) any riparian, appropriative, or other water rights of Grantor appurtenant to such land and relating to surface or subsurface waters, (iv) any oil, gas, or other minerals or mineral rights relating to such land or to the surface or subsurface thereof, (v) any strips, gores, or pieces of property abutting, abounding, or which are adjacent or contiguous to such land, and (vi) all easements, rights of way, rights of ingress or egress, and reversionary interests benefiting such land (all such land, water rights, mineral rights, easements, and other appurtenant rights being herein referred to collectively as the "Property").

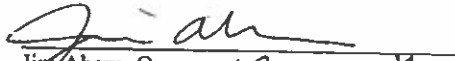
This conveyance is made by Grantor and accepted by Grantee expressly subject to those matters more particularly described on Exhibit "2" attached hereto and incorporated herein for all purposes (the "Permitted Exceptions"), to the extent, but only to the extent, the same are valid and subsisting and affect the Property.

TO HAVE AND TO HOLD the Property, together with all and singular rights and appurtenances thereto in anywise belonging, unto Grantee, its successors and assigns forever; and subject to the above described Permitted Exceptions, grantor does hereby bind itself and its successor, to WARRANT AND FOREVER DEFEND all and singular the Property unto Grantee, its successors, and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof. Notwithstanding anything continued herein to the contrary, however, with respect to the appurtenances, Grantor is hereby only granting, bargaining, selling and conveying any of Grantor's right, title, and interest in and to the same without warranty (whether statutory, express or implied).

Real estate and ad valorem taxes and all other taxes, assessments, and standby fees against the Property for the year 1998 have been prorated between Grantor and Grantee as of the date hereof.

EXECUTED on this 31 day of December, 1998, but effective for all purposes as of December 31, 1998.

GRANTOR:
Maverick Loft, Inc. dba Hays Water Company


Jim Ahern, Owner *President*

Address of Grantor:
Jim Ahern
Hays Water Company
3510 North Saint Mary's, Suite 300
San Antonio, Texas 78212

ret Address of Grantee:
Attention: Linda Law
AquaSource Utility, Inc.
16810 Barker Springs, Suite B215
Houston, Texas 77084
281 - 373 - 0301

THE STATE OF TEXAS §
§
COUNTY OF HAYS §
§

This instrument was acknowledged before me on the 31 day of December, 1998, by Jim Ahern, owner of Maverick Loft, Inc. dba Hays Water Company.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 31 day of December, 1998.



Notary Public in and for the State of Texas
Printed Name: Charlene Haase
My Commission Expires: 08/04/01



Exhibit "1"
To General Warranty Deed

Legal Description – Front Well

0.597 of an acre, more or less, of land, part of the Robert Wilkins Survey Abstract No 491, being out of and a part of Lot 2, Oak Meadows Subdivision, as recorded in Volume 2, Page 279, of the Plat Records of Hays County, Texas, and shown as "Well Site" on the resubdivision of Lots 1, 2, 3, and 4, of Oak Meadows Subdivision, according to the plat thereof recorded in Volume 3, Page 325, of the Plat Records of Hays County, Texas, said 0.597 of an acre being more particularly described by metes and bounds as follows:

Beginning at a ¼-inch iron rod found for the north corner of this 0.597 of an acre tract and said Lot 2, the west corner of Lot 4, and being in the southeast line of the Highlands Subdivision, Section A, as recorded in Volume 1, Page 155, of the Plat Records of Hays County, Texas;

Thence with the common line of Lot 4 and Lot 2, South 39° 58' 10" East, 265.10 feet, to a ¼-inch iron rod set for the east corner of this 0.597 of an acre tract;

Thence, entering Lot 2, South 49° 09' 35" West, 99.60 feet, to a ¼-inch iron rod set for the south corner of this 0.597 of an acre tract;

Thence North 39° 58' 10" West, 257.36 feet, to a ¼-inch iron rod in the common line of Lot 2 and the Highlands Subdivision, Section A;

Thence, with said common line, North 45° 32' 09" East, 99.91 feet, to the Point Of Beginning.

Together With a non-exclusive access easement thirty feet in width for ingress and egress to said 0.597 of an acre tract as shown crossing Lots 4A and 2E on that one certain plat recorded in Volume 3, Page 325, of the Plat Records of Hays County, Texas.

Together With a non-exclusive access easement thirty feet in width for ingress and egress to said 0.597 of an acre tract as shown crossing Lots 4A and 2E on that one certain plat recorded in Volume 3, Page 325, of the Plat Records of Hays County, Texas.

~~REPRODUCTION~~ ORIGINAL DOCUMENT ILLEGIBLE

Exhibit "1"
To General Warranty Deed

Legal Description - Back Well

DESCRIPTION OF 0.50 ACRES, MORE OR LESS, OF LAND AREA IN THE ROBERT WILKINS SURVEY, ABSTRACT NUMBER 491, HAYS COUNTY, TEXAS, BEING A PORTION OF TRACT 29 AS CONVEYED IN A DEED FROM HOOD-235 LTD. TO ACORN LAND CORPORATION, INC. DATED OCTOBER 19, 1994 AND RECORDED IN VOLUME 1108, PAGE 408 OF THE HAYS COUNTY DEED RECORDS, SAID TRACT 29 BEING A PORTION OF TRACT 36 OF OAK MEADOWS SUBDIVISION AS RECORDED IN VOLUME 2, PAGE 279 OF THE HAYS COUNTY PLAT RECORDS, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING at an iron rod found in the center of a cul-de-sac at the end of a 60 foot road easement shown in the Plat of Oak Meadows subdivision for the common corner of Lots 32, 33, 34, 35 and 36 of Oak Meadows and the west corner of the Acorn Tract 29:

THENCE leaving Lots 32, 33, and 34 with the common line of Lots 35 and 36, for the south line of the Acorn Tract 29, N 81° 47' 19" E 55.00 feet to an iron rod found for the northwest corner of Lot 35J of a Resubdivision of Lot 35 as recorded in Volume 4, Page 305 of the Hays County Plat Records being in the south line of Lot 36 and Tract 29;

THENCE leaving Lot 35J and entering Lot 36 and Tract 29 with the northeast line of the cul-de-sac being a left-breaking curve having the following characteristics: central angle = 19° 55' 52", radius = 55.00 feet, arc length = 19.13 feet, and a chord which bears N 18° 10' 44" W 19.04 feet to an iron rod set for the southwest corner and THE PLACE OF BEGINNING of this tract;

THENCE leaving the PLACE OF BEGINNING as shown on that plat numbered 23654-96-14-0 dated January 23, 1997 as prepared for Acorn Land Corporation, Inc. by Byrn & Associates, Inc. of San Marcos, Texas, with the northeast line of the cul-de-sac being a left-breaking curve having the following characteristics: central angle = 16° 44' 40", radius = 55.00 feet, arc length = 16.03 feet, and a chord which bears N 36° 30' 19" W 15.97 feet to an iron rod set for the west corner of this tract in the southeast line of a 30 foot access easement described in Volume 940, Page 658 of the Hays County Deed Records and in the southeast line of a 2.30 acre tract described in an unrecorded deed of sale from Acorn Land Corporation Inc. to John R. Berger;

Records Note: ORIGINAL DOCUMENT

Records Note: ORIGINAL DOCUMENT ILLEGIBLE

Exhibit "1"
To General Warranty Deed

Legal Description - Back Well

THENCE with the northwest line of this tract and the remaining portion of the Acorn Tract 29 and the common southeast line of the 30 foot easement and the Berger tract N 45° 08' 51" E 242.83 feet to an iron rod set for the north corner of this tract;

THENCE leaving the 30 foot easement and the Berger Tract with northeast line of this tract and entering the remaining portion of the Acorn Tract 29 the following two courses;

1. S 44° 51' 09" E 178.31 feet to an iron rod set for an angle point, and
 2. S 81° 47' 19" W 249.84 feet to an iron rod set for an angle point;
- THENCE S 61° 50' 31" W 46.64 feet to the PLACE OF BEGINNING.

Exhibit "2"
To General Warranty Deed

Permitted Exceptions – Front Well

~~RESTRICTIONS~~ ORIGINAL DOCUMENT NUMBER

- 1.8.1. Restrictions of record in Volume 382, Page 242, of the Deed Records of Hays County, Texas, and amended in Volume 498, Page 11, Volume 498, Page 13, Volume 510, Page 521, and Volume 510, Page 523, all of the Deed Records of Hays County, Texas.
- 1.8.2. Reservation of all mineral rights to the Public Free School Fund, as stated in Patent dated October 1, 1916, recorded in Volume 70, Page 412, of the Deed Records of Hays County, Texas.
- 1.8.4. Reservation of one-sixteenth of all oil, gas, and other minerals as stated in instrument dated September 1, 1970, executed by Martha E. Aderman Wire, et vir, Henry Wire, recorded in Volume 289, Page 279, of the Deed Records of Hays County, Texas.
- 1.8.5. Roadway easement dated November 5, 1927, executed by C. C. Mitchell, et al, to J. N. Parke, recorded in Volume 94, Page 407, of the Deed Records of Hays County, Texas.
- 1.8.6. Easement dated April 15, 1947, executed by C. C. Mitchell and Katie Mitchell, husband and wife, to Texas Pipe Line Company recorded in Volume 138, Page 635, of the Deed Records of Hays County, Texas, and amended by instrument dated August 18, 1982, recorded in Volume 384, Page 423, of the Deed Records of Hays County, Texas.
- 1.8.7. Easement dated August 14, 1946, executed by C. C. Mitchell and Katie Mitchell, husband and wife, to Texas-New Mexico Pipelines Co. recorded in Volume 135, Page 463, of the Deed Records of Hays County, Texas.
- 1.8.8. A ten foot utility easement on each side of each lot line and a twenty-foot utility easement along the rear of each lot as shown or stated on the plat recorded in Volume 3, Page 325, of the Plat Records of Hays County, Texas.
- 1.8.9. Ownership assessment as stated in restriction recorded in Volume 382, Page 242, of the Deed Records of Hays County, Texas, and amended in Volume 498, Page 11, Volume 498, Page 13, and Volume 510, Page 523, all of the Deed Records of Hays County, Texas.
- 1.8.10. A sanitary easement as shown on the plat recorded in Volume 3, Page 325, of the Plat Records of Hays County, Texas.

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Lee Carlisle

4-12-99 02:22 PM 9908256
ROSE \$19.00
LEE CARLISLE, County Clerk
HAYS COUNTY

Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697



Roger Williams
Secretary of State

Office of the Secretary of State

The undersigned, as Secretary of State of Texas, does hereby certify that the document, Articles of Incorporation for Aqua Texas, Inc. (filing number: 800304878), a Domestic For-Profit Corporation, was filed in this office on February 13, 2004.

It is further certified that the entity status in Texas is in existence.

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in Austin, Texas on May 15, 2006.



A handwritten signature in black ink that reads "Roger Williams".

Roger Williams
Secretary of State



Office of the Secretary of State
Corporations Section
P.O. Box 13697
Austin, Texas 78711-3697

FILED
In the Office of the
Secretary of State of Texas
FEB 03 2004
Corporations Section

ASSUMED NAME CERTIFICATE FOR FILING WITH THE SECRETARY OF STATE

1. The name of the corporation, limited liability company, limited partnership, or registered limited liability partnership as stated in its articles of incorporation, articles of organization, certificate of limited partnership, application for certificate of authority or comparable document is

Aqua Utilities, Inc.

2. The assumed name under which the business or professional service is or is to be conducted or rendered is

Aqua Texas, Inc.

3. The state, country, or other jurisdiction under the laws of which it was incorporated, organized or associated is Texas and the address of its registered or similar office in that jurisdiction is

CT Corporation System, 1021 Main Street, Houston, Texas 77002

4. The period, not to exceed 10 years, during which the assumed name will be used is

10 years

5. The entity is a (check one):

A.

- | | |
|---|---|
| <input checked="" type="checkbox"/> Business Corporation | <input type="checkbox"/> Non-Profit Corporation |
| <input type="checkbox"/> Professional Corporation | <input type="checkbox"/> Professional Association |
| <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Partnership |
| <input type="checkbox"/> Registered Limited Liability Partnership | |

B. If the entity is some other type business, professional or other association that is incorporated, please specify below (e.g., bank, savings and loan association, etc.)

6. If the entity is required to maintain a registered office in Texas, the address of the registered office is CT Corporation System, 1021 Main Street, Houston, Texas 77002

and the name of its registered agent

at such address is CT Corporation System


The address of the principal office (if not the same as the registered office) is

1421 Wells Branch Parkway, Suite 105, Pflugerville, Texas 78660

7. If the entity is not required to or does not maintain a registered office in Texas, the office address in Texas is N/A
-
- and if the entity is not incorporated, organized or associated under the laws of Texas, the address of its place of business in Texas is N/A
-
- and the office address elsewhere is _____

8. The county or counties where business or professional services are being or are to be conducted or rendered under such assumed name are (if applicable, use the designation "ALL" or "ALL EXCEPT")
- All

9. The undersigned, if acting in the capacity of an attorney-in-fact of the entity, certifies that the entity has duly authorized the attorney-in-fact in writing to execute this document.

By 
 Signature of officer, general partner, manager, representative or attorney-in-fact of the entity

NOTE

This form is designed to meet statutory requirements for filing with the secretary of state and is not designed to meet filing requirements on the county level. Filing requirements for assumed name documents to be filed with the county clerk differ. Assumed name documents filed with the county clerk are to be executed and acknowledged by the filing party, which requires that the document be notarized.

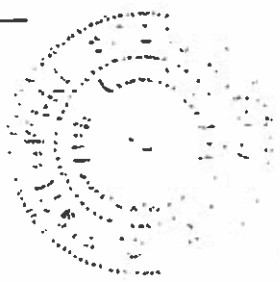
STATE OF ~~TEXAS~~ Pennsylvania
COUNTY OF Montgomery

Before me on this 2nd day of February 2004, personally appeared
Roy H. Stahl and acknowledged to me that he he/she
executed the foregoing certificate for the purposes therein expressed.


My Commission Expires:
2008

Lisa S. Piotrowski
Notary Public, State of ~~Texas~~
Pennsylvania

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Lisa S. Piotrowski, Notary Public
Lower Merion Twp., Montgomery County
My Commission Expires Jan. 10, 2008
Member, Pennsylvania Association Of Notaries



Form 404
Rev. (09/03)

Form 404 (revised 9/03)	<div style="text-align: right;">This space reserved for office use.</div> <div style="text-align: center;">  Articles of Amendment Pursuant to Article 4.04, Texas Business Corporation Act </div> <div style="text-align: right;"> FILED In the Office of the Secretary of State of Texas JAN 16 2004 Corporations Section </div>
Return in Duplicate to: Secretary of State P.O. Box 13697 Austin, TX 78711-3697 FAX: 512/463-5709 Filing Fee: \$150	

Article 1 -Name

The name of the corporation is as set forth below:

Aqua Source Utility, Inc.

State the name of the entity as it is currently shown in the records of the secretary of state. If the amendment changes the name of the entity, state the old name and not the new name in Article 1.

The filing number issued to the corporation by the secretary of state is: _____

Article 2—Amended Name

(If the purpose of the articles of amendment is to change the name of the corporation, then use the following statement)

The amendment changes the articles of incorporation to change the article that names the corporation. The article in the Articles of Incorporation is amended to read as follows:

The name of the corporation is (state the new name of the corporation below)

Aqua Utilities, Inc.

The name of the entity must contain an organizational ending or accepted abbreviation of such term. The name must not be the same as, deceptively similar to or similar to that of an existing corporate, limited liability company, or limited partnership name on file with the secretary of state. A preliminary check for "name availability" is recommended.

Article 3—Amendment to Registered Agent/Registered Office

The amendment changes the articles of incorporation to change the article stating the registered agent and the registered office address of the corporation. The article is amended to read as follows:

Registered Agent of the Corporation
(Complete either A or B, but not both. Also complete C.)

A. The registered agent is an organization (cannot be corporation named above) by the name of:

OR

B. The registered agent is an individual resident of the state whose name is set forth below.

First Name	MI	Last Name	Suffix

Registered Office of the Corporation (Cannot be a P.O. Box.)

C. The business address of the registered agent and the registered office address is:

Street Address	City	State	Zip Code
		TX	

Article 4 – Other Altered, Added, or Deleted Provisions

Other changes or additions to the articles of incorporation may be made in the space provided below. If the space provided is insufficient to meet your needs, you may incorporate the additional text by providing an attachment to this form. Please read the instructions to this form for further information on format.

Text Area (The attached addendum, if any, is incorporated herein by reference.)

Article 5—Date of Adoption

The date of the adoption of the amendment(s) by the shareholders of the corporation, or by the board of directors where no shares have been issued is December 19, 2003

Article 6—Statement of Approval

The amendments to the articles of incorporation have been approved in the manner required by the Texas Business Corporation Act and by the constituent documents of the corporation.

Effective Date of Filing

- A. This document will become effective when the document is filed by the secretary of state.
- OR
- B. This document will become effective at a later date, which is not more than ninety (90) days from the date of its filing by the secretary of state. The delayed effective date is Jan.16, 2004 11:59PM

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a false or fraudulent document.


Signature of Authorized Officer

1/16/04
Date

3 – Written Descriptive Statement



Nature, Purpose & Location

Aqua Texas, Inc's Oak Meadows Water System is a public water system (TCEQ PWS# TX1050100) serving residents within southern Hays County. Well No. 4 will be located at an existing plant site and the water will be used to supply customers in Aqua's CCN.

Aqua Texas, Inc. is wanting to drill a new well into the Upper or Middle Trinity Aquifer, depending upon the results of the pilot hole drilling, which will add well capacity to meet future demands. The existing wells that currently serve the Oaks Meadows system are completed in the Edwards Aquifer and are permitted with the Edwards Aquifer Authority.

Water from the well will not be leased, resold, transferred or transported to other users than the customers of Aqua within their CCN.

Pumpage Volume

The anticipated pumping rate for Well No. 4 is anticipated to be either 30 gpm (if completed in the Upper Trinity Aquifer) or 100 gpm (if completed in the Middle Trinity Aquifer) with an anticipated volume of 10,000,000 gallons per year.



4 – Well Construction Design Schematic

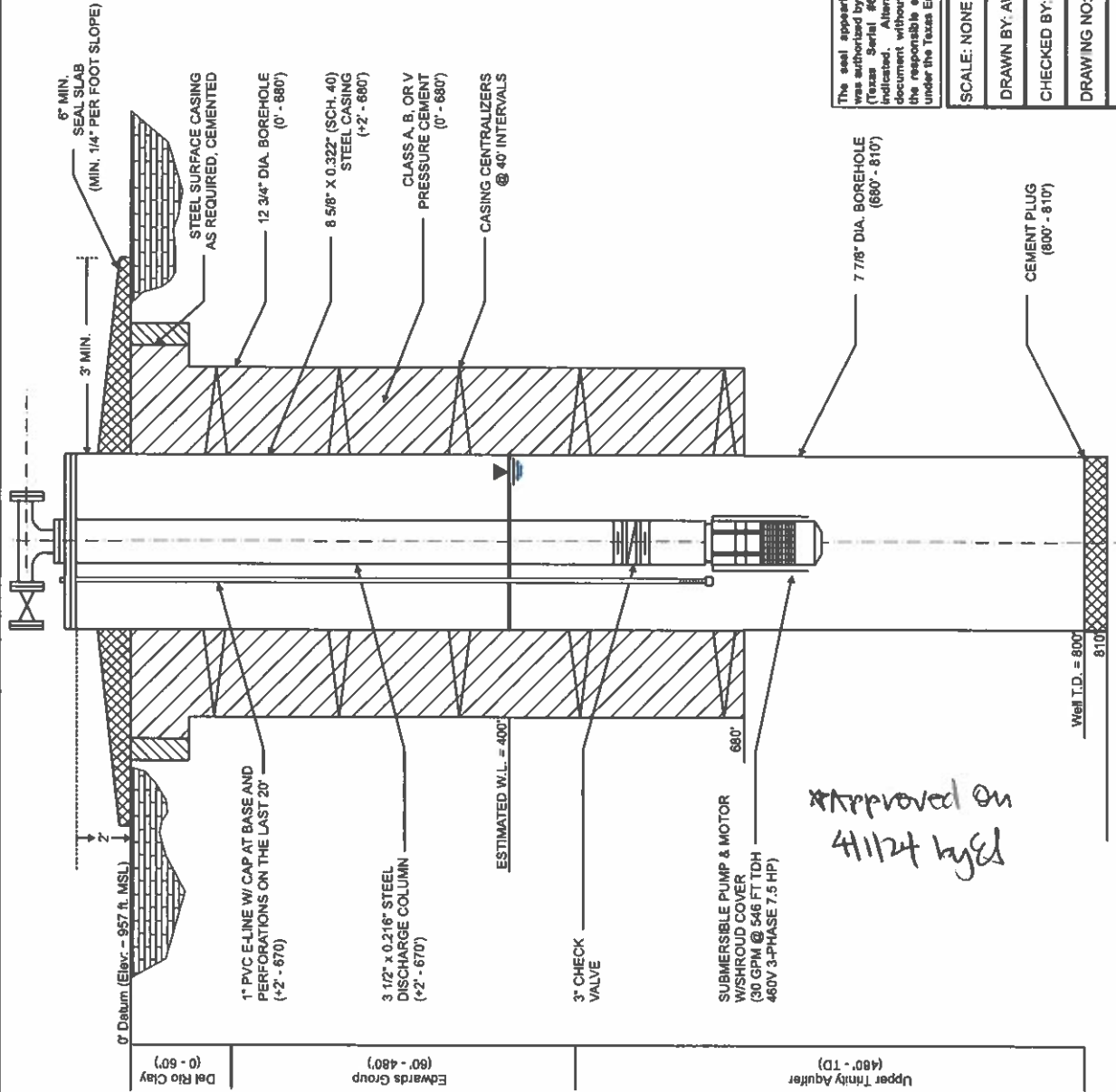


Notes:

- Projects constructed on or after January 1, 2014 must comply with the Reduction in Lead in Drinking Water Act that reduces the maximum allowable lead content of pipes, pipe fittings, plumbing fixtures and fixtures to 0.25 Percent.
- Wellheads and pump bases shall be sealed by a gasket or sealing compound and properly vented to prevent the possibility of contaminating the well water. A well casing vent shall be provided with an opening that is covered with 16-mesh or finer corrosion-resistant screen, facing downward, elevated and located so as to minimize the drawing of contaminants into the well. Wellheads and well vents shall be at least two feet above the highest known watermark or 100-year flood elevation, if available, or adequately protected from possible flood damage by levees.
- Formation depths are general and for illustrative purposes only.
- Pump head calculations are estimated and are subject to change.

Pump Head Calculations

Static	400'
Drawdown	120'
Frictional Loss (Column Pipe)	1.75'
Frictional Loss (Line; 100' of 4" PVC)	0'
Elevation (GST)	24'
TDH	545.75'



The seal appearing on this document was authorized by Jerry G. Shepherd, P.E. (Texas Serial #65047) on the date indicated. Alteration of this sealed document without proper notification to the responsible engineer is an offense under the Texas Engineering Practice Act.

SCALE: NONE
 DRAWN BY: AW DATE: 11-27-23
 CHECKED BY: JGS DATE:
 DRAWING NO: W-1
 SHEET: 2 OF 5

Well Profile: Well No. 4 (Upper Trinity Option)

Aqua Texas, Inc.
 Oak Meadows Water System
 PWS No. TX1050100
 Hays County, Texas

Southwest Engineers
 114001 ARTURS
 3011 University Blvd, Suite 100, Austin, TX 78758
 P: 512.773.3226
 F: 512.773.3226
 www.southwestengineers.com

Wet Rock Groundwater Services, LLC
 Groundwater Specialists
 TBFC Firm No: 50038
 317 Ranch Road 620 South, Suite 303
 Austin, Texas 78734 Ph: 512.773.3226
 www.wetrock.com

Approved on 4/1/24 by [Signature]

Upper Trinity Aquifer (480' - TD)
 Edwards Group (60' - 480')
 Del Rio Clay (0 - 60')

BSEACD Well Drilling Authorization Geology Review

Owner: Aqua TX, Inc.
 Driller: _____
 Well Address: Dak Meadows Road, San Marcos, TX

Application	
Submitted	23 Feb 24
Permit Type	Historical Middle Trinity
Target Production Zone	Lower Trinity <u>Upper MT - Cow Creek</u>
Alternative Production Zone	Hybrid unconformable
Coordinates	29°57'54.21" N -97°58'39.33" W

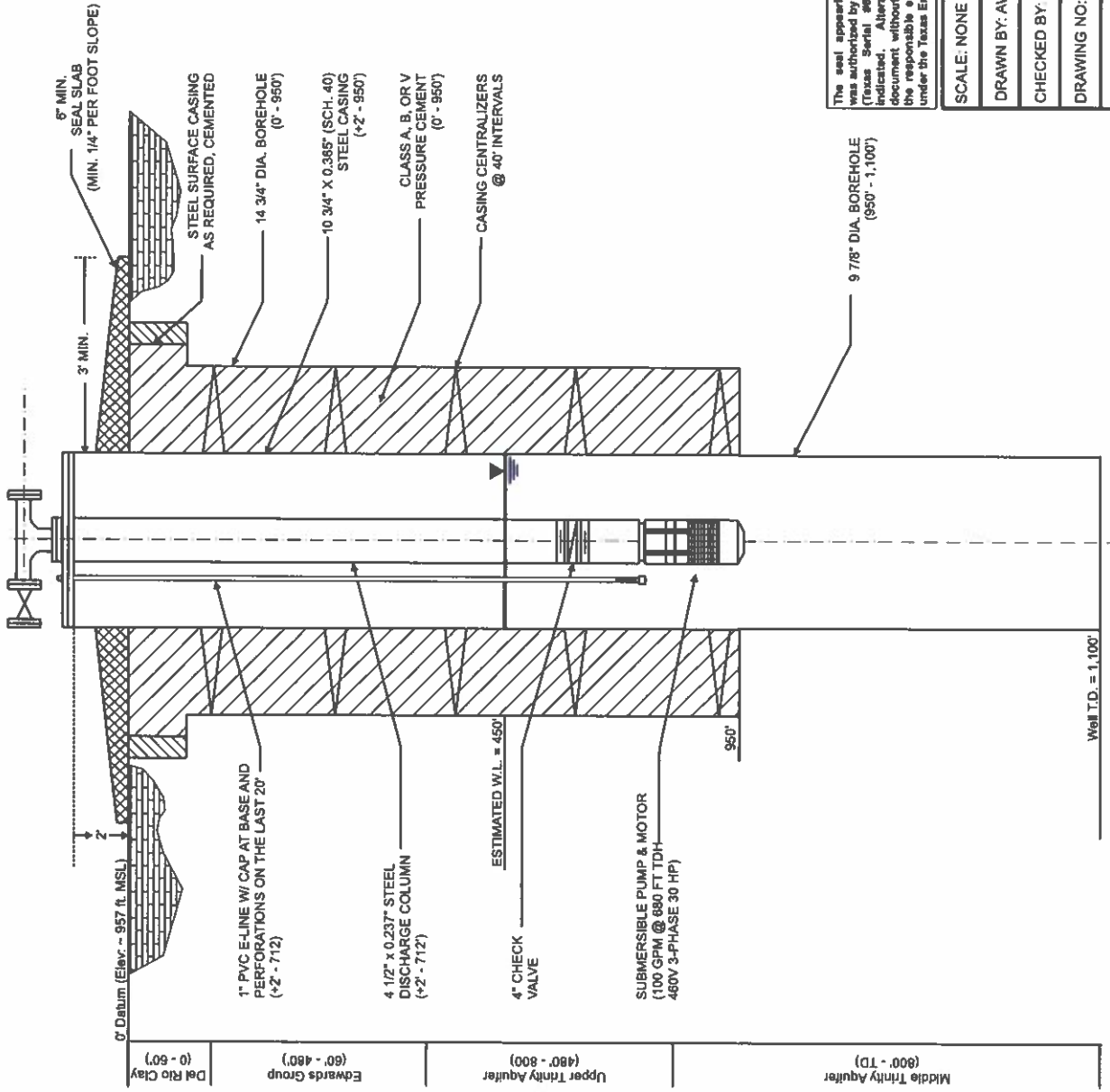
Nearby Well Geology and Water Quality			
Contact Name	Dak Meadows #1	Ullin And	Oak Meadows #4
Surface Geology	Brnz Limestone	Edwards	
Elevation	960'	972'	958'
D _{Top} K _{au}			
D _{Top} K _{ef}			
D _{Top} K _{bu}			
D _{Top} K _{dr}	8'		
D _{Top} K _{gt}	58'		
D _{Top} K _{ed}	88'		
D _{Top} K _{wal}		223'	
D _{Top} K _{gru}		297'	
D _{Top} K _{grl}			
D _{Top} K _{he}			
D _{Top} K _{cc}			
D _{Top} K _{ha}			
Total Well Depth	545'	595'	1,100 (proposed) ✓
TDS			
Sulfates			

NOTES:

- Projects constructed on or after January 1, 2014 must comply with the Reduction in Lead in Drinking Water Act that reduces the maximum allowable lead content of pipes, pipe fittings, plumbing fixtures and fixtures to 0.25 percent.
- Wellheads and pump bases shall be sealed by a gasket or sealing compound and properly vented to prevent the possibility of contaminating the well water. A well casing vent shall be provided with an opening that is covered with 16-mesh or finer corrosion-resistant screen, facing downward, elevated and located so as to minimize the drawing of contaminants into the well. Wellheads and well vents shall be at least two feet above the highest known watermark or 100-year flood elevation, if available, or adequately protected from possible flood damage by levees.
- Formation depths are general and for illustrative purposes only.
- Pump head calculations are estimated and are subject to change.

Pump Head Calculations

Static	450'
Drawdown	200'
Frictional Loss (Column Pipe)	4.49'
Frictional Loss (Line; 100' of 4" PVC)	0.63'
Elevation (GST)	24'
TDH	679.12'



The seal appearing on this document was authorized by Jerry G. Shepherd, P.E. (Texas Serial #65047) on the data indicated. Alteration of this sealed document without proper notification to the responsible engineer is an offense under the Texas Engineering Practice Act.

SCALE: NONE
 DRAWN BY: AW DATE: 11-27-23
 CHECKED BY: JGS DATE:
 DRAWING NO: W-3
 SHEET: 4 OF 5

Well Profile: Well No. 4 (Middle Trinity Option)

Aqua Texas, Inc.
Oak Meadows Water System
 PWS No. TX1050100
 Hays County, Texas

Southwest Engineers
 1114001/ART/18
 307 East Leander Street, Suite 100, Leander, TX 78641
 P: 817.477.7100 F: 817.477.7101
 CENTRAL TEXAS
 101 West 11th Street, Suite 1100, Austin, TX 78701
 P: 512.477.1100 F: 512.477.1101



Wet Rock Groundwater Services, LLC
 Groundwater Specialists
 TEPG Firm No: 90038
 317 Ranch Road 620 South, Suite 303
 Austin, Texas 78734 P: 512.773.3226
 www.wetrockga.com



Middle Trinity Aquifer (800' - TD)
 Upper Trinity Aquifer (480' - 800')
 Edwards Group (60' - 480')
 Del Rio Clay (0 - 60')

Well T.D. = 1,100'

5 – Well Development Plan



During drilling of the well, cuttings will be collected and bagged at 20 ft. intervals for examination. Drill cuttings from the drilling process will be kept onsite and will be spread evenly throughout Aqua Texas Inc.'s property. It is anticipated that the well will be drilled using air rotary drilling techniques that do not include the use of mud. Hay bales and silt fencing will be utilized onsite to minimize suspended solids from leaving the property. Every attempt will be made to keep fluids on the property however, it is likely that water during drilling and testing will leave the property. There is a large tract of land to the northwest of Aqua Texas Inc.'s property (owned by Mr. Hogensen) that is raw land. Aqua Texas Inc. will contact neighbors to acquire approval to have water come onto their property.



6. Work Plan for Aquifer Test and Hydrogeologic Report



Work Plan for Aquifer Test and Hydrogeologic Report

Aqua Texas, Inc. is submitting a permit application (Drilling Authorization) to the Barton Springs/Edwards Aquifer Conservation District (BSEACD) for a new public supply well completed within either the Upper Trinity Aquifer or the Middle Trinity Aquifer, depending on the interpreted water quality from a geophysical log. Aqua Texas, Inc. plans to acquire a production permit to produce 10,000,000 gallons per year. Water produced from the completed well will be used to supply customers within Aqua Texas, Inc.'s CCN.

According to the BSEACD guidelines, the Well No. 4 requested permit volume falls under Tier 1 of the Tiered Structure for Aquifer Testing and Hydrogeologic Report Requirements (3-1.4.D; > 2,000,000 to 12,000,000 gallons per year). Under this tier, an abbreviated aquifer test and report are required. Key elements of the Tier 1 Abbreviated Aquifer Test and Report include:

- *Estimated aquifer properties:* Aqua Texas, Inc. plans on calculating Transmissivity and attempting to calculate the Storativity if sufficient monitor well response is measured.
- *Estimated extent and magnitude of well interference:* The hydrogeologic report will address the short- and long-term impacts (at least seven years) from the anticipated pumping on existing surrounding water wells. This will be done by utilizing the Cooper-Jacob and/or Theis methods to produce simple distance-drawdown graphs.
- *Water quality:* The hydrogeologic report will document and establish water chemistry of the groundwater produced at the end of the 36-hour aquifer test, including field parameters (conductivity, temperature, pH) and laboratory results (TCEQ metals, minerals, bacteriological, and corrosive parameters).

As stated in the BSEACD guidelines, hydrogeologic studies provide essential information for water-resource management for both the District and the permittee. Hydrogeologic studies and aquifer tests are essential tools to assess and document the potential influences on local wells and to understand the local aquifer characteristics. The work plan for the Tier 1 hydrogeologic report and aquifer testing will be conducted based on the following objectives:

1. Provide a detailed description of the project to include location, pumping demands, pumping schedules (frequency, peak demand hours, and pumping rates), and the location and volume of the water;
2. Briefly describe the geologic and hydrogeological properties of the Trinity Aquifer in the area of the well;
3. Design, perform, and analyze the results of the aquifer test; and
4. Report water quality sample analysis results and evaluate potential water level and water quality impacts from the well.

Description of the Well Site and Water System

Included in the well site and water system description will be textual description and map of the well and system-configuration, including distribution and storage. Also included will be a description and table of the anticipated storage volume, pumping frequency, duration, peak demand, and rates will be included.



Geology and Aquifer Description

A brief hydrogeologic evaluation of the study area will be discussed. Aquifer aspects, such as the aquifer conditions, thickness, and lateral continuity will be described by incorporating geophysical logs performed on the wells, available driller's logs, and applicable published literature from the area within 2 miles of the well field. These data will also aid in the development of detailed geologic and hydrogeologic stratigraphy at the well sites and in the surrounding area.

Aquifer Test Design and Operation

A map and description of the production well, including well schematics and completion information will be included in both textual and illustrative forms in the report. Equipment used for monitoring water levels, flow, and quality will be described in detail.

Below describes the methodology of the aquifer test for Well No. 4:

- The well will be pumped for a period of no less than 36 hours per TCEQ requirements at an estimated rate of either 30 gpm or 100 gpm, depending on the final construction. If for any reason the well cannot sustainably produce the desired rates or the well can produce more, the discharge rate will be reduced or increased. During the aquifer test, the total volume pumped will equal at least three times the daily equivalent volume of the requested permit;
- The recovery period for the aquifer test will continue until 90% recovery is achieved or constant water levels are measured for over 2 hours in the respective well;
- During the aquifer test, WRGS will measure the water level within the pumping well. Aqua Texas, Inc. will coordinate with the District for collecting data from offsite observation wells monitored and measured by the District;
- The pumping well will be equipped with a pressure transducer capable of measuring water level and temperature at one-minute intervals. WRGS will deploy the transducer 24 hours prior to the scheduled start of the aquifer test in order to establish baseline data;
- Discharge rate from the pumping well will be determined by a calibrated flow meter attached to the discharge column on the well head;
- A water quality sample will be taken at the end of the aquifer test and analyzed for the following constituents: nitrate, nitrite, arsenic, fluoride, aluminum, copper, iron, manganese, zinc, total dissolved solids, sulfate, chloride, pH, alkalinity (as CaCO₃), calcium (as CaCO₃), sodium, free ammonia, and lead.



Aquifer Test Analyses

Descriptions of the aquifer test, pre and post pumping test water levels, drawdown, and recovery will be presented in this section. A graph of the arithmetic (non-log) water level elevation versus time for all the data from the well will be included. From these graphs, long and short term trends, the lack of full recovery of water levels, and evidence of aquifer boundaries can be addressed if necessary. The transmissivity will be calculated using the Cooper-Jacob or Theis methods. Assumptions associated with each method, such as recharge, partial penetration of wells, fluctuating pumping rate, delayed yield, leakage, atmospheric responses, regional water-level trends, and interference from other wells will be discussed.

Evaluation of Potential Water Level and Water Quality Impacts

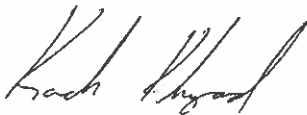
The effects of pumping from the well on the affected aquifer and surrounding wells will be evaluated. A map of the maximum measured drawdown during aquifer testing will be provided. Theoretical drawdown from the well being tested, based upon transmissivity and storage coefficients, will be used to estimate drawdown over periods of one week, one year, and seven years.

Water quality trends that may have occurred due to the groundwater withdrawals will be evaluated and discussed. During the pumping test, field measurements such as pH, specific conductance, and TDS will be measured. During the pumping test, water samples will be collected and taken to a certified laboratory for analysis. Analytical results will be provided in the report appendices. Water quality assessment will also be carried out in cooperation with the District, which will be free to collect water samples as well.

Please call me at 512-773-3226 if you have any questions or require additional information.

Respectfully,

Wet Rock Groundwater Services, L.L.C.



Kaveh Khorzad, P.G.

President/ Senior Hydrogeologist



Wet Rock Groundwater Services, LLC







Groundwater Specialists

7. Public Notice Contact List/Map



Legend

-  BSEACD Well
-  Oak Meadows Well No. 4
-  Ex. Oak Meadows Wells
-  Aqua Texas Inc - CCN

1/2 mi. Radius

Well No. 4 (Proposed)
Lat: 29° 57' 54.21" N
Long: 97° 58' 39.33" W
(WGS 1984)

Scale: 0 500 1,000 Feet

Drawn By: RS Date: 12-18-23

Quad Name and No:
San Marcos North, TX 29097-H8

Projection: UTM NAD 83 Z 14



Oak Meadows Well No. 4: Tax Plat Location Map

Aqua Texas Inc
Oak Meadows Water System

PWS #TX1050100
Hays County, Texas



Wet Rock Groundwater Services, L.L.C.
Groundwater Specialists

TBPG Firm No: 50038
317 Ranch Road 620 South, Ste. 303
Austin, Texas 78734 Ph: 512.773.3226
www.wetrockgs.com

List of Registered Well Owners

The list below was taken from the most recent shapefile of wells from BSEACD

Name	Mailing Address	Physical Address
Steve Elliott	Po Box 1547	400 Alpine Trail, San Marcos, TX 78666
Lyle Wahlstrom	NA	3700 Hilliard
Ted and Julie Englehardt	NA	444B Alpine Trail
Brent & Audrey Jackson	NA	100 Alpine Trail
Coy Campbell	NA	4000 Highland Pass
Maria Martinez	NA	200 Alpine Trail
AQUA TEXAS	NA	127 Oak Meadows
AQUA TEXAS	NA	127 Oak Meadows

Note: NA = information not provided in BSEACD records

List of Public Water Suppliers

1. Oak Meadows Water System (Aqua Texas, Inc.)
Mailing Address: 1106 Clayton Ln, Ste. 400W Austin, Tx 78723



8. Additional Information



Variance Requests

Property Lines

The proposed well location is approximately 33 feet to the northeast of the Multiple Owners property (Hays Co. Prop ID: 36832). This property is served by the Oak Meadows Water System; Aqua Texas, Inc. would like to ask for a variance from the property line setback of 50 feet for this property.

Existing Wells

The proposed well location is less than 150 feet from two (2) of the nearby Oak Meadows wells (Setbacks Map). Aqua Texas Inc. would like to ask for a variance to the setbacks from the following wells:

- Well No. 1: ~ 60 ft.; and
- Well No. 3: ~ 67 ft.



HOGENSEN, HENRY CALDWELL
Prop ID: 105846
15.70 Acres

CHENG, WESLEY R
Prop ID: 105851
7.58 Acres

MCDANIEL RANDY A & DAWN R
Prop ID: 62800
1.19 Acres



Ex. Well No. 3 (G1050100C)

150 ft. radius

ROJAS NICOLAS AGUILAR
Prop ID: 36838
1.16 Acres

Well No. 4 (Proposed)
Lat: 29° 57' 54.21" N
Long: 97° 58' 39.33" W
(WGS 1984)

50 ft. radius

Aqua Texas Inc
Prop ID: 36951
0.60 Acres

MULTIPLE OWNERS
Prop ID: 36832
1.26 Acres



Ex. Well No. 1 (G1050100A)

SEILER, DENISE LYNN
Prop ID: 36833
1.21 Acres

TAYLOR, DOUGLAS
Prop ID: 36835
1.13 Acres

WEBER JOHN A & BELINDA O
Prop ID: 36836
1.13 Acres

Scale: 0 30 60 Feet

Drawn By: RS Date: 12-18-23

Quad Name and No:
San Marcos North, TX 29097-H8

Projection: UTM NAD 83 Z 14



Oak Meadows Well No. 4: Setbacks Map

Aqua Texas Inc
Oak Meadows Water System
PWS #TX1050100
Hays County, Texas



Wet Rock Groundwater Services, L.L.C.
Groundwater Specialists
TBPG Firm No: 50038
317 Ranch Road 620 South, Ste. 303
Austin, Texas 78734 Ph: 512.773.3226
www.wetrockgs.com

Item 5

Board Discussion and Possible Action

- d. Discussion and possible action on a request for support for Milestone Community Builders Service Extension Request of the City of Austin for the Hays Commons development.

Item 5

Board Discussion and Possible Action

- e. Discussion and possible action on submitting comments to the Texas Commission on Environmental Quality in connection with Hays Common Development, Inc. Water Quality Land Application Permit for Municipal Wastewater.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



COMBINED

NOTICE OF PUBLIC MEETING

AND

NOTICE OF APPLICATION AND PRELIMINARY DECISION FOR WATER QUALITY LAND APPLICATION PERMIT FOR MUNICIPAL WASTEWATER

NEW

PERMIT NO. WQ0016373001

APPLICATION AND PRELIMINARY DECISION. Hays Commons Development, Inc., 2100 Northland Drive, Austin, Texas 78756, has applied to the Texas Commission on Environmental Quality (TCEQ) for a new permit, Proposed TCEQ Permit No. WQ0016373001 to authorize the disposal of treated domestic wastewater at a daily average flow not to exceed 150,000 gallons per day via surface irrigation of 60 acres of non-public access land. This permit will not authorize a discharge of pollutants into water in the state. TCEQ received this application on July 17, 2023.

The wastewater treatment facility and disposal site will be located approximately 0.25 miles southwest of the intersection of Farm-to-Market Road 1626 and State Highway 45 Southwest, in Hays County, Texas 78610. The wastewater treatment facility and disposal site will be located in the drainage basin of Onion Creek in Segment No. 1427 of the Colorado River Basin. This link to an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice. For the exact location, refer to the application.

<https://gisweb.tceq.texas.gov/LocationMapper/?marker=-97.8623,30.12753&level=18>

The TCEQ Executive Director has completed the technical review of the application and prepared a draft permit. The draft permit, if approved, would establish the conditions under which the facility must operate. The Executive Director has made a preliminary decision that this permit, if issued, meets all statutory and regulatory requirements. The permit application, Executive Director's preliminary decision, and draft permit are available for viewing and copying at Kyle Public Library, 550 Scott Street, Kyle, Texas.

PUBLIC COMMENT / PUBLIC MEETING. You may submit public comments about this application. The TCEQ will hold a public meeting on this application because it was requested by a local legislator.

The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. A public meeting will be held and will consist of two parts, an Informal Discussion Period and a Formal Comment Period. A public meeting is not a contested case hearing under the Administrative Procedure Act. During the Informal Discussion Period, the public will be encouraged to ask questions of the applicant and TCEQ staff concerning the permit application. The comments and questions submitted orally during the Informal Discussion Period will not be considered before a decision is reached on the permit application and no formal response will be made. Responses will be provided orally during the Informal Discussion Period. During the Formal Comment Period on the permit application, members of the public may state their formal comments orally into the official record. A written response to all timely, relevant and material, or significant comments will be prepared by the Executive Director. All formal comments will be considered before a decision is reached on the permit application. A copy of the written response will be sent to each person who submits a formal comment or who requested to be on the mailing list for this permit application and provides a mailing address. Only relevant and material issues raised during the Formal Comment Period can be considered if a contested case hearing is granted on this permit application.

The Public Meeting is to be held:

**Tuesday, July 16, 2024 at 7:00 PM
Comfort Suites
15295 S IH-35 Building 800
Buda, Texas 78610**

Persons with disabilities who need special accommodations at the meeting should call the Office of the Chief Clerk at (512) 239-3300 or 1-800-RELAY-TX (TDD) at least five days prior to the meeting.

OPPORTUNITY FOR A CONTESTED CASE HEARING. After the deadline for submitting public comments, the Executive Director will consider all timely comments and prepare a response to all relevant and material, or significant public comments. **Unless the application is directly referred for a contested case hearing, the response to comments will be mailed to everyone who submitted public comments and to those persons who are on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting a contested case hearing or reconsideration of the Executive Director's decision.** A contested case hearing is a legal proceeding similar to a civil trial in a state district court.

TO REQUEST A CONTESTED CASE HEARING, YOU MUST INCLUDE THE FOLLOWING ITEMS IN YOUR REQUEST: your name, address, phone number; applicant's name and proposed permit number; the location and distance of your property/activities relative to the proposed facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; a list of all disputed issues of fact that you submit during the comment period; and the statement "[I/we] request a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify by name and physical address an individual member of the group who would be adversely affected by the proposed facility or activity; provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be affected; and explain how the interests the group seeks to protect are relevant to the group's purpose.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material water quality concerns submitted during the comment period.**

EXECUTIVE DIRECTOR ACTION. The Executive Director may issue final approval of the application unless a timely contested case hearing request or request for reconsideration is filed. If a timely hearing request or request for reconsideration is filed, the Executive Director will not issue final approval of the permit and will forward the application and request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

MAILING LIST. If you submit public comments, a request for a contested case hearing or a reconsideration of the Executive Director's decision, you will be added to the mailing list for this specific application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be placed on: (1) the permanent mailing list for a specific applicant name and permit number; and/or (2) the mailing list for a specific county. If you wish to be placed on the permanent and/or the county mailing list, clearly specify which list(s) and send your request to TCEQ Office of the Chief Clerk at the address below.

All written public comments and public meeting requests must be submitted to the Office of the Chief Clerk, MC 105, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, TX 78711-3087 or electronically at www.tceq.texas.gov/goto/comment within 30 days from the date of newspaper publication of this notice or by the date of the public meeting, whichever is later.

INFORMATION AVAILABLE ONLINE. For details about the status of the application, visit the Commissioners' Integrated Database at www.tceq.texas.gov/goto/cid. Search the database using the permit number for this application, which is provided at the top of this notice.

AGENCY CONTACTS AND INFORMATION. Public comments and requests must be submitted either electronically at www.tceq.texas.gov/goto/comment, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC 105, P.O. Box 13087, Austin, Texas 78711-3087. Any personal information you submit to the TCEQ will become part of the agency's record; this includes email addresses. For more information about this permit application or the permitting process, please call the TCEQ Public Education Program, Toll Free, at 1-800-687-4040 or visit their website at www.tceq.texas.gov/goto/pep. Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from Hays Commons Development, Inc. at the address stated above or by calling Mr. Daniel Ryan, P.E., Vice President, LJA Engineering, Inc., at 512-439-4700.

Issuance Date: June 03, 2024

From: Carol Pennington <cpenn43@yahoo.com>

Sent: Wednesday, June 5, 2024 9:33 PM

To: Dan Pickens <dpickens@bseacd.org>; Blayne Stansberry <bstansberry@bseacd.org>

Cc: Tim Loftus <TLoftus@bseacd.org>; Darlene Starr <starrsdar@gmail.com>; Keith Whittington <keith@lynxpropertyservices.com>; Jim Camp <jimcamp00@gmail.com>

Subject: Hays Commons Information, Pictures, and Documents

Hello Mr. Pickens and Ms. Stansberry,

My name is Carol Pennington and I live in a neighborhood called Chaparral Park, off Bliss Spillar at SH 45 SW. Milestone Community Builders has a proposed project named Hays Commons. Jim Camp and myself have spoken to the board in a public comment before. We first presented this information to Dan Pickens and Tim Loftis in the summer of 2022. I am sending you this information so you can become educated in what is at stake. There is a public meeting with the TCEQ and the developers on July 16, 2024, to discuss the draft permit for the wastewater. We are looking for your support against this permit.

This total project is just shy of 525 acres and spans Hays and Travis Counties (Picture 1). It is in the City of Hays (COH) and the City of Austin (COA) ETJs. The project is divided into two parts, one south of Bliss Spillar and one north of Bliss Spillar. The one north of Bliss Spillar, which goes right up to the south bank of Bear Creek at 45SW and south to Bliss Spillar, has not been drawn out that we are aware of. The only thing that has happened with this part is that Milestone has requested a SER from the COA, which is currently in process. So there has not been any discussion about this parcel.

The part south of Bliss Spillar has 279.5 acres in COH ETJ and 50.25 in the COA ETJ. The previous owner of the property had a Development Agreement with the COH that Milestone took over and tried to amend. The COH denied everything Milestone presented and that DA expired in Sept. of 2023. At the same time, Milestone submitted paperwork with Hays County for a preliminary platt approval which has been denied and in holding due to an incomplete application. Milestone also applied to the TCEQ for a MUD and a Wastewater Permit. So they have been approaching this proposed subdivision from three different directions in hopes of one working in their favor.

Here are some bullet points to make this easier.

- Hays Commons is the name of the proposed subdivision
- 279.417 in The City of Hays ETJ (Picture 1)
- 50.29 acres in Austin ETJ (Picture 1)
- Formally known as the Gragg Tract
- 95% of this property is over the Edwards Aquifer Recharge Zone. (Picture 2)
- Everyone along 1626 between 45SW and 967 are on wells, either private or community.
- Numerous karsts, sinkholes and sensitive drainage features were documented in a report from ACI dated December 2008. (Picture 3) (Document attached 4)

- City of Austin Dye Tracing Study from 2007 found that water from Stoneledge Quarry, which is upstream from this property, reaches Barton Springs in less than five days. (Document attached 5)
- Picture 6 shows their wastewater plan as of Nov. 2021. Notice the irrigation (TLAP) along one side of Little Bear Creek and both sides of a tributary creek. The treatment facilities are in the right side of the picture in orange and blue. This means they will pipe the treated effluent across the property and UNDER Little Bear Creek for irrigation.
- This area is known to flood.
- Picture 7 shows the known karsts in the irrigation area.
- Picture 8 is the preliminary plat that was submitted to Hays County. The coffin shapes indicate karsts.
- This plat has 20 one-acre-plus lots where some are along creeks and tributaries and karsts. (Picture 9)
- This plat also shows 81 acres of multi-family/condo units which has not been detailed out on the preliminary plat.

To our knowledge, there is currently no TLAP over the Barton Springs portion of the Edwards Aquifer Recharge Zone. Therefore, if this permit is approved, it will set a precedent for Hays County subdivisions to be built in the future over the recharge zone. Hays County has the EARZ going all the way through it. It would be devastating to the aquifer. We are fighting for the protection of our water.

Jim Camp requested for this item to be placed on the June 13 Board Meeting Agenda. Please share this information, pictures, and documents with the entire board so everyone can understand the issues. I am out of town, but he can answer any questions you may have.

Thank you,

Carol

Item 5

Board Discussion and Possible Action

- f. Discussion and possible action on a work order under an existing Master Service Agreement with the Austin Alliance Group.

Item 5

Board Discussion and Possible Action

- g. Discussion and possible action on (1) the annual audit including requirements for securing an auditor and conducting an annual audit under District rule 4-8.4, and Water Code sections 36.057 (c) and 36.153; and, (2) the July 20, 2023 contract for auditing services with Montemayor Britten Bender PC.

Item 5

Board Discussion and Possible Action

- h. Discussion and possible action on preliminary FY 25 budget.



FY 2025 DRAFT / PROPOSED BUDGET

Budgeted Permitted Pumpage 3,734,826,001 Gallons

I. INCOME	2025 Draft Numbers	FY 2024 Approved 8.10.2023		FY 2025 DRAFT Preliminary	Notes	2024 Numbers
A. Production Fees, and Water Use Fee:	GALLONS					GALLONS
Actual Authorized Pumpage Revenue (17¢ per 1,000 gallons)	2,466,299,796	\$396,676	22,595	\$419,271	1.A. Income Projection is from pumpage analysis forecast.	
Actual Authorized Pumpage Revenue (37¢ per 1,000 gallons)	299,714,517	\$80,710	30,184	\$110,894		
Actual Authorized Pumpage Revenue (48¢ per 1,000 gallons)	330,700,808	\$158,773	(37)	\$158,736		
Actual Authorized Agriculture Pumpage Revenue (\$1.00/acre-foot)	289,180,000	\$887	(0)	\$887	Two AG permits: Needmore 289,080,000 and Stinson 100,000. Both at \$0.31/1,000 gallons.	
Total Actual Authorized Pumpage/Production Fees	3,385,895,121	\$637,046	52,743	\$689,789		
Growth @ 0% based on Total Actual Pumpage (@ 17¢/1,000 gallons)	0	\$13,884	(13,884)	\$0	Removed this amount from Pending Permit calculation below.	
Growth @ 3.5% based on Total Actual Pumpage (@ 37¢/1,000 gallons)	10,490,008	\$2,825	7	\$2,832	Removed this amount from Pending Permit calculation below.	
Growth @ 1% based on Total Actual Pumpage (@ 48¢/1,000 gallons)	3,307,008	\$5,557	(3,970)	\$1,587	Removed this amount from Pending Permit calculation below.	
Pending Permit Increases (@ 37¢ per 1,000 gallons)	225,442,500	\$64,403	19,011	\$83,414	Removed this amount from Pending Permit calculation below. (We don't back out the gallons, just the dollars.)	
Total Projected Permitting Revenue less Agriculture	3,335,954,637	\$722,828	53,907	\$776,735		
Total Budgeted Permitted Pumpage with Agriculture	3,625,134,637	\$723,715	53,907	\$777,622		
Water Use Fee - City of Austin Assessment		878,640	(27,972)	850,668		
		\$1,602,355	25,935	\$1,628,290		
Pending New Permits (@ 37¢ and 48¢ per 1,000 gallons) and Growth Factors		-\$86,669	(2,214)	-\$88,883	pending permit fees of \$83,414 + projected growth pumpage and assoc. fee revenue of \$5,468.66.	
Water Transport Fees (\$0.31/1,000 gallons)	400,000,000 gallons	\$124,000	0	\$124,000	City of Kyle, and Monarch Utilities transport permits (108,500 and 15,500)	
Total Production Fees, and Water Use Fee		\$1,639,686	23,721	\$1,663,407		
B. Other Fees:						
Annual Permit Fees	\$75/permit	\$8,925	75	\$9,000	\$50- 9/1/02; \$75- 9/1/21; recommend \$85- 9/1/24	
Shared Territory Monitoring (Special Provisions)		\$2,500	0	\$2,500	Permit special conditions - Needmore. See expense line item (net zero effect)	
Administrative Fees - Permit Application and Development		\$9,800	0	\$9,800	Includes fees that arent budgeted (DMFs, Enforcement Fines and Penalties, Late and Meter Reading Fees). 2018- B/A \$12950/14466, 2019- \$9250/14297, 2020- \$9250/13897, 2021- \$9800/12250, 2022- \$9800/13880, 2023- \$9800/9825 to date 6.2.2023 (but also with \$74705 in penalties, \$16760 in DMFs, \$1000 in late fees)	
Total Other Fees		\$21,225	75	\$21,300		
C. Other Income:						
Interest Income	TexPool General	\$40,000	44,000	\$84,000	ALL BANK ACCOUNTS: 2018-\$17308, 2019-\$29110, 2020-\$13231, 2021-\$ 896, 2022-\$8010, 2023- \$81,252, 2024 - \$71,206 as of 4/30/24	
Total Other Income		\$40,000	44,000	\$84,000		
TOTAL PROJECTED INCOME		\$1,700,911	67,796	\$1,768,707		

II. EXPENDITURES

A. Operational Expenses

Electricity, Water & Trash Services		\$6,000	7,560	\$13,560	2018- \$5714, 2019- \$5434, 2020- \$5113, 2021- \$5043, 2022- \$5450, 2023 to date- \$3605
Phone & Internet Services		\$16,000	(4,000)	\$12,000	TELCO 600/mo=7200, Spectrum 235=2820
Printing/Copying/Photo Processing		\$2,000	0	\$2,000	Letterhead, envelopes, business cards, name plates, service awards, AP/PR checks, tax forms, notary stamps, signature stamps, holiday cards, etc. 2018- \$1232, 2019- \$1589, 2020- \$1205, 2021- \$2000, 2022- \$1980, 2023- \$2027
Postage / Freight / Shipping		\$2,000	0	\$2,000	2018- \$2430, 2019- \$1777, 2020- \$1575, 2021- \$1464, 2022- \$1417, 2023- \$ 1504
Office Supplies		\$6,000	0	\$6,000	2018- \$10512, 2019- \$8565, 2020- \$7513, 2021- \$5549, 2022- \$5756, 2023- \$5968
Canteen Supplies				\$3,000	Coffee, tea, sparkling water, spring water, supplies for guests/visitors and staff
Office Furniture		\$5,000	0	\$5,000	Many pieces in disrepair. Spent \$1,006- FY 23; \$0 spent thru 5/19/24
Computer Hardware/Supplies /AV Equipment	Non-Capital	\$10,000	0	\$10,000	Upgrade rotation program - 2 computers per year. Plotter, backup power supplies, RAM, servers, etc. 2018- \$6064, 2019- \$7550, 2020- \$3233, 2021- \$5570, 2022- \$4620, 2023 to date- \$7700 but expect an intern setup and new server.
Additional IT Hardware needs		\$15,000	(3,000)	\$12,000	
Computer Software Maintenance/Upgrades		\$6,000	0	\$6,000	Annual fees for ESRI, MS Office 365, Adobe, anti-virus, website license. 2018- \$6103, 2019- \$4744, 2020- \$4312, 2021- \$5125, 2022- \$2345, 2023- \$5536
Information Technology Monthly Maintenance		\$30,000	0	\$30,000	2018- \$12000, 2019- \$12000, 2020- \$12000, 2021- \$12000, 2022- \$17248, 2023- \$26677 (2500/month)
Board Meetings & Supplies		\$4,500	0	\$4,500	2018- \$7100, 2019- \$6270, 2020- \$995, 2021- \$841, 2022- \$1555, 2023 - \$3665. Meeting postings, conference calls, meeting lunches, board meeting snacks, security, room rentals, ads and public hearing notices
Directors Conferences / Travel		\$2,500	0	\$2,500	2018- \$1862, 2019- \$4222, 2020- \$1090, 2021- \$480, 2022- \$1600
Internal Team Building				\$1,500	nonfacilitated exercises
Board Advertising & Public Notices		\$4,000		\$3,000	spent \$2568 FY 23
Subscriptions / Publications		\$5,000	(1,000)	\$4,000	2018- \$4030, 2019- \$3286, 2020- \$2878, 2021- \$2678, 2022- \$3893, 2023- \$2727
Dues and Memberships (Organizational/Staff Professional)		\$6,100	(1,100)	\$5,000	2018- \$5935, 2019- \$5515, 2020- \$5630, 2021- \$6033, 2022- \$5900, 2023- \$4976
Sponsorships		\$5,000	(1,000)	\$4,000	TAGD 2000, SBCA 1000, other
Advertising for DFC		\$4,000	(4,000)	\$0	(Every 5 years, DFC ads are necessary which is an additional \$4000, FY 2021, next time in 2026.) 2019- \$2958, 2020- \$2806, 2021- \$8500 (GMA-related), 2022- \$2266, 2023 to date- \$1990. Elections ads will post here also.
Accounting System Operation and Maintenance	QuickBooks/Gusto	\$7,500	(3,500)	\$4,000	Payroll processing fees 1000, Quickbooks annual subscription/payroll renewal 1100/700, Journyx 4700. 2018- \$5000, 2019- \$3380, 2020- \$5725, 2021- \$4700, 2022 to date- \$4000. In November 2023 we can cancel Journyx and save \$4500. Quickbooks prices increased alot this year; they changed their business model pricing and timing i.e. annual fee vs life of software version.
Insurance (Auto, Liability, Property, E&O, Public Bonds)		\$7,047	953	\$8,000	Current 2023 number is 6783 (\$264 less than 2022). New TML numbers come out in October
Upgrades, and Repair and Maintenance:					
Fleet Maintenance / Fleet Repair		\$5,500	(1,500)	\$4,000	2018- \$5243, 2019- \$6153, 2020- \$2805 (one less vehicle and less usage), 2021- \$1012, 2022- \$5711, 2023 to date- \$ 610
Office Complex Maintenance / Lawn & Tree Service / Alarm Maintenance		\$11,000	0	\$11,000	2018- \$11000, 2019- \$10840, 2020- \$11262, 2021- \$10270, 2022- \$11148, 2023 to date \$9200
Facilities General Repair & Annual Services		\$7,000	0	\$7,000	A/C summer repairs are common. Facilities Upgrades line item was deleted in 2018. 2018- \$3600, 2019- \$5000, 2020- \$5000, 2021- \$3506, 2022- \$ 4925, 2023 to date- \$6450. Need to add tree trimming to this.
Leases:					
Postage Meter Lease		\$1,150	(50)	\$1,100	Quarterly lease payments of \$265

Copier Lease and Maintenance		\$8,500	0	\$8,500	2018- \$8547, 2019- \$9484, 2020- \$8349, 2021- \$8280, 2022- \$8481, 2023 to date- \$5695. Now a consistent price without colored copy price fluctuations; \$675/mo.
Professional Development		\$25,000	0	\$25,000	This is a "pot" for all teams to share.
Total Operational Expenses		\$201,797	(7,137)	\$194,660	
B. Salaries and Wages					
Staff Salaries and Wages		\$751,339	(63,554)	\$687,785	Eight to Nine Employees - Still under REVIEW
Incentive-type Pay 2023, COLA 2024		\$22,400	(9,755)	\$12,645	3.5% COLA for 5 staff members
Directors' Fees of Office	9000/Dir. Legislative Cap	\$25,000	20,000	\$45,000	2018- \$35700, 2019- \$35300, 2020- \$24000, 2021- \$21100, 2022- \$16050, 2023 to date- \$6450
Phone Reimbursement				\$5,400	Nine Employee - was not under salaries and wages in the past, but under Utilities
Total Salaries and Wages		\$798,739	(53,309)	\$745,430	
C. Employment Taxes and Benefits, and Group Insurance					
Employment Taxes and Benefits:					
Employer Payroll Taxes	7.65%	\$59,390	(2,365)	\$57,025	Formula based on total salaries and wages, and directors comp
Texas Workforce Commission Unemployment Taxes	0.10%	\$2,358	0	\$2,358	Tax Rate did not change this year
Workers Compensation Insurance	TML	\$2,301	7,199	\$9,500	
Employee/Employer Pension Plan Contribution	7.50%	\$48,500	(6,500)	\$42,000	Formula based on total eligible salaries and wages
Total Employment Taxes and Benefits		\$112,549	(1,666)	\$110,883	
Group Insurance:					
Group Health Insurance (Employee only)	United and SISlink	\$95,000	(578)	\$94,422	Nine employees
Group Health Insurance (Dependent Coverage)	25%	\$8,000	0	\$8,000	
Dental Insurance (Employee only)	SunLife	\$5,400	3,700	\$9,100	Nine employees
Life Insurance (Employee only)	SunLife	\$9,250	7,026	\$16,276	Nine employees
Vision Insurance (Employee only)	SunLife	\$1,000	560	\$1,560	Nine employees
GAP Insurance			7,440	\$7,440	Nine employees
Estimated Healthcare Cost Increase		\$16,000	0	\$16,000	
Total Group Insurance		\$134,650	18,148	\$152,798	
Total Employment Taxes and Benefits, and Group Insurance		\$247,199	16,482	\$263,681	
D. Professional Services					
Auditor (Annual)	Montemayor	14,950	0	14,950	
Retirement Plan Administration Fees	The Standard	35,200	156	35,356	approximately \$8839/quarter
Database		36,000	14,000	50,000	will need a budg amend for FY 24; \$34k remains in new FY for Phse2; cost of Phase 3 (FY25) is unknown.
Legal - General Services, and Special Services		85,000	(5,000)	80,000	See Legal Spreadsheet 2018- \$124365, 2019- \$169794, 2020- \$93823, 2021- \$71421, 2022- \$50842, 2023 to date- \$49750
Legislative Support	SledgeLaw	12,000	36,000	48,000	2-year contract, looking to aveage out monthly costs rather than have large 1st year and much smaller 2nd year
GMA-10 Planning Cycle		7,500	0	7,500	Year 2 of 3 years
Shared Territory (Special Provisions)		2,500	0	2,500	Permit special conditions - Needmore. See income line item (net zero effect)
Election	Travis, Hays, Caldwell	15,000	0	15,000	If there is a November 2024 election (FY 2025), some expenses will occur in FY 2024, for three directors.
Total Professional Services		\$208,150	45,156	\$253,306	

E. Team Expenditures

Aquifer Science Team:

Hydrogeologic Characterization	\$3,000	0	\$3,000	Well logging, pump test expenses, core and cuttings analyses.
Water Chemistry Studies	\$4,000	0	\$4,000	Analyses of monitor well water and springs.
Monitor Well, Equipment and Supplies	\$8,000	9,000	\$17,000	Pressure transducers, new open/close tool, lab equipment/materials, maintenance, WellIntel/InSitu subscriptions.
Total Aquifer Science Team	\$15,000	9,000	\$24,000	

Communications Team:

Communications and Outreach	\$3,000	0	\$3,000	Public relations/outreach materials, advertising (printed materials (drought, well owner education, permittee communication, social media marketing, radio/tv/newspaper advertising)
Programs/Events	\$5,800	(800)	\$5,000	Well Water checkup- \$1000, G2G- \$500, g'water symposium - 2,000, permittee event- \$500, misc.-1,000.
Scholarship Programs/Awards (General Support)	\$7,500	(1,500)	\$6,000	Camps @ \$1k each, 6 awarded in FY 24 - there is no revenue to support this line item
Equipment, Supplies, and work apparel	\$4,000	2,400	\$6,400	could include new logo costs; moving work apparel here from General Management, add \$2.4k
Total Communications Team	\$20,300	100	\$20,400	

Regulatory Compliance Team:

Projects and Services	\$5,000	0	\$5,000	Project Investigations- \$1000, Routine Inspections/Sampling- \$3375, Geophysical Logs- \$625.
Equipment and Supplies	\$2,500	500	\$3,000	
Total Regulatory Compliance Team	\$7,500	500	\$8,000	

General Management:

Professional Development			\$25,000	
Noncontracted Support	\$5,000	0	\$5,000	
Total General Management	\$5,000	0	\$5,000	

Administrative Team:

Additional Administrative Expenses	\$20,000	0	\$20,000	
Total Administrative Team	\$20,000	0	\$20,000	

Contracted Support - All Teams:

Administrative				
- HR Consulting				
- Payroll and Bookkeeping				
Aquifer Science	\$26,750	750	\$27,500	USGS \$7375 for each of two years, modeling support \$20,000.
Regulatory Compliance	\$3,000	7,000	\$10,000	permit reviews, etc.
General Management	\$20,000	0	\$20,000	
Policy and Project Management	\$65,000	35,000	\$100,000	new TSY-related projects
Communications and Outreach	\$16,000	(10,000)	\$6,000	Zavala Website Support- \$5400 (contracted approximation 450/month)
Facilitated Team Building			\$20,000	AAG-led workshops for staff, Board Directors, leadership training, etc.
Total Contracted Support - All Teams	\$130,750	52,750	\$183,500	

Total Team Expenditures	\$178,550	62,350	\$240,900	
F. Project Expenses				
F-1 Sustainability Studies:	\$12,000	(12,000)	\$0	
Total Sustainability Studies	\$12,000	(12,000)	\$0	
F-2 HCP ILA Commitments:				
Abandoned Well Program	\$0	15,000	\$15,000	proceed with vulnerability analysis
Antioch Repair and Maintenance.	\$2,500	0	\$2,500	
Total HCP ILA Commitments Expense	\$2,500	15,000	\$17,500	need examples of potential expenses
Total Projects Expense	\$14,500	3,000	\$17,500	
G. CAPITAL EXPENSE				
District Vehicle	\$40,000	(40,000)	\$0	
Total Capital Expense			\$0	
TOTAL PROJECTED EXPENSES	\$1,648,935	66,542	\$1,715,477	
III. NON-CASH DISBURSEMENTS				
Depreciation Expense	\$50,000	0	\$50,000	
Accrued Benefits Payable (Earned Vacation and Nonexempt Comp)	\$50,000	0	\$50,000	
Total Non-Cash Disbursements	\$100,000	0	\$100,000	
IV. PROJECTED POSITION				
Total District Expenditures	\$1,648,935	66,542	\$1,715,477	
Total District Revenue	\$1,700,911	67,796	\$1,768,707	
Current Net Gain / (Loss)	\$51,976	1,254	\$53,230	
V. TRANSFERS				
Transfer In (from Aquifer Protection Reserve - TexPool General)	\$65,500	(65,500)	\$0	tbd for FY 25
Transfer Out (from General Fund to Contingency)	(\$135,000)	82,000	(\$53,000)	FY 24 budg amend will need to reduce the projected amount of 135k; FY25 amt will evolve before final
Transfer In (from General Fund to balance the budget)	\$0	0	\$0	Not necessary in FY24 or FY25
Transfer In Intera for Database (from TexPool General)	\$39,875	(39,875)	0	To cover Database expenses (money currently in TexPool General)
Total Transfers	(\$29,625)	(23,375)	(\$53,000)	
Adjusted Net Gain (Loss)	\$22,351	(22,121)	\$230	
Contingency Fund	\$505,329	147,741	\$653,070	Balance as of 5.12.2024.

Item 6

Director Reports

Directors may report on their involvement in activities and dialogue that are of likely interest to the Board, in one or more of the following topical areas:

- Meetings and conferences attended or that will be attended
- Board committee updates
- Conversations with public officials, permittees, stakeholders, and other constituents
- Commendations
- Issues or problems of concern

Item 7

Adjournment