

**NOTICE OF PUBLIC HEARING
OF GONZALES COUNTY UNDERGROUND WATER CONSERVATION
DISTRICT ON PROPOSED ADDITIONS AND AMENDMENTS TO THE
DISTRICT'S DRAFT RULES**

The Gonzales County Underground Water Conservation District ("the District") will hold a public hearing for the purpose of receiving comments on proposed additions and amendments to the Draft Rules of the District.

The Board of Directors will take public comment on the proposed amendments to the Draft Rules on August 13, 2024, at the District office located at 522 Saint Matthew Street, Gonzales, Texas. The public hearing will begin at 5:30 pm, before the Regular Board Meeting. Agenda is as follows:

1. Call to order.
2. President of the Board to make comments.
3. Receive comments from the public on the District's proposed Draft Rules.
4. Discussion of other items of interest by the Board and direction to management.
5. Adjourn.

GCUWCD August 13, 2024, Public Hearing Draft Rules and Regular Board Meeting

Aug 13, 2024, 5:30 – 7:00 PM (America/Chicago)

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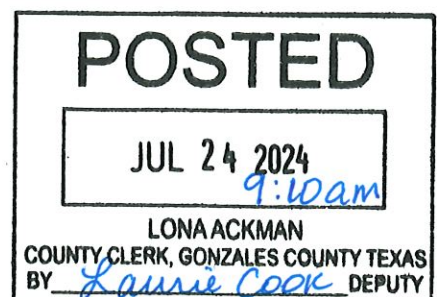
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Copies of the proposed additions and amendments to the Draft Rules of the District are available at the office of the Gonzales County Underground Water conservation District, 522 Saint Matthew Street, Gonzales, Texas, from 8:00 am to 5:00 pm, Monday through Friday.

Written comments should be submitted to the General Manager, P.O. Box 1919, Gonzales, TX 78629 by August 13, 2024, at 12:00 pm, or presented at the hearing.



**Proposed Amendments to the Gonzales County
Underground Water Conservation District Rules**

(1) The following definitions in Section 2 DEFINITION OF TERMS are amended to read as follows:

“**Domestic use**” shall mean use of water by an individual or up to four households utilizing a single well a household to support domestic activity. Domestic Such use may include water for drinking, washing, or culinary purposes; for irrigation of lawns, or of a family garden ~~and~~/or orchard; for watering of domestic animals; and for water recreation, including aquatic and wildlife enjoyment. If the water is diverted, it must be diverted solely through the efforts of the user. Domestic use does not include water used to support activities for which consideration is given or received or for which the product of the activity is sold.

(2) Amend Rule 2.A.3. to read as follows:

A sample of the Public Participation Form is attached hereto as “Appendix E.” “Exhibit E.”

(3) Amend Rule 5 is amended by amending subsections A and D, and inserting new subsection F (and re-lettering subsequent subsections) to read as follows:

A. A water well used or to be used solely for domestic use or for providing water for livestock or poultry that is either drilled, completed, or equipped so that it is incapable of producing more than 25,000 gallons of groundwater per day (17.5 GPM) is exempt from the requirements to ~~first~~ obtain a drilling permit or an operating permit.

D. A water well used solely to supply water for fracking a formation through a completed oil or gas well permitted by the Railroad Commission of Texas is exempt from the requirement to obtain a drilling permit or operating permit provided that the person holding the Railroad Commission permit is responsible for drilling and operating the water well and the water well is located on the same lease or field associated with fracking operation. In the Yegua-Jackson Aquifer, the exemption only applies if the water well is completed and screened at a depth below 350 feet. and the water well is constructed as follows:

- ~~1. For the Wilcox Aquifer, a water well completed and screened below the level where the water quality exceeds 3,000 parts per million of total dissolved solids;~~
- ~~2. For the Carrizo Aquifer, a water well completed and screened below the level where the water quality exceeds 3,000 parts per million of total dissolved solids;~~
- ~~3. For the Queen City Aquifer a water well completed and screened below the level where the water quality exceeds 3,000 parts per million of total dissolved solids;~~
- ~~4. For the Sparta Aquifer a water well completed and screened below the level where the water quality exceeds 3,000 parts per million of total dissolved solids; and~~
- ~~5. For the Yegua Jackson Aquifer a water well completed and screened at a depth below 350 feet.~~

F. A water well used solely to supply water for a rig that is actively engaged in drilling a water well is exempt from the requirement to obtain a drilling permit and an operating permit.

(4) Amend Rule 6.B. to read as follows:

B. Export of water outside the District from annexed water wells that serve as public water utility supply wells shall be limited to 5,000 acre-feet of water per year in the aggregate and shall pay a fee to the District in accordance with Section 36.122(e-2), Water Code. The export fee rate will be included in the District's fee schedule established by Board resolution. Export fees will be assessed monthly based on the amount of groundwater exported from the District in the preceding month. Monthly fees are due in the District office by the 30th day of the following month. If the amount of groundwater produced and exported is not metered during the month reported, or if any meter fails during that month, the fee shall be based on 1/12 of the annual authorized export permit amount. See attached Appendix D - Production and Transportation Fee Schedule. shall pay an export fee of 2.5 cents per thousand gallons of water exported outside the District's boundaries. Permittees shall submit reports to the District on a monthly basis. Monthly reports are due in the District office by the 30th day of the following month. Monthly fees are due in the District office by the 30th day of the following month.

(5) Amend Rule 9.A. by striking subsection 7:

~~7. Any other additional information deemed necessary by the General Manager.~~

(6) Amend Rule 10.D. by striking subsection 17:

~~17. Any other additional information deemed necessary by the General Manager.~~

(7) Amend Rule 10 by amending subsection E.3 and adding a new subsection H to read as follows:

3. In order to ensure no unreasonable effects on existing groundwater and surface water resources or existing permit holders, the District shall require a mitigation plan, acceptable to the District, to be included in the application to mitigate the effects of the drawdown of artesian pressure or the level of the water table upon the registered or permitted well owners potentially affected by that water well or wells. ~~The mitigation plan, at permit issuance, shall be incorporated into a binding agreement between the permittee and the District.~~ The plan shall include but not be limited to:
 - a. The actions and procedures to be taken by the holder of the drilling and operating permit in the event that pumping causes the water level in a registered or permitted well to drop to an unacceptable level.
 - b. The actions and procedures to be taken by the holder of the drilling and operating permit in the event that the pumping from the permitted well causes the water to become objectionable or renders the water unusable to a registered or permitted well owner.

- c. The actions and procedures to be taken by the holder of the drilling and operating permit in the event that pumping causes the well casing or equipment to be damaged so that the recorded quality or quantity of water cannot be produced by the registered or permitted well owner.
- d. The plan shall also include measures to be taken in cases where the reduction of artesian pressure causes an emergency to arise which may threaten human or animal health safety or welfare.
- e. The plan shall also contain a specifically enumerated time schedule for the execution of the mitigation plan.

~~All wells in existence as of December 31, 2009 and registered as of June 1, 2010, not including wells connected or to be connected to a common gathering/transportation piping system capable of producing greater than or equal to 3,000 acre feet of groundwater per calendar year, receive protection under the District's mitigation rules. Wells in existence as of December 31, 2009 and registered prior to June 1, 2010 that are not part of the leased or owned land in a well field but are located inside a well field producing greater than or equal to 3,000 acre feet of groundwater per calendar year shall also be accorded protection under the District's mitigation rules. A permittee's negotiated mitigation plan may also identify additional wells that will receive protection under the District's mitigation rules. The District shall assist in identifying water wells that require mitigation and ensuring that mitigation is conducted in a timely manner but shall bear no costs for mitigation activities.~~

H. The District will cease accepting applications for new permits or amendments to increase existing permits at any point the General Manager determines water levels have declined below the Desired Future Condition goals. The General Manager's determination shall be reviewed and either ratified or repealed by the Board of Directors at the next regular Board meeting.

(8) Amend Rule 11.E.2 by adding a new subsection k to read as follows:

k. Wellhead meters shall be calibrated in accordance with Texas Commission on Environmental Quality (TCEQ) requirements and shall be reported to the District within 30 days of such measurements. Calibrations of wellhead meters shall be performed by qualified third-party personnel using a Doppler shift flow meter. The meter shall have a certified calibration within 1 year of the test date. A copy of the calibration certificate shall accompany the test results.

(9) Amend Rule 13 by amending subsection A and F.3 to read as follows:

- 3. Permittees shall pay a fee to the District in accordance with Water Code section 36.122(e-2). The export fee rate will be established by Board resolution, and the fee rate will be included in the District's fee schedule. Export fees will be assessed monthly based on the amount of groundwater exported from the District in the preceding month. Monthly fees are due in the District office by the 30th day of the following month. If the amount of groundwater produced and exported is not metered during the month reported, or if any meter fails during that month, the fee shall be based on 1/12 of

the annual authorized export permit amount. See attached Appendix D - Production and Transportation Fee Schedule

(10) Amend rule 13.B.3.h. by repealing subdivision (12):

~~(12) All other relevant information requested by the General Manager.~~

(11) Amend Rule 14.B.2.(i) by repealing subdivision (14):

~~(14) All other relevant information requested by the General Manager.~~

(12) Amend Rule 16.A. to read as follows:

- A. No person may drill, complete, equip or rework a well or borehole without having a current Texas Water Well Driller's license or Texas Pump Installer's license. Any person who drills, completes, equips or reworks a well or borehole shall comply with the Rules and Regulations of the District, State or Federal agencies or political subdivisions having jurisdiction, including but not limited to the statutes and rules of the Texas Department of Licensing and Regulation (TDLR) and the Texas Commission on Environmental Quality (TCEQ). A copy of the Texas Water Well Driller's license or Texas Pump Installer's license shall be provided to the District.

(13) Amend Rule 18.B.6.b. to read as follows:

b. Individual well production rates or aggregated wellfield production totals may not exceed are allowed to increase up to 150% of 1/12th of the annual permitted production amount and may not exceed the annual permitted production amount. ~~rate during peak demand periods.~~

(14) Amend Rule 19 to read as follows:

RULE 19 – MONITORING AND REGULATION UNDER DESIRED FUTURE CONDITIONS

A. Aquifer Desired Future Conditions

The District's goal is to achieve the Desired Future Conditions (DFCs) for each aquifer listed below. To accomplish the purposes of Texas Water Code Chapter 36, and to achieve the stated purposes and goals of the District, including managing the sustainability of the aquifers and preventing significant, sustained water-level declines within the aquifers, the District shall manage total groundwater production on a long-term basis to achieve the applicable desired future condition. The District may establish production limits on new regular permits or any permit amendments to increase groundwater production. All permits and permit amendments are issued subject to any future production limits adopted by the District.

- B. Each January, the Board will determine if the District is achieving the desired future condition to determine if production limitations are needed and will consider:

- (1) the modeled available groundwater determined by the executive administrator;
- (2) the executive administrator's estimate of the current and projected amount of groundwater produced under exemptions granted by District Rules and Section 36.117, Water Code;
- (3) the amount of groundwater authorized under permits previously issued by the District;
- (4) a reasonable estimate of the amount of groundwater that is actually produced under permits issued by the District; and
- (5) yearly precipitation and production patterns.

C. When aquifer levels drop below the desired future condition level the Board shall review the considerations in subsection (b) prior to renewing operating permits. If the Board determines aquifer conditions require adjustments to achieve the desired future condition, the board will establish production limits for all wells required to be metered according to the following schedule:

- (1) if aquifer levels are more than one foot but less than two feet below the goal level annual production shall be reduced by 5 percent from the amount authorized by the permit;
- (2) if aquifer levels are more than two feet but less than four feet below the goal level annual production shall be reduced by 10 percent from the amount authorized by the permit; and
- (3) if aquifer levels are more than four feet below the goal level annual production shall be reduced by 20 percent from the amount authorized by the permit.

D. Production limits implemented under subsection (C) may be restored when the Board determines aquifer conditions warrant allowing restoration. Production limits will be restored to the level the Board determines will achieve the desired future condition.

1. Carrizo, Wilcox, Queen City, and Sparta Aquifers:

~~The current DFCs for the Carrizo-Wilcox, Queen City, and Sparta aquifers in Groundwater Management Area 13 is that 75 percent of the saturated thickness in the outcrop at the end of 2012 (January 2013 measurements) remains in 2070. The District intends to assess compliance with the DFC by monitoring water table levels in the aquifer outcrops using observation wells designated by the Board. The current DFC observation wells for the Carrizo-Wilcox, Queen City, and Sparta aquifers are listed in Appendix C along with maps showing the observation well locations.~~

~~The District shall measure water levels in the designated observation wells in January of each year. Water level measurements will be obtained by automatic or manual water level monitoring equipment. For newly added observation wells or wells where groundwater levels were not measured prior to the DFC start date the District will calculate the missing data using average drawdown levels from neighboring observation wells or water wells.~~

2. Yegua Jackson Aquifer

~~The current DFC for the Yegua Jackson aquifer is no more than an average of 3 feet of drawdown across the entire aquifer from 2010 aquifer levels (January 2011 measurements) to~~

~~2070. The District intends to assess its compliance with the DFC by monitoring water levels in selected observation wells. The annual recorded water levels for each observation well will be averaged together to calculate the yearly average drawdown for the aquifer. The current DFC observation wells for the Yegua Jackson aquifer are listed in Appendix C along with a map showing the observation well locations.~~

~~The District shall measure water levels in the designated observation wells in January of each year. Water level measurements will be obtained by automatic or manual water level monitoring equipment. For newly added observation wells or wells where groundwater levels were not measured prior to the DFC start date the District will calculate the missing data using average drawdown levels from neighboring observation wells or water wells.~~

E. Designation of Observation Wells

It is anticipated that over time new DFC observation wells will be added to the network or that existing observation wells may be lost and need to be removed from the network. The Board may, by resolution approved during an open Board Meeting, add, remove, or replace observation wells as needed.

B. Exceedance of Drawdown Limits

~~If the Board determines that a well or well field has caused or significantly contributed aquifer level declines below the Desired Future Condition goals, and in order to minimize, as far as practicable, the drawdown of the water table or reduction of artesian pressure, to prevent interference between wells, to prevent degradation of water quality, to encourage conservation, and to prevent waste in accordance with Section 36.116, Water Code, the District shall apply a reduction in the allowable permitted production within the affected area and applicable to wells drilled into the affected aquifer(s).~~

1. Carrizo, Wilcox, Queen City, and Sparta Aquifers

~~The annual outcrop water level declines identified by the District through its groundwater observation well network will inform permitted groundwater users of potential restrictions far in advance of the need to impose production restrictions. Permitted groundwater users can use this information to voluntarily implement gradual reductions in production prior to exceedance of the drawdown limits.~~

~~When a water level measurement in an observation well indicates that 60 percent of the DFC limit has been reached, the Board shall direct the General Manager to commence a study to assess the extent of the drawdown around the observation well and designate a specific depletion zone for the area. The study shall list the number of wells, the total depths and screened zone of each well, and assess the impacts to those wells based on the most recent water level measurements.~~

~~When a water level measurement in an observation well indicates that the DFC limit has been reached, the Board shall hold a public hearing to receive comment concerning the intent of the Board to designate specific depletion zone(s) and limit production in the affected depletion zone(s). The Board shall publish a notice not less than twenty (20) days before the actual date of the public hearing to take public comment on the proposed rules and designate the depletion~~

zone(s). The District shall notify all permit holders in the proposed depletion zone(s) in writing of the hearing to adjust current operating permit limits.

~~After the public hearing the Board may, within thirty (30) days, take action on a resolution designating the specific depletion zone(s) and adjusting production limits. The Board may impose reductions if water level declines continue to exceed rates consistent with the DFC limits. In the specified depletion zone(s), the Board shall limit groundwater production from non-exempt authorized or permitted well or well field based on the following criteria:~~

- ~~a. Current water usage, as evidenced by the prior 12 months of actual withdrawals, of each non-exempt authorized or permitted well or well field.~~
- ~~b. Availability of other existing water sources for each non-exempt authorized or permitted well or well field.~~
- ~~c. Special or unusual needs of each non-exempt authorized/permitted well or well field.~~
- ~~d. Historic use status wells, up to the maximum amount of water certified shall be exempt from reductions in production rates; however, such wells will be required to implement water conservation measures.~~

~~When the Board delineates a management area or areas to have limited production it may require:~~

- ~~a. All wells located within the designated management area or areas capable of producing 25,000 gallons or more per day, to be equipped with a District approved meter or measuring device.~~
- ~~b. Increased water level monitoring in the affected area(s).~~

~~On a semi-annual basis (or more frequently), the Board will evaluate the water levels and will determine whether any previously imposed reductions continue to be appropriate. If not, the Board will take action to reduce or eliminate the reductions.~~

2. Yegua Jackson Aquifer

~~The average annual water level declines identified by the District through its groundwater observation well network will inform permitted groundwater users of potential restrictions far in advance of the need to impose production restrictions. Permitted groundwater users can use this information to voluntarily implement gradual reductions in production prior to exceedance of the drawdown limits.~~

~~In averaging water levels across the District in the Yegua Jackson aquifer, large drawdowns can occur in specific areas due to temporary heavy production (e.g. frack wells) that could affect nearby District observation wells during the January water level measurement period. Averaging in these observation wells could have the potential to exceed the average annual DFC in that year. In these cases, when the District is aware of temporary production that would skew the average annual production, the affected observation well will not be used in the average annual water level decline for that year.~~

~~In areas of the District where observation well water level measurements show consistent declines over several years the Board shall direct the General Manager to commence a study to assess the extent of the drawdown around those observation wells and designate a specific depletion zone for the area. The study shall list the number of wells, the total depths and screened zone of each well, and assess the impacts to those wells based on the most recent water level measurements.~~

~~When the average annual water level decline in the District observation well network indicates that the DFC limit has been reached, the Board shall hold a public hearing to receive comment concerning the intent of the Board to designate specific depletion zone(s) and limit production in the affected depletion zone (s). The Board shall publish a notice not less than twenty (20) days before the actual date of the public hearing to take public comment on the proposed rules and designate the depletion zone(s). The District shall notify all permit holders in the proposed depletion zone(s) in writing of the hearing to adjust current operating permit limits.~~

~~After the public hearing the Board may, within thirty (30) days, take action on a resolution designating the specific depletion zone(s) and adjusting production limits. The Board may impose reductions if water level declines continue to exceed rates consistent with the DFC limits. In the specified depletion zone(s), the Board shall limit groundwater production from non-exempt authorized or permitted well or well field based on the following criteria:~~

- ~~a. Current water usage, as evidenced by the prior 12 months of actual withdrawals, of each non-exempt authorized or permitted well or well field.~~
- ~~b. Availability of other existing water sources for each non-exempt authorized or permitted well or well field.~~
- ~~c. Special or unusual needs of each non-exempt authorized/permited well or well field.~~
- ~~d. Historic use status wells, up to the maximum amount of water certified shall be exempt from reductions in production rates; however such wells will be required to implement water conservation measures.~~

~~When the Board delineates a management area or areas to have limited production it may require:~~

- ~~a. All wells located within the designated management area or areas capable of producing 25,000 gallons or more per day, to be equipped with a District approved meter or measuring device.~~
- ~~b. Increased water level monitoring in the affected area(s).~~

~~On a semi-annual basis (or more frequently), the Board will evaluate the water levels and will determine whether any previously imposed reductions continue to be appropriate. If not, the Board will take action to reduce or eliminate the reductions.~~

(15) Amend Rule 21.A and D to read as follows:

- A. The District may require the owner or lessee of land on which an open, uncovered, or abandoned water well is located to plug the water well permanently in accordance with these rules. Complete records shall be kept and reports thereof made to the District concerning the plugging and capping of all water wells drilled or reworked. Such records shall include an accurate Driller's plugging log. Such records shall be filed with the District, within sixty (60) days after the plugging or capping.
- D. Reasonable expenses incurred by the District in plugging or capping a water well constitute a lien on the land on which the water well is located. The Board shall consider the availability of state funds to assist in plugging or capping any water well and may on its own motion bear some or all of the expense of the plugging or capping of any water well. The District may budget funds that may be used to assist landowners located within the district in plugging and abandoning deteriorated wells. The District may pay for a portion of the costs to complete the plugging and abandonment of the well in accordance with the then-current Water Well Plugging Fund and Policy Manual. Additional details about the Water Well Plugging and Policy can be found in this manual.
- a. The District may provide a 99/1 cost share allowance to a water well plugging fund participant. The District may pay 99 percent of the costs to plug and abandon the water well, with the landowner paying the remaining 1 percent of the costs.
- b. The landowner must agree to pay the estimated one percent of the plugging and abandonment costs before starting the plugging operations. The Landowner must also consent in writing to the District placing a lien on the property equal to the amount of reimbursement due to the District. The District will file a lien in the Gonzales County Deed Records and subsequently file a Release of Lien when it receives the total amount due from the Landowner.

(16) Amend Rule 24.C.1. to read as follows:

1. Completeness of an Application. An application shall be considered administratively complete if it includes all required information; is signed; is accompanied by payment of all applicable fees, including any penalties or past due fees; and includes any maps, documents, or supplementary information ~~required requested~~ by the Rules, ~~Board or staff~~. A determination of administrative completeness will be made by the General Manager.

(17) Amend the District Rules by repealing Rule 28:

~~RULE 28 — GRANDFATHERED OPERATING PERMITS~~

~~Any water well in existence prior to November 26, 1997 and is not currently permitted that does not meet the definition of an exempt use well under Rule 5 must be permitted in accordance with the following rules:~~

- A. ~~The well owner must complete, sign, and submit an application to the General Manager according to the provisions of this rule. Failure to submit an administratively complete application, thirty (30) days after written notice by the General Manager listing the application's deficiencies, shall render the application void. A form for an application for a Grandfathered Operating permit is available at the District office. Each application for a permit shall include the following:~~

- ~~1. Name and mailing address of the applicant and the owner of land on which the water well is located.~~
 - ~~2. If the applicant is other than the owner of the property, documentation establishing the applicable authority to operate the water well for the proposed use.~~
 - ~~3. The location of the water well expressed in Latitude and Longitude in degrees of arc and minutes of arc and seconds of arc to the first decimal place.~~
 - ~~4. The current landowner as listed on the tax rolls with the Gonzales County Deed Records and the number of feet to the nearest public road, property line or other legal description and a survey in which the land is located.~~
 - ~~5. A statement of the nature and purpose of the current use and the amount of water that is currently being used for that purpose.~~
 - ~~6. The maximum pumping rate at which water can currently be withdrawn.~~
 - ~~7. The maximum pumping rate that the existing infrastructure (i.e. pivot irrigation system, treatment plant, etc.) can handle.~~
 - ~~8. For irrigation wells, the amount of water required for the acreage being irrigated and the crop being produced in a normal rainfall year.~~
 - ~~9. The number of surface acres owned by the applicant or the amount of surface acres for which the applicant has groundwater rights.~~
 - ~~10. The name and address of the driller or contractor, if known.~~
 - ~~11. The date the water well was completed and any well construction information available.~~
 - ~~12. A water conservation plan or a declaration that the applicant will comply with the District's management plan.~~
 - ~~13. A water well closure plan or a declaration that the applicant will comply with well plugging guidelines and report closure to the TCEQ and the District.~~
 - ~~14. A map of the property upon which the water well is located and an indication of all other water wells on the property or within the city limits which the owner owns or operates.~~
- ~~B. An application for a grandfathered well permit is not subject to spacing and production limitations relative to any approved or pending well permit or existing registered well.~~
- ~~C. It shall be considered to be a fraud upon the District and on the adjacent landowners and or owners of water rights for any person to knowingly and willfully give erroneous information on a well permit application.~~
- ~~D. Each application for a drilling and operating permit shall be accompanied by a certified check or postal money order, payable to the District for the permit processing fee, at a rate set by the Board.~~

~~E. The General Manager shall provide to the applicant mailed notice of the General Manager's determination of administrative completeness of the application.~~

~~F. The Board shall act on a grandfathered permit application at a regularly scheduled board meeting not later than the sixtieth (60th) day after the date the General Manager has declared the permit application administratively complete.~~

~~G. The District shall consider the following before granting or denying the permit:~~

- ~~1. The application contains all the information required to be submitted to the District and is accompanied by the prescribed fees.~~
- ~~2. The rate and amount of withdrawal stated on the original registration form if the applicant's well or wells were registered with the District before January 1, 2009.~~
- ~~3. The current use of water unreasonably affects other existing groundwater or surface water resources or existing Permit Holders.~~
- ~~4. The current use of water is dedicated to a beneficial use.~~
- ~~5. The current use of water is consistent with District's approved water management plan.~~
- ~~6. The applicant has agreed to avoid waste and achieve water conservation.~~
- ~~7. The current use of the water will result in significant subsidence.~~
- ~~8. The applicant has agreed that reasonable diligence will be used to protect groundwater quality and that the applicant will follow well plugging guidelines at the time of well closure.~~
- ~~9. The maximum or average water usage, the capacity of the pump and the capacity of the existing infrastructure.~~
- ~~10. The amount of existing water permitted, amount of existing water being produced, and the condition of the aquifer (average water pressure decline/water table decline) at the time the permit application is filed in order to achieve the DFC as indicated in Rules 21.A, B, and C.~~

~~H. Permit Terms and Conditions~~

~~1. A grandfathered operating permit may include:~~

- ~~a. The name and address of the person to whom the permit is issued.~~
- ~~b. The location of the water well.~~
- ~~c. The date the permit will expire.~~
- ~~d. A statement of the purpose for which the water well is to be used.~~
- ~~e. A requirement that the water withdrawn under the permit be put to beneficial use at all times.~~

- ~~f. The location of the use of the water from the well.~~
 - ~~g. A water well closure plan provision that the permittee will comply with the well plugging guidelines and report closure to the Texas Department of Licensing and Regulation.~~
 - ~~h. The conditions and restrictions on the rate and amount of withdrawal.~~
 - ~~i. Any conservation oriented methods of drilling and operating prescribed by the District.~~
 - ~~j. A drought contingency plan.~~
- ~~2. Acceptance of the permit by the person to whom it is issued constitutes acknowledgment of and agreement to comply with all of the terms, provisions, conditions, limitations, and restrictions of these rules including, but not limited to, the following:~~
- ~~a. Permits are granted in accordance with the provisions of the Texas Water Code and the Rules, Management Plan and Orders of the District, and acceptance of the permit constitutes an acknowledgment and agreement that the permittee will comply with the Texas Water Code, the District Rules, Management Plan, Orders of the District Board, and all the terms, provisions, conditions, requirements, limitations and restrictions embodied in a permit.~~
 - ~~b. A permit confers no vested rights in the holder, and it may be revoked or suspended, or its terms may be modified or amended pursuant to the provisions of the District's Rules.~~
 - ~~c. The operation of a water well for the authorized withdrawal must be conducted in a non-wasteful manner. In the event the groundwater is to be transported a distance greater than one half mile from the water well, it must be transported by pipeline to prevent waste caused by evaporation and percolation.~~
 - ~~d. The permittee must keep records of the amount of groundwater produced and the purpose of the production and such records shall be annually to the District by January 31 of the following year. Immediate written notice must be given to the District in the event production exceeds the quantity authorized by a permit, or the water well is either polluted or causing pollution of the aquifer.~~
 - ~~e. A water well site must be accessible to District representatives for inspection, and the permittee agrees to fully cooperate in any reasonable inspection of the water well and well site by District representatives.~~
 - ~~f. Applications for which a permit is issued are incorporated in the permit and thus permits are granted on the basis of and contingent upon the accuracy of the information supplied in the application and any amendments to the application. A finding that false information has been supplied is grounds for immediate revocation of a permit. In the event of conflict between the provisions of a permit and the contents of the application, the provisions of the permit shall control.~~
 - ~~g. Suspension or revocation of a permit may require immediate cessation of all activities granted by the permit.~~
 - ~~h. Violation of a permit's terms, conditions, requirements or special provisions is punishable by civil penalties provided by the District's Rules.~~

- ~~i. Where ever special provisions in a permit are inconsistent with other provisions or District Rules, the special provisions prevail.~~
- ~~j. Changes in the withdrawal and use of groundwater during the term of a permit may not be made without the prior approval of a permit amendment authorizing the change issued by the District.~~
- ~~k. On approval of an application, the District shall issue an operating permit to an applicant. The permittee's right to produce shall be limited to the extent and purposes stated in the permit. The permit shall remain valid for a period of five years, at which time a new permit may be issued.~~

APPENDIX A

Penalties and Sanctions

APPENDIX D

Production and Transportation Fee Schedule

<u>Date Range</u>	<u>Transportation Export Fee</u>
<u>Present-September 30, 2024</u>	<u>\$0.025 per 1,000 gallons</u>
<u>October 01, 2024-September 30, 2025</u>	<u>\$0.10 per 1,000 gallons</u>
<u>October 01, 2025-September 30, 2026</u>	<u>\$0.20 per 1,000 gallons</u>
<u>October 01, 2026-Annually</u>	<u>3% increase per 1,000 gallons annually</u>