

UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT
MONDAY, MAY 17, 2021
MINUTES OF MEETINGS
OF THE
BOARD OF DIRECTORS

INTRODUCTORY MATTERS

The Board may discuss, consider, and take appropriate action, including expenditure of funds as necessary or appropriate, on any item listed on this agenda:

1. Welcome guests and members of the public. The meeting convened at 5:00 p.m.
2. Roll call, establish a quorum, call Preliminary Hearing on Proposed Historic Use Permits and Board Meeting to order; declare the hearing and board meeting open to the public.

Directors Present: Don Majka, Tim Watts, Tracy Mesler, Mike Berkley, Shannon Nave, Richard English, Jarrod Reynolds, and Brent Wilson

Directors Absent: None

3. Public comment was made where noted below.

PRELIMINARY HEARING ON PROPOSED HISTORIC USE PERMITS

1. District General Manager Doug Shaw was sworn in by Board President Tracy Mesler prior to providing the General Manager's report and recommendations regarding the applications for Historic Use Permits identified in the notice of the Preliminary Hearing on Proposed Historic Use Permits for the hearing ("the Preliminary Hearing Notice"), which was posted separately prior to April 16, 2021, in accordance with the District Rules and which is incorporated herein by reference. The District did not receive any public comments or requests to contest.
2. Director Majka moved to approve the General Manager's recommendation related to all Historic Use Permit Applications included in the Preliminary Hearing Notice excluding the applications for System ID 001-H submitted by Acton Municipal Utility District and for System IDs 044-H, 045-H, 046-H, 047-H, 049-H, 050-H, 051-H, 052-H, and 053-H, submitted by Southwest Water Company. Director Nave seconded the motion. Motion passed unanimously.

Director English submitted a Disclosure Affidavit to the District prior to the Preliminary Hearing on Proposed Historic Use Permits and did not take part in the discussion regarding the Historic Use Permit Application for System ID 001-H. Director Nave moved to approve the General Manager's recommendation related to the Historic Use Permit Application for System ID 001-H submitted by Acton Municipal Utility District. Director Majka seconded the motion. Aye-7 Nay-0. Director English abstained. Motion passed.

Director Reynolds exited the Preliminary Hearing on Proposed Historic Use Permits at 5:36 p.m and later provided a Disclosure Affidavit to the District. Director Majka moved to approve the General Manager's recommendation related to the Historic Use Permit Application for System IDs 044-H, 045-H, 046-H, 047-H, 049-H, 050-H, 051-H, 052-H, and 053-H, submitted by Southwest Water Company. Director English seconded the motion. Aye-7 Nay-0. Director Reynolds abstained. Motion passed. Director Reynolds returned to the Preliminary Hearing on Proposed Historic Use Permits at 5:38 p.m.

The entire packet of information provided to the Board on these applications prepared by the General Manager, including the Preliminary Hearing Notice, applications, technical review, recommendations, proposed permits, and all other supporting information, shall be included with these minutes as part of the administrative record for this hearing.

3. President Mesler adjourned the Preliminary Hearing on Proposed Historic Use Permits at 5:38 p.m.

REGULAR BOARD MEETING

1. Director Majka moved to approve the Consent Agenda, including minutes from the Public Hearing and Regular Board Meeting on April 19, 2021; approve bank statement ending April 30, 2021, and current financial reports of the District; approve Investment Report; approve payment of bills/invoices received through May 17, 2021; and reimbursements for expenses incurred on behalf of the District through May 17, 2021. Director Wilson seconded the motion. The motion passed unanimously.
2. No items were pulled from consent agenda for further discussion.
3. Director Wilson moved to approve the Summary Report of relevant comments received related to the proposed Desired Future Conditions (DFCs) adopted by Groundwater Management Area 8 (GMA 8) as presented and to adopt Resolution 21-001 "Adopting a Summary Report Pursuant to Texas Water Code § 36.108(d)". Director English seconded the motion. The motion passed unanimously.
4. Mayor Bruce Pinkard and Victoria Harkins participated in the discussion regarding Well IDs 11570, 11992, and 11993 for the Town of Annetta. Director Majka moved to approve the following requests for an extension to drill approved water wells, and as part of the motion, the Town of Annetta was encouraged to complete the water wells prior to the end of the 120-day extension, however the Board is willing to consider a 6th extension if necessary:
 - A. Exempt Wells:
 1. Well ID 13912 for 4 Horse Construction, LLC in Parker County.
 2. Well ID 14095 for Jim McKay in Hood County.
 3. Well ID 14201 for Joaquin Esparza in Parker County.
 4. Well ID 14238 for Austin Living Trust in Wise County.
 5. Well ID 14259 for Chance Olin in Parker County.
 - B. Non-Exempt Wells:
 1. Well ID 11570 for Town of Annetta in Parker County.
 2. Well ID 11992 for Town of Annetta in Parker County.
 3. Well ID 11993 for Town of Annetta in Parker County.
 4. Well ID 12969 for WPS I, LLC in Parker County.
 5. Well ID 12970 for WPS I, LLC in Parker County.
 6. Well ID 12971 for WPS I, LLC in Parker County.
 7. Well ID 12972 for WPS I, LLC in Parker County.Director Nave seconded the motion. The motion passed unanimously.
5. Discussion regarding the following potential violation of District Rules; take action as necessary.
 - A. Director Watts moved to find that Joe Allen Cansler Jr. of Prater Water Well committed a first major violation of District Rules for Well ID 14921 on Roberts Cut Off Rd near Bowie, TX, Montague Co. As part of the Motion, a settlement was offered in lieu of litigation; the settlement included a \$250 penalty fee. Director Nave seconded the motion. The motion passed unanimously.
6. **Management Report on Administrative and Operational Issues:** The General Manager and staff will brief the Board on the following and any other items included in the General Manager's written report, which may be discussed, considered, and acted upon by the Board, including authorizing the initiation of, managing, or resolving enforcement action or litigation where applicable.

- A. General Manager's report was submitted to the Board of Directors in advance of the Regular Board meeting.
 - B. Discussion regarding delinquent customers of the District; no action was taken.
 - C. Report on Education and Outreach activities; no action was taken.
 - D. Report on injection well applications filed with the Railroad Commission; no action was taken.
 - E. Well Registration and Groundwater Production reports; no action was taken.
- 7. No budget amendments were necessary.
 - 8. Attorney Brian Sledge of SledgeLaw Group gave an update related to the groundwater-related legislative issues; no action was taken.
 - 9. The next Regular Board Meeting is scheduled for Monday, June 21, 2021 at 5:00 p.m. at the District's office and via online videoconference/teleconference.
 - 10. No new business was placed on the next meeting agenda.
 - 11. President Mesler adjourned the meeting at 6:09 p.m.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF DIRECTORS this 21 day of June 2021.

Attest:



Tracy Mesler, President



Secretary

NOTICE OF REGULAR MEETING AND PUBLIC HEARING
OF THE
UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT

Zoom Remote Conferencing Service
<https://us02web.zoom.us/j/81200061145>
1 (346) 248-7799 – US
Meeting ID: 812 0006 1145

Monday, May 17, 2021
Public Hearing and Board Meeting begin at 5:00 PM
Regular Meeting begins at conclusion of Public Hearing

In order to facilitate social distancing and to slow the spread of COVID-19 (Coronavirus), and in accordance with Section 418.016 of the Texas Government Code and actions taken by the Office of the Governor of Texas on March 16, 2020, suspending various provisions of Chapter 551 of the Texas Government Code, this meeting of the Board of Directors (Board) of the Upper Trinity Groundwater Conservation District (District) will be conducted by online videoconference / teleconference.

For this hearing and meeting, some members of the Board may be physically present at the Board's regular meeting location at the District office in Springtown, Texas. However, members of the public interested in joining the meeting must do so remotely in order to promote social distancing and to slow the spread of COVID-19 (Coronavirus). However, at least a quorum of the Board will attend the hearing either in person or remotely (online) via the Zoom Remote Conferencing Service.

Persons wanting to join the meeting remotely to observe the meeting, hear the communications that occur at the meeting and the public deliberations of the Board, or to comment on a permit application, or any other item on the agenda, may join the hearing at no charge online at the following address: <https://us02web.zoom.us/j/81200061145>. Members of the public may also access the hearing by telephone at the following number: (346) 248-7799. Use Meeting ID: 812 0006 1145. Long distance charges may apply to persons calling in to the number, depending upon their phone carrier and plan.

Persons may make comments for or against a permit application without the need to request a contested case hearing on the application. However, persons wanting to protest a permit application by requesting a contested case hearing must do so either in writing or by appearing at the public hearing by videoconference or telephone on the date specified in this notice and opposing the application. Written requests for a contested case hearing must be received by the District on or before the date of the public hearing as it appears on this notice, and before Board action on the application. Written requests for a contested case hearing may be mailed to the District at P.O. Box 1749, Springtown, Texas, 76082, or submitted by email to: doug@uppertrinitygcd.com.

Additional requirements for requesting a contested case hearing on this application, including the information that must be included in such a request, may be found in Appendix E, Rule E.6, of the District Rules: <https://uppertrinitygcd.com/pdf/UTGCD-RULES.pdf>

Any additional public information concerning the board meeting or agenda items will be posted on the District's website "Meetings" page prior to or during the board meeting at: <https://uppertrinitygcd.com/meetings/>.

Persons wanting to comment on an agenda item but otherwise not wishing to join the meeting may email comments to the following address: doug@uppertrinitygcd.com. Additionally, an audiorecording of the meeting will be made, and can be requested after the conclusion of the meeting by sending a written request to the District at P.O. Box 1749, Springtown, Texas, 76082, or by email to: doug@uppertrinitygcd.com.

INTRODUCTORY MATTERS

The Board may discuss, consider, and take appropriate action, including expenditure of funds as necessary or appropriate, on any item listed on this agenda:

1. Welcome guests and members of the public.
2. Roll call, establish a quorum, call Public Hearing and Board Meeting to order; declare the hearing and board meeting open to the public.
3. Public comment.

PRELIMINARY HEARING ON PROPOSED HISTORIC USE PERMITS

1. Receive any public comments, requests to contest, and the General Manager’s report and recommendations regarding the applications for Historic Use Permits identified in the notice of the Preliminary Hearing on Proposed Historic Use Permits for today’s hearing (“the Preliminary Hearing Notice”), which was posted separately prior to April 16, 2021, in accordance with the District Rules and which is incorporated herein by reference.
2. Discuss, consider, and possible action by the Board to approve or deny, in whole or in part, the applications for Historic Use Permits set forth in the Preliminary Hearing Notice.
3. Adjourn or continue hearing in whole or in part.

REGULAR BOARD MEETING

1. **Consent Agenda:** Each of these items is recommended by the Staff and approval thereof will be strictly on the basis of the Staff recommendations. Approval of the Consent Agenda authorizes the General Manager or his designee to implement each item in accordance with the Staff recommendations. The consent agenda will be approved as a block. Any Board member that has questions regarding any item on the consent agenda may have the item pulled and considered as a regular item on the agenda. Any items so pulled for separate discussion will be considered as the first items following approval of the consent agenda.
 - A. Approval of minutes from Public Hearing and Regular Board Meeting on April 19, 2021.
 - B. Approval of bank statement ending April 30, 2021, and current financial reports of the District.
 - C. Approval of Investment Report.
 - D. Payment of bills/invoices received through May 17, 2021.
 - E. Reimbursements for expenses incurred on behalf of the District through May 17, 2021.
2. Any items from consent agenda that were pulled for further discussion.
3. Discussion regarding the Summary Report of relevant comments received related to the proposed Desired Future Conditions (DFCs) adopted by Groundwater Management Area 8 (GMA 8) on October 27, 2020, including the adoption of Resolution 21-001 “Adopting a Summary Report Pursuant to Texas Water Code § 36.108(d); take action as necessary.

4. Discussion regarding the following requests for an extension to drill approved water wells, take action as necessary:
 - A. Exempt Wells:
 1. Well ID 13912 for 4 Horse Construction, LLC in Parker County.
 2. Well ID 14095 for Jim McKay in Hood County.
 3. Well ID 14201 for Joaquin Esparza in Parker County.
 4. Well ID 14238 for Austin Living Trust in Wise County.
 5. Well ID 14259 for Chance Olin in Parker County.
 - A. Non-Exempt Wells:
 1. Well ID 11570 for Town of Annetta in Parker County.
 2. Well ID 11992 for Town of Annetta in Parker County.
 3. Well ID 11993 for Town of Annetta in Parker County.
 4. Well ID 12969 for WPS I, LLC in Parker County.
 5. Well ID 12970 for WPS I, LLC in Parker County.
 6. Well ID 12971 for WPS I, LLC in Parker County.
 7. Well ID 12972 for WPS I, LLC in Parker County.
5. Discussion regarding the following potential violations of District Rules; take action as necessary.
 - A. Well ID 14921 on Roberts Cut Off Rd near Bowie, TX, Montague Co. by Joe Allen Cansler Jr. of Prater Water Well.
6. **Management Report on Administrative and Operational Issues:** The General Manager and staff will brief the Board on the following and any other items included in the General Manager's written report, which may be discussed, considered, and acted upon by the Board, including authorizing the initiation of, managing, or resolving enforcement action or litigation where applicable.
 - A. General Manager's report
 - B. Report on delinquent customers of the District and take any necessary action for collection of delinquent fees.
 - C. Report on Education and Outreach activities.
 - D. Report on injection well applications filed with the Railroad Commission
 - E. Well Registration and Groundwater Production reports
7. Review line item expenditures and adopt budget amendment(s) as necessary.
8. **General Counsel's Report:** The District's legal counsel will brief the Board on pertinent legal issues and developments impacting the District since the last regular Board meeting, and legal counsel's activities on behalf of the District, including without limitation: waste injection; well monitoring activities; District rules enforcement activities; District Rules and District Management Plan development or implementation issues; groundwaterrelated legislative activities; joint planning and desired future conditions development activities; developments in groundwater case law and submission of legal briefs; contractual issues related to the District; open government, policy, personnel, and financial issues of the District; and other legal activities on behalf of the District, take action as necessary.
9. Determine time and place for next meeting.

10. New business to be placed on the next meeting agenda.

11. Adjourn board meeting.

The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time. These public meetings and hearings are available to all persons regardless of disability. If you require special assistance to attend the meetings or hearings, please call or (817) 523- 5200 at least 24 hours in advance of the meeting to coordinate any special physical access arrangements.

At any time during a work session, meeting or hearing and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes; Annotated, the Upper Trinity Groundwater Conservation District Board may meet in executive session on any of the above agenda items or other lawful items for consultation concerning attorney-client matters (§551.071); deliberation regarding real property (§551.072); deliberation regarding prospective gift (§551.073); personnel matters (§551.074); and deliberation regarding security devices (§551.076). Any subject discussed in executive session may be subject to action during an open meeting.

--Please visit the website – www.uppertrinitygcd.com

This is to certify that I, Doug Shaw, posted this agenda on the bulletin board of the Administrative Offices of the District at 1859 W. Highway 199, Springtown TX 76082, and also provided this agenda to the County Clerks in Hood, Montague, Parker, and Wise Counties with a request that it be posted at or before 4:00 p.m. on the 14 of May, 2021.



Doug Shaw, General Manager

NOTICE OF PUBLIC HEARING
OF THE
UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT

Join Zoom Meeting
<https://us02web.zoom.us/j/81200061145>
1 (346) 248-7799 – US
Meeting ID: 812 0006 1145

Monday, May 17, 2021
Hearing begins at 5:00 PM

PRELIMINARY HEARING ON PROPOSED HISTORIC USE PERMITS

NOTICE IS HEREBY GIVEN to all interested persons in Hood, Montague, Parker, and Wise Counties, Texas:

That the Board of Directors (“Board”) of the Upper Trinity Groundwater Conservation District (“District”) will hold a preliminary public hearing to consider the applications for Historic Use Permits and the proposed Historic Use Permits prepared by the General Manager in response to those applications that are listed in this notice, and to accept public comment and any requests for contested case hearings related to those applications and proposed permits. District Rule F.3 authorizes the District General Manager to process technical reviews and schedule applications for Historic Use Permits for hearing by groups of applications. If an application for a proposed Historic Use Permit is uncontested, the Board may make a decision on the proposed Historic Use Permit at the hearing. Historic Use Permits approved by the Board will authorize the permit holder to pump a specific amount of groundwater each year from a well or well system for a specific purpose of use in compliance with the District’s Rules based on the applicant’s maximum past pumping and beneficial use without waste in a single year during the existing and historic use period, as explained in detail in the District’s Rules.

In accordance with District Rule 2.8, the General Manager has conducted an initial review for administrative completeness of each application for a Historic Use Permit listed in this notice and has determined that each application is administratively complete. The General Manager has also completed a technical review of each application for a Historic Use Permit listed in this notice and has prepared a recommendation for Board action on each application in accordance with the applicable criteria set forth in District Rule F.3(a), including the General Manager’s recommendation for each application’s amount of Maximum Historic Use.

The General Manager’s recommendation on each application has been incorporated into a proposed Historic Use Permit and provided to each applicant by regular mail, along with an advisory on how to protest the recommendation, and notice of the date, time, and place of the preliminary hearing. The General Manager recommends that the Board approve each listed permit as proposed at the May 17, 2021, preliminary hearing. If the Board disagrees with a proposed permit, the applicant and General Manager shall be given an opportunity to present additional argument and evidence to address the Board’s concerns. The Board may continue the hearing to grant additional time to the applicant to file supplemental evidence with the District.

Persons wanting to request a contested case hearing on a Historic Use Permit application or proposed permit listed in this notice must submit a written request for a contested case hearing that is received by the District on or before the date of the preliminary hearing as it appears on this notice, as well as before Board action on the application. Such written requests for a contested case hearing must contain the information required in District Rule E.6(d). A separate contested case hearing request must be submitted for each permit application or proposed permit for which a person desires a contested case hearing. Persons seeking a contested case hearing should participate in the hearing remotely by videoconference or teleconference if possible, as set forth below. Additional requirements for requesting a contested case hearing on an application may be found in Appendix E, Rule E.6, of the District Rules: <https://uppertrinitygcd.com/wp-content/uploads/2021/02/UTGCD-RULES.pdf>

The preliminary hearing will be held on Monday, May 17, 2021, at 5:00 p.m. and will be conducted by online videoconference / teleconference. The District Board of Directors will also hold a regular Board meeting at the same time and place as the preliminary hearing on the applications for a Historic Use Permit. The regular Board meeting will have a separate notice and agenda.

Questions or requests for additional information, including copies of a permit application or proposed permit being considered by the Board, should be directed to the District's General Manager, Doug Shaw, by phone at (817) 523-5200, by email at doug@uppertrinitygcd.com, or by mail at P.O. Box 1749, Springtown, TX 76082. Contested case hearing requests and written comments must be emailed or mailed to the General Manager at the same email address and mailing address, or by delivering the request to the District office at 1859 West Highway 199, Springtown, Texas 76082.

In order to facilitate social distancing and to slow the spread of COVID-19 (Coronavirus), and in accordance with Section 418.016 of the Texas Government Code and actions taken by the Office of the Governor of Texas on March 16, 2020, suspending various provisions of Chapter 551 of the Texas Government Code, this preliminary hearing and the regular meeting of the Board of Directors of the Upper Trinity Groundwater Conservation District will be conducted by online videoconference / teleconference.

For the hearing, some members of the Board may be physically present at the Board's regular meeting location at the District office in Springtown, Texas. However, members of the public interested in joining the hearing must do so remotely in order to promote social distancing and to slow the spread of COVID-19 (Coronavirus). At least a quorum of the Board will attend the hearing either in person or remotely (online) via the Zoom Remote Conferencing Service.

Notice of this hearing has been provided to any person who has requested such notice as required by the District Rules.

Persons wanting to join the hearing remotely to observe the hearing, hear the communications that occur at the hearing and the public deliberations of the Board, make verbal comments on an application for a Historic Use Permit, or provide verbal comments in support of their written request for a contested case hearing may join the hearing at no charge online at the following address: <https://us02web.zoom.us/j/81200061145> Members of the public may also access the hearing by telephone at the following number: (346) 248-7799. Use Meeting ID: 812 0006 1145. Long distance charges may apply to persons calling in to one of these two numbers, depending upon their phone carrier and plan.

Any additional public information concerning this hearing will be posted on the District's website "Meetings" page prior to or during the hearing at: <https://uppertrinitygcd.com/meetings/>

Additionally, an audio recording of the hearing will be made, and can be requested after the conclusion of the hearing by sending a written request to the District at P.O. Box 1749, Springtown, Texas, 76082, or by email to: doug@uppertrinitygcd.com.

PROPOSED HISTORIC USE PERMITS RECOMMENDED FOR APPROVAL

Applicant/Permittee: Acton Municipal Utility District — 6420 Lusk Branch Ct, Granbury, TX 76049

System ID: 001-H

Approximate location of wells included in permit application: Southwest of the City of Granbury and north of Lake Granbury

Maximum Historic Use: 657,999,852 gallons/year

Requested Permit Volume: 657,999,852 gallons/year

Purpose of use: The wells in this system are used to provide public water supply to the service area of Acton Municipal Utility District and service approximately 8,459 connections.

General Manager's Recommendation: 657,999,852 gallons/year

Applicant/Permittee: Aqua Texas, Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 002-H

Approximate location of wells included in permit application: Bentwater subdivision located approximately 2 miles north of US 377 on the east side of Lake Granbury

Maximum Historic Use: 122,601,000 gallons/year

Requested Permit Volume: 122,601,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Bentwater and Mallard Point subdivisions and service approximately 625 connections.

General Manager's Recommendation: 122,601,000 gallons/year

Applicant/Permittee: Aqua Texas, Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 003-H

Approximate location of wells included in permit application: Blue Water Shores subdivision located on the east side of Lake Granbury approximately 1 mile west of Fall Creek Hwy.

Maximum Historic Use: 22,352,000 gallons/year

Requested Permit Volume: 22,352,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Blue Water Shores subdivision and service approximately 378 connections.

General Manager's Recommendation: 22,352,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 004-H

Approximate location of wells included in permit application: 8704 N. Peaceful Ct., Granbury, TX 76049

Maximum Historic Use: 28,014,000 gallons/year

Requested Permit Volume: 28,014,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Brazos River Acres subdivision and service approximately 161 connections.

General Manager's Recommendation: 28,014,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108
System ID: 005-H
Approximate location of wells included in permit application: 4055 Country Meadows Circle, Granbury, TX 76049
Maximum Historic Use: 8,551,000 gallons/year
Requested Permit Volume: 8,551,000 gallons/year
Purpose of use: The wells in this system are used for public water supply for the Country Meadows subdivision and service approximately 118 connections.
General Manager's Recommendation: 8,551,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108
System ID: 006-H
Approximate location of wells included in permit application: 304 Daisy Dr, Granbury, TX 76049
Maximum Historic Use: 14,619,000 gallons/year
Requested Permit Volume: 14,619,000 gallons/year
Purpose of use: The wells in this system are used for public water supply for the Eastwood Village subdivision and service approximately 152 connections.
General Manager's Recommendation: 14,619,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108
System ID: 008-H
Approximate location of wells included in permit application: 8721 Glen Rose Hwy, Granbury, TX 76048
Maximum Historic Use: 3,780,000 gallons/year
Requested Permit Volume: 3,780,000 gallons/year
Purpose of use: The well in this system is used for public water supply for the Midhaven subdivision and services approximately 52 connections.
General Manager's Recommendation: 3,780,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108
System ID: 009-H
Approximate location of wells included in permit application: Mountain View subdivision located on the east side of Glen Rose Hwy approximately 2 miles south of Lake Granbury
Maximum Historic Use: 35,929,000 gallons/year
Requested Permit Volume: 35,929,000 gallons/year
Purpose of use: The wells in this system are used for public water supply for the Mountain View subdivision servicing approximately 339 connections.
General Manager's Recommendation: 35,929,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108
System ID: 010-H
Approximate location of wells included in permit application: 308 Kristy Court, Granbury, TX 76049
Maximum Historic Use: 5,425,000 gallons/year
Requested Permit Volume: 5,425,000 gallons/year
Purpose of use: The well in this system is used for public water supply for the Nolan Creek subdivision and services approximately 60 connections.
General Manager's Recommendation: 5,425,000 gallons/year

Applicant/Permittee: Aqua Texas, Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 011-H

Approximate location of wells included in permit application: North Fork Creek subdivision approximately 1 mile to the west of Temple Hall Hwy and North of US 377

Maximum Historic Use: 13,432,000 gallons/year

Requested Permit Volume: 13,432,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the North Fork Creek 1 and North Fork Creek 2 subdivisions totaling approximately 206 connections.

General Manager's Recommendation: 13,432,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 012-H

Approximate location of wells included in permit application: 21,490,000 gallons/year

Maximum Historic Use: 21,490,000 gallons/year

Requested Permit Volume: 21,490,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Peninsula subdivision and service approximately 114 connections.

General Manager's Recommendation: 21,490,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 013-H

Approximate location of wells included in permit application: 300 E. Clifton Road, Granbury, TX 76049

Maximum Historic Use: 6,252,000 gallons/year

Requested Permit Volume: 6,252,000 gallons/year

Purpose of use: The well in this system is used for public water supply for the Plaza East subdivision and services approximately 30 connections.

General Manager's Recommendation: 6,252,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 014-H

Approximate location of wells included in permit application: River Country Acres subdivision on the south side of River Country Ln

Maximum Historic Use: 12,528,000 gallons/year

Requested Permit Volume: 12,528,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the River Country Acres subdivision and service approximately 84 connections.

General Manager's Recommendation: 12,528,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 015-H

Approximate location of wells included in permit application: 8017 River Run, Granbury, TX 76049

Maximum Historic Use: 7,418,000 gallons/year

Requested Permit Volume: 7,418,000 gallons/year

Purpose of use: The well in this system is used for public water supply for the River Run subdivision and services approximately 117 connections.

General Manager's Recommendation: 7,418,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 016-H

Approximate location of wells included in permit application: Rock Harbor subdivision located approximately 1 mile south of the city of Granbury on the west side of Glen Rose Hwy.

Maximum Historic Use: 15,339,000 gallons/year

Requested Permit Volume: 15,339,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Rock Harbor subdivision and service approximately 161 connections.

General Manager's Recommendation: 15,339,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 017-H

Approximate location of wells included in permit application: 3502 Sandy Beach Dr, Granbury, TX 76049

Maximum Historic Use: 8,988,000 gallons/year

Requested Permit Volume: 8,988,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Sandy Beach subdivision and service approximately 164 connections.

General Manager's Recommendation: 8,988,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 018-H

Approximate location of wells included in permit application: Sunchase Meadows subdivision located approximately 2 miles east of Temple Hall Hwy on the north side of US 377

Maximum Historic Use: 21,909,200 gallons/year

Requested Permit Volume: 21,909,200 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Sunchase Meadows subdivision and service approximately 181 connections.

General Manager's Recommendation: 21,909,200 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 019-H

Approximate location of wells included in permit application: Sunset Acres subdivision located west of Granbury along US 377

Maximum Historic Use: 7,152,000 gallons/year

Requested Permit Volume: 7,152,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Sunset Acres subdivision and service approximately 57 connections.

General Manager's Recommendation: 7,152,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 020-H

Approximate location of wells included in permit application: Whippoorwill Bay subdivision near the intersection of Killough Rd and Weatherford Hwy.

Maximum Historic Use: 37,395,000 gallons/year

Requested Permit Volume: 37,395,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Whippoorwill Bay subdivision and service approximately 288 connections.

General Manager's Recommendation: 37,395,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 022-H

Approximate location of wells included in permit application: Long Creek subdivision located on the north eastern side of Lake Granbury and west of Weatherford Hwy.

Maximum Historic Use: 21,722,602 gallons/year

Requested Permit Volume: 21,722,602 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Long Creek subdivision and service approximately 121 connections.

General Manager's Recommendation: 21,722,602 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 024-H

Approximate location of wells included in permit application: Boynton subdivision located on the north side of Lake Granbury approximately 2.5 miles south of Hwy 377.

Maximum Historic Use: 4,491,000 gallons/year

Requested Permit Volume: 4,491,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Boynton subdivision and service approximately 71 connections.

General Manager's Recommendation: 4,491,000 gallons/year

Applicant/Permittee: Aqua Texas Inc. — 9450 Silver Creek Rd, Fort Worth, TX 76108

System ID: 025-H

Approximate location of wells included in permit application: 1901 Randy Ct, Granbury, TX 76049

Maximum Historic Use: 2,734,000 gallons/year

Requested Permit Volume: 2,734,000 gallons/year

Purpose of use: The well in this system is used for public water supply for the Moore and services approximately 42 connections.

General Manager's Recommendation: 2,734,000 gallons/year

Applicant/Permittee: City of Cresson— P.O. Box 632, Cresson, TX 76035

System ID: 027-H

Approximate location of wells included in permit application: 215A Performance Court, Cresson, TX 76035

Maximum Historic Use: 21,364,880 gallons/year

Requested Permit Volume: 21,364,880 gallons/year

Purpose of use: The well in this system is used for public water supply for the City of Cresson and services approximately 97 connections.

General Manager's Recommendation: 21,364,880 gallons/year

Applicant/Permittee: City of Granbury— 401 N. Park St, Granbury, TX 76048

System ID: 028-H

Approximate location of wells included in permit application: Multiple locations within the City of Granbury

Maximum Historic Use: 535,733,823 gallons/year

Requested Permit Volume: 535,733,823 gallons/year

Purpose of use: The wells in this system is used for public water supply for the City of Granbury and service approximately 6,276 connections.

General Manager's Recommendation: 535,733,823 gallons/year

Applicant/Permittee: City of Tolar— P.O. Box 100, Tolar, TX 76476

System ID: 030-H

Approximate location of wells included in permit application: Multiple locations within the City of Tolar

Maximum Historic Use: 37,417,000 gallons/year

Requested Permit Volume: 37,417,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the City of Tolar and service approximately 420 connections.

General Manager's Recommendation: 37,417,000 gallons/year

Applicant/Permittee: Mooreland Water — 1011 Ross Lane, Granbury, TX 76048

System ID: 040-H

Approximate location of wells included in permit application:

Maximum Historic Use: 13,301,493 gallons/year

Requested Permit Volume: 13,301,493 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Mooreland subdivision and service approximately 131 connections.

General Manager's Recommendation: 13,301,493 gallons/year

Applicant/Permittee: Southwest Water Company— 1620 Grand Avenue Parkway, Suite 140, Pflugerville, TX 78660

System ID: 044-H

Approximate location of wells included in permit application: Western Hills Harbor subdivision located along US 377 and north of Harbor Lakes Golf Club.

Maximum Historic Use: 32,640,000 gallons/year

Requested Permit Volume: 32,640,000 gallons/year

Purpose of use: The well in this system is used for public water supply for the Western Hills Harbor subdivision and service approximately 462 connections.

General Manager's Recommendation: 32,640,000 gallons/year

Applicant/Permittee: Southwest Water Company— 1620 Grand Avenue Parkway, Suite 140, Pflugerville, TX 78660

System ID: 045-H

Approximate location of wells included in permit application: 3708 Sundown Trail, Granbury, TX 76048

Maximum Historic Use: 7,800,000 gallons/year

Requested Permit Volume: 7,800,000 gallons/year

Purpose of use: The well in this system is used for public water supply for the Rancho Brazos subdivision and services approximately 173 connections.

General Manager's Recommendation: 7,800,000 gallons/year

Applicant/Permittee: Southwest Water Company— 1620 Grand Avenue Parkway, Suite 140, Pflugerville, TX 78660

System ID: 046-H

Approximate location of wells included in permit application: 4521 Rhea Road, Granbury, TX 76048

Maximum Historic Use: 8,096,000 gallons/year

Requested Permit Volume: 8,096,000 gallons/year

Purpose of use: The wells in this system is used for public water supply for the Montego Bay Estates subdivision and service approximately 139 connections.

General Manager's Recommendation: 8,096,000 gallons/year

Applicant/Permittee: Southwest Water Company— 1620 Grand Avenue Parkway, Suite 140, Pflugerville, TX 78660

System ID: 047-H

Approximate location of wells included in permit application: Oak Trail Shores subdivision located between Lake Granbury and Tin Top Hwy

Maximum Historic Use: 28,062,000 gallons/year

Requested Permit Volume: 28,062,000 gallons/year

Purpose of use: The wells in this system is used for public water supply for the Oak Trail Shores and Arrowhead subdivisions and service approximately 1,827 connections.

General Manager's Recommendation: 28,062,000 gallons/year

Applicant/Permittee: Southwest Water Company— 1620 Grand Avenue Parkway, Suite 140, Pflugerville, TX 78660

System ID: 049-H

Approximate location of wells included in permit application: 905 Charles Ct, Granbury, TX 76048

Maximum Historic Use: 5,061,000 gallons/year

Requested Permit Volume: 5,061,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Hideaway Bay Estates subdivision and service approximately 80 connections.

General Manager's Recommendation: 5,061,000 gallons/year

Applicant/Permittee: Southwest Water Company— 1620 Grand Avenue Parkway, Suite 140, Pflugerville, TX 78660

System ID: 050-H

Approximate location of wells included in permit application: 513 Stembridge Rd, Granbury, TX 76048

Maximum Historic Use: 5,649,000 gallons/year

Requested Permit Volume: 5,649,000 gallons/year

Purpose of use: The well in this system is used for public water supply for the Granbury Acres subdivision and services approximately 100 connections.

General Manager's Recommendation: 5,649,000 gallons/year

Applicant/Permittee: Southwest Water Company— 1620 Grand Avenue Parkway, Suite 140, Pflugerville, TX 78660

System ID: 051-H

Approximate location of wells included in permit application: Comanche Harbor subdivision along Ports O Call Drive approximately 1 mile west of Lake Granbury.

Maximum Historic Use: 30,987,000 gallons/year

Requested Permit Volume: 30,987,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Comanche Harbor and Ports O Call subdivisions and service approximately 565 connections.

General Manager's Recommendation: 30,987,000 gallons/year

Applicant/Permittee: Southwest Water Company— 1620 Grand Avenue Parkway, Suite 140, Pflugerville, TX 78660

System ID: 052-H

Approximate location of wells included in permit application: Comanche Cove subdivision located between Glen Rose Hwy and Lake Granbury

Maximum Historic Use: 62,375,00 gallons/year

Requested Permit Volume: 62,375,000 gallons/year

Purpose of use: The wells in this system are used for public water supply for the Comanche Cove system and service approximately 605 connections.

General Manager's Recommendation: 62,375,000 gallons/year

Applicant/Permittee: Southwest Water Company— 1620 Grand Avenue Parkway, Suite 140, Pflugerville, TX 78660

System ID: 053-H

Approximate location of wells included in permit application: 2618 W. Highland Drive, Granbury, TX 76048

Maximum Historic Use: 7,680,000 gallons/year

Requested Permit Volume: 7,680,000 gallons/year

Purpose of use: The well in this system is used for public water supply for the Royal Oaks subdivision and services approximately 71 connections.

General Manager's Recommendation: 7,680,000 gallons/year

Applicant/Permittee: Bluestone Natural Resources II, LLC— 1751 River Run, Suite 405, Fort Worth, TX 76107

System ID: 056-H

Approximate location of wells included in permit application: Approximately ½ mile southwest of Fall Creek Hwy along Hwy 377

Maximum Historic Use: 1,464,400 gallons/year

Requested Permit Volume: 1,464,400 gallons/year

Purpose of use: The well in this system is used to supply water for oil and gas operations.

General Manager's Recommendation: 1,464,400 gallons/year

Applicant/Permittee: Bluestone Natural Resources II, LLC— 1751 River Run, Suite 405, Fort Worth, TX 76107

System ID: 057-H

Approximate location of wells included in permit application: Approximately 2 miles south of US 377 and 2 miles west of the Hood/Johnson County line.

Maximum Historic Use: 11,756,078 gallons/year

Requested Permit Volume: 11,756,078 gallons/year

Purpose of use: The wells in this system are used to supply water for oil and gas operations.

General Manager's Recommendation: 11,756,078 gallons/year

Applicant/Permittee: Bluestone Natural Resources II, LLC— 1751 River Run, Suite 405, Fort Worth, TX 76107

System ID: 058-H

Approximate location of wells included in permit application: Approximately ½ mile south of Hwy 4 on Massey Road

Maximum Historic Use: 1,107,000 gallons/year

Requested Permit Volume: 1,107,000 gallons/year

Purpose of use: The well in this system is used to supply water for oil and gas operations.

General Manager's Recommendation: 1,107,000 gallons/year

Applicant/Permittee: Bluestone Natural Resources II, LLC— 1751 River Run, Suite 405, Fort Worth, TX 76107

System ID: 059-H

Approximate location of wells included in permit application: Approximately 1 mile north of Godley Road along Langdon Leak Court

Maximum Historic Use: 7,077,100 gallons/year

Requested Permit Volume: 7,077,100 gallons/year

Purpose of use: The well in this system is used to supply water for oil and gas operations.

General Manager's Recommendation: 7,077,100 gallons/year

Applicant/Permittee: Bluestone Natural Resources II, LLC— 1751 River Run, Suite 405, Fort Worth, TX 76107

System ID: 060-H

Approximate location of wells included in permit application: Approximately 1 mile north of Godley Road just west of Langdon Leak Ct.

Maximum Historic Use: 2,592,000 gallons/year

Requested Permit Volume: 2,592,000 gallons/year

Purpose of use: The well in this system is used to supply water for oil and gas operations.

General Manager's Recommendation: 2,592,000 gallons/year

Applicant/Permittee: FDL Operating, LLC— 909 Lake Carolyn Parkway, Suite 500, Irving, TX 75039

System ID: 064-H

Approximate location of wells included in permit application: Approximately 1 mile south of old Granbury road along the east side of US 377

Maximum Historic Use: 12,733,400 gallons/year

Requested Permit Volume: 12,733,400 gallons/year

Purpose of use: The well in this system is used to supply water for oil and gas operations.

General Manager's Recommendation: 12,733,400 gallons/year

Applicant/Permittee: Land Fund Manager, L.P. — 4347 W Northwest Hwy, ste 130-248, Dallas, TX 75220

System ID: 066-H

Approximate location of wells included in permit application: 7660 Hwy 377, Cresson, TX 76031

Maximum Historic Use: 64,000,000 gallons/year

Requested Permit Volume: 64,000,000 gallons/year

Purpose of use: The wells in this system are used to supply water for oil and gas operations.

General Manager's Recommendation: 64,000,000 gallons/year

Applicant/Permittee: Genell Lockett—2904 Clay St, Granbury, TX 76048
System ID: 068-H
Approximate location of wells included in permit application: 3591 Rasco Court, Granbury, TX 76048
Maximum Historic Use: 5,846,900 gallons/year
Requested Permit Volume: 5,846,900 gallons/year
Purpose of use: The well in this system is used to supply water for oil and gas operations.
General Manager's Recommendation: 5,846,900 gallons/year

Applicant/Permittee: Ingram Concrete, LLC—331 N. Main Street, Eules, TX 76039
System ID: 081-H
Approximate location of wells included in permit application: 1911 Acton Highway, Granbury, TX, 76049
Maximum Historic Use: 4,539,000 gallons/year
Requested Permit Volume: 4,539,000 gallons/year
Purpose of use: The well in this system is used to supply water for the manufacturing of ready-mixed concrete for Ingram Concrete.
General Manager's Recommendation: 4,539,000 gallons/year

Applicant/Permittee: Luminant Generation Company, LLC— 6555 Sierra Drive, Irving, TX 75039
System ID: 085-H
Approximate location of wells included in permit application: 4950 Power Plant Court, Granbury, TX 76048
Maximum Historic Use: 8,555,245 gallons/year
Requested Permit Volume: 8,555,245 gallons/year
Purpose of use: The wells in this system are used for potable water, fire protection, and industrial process water for the De Cordova Power plant.
General Manager's Recommendation: 8,555,145 gallons/year

Applicant/Permittee: Lonestar Prospects— 3549 Monroe Hwy, Granbury, TX 76049
System ID: 090-H
Approximate location of wells included in permit application: South of FM 3450 on the west side of N Cresson Hwy
Maximum Historic Use: 3,160,239 gallons/year
Requested Permit Volume: 3,160,239 gallons/year
Purpose of use: The well in this system is used to supply water for dust control, maintenance shop, and a transloading facility
General Manager's Recommendation: 3,160,239 gallons/year

DISCLOSURE AFFIDAVIT

STATE OF TEXAS
UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT

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AFFIDAVIT OF RICHARD ENGLISH

Before me, the undersigned notary, on this day, personally appeared Richard English, a person whose identity is known to me. After I administered an oath to him, upon his oath, he said:

"My name is Richard English. I am capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

I make the following disclosure pursuant to Section 171.004 of the Texas Local Government Code. I have a substantial interest in a business entity that affects the agenda item related to the Historic Use Permit application(s) of Acton Municipal Utility District, which is before the Board of Directors of the Upper Trinity Groundwater Conservation District on May 17, 2021. The business entity is my employer, Acton Municipal Utility District, located at 6420 Lusk Branch Ct, Granbury, Texas, 76049. The nature and extent of the substantial interest in this business entity are as follows: funds received from the business entity exceed 10 percent of my gross income for the previous year.

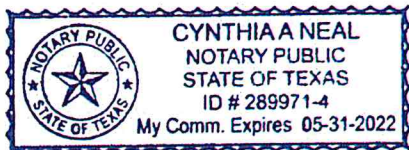
Upon the filing of this affidavit with the record keeper of the Upper Trinity Groundwater Conservation District, I affirm that I shall abstain from any discussion, vote, or decision involving this business entity and from any further participation in this matter whatsoever.

Signed this 10th day of May, 2021.

JR English
Signature of Affiant

SUBSCRIBED AND SWORN TO BEFORE ME on May 10, 2021.

Seal:



Cynthia A Neal
Notary Public In and for the State of Texas
My Commission expires on 5/31/2022.

DISCLOSURE AFFIDAVIT

STATE OF TEXAS
UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT

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AFFIDAVIT OF JARROD REYNOLDS

Before me, the undersigned notary, on this day, personally appeared Jarrod Reynolds, a person whose identity is known to me. After I administered an oath to him, upon his oath, he said:

"My name is Jarrod Reynolds. I am capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

I make the following disclosure pursuant to Section 171.004 of the Texas Local Government Code. I have a substantial interest in a business entity that affects the agenda item related to the Historic Use Permit applications of Southwest Water Company, which is before the Board of Directors of the Upper Trinity Groundwater Conservation District on May 17, 2021. The business entity is my former employer, Southwest Water Company, located at 1620 Grand Avenue Parkway, Suite 140, Pflugerville, Texas, 78660. The nature and extent of the substantial interest in this business entity are as follows: funds received from the business entity exceed 10 percent of my gross income for the previous year.

Upon the filing of this affidavit with the record keeper of the Upper Trinity Groundwater Conservation District, I affirm that I shall abstain from any discussion, vote, or decision involving this business entity and from any further participation in this matter whatsoever.

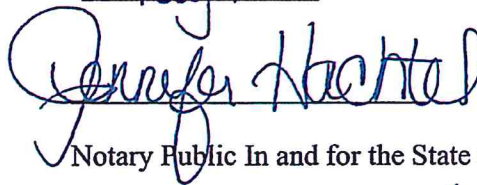
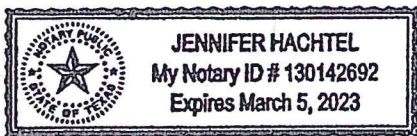
Signed this 17 day of May, 2021.



Signature of Affiant

SUBSCRIBED AND SWORN TO BEFORE ME on May 17, 2021.

Seal:



Notary Public In and for the State of Texas

My Commission expires on 3/5/23.

The entire packet of information provided to the Board on the Historic Use Permit Applications prepared by the General Manager, applications, technical review, recommendations, proposed permits, and all other supporting information, can be found at the link below:

<https://uppertrinitygcd-my.sharepoint.com/:f:/p/kyle/EtbPUkoIWfNNvd9v45TMrZsBHX1mOnwNpNyreYLAe2cVOg?e=dC19bG>

Hard copies of this information will be maintained at the District Office as part of the permanent record and is available for review upon request.