

**NOTICE OF PUBLIC HEARING**  
**OF THE**  
**UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT**

Join Zoom Meeting  
<https://us02web.zoom.us/j/82744876801>  
**1 (346) 248-7799 – US**  
**Meeting ID: 827 4487 6801**

**Thursday, June 23, 2022**  
**Hearing begins at 4:00 PM**

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**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 June 23, 2022, 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 Thursday, June 23, 2022, at 4:00 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](mailto: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.

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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/82744876801> Members of the public may also access the hearing by telephone at the following number: (346) 248-7799. Use Meeting ID: 827 4487 6801. 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](mailto:doug@uppertrinitygcd.com).

## PROPOSED HISTORIC USE PERMITS RECOMMENDED FOR APPROVAL

**Applicant/Permittee:** CSWR Texas Utility Operating Company, LLC — 1650 Des Peres Rd., Suite 303, St. Louis, MO 63131

**System ID:** 054-H

**Approximate location of wells included in permit application:** Various locations around the Laguna Tres subdivision, located on the Northeast side of the intersection of FM 51 and Granada Calle St in Granbury.

**Maximum Historic Use:** 39,482,220 gallons/year

**Requested Permit Volume:** 39,482,220 gallons/year

**Purpose of use:** The wells in the system are used for the public water supply for the Laguna Tres subdivision and services approximately 225 connections.

**General Manager's Recommendation:** 39,482,220 gallons/year

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**Applicant/Permittee:** CSWR Texas Utility Operating Company, LLC — 1650 Des Peres Rd., Suite 303, St. Louis, MO 63131

**System ID:** 055-H

**Approximate location of wells included in permit application:** Various locations around the Laguna Vista subdivision located on the West side of the intersection of FM 51 and Aqua Vista Dr. North of Granbury.

**Maximum Historic Use:** 23,861,720 gallons/year

**Requested Permit Volume:** 23,861,720 gallons/year

**Purpose of use:** The wells in the system are used for the public water supply for the Laguna Vista subdivision and services approximately 224 connections.

**General Manager's Recommendation:** 23,861,720 gallons/year

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**Applicant/Permittee:** Kim Pendry and Lisa Briggs — 3591 Rasco Ct., Granbury, TX 76048

**System ID:** 067-H

**Approximate location of wells included in permit application:** 0.9 miles West Southwest of the intersection of Rasco Ct. and Paluxy Hwy South of Granbury.

**Maximum Historic Use:** 7,697,199 gallons/year

**Requested Permit Volume:** 7,697,199 gallons/year

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

**General Manager's Recommendation:** 7,697,199 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 070-H

**Approximate location of wells included in permit application:** 0.08 miles West of the intersection of Waples Rd. and Temple Hall Hwy in Waples.

**Maximum Historic Use:** 37,986,600 gallons/year

**Requested Permit Volume:** 37,986,600 gallons/year

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

**General Manager's Recommendation:** 37,986,600 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 071-H

**Approximate location of wells included in permit application:** 0.56 miles Northeast of the intersection of Boyd Rd. and Little Rd., 1.81 miles South of Center Mill.

**Maximum Historic Use:** 355,770 gallons/year

**Requested Permit Volume:** 355,770 gallons/year

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

**General Manager's Recommendation:** 355,770 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 072-H

**Approximate location of wells included in permit application:** 0.22 and 0.39-miles Northeast of the intersection of Temple Hall Hwy and Monroe Hwy., 4 miles North of Waples.

**Maximum Historic Use:** 13,004,861 gallons/year

**Requested Permit Volume:** 13,004,861 gallons/year

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

**General Manager's Recommendation:** 13,004,861 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 073-H

**Approximate location of wells included in permit application:** 0.7 Miles Northeast of the intersection of Temple Hall Hwy and Monroe Hwy, 2.41 miles East Southeast of Center Mill.

**Maximum Historic Use:** 105,800 gallons/year

**Requested Permit Volume:** 105,800 gallons/year

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

**General Manager's Recommendation:** 105,800 gallons/year

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**Applicant/Permittee:** EOG Resources, Inc. — 421 W. 3<sup>rd</sup>, Suite 150, Fort Worth, TX 76102

**System ID:** 086-H

**Approximate location of wells included in permit application:** Various locations on the property located 0.25 miles Northwest of the intersection of CR 309 and FM 2174, in Fort Spunky.

**Maximum Historic Use:** 81,731,496 gallons/year

**Requested Permit Volume:** 81,731,496 gallons/year

**Purpose of use:** The wells in the system are used to provide water for industrial sand processing

**General Manager's Recommendation:** 81,731,496 gallons/year

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**Applicant/Permittee:** DL Calander Properties, LLC — 2184 Joe Field Rd., Dallas, TX 75229

**System ID:** 091-H

**Approximate location of wells included in permit application:** 6500 US. Hwy. 377 West, Tolar, TX 76046

**Maximum Historic Use:** 5,435,100 gallons/year

**Requested Permit Volume:** 1,500,000 gallons/year

**Purpose of use:** The wells in the system are used for commercial purposes.

**General Manager's Recommendation:** 1,500,000 gallons/year

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**Applicant/Permittee:** Bille Beane — 328 FM 1758, Sunset, TX 76270

**System ID:** 048-M

**Approximate location of wells included in permit application:** 0.5 miles West Southwest of the intersection of Dry Valley Rd. and Posey Brewer Rd., 2.92 miles Southeast of Salona.

**Maximum Historic Use:** 12,312,100 gallons/year

**Requested Permit Volume:** 12,312,100 gallons/year

**Purpose of use:** The well in the system is used to provide water for oil and gas operations.

**General Manager's Recommendation:** 12,312,100 gallons/year

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**Applicant/Permittee:** New Progress WSC — PO Box 191, Weatherford, TX 76086

**System ID:** 045-P

**Approximate location of wells included in permit application:** Various locations around the MarLynn, Spring Valley, and Enchanted Lake Subdivisions 4.3 miles South of Sanctuary off FM 730.

**Maximum Historic Use:** 7,767,800 gallons/year

**Requested Permit Volume:** 7,767,800 gallons/year

**Purpose of use:** The wells in the system are used for the public water supply for the interconnected Spring Valley, MarLynn, and Enchanted Lake Systems. The Spring Valley system service approximately 91 connections, MarLynn approximately 16 connections, and Enchanted Lakes approximately 13 connections.

**General Manager's Recommendation:** 7,767,800 gallons/year

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**Applicant/Permittee:** New Progress WSC — PO Box 191, Weatherford, TX 76086

**System ID:** 046-P

**Approximate location of wells included in permit application:** Various locations within the Ponderosa Hills and Highland Lakes subdivisions 4.2 miles Northwest of Cresson.

**Maximum Historic Use:** 13,917,700 gallons/year

**Requested Permit Volume:** 13,917,700 gallons/year

**Purpose of use:** The wells in the system are used for the public water supply for the interconnected Ponderosa Hills (approximately 78 connections) and Highland Lakes (approximately 51 connections) systems.

**General Manager's Recommendation:** 13,917,700 gallons/year

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**Applicant/Permittee:** New Progress WSC — PO Box 191, Weatherford, TX 76086

**System ID:** 047-P

**Approximate location of wells included in permit application:** 0.17 Miles South of the intersection of Lone Oak Rd and Debbie Ct, in Hudson Oaks.

**Maximum Historic Use:** 4,415,200 gallons/year

**Requested Permit Volume:** 4,415,200 gallons/year

**Purpose of use:** The well in the system is used for the public water supply for the Enchanted Oaks system servicing approximately 76 connections

**General Manager's Recommendation:** 4,415,200 gallons/year

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**Applicant/Permittee:** Patterson Water Supply, LLC. — 446 Graham Grove Road, Collinsville, TX 76233

**System ID:** 052-P

**Approximate location of wells included in permit application:** Various locations within the Crazy Horse Ranchos subdivision located at the intersection of Johnson Bend Rd and Oak Dr., 5 miles Northwest of Weatherford.

**Maximum Historic Use:** 4,870,554 gallons/year

**Requested Permit Volume:** 4,870,554 gallons/year

**Purpose of use:** The wells in the system are used for the public water supply for the Crazy Horse Ranchos subdivision servicing approximately 70 connections.

**General Manager's Recommendation:** 4,870,554 gallons/year

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**Applicant/Permittee:** Yes Communities — 124A Yates Circle, Aledo, TX 76008

**System ID:** 066-P

**Approximate location of wells included in permit application:** Various locations with the Aledo Mobile Home Park, located at the intersection of Yates Circle and Old Annetta Rd in Aledo.

**Maximum Historic Use:** 8,045,930 gallons/year

**Requested Permit Volume:** 8,045,930 gallons/year

**Purpose of use:** The wells in the system are used for the public water supply for the Aledo Mobile Home Park water system.

**General Manager's Recommendation:** 8,045,930 gallons/year

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**Applicant/Permittee:** Matt Lively — 125 Highland Dr., Aledo, TX 76008

**System ID:** 112-P

**Approximate location of wells included in permit application:** 12310 FM 1711, Cresson, TX 76035

**Maximum Historic Use:** 14,760,616 gallons/year

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

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

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

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 113-P

**Approximate location of wells included in permit application:** 0.70 miles Southwest of the intersection of Bethel Rd and Livingston Rd., 2 miles Northwest of Tin Top.

**Maximum Historic Use:** 1,268,360 gallons/year

**Requested Permit Volume:** 1,268,360 gallons/year

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

**General Manager's Recommendation:** 1,268,360 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 114-P

**Approximate location of wells included in permit application:** 1-mile North Northwest of the intersection of FM 51 and Silverado Dr. 3.4 miles North of Center Mill.

**Maximum Historic Use:** 4,570,300 gallons/year

**Requested Permit Volume:** 4,570,300 gallons/year

**Purpose of use:** The well in the system are used to supply water for oil and gas operations,

**General Manager's Recommendation:** 4,570,300 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 116-P

**Approximate location of wells included in permit application:** 0.5 miles West of the intersection of Rio Lobo Trail and Kelly Rd, 2.6 miles Southeast of Aledo.

**Maximum Historic Use:** 17,625,300 gallons/year

**Requested Permit Volume:** 17,625,300 gallons/year

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

**General Manager's Recommendation:** 17,625,300 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 117-P

**Approximate location of wells included in permit application:** 0.72 miles Northwest of the intersection of Dixon Rd. and Airport Road, 3 miles South of Hudson Oaks.

**Maximum Historic Use:** 1,378,100 gallons/year

**Requested Permit Volume:** 1,378,100 gallons/year

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

**General Manager's Recommendation:** 1,378,100 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 118-P

**Approximate location of wells included in permit application:** 500ft Southeast of the intersections of Clear Lake Ln and Clear Lake Rd.

**Maximum Historic Use:** 277,500 gallons/year

**Requested Permit Volume:** 277,500 gallons/year

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

**General Manager's Recommendation:** 277,500 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 120-P

**Approximate location of wells included in permit application:** 0.88 miles Northwest of the intersection of Cox Rd. and Clary Road, 9.2 miles West of Weatherford.

**Maximum Historic Use:** 168,940 gallons/year

**Requested Permit Volume:** 168,940 gallons/year

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

**General Manager's Recommendation:** 168,940 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 122-P

**Approximate location of wells included in permit application:** .96 miles East Southeast from the intersection of Old Millsap Road and Greenwood Road, 4.3 miles East of Millsap.

**Maximum Historic Use:** 3,055,210 gallons/year

**Requested Permit Volume:** 3,055,210 gallons/year

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

**General Manager's Recommendation:** 3,055,210 gallons/year

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**Applicant/Permittee:** XTO Energy — 4800 Blue Mound Rd., Fort Worth, TX 76106

**System ID:** 125-P

**Approximate location of wells included in permit application:** 0.64 miles Northwest of the intersection of FM 1187 and Rivercreek Ranch Ln., 2 miles Northwest of Wheatland.

**Maximum Historic Use:** 977,000 gallons/year

**Requested Permit Volume:** 977,000 gallons/year

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

**General Manager's Recommendation:** 977,000 gallons/year

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**Applicant/Permittee:** D&S Investments — 220 Adams St, Weatherford, TX 76086

**System ID:** 133-P

**Approximate location of wells included in permit application:** 2518 Roark Ln., Weatherford, TX 76088

**Maximum Historic Use:** 4,529,600 gallons/year

**Requested Permit Volume:** 4,529,600 gallons/year

**Purpose of use:** The well in the system is used for commercial water sales.

**General Manager's Recommendation:** 4,529,600 gallons/year

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**Applicant/Permittee:** Larry Milton — 4473 Kelly Rd., Aledo, TX 76008

**System ID:** 153-P

**Approximate location of wells included in permit application:** 4473 Kelly Road, Aledo, TX 76008

**Maximum Historic Use:** 4,780,900 gallons/year

**Requested Permit Volume:** 4,780,900 gallons/year

**Purpose of use:** The well was used in the past to supply water for oil and gas operations.

**General Manager's Recommendation:** 4,780,900 gallons/year

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**Applicant/Permittee:** City of Alvord — 215 W. Elm St., Alvord, TX 76225

**System ID:** 011-W

**Approximate location of wells included in permit application:** Various locations around the City of Alvord.

**Maximum Historic Use:** 81,843,024 gallons/year

**Requested Permit Volume:** 81,843,024 gallons/year

**Purpose of use:** The wells in the system are used as a public water supply for the service area of the City of Alvord, servicing approximately 1845 connections.

**General Manager's Recommendation:** 81,843,024 gallons/year

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**Applicant/Permittee:** Scout Energy Management LLC — 13800 Montfort Road, Suite 100, Dallas, TX 75240

**System ID:** 097-W

**Approximate location of wells included in permit application:** 0.42 miles Northeast of the intersection of CR 2896 and CR 2798, 2.7 miles North of Alvord.

**Maximum Historic Use:** 48,963,703 gallons/year

**Requested Permit Volume:** 48,963,703 gallons/year

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

**General Manager's Recommendation:** 48,963,703 gallons/year

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**Applicant/Permittee:** Scout Energy Management LLC — 13800 Montfort Road, Suite 100, Dallas, TX 75240

**System ID:** 099-W

**Approximate location of wells included in permit application:** 0.39 miles Northwest of the intersections of CR 2788 and FM 1655, 2.35 miles North of Alvord.

**Maximum Historic Use:** 20,915,100 gallons/year

**Requested Permit Volume:** 20,915,100 gallons/year

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

**General Manager's Recommendation:** 20,915,100 gallons/year

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**Applicant/Permittee:** Scout Energy Management LLC — 13800 Montfort Road, Suite 100, Dallas, TX 75240

**System ID:** 100-W

**Approximate location of wells included in permit application:** 0.62 miles Southeast of the intersection of Highway 101 and CR 1797, near Park Springs.

**Maximum Historic Use:** 22,156,000 gallons/year

**Requested Permit Volume:** 22,156,000 gallons/year

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

**General Manager's Recommendation:** 22,156,000 gallons/year

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**Applicant/Permittee:** Scout Energy Management LLC — 13800 Montfort Road, Suite 100, Dallas, TX 75240

**System ID:** 124-W

**Approximate location of wells included in permit application:** 0.93 miles Northwest of the intersection of CR 3540 and CR 3525, 5.7 miles Southwest of Bridgeport.

**Maximum Historic Use:** 10,639,500 gallons/year

**Requested Permit Volume:** 10,639,500 gallons/year

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

**General Manager's Recommendation:** 10,639,500 gallons/year

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