



**SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT
COUNTY OF MCLENNAN, STATE OF TEXAS**

HISTORIC USE PRODUCTION PERMIT

THIS CERTIFIES THAT: City of Woodway
922 Estates Drive
Woodway, Texas 76712
Phone: 254-772-4480

(the "Permittee"), has applied for an Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District ("District") has APPROVED the application as follows:

1 Permit Category

This permit is a **Historic Use Production Permit**.

2 Permit Term

The term of this permit is **perpetual**.

3 Groundwater Source

The source of groundwater is the **Trinity Aquifer**.

4 Annual Groundwater Withdrawal Amounts

Permittee may withdraw groundwater from the Trinity Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **2,038.393 Acre-Feet (666,250,800 Gallons) per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.211 of the District's rules. It may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District's rules, as may be amended.

5 Purpose of Use

Permittee may use Trinity Aquifer groundwater only for **municipal purposes**.

6 Well Name(s), Location(s), and Maximum Rate of Withdrawal

Groundwater may only be withdrawn from the aquifer from a well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate</u>
Acorn	N31D 30M 11S / W97D 13M 41S	614 gpm
Bosque	N31D 30M 11S / W97D 13M 41S	600 gpm
Highway 84	N31D 29M 30S / W97D 13M 45S	500 gpm

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COUNTY OF MCLENNAN, STATE OF TEXAS**

Sante Fe	N31D 30M 34S / W97D 11M 16S	280 gpm
Tater Hill	N31D 29M 36S / W97D 14M 25S	350 gpm
Business Area	N31D 30M 18S / W97D 11M 41S	200 gpm

7 Measurement of Amount of Groundwater Withdrawn

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules.

8 Place of Use

Permittee may beneficially use Aquifer groundwater only within the Permittee's wholesale or retail water service area identified in the Certificate of Convenience and Necessity 10022, filed with the Texas Commission on Environmental Quality. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

9 Well Construction, Operation, Maintenance, Closure

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

10 Water Conservation

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's water conservation plan, as may be amended, and Permittee's plan as approved by the District, as may be applicable.

11 Conveyance to Place of Use

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

12 Meters; Alternative Measuring Method

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT
COUNTY OF MCLENNAN, STATE OF TEXAS**

13 Reports

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, and other applicable law.

14 Fees

Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

15 Interruption, Suspension, or Other Limitations Due to Drought

Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's plan approved by the District, as applicable.

16 Groundwater Management Plan

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

17 Water Quality

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

18 Transfers and Amendments

Permittee may transfer or amend this permit only in compliance with the District's rules.

19 Permit Review, Renewal or Extension Conditions

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules.

20 Change of Name, Address or Telephone Number

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

21 Inspections by District

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Paragraph 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or

**SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT
COUNTY OF MCLENNAN, STATE OF TEXAS**

the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

22 Additional Conditions

This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

23 Enforcement

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

24 Continuing Jurisdiction of District

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

25 Permit Recordation

Within 30 days of the date of issuance of this approved permit from the District, Permittee shall record this permit with the County Clerk of every county in which the well(s) or place of use are located and provide a copy of the recorded permit to the District.

26 References to Law

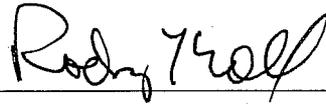
Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

27 Other Matters Denied

All other matters requested in Permittee's application that are not specifically granted by this permit are denied.

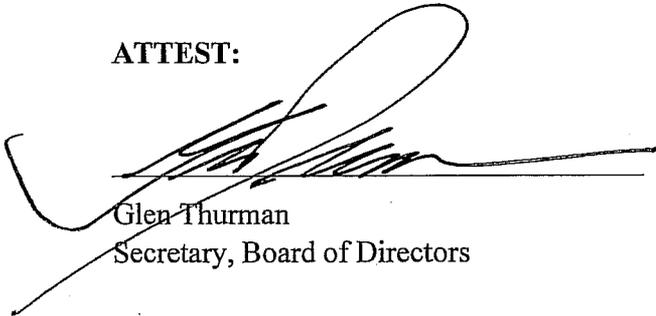
**SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT
COUNTY OF MCLENNAN, STATE OF TEXAS**

THIS PERMIT IS ISSUED, EXECUTED THIS 30 day of June, 2010, by the Board of Directors of the Southern Trinity Groundwater Conservation District.



Rodney Kroll,
President, Board of Directors

ATTEST:

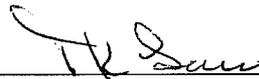

Glen Thurman
Secretary, Board of Directors

ACKNOWLEDGMENT

STATE OF TEXAS)

COUNTY OF MCLENNAN)

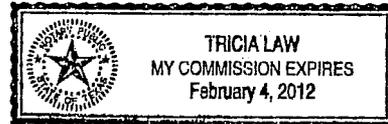
ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED before me on June 30, 2010, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.



Notary Public in and for the State of Texas

AFTER RECORDING RETURN TO:

Tricia Law, General Manager
Southern Trinity Groundwater Conservation District
P. O. Box 2205
420 North 6th Street
Waco, Texas 76703



FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

J.A. Andy Harwell

July 06, 2010 08:24:44 AM

2010020314

FEE: \$27.00

J.A. "Andy" Harwell County Clerk

McLennan County TEXAS



City of **WOODWAY**
Community Services & Development www.woodway-texas.com

924 ESTATES DRIVE • WOODWAY, TEXAS 76712-3432 • 254/772-4050 • FAX 254/399-6518

June 16, 2010

Southern Trinity Groundwater Conservation District
Tricia K. Law
P.O. Box 2205
Waco, TX 76703

Ms. Law,

The City of Woodway has applied for a historical use permit with the Southern Trinity Groundwater Conservation District (STGCD). One of the requirements of this application is a public hearing to review the HUP; therefore, any well owner within 3,000 feet of our wells must be notified. We have reviewed the list of well owners within this range and have been able to locate contact information for the following:

1. Midway School: 901 Old Hewitt Dr., Hewitt, TX 76643
2. U.S. Army Corp. of Engineers: 3801 Zoo Park Rd., Waco, TX 76708
3. Universal Atlas Cement (known now as Lehigh Portland Cement): 100 Wickson Rd., Woodway, TX 76712

Notices for the public hearing, which is scheduled for June 30, 2010, were mailed to the above on June 16, 2010.

After contacting TCEQ, TWDB, and searching the TDLR website, we were unable to gather contact information for the remainder: Bryan-Maxwell-Bryan, Dr. Barnes, Luther Herring. After contacting the previous Director of Community Services for Woodway, we were able to confirm that Midway Water is owned by the City of Woodway. If you have any questions or comments, please don't hesitate to contact me at 254-772-4050.

Sincerely,

Randall Riggs

Director of Community Services & Development

RR:sg

June 14, 2010

I, RANDALL RIGGS have received, from the Southern Trinity Groundwater Conservation District, the Technical Review Summary, Notice of Hearing and Draft of Proposed Historic Use Production Permit.


City of Woodway

**Southern Trinity Groundwater Conservation District
P. O. Box 2205
Waco, Texas 76703**

Phone 254 759-5610 Fax 254 754-9480 e-mail southerntrinitygcd@att.net

**Notice of Administrative Completeness for
For Historic Use Production Permit (HUPP) Application, Technical Summary, and
General Manager's Proposed Action on Historic Use Production Permit Application**

City of Woodway
922 Estates Drive
Woodway, Texas, 76712

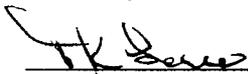
RE: HUPP Application No. HUPP-2010-009

Please be advised that the Southern Trinity Groundwater Conservation District (the "District") received your Historic Use Production Permit Application. Pursuant to §9.207 of the District's Rules, the District's general manager has reviewed your application and has determined that the application is administratively complete. The general manager has conducted a technical review of the application and will recommend to the District's Board of Directors that it consider issuing the Historical Use Production Permit for an annual production of groundwater not to exceed 2,038.393 Acre-Feet (666,250,800 Gallons). Attached to this letter is a copy of the Technical Summary, the proposed draft permit, and notice of the permit hearing date and location.

Also attached to this letter is a list of names, if any were found by the District, of well owners that may own a well or wells in the Trinity Aquifer that are located within ½ mile radius of the well or wells that you listed in your HUPP application. This list may not be complete, but Rule §9.219(e) requires that you provide by first class mail a copy of the hearing notice to any owner of a well within ½ mile radius of the well or wells that you listed in your HUPP application. The notice(s) must be mailed at least 10 days prior to your hearing date. You are also required to provide to the District, prior to your hearing date, a list of all well owners that were mailed the notice.

If you have any questions concerning this matter, please call me at (254) 759-5610. Please keep this letter as a permanent record for your file.

Sincerely,



Tricia K. Law, General Manager
Southern Trinity Groundwater Conservation District

- Attachments:
- 1) Technical Summary
 - 2) Notice of Hearing
 - 3) Draft of Proposed Historic Use Production Permit
 - 4) List of Adjacent Well Owner's Names

Technical Review Summary

Well Owner: City of Woodway,
922 Estates Drive,
Woodway, Texas, 76712

Application Summary:

Aquifer: Trinity

Annual production of groundwater not to exceed: 2,038.393 Acre-Feet (666,250,800 Gallons)

Year of Maximum Historic Use: 2008

Location of Each Point of Withdrawal:

Latitude/Longitude (NAD83):

N31D 30M 11S / W97D 13M 41S

N31D 30M 11S / W97D 13M 41S

N31D 29M 30S / W97D 13M 45S

N31D 30M 34S / W97D 11M 16S

N31D 29M 36S / W97D 14M 25S

N31D 30M 18S / W97D 11M 41S

Reasons and Technical Basis for Recommended Action

The applicant submitted documentation other information that, in the opinion of the General Manager, reasonably showed evidence of Historical Use Production from the Trinity Aquifer of 2,038.393 Acre-Feet (666,250,800 Gallons) during the calendar year of 2008.

Proposed Purpose of Use

All groundwater produced under the proposed permit is restricted to Municipal Use within the Applicant's Water Service Area as defined by the Applicant's Certificate of Convenience and Necessity 10022 issued by the Texas Commission on Environmental Quality.

General Manager May Modify Recommendations or Request Additional Information

The General Manager of the District may at anytime modify her recommendations to the Board of Directors regarding the proposed permit or this technical summary or request additional information from the applicant.

Request for Contested Case Hearing

HUPP applicants or affected persons may file a written request for a contested case hearing on the proposed HUPPs with the District by no later than June 25, 2010 at 10:30 a.m. If no timely requests for contested case hearing are filed, the applications will be presented to the District on the date of the hearing for final action.

**NOTICE OF PROPOSED HISTORIC USE PRODUCTION PERMITS
AND PUBLIC HEARING**

The Southern Trinity Groundwater Conservation District ("District") proposes action on applications for Historic Use Production Permits ("HUPPs"), which would authorize the permittees to withdraw groundwater from the Trinity Aquifer according to the terms and conditions set forth in the permits. A copy of the general manager's proposed action, the proposed HUPPs and technical summaries are available for public inspection at the District's offices at 420 North 6th Street, Waco, Texas during regular business hours.

The District will conduct a public hearing pursuant to its authority under Chapter 8821 of the Texas Special District Local Laws Code, Chapter 36 of the Texas Water Code and the District's rules, to consider issuance of the proposed HUPPs and to provide interested members of the public the opportunity to appear and provide oral or written comments to the District regarding the proposed permits at the following date, time and place:

Date: Wednesday June 30, 2010
Time: 10:30 a.m.
Location: City of Woodway, City Council Chambers
922 Estates Drive
Woodway, Texas

HUPPs are proposed to be granted to the following entities as follows:

City of Woodway, 922 Estates Drive, Woodway, Texas, 76712 filed an application on 4/7/2010. The proposed HUPP has a maximum annual withdrawal from the Trinity Aquifer of 2,038.393 Acre-Feet (666,250,800 Gallons) for municipal use pumped from wells located at the following latitude/longitude (NAD83):N31D 30M 11S / W97D 13M 41S, N31D 30M 11S / W97D 13M 41S, N31D 29M 30S / W97D 13M 45S, N31D 30M 34S / W97D 11M 16S, N31D 29M 36S / W97D 14M 25S, N31D 30M 18S / W97D 11M 41S.

City of Robinson, 111 W. Lyndale, Robinson, Texas, 76706 filed an application on 3/22/2010. The proposed HUPP has a maximum annual withdrawal from the Trinity Aquifer of 1417.933 Acre-Feet (462,035,000 Gallons) for municipal use pumped from wells located at the following latitude/longitude (NAD83):N31D 27M 07S / W97D 06M 52S, N31D 29M 10S / W97D 08M 29S, N31D 27M 41S / W97D 08M 30S, N31D 29M 48S / W97D 06M 45S, N31D 28M 28S / W97D 06M 40S.

Bold Springs Water Supply Corporation, 4546 Cottonwood Rd., West, Texas, 76621 filed an application on 4/2/2010. The proposed HUPP has a maximum annual withdrawal from the Trinity Aquifer of 237.977 Acre-Feet (77,545,200 Gallons) for municipal use pumped from wells located at the following latitude/longitude (NAD83):N31D 46M 18S / W97D 08M 11S, N31D 47M 19S / W97D 07M 39S, N31D 46M 15S / W97D 08M 10S, N31D 47M 49S / W97D 07M 20S.

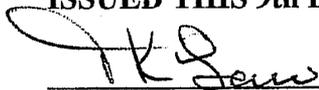
West Brazos Water Supply Corporation, 7025 Sanger Ave, Waco, Texas, 76710 filed an application on 4/19/2010. The proposed HUPP has a maximum annual withdrawal from the

Trinity Aquifer of 111.803 Acre-Feet (36,431,000 Gallons) for municipal use pumped from a well located at the following latitude/longitude (NAD83):N31D 25M 14S / W97D 03M 41S,.

Chalk Bluff Water Supply Corporation, 6511 Gholson Rd., Waco, Texas, 76705 filed an application on 4/26/2010. The proposed HUPP has a maximum annual withdrawal from the Trinity Aquifer of 400.655 Acre-Feet (130,553,900 Gallons) for municipal use pumped from wells located at the following latitude/longitude (NAD83):N31D 38M 23S / W97D 08M 03S, N31 39M 07S / W97D 08M 41S, N31D 40M 13S / W97D 08M 45S.

HUPP applicants or affected persons may file a written request for a contested case hearing on the proposed HUPPs with the District by no later than June 25, 2010 at 10:30 a.m. If no timely requests for contested case hearing are filed, the applications will be presented to the District on the date of the hearing for final action.

ISSUED THIS 9th DAY OF June 2010.



Tricia K. Law, General Manager
Southern Trinity Groundwater Conservation District

**SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT
COUNTY OF MCLENNAN, STATE OF TEXAS**

HISTORIC USE PRODUCTION PERMIT

THIS CERTIFIES THAT: City of Woodway
922 Estates Drive
Woodway, Texas 76712
Phone: 254-772-4480

(the "Permittee"), has applied for an Historic Use Production Permit to withdraw and place to beneficial use groundwater from within the District, and that the Board of Directors of the Southern Trinity Groundwater Conservation District ("District") has APPROVED the application as follows:

1 Permit Category

This permit is a **Historic Use Production Permit**.

2 Permit Term

The term of this permit is **perpetual**.

3 Groundwater Source

The source of groundwater is the **Trinity Aquifer**.

4 Annual Groundwater Withdrawal Amounts

Permittee may withdraw groundwater from the Trinity Aquifer for beneficial, nonwasteful use in a manner not to exceed the following volume: **2,038.393 Acre-Feet (666,250,800 Gallons) per calendar year**. This groundwater withdrawal amount has been calculated pursuant to Section 5.211 of the District's rules. It may be subject to proportional adjustment pursuant to Chapter 5, Subchapter B of the District's rules, as may be amended.

5 Purpose of Use

Permittee may use Trinity Aquifer groundwater only for **municipal purposes**.

6 Well Name(s), Location(s), and Maximum Rate of Withdrawal

Groundwater may only be withdrawn from the aquifer from a well(s) located at each of the location(s) and with a maximum rate of withdrawal(s) (flow rate) as follows:

<u>Name</u>	<u>Location (latitude/longitude)</u>	<u>Maximum Flow Rate</u>
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COUNTY OF MCLENNAN, STATE OF TEXAS**

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Business Area	N31D 30M 18S / W97D 11M 41S	200 gpm

7 Measurement of Amount of Groundwater Withdrawn

Permittee may only withdraw groundwater from a well that has an operating flow meter that meets the requirements of Chapter 8 of the District's rules.

8 Place of Use

Permittee may beneficially use Aquifer groundwater only within the Permittee's wholesale or retail water service area identified in the Certificate of Convenience and Necessity 10022, filed with the Texas Commission on Environmental Quality. Except as provided by 5.401(b) of the District's rules, as may be amended, if the place of use is not within the District's boundaries, Permittee must obtain a groundwater exportation permit from the District prior to the withdrawal of groundwater under the permit.

9 Well Construction, Operation, Maintenance, Closure

The well(s) identified in this permit shall be installed, equipped, operated, maintained, plugged, capped, or closed, as may be appropriate in accordance with the District's rules and all other applicable federal, state, and local laws, including by submitting a copy of a state plugging report to the District within 60 days after capping or plugging any well.

10 Water Conservation

Withdrawals of groundwater are required to be efficiently withdrawn and used in compliance with the District's rules and the District's water conservation plan, as may be amended, and Permittee's plan as approved by the District, as may be applicable.

11 Conveyance to Place of Use

Water authorized by this permit to be produced must be conveyed to the place of use in a manner to prevent evaporation, channel loss by percolation, or waste. Water conveyed greater than a distance of one-half mile from the wellhead where produced must be conveyed through a pipeline.

12 Meters; Alternative Measuring Method

Permittee shall install, operate and maintain the meter or alternative measuring method on the well(s) identified in this permit in compliance with the District's rules and the manufacturer's instructions.

**SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT
COUNTY OF MCLENNAN, STATE OF TEXAS**

13 Reports

Permittee shall timely file all applicable reports with the District on forms prescribed by the District as required by the District's rules, as may be amended, and other applicable law.

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Permittee shall timely pay and remain current on the payment of all applicable fees to the District.

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Permittee shall reduce water supply and consumption during times of drought in accordance with the District's rules and the District's management plan and Permittee's plan approved by the District, as applicable.

16 Groundwater Management Plan

Permittee shall withdraw and use groundwater only in accordance with the District's approved groundwater management plan, as may be amended.

17 Water Quality

Permittee shall use diligence to protect the water quality of groundwater in the District and shall comply with the District's water quality rules and take no action that pollutes or contributes to the pollution of groundwater in the District.

18 Transfers and Amendments

Permittee may transfer or amend this permit only in compliance with the District's rules.

19 Permit Review, Renewal or Extension Conditions

Permittee is subject to any review, renewal or extension conditions stated in the permit or the District's rules.

20 Change of Name, Address or Telephone Number

Permittee shall provide written notice to the District of any change of ownership, name of Permittee or the authorized representative, well operator, mailing address or telephone number within 30 days of such change.

21 Inspections by District

Any authorized officer, employee, agent or representative of the District shall have the right at all reasonable times to enter upon lands upon which a well may be located within the boundaries of the District, including the well(s) identified in Paragraph 6 of this permit, for the purpose of inspecting or testing such wells, meters, pumps and the power units of a well or wells, collecting water samples, and making any other reasonable and necessary inspections and tests that may be required or necessary for the formulation or

**SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT
COUNTY OF MCLENNAN, STATE OF TEXAS**

the enforcement of the permits, rules or orders of the District. Permittee has a duty to ensure that the well site is accessible to District representatives for inspection and to cooperate fully in any reasonable inspection of the well(s) and well site by District representatives.

22 Additional Conditions

This permit is issued subject to the requirements of: (1) Chapter 8821, Texas Special District Local Laws Code; (2) Chapter 36, Texas Water Code, as may be amended; and (3) the District's Rules, as may be amended.

23 Enforcement

The District retains the right to take any and all enforcement actions within its legal authority to enforce compliance with the terms and conditions of this permit.

24 Continuing Jurisdiction of District

This permit is issued subject to the continuing jurisdiction of and supervision by the District, and may be amended from time to time consistent with applicable law, including if the District learns that any of the information set forth in this permit is incorrect on the date issued.

25 Permit Recordation

Within 30 days of the date of issuance of this approved permit from the District, Permittee shall record this permit with the County Clerk of every county in which the well(s) or place of use are located and provide a copy of the recorded permit to the District.

26 References to Law

Any reference in this permit to a statute, rule, or other law of any kind, that exists on the date of issuance of the permit includes all subsequent amendments and additions thereto.

27 Other Matters Denied

All other matters requested in Permittee's application that are not specifically granted by this permit are denied.

**SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT
COUNTY OF MCLENNAN, STATE OF TEXAS**

THIS PERMIT IS ISSUED, EXECUTED THIS 30 day of June, 2010, by the Board of Directors of the Southern Trinity Groundwater Conservation District.

Rodney Kroll,
President, Board of Directors

ATTEST:

Glen Thurman
Secretary, Board of Directors

ACKNOWLEDGMENT

STATE OF TEXAS)
COUNTY OF MCLENNAN)

ON BEHALF OF THE DISTRICT, THIS PERMIT WAS ACKNOWLEDGED before me on June 30, 2010, by Rodney Kroll, President, Board of Directors, Southern Trinity Groundwater Conservation District, a groundwater conservation district created pursuant to Article XVI, Section 59, Texas Constitution.

Notary Public in and for the State of Texas

AFTER RECORDING RETURN TO:

Tricia Law, General Manager
Southern Trinity Groundwater Conservation District
P. O. Box 2205
420 North 6th Street
Waco, Texas 76703

TWDB Well No	System Name	Well Owner	Distance (ft)	TWDB Well No
4031803	City of Woodway	Bryan-Maxwell-Bryan	2458	4031802
4031804	City of Woodway	Bryan-Maxwell-Bryan	1006	4031802
4031804	City of Woodway	Dr. Barnes	2555	4039203
4031707	City of Woodway	Luther Herring	2373	4039103
4031708	City of Woodway	Luther Herring	1138	4039103
4039108	City of Woodway	Luther Herring	1644	4039103
4039109	City of Woodway	Luther Herring	1644	4039103
4031707	City of Woodway	Midway School	1910	4039104
4031708	City of Woodway	Midway School	991	4039104
4031803	City of Woodway	Midway School	2145	4039104
4039108	City of Woodway	Midway School	2139	4039104
4039109	City of Woodway	Midway School	2139	4039104
4031707	City of Woodway	Midway Water	2768	4039106
4031708	City of Woodway	Midway Water	1416	4039106
4039108	City of Woodway	Midway Water	1286	4039106
4039109	City of Woodway	Midway Water	1286	4039106
4031707	City of Woodway	Midway Water Co.	77	4031704
4031707	City of Woodway	Midway Water Co.	1436	4031701
4031707	City of Woodway	Midway Water Co.	1461	4031702
4031707	City of Woodway	Midway Water Co.	1604	4031801
4031708	City of Woodway	Midway Water Co.	1392	4031704
4031708	City of Woodway	Midway Water Co.	1609	4031702
4031708	City of Woodway	Midway Water Co.	2416	4031801
4031803	City of Woodway	Midway Water Co.	998	4031702
4031803	City of Woodway	Midway Water Co.	1557	4031704
4031803	City of Woodway	Midway Water Co.	2416	4031701
4031804	City of Woodway	Midway Water Co.	1477	4031801
4031804	City of Woodway	Midway Water Co.	2039	4031702
4039108	City of Woodway	Midway Water Co.	1821	4031701
4039109	City of Woodway	Midway Water Co.	1821	4031701
4031707	City of Woodway	U.S. Army Corp of Engs	1817	4031706
4031707	City of Woodway	U.S. Army Corp of Engs	1941	4031705
4031708	City of Woodway	U.S. Army Corp of Engs	2518	4031705
4039108	City of Woodway	Universal Atlas Cement	2097	4038302
4039109	City of Woodway	Universal Atlas Cement	2097	4038302
4031707	City of Woodway	Waco Syrian Assoc.	1934	4039101
4031708	City of Woodway	Waco Syrian Assoc.	1534	4039101
4031803	City of Woodway	Waco Syrian Assoc.	1620	4039101
4031804	City of Woodway	Waco Syrian Assoc.	2358	4039101

SOUTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT

P. O. Box 2205
 420 North 6th Street
 Waco, Texas 76703

Phone: (254) 759-5610 southerntrinitygcd@att.net

APPLICATION FOR HISTORIC USE PRODUCTION PERMIT

Part A – General Information

Instructions: Please type or print legibly. Incomplete applications will not be accepted. Application Fee Required: A non-refundable application fee of \$1,000 must accompany this application. Only checks or money orders made payable to “Southern Trinity Groundwater Conservation District” will be accepted. **CASH IS NOT ACCEPTED.**

1. Applicant Information	<input type="checkbox"/> Individual	<input type="checkbox"/> Partnership	<input type="checkbox"/> Corporation
	<input checked="" type="checkbox"/> Government Entity	<input type="checkbox"/> Estate/Trust/Guardianship	
Permit Applicant's Name: City Of Woodway			
Physical Address: 922 Estates Drive			
City: Woodway	State: Tx	Zip Code: 76712	
Mailing Address, (if different):			
City:	State:	Zip Code:	
Daytime Telephone Number:	Fax: (254) 399-6518		
Email Address (if any):			
2. Name of Authorized Agent (if any): Randall Riggs			
Position: Director of Community Services			
Physical Address: 924 Estates Drive			
City: Woodway	State: Tx	Zip Code: 76712	
Mailing Address (if different):			
City:	State:	Zip Code:	
Daytime Telephone Numbers of Authorized Agent: (254) 772-4050 Fax: (254) 399-6518			
Email for Authorized Agent (if any): Rriggs@hct.com			
Date Application Received: APR 09 2010		Date Admin. Fee Received: APR 09 2010	
BY: [Signature]		BY: [Signature]	
		Amount of Fee: 1,000.00	

X

Historic Groundwater Use and Production Information.

3. Purpose of Historic Use: The purpose(s) for which the groundwater was used during the Historic Use Period. Irrigation Municipal Industrial
 Other (If Other, describe specifically):

4. Purpose of Future Use: Municipal

5. Is the place of use within the District boundaries: Yes No

6. If you answered No to Item 5, has a groundwater exportation permit been applied for or obtained from the District or is there a groundwater export agreement or contract in effect prior to January 7, 2010? Yes No

7. If you answered Yes to Item 6, please describe the parties to the agreement, the location outside of the District that the water is used, the amount use, and pipeline route.

8. Completely describe the place of use of groundwater withdrawn from the well:
 The groundwater is used by all residents and businesses located within the City of Woodway city limits as shown on the attached map of the water system (Exhibit 1). A copy of the CCN map (CCN # 1022) is also attached (Exhibit 2).

9. If groundwater was withdrawn from the well or placed to a beneficial use by a contract user or predecessor in interest, then provide the name, address, and telephone number of each contract user or predecessor in interest, and provide copies of the legal documents establishing the legal right of the contract user or predecessor in interest to withdraw and/or place groundwater from the well to beneficial use.

N/A

10. If applicable, provide a copy of the map identifying the boundaries of the applicant's Certificate of Convenience and Necessity (CCN).

11. If applicable, describe the number of connections to be serviced by the well: 3,806 Total Connections. 3,502 Residential Connections & 304 Commercial Connections

12. Maximum Historic Use. State the amount of water that you claim as your Maximum Historic Use during any one year of the Historic Use Period. Maximum Historic Use means the maximum amount of groundwater that an applicant for a Historic Use

**STATEMENT OF COMPLIANCE WITH DISTRICT GROUNDWATER
MANAGEMENT PLAN, DISTRICT RULES, AND COMMITMENT TO WATER
CONSERVATION AND WATER QUALITY PROTECTION**

Please check all that apply:

- Applicant will comply with the District's Groundwater Management Plan.
- Applicant is in compliance with all applicable District rules in effect since December 7, 2007 and will comply with the District's rules.
- Applicant agrees to avoid waste and achieve water conservation.
- Applicant agrees to use reasonable diligence to protect groundwater quality and will follow the District's well plugging guidelines at the time of well closure.
- Applicant affirms that activities constituting the purpose of use for which the groundwater will be beneficially used will be managed to preserve, protect, prevent the pollution, degradation, or harmful alteration of, control and prevent the waste of, prevent the escape of groundwater from, and achieve the conservation of groundwater in and produced from, the aquifer.

CERTIFICATION†

I, the undersigned applicant, subscribe and affirm that the information provided herein is true and correct. I also understand that it shall be considered to be a fraud upon the District for any applicant to knowingly give erroneous information in this application.

Signed: 

Date: 4/7/10

Printed Name: RANDALL RIGGS

Title: 4/7/10

† If the applicant is an individual, the application shall be signed by the applicant or a duly appointed agent. An agent shall provide written evidence of his or her authority to represent the applicant. If the applicant is an individual doing business under an assumed name, the applicant shall attach to the application an assumed name certificate filed with the county clerk of the county in which the principal place of business is located or with the Texas Secretary of State.

A joint application shall be signed by each applicant or each applicant's duly authorized agent with written evidence of such agency submitted with the application. If a well or proposed well is owned by both husband and wife, each person shall sign the application. Joint applicants shall select one among them to act for and represent the others in pursuing the application with the District with written evidence of such representation to be submitted with the application.

If the application is by a partnership, the application shall be signed by one of the general partners. If the applicant is a partnership doing business under an assumed name, the applicant shall attach to the application an assumed name certificate filed with the county clerk of the county in which the principal place of business is located or with the Texas Secretary of State. The name of the partnership must be followed by the words "a partnership." If the applicant is an estate or guardianship, the application shall be signed by the duly appointed guardian or representative of the estate and a current copy of the letters testamentary issued by the court shall be attached to the application.

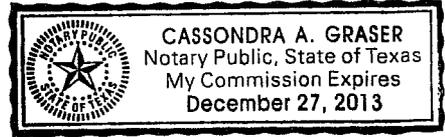
If the applicant is a corporation, public district, county, municipality or other corporate entity, the application shall be signed by a duly authorized official. Written evidence in the form of bylaws, charters, or resolutions specifying the authority of the official to take such action shall be submitted along with the application. A corporation may file a corporate affidavit as evidence of a corporate official's authority to sign.

If the applicant is acting as trustee for another, the applicant shall sign as trustee and in the application shall disclose the nature of the trust agreement and give the name and current address of each trust beneficiary. The application must designate the trustee's name followed by the word "trustee," and the name of the trust for which the trustee is acting.

STATE OF TEXAS §

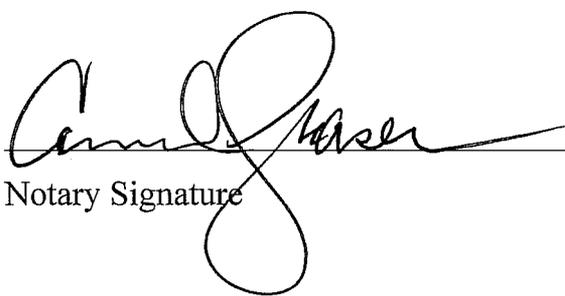
§

COUNTY OF §



BEFORE ME, a notary public, on this day personally appeared: _____
Randall Riggs who stated that: (1) he/she has read the
foregoing application and any supporting attachments and that the statements contained
therein are true and accurate; and (2) that he/she is duly authorized to sign this
application on behalf of the permit applicant.

Subscribed and sworn to before me on this 7th day of April, 2010.



Notary Signature

WTR
Kathleen Hartnett White, *Chairman*
Larry R. Soward, *Commissioner*
Martin A. Hubert, *Commissioner*
Glenn Shankle, *Executive Director*



NOTICE

2007010509

5 PGS

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 6, 2006

Re: Requirement to File Certified Service Area Map

Dear Utility Service Provider:

House Bill 2876 passed by the 79th Legislature, amended Chapter 13 of the Texas Water Code by adding Section 13.257(r) and (s). This statute requires water and sewer utility service providers holding a certificate of convenience and necessity (CCN) to record a certified copy of their CCN map in the real property records of each county in which the service area or a portion of the service area is located by January 1, 2007. The certification must be done by the Texas Commission on Environmental Quality (TCEQ). A boundary description provided by the CCN holder must also be filed in the real property records as outlined by the statute. CCN holders are required to provide information to the TCEQ that verifies that the county filing requirement has been met. For your reference, a copy of Water Code 13.257(r) and (s) is located on the back of this letter.

To assist you in meeting this requirement, the TCEQ has used its Financial, Managerial and Technical (FMT) Assistance Contractor, the Texas Rural Water Association (TRWA), to obtain a TCEQ-certified copy of your CCN map. The certified map(s) of your CCN area are enclosed. Some of the map(s) may be difficult to read due to age, reproduction or reduction to meet the 11" x 17" filing requirement.

After you have filed the certified copy of your map(s) with each applicable county, please send a copy of the certified, recorded CCN map(s) to the TCEQ by January 31, 2007, to document that the requirement has been met. Please also include a cover letter stating where the certified CCN map was obtained. For example, "the maps that were filed were obtained from the TCEQ mailing" or "we obtained the maps ourselves from central records." Please send this information to:

Texas Commission on Environmental Quality
Utilities & Districts Section, MC 153
P.O. Box 13087
Austin, Texas 78711-3087

If you have any questions about the information in this letter, please contact Ms. Tracy Harbour at 512/239-6952 or Ms. Tammy Benter at 512/239-6136. To request additional assistance through the TCEQ's FMT Assistance Contract, please contact Ms. Margot Taunton at 512/239-6403, Ms. Stacy Foster at 512/239-3105, or Ms. Elizabeth Flores at 512/239-6846. For additional information on the FMT Assistance Contract, please see the enclosed informational flyer.

Sincerely,

Doug Holcomb, P.E., Section Manager
Utilities & Districts Section
Water Supply Division

MDC/MT/wem

Enclosures

TEXAS WATER CODE SECTION §13.257

(r) A utility service provider shall:

(1) Record in the real property records of each county in which the service area or a portion of the service area is located a certified copy of the map of the certificate of public convenience and necessity and of any amendment to the certificate as contained in the commission's records, and a boundary description of the service area by:

(A) A metes and bounds survey certified by a licensed state land surveyor or a registered professional land surveyor;

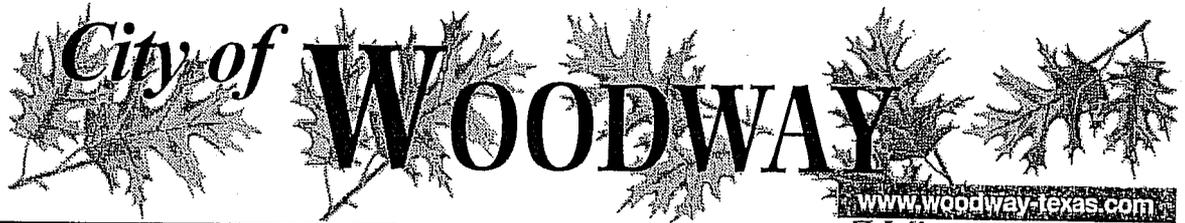
(B) The Texas State Plane Coordinate System;

✓ (C) Verifiable landmarks, including a road, creek, or railroad line; or

(D) If a recorded plat of the area exists, lot and block number; and

(2) Submit to the executive director evidence of the recording.

(s) Each county shall accept and file in its real property records a utility service provider's map presented to the county clerk under this section if the map meets filing requirements, does not exceed 11 inches by 17 inches in size, and is accompanied by the appropriate fee. The recording required by this section must be completed not later than the 31st day after the date a utility service provider receives a final order from the commission granting an application for a new certificate or for an amendment to a certificate that results in a change in the utility service provider's service area.



924 ESTATES DRIVE • WOODWAY, TEXAS 76712-3432 • 254/772-4480 • FAX 254/772-0695

March 22, 2007

Texas Commission on Environmental Quality
Utilities & District Section, MC 153
P. O. Box 13087
Austin, Texas 78711-3087

Re: Certified Service Area Map

The boundary description of the service area for the City of Woodway is:

- (A) South Bosque River to our West City limits
- (B) Lake Waco to our North City limits
- (C) State Highway 6 to our East City limits
- (D) St. Louis & Southwestern railroad to our South City limits

Sincerely,

Dean Conner
Director of Community Services
City of Woodway
924 Estates Drive
Woodway, Texas 76712

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

March 23, 2007 02:40:58 PM

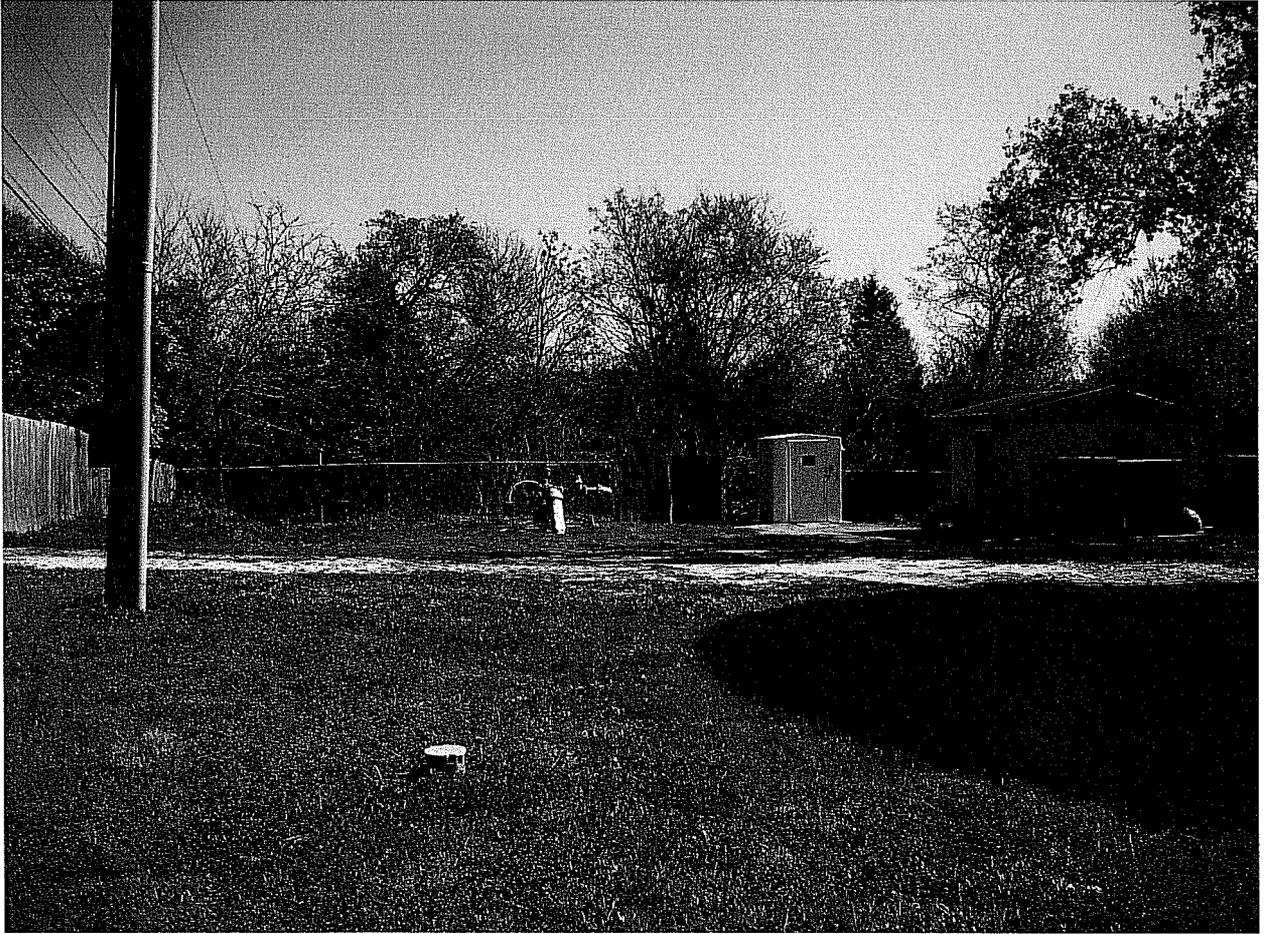
2007010509

FEE: \$27.00

J.A. "Andy" Harwell County Clerk
McLennan County TEXAS

STGWCD- HUPP Application - Part B – Well Information (one form per well)

1. Applicant Name: City of Woodway			
2. Well Identifier or Well Name: Acorn Well (State Well #: 4031708)			
3. System Name: City of Woodway			
4. TCEQ System ID Number: PWS 1550048 (RN101386837)			
5. If applicable, please attach a copy of the applicant's most recent water conservation plan and drought contingency plan prepared for TCEQ.			
6. TWDB ID Number: 957320 (EIN:449177)			
7. Aquifer(s) or formations in which the well is screened: Trinity			
8. Address of the property upon which the well is located: 10000 Acorn Dr. Woodway , Tx			
9. Well Location:	Latitude:	31 D	30 M 11 S
	Longitude:	97 D	13 M 41 S
10. Identify any surface water, including lakes or rivers within 1,000 feet of the well: N/A			
11. Well or Driller's Log. Please attach a copy of the State Well Report and, if available, any geophysical logs for the well. See Attached.			
12. Please attach a photograph of the well taken approximately 100 feet from the well.			
13. Please attach a copy of a recorded deed or other legal document verifying the applicant's ownership of the well. Disregard this requirement if the deed was sent with your Application for Interim Production Status and there has been no change.			
14. Year well drilled: 1985 Year well completed and operational: 1985			
15. Pump Information: Pump Make and Model: Byron Jackson 10MQH-21			
Pump power source: <input checked="" type="checkbox"/> Electric <input type="checkbox"/> Diesel <input type="checkbox"/> Natural Gas <input type="checkbox"/> Other			
Casing Material <input checked="" type="checkbox"/> Steel <input type="checkbox"/> PVC			
Size of well casing: 16 inches		Inside diameter of column pipe: 6 inches	
16. The maximum rate at which water can be withdrawn from the well: 614 gpm			
17. Flow Meter Make and Model: Water Specialties ML-03HW			
Serial Number: 20063253		Meter Units: gallons	
Meter reading end of 2008: Amount: 189317000		Units: gallons	Date: 12-30-08
Meter reading end of 2009: Amount: 303873000		Units: gallons	Date: 12-31-09



Acorn Well