

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS TO DISTRICT RULES

The **Middle Trinity Groundwater Conservation District** (“MTGCD”) Board of Directors will hold a Public Hearing on Thursday, August 10th, 2023, at 1:00 p.m. at 930 N Wolfe Nursery Rd., Stephenville, TX 76401. All interested parties are invited to attend.

AGENDA

The following items of business will be discussed, considered, and potentially acted upon by the Board of Directors of the Middle Trinity Groundwater Conservation District:

1. Call hearing to order and establish a quorum.
2. Public hearing on Proposed Amendments to District Rules. The proposed amendments to the District Rules include changes and additions to:
 - a. definition of acre-foot
 - b. permit exclusions and exemptions
 - c. contested case hearings conducted by the State Office of Administrative Hearings
 - d. permit hearing – continuance
 - e. permit hearing – board action
 - f. permit hearing – request for rehearing and appeal
 - g. petition to change rules
 - h. groundwater transport fee
3. Receive public comments on Proposed Amendments to District Rules. Any person who desires to appear at the hearing and present comment or other information on the proposed Amendments to District Rules may do so in person, by counsel, or both. Comments may be presented verbally or in written form. Limits may be placed on the amount of time that each person is allowed to present verbal comments. The hearing posted in this notice may be recessed from day to day or continued where appropriate.
4. Discuss, consider, and/or action on Proposed Amendments to District Rules. Changes may be made to the proposed District Rules based upon comments received or made at the hearing, and the rules may be adopted with or without such changes without further notice or hearing.
5. Adjourn, recess, or continue rulemaking hearing; written record may be left open for limited time.

A copy of the proposed Amendments to the District Rules may be requested by email at wells@middletrinitygcd.org, and is available at MTGCD’s website www.middletrinitygcd.org, and may be reviewed or copied at 930 N Wolfe Nursery Rd., Stephenville, TX 76401. Any person who wishes to receive more detailed information on this notice of the proposed District Rules should contact the General Manager, at 254-965-6705.

The MTGCD is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable

accommodations and equal opportunity for effective communication will be provided upon request. Please contact the President of the District at 254-965-6705 at least 24 hours in advance if accommodation is needed.

PREAMBLE

The rules of the Middle Trinity Groundwater Conservation District were originally adopted by the Board of Directors on May 11th, 2004, at a duly posted public meeting in compliance with the Texas Open Meetings Act and following publication in accordance with the Texas Water Code Sec. 36.101. In accordance with Section 59 of Article XVI of the Texas Constitution; Act of May 25, 2001, 77th Leg., R.S., ch. 1362, 2001 Tex. Gen. Laws 3371; Act of May 23, 2003, 78th Leg., R.S., ch. 893, 2003 Tex. Gen. Laws 2717; Act of May 26, 2009, 81st Leg. R.S. ch. 521, 2009 Tex. Gen. Laws 1204; and Chapter 36 of the Texas Water Code, the following rules are hereby ratified and adopted as the rules of this District by its Board. These rules originally became effective on May 11th, 2004.

The rules, regulations, and modes of procedure herein contained are and have been adopted to simplify procedures, avoid delays, and facilitate the administration of the water laws of the State and the rules of this District. These rules are to be construed to attain those objectives.

These rules may be used as guides in the exercise of discretion, where discretion is vested. However, these rules shall not be construed as a limitation or restriction upon the exercise of discretion conferred by law, nor shall they be construed to deprive the District or the Board of any powers, duties, or jurisdiction provided by law. Nothing in these rules shall be construed as granting the District the authority to deprive or divest a landowner, including a landowner's lessees, heirs, or assigns, of the groundwater ownership and rights described by Section 36.002 of the Texas Water Code, recognizing, however, that Section 36.002 does not prohibit the District from limiting or prohibiting the drilling of a well for failure or inability to comply with minimum well spacing or tract size requirements adopted by the District; affect the ability of a district to regulate groundwater production as authorized under Section 36.113, 36.116, or 36.122 or otherwise under Chapter 36 of the Texas Water Code or a special law governing the District; or require that a rule adopted by the District allocate to each landowner a proportionate share of available groundwater for production from the aquifer based on the number of acres owned by the landowner. These rules will not limit or restrict the amount and accuracy of data or information that may be required for the proper administration of the law.

SECTION 1. DEFINITIONS AND CONCEPTS:	5
RULE 1.1 DEFINITIONS OF TERMS	5
RULE 1.2 PURPOSE OF RULES	10
RULE 1.3 USE AND EFFECT OF RULES	10
RULE 1.4 AMENDING OF RULES	10
RULE 1.5 HEADINGS AND CAPTIONS	10
RULE 1.6 CONSTRUCTION	10
RULE 1.7 METHODS OF SERVICE UNDER THE RULES	11 10
RULE 1.8 SEVERABILITY	11
RULE 1.9 REGULATORY COMPLIANCE	11
RULE 1.10 COMPUTING TIME	11
RULE 1.11 SHOW CAUSE ORDERS AND COMPLAINTS	11
SECTION 2. BOARD:	11
RULE 2.1 ELECTION OF DIRECTORS AND TAXING AUTHORITY	11
RULE 2.2 BOARD STRUCTURE, OFFICERS	11
SECTION 3. PRODUCTION LIMITATIONS:	12 11
RULE 3.1 GRANDFATHER PERMITS	12 11
RULE 3.2 OPERATING PERMITS	12 11
RULE 3.3 LIMIT SPECIFIED IN OPERATING PERMITS	13
SECTION 4. DISTRICT MANAGEMENT ACTIONS AND DUTIES:	13
RULE 4.1 DISTRICT MANAGEMENT PLAN	13
SECTION 5. WATER WELL REGISTRATION AND PERMITS:	14 13
RULE 5.1 REGISTRATION	14 13
RULE 5.2 GENERAL REGISTRATION POLICIES AND PROCEDURES	14 13
RULE 5.3 DRILLING AND PRODUCTION REPORTS	14 15
RULE 5.4 PERMIT EXCLUSIONS AND EXEMPTIONS	16 15
RULE 5.5 GENERAL PERMITTING POLICIES AND PROCEDURES	18 17
RULE 5.6 PERMIT APPLICATION REQUIREMENTS	20 19
RULE 5.7 COMPLETION OF PERMIT APPLICATION REQUIRED	24 20
RULE 5.8 PERMITS SUBJECT TO CONDITIONS AND RESTRICTIONS	21
RULE 5.9 DECISION AND ISSUANCE OF PERMIT	21
RULE 5.10 AGGREGATION OF WITHDRAWAL	23 22
RULE 5.11 EFFECT OF ACCEPTANCE OF PERMIT	23 22
RULE 5.12 PERMIT PROVISIONS	23 22
RULE 5.13 OPERATING PERMIT LIMITATIONS	24 23
RULE 5.14 AMENDMENT OF OPERATING PERMITS	24 23
RULE 5.15 AMENDMENT OF GRANDFATHER PERMITS	25 24
RULE 5.16 DRILLER'S LOGS	25 24
RULE 5.17 CONVERSION OF INACTIVE WELL GRANDFATHER PERMITS AND ACTIVE WELL GRANDFATHER PERMITS	25 24
RULE 5.18 GROUNDWATER WELL STATUS REPORT	25
RULE 5.19 AQUIFER STORAGE AND RECOVERY PROJECTS	26 25
SECTION 6. REWORKING AND REPLACING A WELL:	27 26
RULE 6.1 APPLICATION REQUIREMENT	27 26

RULE 6.2	NO HEARING OR NOTICE REQUIREMENT	<u>2726</u>
SECTION 7.	SPACING AND WELL LOCATION; WELL COMPLETION:	<u>2726</u>
RULE 7.1	SPACING AND LOCATION OF EXISTING WELLS	<u>2726</u>
RULE 7.2	ADHERENCE TO LOCATION IN PERMIT	<u>27267</u>
RULE 7.3	SPACING AND LOCATION OF WELLS	<u>2827</u>
RULE 7.4	SPACING AND LOCATION OF NEW PERMITTED WELLS	<u>2827</u>
RULE 7.5	STANDARDS OF COMPLETION FOR WELLS	28
RULE 7.6	STANDARDS OF RE-COMPLETIONS FOR WELLS	28
SECTION 8.	MANAGEMENT ZONES:	28
RULE 8.1	DESIGNATION OF MANAGEMENT ZONES	<u>2928</u>
RULE 8.2	ADJUSTMENT OF PRODUCTION AMOUNT BASED ON GROUNDWATER AVAILABILITY	<u>2928</u>
RULE 8.3	PROPORTIONAL ADJUSTMENT	29
RULE 8.4	ISSUANCE OF NEW OPERATING PERMITS	<u>302930</u>
RULE 8.5	TRANSFER OF GRANDFATHER PERMIT AND/OR OPERATING PERMIT	<u>3130</u>
SECTION 9.	PROHIBITION OF WASTE:	<u>3130</u>
RULE 9.1	GENERAL PROHIBITION	<u>3130</u>
RULE 9.2	SUBSURFACE POLLUTION	<u>3130</u>
RULE 9.3	SURFACE POLLUTION	<u>3130</u>
RULE 9.4	ORDERS TO PREVENT WASTE/POLLUTION	<u>3130</u>
SECTION 10.	HEARINGS:	<u>3130</u>
RULE 10.1	TYPES OF HEARINGS	<u>3130</u>
RULE 10.2	NOTICE AND SCHEDULING OF HEARINGS	<u>3231</u>
RULE 10.3	CONTESTED CASE HEARINGS; DESIGNATION OF PARTIES	<u>3433</u>
RULE 10.4	CONTESTED CASE HEARINGS CONDUCTED BY THE STATE OFFICE OF ADMINISTRATIVE HEARINGS	<u>3635</u>
RULE 10.5	GENERAL PROCEDURES FOR PERMIT HEARINGS CONDUCTED BY THE DISTRICT	<u>3736</u>
RULE 10.6	PERMIT HEARINGS-APPEARANCE, PRESENTATION; TIME FOR PRESENTATION; ABILITY TO SUPPLEMENT; CONDUCT AND DECORUM; WRITTEN TESTIMONY	<u>3837</u>
RULE 10.7	PERMIT HEARINGS-EVIDENCE; BROADENING THE ISSUES	<u>3938</u>
RULE 10.8	PERMIT HEARINGS-RECORDING	<u>3938</u>
RULE 10.9	PERMIT HEARINGS-CONTINUANCE	39
RULE 10.10	PERMIT HEARINGS- PROPOSAL FOR DECISION	39
RULE 10.11	PERMIT HEARINGS-BOARD ACTION	<u>4039</u>
RULE 10.12	PERMIT HEARINGS-REQUEST FOR REHEARING AND APPEAL	<u>4039</u>
RULE 10.13	PERMIT HEARINGS-DECISION; WHEN FINAL	40
RULE 10.14	CONSOLIDATED HEARING ON PERMIT APPLICATIONS	<u>4140</u>
RULE 10.15	RULEMAKING HEARING PROCEDURES	<u>4140</u>
RULE 10.16	APPEAL OF DESIRED FUTURE CONDITIONS PETITION TO CHANGE RULES	41
RULE 10.17	APPEAL OF DESIRED FUTURE CONDITIONS	<u>4142</u>
SECTION 11.	INVESTIGATIONS AND ENFORCEMENT:	<u>454445</u>
RULE 11.1	NOTICE AND ACCESS TO PROPERTY	<u>454445</u>
RULE 11.2	CONDUCT OF INVESTIGATION	45
RULE 11.3	RULE ENFORCEMENT	<u>45465</u>
RULE 11.4	SEALING OF WELLS	<u>4546</u>

RULE 11.5 CAPPING AND PLUGGING OF WELLS 46476

SECTION 12. TRANSPORT OF GROUNDWATER: 4748

RULE 12.1 GROUNDWATER TRANSPORT FEE 4748

RULE 12.2 AMENDMENT OF PERMIT 484748

SECTION 13. METERS AND VOLUNTARY METERING PROGRAM: 484748

RULE 13.1 METERS REQUIRED FOR CERTAIN WELLS 484748

RULE 13.2 METERING AGGREGATE WITHDRAWAL 494849

RULE 13.3 ACCURACY VERIFICATION 494849

RULE 13.4 REMOVAL OF METER FOR REPAIRS 495049

RULE 13.5 WATER METER READINGS 495049

RULE 13.6 VOLUNTARY METERING PROGRAM 504950

SECTION 1. DEFINITIONS AND CONCEPTS:

RULE 1.1 DEFINITIONS OF TERMS:

In these rules, the Middle Trinity Groundwater Conservation District follows the definitions of terms used in Chapters 35 and 36, Texas Water Code, and Chapters 1901 and 1902, Texas Occupations Code, unless a different definition is listed below. The following terms shall have the meanings listed below:

“**Abandoned well**” means a well that for a period of at least one year:

- (1) has been left unused, unattended and improperly protected from contamination and/or sources of pollution;
- (2) has not been used for a beneficial purpose; or
- (3) is not registered or permitted with the District.

For purposes of the “abandoned well” definition, a well is considered to be in “use” in the following cases:

- (1) a non-deteriorated well which is operational; or
- (2) a non-deteriorated well which has been capped in accordance with Rule 11.5.

“**Acre-foot**” means the amount of water necessary to cover one acre of land one foot deep, or about 325,000-851 gallons of water.

“**Administrative fee**” means a fee authorized by Section 36.205, Water Code, which the Board may set to cover the costs to the District of performing the administrative function for which the fee is charged and which may not unreasonably exceed the cost to the District of performing the administrative function for which the fee is charged.

“**Affected person**” means a person who has a personal justiciable interest related to a legal right, duty, privilege, power, or economic interest that is within the District’s regulatory authority and is affected by the permit or permit amendment application to be considered, not including an interest common to members of the public.

“**Aggregation**” means when multiple wells are part of a combined well system that is owned and operated by the same permittee and serve the same subdivision, facility, or a certificated service area authorized by the Texas Commission on Environmental Quality, which may be authorized under a single permit at the sole discretion of the District. Multiple wells that are not part of an aggregate well system but that are located on a single tract of land and are owned and operated by the same permittee may be authorized under a single permit at the sole discretion of the District. When wells are permitted with an aggregate withdrawal, the aggregate groundwater production amount shall be assigned to the group of wells, rather than allocating to each well its prorated share of estimated production.

“**Applicant**” means: (1) the owner of the land on which the well(s) or proposed well(s) are located; (2) a lessee or other person with the express, written grant of authority of the landowner to act on the landowner’s behalf with respect to transactions involving the District; or (3) the owner of the rights to produce groundwater from land that have been severed from the overlying land previously associated with such rights.

“**Aquifer**” means a formation or group of saturated geologic units capable of storing and yielding water in usable quantities.

“Aquifer storage and recovery project” means a project involving the injection of water into a geologic formation for the purpose of subsequent recovery and beneficial use by the project operator.

“ASR injection well” means a Class V injection well used for the injection of water into a geologic formation as part of an aquifer storage and recovery project.

“ASR recovery well” means a well used for the recovery of water from a geologic formation as part of an aquifer storage and recovery project.

“Beneficial use” or **“Use for a beneficial purpose”** means:

- (1) agricultural, gardening, domestic, stock raising, municipal, mining, manufacturing, industrial, commercial, recreational, or pleasure purposes;
- (2) exploring for, producing, handling, or treating oil, gas, sulphur, or other minerals;
or
- (3) any other purpose that is useful and beneficial to the user and approved by the Board.

“Best available science” means conclusions that are logically and reasonably derived using statistical or quantitative data, techniques, analyses, and studies that are publicly available to reviewing scientists and can be employed to address a specific scientific question.

“Board” means the Board of Directors of the Middle Trinity Groundwater Conservation District.

“Claims Period” means the time period from the initial date of the adoption of these Rules, May 11, 2004, to May 11, 2005, for Comanche and Erath Counties, the time period from November 15, 2009, to November 15, 2010, for Bosque County, and the time period from June 15, 2010, to June 15, 2011, for Coryell County.

“Contiguous” or **“Contiguous property”** as used in these Rules with respect to acreage means acres within the same continuous boundary associated with the right to produce groundwater that are owned or leased by a single landowner. Separate tracts of land must share a common boundary of at least fifty (50) feet if the well(s) at issue will be used for domestic use or at least three hundred (300) feet if the well(s) at issue will be used for non-domestic use in order for the acreage on the separate tracts to be considered contiguous. Acreage on separate tracts of land that would otherwise be contiguous under this definition but for the need to cross over to the other side of a public right-of-way shall be considered contiguous for the purposes of this definition, although the acreage of the public right-of-way itself shall not be included for purposes of calculating the amount of total contiguous acreage.

“Desired Future Conditions” means a quantitative description, adopted in accordance with the joint planning requirements in Section 36.108 of the Texas Water Code, of the desired condition of the groundwater resources in a Groundwater Management Area (“GMA”) at one or more specified future times.

“Deteriorated well” means a well that, because of its condition, will cause, or is likely to cause, pollution of any groundwater in the District.

“Development board” means the Texas Water Development Board.

“**District**” means the Middle Trinity Groundwater Conservation District.

“**District Acts**” means Act of May 25, 77th Leg., R.S., ch. 1362, 2001 Tex. Gen. Laws 3371; Act of May 23, 78th Leg., R.S., ch. 893, 2003 Tex. Gen. Laws 2717; Act of May 26, 81st Leg. R.S. ch. 521, 2009 Tex. Gen. Laws 1204; and the non-conflicting provisions of Chapter 36, Water Code.

“**District office**” means any office of the District as established by resolution of the Board.

“**Domestic use**” means use of groundwater by an individual or a household to support essential domestic activity. Such essential domestic activity includes water for uses inside the home; for irrigation of lawns, flower beds, shrubs, trees shading the home, or of a family garden and/or orchard with sprinklers and garden hoses; for watering of domestic animals; for protection of foundations; and for recreation specifically only for swimming pools. Essential domestic activity does not include:

- (a) water used to support activities for which consideration is given or for which the product of the activity is sold;
- (b) pond, lake, tank reservoir, or other confinement which has a capacity greater than 50,000 gallons;
- (c) non-closed system geothermal heating/cooling systems; or
- (d) use by or for a public water system.

“**Drilling**” includes drilling, equipping, or completing wells or modifying the size of wells.

“**Existing well**” means a well located in Comanche and Erath Counties that was in existence or for which drilling commenced prior to May 11, 2004, a well located in Bosque County that was in existence or for which drilling commenced prior to November 15, 2009, or a well located in Coryell County that was in existence or for which drilling commenced prior to June 15, 2010.

“**Exempt well**” means a well exempted under District Rule 5.4 for which the owner is not required to obtain a permit, but for which the owner is required to register under the District Rule 5.1.

“**Groundwater**” means water percolating below the surface of the earth.

“**Groundwater Well Status Report**” means the report form that the District is required to provide to Grandfather Permit holders at least once every five (5) years for the Grandfather Permit holder to submit to the District and that also must be completed prior to the amendment of a Grandfather Permit.

“**Landowner**” or “**Owner**” means the person or entity who bears ownership of the land surface or the legal right to produce groundwater from it by deed or by lease, as applicable based upon the context of usage, unless a clearly different meaning is indicated by such context of usage.

“**Livestock use**” means the use of groundwater for the open-range watering of livestock, exotic livestock, game animals or fur-bearing animals. For purposes of this definition, the terms livestock and exotic livestock are to be used as defined in §142.001 of the Agriculture Code, and the terms game animals and fur-bearing animals are to be used as defined in §63.001 and 71.001, respectively, of the Parks and Wildlife Code. Livestock use does not include use by or for a public water system or a Concentrated Animal Feeding Operation.

“**Management Plan**” means the most recently adopted version of the District’s Management Plan.

“**Modeled Available Groundwater**” means the amount of water that the Executive Administrator of the Texas Water Development Board determines may be produced on an average annual basis to achieve a Desired Future Condition established for the groundwater resources in the District.

“**New well**” means a well located in Comanche and Erath Counties for which drilling commenced on or after May 11, 2004, a well located in Bosque County for which drilling commenced on or after November 15, 2009, or a well located in Coryell County for which drilling commenced on or after June 15, 2010.

“**Office**” means the State Office of Administrative Hearings.

“**Open or uncovered well**” means an excavation at least ten feet in depth dug for the purpose of producing underground water, which is not covered or capped as required by Texas Water Code, the District’s Rules, the Texas Occupations Code, or the rules and regulations of the Texas Department of Licensing and Regulation.

“**Open Meetings Act**” means Chapter 551, Texas Government Code.

“**Operational**” with respect to a water well means a non-deteriorated well which contains the casing, pump, and pump column in good condition and is capable of producing groundwater without being further equipped.

“**Permitted well**” means a well subject to the District’s permitting requirements, which is not otherwise exempted from permitting by District Rules.

“**Presiding Officer**” means the President or other Board member presiding at a hearing or other proceeding or a hearing examiner appointed by the Board to conduct any hearing or other proceeding.

“**Project operator**” means a person holding an authorization under this subchapter to undertake an aquifer storage and recovery project.

“**Public Information Act**” means Chapter 552, Texas Government Code.

“**Pollution**” means the alteration of the physical, thermal, chemical, or biological quality of, or the contamination of, any water in the District that renders the water harmful, detrimental, or injurious to humans, animal life, vegetation, or property, or to public health safety or welfare, or impairs the usefulness of the water for any lawful or reasonable purpose.

“**Registered well**” means and include any artificial excavation to produce groundwater that does not otherwise require a Permit by District Rules.

“**Retail public utility**” is defined as per Section 13.002 of the Texas Water Code.

“**Rules**” means the rules of the District compiled in this document and as may be supplemented or amended from time to time.

“**Substantially alter**” with respect to the size or capacity of a well means to increase the inside diameter of the pump discharge column pipe size of the well in any way or to otherwise increase

the capacity of the well to produce groundwater in an amount more than five (5) percent greater than the well had the capacity to produce before the alterations.

Types of permits:

1. **“Grandfather Permit”** means a permit required by the District for a non-exempt, existing well or well system that:
 - (A) was completed at any time on or before the May 11, 2004 date of adoption of these Rules and located in Comanche and Erath Counties, an existing well or well system located in Bosque County completed at any time on or before November 15, 2009, or an existing well or well system located in Coryell County completed at any time on or before June 15, 2010; and
 - (B) has not been abandoned.
2. **“Operating Permit”** means a permit required by the District for drilling, equipping, completing, substantially altering, operating, or producing groundwater from any non-exempt water well for which a Grandfather Permit or amendment thereto has not been issued by the District or timely applied for and awaiting District action.

“Voluntary Metering Program” means the voluntary program that allows a well owner to provide proof through meter readings that the owner is not able to produce the maximum amount of groundwater authorized to be produced under Rule 3.2 because the total metered amount of actual production from all existing wells on the owner’s contiguous property is less than what the approved registration form and/or permit indicates all of the wells are capable of producing.

“Voluntary Metering Program Manual” means the document developed by the District that provides specific guidelines for participation in the Voluntary Metering Program.

“Water well” is defined as per Chapter 1901.001 of the Texas Occupations Code, and means an artificial excavation constructed to explore for or produce groundwater. The term does not include:

- (A) a test or blast hole in a quarry or mine or a well or excavation constructed to explore for or produce oil, gas, or other minerals unless the hole is also used to produce groundwater; or
- (B) an injection water source well regulated under Section 91.101, Natural Resources Code or Chapter 27, Texas Water Code.

“Water well driller” is defined as per Chapter 1901.001 of the Texas Occupations Code.

“Waste” is defined as per Chapter 36, Texas Water Code, and Section 9 herein.

“Well” means a water well, unless clearly indicated to have a different meaning by the context in which it the term is used.

“Well field” see Well system.

“Well owner” means a landowner who owns a well or the land upon which a well is located or is to be located.

“**Well operator**” means the person who operates a well or a water distribution system supplied by a well.

“**Well system**” means a well or group of wells that are connected or tied to the same distribution system.

“**Withdraw**” means extracting groundwater by pumping or by another method.

RULE 1.2 PURPOSE OF RULES:

The Rules are adopted under the authority of Chapter 36 of the Texas Water Code, for the purpose of conserving, preserving, protecting, and recharging groundwater in the District in order to prevent degradation of water quality, prevent waste of groundwater, and to achieve the goals of the District Acts and Management Plan.

RULE 1.3 USE AND EFFECT OF RULES:

These Rules are the embodiment of the District’s authority to regulate groundwater under the District Acts and Chapter 36 of the Texas Water Code and have the full force and effect of law. The District uses these Rules as guides in the exercise of discretion, where discretion is vested with the District. However, these Rules shall not be construed as a limitation or restriction upon the exercise of discretion conferred by law, nor shall they be construed to deprive the District or the Board of any powers, duties, or jurisdiction provided by law. These Rules will not limit or restrict the amount and character of data or information that may be required to be collected for management of the District.

RULE 1.4 AMENDING OF RULES:

The Board may, following the notice and hearing process provided in Rule 10.2, amend these Rules or adopt new Rules from time to time.

RULE 1.5 HEADINGS AND CAPTIONS:

The section and other headings and captions contained in these Rules are for reference purposes only. They do not affect the meaning or interpretation of these Rules in any way.

RULE 1.6 CONSTRUCTION:

A reference to a title or chapter without further identification is a reference to a title or chapter of the Water Code. A reference to a section or rule without further identification is a reference to a section or rule in these Rules. Construction of words and phrases are governed by the Code Construction Act, Subchapter B, Chapter 311, Government Code. A reference to a code without further identification is a reference to the most recent edition of Vernon’s Texas Codes Annotated and any yet uncodified, but effective, amendments to such codes by the Texas Legislature.

RULE 1.7 METHODS OF SERVICE UNDER THE RULES:

Except as otherwise expressly provided in these Rules, any notice or documents required by these Rules to be served or delivered may be delivered to the recipient, or the recipient’s authorized representative, in person, by agent, by courier receipted delivery, by certified mail sent to the recipient’s last known address, or by telephonic document transfer to the recipient’s current telecopier number. Service by mail is complete upon deposit in a post office depository box or other official depository of the United States Postal Service. Service by telephonic document transfer is complete upon transfer, except that any transfer occurring after 5:00 p.m. shall be deemed complete on the following business day. If service or delivery is by mail, and the recipient has the right, or is required, to do some act within a prescribed time after service, three days will be added to the prescribed period. Where service by one or more methods has been attempted and failed, the service is complete upon notice publication in a newspaper of general circulation in Comanche, Erath, Bosque, and Coryell Counties, or by such other method approved by the General Manager.

RULE 1.8 SEVERABILITY:

If any one or more of the provisions contained in these Rules are for any reason held to be invalid, illegal, or unenforceable in any respect, the invalidity, illegality, or unenforceability may not affect any other rules or provisions of these Rules, and these Rules must be construed as if such invalid, illegal or unenforceable rules or provision had never been contained in these Rules.

RULE 1.9 REGULATORY COMPLIANCE:

All permittees and registrants of the District shall comply with all applicable rules and regulations of all governmental entities. If District Rules and regulations are more stringent than those of other governmental entities, the District Rules and regulations control.

RULE 1.10 COMPUTING TIME:

In computing any period of time prescribed or allowed by these Rules, order of the Board, or any applicable statute, the day of the act, event, or default from which the designated period of time begins to run is not included, but the last day of the period so computed is included, unless it is a Saturday, Sunday, or legal holiday, in which event the period runs until the end of the next day which is neither a Saturday, Sunday, or legal holiday.

RULE 1.11 SHOW CAUSE ORDERS AND COMPLAINTS:

The Board, on its own motion or upon receipt of sufficient written protest or complaint, may at any time, after due notice to all interested parties, cite a person operating within the District to appear before it at a public hearing and require the person to show cause why a suit should not be initiated against the person in a district court for failure to comply with the orders or rules of the Board, the relevant statutes of the State, or failure to abide by the terms and provisions of a permit issued by the District or the operating authority of the District. A hearing under this Rule shall be conducted in accordance with the rules of procedure and practice of the District.

SECTION 2. DISTRICT BOARD OF DIRECTORS:

RULE 2.1 ELECTION OF DIRECTORS:

Election of directors: The Board shall conduct elections of directors in accordance with the District Acts, Chapter 36 of the Texas Water Code, and the Texas Election Code.

SECTION 3. PRODUCTION LIMITATIONS:

RULE 3.1 GRANDFATHER PERMITS:

Subject to these Rules, the District Management Plan, Chapter 36 of the Texas Water Code, the Desired Future Conditions established for the aquifers located in whole or in part within the boundaries of the District, and the directives of the Texas Legislature, the District will by permit authorize a well entitled under these Rules to a Grandfather Permit to produce water in an amount that it was capable of producing and applying to a beneficial use prior to May 11, 2004, for wells located in Comanche and Erath Counties, prior to November 15, 2009, for wells located in Bosque County, and prior to June 15, 2010, for wells located in Coryell County.

RULE 3.2 OPERATING PERMITS:

- (a) Subject to these Rules, the District Management Plan, Chapter 36 of the Texas Water Code, the Desired Future Conditions established for the aquifers located in whole or in part within the boundaries of the District, and the directives of the Texas Legislature, and when issuing Operating Permits in accordance with Rule 5.9, the District shall limit the quantity of groundwater produced from all wells on contiguous property to the amount for which the

applicant can demonstrate a need and ability to apply the groundwater produced to a beneficial use, provided, however, that:

- (1) for an applicant other than a retail public utility, the quantity shall not exceed in any calendar year 3 (three) acre-feet per contiguous acre of land from all wells on the property and owned or leased for the right to produce groundwater by the applicant as designated in the permit application;
 - (2) for an applicant that is a retail public utility, the quantity shall not exceed in any calendar year:
 - (A) for a well that complies with the spacing requirements set forth under Rule 7.4(a) but does not comply with the spacing requirements set forth under Rule 7.4(d):
 - (i) 6 (six) acre-feet per contiguous acre of land from all wells on the property and owned or leased for the right to produce groundwater by the retail public utility for any calendar year between May 11, 2004, and the end of calendar year 2008 for a well located in Comanche and Erath Counties, between November 15, 2009, and the end of calendar year 2013 for a well located in Bosque County, or between June 15, 2010, and the end of calendar year 2014 for a well located in Coryell County; and
 - (ii) 3 (three) acre-feet per contiguous acre of land from all wells on the property and owned or leased for the right to produce groundwater by the retail public utility beginning in calendar year 2009 for a well located in Comanche and Erath Counties, beginning in calendar year 2014 for a well located in Bosque County, or beginning in calendar year 2015 for a well located in Coryell County, regardless of when the Operating Permit was issued or the well was drilled; or
 - (B) for a well that complies with the spacing requirements set forth under both Subsections (a) and (d) of Rule 7.4, 6 (six) acre-feet per contiguous acre of land from all wells on the property and owned or leased for the right to produce groundwater by the retail public utility; and
 - (3) the District has not determined that there is insufficient groundwater available in the District under Subsection (b) of this Rule.
- (b) After notice and hearing, the District may by order cease the granting of new Operating Permits when the District has determined that there is insufficient groundwater available in the District which would prevent the District from achieving the applicable Desired Future Conditions adopted for the aquifers located in whole or in part within the boundaries of the District and set forth in the District Management Plan, for the issuance of new Operating Permits. The District shall base its determination regarding insufficient availability upon:
- (1) the Modeled Available Groundwater calculations determined by the Executive Administrator of the Texas Water Development Board;
 - (2) the estimated total exempt use in the District; and

- (3) the total amount of water estimated to be used under or allocated to:
 - (A) Grandfather Permits; and
 - (B) previously issued Operating Permits.

The District expressly reserves the right to reduce the amount of groundwater allocated to or under Operating Permits or Grandfather Permits in order to achieve the goals and objectives of the District Management Plan or to make water available for the issuance of new Operating Permits or for exempt users. The District shall only reduce the amount of groundwater allocated to or under Grandfather Permits after groundwater allocated to or under Operating Permits has been reduced and further reduction is required to achieve the goals and objectives of the District Management Plan or to make water available for the issuance of new Operating Permits or for exempt users.

RULE 3.3 LIMIT SPECIFIED IN OPERATING PERMITS:

Notwithstanding Rule 3.2, the maximum annual quantity of groundwater that may be withdrawn under an Operating Permit issued by the District shall be no greater than the amount specified in the permit or the amended permit and based on what the well(s) subject to the Operating Permit are capable of producing.

SECTION 4. DISTRICT MANAGEMENT ACTIONS AND DUTIES:

RULE 4.1 DISTRICT MANAGEMENT PLAN:

The Board shall adopt a Management Plan that specifies the acts, procedures, performance and avoidance necessary to prevent waste, the reduction of artesian pressure, or the drawdown of the water table. The District shall use the Rules of the District to implement the Management Plan. The Board will review the plan at least every fifth year. Upon adoption of Desired Future Conditions under Section 36.108 of the Texas Water Code, the District shall update its Management Plan within two years of the date of the adoption of the Desired Future Conditions. The District shall thereafter update its rules to implement the Management Plan within one year of the date the Management Plan is updated to include the adopted Desired Future Conditions. If the Board considers a new plan necessary or desirable, based on evidence presented at hearing, a new plan will be adopted. A plan, once adopted, remains in effect until amended, or until the adoption of a new plan.

SECTION 5. WATER WELL REGISTRATION AND PERMITS:

RULE 5.1 REGISTRATION:

All water wells, existing and new, must be registered with the District and are required to comply with the District's registration requirements in these Rules.

RULE 5.2 GENERAL REGISTRATION POLICIES AND PROCEDURES:

- (a) No person or entity shall drill, operate, modify, complete, change type or location of use, plug, abandon, or substantially alter the size of a well within the District without first registering the well with the District, even though the well may be exempt from the requirement to obtain a permit under District Rule 5.4.
- (b) The District staff will review the application for registration and make a preliminary determination on whether the well meets the permit exclusions or exemptions provided in Rule 5.4. Providing the preliminary determination is that the well is excluded or exempt from permitting, the registrant may begin the drilling or other well-related activity immediately upon receiving the approved registration.

- (c) If the preliminary determination is that the well is not exempt, the District staff will inform the registrant of any further applications and information required to permit the well under these Rules.
- (d) If the preliminary determination is that the well is not exempt, no person may drill, equip, complete, or substantially alter the well without first obtaining the appropriate permit or amendment thereto from the District.
- (e) A violation of this Rule occurs on the first day the drilling, operation, equipping, completion, or alteration without the appropriate registration or permit begins and continues each day thereafter until the appropriate registration or permit is issued.
- (f) A person or entity seeking to register a well shall provide the District with the following information in the registration application on a form provided by the District upon request by the applicant, which shall be accompanied by the applicable administrative fees, if any, adopted by Board resolution:
 - (1) the name, telephone number, fax number, and mailing addresses of the registrant and the owner of the land on which the well is or will be located;
 - (2) if the registrant is other than the owner of the property, documentation establishing the applicable authority to construct and operate a well for the proposed use;
 - (3) a statement of the nature and purpose of the existing and proposed use and the amount of water used or to be used for each purpose;
 - (4) the location of the well;
 - (5) a water well capping and plugging plan that complies with Rule 11.5 of these rules or a declaration that the applicant will comply with Rule 11.5 and provide a report to the District regarding each capped or plugged well;
 - (6) a statement that the water withdrawn from the well will be put to beneficial use at all times;
 - (7) the location of the use of the water from the well;
 - (8) the maximum pumping capacity of the well, method of withdrawal, size of well (inside diameter of the pump [discharge] column pipe and diameter of the well casing), size of well pump, and estimated depth of each well;
 - (9) for an existing well, whether any water was produced prior to the date of adoption of these Rules;
 - (10) the total number of acres of land contiguous in ownership with the land where the well(s) is/are located; and
 - (11) any other information deemed necessary by the Board.
- (g) An approved registration shall provide the owner of a well that existed prior to the date of adoption of a rule governing well spacing or location with evidence of that existence for purposes of exempting the well from the requirement to comply with any well spacing or location

requirements of the District.

- (h) Failure of the owner of a well to file for and obtain a registration from the District under this Section shall subject the well owner to enforcement under these Rules.
- (i) An approved registration is perpetual in nature, subject to cancellation for violation of these Rules.
- (j) All persons or entities who obtain an approved registration are required to allow District staff to perform water level monitoring, water quality testing, and well investigations in accordance with Section 11 of these Rules.
- (k) A person may not change the type of use, location of use of the water produced, location of groundwater withdrawal, or make changes related to the operation of the well that may render the well non-exempt without first applying for and obtaining a registration amendment from the District to authorize the change. Any person who becomes the owner of a currently registered well should, within 60 calendar days from the date of the change in ownership, file an application for a registration amendment to effect a transfer of the registration.
- (l) The well registration requirements of this Section 5 are effective May 11, 2004, for any new wells or for equipping, change in type or location of use, or substantially altering the size of an existing well that is located in Comanche and Erath Counties. The well registration requirements of this Section 5 are effective on May 11, 2005, for the operation of an existing well located in Comanche and Erath Counties. The well registration requirements of this Section 5 are effective November 15, 2009, for any new wells or for equipping, change in type or location of use, or substantially altering the size of an existing well that is located in Bosque County. The well registration requirements of this Section 5 are effective on November 15, 2010, for the operation of an existing well located in Bosque County. The well registration requirements of this Section 5 are effective June 15, 2010, for any new wells or for equipping, change in type or location of use, or substantially altering the size of an existing well that is located in Coryell County. The well registration requirements of this Section 5 are effective on June 15, 2011, for the operation of an existing well located in Coryell County.

RULE 5.3 DRILLING AND PRODUCTION REPORTS

- (a) An owner of a well that is required to be registered with the District and is exempt from permitting under Rule 5.4(a)(3) and (4), shall file monthly reports with the District indicating the amount of production from the well for the previous month.
- (b) Production reports shall be completed on forms prescribed by the District and shall be submitted to the District no later than the 5th day of each month.

RULE 5.4 PERMIT EXCLUSIONS AND EXEMPTIONS:

- (a) The District's permit requirements in these Rules do not apply to:
 - (1) Drilling or operating a well used solely for domestic use or livestock use or providing water for poultry if the well is located or to be located on a tract of land larger than 10 (ten) acres and drilled, equipped or completed so that the well is incapable of producing more than 25,000 gallons of groundwater per day;
 - (2) Drilling or operating a well used solely for domestic use or livestock use or providing water for poultry overlying a tract of land equal to or less than 10 (ten) acres that is either drilled, equipped, or completed so that the well is incapable of producing more than 25,000 gallons of groundwater per day and that:

- (A) the tract of land was platted prior to May 11, 2004 for a well located in Comanche and Erath Counties, prior to November 15, 2009, for a well located in Bosque County, and prior to June 15, 2010, for a well located in Coryell County; and
- (B) the tract of land is not further subdivided into smaller tracts of land after May 11, 2004 for a well located in Comanche and Erath Counties, after November 15, 2009, for a well located in Bosque County, and, after June 15, 2010, for a well located in Coryell County and prior to the drilling, completion, or equipping of the well.

(3) ~~(3)~~—Drilling a water well used solely to supply water for a rig that is actively engaged in drilling or exploration operations for an oil or gas well permitted by the Texas Railroad Commission provided that the person holding the permit is responsible for drilling and operating the water well and the well is located on the same lease or field associated with the drilling rig; ~~or~~

~~(4)~~ ~~(4)~~—Drilling a water well authorized under a permit issued by the Railroad Commission of Texas under Chapter 134, Natural Resources Code, or for production from the well to the extent the withdrawals are required for mining activities regardless of any subsequent use of the water; ~~or~~

~~(4)~~~~(5)~~ drilling a water well for temporary use to supply water for a rig that is actively engaged in drilling a groundwater production well permitted by the District; or

~~(5)~~~~(6)~~ A well used for an aquifer storage and recovery project, except as provided under District Rule 5.19.

(b) A well exempted under Subsections (a)(1) or (2) of this Rule will maintain its exemption if title to the well and the underlying land is transferred subsequent to its initial qualification for exemption, as long as the other substantive requirements for exemption are met.

(c) A well exempted under Subsections (a)(3), ~~(a)(4)~~, ~~and or~~ ~~(a)(45)~~ of this Rule must be permitted and comply with all District Rules if:

(1) the groundwater withdrawals that were exempted under Subsection (a)(3) are no longer solely to supply water for a rig that is actively engaged in drilling or exploration operations for an oil or gas well permitted by the Railroad Commission of Texas; ~~or~~

~~(2)~~ ~~(2)~~—the groundwater withdrawals that were exempted under Subsection (a)(4) are no longer necessary for mining activities or are greater than the amount necessary for mining activities specified in the permit issued by the Railroad Commission of Texas under Chapter 134, Natural Resources Code; ~~or~~

~~(2)~~~~(3)~~ the groundwater withdrawals that were exempted under Subsection (a)(5) are no longer used solely to supply water for a rig that is actively engaged in drilling a groundwater production well permitted by the District.

(d) An entity holding a permit issued by the Railroad Commission of Texas under Chapter 134, Natural Resources Code, that authorizes the drilling of a water well shall report monthly to the District:

- (1) the total amount of water withdrawn during the month;
 - (2) the quantity of water necessary for mining activities; and
 - (3) the quantity of water withdrawn for other purposes.
- (e) A water well exempted under Subsections (a)(1) through (4) of this Rule shall:
- (1) be registered in accordance with Rules promulgated by the District;
 - (2) be equipped and maintained so as to conform to the District's Rules requiring installation of casing, pipe, and fittings to prevent the escape of groundwater from a groundwater reservoir to any reservoir not containing groundwater and to prevent the pollution of harmful alteration of the character of the water in any groundwater reservoir; and
 - (3) comply with the requirements of Rule 7.3 regarding the spacing and location of wells.
- (f) The driller of a new well exempted under Subsection (a) of this Rule shall file the drilling log with the District and shall also file geophysical logs with the District, if available.
- (g) A well to supply water for a subdivision of land for which a plat approval is required by Chapter 232, Local Government Code, is not exempted under Subsection (a).
- (h) An exemption for a well described in (a)(5) of this Rule may not exceed 180 days; however, a district may grant an extension of the exemption until the well is complete.

RULE 5.5 GENERAL PERMITTING POLICIES AND PROCEDURES:

- (a) Grandfather Permits: An owner of a non-exempt, existing well or well system located in Comanche and Erath Counties that was completed and produced groundwater for beneficial use on or before May 11, 2004, a non-exempt, existing well or well system located in Bosque County that was completed and produced groundwater for beneficial use on or before November 15, 2009, or a non-exempt, existing well or well system located in Coryell County that was completed and produced groundwater for beneficial use on or before June 15, 2010, shall apply to the District for a Grandfather Permit prior to the expiration of the Claims Period. Failure of an owner of such a well to apply for a Grandfather Permit before the expiration of the Claims Period shall preclude the owner from making any future claim or application to the District for a Grandfather Permit for the well and shall cause the owner to forfeit his rights and ability to operate the well under these Rules, unless the owner obtains an Operating Permit that authorizes production from the well. Grandfather Permit applications will not be subject to any administrative fee requirement the Board may establish for processing applications.

Restriction on Location of Withdrawal: The right to produce groundwater from a well under a Grandfather Permit may not be transferred to any other well in the District, except to a replacement well under Rule 6.1 and in accordance with Section 8 of these Rules.

- (b) Operating Permits: An Operating Permit is required by the District for drilling, completing, substantially altering, operating, or producing groundwater from any non-exempt well for which a Grandfather Permit, or amendment thereto has not been issued by the District or timely applied for and awaiting District action. This requirement is effective as of the expiration of the Claims Period as defined in Section 1 of these Rules, for existing wells and as of May 11, 2004, for all new wells located in Comanche and Erath Counties, as of November 15, 2009, for all new wells

located in Bosque County, and as of June 15, 2010, for all new wells located in Coryell County. Every person who drills a water well after May 11, 2004, for a well located in Comanche and Erath Counties, after November 15, 2009, for a well located in Bosque County, and after June 15, 2010, for a well located in Coryell County, other than an exempt well as defined in Rule 5.4, must file an application for an Operating Permit on a form approved by the Board. Each Operating Permit application must be accompanied by any applicable administrative fee adopted by the Board. The Board shall set the amount of any administrative fee by resolution. The District shall return the fee to the applicant if the permit location is abandoned without having been drilled or results in a dry hole that has been plugged, upon return and surrender of the permit marked "abandoned" by the applicant. In the event the permit marked "abandoned" is not returned to the District office within 120 days after the date of permit issuance by the District, the administrative fee becomes the property of the District.

(c) Permit Terms:

(1) Operating Permits:

(A) The initial Operating Permit issued by the Board in accordance with Rule 5.9 shall be effective for five (5) years from the date of issuance of the permit. An Operating Permit may be renewed in the manner set forth under Subsection (d) of this Rule.

(B) The initial Operating Permit shall include a condition that the permittee begin producing in accordance with the terms and conditions of the permit within nine months from the date of issuance, unless the applicant has applied for and been granted an extension. Such extensions shall only be granted once and shall not be valid for more than an additional six-month period. Thereafter, the permit is voidable by the General Manager and the applicant must file a new Operating Permit application.

(2) Grandfather Permits:

Grandfather Permits are effective as of the date of issuance by the District and are perpetual in nature, subject to being modified and amended in the future in accordance with Chapter 36 of the Texas Water Code, the Desired Future Conditions established for the aquifers located in whole or in part within the boundaries of the District, or to achieve the goals and objectives of the District's Management Plan. Any amendments to a Grandfather Permit shall be made in accordance with District Rule 5.15.

(d) Renewal applications for Operating Permits shall be submitted to the District no later than 60 days prior to the end of the existing permit term.

(1) The District shall, without a hearing, renew or approve an application to renew an Operating Permit before the date on which the Operation Permit expires, provided that:

(A) The application is submitted in a timely manner and accompanied by any required fees in accordance with District rules; and

(B) The permit holder is not requesting a change related to the renewal that would require a permit amendment under District rules.

(2) The District is not required to renew an Operating Permit under District Rule 5.5(d)(1) if the applicant:

(A) Is delinquent in paying a fee required by the District;

- (B) Is subject to a pending enforcement action for a substantive violation of a District permit, order, or rule that has not been settled by agreement with the District or a final adjudication; or
 - (C) Has not paid a civil penalty or has otherwise failed to comply with an order resulting from a final adjudication of a violation of a District permit, order, or rule.
- (3) If the District is not required to renew an Operating Permit under District Rule 5.5(d)(2), the Operating Permit remains in effect until the final settlement or adjudication on the matter of the substantive violation.
 - (4) If the holder of an Operating Permit, in connection with the renewal of a permit or otherwise, requests a change that requires an amendment to the Operating Permit under District Rule 5.14, the permit as it existed before the permit amendment process remains in effect until the later of:
 - (A) The conclusion of the permit amendment or renewal process, as applicable; or
 - (B) A final settlement or adjudication on the matter of whether the change to the Operating Permit requires a permit amendment.
 - (5) If the permit amendment process results in the denial of an amendment, the Permit as it existed before the permit amendment process shall be renewed under District Rule 5.5(d) without penalty, unless subsection (d) of District Rule 5.5(d)(2) applies to the applicant.
 - (6) The district may initiate an amendment to an Operating Permit, in connection with the renewal of an Operating Permit or otherwise, in accordance with District Rule 5.14. If the District initiates an amendment to an Operating Permit, the permit as it existed before the permit amendment process shall remain in effect until the conclusion of the permit amendment or renewal process, as applicable.

RULE 5.6 PERMIT APPLICATION REQUIREMENTS:

- (a) Each application for a permit or permit amendment requires a separate application and payment of the associated administrative fee, if such a fee is required. Application forms will be provided by the District and furnished to the applicant upon request.
- (b) All permits are granted in accordance with and subject to the provisions of the Rules of the District.
- (c) The application for a permit shall be in writing and sworn to.
- (d) To the extent the information exists or is available through the exercise of reasonable diligence by an applicant, each permit application shall include the following:
 - (1) the name, telephone number, fax number, and mailing addresses of the applicant and the owner of the land on which the well will be located;
 - (2) if the applicant is other than the owner of the property, documentation establishing the applicable authority to construct and operate a well for the proposed use;
 - (3) a location map showing the proposed well location and up to five (5) alternative well

locations that meet, if applicable, the District's minimum spacing and location requirements, and showing all wells in existence on the date of application within a quarter (1/4) mile radius of the location(s) of the proposed well or well to be modified, which the General Manager may require to be shown on a 7.5 minute United States Department of Interior Topographic Map and/or by latitude and longitude coordinates as measured by a calibrated GPS instrument;

- (4) a statement of the nature and purpose of the proposed use and the amount of water to be used for each purpose;
- (5) a declaration that the applicant will comply with the District's Rules and all groundwater use permits and plans promulgated pursuant to the District's Rules;
- (6) a water conservation plan or a declaration that the applicant will comply with the District's management plan;
- (7) the estimated rate at which water will be withdrawn, the maximum pumping capacity of the well, method of withdrawal, size of well (inside diameter of the pump [discharge] column pipe and diameter of the well casing), size of well pump, and estimated depth of each well;
- (8) a water well capping and plugging plan that complies with Rule 11.5 of these Rules or a declaration that the applicant will comply with Rule 11.5 and provide a report to the District regarding each capped or plugged well;
- (9) a statement by the applicant that the water withdrawn under the permit will be put to beneficial use at all times;
- (10) the location of use of the water from the well;
- (11) a drought contingency plan, if the applicant is otherwise required by law to develop a drought contingency plan;
- (12) the total number of acres of land contiguous in ownership with the land where the well(s) is/are located;
- (13) if the groundwater is to be resold, leased, or otherwise transferred to others, provide the location to which the groundwater will be delivered, the purpose for which the groundwater will be used, and a copy of the legal documents establishing the right for the groundwater to be sold, leased, or otherwise transferred, including but not limited to any contract for the sale, lease, or transfer of groundwater;
- (14) information on whether the applicant is currently producing groundwater under a Grandfather Permit, an Operating Permit, or an exempt well on the same contiguous property as the proposed well; and
- (15) any other information deemed necessary by the Board.

RULE 5.7 COMPLETION OF PERMIT APPLICATION REQUIRED:

The District shall promptly consider and act on each administratively complete application for a permit. If an application is not administratively complete, the District may request the applicant to complete the application. The application will expire if the applicant does not complete the application within 90

(ninety) days of the date of the District's request or upon conclusion of an extension granted by the General Manager of the District.

RULE 5.8 PERMITS SUBJECT TO CONDITIONS AND RESTRICTIONS:

Permits issued by the District for permitted wells may be subject to conditions and restrictions placed on the rate and amount of withdrawal, the Rules promulgated by the District, and terms and provisions with reference to the equipping of wells or pumps that may be necessary to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or the reduction of artesian pressure, or lessen interference between wells.

RULE 5.9 DECISION AND ISSUANCE OF PERMIT:

- (a) In deciding whether or not to issue a permit, or an amended permit and in setting the permitted volume or other terms of a permit, the Board shall consider whether:
 - (1) the application contains all the information requested and is accompanied by the subscribed administrative fees;
 - (2) the proposed use of water complies with Chapter 36, Water Code, and these District Rules, including the production limitations identified in Section 3 as applicable;
 - (3) the proposed use of water does or does not unreasonably affect existing groundwater and surface water resources or existing permit holders;
 - (4) the proposed use of water is dedicated to a beneficial use;
 - (5) the proposed use of water is consistent with the District Management Plan;
 - (6) the applicant agrees to avoid waste and achieve water conservation;
 - (7) the applicant has agreed that reasonable diligence will be used to protect groundwater quality and that the applicant will follow well plugging guidelines at the time of well closure; and
 - (8) the District has not issued an order under Rule 3.2 establishing that there is insufficient groundwater availability in the District for the issuance of new Operating Permits.
 - (9) for those hearings conducted by the State Office of Administrative Hearings, the Board shall consider the proposal for decision issued by the State Office of Administrative Hearings.

- (b) The District, to the extent possible, shall issue permits up to the point the total volume of exempt and permitted groundwater production will achieve the applicable Desired Future Conditions established for the aquifers in the District. In issuing permits, the District shall manage total groundwater production on a long-term basis to achieve the applicable Desired Future Conditions and shall consider:
 - (1) the Modeled Available Groundwater calculations determined by the Executive Administrator of the Texas Water Development Board;
 - (2) the Executive Administrator of the Texas Water Development Board's estimate of the current and projected amount of groundwater produced under the exemptions in District Rule 5.4;

- (3) the amount of groundwater authorized under permits previously issued by the District;
 - (4) a reasonable estimate of the amount of groundwater that is actually produced under permits issued by the District; and
 - (5) yearly precipitation and production patterns.
- (c) If the Board votes to issue a permit, the well can be drilled according to the terms and conditions included in the Board's motion to approve issuance of the permit. Once the well has been drilled and the well logs have been filed with the District in accordance with Rule 5.16, the District will issue the Operating Permit and the well may be operated as set forth in the permit.
 - (d) The Board may take action on any uncontested permit application at a properly noticed public meeting held at any time after the public hearing at which the application is scheduled to be heard. The board may issue a written order to:
 - (1) Grant the permit application;
 - (2) Grant the permit application with special conditions; or
 - (3) Deny the permit application.
 - (e) An applicant may, not later than the 20th day after the date the board issues an order granting the permit application, demand a contested case hearing under District Rule 10.3 if the order:
 - (1) Includes special conditions that were not part of the application as finally submitted; or
 - (2) Grants a maximum amount of groundwater production that is less than the amount requested in the application.

RULE 5.10 AGGREGATION OF WITHDRAWAL:

A permit or a permit amendment for a well field will aggregate the authorized withdrawal for the entire field as it applies to Sections 3 and 5 of these Rules.

RULE 5.11 EFFECT OF ACCEPTANCE OF PERMIT:

Acceptance of the permit by the person to whom it is issued constitutes acknowledgment of and agreement to comply with all of the terms, provisions, conditions, limitations, and restrictions contained in the permit and in the District Rules.

RULE 5.12 PERMIT PROVISIONS:

All permits are granted subject to these Rules, orders of the Board, and the laws of the State of Texas. In addition to any special provisions or other requirements incorporated into the permit, each permit issued must contain the following standard permit provisions:

- (a) This permit is granted in accordance with the provisions of the District Rules, and acceptance of this permit constitutes an acknowledgment and agreement that the permittee will comply with the Rules of the District.
- (b) This permit confers only the right to operate under the terms and conditions of the permit, and its terms may be modified or amended pursuant to the District Rules or Chapter 36 of the Texas Water Code, as they exist or may be amended, and the directives of the Texas Legislature, or if necessary to achieve the goals and objectives of the District Management Plan. Within 60

calendar days after the date of sale, the Grandfather Permit or Operating Permit holder should notify the District in writing of the name of the new owner of a permitted well. In order for the District to have the most accurate information possible, any person who becomes the owner of a currently permitted well should, within 60 calendar days from the date of the change in ownership, file an application for a permit amendment to effect a transfer of the permit.

- (c) The operation of the well for the authorized withdrawal must be conducted in a non-wasteful manner.
- (d) The permitted well site must be accessible to District representatives for inspection or to perform water level monitoring, water quality testing, and well investigations in accordance with Section 11 of these Rules, and the permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (e) The application pursuant to which this permit has been issued is incorporated in the permit, and the permit is granted on the basis of, and contingent upon, the accuracy of the information supplied in that application. A finding that false information has been supplied is grounds for immediate revocation of the permit.
- (f) Violation of a permit's terms, conditions, requirements, or special provisions is punishable by permit revocation, civil penalties, and other enforcement as provided by Section 11 of the District Rules.
- (g) The name of the person or entity to whom the permit is issued.
- (h) The date the permit is issued.
- (i) The date by which the permit must be renewed, if applicable.
- (j) The conditions and restrictions, if any, placed on the rate and amount of withdrawal of groundwater.
- (k) All permittees granted a Grandfather Permit are required to complete and return to the District a Groundwater Well Status Report distributed by the District in accordance with Rule 5.18.
- (l) Any other conditions or restrictions the District prescribes.
- (m) Any other information the District determines is necessary.

RULE 5.13 OPERATING PERMIT LIMITATIONS:

It is a violation of these Rules to produce water from a non-exempt well, for which a Grandfather Permit or amendment thereto has not been issued by the District or timely applied for and awaiting District action, without obtaining an Operating Permit from the District or, if applicable, to produce any amount of water in excess of the authorized permit.

RULE 5.14 AMENDMENT OF OPERATING PERMITS:

- (a) The application for an Operating Permit amendment shall be in writing and sworn to.
- (b) A substantial change to an Operating Permit may be made only after application to and approval by the District to so amend.
- (c) A substantial change to an Operating Permit shall not be made prior to notice and hearing.

- (d) A substantial change includes a change that would substantially alter the size or capacity of a well, an increase in the annual quantity of groundwater authorized to be withdrawn, a change in type of use or location of use of the water produced, a change of location of groundwater withdrawal except as provided in Section 6 for replacement wells, or the addition of a new well to be included in an already permitted aggregate system.
- (e) Upon receipt by the District of information regarding a change concerning a well authorized under an Operating Permit, the General Manager may amend the permit to reflect the change to the well, provided, however, that Board approval is required to amend the permit to reflect a substantial change.
- (f) Any non-substantial changes to an Operating Permit, such as a change in ownership of the land the well or well system is located on, may be made by the General Manager upon proper application for a permit amendment to effect a transfer of the permit.
- (g) If the District initiates an amendment to an Operating Permit, the permit as it existed before the permit amendment process shall remain in effect until the conclusion of the permit amendment or renewal process, as applicable.

RULE 5.15 AMENDMENT OF GRANDFATHER PERMITS:

- (a) All amendments to a Grandfather Permit must be applied for through the submission of a Groundwater Well Status Report.
- (b) Upon receipt of a Groundwater Well Status Report, the General Manager may amend a Grandfather Permit to reflect changes in the permit described by the Groundwater Well Status Report, except that changes to increase the amount of water produced under a Grandfather Permit or the purpose of use of the water authorized to be produced under a Grandfather Permit require the submission of an Operating Permit application. In terms of an increase in the amount of water produced under a Grandfather Permit, an Operating Permit is only necessary to authorize the amount of water produced in excess of the amount authorized under the Grandfather Permit. In terms of the authorization of a new use that is different from how the water was used prior to May 11, 2004, for wells located in Comanche and Erath Counties, prior to November 15, 2009, for wells located in Bosque County, and prior to June 15, 2010, for wells located in Coryell County, the permittee will no longer have Grandfather Permit status for their well(s) and is required to submit an Operating Permit application for the well(s).

RULE 5.16 DRILLER'S LOGS:

The driller of any water well within the District shall keep an accurate driller's log for each well. The driller shall file a copy of each log and a report detailing the drilling, equipping, and completing of the well with the District within 60 days after the date the well is completed, including whether the well was drilled and completed at an alternative location specified pursuant to Rule 5.6(d)(3). The report shall include all information submitted by the driller to any agency of the State of Texas. The driller shall also file geophysical logs with the District, if available.

RULE 5.17 CONVERSION OF INACTIVE WELL GRANDFATHER PERMITS AND ACTIVE WELL GRANDFATHER PERMITS:

As of May 6, 2010, the District shall no longer distinguish between Active Well Grandfather Permits and Inactive Well Grandfather Permits. Beginning on May 6, 2010, all permits previously designated by the District as Active Well Grandfather Permits or Inactive Well Grandfather Permits are considered to be Grandfather Permits and are subject to the rights and responsibilities assigned to Grandfather Permits as provided in these Rules.

RULE 5.18 GROUNDWATER WELL STATUS REPORT:

- (a) A person or entity who has been granted a Grandfather Permit by the District is required to complete and return to the District the Groundwater Well Status Report distributed on a form provided by the District at least once every five (5) years on a schedule to be established by the Board by resolution. The Groundwater Well Status Report will provide information on the permitted well, including whether the well is producing groundwater or has been capped, plugged, or sealed in accordance with Section 11 of these Rules, the purpose of use, location of use, and any other information required by the Board. Unless a Groundwater Well Status Report contains information in violation of these Rules or indicates that an Operating Permit is required under Rule 5.15(b), the submission of Groundwater Well Status Reports does not affect the validity of a Grandfather Permit issued by the District.
- (b) Failure of a permittee to complete the Groundwater Well Status Report may subject the permittee to enforcement under Section 11 of these Rules.

RULE 5.19 AQUIFER STORAGE AND RECOVERY PROJECTS

- (a) The provisions of District Rule 5.19 apply to an ASR recovery well that also functions as an ASR injection well.
- (b) A project operator shall:
 - (1) Register the ASR injection wells and ASR recovery wells associated with the aquifer storage and recovery project with any district in which the wells are located;
 - (2) Each calendar month by the deadline established by the commission for reporting to the commission, provide the District with a copy of the written or electronic report required to be provided to the commission under Section 27.155, Water Code; and
 - (3) Annually by the deadline established by the commission for reporting to the commission, provide the District with a copy of the written or electronic report required to be provided to the commission under Section 27.156, Water Code.
- (c) If an aquifer storage and recovery project recovers an amount of groundwater that exceeds the volume authorized by the commission to be recovered under the project, the project operator shall report to the District the volume of groundwater recovered that exceeds the volume authorized to be recovered in addition to providing the report required by District Rule 5.19(b)(2).
- (d) Except as provided by District Rule 5.19(e), the District may not require a permit for the drilling, equipping, operation, or completion of an ASR injection well or an ASR recovery well that is authorized by the commission.
- (e) The ASR recovery wells that are associated with an aquifer storage and recovery project are subject to the permitting, spacing, and production requirements of the District if the amount of groundwater recovered from the wells exceeds the volume authorized by the commission to be recovered under the project. The requirements of the District apply only to the portion of the volume of groundwater recovered from the ASR recovery wells that exceeds the volume authorized by the commission to be recovered.
- (f) A project operator may not recover groundwater by an aquifer storage and recovery project in an amount that exceeds the volume authorized by the commission to be recovered under the project unless the project operator complies with the applicable requirements of the District as described by this Rule.

- (g) The District may not assess a production fee or a transportation or export fee or surcharge for groundwater recovered from an ASR recovery well, except to the extent that the amount of groundwater recovered under the aquifer storage and recovery project exceeds the volume authorized by the commission to be recovered.
- (h) The District may assess a well registration fee or other administrative fee for an ASR recovery well in the same manner that the District assesses those fees under District Rules 5 and 12.
- (i) The District may consider hydrogeologic conditions related to the injection and recovery of groundwater as part of an aquifer storage and recovery project in the planning for and monitoring of the achievement of a Desired Future Condition for the aquifer in which the wells associated with the project are located.

SECTION 6. REWORKING AND REPLACING A WELL:

RULE 6.1 APPLICATION REQUIREMENT:

- (a) Under the following conditions, a well owner may apply to re-equip, re-drill, or replace a currently permitted or registered well by filing an application to amend such permit or registration on a form provided by the District upon request:
 - (1) the replacement well, in order to be considered such, must be drilled within 100 feet of the location of the well to be replaced and comply with Subsection (b) of this Rule;
 - (2) the replacement well shall not be located any closer to any other permitted well or authorized well site than the well being replaced, unless the new location complies with the minimum spacing and location requirements of these Rules;
 - (3) the replacement well or pump shall not be larger in size or capacity than the well being replaced so as to substantially alter the size or capacity of the well; and
 - (4) if a replacement well is drilled, the well owner ceases production from the well being replaced and begins pursuit of compliance with the well plugging requirements of Rule 11.5 for the well being replaced.
- (b) If the replacement well is drilled at a distance greater than ten (10) yards (30 feet) from the location of the well to be replaced, then the well owner must seek and obtain a permit amendment from the District as a substantial change pursuant to Rule 5.14 or pursuant to Rule 5.15.

RULE 6.2 NO HEARING OR NOTICE REQUIREMENT:

Except as provided by Rule 6.1(b), applications submitted under this Section 6 may be granted by the General Manager without notice or hearing.

SECTION 7. SPACING AND WELL LOCATION; WELL COMPLETION:

RULE 7.1 SPACING AND LOCATION OF EXISTING WELLS:

Wells drilled prior to May 11, 2004, and located in Comanche and Erath Counties, wells drilled prior to November 15, 2009, and located in Bosque County, or wells drilled prior to June 15, 2010, and located in Coryell County, were required to be drilled in accordance with the state laws in effect, if any, on the date such drilling commenced.

RULE 7.2 ADHERENCE TO LOCATION IN PERMIT:

After an application for an Operating Permit has been granted, the well, if drilled, must be drilled within 10 (ten) yards (30 feet) of the location or alternative location specified in the Operating Permit, and not elsewhere. If the well should be commenced or drilled at a different location, the drilling or operation of such well may be enjoined by the Board pursuant to Chapter 36, Texas Water Code. As described in the Texas Water Well Drillers and Pump Installer Administrative Rules, *16 Texas Administrative Code § 76.1000*, all well drillers and persons having a well drilled, deepened, or otherwise altered shall adhere to the provisions of the rule prescribing the location of wells and proper completion.

RULE 7.3 SPACING AND LOCATION OF WELLS:

Location of all new exempt or non-exempt wells should be as specified in *16 Texas Administrative Code § 76.1000 (Tex. Dept. of Lic. and Reg., Technical Requirements – Locations and Standards of Completion for Wells)*.

RULE 7.4 SPACING AND LOCATION OF NEW PERMITTED WELLS:

(a) In addition to the requirements in Rule 7.3, the following well spacing shall be required for the drilling of new wells that require an Operating Permit:

Well casing Diameter	Minimum distance from existing registered or permitted wells and between proposed wells
Up to 4"	300 ft.
>4" up to 5"	400 ft.
>5" up to 6"	500 ft.
>6" up to 7"	600 ft.
>7" but less than 8"	700 ft.
8" but less than 10"	800 ft.
10" or greater	1000 ft.

(b) An applicant may seek an exception to the spacing requirements of Subsection (a) of this Rule on the grounds that the well or wells proposed in the application will produce groundwater from an aquifer or subdivision thereof other than the aquifer or subdivision thereof from which the existing permitted or registered wells that are closer than the minimum distances are producing. The exception may be granted by the Board only after written notice of a permit hearing has been given by the applicant to all owners of existing permitted or registered wells located within the minimum required distance from the proposed permitted well site, and after a public hearing at which all interested parties have the opportunity to appear and be heard.

An applicant may also seek an exception to the spacing requirements of Subsection (a) of this Rule if the applicant presents waivers signed by all landowners and water well owners whose property or wells would be located within the applicable minimum distance established under these Rules from the proposed well site stating that they have no objection to the proposed location of the well site. The General Manager, may waive certain spacing requirements for the proposed well location and notify the Board at the next scheduled Board meeting. The General Manager reserves the right to present any exception application at the next scheduled Board Meeting that the General Manager determines to need Board approval.

(c) For purposes of this Rule, a permitted or registered well is "existing" if it has already been authorized by the District or if the District has received an administratively complete application for the well.

(d) In addition to the requirements set forth under Subsection (a) of this Rule, a well for an applicant that is a retail public utility and that seeks authorization to utilize the production limitations set forth for Operating Permits under Rule 3.2(a)(2)(B) shall be drilled at a minimum distance of 500-feet from all property lines on the property where the well is to be located.

RULE 7.5 STANDARDS OF COMPLETION FOR WELLS:

Standards of completion shall be as specified in *16 Texas Administrative Code § 76.1000 (Tex. Dept. of Lic. and Reg., Technical Requirements – Locations and Standards of Completion for Wells)*.

RULE 7.6 STANDARDS OF RE-COMPLETIONS FOR WELLS:

Standards of re-completion shall be as specified in *16 Texas Administrative Code § 76.1003 (Tex. Dept. of Lic. and Reg., Technical Requirements – Recompletions)*.

SECTION 8. MANAGEMENT ZONES:

RULE 8.1 DESIGNATION OF MANAGEMENT ZONES:

Using the best available hydrogeologic and geographic data available, the Board may, by resolution, divide the District into one or more management zones for the administration of groundwater management and regulation in the District. Designated management zones shall serve as areas for which the District shall determine water availability if necessary to avoid impairment of and is consistent with the achievement of the applicable Desired Future Conditions established for the aquifers located in whole or in part within the boundaries of the District, authorize total production, establish proportional reduction of production amongst classes of permittees, and within which the District may allow the transfer of wells and/or the right to produce water as set forth in these Rules. The District shall attempt to delineate management zones along boundaries that, to the extent practicable, will promote fairness and efficiency by the District in its management of groundwater, while considering hydrogeologic conditions, and the ability of the public to identify the boundaries based upon land surface features.

RULE 8.2 ADJUSTMENT OF PRODUCTION AMOUNT BASED ON GROUNDWATER AVAILABILITY:

- (a) Upon the initial designation of management zones and every five years thereafter, the District shall use the best available scientific information, including but not limited to Groundwater Availability Models established for the area and information regarding the saturation rate of aquifers within the District, to determine the annual amount of groundwater available for withdrawal in each management zone that will avoid impairment of and is consistent with the achievement of the applicable Desired Future Conditions established for the aquifers located in whole or in part within the boundaries of the District, based upon the District Management Plan,

the amount of water discharged through springs, the loss of stored water in each aquifer, and the amount of actual annual production from permittees and exempt users in each management zone. The District may utilize data obtained from monitoring wells or a monitoring well network to make a determination under this Subsection.

- (b) As determined by the Board, if the total amount of production within a management zone is less than or equal to the amount of groundwater available for withdrawal within the management zone under Subsection (a), production amounts authorized under Grandfather Permits and Operating Permits may remain the same or be increased in the management zone in a manner that will not impair and is consistent with the achievement of the applicable Desired Future Conditions established for the aquifers located in whole or in part within the boundaries of the District, as set forth under Rule 8.3.
- (c) As determined by the Board, if the total amount of production within a management zone is greater than the amount of groundwater available for withdrawal within the management zone

under Subsection (a), production amounts may be decreased proportionally among all permittees in the management zone if necessary to avoid impairment of and to achieve the Desired Future Conditions established for the aquifers located in whole or in part within the boundaries of the District, with any necessary reductions being applied first to Operating Permits and, subsequently, if production is still greater than availability, to Grandfather Permits, as specifically set forth under Rule 8.3.

RULE 8.3 PROPORTIONAL ADJUSTMENT:

- (a) The Board, by resolution, may establish proportional adjustment regulations to alter the amount of production authorized in a designated management zone if necessary to avoid impairment of and to achieve the applicable Desired Future Conditions established for the aquifers located in whole or in part within the boundaries of the District. When establishing proportional adjustment regulations for a management zone, the Board may first set aside an amount of water equal to an estimate of total exempt use within the management zone. After setting aside an amount of water for exempt use, to the extent remaining water is available, the Board may allocate water to Grandfather Permits. If there is insufficient water available to satisfy all Grandfather Permits, the Board may allocate available water among the Grandfather Permits by reducing the amount authorized under each on an equal percentage basis until the total authorized production equals the amount of water available within the management zone. The Board may prohibit groundwater from being authorized for production under Operating Permits if there is insufficient groundwater availability to satisfy all Grandfather Permits and exempt use, subject to Subsection (d) of this Rule.
- (b) If there is sufficient water to satisfy all Grandfather Permits and exempt use within a management zone, the Board may then allocate available water among existing Operating Permits based on their previously permitted amounts. If there is insufficient water availability to satisfy all existing Operating Permits, the Board may allocate the remaining water availability among the Operating Permits by reducing the amount previously authorized under each on an equal percentage basis until the total authorized production equals water available within the management zone. The Board may prohibit water from being authorized for production under new Operating Permits if there is insufficient water available to satisfy all existing Operating Permits, subject to Subsection (d) of this Rule.
- (c) If there is sufficient water to satisfy all Grandfather Permits, exempt use, and existing Operating Permits within a management zone, the Board may then allocate available water to applications for new Operating Permits, or amendments to Grandfather Permits or Operating Permits that contemplate increased use without the transfer of another permitted right, subject to Subsection (d) of this Rule.
- (d) When establishing proportional adjustment regulations for a management zone that contemplate the reduction of authorized production or prohibit new or increased production, the Board may consider the time reasonably necessary for water users to secure alternate sources of water, including surface water, by economically feasible means and may incorporate such time considerations in the adoption of the proportional adjustment regulations. The Board may also include provisions in the proportional adjustment regulations that facilitate cooperative arrangements between permittees within a management zone to diminish the impacts to the permittees in complying with the regulations. Notwithstanding anything to the contrary in these Rules, the Board may grant a permit to an applicant whenever it is found upon presentation of adequate proof that there is no other adequate and available substitute or supplemental source of water, including surface water, at prices competitive with those charged by suppliers of surface water within the District.

RULE 8.4 ISSUANCE OF NEW OPERATING PERMITS:

In a management zone where the Board has previously established proportional adjustment regulations pursuant to Rule 8.3, new Operating Permits may be issued by the District for production in a management zone only if the management zone contains water available for permitting after the District has made any and all proportional adjustments to existing permits in a manner that will not impair and is consistent with the achievement of the applicable Desired Future Conditions established for the aquifers located in whole or in part within the boundaries of the District.

RULE 8.5 TRANSFER OF GRANDFATHER PERMIT AND/OR OPERATING PERMIT:

If management zones have been designated by the District, the District may authorize a permittee to transfer a permittee's Grandfather Permit or Operating Permit only within the same management zone, subject to and as provided under these Rules and the District's Management Plan.

SECTION 9. PROHIBITION OF WASTE:

RULE 9.1 GENERAL PROHIBITION:

No person or entity under the jurisdiction of the District shall intentionally or negligently commit waste. Groundwater produced from within the District shall not be used in such a manner as to constitute waste as defined in Texas Water Code § 36.001.

RULE 9.2 SUBSURFACE POLLUTION:

No person shall pollute or harmfully alter the character of the groundwater reservoir of the District by causing or allowing the introduction of salt water or other deleterious matter from another stratum or strata, from the surface of the ground or from the operation of a well.

RULE 9.3 SURFACE POLLUTION:

No person shall pollute or harmfully alter the character of the groundwater reservoir by activities on the surface of the ground that cause or allow pollutants to enter the reservoir through recharge features, whether natural or manmade.

RULE 9.4 ORDERS TO PREVENT WASTE/POLLUTION:

After providing notice to affected parties and opportunity for a hearing, the Board may adopt orders to prohibit or prevent waste or pollution. If the Board determines that an emergency exists, requiring immediate entry of an order to prohibit waste or pollution and protect the public health, safety, and welfare, it may enter a temporary order without notice and hearing provided, however, the temporary order shall continue in effect for the lesser of 15 days or until a hearing can be conducted.

SECTION 10. HEARINGS:

RULE 10.1 TYPES OF HEARINGS:

- (a) The District conducts three general types of hearings:
- (1) Permit hearings involving permit matters, in which the rights, duties, or privileges of a person are determined after an opportunity for an adjudicative hearing;
 - (2) Rulemaking hearings involving matters of general applicability that implement, interpret, or prescribe the law or District policy, or that describe the procedure or practice requirements of the District. All hearings shall be held before a quorum of the Board; and
 - (3) Hearings on the Desired Future Conditions proposed for the District.

- (b) **Permit Hearings:** The District shall hold a permit hearing on permit applications and permit amendments requiring a substantial change. The District may hold a hearing on permit amendments not requiring a substantial change, permit renewals, and permit revocations or suspensions. A permit hearing must be conducted by a quorum of the Board, an individual to whom the Board has delegated in writing the responsibility to preside as a hearings examiner over the hearing or matters related to the hearing, or the State Office of Administrative Hearings if required under Rule 10.4. The General Manager may, at his discretion, follow provisions of this Section, for actions not requiring a hearing.
- (c) **Hearings on Motions for Rehearing:** Motions for Rehearing will be heard by the Board in the manner prescribed for permit hearings under this Section.
- (d) **Rulemaking Hearings:** The District shall hold a rulemaking hearing as required by these Rules to consider adoption of a new District Management Plan or revising an existing District Management Plan or to amend the District Rules or adopt new District Rules. A public hearing may also be held under the rulemaking hearings procedures set forth under this Section on any matter within the jurisdiction of the Board if the Board deems a hearing to be in the public interest or necessary to effectively carry out the duties and responsibilities of the District.

RULE 10.2 NOTICE AND SCHEDULING OF HEARINGS:

- (a) Notices of all hearings of the District shall be prepared by the General Manager.
- (b) For all rulemaking hearings, the notice shall include:
 - (1) the subject matter of the hearing;
 - (2) the time, date, and place of the hearing;
 - (3) a location or Internet site at which a copy of the proposed rule may be reviewed or copied; and
 - (4) any other information deemed relevant by the General Manager or the Board.
- (c) For all permit hearings, the notice shall, at a minimum, state the following information:
 - (1) the name and address of the applicant;
 - (2) the name or names of the owner or owners of the land if different from the applicant;
 - (3) the time, date, and location of the hearing;
 - (4) the address or approximate proposed location of the well;
 - (5) a brief explanation of the proposed action, including any requested amount of groundwater, the purpose of the proposed use, and any change in use, if applicable; and
 - (6) any other information the Board or General Manager deem appropriate to include in the notice.
- (d) For permit hearings, not less than ten days prior to the date of the hearing, the General Manager shall:

- (1) post notice at a place readily accessible to the public in the District Office; and
- (2) provide notice to the county clerk of Comanche, Erath, Bosque, and Coryell Counties, whereupon such county clerk shall post the notice on a bulletin board at a place convenient to the public in the county courthouse; and
- (3) provide notice by:
 - (A) regular mail to the applicant;
 - (B) regular mail, facsimile, or electronic mail to any person who has requested notice under Subsection (e); and
 - (C) regular mail to any other person entitled to receive notice under the Rules of the District.
- (e) A person may request notice from the District of a permit hearing relating to a permit. The request must be in writing and is effective for the remainder of the calendar year in which the request is received by the District. To receive notice of a hearing in a later year, a person must submit a new request. An affidavit of an officer or employee of the District establishing attempted service by first class mail, facsimile, or email to the person in accordance with the information provided by the person is proof that notice was provided by the District. Failure by the District to provide written notice to a person under this Subsection does not invalidate any action taken by the Board.
- (f) For rulemaking hearings, not less than 20 days prior to the date of the hearing, notice shall be published by the General Manager once in one or more newspapers of general circulation in the counties served by the District, and make available a copy of all proposed rules at a place accessible to the public during normal business hours and on the District's Internet site, in addition to posting the notice in the manner provided for permit hearings under Subsection (d) of this Rule.
- (g) Any hearing may or may not be scheduled during the District's regular business hours, Monday through Friday of each week, except District holidays. All hearings shall be held at the location set forth in the notice. The District may schedule as many applications for consideration at one Permit Hearing as deemed desirable. Except as provided in the Open Meetings Law, any hearing may be continued from time to time and date to date without notice after the initial notice. The General Manager shall set a Permit Hearing date within 60 calendar days after the date the administratively complete application is submitted. The Permit Hearing shall be held within 35 calendar days after the setting of the date. Within this same time frame, the General Manager shall post notice and set a hearing on the application before the District Board.
- (h) In addition to the other notice requirements under this Rule, a landowner seeking an exception from the board under Rule 7.4 to the spacing requirements for new wells shall not less than 14 days prior to the date of the hearing provide written notice by certified mail to all owners of existing permitted or registered wells located within the minimum required distance from the proposed permitted well site. The notice shall include the information set forth under Subsection (a) of this Rule, the nature of the exception for which the applicant is seeking approval, and information calculated to apprise the recipient of the notice that the proposed well of the applicant will be located closer to the well of the recipient than the minimum distances set forth under Rule 7.4.

(i) For hearings that the District is required to hold for the adoption of its Desired Future Conditions, not less than ten days prior to the date of the hearing, the District shall post notice that includes the following information:

- (1) the proposed Desired Future Condition(s) and a list of any other agenda items;
- (2) the date, time, and location of the meeting or hearing;
- (3) the name, telephone number, and address of the person to whom questions or requests for additional information may be submitted;
- (4) the name of the other groundwater districts in the same Groundwater Management Area as the District; and
- (5) information on how the public may submit comments.

The notice required under this subsection shall be provided in the same manner as that for rulemaking hearings under Subsection (f) of this Rule.

RULE 10.3 CONTESTED CASE PERMIT HEARINGS; DESIGNATION OF PARTIES:

(a) The following may request a contested case hearing on an application for a permit or permit amendment:

- (1) the General Manager;
- (2) the applicant; or
- (3) an affected person.

(b) A request for a contested case hearing must substantially comply with the following:

- (1) give the name, address, and daytime telephone number of the person who files the request. If the request is made by a group or association, the request must identify one person by name, address, daytime telephone number, and, where possible, fax number, who shall be responsible for receiving all official communications and documents for the group;
- (2) identify the person's personal justiciable interest affected by the application, including a brief, but specific, written statement explaining in plain language how and why the requestor believes he or she will be affected by the activity in a manner not common to members of the general public;
- (3) set forth the grounds on which the person is protesting the application;
- (4) request a contested case hearing;
- (5) be timely under Subsection (d); and
- (6) provide any other information required by the public notice of application.

(c) If a person or entity is requesting a contested case hearing on more than one application, a separate request must be filed in connection with each application.

- (d) A hearing request is considered timely if it complies with Rule 10.3(b) and:
- (1) it is submitted in writing to and received by the District prior to the date of the hearing and action by the Board on the application; or
 - (2) the person appears before the Board at the hearing and opposes the application.

Requests for contested case hearings to be conducted by the State Office of Administrative Hearings made under Rule 10.4 shall be made in writing and submitted to the District by facsimile, mail, hand delivery, or electronic mail no later than five days prior to the date the hearing on the application is scheduled to begin.

- (e) The written or oral submittal of a hearing request does not, in itself, mean that a hearing will be declared to be a contested case. The Presiding Officer will evaluate the contested case hearing request at the hearing and may:
- (1) determine that a hearing request does not meet the requirements of Subsection (b) and deny the request;
 - (2) determine that the person requesting the hearing is not an affected person related to the application and deny the hearing request;
 - (3) determine that a hearing request meets the requirements of Subsection (b), and designate the matter as a contested hearing upon determining that the person is an affected person; or
 - (4) refer the case to an evidentiary hearing. The Presiding Officer may hold a hearing on any issue related to the determination of whether to declare a matter as a contested case.
- (f) A matter is considered to be contested if a hearing request is made pursuant to Subsection (b), made in a timely manner pursuant to Subsection (d), and declared as such by the Presiding Officer. Any case not declared a contested case under this Rule is an uncontested case.
- (g) Preliminary Hearing to Designate Parties.
- (1) Parties to a contested permit hearing will be designated as determined by the Presiding Officer. The Presiding Officer shall make a decision on party status at a preliminary hearing held prior to the commencement of the evidentiary hearing on the application. Unless the District is required to contract with the State Office of Administrative Hearings under Rule 10.4, the District may conduct the preliminary hearing to determine party status on the same day and immediately before the evidentiary hearing on the application is scheduled to begin.
 - (2) The General Manager and the applicant are automatically designated as parties.
 - (3) In order to be admitted as a party, persons other than the automatic parties must appear at the hearing in person or by representation and seek to be designated as a party.
 - (4) A person requesting a contested case hearing that is unable to attend the first day of the proceeding must submit a continuance request to the Board, in writing, stating good cause for his inability to appear at the proceeding. The Presiding Officer may grant or deny the request, at his discretion.
 - (5) If the Board determines that no person who requested a contested case hearing has

standing or that no justiciable issues are raised, the board may take any action authorized under District Rule 5.9(d).

- (h) After parties are designated, no other person may be admitted as a party unless, in the judgment of the Presiding Officer, there exists good cause and the hearing will not be unreasonably delayed.
- (i) All testimony presented in a contested case hearing shall be subject to cross-examination.
- (j) Neither the Presiding Officer nor a Board member may communicate, directly or indirectly, in connection with any issue of fact or law in a contested case with any agency, person, party, or representative, except with notice and an opportunity for all parties to participate. This provision does not prevent communication with District staff.
- (k) If, during a contested case hearing, all parties contesting the application withdraw their protests or the parties reach a negotiated or agreed settlement which, in the judgment of the Presiding Officer, settles the facts or issues in controversy, the proceeding will be considered an uncontested case.

RULE 10.4 CONTESTED CASE HEARINGS CONDUCTED BY THE STATE OFFICE OF ADMINISTRATIVE HEARINGS:

- (a) If requested by the applicant or other party to a contested case hearing, the District shall contract with the State Office of Administrative Hearings to conduct the hearing.
- (b) The Board shall determine whether the hearing held by the State Office of Administrative Hearings will be held in Travis County or at the District office or other regular meeting place of the Board.
- (c) The party requesting that the hearing be conducted by the State Office of Administrative Hearings shall pay all costs associated with the contract for the hearing and shall make a deposit with the District in an amount that is sufficient to pay the estimated contract amount before the hearing begins. If the total cost for the contract exceeds the amount deposited by the paying party at the conclusion of the hearing, the party that requested the hearing shall pay the remaining amount due to pay the final price of the contract. If there are unused funds remaining from the deposit at the conclusion of the hearing, the unused funds shall be refunded to the paying party. The District may assess other costs related to hearings conducted under this rule as authorized under Chapter 36 or the District Rules.
- (d) An administrative law judge who conducts a contested case hearing shall consider applicable district rules or policies in conducting the hearing, but the District may not supervise the administrative law judge.
- (e) The District shall provide the administrative law judge with a written statement of applicable rules or policies.
- (f) The District may not attempt to influence the finding of facts or the administrative law judge's application of the law in a contested case except by proper evidence and legal argument.
- (g) In a proceeding for a permit application or amendment in which the District has contracted with the State Office of Administrative Hearings for a contested case hearing, the Board has the authority to make a final decision on consideration of a proposal for decision issued by the State Office of Administrative Hearings administrative law judge consistent with Section 2001.058, Government Code.

Commented [A1]: The changes to this Rule are designed to mirror the language in 36.4165, including the amendments in HB 1971.

~~(g)~~(h) The ~~board~~ Board may change a finding of fact or conclusion of law made by the administrative law judge, or may vacate or modify an order issued by the administrative judge, only if the ~~board~~ Board determines:

- (1) That the administrative law judge did not properly apply or interpret applicable law, District rules, written policies provided under Water Code Section 36.416(e), or prior administrative decisions;
- (2) That a prior administrative decision on which the administrative law judge relied is incorrect or should be changed; or
- (3) That a technical error in a finding of fact should be changed.

(i) A final decision issued by the Board on consideration of a proposal for decision issued by the State Office of Administrative Hearings administrative law judge must be in writing and must either adopt the proposed findings of fact and conclusions of law as proposed by the administrative law judge or include revised findings of fact and conclusions of law consistent with Rule 10.4(h).

(j) Notwithstanding any other Rule, ~~F~~for hearings conducted by the State Office of Administrative Hearings, the Board shall issue a final decision not later than the 180th day after the date of receipt of the final proposal for decision from the State Office of Administrative Hearings. The deadline may be extended if all parties agree to the extension. ~~make the final decision on the application within 60 days after the issuance of the proposal for decision by the State Office of Administrative Hearings. Such final decision issued by the Board must be in writing and must either adopt the proposed findings of fact and conclusions of law as proposed by the administrative law judge or include revised findings of fact and conclusions of law consistent with Rule 10.4.~~

(k) Notwithstanding any other Rule, if a motion for rehearing is filed and granted by the Board under Rule 10.12, the Board shall make a final decision on the application not later than the 90th day after the date of the decision by the Board that was subject to the motion for rehearing.

(l) Notwithstanding any other Rule, the Board is considered to have adopted a final proposal for decision of the administrative law judge as a final order on the 181st day after the date the administrative law judge issued the final proposal for decision if the Board has not issued a final decision by:

- (1) adopting the findings of fact and conclusions of law as proposed by the administrative law judge; or
- (2) issuing revised findings of fact and conclusions of law as set forth in this Rule and the Texas Water Code.

(m) A proposal for decision adopted under Rule 10.4(l) is final, immediately appealable, and not subject to a request for rehearing.

RULE 10.5 GENERAL PROCEDURES FOR PERMIT HEARINGS CONDUCTED BY THE DISTRICT:

- (a) Authority of Presiding Officer: The Presiding Officer may conduct the hearing or other proceeding in the manner the Presiding Officer deems most appropriate for the particular hearing.

The Presiding Officer has the authority to:

- (1) set hearing dates, other than the hearing date set by the General Manager in accordance with Rule 10.2;
 - (2) convene the hearing at the time and place specified in the notice for public hearing;
 - (3) designate the parties to a hearing;
 - (4) rule on motions and on the admissibility of evidence;
 - (5) establish the order for presentation of evidence;
 - (6) administer oaths to all persons presenting testimony;
 - (7) examine witnesses;
 - (8) ensure that information and testimony are introduced as conveniently and expeditiously as possible, without prejudicing the rights of any person participating in the proceeding;
 - (9) conduct public hearings in an orderly manner in accordance with these Rules;
 - (10) recess any hearing from time to time and place to place;
 - (11) exercise any other appropriate powers necessary or convenient to effectively carry out the responsibilities of Presiding Officer; and
 - (12) determine how to apportion among the parties the costs related to:
 - (A) a contract for the services of a presiding officer; and
 - (B) the preparation of the official hearing record.
- (b) Hearing Registration Forms: Each person attending and participating in a hearing of the District must submit on a form provided by the District the following information: the person's name; the person's address; who the person represents if other than himself; whether the person wishes to testify; and any other information relevant to the hearing.
- (c) For permit revocation hearings, suspension hearings, or hearings for a permit amendments for a non-substantial change, the Presiding Officer may implement these procedures for permit hearings in a manner as the Presiding Officer deems appropriate and not calculated to prejudice the rights of the permittee.
- (d) Public Comment: Documents that are filed with the Board that comment on an application but that do not request a hearing will be treated as public comment. The Presiding Officer may allow any person, including the General Manager or a District employee, to provide comments at a hearing on an uncontested application.

RULE 10.6 PERMIT HEARINGS CONDUCTED BY THE DISTRICT—APPEARANCE; PRESENTATION; TIME FOR PRESENTATION; ABILITY TO SUPPLEMENT; CONDUCT AND DECORUM; WRITTEN TESTIMONY:

- (a) Any interested person may appear at a hearing in person or may appear by representative

provided the representative is fully authorized to speak and act for the principal. Such person or representative may present evidence, exhibits, or testimony, or make an oral presentation as determined by the Board. Any partner may appear on behalf of a partnership. A duly authorized officer or agent of a public or private corporation, political subdivision, governmental agency, municipality, association, firm, or other entity may appear on behalf of the entity. A fiduciary may appear for a ward, trust, or estate. A person appearing in a representative capacity may be required to prove proper authority.

- (b) After the Presiding Officer calls a hearing to order, the Presiding Officer shall announce the subject matter of the hearing and the order and procedure for presentation.
- (c) The Presiding Officer may prescribe reasonable time limits for the presentation of evidence and oral argument.
- (d) If the Board has not acted on the application, in the discretion of the Presiding Officer, any person who testifies at a hearing may supplement that testimony by filing additional written material with the Presiding Officer within 10 days after the date of conclusion of the hearing. A person who files additional written material with the Presiding Officer must also provide the material, not later than the 10th day after the date of the hearing, to any person who provided comments on an uncontested application or any party to a contested hearing. A person who receives additional written material under this Subsection may file a response to the material with the Presiding Officer not later than the 10th day after the date the material was received. Cumulative, repetitive, and unduly burdensome evidence filed under this Subsection will not be considered by the Board.
- (e) Every person, representative, witness, and other participant in a proceeding must conform to ethical standards of conduct and must exhibit courtesy and respect for all other participants. No person may engage in any activity during a proceeding that interferes with the orderly conduct of District business. If in the judgment of the Presiding Officer, a person is acting in violation of this provision, the Presiding Officer will first warn the person to refrain from engaging in such conduct. Upon further violation by the same person, the Presiding Officer may exclude that person from the proceeding for such time and under such conditions as the Presiding Officer deems necessary.
- (f) Written testimony: When a proceeding will be expedited and the interest of the persons participating in the hearing will not be prejudiced substantially, testimony may be received in written form. The written testimony of a witness, either in narrative or question and answer form, may be admitted into evidence upon the witness being sworn and identifying the testimony as a true and accurate record of what the testimony would be if given orally. On the motion of a party to the hearing, the Presiding Officer may exclude written testimony if the person who submits the testimony is not available for cross-examination by phone, a deposition before the hearing, or other reasonable means.

RULE 10.7 PERMIT HEARINGS—EVIDENCE; BROADENING THE ISSUES:

- (a) The Presiding Officer shall admit evidence if it is relevant to an issue at the hearing.
- (b) The Presiding Officer may exclude evidence that is irrelevant, immaterial, or unduly repetitious.
- (c) No person will be allowed to appear in any hearing or other proceeding whose appearance, in the opinion of the Presiding Officer, is for the sole purpose of unduly broadening the issues to be considered in the hearing or other proceeding.

RULE 10.8 PERMIT HEARINGS—RECORDING:

- (a) Contested Hearings: A record of the hearing in the form of an audio or video recording or a court reporter transcription shall be prepared and kept by the Presiding Officer in the evidentiary portion a contested hearing. The Presiding Officer shall have the hearing transcribed by a court reporter upon a request by a party to a contested hearing. The Presiding Officer may assess court reporter transcription costs against the party requesting the transcription or among the parties to the hearing. The Presiding Officer may exclude a party from further participation in a hearing for failure to pay in a timely manner costs assessed against that party under this Rule, unless the parties have agreed that the costs assessed against such party will be paid by another party.
- (b) Uncontested Hearings: In an uncontested hearing, the Presiding Officer may use the means available in Subsection (a) to record a proceeding or substitute meeting minutes or the report required under Rule 10.10 for a method of recording the hearing.

RULE 10.9 PERMIT HEARINGS—CONTINUANCE:

Except as provided for in the Open Meetings Law, the Presiding Officer may continue hearings or other proceedings from time to time and from place to place without the necessity of publishing, serving, mailing, or otherwise issuing a new notice. If a hearing or other proceeding is continued and a time and place for the hearing or other proceeding to reconvene are not publicly announced at the hearing or other proceeding by the Presiding Officer before it is recessed, a notice of any further setting of the hearing of other proceeding will be delivered at a reasonable time to persons who submitted a hearing registration form under Rule 10.5(b), and any other person the Presiding Officer deems appropriate, but is not necessary to post or publish a notice of the new setting. A continuance may not exceed the time limit set forth in these Rules, including in Rule 10.4, and the Texas Water Code for the issuance of a final decision.

RULE 10.10 PERMIT HEARINGS— PROPOSAL FOR DECISION:

The Presiding Officer shall determine whether to submit a Proposal for Decision (“PFD”) to the Board under this Rule. If the Presiding Officer determines to submit a PFD, it must: (1) be submitted within 30 days after the date the hearing is finally concluded; and (2) include a summary of the subject matter of the hearing, a summary of the evidence or public comments received, and the Presiding Officer’s recommendations for Board action on the subject matter of the hearing. A copy of the PFD shall be provided by the Presiding Officer or General Manager to the applicant, each designated party, and each person who provided a comment, each of whom may submit to the Board written exceptions to the PFD. The Presiding Officer may direct the General Manager or another District representative to prepare the PFD and recommendations under this Rule. The board shall consider the PFD at a final hearing. Additional evidence may not be presented during a final hearing. The parties may present oral argument at a final hearing to summarize the evidence, present legal argument, or argue an exception to the PFD.

RULE 10.11 PERMIT HEARINGS—BOARD ACTION:

- (a) Within 60 days after the final hearing date is concluded, the Board must take action on the subject matter of the hearing.
- (b) For a contested case hearing in which the District has contracted with the State Office of Administrative Hearings to conduct the hearing, the Board must take action on the subject matter of the hearing in accordance with Rule 10.4. For hearings conducted by the State Office of Administrative Hearings, the Board shall make the final decision on the application within 60 days after the issuance of the proposal for decision by the State Office of Administrative Hearings. In a hearing in which the District has contracted with the State Office of Administrative Hearings to conduct the contested case hearing, the Board has the authority to make a final decision on consideration of a proposal for decision issued by the State Office of Administrative Hearings administrative law judge consistent with Section 2001.058, Government Code.

(c) Notwithstanding any language in these Rules to the contrary, for purposes of making a final decision on a permit or permit amendment application, a concurrence of a majority of the directors eligible to vote is sufficient for taking an action on the application.

RULE 10.12 PERMIT HEARINGS—REQUEST FOR REHEARING AND APPEAL:

An applicant in a contested or uncontested hearing on an application or a party to a contested hearing may appeal a decision of the Board on a permit or permit amendment application by making a request in writing to the Board. A party seeking to appeal a decision by the Board must request written findings of fact and conclusions of law not later than the 20th day after the date of the Board's decision unless the Board issued findings of fact and conclusions of law as part of the final decision. On receipt of a timely written request for findings of fact and conclusions of law regarding a decision of the Board on a permit or permit amendment application, the Board shall make written findings of fact and conclusions of law. The Board shall provide certified copies of the findings of fact and conclusions of law to the person who requested them, and to each designated party, not later than the 35th day after the date the Board receives the request.

A party to a contested hearing may request a rehearing not later than the 20th day after the date the Board issues the findings of fact and conclusions of law. A request for rehearing must be filed in the District office and must state the grounds for the request. ~~requesting a rehearing or written findings and conclusions within 20 calendar days of the date of the Board's decision. Such a rehearing request must be mailed to the District in writing and must state clear and concise grounds for the request. If the original hearing was a contested hearing, the person-party requesting a rehearing must provide copies of the request to all parties to the hearing. Such a rehearing, as described in this Rule, is mandatory with respect to any decision or action of the Board before any appeal to District Court may be brought in relation to any Board decision on a permit or permit amendment application.~~ Any appeal to District Court shall be limited to the issues and grounds raised in the motion for rehearing. If the hearing on the application was uncontested and the decision of the Board on the application is materially inconsistent with the relief sought in the application, the applicant shall be afforded an opportunity to submit a request for a contested case in conjunction with the request for rehearing. If the request for rehearing is timely filed, the accompanying request for a contested case hearing shall be deemed timely filed for all purposes under these Rules. ~~On receipt of a timely written request, the Board shall make written findings and conclusions regarding a decision of the board on a permit or permit amendment application. The Board shall provide certified copies of the findings and conclusions to the person who requested them, and to each person who provided comments or each designated party, not later than the 35th day after the date the Board receives the request. A person who receives a certified copy of the findings and conclusions from the board may request a rehearing before the Board not later than the 20th day after the date the Board issues the findings and conclusions. The Board's decision is final if no request for rehearing is made within the specified time, upon the Board's denial of the request for rehearing, or upon rendering a decision after rehearing.~~ If the rehearing request is granted by the Board, the date of the rehearing will be within 45 calendar days thereafter. ~~The Board shall consolidate requests for rehearing filed by multiple parties to the contested case hearing, but only one rehearing may be considered per matter.~~ The failure of the Board to grant or deny the request for rehearing within 90 calendar days of the date of submission shall constitute a denial of the request.

Commented [A2]: This language is redundant of the language in Rule 10.13.

RULE 10.13. PERMIT HEARINGS—DECISION; WHEN FINAL:

- (a) A decision by the Board on a permit or permit amendment application is final:
 - (1) if a request for rehearing is not filed on time, on the expiration of the period for filing a request for rehearing; or

- (2) if a request for rehearing is filed on time, on the date:
 - (A) the Board denies the request for rehearing; or
 - (B) the Board renders a written decision after rehearing.
- (b) Except as provided by Subsection (c), an applicant or a party to a contested hearing may file a suit against the district under Section 36.251, Texas Water Code, to appeal a decision on a permit or permit amendment application not later than the 60th day after the date on which the decision becomes final.
- (c) An applicant or a party to a contested hearing may not file suit against the District under Section 36.251, Texas Water Code, if a request for rehearing was not filed on time.

RULE 10.14 CONSOLIDATED HEARING ON PERMIT APPLICATIONS:

- (a) Except as provided by Subsection (b), the Board shall process applications from a single applicant under consolidated notice and hearing procedures on written request by the applicant.
- (b) The Board is not required to use consolidated notice and hearing procedures to process separate permit or permit amendment applications from a single applicant if the Board cannot adequately evaluate one application until it has acted on another application.

RULE 10.15 RULEMAKING HEARING PROCEDURES:

- (a) General Procedures: Rulemaking hearings shall be conducted by or before a quorum of the Board. The Presiding Officer will conduct the rulemaking hearing in the manner the Presiding Officer deems most appropriate to obtain all relevant information pertaining to the subject of the hearing as conveniently, inexpensively, and expeditiously as possible. In conducting a rulemaking hearing, the Presiding Officer may elect to utilize procedures set forth in these Rules for permit hearings to the extent that and in the manner that the Presiding Officer deems most appropriate for the particular rulemaking hearing.
- (b) Submission of Documents: Any interested person may submit written statements protests, or comments, briefs, affidavits, exhibits, technical reports, or other documents relating to the subject of the hearing. Such documents must be submitted no later than the time of the hearing, as stated in the notice of hearing given in accordance with Rule 10.2; provided, however, that the Presiding Officer may grant additional time for the submission of documents.
- (c) Oral Presentations: Any person desiring to testify on the subject of the hearing must so indicate on the registration form provided at the hearing. The Presiding Officer establishes the order of testimony and may limit the number of times a person may speak, the time period for oral presentations, and the time period for raising questions. In addition, the Presiding Officer may limit or exclude cumulative, irrelevant, or unduly repetitious presentations.
- (d) Conclusion of the Hearing: At the conclusion of the hearing, the Board may take action on the subject matter of the hearing, take no action, or postpone action until a future meeting or hearing of the Board.

RULE 10.16 PETITION TO CHANGE RULES:

- (a) If a person has a real property interest in groundwater and the property that gives rise to the real property interest is located within the boundaries of the District, then the person may petition the District to adopt a rule or modify a rule adopted under Chapter 36 of the Texas Water Code.

(b) A petition submitted under this Rule must be submitted on the *Petition to Change Rules* form provided by the District. A petition submitted under this Rule must include the following information:

(1) the text of the proposed rule or rule modification;

(2) an explanation of why adoption of the proposed rule or rule modification is necessary to be consistent with: (i) ownership and rights recognized under Section 36.002 of the Texas Water Code; or (ii) conservation or beneficial use of the groundwater resources located in the District;

(3) a request that the District provide notice of a rulemaking hearing for the Board of the District to consider the petition submitted by petitioner;

(4) proof that the person submitting the petition has a real property interest in groundwater and that the property that gives rise to said real property interest is located within the boundaries of the District; and

(5) the full name of the person submitting the petition and the person's contact information, including phone number, physical address, and email address if any.

(c) A person submitting a petition under this Rule must appear at the next Board meeting after the date of submission of the petition and must present the proposed rule or rule modification to the Board along with an explanation of why it should be adopted.

(d) If a person is unable to comply with any of the procedures set forth in Subsections (b) or (c) of this Rule, then on the same day that the person submits a petition under this Rule to the District, the person must also submit to the District a written explanation as to why compliance with the required procedure(s) is not possible and must submit a written request that the Board waive the specific procedure(s) at issue. Failure to adhere to any of the procedures set forth in Subsections (b) or (c) of this Rule, and failure to timely submit a written explanation and request as described herein will result in automatic denial of the petition. Upon receipt of a written explanation and request as described herein, the Board may, at its sole discretion, waive any procedure set forth in Subsections (b) or (c) of this Rule.

(e) Not later than the 90th day after the date the District receives a petition under this Rule, the District must: (1) deny the petition and provide an explanation for the denial; or (2) grant the petition and engage in rulemaking consistent with the granted petition.

~~(f)~~ Nothing in this Rule may be construed to create a private cause of action in relation to a decision to accept or deny a petition filed under this Rule.

RULE 10.4617 APPEAL OF DESIRED FUTURE CONDITIONS:

(a) Not later than the 120th day after the date on which the District adopts a Desired Future Condition under Section 36.108(d-4), Texas Water Code, an "affected person" may file a petition with the District requiring that the District contract with the office to conduct a hearing appealing the reasonableness of the Desired Future Condition. The petition must provide evidence that the District did not establish a reasonable Desired Future Condition of the groundwater resources in the groundwater management area.

(b) Not later than the 10th day after receiving a petition described by Subsection (a), the District shall submit a copy of the petition to the development board. On receipt of the petition, the development board shall conduct:

- (1) An administrative review to determine whether the desired future condition established by the district meets the criteria in Section 36.108(d); and
- (2) A study containing scientific and technical analysis of the desired future condition, including consideration of:
 - (A) The hydrogeology of the aquifer;
 - (B) The explanatory report provided to the development board under Section 36.108(d-3);
 - (C) The factors described under Section 36.108(d); and
 - (D) Any relevant:
 - (i). Groundwater availability models;
 - (ii). Published studies;
 - (iii). Estimates of total recoverable storage capacity;
 - (iv). Average annual amounts of recharge, inflows, and discharge of groundwater; or
 - (v). Information provided in the petition or available to the development board.
- (c) The development board must complete and deliver to the office a study described by District Rule 10.16(b)(2) not later than the 120th day after the date the development board receives a copy of the petition.
- (d) For the purposes of a hearing conducted under District Rule 10.16;
 - (1) The office shall consider the study described by District Rule 10.16(b)(2) and the Desired Future Conditions explanatory report submitted to the development board under Section 36.108(d-3), Texas Water Code, to be part of the administrative record; and
 - (2) The development board shall make available relevant staff as expert witnesses if requested by the office or a party to the hearing.
- (e) Not later than the 60th day after receiving a petition under District Rule 10.16(a), the District shall:
 - (1) Contract with the office to conduct the contested case hearing requested under District Rule 10.16; and
 - (2) Submit to the office a copy of any petitions related to the hearing requested under District Rule 10.16(a) and received by the district.
- (f) A hearing under District Rule 10.16 must be held:
 - (1) At the District office or regular meeting location of the board; and
 - (2) In accordance with Chapter 2001, Government Code, and the rules of the office.

- (g) During the period between the filing of the petition and the delivery of the study described by District Rule 10.16(b)(2), the District may seek the assistance of the Center for Public Policy Dispute Resolution, the development board, or another alternative dispute resolution system to mediate the issues raised in the petition. If the District and the petitioner cannot resolve the issues raised in the petition, the office will proceed with a hearing as described by this section.
- (h) The district shall provide:
 - (1) General notice of the hearing; and
 - (2) Individual notice of the hearing to:
 - (A) The petitioner;
 - (B) Any person who has requested notice;
 - (C) Each nonparty district and regional water planning group located in the same management area as a district named in the petition;
 - (D) The development board; and
 - (E) The Commission.
- (i) Before a hearing conducted under this section, the office shall hold a prehearing conference to determine preliminary matters, including:
 - (1) Whether the petition should be dismissed for failure to state a claim on which relief can be granted;
 - (2) Whether a person seeking to participate in the hearing is an affected person who is eligible to participate; and
 - (3) Which affected persons shall be named as parties to the hearing.
- (j) The petitioner shall pay the costs associated with the contract for the hearing under this section. The petitioner shall deposit with the District an amount sufficient to pay the contract amount before the hearing begins. After the hearing, the office may assess costs to one or more of the parties participating in the hearing and the District shall refund any excess money to the petitioner. The office shall consider the following in apportioning costs of the hearing:
 - (1) The party who requested the hearing;
 - (2) The party who prevailed in the hearing;
 - (3) The financial ability of the party to pay the costs;
 - (4) The extent to which the party participated in the hearing; and
 - (5) Any other factor relevant to a just and reasonable assessment of costs.
- (k) On receipt of the administrative law judge's findings of fact and conclusions of law in a proposal for decision, including a dismissal of a petition, the District shall issue a final order stating the District's decision on the contested matter and the District's findings of fact and conclusions of law. The District may change a finding of fact or conclusion of law made by the administrative

law judge, or may vacate or modify an order issued by the administrative law judge, as provided by Section 2001.058(e), Government Code.

- (1) If the District vacates or modifies the proposal for decision, the District shall issue a report describing in detail the District's reasons for disagreement with the administrative law judge's findings of fact and conclusions of law. The report shall provide the policy, scientific, and technical justifications for the District's decision.
- (l) If the District in its final order finds that a Desired Future Condition is unreasonable, not later than the 60th day after the date of the final order, all districts in GMA 8 shall reconvene in a joint planning meeting for the purpose of revising the Desired Future Condition found to be unreasonable. The districts in GMA 8 shall follow the procedures in Section 36.108, Water Code, to adopt new Desired Future Conditions applicable to the district that received the petition.
- (m) A final order by the District finding that a Desired Future Condition is unreasonable does not invalidate the adoption of a Desired Future Condition by a district that did not participate as a party in the hearing conducted under this section.
- (n) The administrative law judge may consolidate hearings requested under this section that affect two or more districts. The administrative law judge shall prepare separate findings of fact and conclusions of law for each district included as a party in a multidistrict hearing.
- (o) A final District order issued under District Rule 10.16 may be appealed to a district court with jurisdiction over any part of Bosque, Comanche, Coryell, or Erath Counties. An appeal under this subsection must be filed with the district court not later than the 45th day after the date the District issues the final order. The case shall be decided under the substantial evidence standard of review as provided by Section 2001.174, Government Code.
 - (1) If the court finds that a Desired Future Condition is unreasonable, the court shall strike the Desired Future Condition and order the districts in GMA 8 to reconvene not later than the 60th day after the date of the court order in a joint planning meeting for the purpose of revising the applicable Desired Future Condition. The districts in the management area shall follow the procedures in Section 36.108, Water Code, to adopt new Desired Future Conditions applicable to the district that received the petition.
 - (2) A court's finding under District Rule 10.16(o) does not apply to a Desired Future Condition that is not a matter before the court.

SECTION 11. INVESTIGATIONS AND ENFORCEMENT:

RULE 11.1 NOTICE AND ACCESS TO PROPERTY:

Board Members and District agents and employees are entitled to access to all property within the District to carry out technical and other investigations necessary to the implementation of the District Rules, including but not limited to water level monitoring, water quality testing, and well investigations. Prior to entering upon property for the purpose of conducting an investigation, the person seeking access must give notice in writing or in person or by telephone to the owner, lessee, or operator, agent, or employee of the well owner or lessee, as determined by information contained in the application or other information on file with the District. Notice is not required if prior permission is granted to enter without notice. Inhibiting or prohibiting access to any Board Member or District agents or employees who are attempting to conduct an investigation under the District Rules constitutes a violation and subjects the person who is inhibiting or prohibiting access, as well as any other person who authorizes or allows such action, to the penalties set forth in Chapter 36 of the Texas Water Code.

RULE 11.2 CONDUCT OF INVESTIGATION:

Investigations or inspections that require entrance upon property must be conducted at reasonable times, and must be consistent with the establishment's rules and regulations concerning safety, internal security, and fire protection. The persons conducting such investigations must identify themselves and present credentials upon request of the owner, lessee, operator, or person in charge of the well.

RULE 11.3 RULE ENFORCEMENT:

- (a) If it appears that a person or entity has violated, is violating, or is threatening to violate any provision of the District Rules, the Board of Directors may institute and conduct a suit in a court of competent jurisdiction in the name of the District for injunctive relief, recovery of a civil penalty in an amount set by District Rule per violation, both injunctive relief and a civil penalty, or any other appropriate remedy. Each day that a violation continues shall be considered a separate violation. The civil penalty for a violation of any District Rule is hereby set at the lower of: (1) \$10,000.00 per violation; or (2) a lesser amount based on the severity of the violation set forth in a civil penalty schedule which the Board of Directors may adopt from time to time via resolution in a properly noticed meeting, which civil penalty schedule is incorporated by reference into these Rules and shall constitute a Rule of the District for all purposes. Each day that a violation continues shall be considered a separate violation.
- (b) A penalty under this Section is in addition to any other penalty provided by law and may be enforced by filing a complaint in a court of competent jurisdiction in the county in which the District's principal office or meeting place is located.
- (c) If the District prevails in a suit to enforce its Rules, the District may seek and the court shall grant, in the same action, recovery of attorney's fees, costs for expert witnesses, and other costs incurred by the District before the court. The amount of attorney's fees awarded by a court under this Rule shall be fixed by the court.
- (d) Any permit issued by the District may be revoked for violation of District Rules, Chapter 36, Water Code, or violations of the terms and conditions of the permit.

RULE 11.4 SEALING OF WELLS:

- (a) Following notice to the well owner and operator and upon resolution by the Board, the District may seal wells that are prohibited from withdrawing groundwater within the District to ensure that such wells are not operated in violation of the District Rules. A well will be sealed when:
 - (1) no application has been made or no permit has been issued, as required by these Rules, for a permit to drill, operate, complete, equip, or substantially alter a water well which is not excluded or exempted from the permitting requirements of these Rules; or
 - (2) the Board has denied, canceled or revoked a permit; or
 - (3) an owner of a non-exempt well will no longer operate the well.
- (b) The well may be sealed by physical means, including plugging or rendering inoperable, and tagged to indicate that the well has been sealed by order of the District. The District may recover costs incurred for sealing a well under this Rule from the owner of the well. Other appropriate action may be taken as necessary to preclude operation of the well or to identify unauthorized operation of the well.
- (c) Tampering with, altering, damaging, or removing the seal of a sealed well, or in any other way violating the integrity of the seal, or pumping of groundwater from a well that has been sealed constitutes a violation of these Rules and subjects the person performing that action, as well as

any well owner or primary operator who authorizes or allows that action, to such penalties as provided by the District Rules.

- (d) The owner of the well may appeal the decision of the Board to seal the well by filing a written request for a hearing before the Board, in which case the Board will hear the owner's appeal at the next regular Board meeting for which notice has not already been published. The owner may also take corrective action to address the cause for which the District sealed the well and thereafter request the District to remove the seal at the General Manager's discretion.

RULE 11.5 CAPPING AND PLUGGING OF WELLS:

- (a) The District shall require a well to be capped to prevent waste, prevent pollution, or prevent further deterioration of a well casing. The well must remain capped until such time as the conditions that led to the capping requirement are eliminated. If well pump equipment is removed from a well and the well will be re-equipped at a later date, the well must be capped, provided however that the casing is not in a deteriorated condition that would permit commingling of water strata, in which case the well must be plugged. The cap must be capable of sustaining a weight of at least four hundred (400) pounds and must be constructed with a water tight seal to prevent entrance of surface pollutants into the well itself, either through the well bore or well casing.
- (b) A deteriorated or abandoned well or a well replaced pursuant to Rule 6.1 must be plugged in accordance with the Texas Department of License and Regulation, Water Well Drillers and Pump Installers Administrative Rules (16 Texas Administrative Code, Chapter 76). It is the responsibility of the landowner to see that such a well is plugged to prevent pollution of the underground water and to prevent injury to persons and animals. Registration of the well is required prior to, or in conjunction with, well plugging.
- (c) A driller, licensed pump installer, or well owner that plugs an abandoned or deteriorated well in the District shall submit a copy of the plugging report to the District and the Texas Department of License and Regulation within thirty (30) days of plugging completion. The District shall furnish plugging report forms on request.
- (d) The District shall enforce compliance with these Rules and Chapter 1901 of the Texas Occupations Code related to wells located in the boundaries of the District.
- (e) The District may bring an action to enjoin a person from violating these Rules or Chapter 1901 of the Texas Occupations Code.
- (f) The District may enforce by injunction or other appropriate remedy in a court any rule, decision, determination, or order adopted or entered under Chapter 1901 of the Texas Occupations Code that is related to the plugging of water wells.
- (g) The District may bring an action to recover a civil penalty under Chapter 1901 of the Texas Occupations Code for a violation of Chapter 1901 related to the plugging of water wells. The District may bring the action in the county in which:
 - (1) the offending activity occurred; or
 - (2) the person engaging in the activity resides.
- (h) If the owner or lessee fails or refuses to plug or cap the well in compliance with this Rule and District standards within thirty (30) days after being requested to do so in writing by an officer, agent, or employee of the District, then, upon Board approval, any person, firm, or corporation

employed by the District may go on the land and plug or cap the well safely and securely, pursuant to Chapter 36 of the Texas Water Code.

- (i) Reasonable expenses incurred by the District in plugging or capping a well constitutes a lien on the land on which the well is located.
- (j) The District shall perfect the lien by filing in the deed records an affidavit, executed by any person conversant with the facts, stating the following:
 - (1) the existence of the well;
 - (2) the legal description of the property on which the well is located;
 - (3) the approximate location of the well on the property;
 - (4) the failure or refusal of the owner or lessee, after notification, to close the well within thirty (30) days after the notification;
 - (5) the closing of the well by the District, or by an authorized agent, representative, or employee of the District; and
 - (6) the expense incurred by the District in closing the well.

SECTION 12: TRANSPORT OF GROUNDWATER

RULE 12.1 GROUNDWATER TRANSPORT FEE:

~~(a)~~ No permit other than a Grandfather Permit or an Operating Permit is required to transport groundwater produced in the District for use outside of the District. However, the District may impose a reasonable fee or surcharge, ~~established by Board resolution,~~ for transportation of groundwater out of the District in an amount not to exceed ~~the greater of:~~

- ~~(b)~~
- ~~(c)~~ ~~the equivalent of the District's tax rate per hundred dollars of valuation for each thousand~~
- ~~(d)~~ ~~gallons of groundwater to be transferred out of the District; or~~
- ~~(e)~~
- ~~(2)~~ ~~2.50 cents per thousand gallons of groundwater to be transferred out of the District. Effective January 1, 2024, the maximum allowable rate the District may impose for an export fee or surcharge under this Rule increases by three percent each calendar year. An export fee or surcharge imposed, or an increase in an imposed export fee or surcharge, is not valid unless it is approved by the Board after a public hearing.~~

A permittee who transports groundwater for use outside of the District shall be metered in accordance with Rule 13.1, keep a monthly log of meter readings of groundwater produced and transported out of the District, and shall provide the District with a report of monthly and annual groundwater produced and transported for the previous calendar year on a form provided by the District no later than January 15 of each year.

RULE 12.2 AMENDMENT OF PERMIT:

In accordance with Rule 5.14(c), the permit under which the groundwater will be transported must be amended to reflect any change in location or type of use of the water produced.

SECTION 13: METERS AND VOLUNTARY METERING PROGRAM

RULE 13.1 METERS REQUIRED FOR CERTAIN WELLS:

- (a) A meter is required for the production or transport of any groundwater for use inside or outside of the District for any activity for which a fee that is based on the amount of groundwater produced or transported is required to be calculated under these Rules. The owner of a well required to be metered under this Rule shall equip the well with a flow measurement device meeting the specifications of these Rules and shall operate the meter on the well to measure the cumulative amount of groundwater required to be measured.
- (b) A mechanically driven, totalizing water meter is the only type of meter that may be installed on a well required to be metered under this Rule. The totalizer must not be resettable by the permittee and must be capable of a maximum reading greater than the maximum expected pumpage or amount transported during the permit term. Battery operated registers must have a minimum five-year life expectancy and must be permanently hermetically sealed. Battery operated registers must visibly display the expiration date of the battery. All meters must meet the requirements for registration accuracy set forth in the American Water Works Association standards for cold-water meters as those standards existed on May 11, 2004, or later.
- (c) The water meter must be installed according to the manufacturer's published specifications in effect at the time of the meter installation, or the meter's accuracy must be verified by the permittee in accordance with Rule 10.5. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and one pipe diameter of straight pipe downstream of the water meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves, or any other fixture other than those flanges or welds necessary to connect the straight pipe to the meter. In addition, the pipe must be completely full of water throughout the region. All installed meters must measure only groundwater.
- (d) Each meter shall be installed, operated, maintained, and repaired in accordance with the manufacturer's standards, instructions, or recommendations.
- (e) The owner of a well is responsible for the installation, operation, maintenance, and repair of the meter associated with the well.
- (f) Bypasses are prohibited unless they are also metered.

RULE 13.2 METERING AGGREGATE WITHDRAWAL:

Where wells that are required to be metered under these Rules are permitted in the aggregate, or are collectively combined to operate under one permit issued by the District, one or more water meters may be used for the aggregate well system if the water meter or meters are installed so as to measure the groundwater produced or transported from all wells covered by the aggregate permits. The provisions of Rule 13.1 apply to meters measuring aggregate pumpage or aggregate transport.

RULE 13.3 ACCURACY VERIFICATION:

- (a) **Meter Accuracy to be Tested:** The General Manager may require the permittee, at the permittee's expense, to test the accuracy of a water meter and submit a certificate of the test results. The certificate shall be on a form provided by the District. The General Manager may further require that such test be performed by a third party qualified to perform such tests. The third party must be approved by the General Manager prior to the test. Except as otherwise provided herein, certification tests will be required no more than once every three years for the same meter. If the test results indicate that the water meter is registering an accuracy reading outside the range of 95% to 105% of the actual flow, then appropriate steps shall be taken by the permittee to repair or replace the water meter within 90 calendar days from the date of the test.

The District, at its own expense, may undertake random tests and other investigations at any time for the purpose of verifying water meter readings. If the District's tests or investigations reveal that a water meter is not registering within the accuracy range of 95% to 105% of the actual flow, or is not properly recording the total flow of groundwater withdrawn from the well or wells, the permittee shall reimburse the District for the cost of those tests and investigations, and the permittee shall take appropriate steps to bring the meter or meters into compliance with these Rules within 90 calendar days from the date of the tests or investigations. If a water meter or related piping or equipment is tampered with or damaged so that the measurement of accuracy is impaired, the District may require the permittee, at the permittee's expense, to take appropriate steps to remedy the problem and to retest the water meter within 90 calendar days from the date the problem is discovered and reported to the permittee.

- (b) **Meter Testing and Calibration Equipment:** Only equipment capable of accuracy results of plus or minus two percent of actual flow may be used to calibrate or test meters.
- (c) **Calibration of Testing Equipment:** All approved testing equipment must be calibrated every two years by an independent testing laboratory or company capable of accuracy verification. A copy of the accuracy verification must be presented to the District before any further tests may be performed using that equipment.

RULE 13.4 REMOVAL OF METER FOR REPAIRS:

A water meter may be removed for repairs and the well remains operational provided that the District is notified prior to removal and the repairs are completed in a timely manner. The readings on the meter must be recorded immediately prior to removal and at the time of reinstallation. The record of pumpage must include an estimate of the amount of groundwater withdrawn during the period the meter was not installed and operating.

RULE 13.5 WATER METER READINGS:

The permittee of a well required to be metered under Rule 13.1 must read each water meter associated with the well and record the meter readings and the actual amount of pumpage or transport in a log at least monthly. The logs containing the recordings shall be available for inspection by the District at reasonable business hours. The information regarding the amount of groundwater produced or transported must be furnished to the District annually no later than February 1 on a form provided by the District.

RULE 13.6 VOLUNTARY METERING PROGRAM

- (a) The owner of one or more existing wells that is not able to produce the maximum amount of groundwater authorized under Rule 3.2 from those wells may voluntarily apply to the District for participation in the District's Voluntary Metering Program. The owner is required to provide proof through meter readings that the maximum amount of groundwater authorized under Rule 3.2 cannot be produced because the total amount of production from all existing wells on the owner's contiguous property is actually less than what the approved registration form and/or permit indicates all of the wells are capable of producing. For purposes of this rule, "existing wells" means registered exempt wells and wells operating under Grandfather Permits or Operating Permits previously issued by the District as of the date that the application for participation in the Voluntary Metering Program is submitted to the District.
- (b) All applications submitted to the District to participate in the Voluntary Metering Program must be in writing and sworn to. The District will develop a Voluntary Metering Program application form and will furnish the application form upon request.
- (c) An applicant must choose one (1) of the following options in order to show proof that the existing well(s) located on contiguous property do not produce the maximum amount of groundwater

authorized under Rule 3.2:

- (1) **Wait to Drill Option:** Requires the submission of a Voluntary Metering Program application to the District, and after approval by the Board, the owner must meter all existing wells on the property and report meter readings to the District on a monthly basis on a form provided by the District for not less than one (1) calendar year from the date the existing well(s) begin producing groundwater after the meter(s) are installed and sealed. Upon sufficient proof at the end of the one (1) calendar year period that the applicant produces less than the maximum amount of groundwater authorized under Rule 3.2, the owner may apply for a new Operating Permit if the owner intends to drill a new non-exempt well that requests approval to produce the remaining amount of groundwater that is not being produced and that is authorized under Rule 3.2. If the owner intends to drill a new exempt well and also produces groundwater under a previously issued Operating Permit, the owner may submit a registration application for the drilling of the new exempt well and may apply for an Operating Permit amendment that requests approval to produce the remaining amount of groundwater that is not being produced and that is authorized to be produced under Rule 3.2; or
 - (2) **Proceed to Drill Option:** Requires the submission of a Voluntary Metering Program application and either: (i) an Operating Permit application for the drilling of a new non-exempt well; or (ii) an Operating Permit amendment application and a registration application for the drilling of a new exempt well. Upon approval of both applications by the Board, the owner may drill the new well at his or her own risk. The well owner is required to meter the new well and all existing wells on the contiguous property and report meter readings to the District on a monthly basis on a form provided by the District for not less than one (1) calendar year from the date the wells begin producing groundwater after the meters are installed and sealed. The well owner is responsible for ensuring that he or she does not produce more than the amount authorized under Rule 3.2 and is subject to fines assessed under the District's civil penalty schedule adopted in accordance with Rule 11.3(a) for any overproduction. A new Operating Permit issued under this Subsection (c)(2) is valid only for the one (1) calendar year period from the date the meters are installed and sealed. Upon sufficient proof at the end of the one (1) calendar year period that the owner has not produced more than the amount authorized under Rule 3.2 from all wells on the contiguous property, the District shall issue a new Operating Permit that authorizes production so that the owner can produce up to the maximum amount authorized under Rule 3.2.
- (d) The District shall prepare and make available a Voluntary Metering Program Manual that provides information on the types of District-approved meters that must be used to participate in the Voluntary Metering Program and that provides specific information on the installation and sealing of meters.
- (e) Participation in the Voluntary Metering Program requires that the following conditions be met:
- (1) each section of the application form submitted to the District has been accurately completed;
 - (2) the owner agrees to meter all existing and new wells on the property and to submit meter readings on a monthly basis for a minimum of one (1) calendar year from the date the wells begin producing groundwater after the meters are installed and sealed;
 - (3) the owner agrees to continue submitting meter readings on a quarterly basis after the

expiration of the one (1) calendar year period;

- (3) the owner adheres to one (1) of the options provided in Subsection (c) of this rule;
 - (4) the owner agrees that the applicant is responsible for meter purchasing, installation, maintenance, and all other costs associated with participation in the Voluntary Metering Program and that the District is not liable for any costs related to participation in the Voluntary Metering Program;
 - (5) the owner agrees that all meters will be installed and sealed in accordance with the Voluntary Metering Program Manual;
 - (6) the owner agrees any production over the amount authorized in Rule 3.2 from all wells on the property will result in the assessment of fines assessed under the District's civil penalty schedule adopted in accordance with Rule 11.3(a);
 - (7) the owner agrees that District agents and employees shall be provided access to the property where the wells are located in accordance with Rule 11.1;
 - (8) the owner agrees that any manipulation of, tampering with, or removal of a meter that is not in compliance with the provisions of the Voluntary Metering Program Manual will result in fines assessed under the District's civil penalty schedule adopted in accordance with Rule 11.3(a); and
 - (9) the owner is in compliance with all District rules and with all requirements of the Voluntary Metering Program throughout the duration of the owner's participation and a failure to comply with this rule or the Voluntary Metering Program Manual will result in fines assessed under the District's civil penalty schedule adopted in accordance with Rule 11.3(a) and will require any new wells drilled pursuant to the Voluntary Metering Program to be capped or plugged.
- (f) The Board shall review an application submitted under this rule and shall consider whether all of the requirements in Subsection (e) have been met in making a decision on an application to participate in the Voluntary Metering Program.
- (g) After an application to participate in the Voluntary Metering Program is approved by the Board, the owner shall file a form in the deed records of the county or counties where the wells and property subject to the Voluntary Metering Program are located and shall provide proof to the District that the form has been properly filed. Such a form will put prospective purchasers of the wells and/or property on notice that the wells on the property are participating in the District's Voluntary Metering Program and that failure to continue participation in the program will require all new wells that were drilled pursuant to the Voluntary Metering Program to be capped or plugged. The District shall develop and make available the form for filing in the deed records under this subsection.

UPDATED POSTING OF REVISED NOTICE

NOTICE OF PERMIT HEARING and DISTRICT BOARD MEETING (AVISO DE AUDIENCIA PÚBLICA Y JUNTA DE DISTRITO REUNIÓN)

The **Middle Trinity Groundwater Conservation District** Board of Directors will hold a **PERMIT HEARING** and **BOARD MEETING** on Thursday, August 10, 2023 at 1:00 p.m. at 930 Wolfe Nursery Rd, Stephenville, Texas. The Board Meeting will begin immediately upon adjournment of the Permit Hearing. All interested parties are invited to attend.

La Junta Directiva del Distrito de Conservación de las Aguas Subterráneas de Medio Trinidad celebrará una audiencia del permiso y reunion de la Junta el jueves, 10 de agosto de 2022 a las 1:00 p.m. en 930 Wolfe Nursery Rd, Stephenville, Texas. La reunion comenzará inmediatamente después de la audiencia del permiso. Todos las personas interesadas están invitados a asistir.

PERMIT HEARING AGENDA:

1. Call to Order
2. Roll Call
3. Operating Permit Applications to Be Heard:

Dez Fleet

12529 Wharton Dr
Dallas, TX 75243

Well Site: GPM: 10 Acres: 2.18 Use: Domestic
335 Outpost Dr
Sunrise Mountain Ranch, Lot 133
Stephenville, TX 76401

Jeff Reidinger

PO Box 389
Stephenville, TX 76401

Well Site: GPM: 10 Acres: 2.18 Use: Domestic
Bison Ridge Dr
Sunrise Mountain Ranch, Lot 29
Stephenville, TX 76401

UPDATED POSTING OF REVISED NOTICE

Joshua and Lisa Wooten

6144 Lochmoor Dr
Fort Worth, TX 76179

Well Site:	GPM: 10	Acres: 3.99	Use: Domestic
1050 Collier Ranch Rd Diamond C Ranch Estates Phase II, Lot 12 Stephenville, TX 76401			

Ashley Moore (Fool's Gold Operating, LLC)- 3 proposed wells

1741 CR 113
Comanche, TX 76442

Well Site:	GPM: 25 (each)	Acres: 64.29	Use: Irrigation / Domestic / Livestock Watering
1741 CR 113 Sidney, TX 76474			

Eric Ray (Kray Holdings LLC)- 4 proposed wells

3032 Loch Meadow Ct
Southlake, TX 76092

Well Site:	GPM: 35 (each)	Acres: 76.29	Use: Irrigation
CR 360 Dublin, TX 76446			

Gerardo Herrera – contingent upon plugging of inactive grandfather permitted well

124 Broadway Rd
Dublin, TX 76446

Well Site:	GPM: 75	Acres: 40.83	Use: Livestock Watering Domestic / Irrigation
2342 FM 1496 DeLeon, TX 76444			

Blue Sky Farms LLC (Ryan DeWit) -previously approved, change in location over 30 feet

4611 S FM 219
Dublin, TX 76446

Well Site:	GPM: 200	Acres: 1528.14	Use: Irrigation / Livestock Watering
4611 S FM 219 Dublin, TX 76446			

UPDATED POSTING OF REVISED NOTICE

Contingent upon Acceptance into Voluntary Metering Program:

Heath Haedge

PO Box 126

Stephenville, TX 76401

Well Site: 2 wells @ GPM: 165 Acres: 373.95 Use: Irrigation
CR 236

Hico, TX 76457

Well Site: GPM: 165 Acres: 60.28 Use: Irrigation

5475 CR 308

Dublin, TX 76446

4. Discussion on Operating Permit Applications
5. Adjourn Permit Hearing

BOARD MEETING AGENDA:

The following agenda items will be discussed:

1. Call to Order
2. Roll Call of Members
3. Invocation
4. Pledge of Allegiance
5. Recognize Guests
6. Public Comments
7. Take Action on Operating Permit Applications
8. Approve / Ratify Minutes
9. Approve / Ratify Payment of Bills
10. Income / Expense Comparison
11. Review of Current Tax Rate and Percent of Revenue Collected
12. Discussion / Consider / Possible Action on New Field Tech / Office Computer Equipment
13. Discussion / Consider / Possible Action of 2023 Budget Amendments

UPDATED POSTING OF REVISED NOTICE

14. Discussion / Consider / Possible Action on Second Draft of the 2024 Budget
15. Discussion / Consider / Possible Action on 2023 Proposed Tax Rate
16. Discussion / Consider / Possible Action on Form to Petition to Adopt or Modify District Rules.
17. Order Regular Election for Directors from Bosque and Coryell Counties to be held November 7, 2023.
Orden Elección Regular de Directores para las Condados de Bosque y Coryell que se celebrar el 7 de noviembre de 2023.
18. General Manager's Report
19. Receive Monthly Staff Report
 - a. Monthly Drought Status Report
 - b. Monthly Investment Report
 - c. Well Registration Update
 - d. Field Tech Report
 - e. Education/Public Relations Report
 - f. The Ditch Water Discovery Center Update
20. Executive Session pursuant to Sections 551.071 and/or 551.074 of Texas Government Code to discuss Legal Matters and/or Personnel Matters
21. Discussion / Possible Action on any Matter discussed in Executive Session
22. Discuss Agenda Items for September Board Meeting
23. Adjourn

UPDATED POSTING OF REVISED NOTICE

CERTIFICATION

I, the undersigned authority, do hereby certify that on August 7, 2023 before 1:00 PM, I posted and filed the above notice of meeting on the MTGCD website, Texas Secretary of State website, and on the door of the MTGCD office in Erath County in a place convenient and readily accessible to the general public at all times and that it will remain so posted continuously for at least 72 hours preceding the scheduled time of said board meeting, and 10 business days prior to aid time of permit hearing in accordance with the Texas Government Code, Chapter 551.

By: 

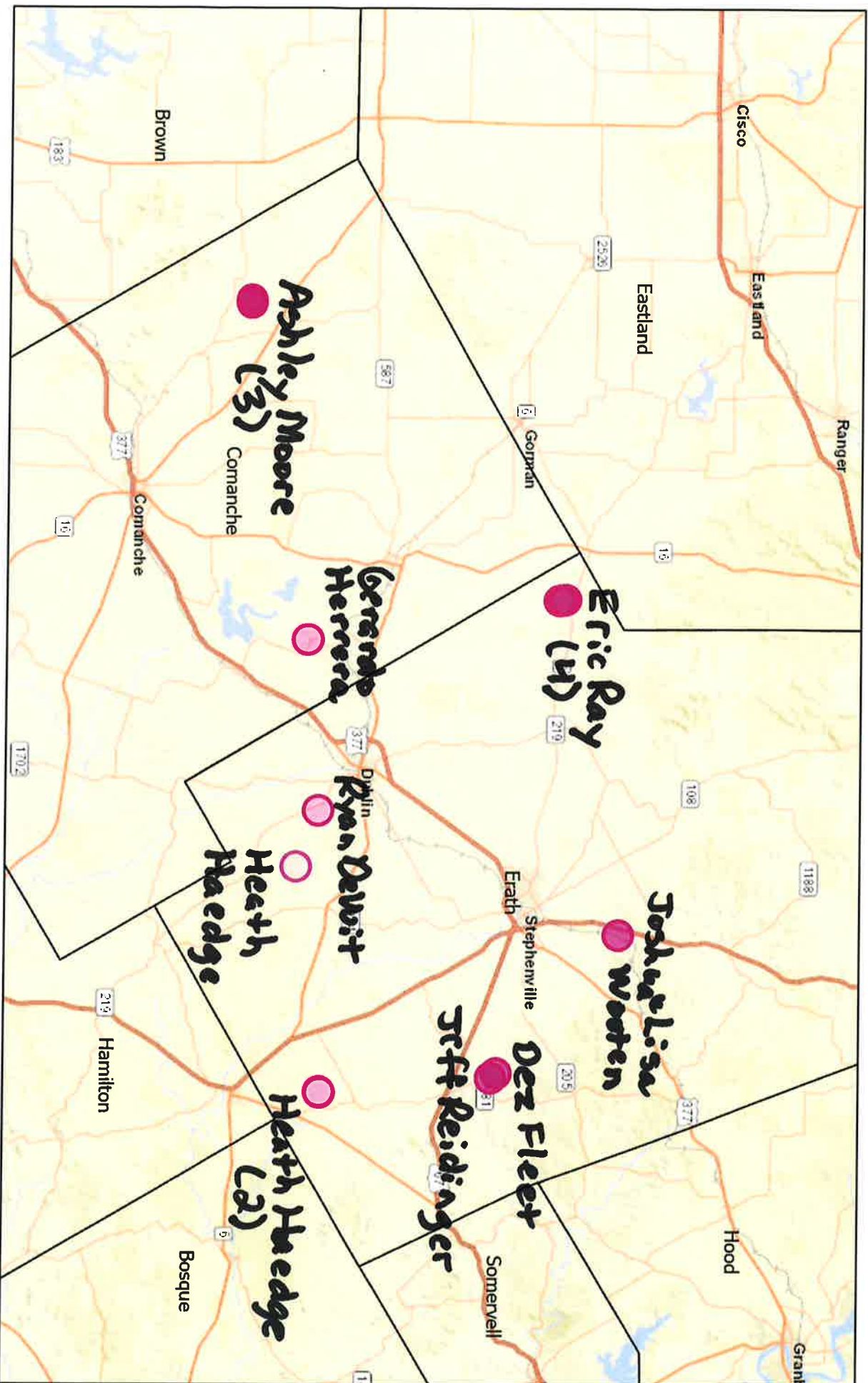
MTGCD General Manager

The Middle Trinity Groundwater Conservation District is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal opportunity for effective communications will be provided upon request. Please contact the President of the District at 254-965-6705 at least 24 hours in advance if accommodation is needed.

At any time during the meeting and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the Middle Trinity Groundwater Conservation District Board may meet in executive session on any of the above agenda 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 devises (§551.076). Any subject discussed in executive session may be subject to action during an open meeting.

**For more information about the Permit Hearing, Board Meeting or the
Middle Trinity Groundwater Conservation District contact:
GENERAL MANAGER
254-965-6705**

Permit Applications for August 2023 Board Meeting



MINUTES OF THE PUBLIC HEARING ON AMENDMENTS
TO DISTRICT MANAGEMENT PLAN, PERMIT HEARING,
AND MEETING OF THE BOARD OF DIRECTORS OF THE
MIDDLE TRINITY GROUNDWATER CONSERVATION DISTRICT
HELD: July 6, 2023

THE STATE OF TEXAS
COUNTY OF ERATH

On this 6th day of July 2023, the Board of Directors of the Middle Trinity Groundwater Conservation District convened in a PUBLIC HEARING ON AMENDMENTS TO DISTRICT MANAGEMENT PLAN at 930 Wolfe Nursery Rd, Stephenville, Texas at 1:00 PM with the following members present:

Rodney Stephens – President	Barbara Domel – Vice-President
Fred Parker - Secretary	Jerry Hinshaw - Director
Shane Tucker - Director	Kenneth Bullington – Director
Charles Ferguson – Director	Frank Volleman – Director
Joe Altebaumer – Director	W.B. Maples – Director
Robert Payne - Director	

No Board Members were absent. Also present were Patrick Wagner, Johnny Wells, Stephanie Keith, Debbie Montgomery, and Rachael Phillips.

President Rodney Stephens called the meeting to order, declared a quorum present and that the meeting was duly convened and ready to transact business.

Notice of the hearing was given, stating the time, place and purpose, all as required by Chapter 551 of the Government Code.

1. Meeting called to order by Rodney Stephens.
2. Roll Call of Members was given by Debbie Montgomery.
3. Patrick Wagner gave a summary presentation of the proposed amendments to the MTGCD Management Plan as required by Chapter 36 of the Texas Water Code and Chapter 356 of the Texas Water Development Board's (TWDB) rules contained in Title 30 of the Texas Administrative Code.
4. There were no public comments.
5. Fred Parker moved to adjourn the meeting, second by Charles Ferguson. All members present voted yes to adjourn. Meeting adjourned by Rodney Stephens.

THE STATE OF TEXAS
COUNTY OF ERATH

On this 6th day of July 2023 the Board of Directors of the Middle Trinity Groundwater Conservation District convened in a PERMIT HEARING at 930 Wolfe Nursery Rd, Stephenville, Texas at 1:00 PM with the following members present:

Rodney Stephens – President	Barbara Domel – Vice-President
Fred Parker - Secretary	Jerry Hinshaw - Director

Shane Tucker - Director
Charles Ferguson – Director
Joe Altebaumer – Director
Robert Payne - Director

Kenneth Bullington – Director
Frank Volleman – Director
W.B. Maples – Director

No Board Members were absent. Also present were Patrick Wagner, Johnny Wells, Stephanie Keith, Debbie Montgomery, and Rachael Phillips.

President Rodney Stephens called the hearing to order, declared a quorum present and that the hearing was duly convened and ready to transact business.

Notice of the hearing was given, stating the time, place and purpose, all as required by Chapter 551 of the Government Code.

1. Hearing called to order by Rodney Stephens.
2. Roll Call of members was given by Debbie Montgomery.
3. All operating permit applications were presented as administratively complete.
4. Motion to adjourn permit hearing made by Fred Parker. Second by Charles Ferguson. All members voted yes to adjourn.
5. Rodney Stephens adjourned the permit hearing.

THE STATE OF TEXAS
COUNTY OF ERATH

On this 6th day of July 2023, the Board of Directors of the Middle Trinity Groundwater Conservation District convened in a STATED SESSION at 930 Wolfe Nursery Rd, Stephenville, Texas at 1:00 PM with the following members present:

Rodney Stephens – President
Fred Parker - Secretary
Shane Tucker - Director
Charles Ferguson – Director
Joe Altebaumer – Director
Robert Payne - Director

Barbara Domel – Vice-President
Jerry Hinshaw - Director
Kenneth Bullington – Director
Frank Volleman – Director
W.B. Maples – Director

No Board Members were absent. Also present were Patrick Wagner, Johnny Wells, Stephanie Keith, Debbie Montgomery, and Rachael Phillips.

President Rodney Stephens called the meeting to order, declared a quorum present and that the meeting was duly convened and ready to transact business.

Notice of the hearing was given, stating the time, place and purpose, all as required by Chapter 551 of the Government Code.

1. Meeting called to order by Rodney Stephens.
2. Roll Call of Members was given by Debbie Montgomery.
3. Invocation was given by Joe Altebaumer.

4. Pledge of Allegiance was conducted
5. Guests present were Vince Clause, Allan Standen, and Jordan ___ of LRE Water, LLC, Ty Embrey of Lloyd Gosselink, and Paul Gaudette of the Dublin Citizen.
6. There were no public comments.
7. Kenneth Bullington made a motion to approve all operating permit applications on the permit hearing agenda. Second by Jerry Hinshaw. All members present voted yes to approve the permit applications. Permit applications approved.
8. There was a review of the Minutes of the June 1st , 2023 monthly Board Meeting. Kenneth Bullington moved to approve the minutes, second by Joe Altebaumer. All members present voted yes to approve the minutes.
9. Check Detail Report reviewed for dates 6/1/2023 through 6/30/2023, for check numbers 12323 through 12384 (12347 voided), and including electronic checks 6152023 and 6302023. Motion was made by Barbara Domel, second by Robert Payne, to approve and ratify the payment of the bills. All members present voted yes.
10. Income/Expense Comparison was presented by Patrick Wagner.
11. Patrick Wagner went over the current tax rate and percent of revenue collected.
12. Jerry Hinshaw made a motion to adopt the Amended Middle Trinity GCD Management Plan. Second by Joe Altebaumer. All members present voted yes. Amended Management Plan adopted.
13. Patrick Wagner introduced Butch Ronne and recommended him to fulfill Gary Kafer's remaining term as a Director for Coryell County, which ends in November. Kenneth Bullington made a motion to appoint Butch Ronne to fulfill Gary Kafer's remaining term. Second by Joe Altebaumer. All members present voted yes. Butch Ronne appointed as Director for Coryell County.
14. Butch Ronne administered Oath of Office.
15. Vince Clause of LRE Water, LLC presented the MTGCD Stratigraphic Model Update.
16. Ty Embrey of Lloyd Gosselink gave a legislative update and went potential rule change considerations.
17. Patrick Wagner went over the first draft of the 2023/2024 Budget.
18. General Manager's Report given by Patrick Wagner.
19. Quarterly Drought Status Report given by Patrick Wagner.
20. Quarterly Investment Report given by Patrick Wagner.
21. Well Registration Update given by Debbe Montgomery. In addition to the 15 permit applications on the permit hearing agenda, there were 25 exempt registrations, which included 21 new wells and 4 replacement wells.
22. Field Tech report was given by Johnny Wells. One well was plugged in June, in Coryell County. One well was capped, in Comanche County. Six water quality tests were completed, 5 in Erath County and 1 in Comanche County. All wells tested good. Comanche County wells were monitored in June and Coryell County wells will be monitored in July.
23. Education/Public Relations Report was given by Stephanie Keith.
24. The Ditch Water Discovery Center Update was given by Stephanie Keith.

25. The Board retired into Executive Session at 2:40 PM.
26. The Board reconvened at 3:25 PM. Charles Ferguson moved for General Manager to go forward with legal counsel on taking action on driller. Second by Shane Tucker. All members present voted yes to proceed.
27. There was discussion on agenda items for the August Board Meeting. It was decided to move the August meeting from August 3rd to August 10th to allow time to receive certified totals from counties.
28. Fred Parker moved to adjourn the meeting, second by Charles Ferguson. Meeting adjourned by Rodney Stephens.

MINUTES approved this 10th day of August 2023.

Joe Altebaumer/Erath Co.

Fred Parker/Erath Co.

Jerry Hinshaw/ Erath Co.

Shane Tucker /Comanche Co.

Frank Volleman/Comanche Co.

Rodney Stephens/Comanche Co.

Charles E. Ferguson/ Bosque Co.

Barbara Domel/Bosque Co.

Robert Payne/Bosque Co.

W.B Maples/Coryell Co.

Kenneth Bullington/Coryell Co.

Butch Ronne/ Coryell Co.

Dates Covered:
7/1/2023 – 7/31/2023

Check Sequence:
12385 – 12436
(12418 voided)

Electronic Checks:
14072023 and 26072023

Middle Trinity Groundwater Conservation District
Check Detail
 July 2023

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
Liability Check		07/13/2023	QuickBooks Payr...		1006 · InterBank		-9,151.70
					7140 · Payroll Fees...	-8.75	8.75
					7140 · Payroll Fees...	-0.58	0.58
			QuickBooks Payrol...		2110 · Direct Depo...	-9,142.37	9,142.37
TOTAL						-9,151.70	9,151.70
Liability Check		07/28/2023	QuickBooks Payr...		1006 · InterBank		-9,151.71
					7140 · Payroll Fees...	-8.75	8.75
					7140 · Payroll Fees...	-0.58	0.58
			QuickBooks Payrol...		2110 · Direct Depo...	-9,142.38	9,142.38
TOTAL						-9,151.71	9,151.71
Paycheck	DD1754	07/14/2023	Deborah Montgo...		1006 · InterBank		0.00
					7105 · Payroll	-1,934.93	1,934.93
					7105 · Payroll	-75.39	75.39
					3125 · Dependant ...	7.64	-7.64
					3115 · Simple IRA ...	60.31	-60.31
					7115 · Medical Ben...	-501.19	501.19
					3120 · Group Healt...	501.19	-501.19
					7120 · Simple IRA-...	-60.31	60.31
					3115 · Simple IRA ...	60.31	-60.31
					3105 · Federal Wit...	134.00	-134.00
					7125 · Payroll Taxe...	-124.64	124.64
					3100 · Payroll Liabi...	124.64	-124.64
					3100 · Payroll Liabi...	124.64	-124.64
					7125 · Payroll Taxe...	-29.15	29.15
					3110 · Medicare P...	29.15	-29.15
					3110 · Medicare P...	29.15	-29.15
					2110 · Direct Depo...	1,654.58	-1,654.58
TOTAL						0.00	0.00
Paycheck	DD1755	07/14/2023	Johnny D Wells		1006 · InterBank		0.00
					7105 · Payroll	-2,060.18	2,060.18
					7105 · Payroll	-515.05	515.05
					3115 · Simple IRA ...	100.00	-100.00
					7115 · Medical Ben...	-501.19	501.19
					3120 · Group Healt...	501.19	-501.19
					3125 · Dependant ...	38.95	-38.95
					7141 · Simple IRA-...	-77.26	77.26
					3115 · Simple IRA ...	77.26	-77.26
					3105 · Federal Wit...	318.00	-318.00
					7125 · Payroll Taxe...	-159.67	159.67
					3100 · Payroll Liabi...	159.67	-159.67
					3100 · Payroll Liabi...	159.67	-159.67
					7125 · Payroll Taxe...	-37.34	37.34
					3110 · Medicare P...	37.34	-37.34
					3110 · Medicare P...	37.34	-37.34
					2110 · Direct Depo...	1,921.27	-1,921.27
TOTAL						0.00	0.00
Paycheck	DD1756	07/14/2023	Patrick F Wagner		1006 · InterBank		0.00
					7105 · Payroll	-3,333.33	3,333.33
					7115 · Medical Ben...	-501.19	501.19
					3120 · Group Healt...	501.19	-501.19
					3100 · Payroll Liabi...	100.00	-100.00
					7121 · Simple IRA ...	-100.00	100.00
					3100 · Payroll Liabi...	100.00	-100.00
					3125 · Dependant ...	360.62	-360.62
					3125 · Dependant ...	7.64	-7.64

Middle Trinity Groundwater Conservation District
Check Detail
 July 2023

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
					3105 · Federal Wit...	338.00	-338.00
					7125 · Payroll Taxe...	-206.66	206.66
					3100 · Payroll Liabi...	206.66	-206.66
					3100 · Payroll Liabi...	206.66	-206.66
					7125 · Payroll Taxe...	-48.33	48.33
					3110 · Medicare P...	48.33	-48.33
					3110 · Medicare P...	48.33	-48.33
					2110 · Direct Depo...	2,272.08	-2,272.08
TOTAL						0.00	0.00
Paycheck	DD1757	07/14/2023	Rachael Phillips		1006 · InterBank		0.00
					7105 · Payroll	-1,460.94	1,460.94
					7105 · Payroll	-221.35	221.35
					7105 · Payroll	-88.54	88.54
					7115 · Medical Ben...	-501.19	501.19
					3120 · Group Healt...	501.19	-501.19
					3100 · Payroll Liabi...	53.12	-53.12
					7121 · Simple IRA ...	-53.12	53.12
					3100 · Payroll Liabi...	53.12	-53.12
					3125 · Dependant ...	21.79	-21.79
					3105 · Federal Wit...	89.00	-89.00
					7125 · Payroll Taxe...	-109.79	109.79
					3100 · Payroll Liabi...	109.79	-109.79
					3100 · Payroll Liabi...	109.79	-109.79
					7125 · Payroll Taxe...	-25.68	25.68
					3110 · Medicare P...	25.68	-25.68
					3110 · Medicare P...	25.68	-25.68
					2110 · Direct Depo...	1,471.45	-1,471.45
TOTAL						0.00	0.00
Paycheck	DD1758	07/14/2023	Stephanie D Keith		1006 · InterBank		0.00
					7105 · Payroll	-1,622.02	1,622.02
					7105 · Payroll	-615.25	615.25
					3115 · Simple IRA ...	67.12	-67.12
					7115 · Medical Ben...	-501.19	501.19
					3120 · Group Healt...	501.19	-501.19
					7121 · Simple IRA ...	-67.12	67.12
					3115 · Simple IRA ...	67.12	-67.12
					3105 · Federal Wit...	176.00	-176.00
					7125 · Payroll Taxe...	-138.71	138.71
					3100 · Payroll Liabi...	138.71	-138.71
					3100 · Payroll Liabi...	138.71	-138.71
					7125 · Payroll Taxe...	-32.45	32.45
					3110 · Medicare P...	32.45	-32.45
					3110 · Medicare P...	32.45	-32.45
					2110 · Direct Depo...	1,822.99	-1,822.99
TOTAL						0.00	0.00
Paycheck	DD1759	07/31/2023	Deborah Montgo...		1006 · InterBank		0.00
					7105 · Payroll	-1,733.90	1,733.90
					7105 · Payroll	-276.42	276.42
					3125 · Dependant ...	7.64	-7.64
					3115 · Simple IRA ...	60.31	-60.31
					7115 · Medical Ben...	-501.19	501.19
					3120 · Group Healt...	501.19	-501.19
					7120 · Simple IRA-...	-60.31	60.31
					3115 · Simple IRA ...	60.31	-60.31
					3105 · Federal Wit...	134.00	-134.00
					7125 · Payroll Taxe...	-124.64	124.64
					3100 · Payroll Liabi...	124.64	-124.64
					3100 · Payroll Liabi...	124.64	-124.64
					7125 · Payroll Taxe...	-29.14	29.14
					3110 · Medicare P...	29.14	-29.14
					3110 · Medicare P...	29.14	-29.14

Middle Trinity Groundwater Conservation District

Check Detail

July 2023

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
					2110 · Direct Depo...	1,654.59	-1,654.59
TOTAL						0.00	0.00
Paycheck	DD1760	07/31/2023	Johnny D Wells		1006 · InterBank		0.00
					7105 · Payroll	-2,575.23	2,575.23
					3115 · Simple IRA ...	100.00	-100.00
					7115 · Medical Ben...	-501.19	501.19
					3120 · Group Healt...	501.19	-501.19
					3125 · Dependant ...	38.95	-38.95
					7141 · Simple IRA...	-77.26	77.26
					3115 · Simple IRA ...	77.26	-77.26
					3105 · Federal Wit...	318.00	-318.00
					7125 · Payroll Taxe...	-159.66	159.66
					3100 · Payroll Liabi...	159.66	-159.66
					3100 · Payroll Liabi...	159.66	-159.66
					7125 · Payroll Taxe...	-37.34	37.34
					3110 · Medicare P...	37.34	-37.34
					3110 · Medicare P...	37.34	-37.34
					2110 · Direct Depo...	1,921.28	-1,921.28
TOTAL						0.00	0.00
Paycheck	DD1761	07/31/2023	Patrick F Wagner		1006 · InterBank		0.00
					7105 · Payroll	-1,666.66	1,666.66
					7105 · Payroll	-1,666.67	1,666.67
					7115 · Medical Ben...	-501.19	501.19
					3120 · Group Healt...	501.19	-501.19
					3100 · Payroll Liabi...	100.00	-100.00
					7121 · Simple IRA ...	-100.00	100.00
					3100 · Payroll Liabi...	100.00	-100.00
					3125 · Dependant ...	360.62	-360.62
					3125 · Dependant ...	7.64	-7.64
					3105 · Federal Wit...	338.00	-338.00
					7125 · Payroll Taxe...	-206.67	206.67
					3100 · Payroll Liabi...	206.67	-206.67
					3100 · Payroll Liabi...	206.67	-206.67
					7125 · Payroll Taxe...	-48.34	48.34
					3110 · Medicare P...	48.34	-48.34
					3110 · Medicare P...	48.34	-48.34
					2110 · Direct Depo...	2,272.06	-2,272.06
TOTAL						0.00	0.00
Paycheck	DD1762	07/31/2023	Rachael Phillips		1006 · InterBank		0.00
					7105 · Payroll	-1,615.88	1,615.88
					7105 · Payroll	-88.54	88.54
					7105 · Payroll	-66.41	66.41
					7115 · Medical Ben...	-501.19	501.19
					3120 · Group Healt...	501.19	-501.19
					3100 · Payroll Liabi...	53.12	-53.12
					7121 · Simple IRA ...	-53.12	53.12
					3100 · Payroll Liabi...	53.12	-53.12
					3125 · Dependant ...	21.79	-21.79
					3105 · Federal Wit...	89.00	-89.00
					7125 · Payroll Taxe...	-109.79	109.79
					3100 · Payroll Liabi...	109.79	-109.79
					3100 · Payroll Liabi...	109.79	-109.79
					7125 · Payroll Taxe...	-25.68	25.68
					3110 · Medicare P...	25.68	-25.68
					3110 · Medicare P...	25.68	-25.68
					2110 · Direct Depo...	1,471.45	-1,471.45
TOTAL						0.00	0.00
Paycheck	DD1763	07/31/2023	Stephanie D Keith		1006 · InterBank		0.00

Middle Trinity Groundwater Conservation District
Check Detail
 July 2023

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
					7105 · Payroll	-2,237.27	2,237.27
					3115 · Simple IRA ...	67.12	-67.12
					7115 · Medical Ben...	-501.19	501.19
					3120 · Group Healt...	501.19	-501.19
					7121 · Simple IRA ...	-67.12	67.12
					3115 · Simple IRA ...	67.12	-67.12
					3105 · Federal Wit...	176.00	-176.00
					7125 · Payroll Taxe...	-138.71	138.71
					3100 · Payroll Liabi...	138.71	-138.71
					3100 · Payroll Liabi...	138.71	-138.71
					7125 · Payroll Taxe...	-32.44	32.44
					3110 · Medicare P...	32.44	-32.44
					3110 · Medicare P...	32.44	-32.44
					2110 · Direct Depo...	1,823.00	-1,823.00
TOTAL						0.00	0.00
Bill Pmt -Check	12385	07/05/2023	Barbara Domel		1006 · InterBank		-250.00
Bill		07/05/2023			7430 · Board of Dir...	-250.00	250.00
TOTAL						-250.00	250.00
Bill Pmt -Check	12386	07/05/2023	Card Service Cent...		1006 · InterBank		-2,848.51
Bill		07/05/2023			7570 · Computer S...	-324.69	324.69
					7505 · Office Suppl...	-194.68	194.68
					8120 · Fuel Expense	-699.96	699.96
					7211.1 · The Ditch ...	-307.35	307.35
					7445 · Employee L...	-956.85	956.85
					8115 · Auto Mainte...	-155.74	155.74
					7625 · Field Techni...	-13.94	13.94
					7425 · Registration...	-185.30	185.30
					7205 · Public Notic...	-10.00	10.00
TOTAL						-2,848.51	2,848.51
Bill Pmt -Check	12387	07/05/2023	Frank G Volleman		1006 · InterBank		-250.00
Bill		07/05/2023			7430 · Board of Dir...	-250.00	250.00
TOTAL						-250.00	250.00
Bill Pmt -Check	12388	07/05/2023	Fred B. Parker		1006 · InterBank		-250.00
Bill		07/05/2023			7430 · Board of Dir...	-250.00	250.00
TOTAL						-250.00	250.00
Bill Pmt -Check	12389	07/05/2023	Jerry Hinshaw		1006 · InterBank		-250.00
Bill		07/05/2023			7430 · Board of Dir...	-250.00	250.00
TOTAL						-250.00	250.00
Bill Pmt -Check	12390	07/05/2023	Joe Altebaumer		1006 · InterBank		-250.00
Bill		07/05/2023			7430 · Board of Dir...	-250.00	250.00
TOTAL						-250.00	250.00
Bill Pmt -Check	12391	07/05/2023	Kenneth Bullington		1006 · InterBank		-250.00
Bill		07/05/2023			7430 · Board of Dir...	-250.00	250.00
TOTAL						-250.00	250.00

Middle Trinity Groundwater Conservation District
Check Detail
July 2023

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
Bill Pmt -Check	12392	07/05/2023	Robert Payne		1006 · InterBank		-250.00
Bill		07/05/2023			7430 · Board of Dir...	-250.00	250.00
TOTAL						-250.00	250.00
Bill Pmt -Check	12393	07/05/2023	Shane Tucker		1006 · InterBank		-250.00
Bill		07/05/2023			7430 · Board of Dir...	-250.00	250.00
TOTAL						-250.00	250.00
Bill Pmt -Check	12394	07/05/2023	Tech323 LLC		1006 · InterBank		-1,000.00
Bill		07/05/2023			7574 · IT Services	-1,000.00	1,000.00
TOTAL						-1,000.00	1,000.00
Bill Pmt -Check	12395	07/05/2023	The Gatesville Me...		1006 · InterBank		-109.60
Bill		07/05/2023			7205 · Public Notic...	-109.60	109.60
TOTAL						-109.60	109.60
Bill Pmt -Check	12396	07/05/2023	The Water Shop		1006 · InterBank		-40.00
Bill		07/05/2023			7320 · Building Mai...	-40.00	40.00
TOTAL						-40.00	40.00
Bill Pmt -Check	12397	07/05/2023	Totelcom		1006 · InterBank		-473.20
Bill		07/05/2023			7310 · Landline, To... 7211.1 · The Ditch ...	-320.80 -152.40	320.80 152.40
TOTAL						-473.20	473.20
Bill Pmt -Check	12398	07/05/2023	W.B. Maples		1006 · InterBank		-250.00
Bill		07/05/2023			7430 · Board of Dir...	-250.00	250.00
TOTAL						-250.00	250.00
Bill Pmt -Check	12399	07/05/2023	Charles E. Fergus...		1006 · InterBank		-250.00
Bill		07/05/2023			7430 · Board of Dir...	-250.00	250.00
TOTAL						-250.00	250.00
Bill Pmt -Check	12400	07/05/2023	Texas Sodium Be...		1006 · InterBank		-1,661.40
Bill		07/05/2023			7660 · Well Cappin...	-1,661.40	1,661.40
TOTAL						-1,661.40	1,661.40
Check	12401	07/05/2023	Bruce & Kari Lant...		1006 · InterBank		-200.00
Credit Memo	10488	07/05/2023		Operatin...	5230 · Permit Dep...	-200.00	200.00
TOTAL						-200.00	200.00
Check	12402	07/10/2023	Tyler Rust		1006 · InterBank		-200.00
Credit Memo	10489	07/10/2023		Operatin...	5230 · Permit Dep...	-200.00	200.00

Middle Trinity Groundwater Conservation District
Check Detail
 July 2023

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
TOTAL						-200.00	200.00
Check	12403	07/10/2023	Lance Gasch		1006 · InterBank		-200.00
Credit Memo	10490	07/10/2023		Operatin...	5230 · Permit Dep...	-200.00	200.00
TOTAL						-200.00	200.00
Bill Pmt -Check	12404	07/10/2023	Bosque County P...		1006 · InterBank		-288.00
Bill		07/10/2023			7205 · Public Notic...	-288.00	288.00
TOTAL						-288.00	288.00
Bill Pmt -Check	12405	07/10/2023	Memco Lawn & A...		1006 · InterBank		-4,455.00
Bill		07/10/2023			7320 · Building Mai...	-2,700.00	2,700.00
					7320 · Building Mai...	-1,282.50	1,282.50
					7320 · Building Mai...	-472.50	472.50
TOTAL						-4,455.00	4,455.00
Bill Pmt -Check	12406	07/10/2023	Canon Financial ...		1006 · InterBank		-145.00
Bill		07/10/2023			7540 · Copier Main...	-145.00	145.00
TOTAL						-145.00	145.00
Bill Pmt -Check	12407	07/10/2023	RMA Toll Process...		1006 · InterBank		-6.68
Bill		07/10/2023			8120 · Fuel Expense	-6.68	6.68
TOTAL						-6.68	6.68
Bill Pmt -Check	12408	07/11/2023	Native Texas Nurs...		1006 · InterBank		-2,049.72
Bill		07/11/2023			7211.4 · Landscap...	-250.00	250.00
					7211.4 · Landscap...	-50.00	50.00
					7211.4 · Landscap...	-750.00	750.00
					7211.4 · Landscap...	-375.00	375.00
					7211.4 · Landscap...	-42.00	42.00
					7211.4 · Landscap...	-300.00	300.00
					7211.4 · Landscap...	-282.72	282.72
TOTAL						-2,049.72	2,049.72
Bill Pmt -Check	12409	07/11/2023	Texas A&M Unive...		1006 · InterBank		-875.00
Bill		07/11/2023			7212 · Scholarship/...	-875.00	875.00
TOTAL						-875.00	875.00
Bill Pmt -Check	12410	07/11/2023	Waldrop Constru...		1006 · InterBank		-20,344.50
Bill		07/11/2023			7211.3 · Learning ...	-450.00	500.00
					7211.4 · Landscap...	-18,742.50	20,825.00
					7211.9 · Waldrop F...	-1,152.00	1,280.00
TOTAL						-20,344.50	22,605.00
Liability Check	12411	07/14/2023	Edward Jones		1006 · InterBank		-440.48
					3100 · Payroll Liabi...	-100.00	100.00
					3115 · Simple IRA ...	-67.12	67.12
					3100 · Payroll Liabi...	-53.12	53.12
					3100 · Payroll Liabi...	-100.00	100.00

Middle Trinity Groundwater Conservation District
Check Detail
 July 2023

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
					3115 · Simple IRA ...	-67.12	67.12
					3100 · Payroll Liabi...	-53.12	53.12
TOTAL						-440.48	440.48
Liability Check	12412	07/14/2023	TD Ameritrade		1006 · InterBank		-177.26
					3115 · Simple IRA ...	-100.00	100.00
					3115 · Simple IRA ...	-77.26	77.26
TOTAL						-177.26	177.26
Liability Check	12413	07/14/2023	American Funds ...		1006 · InterBank		-120.62
					3115 · Simple IRA ...	-60.31	60.31
					3115 · Simple IRA ...	-60.31	60.31
TOTAL						-120.62	120.62
Bill Pmt -Check	12414	07/11/2023	Tawakoni Plant F...		1006 · InterBank		-3,001.44
Bill		07/11/2023			7211.4 · Landscap...	-2,894.40	2,894.40
					7211.4 · Landscap...	-107.04	107.04
TOTAL						-3,001.44	3,001.44
Bill Pmt -Check	12415	07/14/2023	Lovell Lawn & La...		1006 · InterBank		-160.00
Bill		07/14/2023			7320 · Building Mai...	-160.00	160.00
TOTAL						-160.00	160.00
Bill Pmt -Check	12416	07/14/2023	LRE Water LLC		1006 · InterBank		-29,274.25
Bill		07/14/2023			8500.1 · MTGCD 3...	-29,274.25	29,274.25
TOTAL						-29,274.25	29,274.25
Bill Pmt -Check	12417	07/14/2023	Merchants Bondi...		1006 · InterBank		-50.00
Bill		07/14/2023			7830 · Directors Bo...	-50.00	50.00
TOTAL						-50.00	50.00
Bill Pmt -Check	12419	07/14/2023	Snider Nursery		1006 · InterBank		-265.00
Bill		07/14/2023			7211.4 · Landscap...	-265.00	265.00
TOTAL						-265.00	265.00
Bill Pmt -Check	12420	07/18/2023	AT&T		1006 · InterBank		-209.26
Bill		07/18/2023			7315 · Cellular Pho...	-209.26	209.26
TOTAL						-209.26	209.26
Bill Pmt -Check	12421	07/18/2023	Jennifer Carey		1006 · InterBank		-52.47
Bill		07/18/2023			7920 · ERATH-Tax...	-28.11	28.11
					7920 · ERATH-Tax...	-24.36	24.36
TOTAL						-52.47	52.47
Bill Pmt -Check	12422	07/18/2023	McCreary, Veselk...		1006 · InterBank		-70.16

Middle Trinity Groundwater Conservation District

Check Detail

July 2023

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
Bill		07/18/2023			7920 · ERATH-Tax...	-70.16	70.16
TOTAL						-70.16	70.16
Bill Pmt -Check	12423	07/18/2023	Orkin		1006 · InterBank		-173.59
Bill		07/18/2023			7320 · Building Mai...	-173.59	173.59
TOTAL						-173.59	173.59
Bill Pmt -Check	12424	07/18/2023	Reliant		1006 · InterBank		-356.29
Bill		07/18/2023			7305 · Electricity	-356.29	356.29
TOTAL						-356.29	356.29
Bill Pmt -Check	12425	07/18/2023	Stephenville City ...		1006 · InterBank		-144.87
Bill		07/18/2023			7306 · City Water, ...	-144.87	144.87
TOTAL						-144.87	144.87
Bill Pmt -Check	12426	07/18/2023	TxTag		1006 · InterBank		-11.43
Bill		07/18/2023			7445 · Employee L...	-11.43	11.43
TOTAL						-11.43	11.43
Bill Pmt -Check	12427	07/18/2023	Lovell Lawn & La...		1006 · InterBank		-415.00
Bill		07/18/2023			7320 · Building Mai...	-415.00	415.00
TOTAL						-415.00	415.00
Bill Pmt -Check	12428	07/18/2023	Tarleton. State Un...		1006 · InterBank		-875.00
Bill		07/18/2023			7212 · Scholarship/...	-875.00	875.00
TOTAL						-875.00	875.00
Check	12429	07/19/2023	Associated Well S...		1006 · InterBank		-400.00
Credit Memo	10493	07/19/2023		Operatin...	5230 · Permit Dep...	-200.00	200.00
				Operatin...	5230 · Permit Dep...	-200.00	200.00
TOTAL						-400.00	400.00
Bill Pmt -Check	12430	07/20/2023	Waldrop Constru...		1006 · InterBank		-42,939.00
Bill		07/20/2023			7211.5 · General C...	-996.30	1,165.00
					7211.3 · Learning ...	-342.07	400.00
					7211.4 · Landscap...	-25,551.31	29,878.00
					7211.12 · Ditch Sid...	-13,735.18	16,061.00
					7211.9 · Waldrop F...	-2,314.14	2,706.00
TOTAL						-42,939.00	50,210.00
Liability Check	12431	07/31/2023	TML MultiState Int...		1006 · InterBank		-5,885.13
					3125 · Dependant ...	-121.48	121.48
					3125 · Dependant ...	-30.56	30.56
					3125 · Dependant ...	-721.24	721.24
					3120 · Group Healt...	-5,011.85	5,011.85
TOTAL						-5,885.13	5,885.13

Middle Trinity Groundwater Conservation District
Check Detail
 July 2023

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
Liability Check	12432	07/31/2023	American Funds ...		1006 · InterBank		-120.62
					3115 · Simple IRA ...	-60.31	60.31
					3115 · Simple IRA ...	-60.31	60.31
TOTAL						-120.62	120.62
Liability Check	12433	07/31/2023	Edward Jones		1006 · InterBank		-440.48
					3100 · Payroll Liabi...	-100.00	100.00
					3115 · Simple IRA ...	-67.12	67.12
					3100 · Payroll Liabi...	-53.12	53.12
					3100 · Payroll Liabi...	-100.00	100.00
					3115 · Simple IRA ...	-67.12	67.12
					3100 · Payroll Liabi...	-53.12	53.12
TOTAL						-440.48	440.48
Liability Check	12434	07/31/2023	TD Ameritrade		1006 · InterBank		-177.26
					3115 · Simple IRA ...	-100.00	100.00
					3115 · Simple IRA ...	-77.26	77.26
TOTAL						-177.26	177.26
Bill Pmt -Check	12435	07/26/2023	Advanced Ground...		1006 · InterBank		-10,091.95
Bill		07/26/2023			7970 · Hydrology	-1,794.45	1,794.45
Bill		07/26/2023			8500.2 · MTGCD P...	-8,297.50	8,297.50
TOTAL						-10,091.95	10,091.95
Bill Pmt -Check	12436	07/26/2023	The Dublin Citizen		1006 · InterBank		-232.00
Bill		07/26/2023			7205 · Public Notic...	-37.00	37.00
					7205 · Public Notic...	-195.00	195.00
TOTAL						-232.00	232.00
Liability Check	14072023	07/14/2023	Internal Revenue ...		1006 · InterBank		-2,879.84
					3105 · Federal Wit...	-1,055.00	1,055.00
					3110 · Medicare P...	-172.95	172.95
					3110 · Medicare P...	-172.95	172.95
					3100 · Payroll Liabi...	-739.47	739.47
					3100 · Payroll Liabi...	-739.47	739.47
TOTAL						-2,879.84	2,879.84
Liability Check	26072023	07/31/2023	Internal Revenue ...		1006 · InterBank		-2,879.82
					3105 · Federal Wit...	-1,055.00	1,055.00
					3110 · Medicare P...	-172.94	172.94
					3110 · Medicare P...	-172.94	172.94
					3100 · Payroll Liabi...	-739.47	739.47
					3100 · Payroll Liabi...	-739.47	739.47
TOTAL						-2,879.82	2,879.82

12418

Middle Trinity
Groundwater Conservation District
930 N Wolfe Nursery Rd
Stephenville, TX 76401

INTERBANK
OKLAHOMA CITY, OK
39-70/1030

PAY TO THE
ORDER OF _____

\$

DOLLARS

MEMO

AUTHORIZED SIGNATURE

⑈012418⑈ ⑆103000703⑆

0136457⑈

Middle Trinity Groundwater Conservation District

12418

VODID

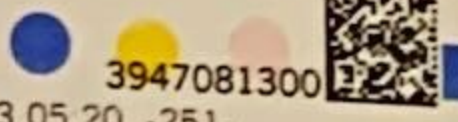
Middle Trinity Groundwater Conservation District

12418

01/24/2018 - IRS check was created with this same
check number. Choosing not to duplicate.

VODID

RP



Middle Trinity Groundwater Conservation District Profit & Loss Budget vs. Actual January through September 2023

	Jan - Dec 23	Budget	\$ Over Budget	% of Budget
Ordinary Income/Expense				
Income				
5000 · TAX REVENUE-INCOME				
5140.1 · CORYELL-Delinquent I&S	0.39	0.00	0.39	100.0%
5140 · CORYELL-Delinquent M&O	2,093.89	0.00	2,093.89	100.0%
5135.1 · CORYELL Interest and Sinking	1.67	0.00	1.67	100.0%
5135 · CORYELL- Maint. and Operation	246,864.28	284,936.00	-38,071.72	86.6%
5121.1 · BOSQUE-Delinquent I&S	0.33			
5120.1 · BOSQUE-Interest and Sinking	5.07	0.00	5.07	100.0%
5121 · BOSQUE-Delinquent M&O	4,141.28	0.00	4,141.28	100.0%
5105.1 · COMANCHE-Interest and Sinking	6.30	0.00	6.30	100.0%
5005 · ERATH-Maint. and Operation	259,284.87	374,234.00	-114,949.13	69.3%
5105 · COMANCHE-Maint. and Operation	80,221.30	103,010.00	-22,788.70	77.9%
5110 · COMANCHE-Delinquent M&O	1,969.40	0.00	1,969.40	100.0%
5120 · BOSQUE-Maint. and Operation	164,674.10	191,412.00	-26,737.90	86.0%
Total 5000 · TAX REVENUE-INCOME	759,262.88	953,592.00	-194,329.12	79.6%
5200 · Other Revenue				
5230 · Permit Deposit	3,800.00	0.00	3,800.00	100.0%
5205 · Interest Earned	77,866.30	0.00	77,866.30	100.0%
Total 5200 · Other Revenue	81,666.30	0.00	81,666.30	100.0%
Total Income	840,929.18	953,592.00	-112,662.82	88.2%
Gross Profit	840,929.18	953,592.00	-112,662.82	88.2%
Expense				
8500 · MTGCD Studies				
8500.2 · MTGCD Pump Studies	8,297.50	54,500.00	-46,202.50	15.2%
8500.1 · MTGCD 3D Model	109,258.24	145,000.00	-35,741.76	75.4%
Total 8500 · MTGCD Studies	117,555.74	199,500.00	-81,944.26	58.9%
7211 · The Ditch Development				
7211.1 · The Ditch Operations & Maint.	1,093.55	45,000.00	-43,906.45	2.4%
Total 7211 · The Ditch Development	1,093.55	45,000.00	-43,906.45	2.4%
8100 · MTGCD Vehicles				
8125 · Allowance for Replacement	0.00	0.00	0.00	0.0%
8120 · Fuel Expense	4,348.13	8,700.00	-4,351.87	50.0%
8115 · Auto Maintenance	2,022.64	2,050.00	-27.36	98.7%
Total 8100 · MTGCD Vehicles	6,370.77	10,750.00	-4,379.23	59.3%
8015 · Contingency	-8,025.30	20,000.00	-28,025.30	-40.1%
7100 · Salaries & Benefits				
7141 · Simple IRA-Johnny	1,081.64	1,390.68	-309.04	77.8%
7140 · Payroll Fees-Intuit	214.62	276.00	-61.38	77.8%
7121 · Simple IRA - PW, SK, RP	3,083.36	3,964.32	-880.96	77.8%
7421 · Mileage Reimbursement	0.00	0.00	0.00	0.0%
7105 · Payroll	166,977.72	214,685.64	-47,707.92	77.8%
7115 · Medical Benefits-TML IEBP	35,083.30	59,889.60	-24,806.30	58.6%
7120 · Simple IRA-Debbie	844.34	1,085.58	-241.24	77.8%
7125 · Payroll Taxes Expenses	12,773.80	16,423.47	-3,649.67	77.8%
7100 · Salaries & Benefits - Other	0.00	0.00	0.00	0.0%
Total 7100 · Salaries & Benefits	220,058.78	297,715.29	-77,656.51	73.9%
7200 · Public Information				
7212 · Scholarship/Grant Allowance	7,250.00	10,500.00	-3,250.00	69.0%
7225 · Web Page	0.00	350.00	-350.00	0.0%
7205 · Public Notices/Subscriptions	2,781.55	3,700.00	-918.45	75.2%
7210 · Public Education	389.04	12,833.33	-12,444.29	3.0%
Total 7200 · Public Information	10,420.59	27,383.33	-16,962.74	38.1%
7300 · Utilities & Maintenance				
7325 · Building Security Service	0.00	0.00	0.00	0.0%
7320 · Building Maint.	9,292.05	6,595.00	2,697.05	140.9%
7306 · City Water, Sewer, Trash	926.74	3,498.00	-2,571.26	26.5%
7308 · Janitorial Services	2,320.00	3,200.00	-880.00	72.5%
7315 · Cellular Phone-ATT	1,458.37	1,900.00	-441.63	76.8%
7305 · Electricity	3,197.62	6,000.00	-2,802.38	53.3%
7310 · Landline, Toll Free, Internet	3,651.61	3,933.00	-281.39	92.8%
Total 7300 · Utilities & Maintenance	20,846.39	25,126.00	-4,279.61	83.0%
7400 · Dues, Education, & Travel				
7445 · Employee Lodging and meals	3,877.88	6,500.00	-2,622.12	59.7%
7430 · Board of Directors Per Diem	18,000.00	29,000.00	-11,000.00	62.1%
7425 · Registration Fees & Seminars	2,236.20	4,125.00	-1,888.80	54.2%

Middle Trinity Groundwater Conservation District
Profit & Loss Budget vs. Actual
January through September 2023

08/07/23

Accrual Basis

	Jan - Dec 23	Budget	\$ Over Budget	% of Budget
7440 · Association Dues	285.00	3,000.00	-2,715.00	9.5%
Total 7400 · Dues, Education, & Travel	24,399.08	42,625.00	-18,225.92	57.2%
7500 · Office Supplies				
7574 · IT Services	8,000.00	9,000.00	-1,000.00	88.9%
7573 · Database Maintenance	7,075.00	7,075.00	0.00	100.0%
7575 · Misc. office expense	0.00	0.00	0.00	0.0%
7570 · Computer Software	3,077.10	3,850.00	-772.90	79.9%
7505 · Office Supplies	2,601.87	4,300.00	-1,698.13	60.5%
7525 · Postage	257.25	600.00	-342.75	42.9%
7530 · Printing	38.61	150.00	-111.39	25.7%
7540 · Copier Maintenance and Lease	2,060.92	3,000.00	-939.08	68.7%
7550 · Office Equipment	0.00	2,500.00	-2,500.00	0.0%
Total 7500 · Office Supplies	23,110.75	30,475.00	-7,364.25	75.8%
7600 · Field Tech Expenses				
7645 · Laboratory Supplies	1,051.55	1,000.00	51.55	105.2%
7660 · Well Capping/Plugging	2,991.40	4,800.00	-1,808.60	62.3%
7650 · Aquifer Monitoring Equip.	5,879.46	10,500.00	-4,620.54	56.0%
7625 · Field Technician Supplies	429.09	1,500.00	-1,070.91	28.6%
7600 · Field Tech Expenses - Other	0.00	0.00	0.00	0.0%
Total 7600 · Field Tech Expenses	10,351.50	17,800.00	-7,448.50	58.2%
7800 · Insurance & Bonds				
7850 · Auto Insurance	1,456.00	1,500.00	-44.00	97.1%
7835 · Other Bonds	50.00	200.00	-150.00	25.0%
7830 · Directors Bonds	293.00	400.00	-107.00	73.3%
7820 · Workmans Comp.Ins.	3,333.00	3,342.10	-9.10	99.7%
7805 · General Liability Ins	1,245.00	1,802.90	-557.90	69.1%
7810 · Building Property Ins.	2,403.00	2,405.00	-2.00	99.9%
7815 · Insurance Discount	-162.20	-134.00	-28.20	121.0%
Total 7800 · Insurance & Bonds	8,617.80	9,516.00	-898.20	90.6%
7900 · Professional Services				
7902 · Karst Coalition	0.00	11,100.00	-11,100.00	0.0%
7971 · GMA 8	4,401.69	30,000.00	-25,598.31	14.7%
7923 · BOSQUE-Tax Collector	0.00	0.00	0.00	0.0%
7922 · CORYELL-Tax Collector	0.00	0.00	0.00	0.0%
7939 · CORYELL-Tax Appraiser	2,649.84	3,968.76	-1,318.92	66.8%
7937 · BOSQUE-Tax Appraiser	2,536.00	3,810.00	-1,274.00	66.6%
7970 · Hydrology	8,036.01	15,000.00	-6,963.99	53.6%
7950 · Tax Refund	0.00	1,575.00	-1,575.00	0.0%
7940 · Election Expense	0.00	15,000.00	-15,000.00	0.0%
7935 · COMANCHE-Tax Appraiser	1,851.18	2,776.77	-925.59	66.7%
7930 · ERATH-Tax Appraiser	4,784.48	7,176.72	-2,392.24	66.7%
7925 · COMANCHE-Tax Collector	1,046.13			
7920 · ERATH-Tax Collector	3,955.49	6,200.00	-2,244.51	63.8%
7905 · Audit Services	17,500.00	17,250.00	250.00	101.4%
7915 · Legal Services	45,769.98	68,390.53	-22,620.55	66.9%
7900 · Professional Services - Other	0.00	0.00	0.00	0.0%
Total 7900 · Professional Services	92,530.80	182,247.78	-89,716.98	50.8%
Total Expense	527,330.45	908,138.40	-380,807.95	58.1%
Net Ordinary Income	313,598.73	45,453.60	268,145.13	689.9%
Net Income	313,598.73	45,453.60	268,145.13	689.9%

The Ditch Water Discovery Center
Project Budget vs. Actual Expenditures
 June 2019 through July 2023

	Jun '19 - Jul 23	Budget	% of Budget
Ordinary Income/Expense			
Expense			
7211 · The Ditch Development			
7211.12 · Ditch Sidewalk (Waldrop)	18,602.00	55,450.00	33.5%
7211.7 · Certification Fees	8,000.00	9,000.00	88.9%
7211.10 · Project Contingency	-10,680.50	150,000.00	-7.1%
7211.11 · P & P Bond	23,382.74	22,830.00	102.4%
7211.9 · Waldrop Fee 6%	86,236.00	109,416.00	78.8%
7211.8 · Interpretive Signage	72,392.08	172,000.00	42.1%
7211.6 · Design Fees Expenses	451,716.99	422,600.00	106.9%
7211.5 · General Condition Expenses	128,165.00	124,165.00	103.2%
7211.4 · Landscape Architecture Expenses	436,416.04	550,446.00	79.3%
7211.3 · Learning Center Building	948,668.00	975,155.00	97.3%
7211.2 · Pre Construction Site Expenses	33,923.30	0.00	100.0%
Total 7211 · The Ditch Development	2,196,821.65	2,591,062.00	84.8%
Total Expense	2,196,821.65	2,591,062.00	84.8%
Net Ordinary Income	-2,196,821.65	-2,591,062.00	84.8%
Net Income	-2,196,821.65	-2,591,062.00	84.8%

**Middle Trinity Groundwater Conservation District
Paid Time Off List**

August 4, 2023

<u>Employee</u>	<u>Notes</u>	<u>Hire Date</u>	<u>Salary</u>	<u>Sick Rate</u>	<u>Sick Available</u>	<u>Sick Used</u>	<u>Vacation Rate</u>	<u>Vacation Avai...</u>	<u>Vacation Used</u>
Deborah Montgomery	Has notes	09/01/2017	48,247.61	2:00	135:00	9:00	6:40	245:40	88:00
Johnny D Wells	Has notes	12/01/2008	61,805.60	2:00	121:00	11:00	8:34	227:42	91:00
Patrick F Wagner	Has notes	01/03/2022	80,000.00	2:00	38:00	12:00	3:33	30:12	62:30
Rachael Phillips	Has notes	08/01/2022	42,500.00	2:00	1:00	49:00	3:33	45:24	109:00
Stephanie D Keith	Has notes	07/17/2017	53,694.51	2:00	30:00	0:00	6:40	181:08	100:00

2023 COLLECTIONS BY COUNTY Y-T-D

	BOSQUE	COMANCHE	CORYELL	ERATH	TOTAL REVENUE
CERTIFIED TOTALS	2,622,080,814	1,411,094,220	3,903,234,697	5,126,499,786	13,062,909,517
TAX RATE 0.000073	# 191,412	103,010	284,936	374,234	953,592
TY 2022 (Oct 1, 2022 - Sept 30, 2023)					
CURRENT M&O	181,542.78	100,974.31	283,909.40	367,794.67	934,221.16
DELINQUENT M&O	3,465.57	1,966.91	1,841.50	-	7,273.98
TY 2022 TOTAL LEVY	185,008.35	102,941.22	285,750.90	367,794.67	941,495.14
PENALTY & INTEREST	1,055.44	935.09	759.79	-	2,750.32
TOTAL YTD COLLECTED	186,063.79	103,876.31	286,510.69	367,794.67	944,245.46
	97.21%	100.84%	100.55%	98.28%	99.02%

REVENUE BUDGET vs. EXPENSE BUDGET

TY	Tax Rate	Revenue Budget	FY	Expense Budget
2022	0.000073	\$ 953,592	2023	\$ 950,851
2021	0.000085	\$ 932,118	2022	\$ 903,472
2020	0.000092	\$ 920,458	2021	\$ 887,630
2019	0.000094	\$ 886,053	2020	\$ 952,883

< Continue Shopping

FREE GIFT Amazon Music Unlimited Monthly Subscription - Individual Plan Free Trial
 (\$43.96 Value. New subscribers only. \$10.99/month after 4 months free trial)

New subscribers only. Terms and exclusions apply. By redeeming, you agree to the Terms of Use and authorize us to charge your default card, or another card on file, \$10.99 per month plus any taxes after your trial. Cancel at any time through My Account.
 Your subscription continues until cancelled. Cancel any time by visiting My Account. [Details](#)

Redeem Fr

Your Cart (1 Item) Save Cart | Delete Cart

ThinkPad X1 Carbon Gen 11 Intel (14") **\$1,904.65**
 Part Number 21HMCTO1WW Savings: \$1,558.35 (45%)



Delivery FREE Standard Delivery: Get it between Tue. Aug 22 - Thu. Aug 24
[Delivery options for 76401](#)

eCoupon Applied: **BYOTHINK2023**

1

customized Hide Specs ^

Save for Later | Remove

System Specs: (Edit)

- Processor: 13th Generation Intel® Core™ i7-1365U vPro® Processor (E-cores up to 3.90 GHz P-cores up to 5.20 GHz) *selected upgrade*
- Operating System: Windows 11 Pro 64 *selected upgrade*
- Operating System Language: Windows 11 Pro 64 English *selected upgrade*
- Microsoft Productivity Software : None
- Onboard Memory: 32 GB LPDDR5-6000MHz (Soldered) *selected upgrade*
- Solid State Drive: 512 GB SSD M.2 2280 PCIe Gen4 Performance TLC Opal *selected upgrade*
- Display: 14" WUXGA (1920 x 1200), IPS, Anti-Glare, Touch, 100% sRGB, 500 nits, Narrow Bezel, ePrivacy Filter *selected upgrade*
- Graphic Card: Integrated Intel® Iris® Xe Graphics
- Camera: 1080P FHD RGB+IR with Computer Vision *selected upgrade*
- Color: Black
- Top Cover Material: Carbon Fiber with Woven *selected upgrade*
- Wireless: Intel® Wi-Fi 6E AX211 2x2 AX vPro® & Bluetooth® 5.1 or above
- Integrated Mobile Broadband: No Wireless WAN
- Integrated Wireless Antenna: No WWAN Antenna
- Selectable SIM: No WWAN SIM Card
- Fingerprint Reader: Fingerprint Reader
- Keyboard: Backlit, Black with Fingerprint Reader - English
- TPM Setting: Enabled Discrete TPM2.0
- vPro Certified Model: vPro Enterprise *selected upgrade*
- Evo Certified Model: Evo Certified
- Absolute BIOS Selection: BIOS Absolute Enabled
- Custom Asset Tag: None
- Battery: 4 Cell Li-Polymer 57Wh
- Power Cord: 65W USB-C Low Cost 90% PCC 2pin AC Adapter - US
- Computer Vision: Computer Vision *selected upgrade*
- Electronic Privacy Filter: ePrivacy Filter *selected upgrade*
- Transparent Supply Chain: No Transparent Supply Chain
- Language Pack: Publication - Polish/Portuguese/English

Buy more, save more with code BUYMORELENOVO
 You've unlocked an EXTRA \$100 off you \$1500+.

[Apply My Discount](#) *Excl

SubTotal

eCoupon Savings

Shipping

Estimated total:

You Are Saving

[Proceed to Checkout](#)

Lenovo Financing \$159/mo suggested payment promo financing [See How](#) [Pr](#)

Or Checkout Quickly With:

USE YOUR AMAZON ACCO

Copy the eCoupon above and click:

Enter eCoupon Code

[Apply](#)

eCoupons Applied:

BYOTHINK2023

Are you a Higher Ed Student, Teacher, Medical Provider, First Responder, or (55+)? [Verify potential savings](#) ^

[Verify with ID.me](#)

< Continue Shopping



FREE GIFT Amazon Music Unlimited Monthly Subscription - Individual Plan Free Trial (\$43.96 Value. New subscribers only. \$10.99/month after 4 months free trial)

New subscribers only. Terms and exclusions apply. By redeeming, you agree to the Terms of Use and authorize us to charge your default card, or another card on file, \$10.99 per month plus any taxes after your trial. Cancel at any time through My Account. Your subscription continues until cancelled. Cancel any time by visiting My Account. Details

Redeem Fr

Your Cart (1 Item) Save Cart | Delete Cart

ThinkPad X1 Carbon Gen 11 Intel (14") Part Number 21HMCTO1WW

\$1,398.65

Savings: \$1,144.35 (45%)



Delivery FREE Standard Delivery: Get it between Tue. Aug 22 - Thu. Aug 24 Delivery options for 76401

eCoupon Applied: BYOTHINK2023

Quantity: 1

customized Hide Specs

Save for Later | Remove

System Specs: (Edit)

- Processor: 13th Generation Intel® Core™ i5-1335U Processor (E-cores up to 3.40 GHz P-cores up to 4.60 GHz)
Operating System: Windows 11 Home 64
Operating System Language: Windows 11 Home 64 English
Microsoft Productivity Software : None
Onboard Memory: 16 GB LPDDR5-6400MHz (Soldered)
Solid State Drive: 512 GB SSD M.2 2280 PCIe Gen4 Performance TLC Opal selected upgrade
Display: 14" WUXGA (1920 x 1200), IPS, Anti-Glare, Non-Touch, 100%sRGB, 400 nits, Low Power
Graphic Card: Integrated Intel® Iris® Xe Graphics
Camera: 1080P FHD RGB
Color: Black
Top Cover Material: Carbon Fiber with Black Paint
Wireless: Intel® Wi-Fi 6E AX211 2x2 AX vPro® & Bluetooth® 5.1 or above
Integrated Mobile Broadband: No Wireless WAN
Integrated Wireless Antenna: No WWAN Antenna
Selectable SIM: No WWAN SIM Card
Fingerprint Reader: Fingerprint Reader
Keyboard: Backlit, Black with Fingerprint Reader - English
TPM Setting: Enabled Discrete TPM2.0
vPro Certified Model: Non vPro
Evo Certified Model: Evo Certified
Absolute BIOS Selection: BIOS Absolute Enabled
Custom Asset Tag: None
Battery: 4 Cell Li-Polymer 57Wh
Power Cord: 65W USB-C Low Cost 90% PCC 2pin AC Adapter - US
Computer Vision: No Computer Vision
Electronic Privacy Filter: No ePrivacy Filter
Transparent Supply Chain: No Transparent Supply Chain
Language Pack: Publication - Polish/Portuguese/English

Buy more, save more with code BUYMORELENOVO

You've unlocked an EXTRA \$60 off your \$1000+. Add another \$102 to your cart to get \$100 in savings!

Apply My Discount *Excl

SubTotal

eCoupon Savings

Shipping

Estimated total: \$1,398.65

You Are Saving \$1,144.35

Proceed to Checkout

Lenovo Financing \$117/mo suggested payment promo financing See How

Or Checkout Quickly With: amazon pay USE YOUR AMAZON ACCO

Copy the eCoupon above and click:

Enter eCoupon Code

Apply

eCoupons Applied:

BYOTHINK2023

Are you a Higher Ed Student, Teacher, Medical Provider, First Responder, or (55+)? Verify potential savings

Verify with ID.me



TEAMGROUP T-Force Delta RGB DDR4 16GB (2x8GB) 3200MHz (PC4-25600) CL16 Desktop Memory Module ram Black - TF3D416G3200HC16CDC01

★★★★★ 9,142

\$44.99 prime

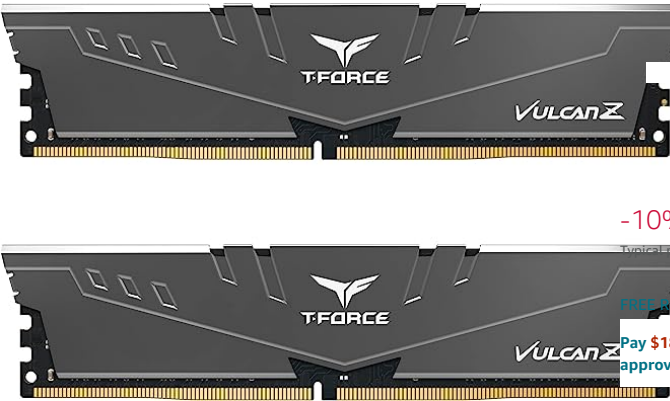


Electronics > Computers & Accessories > Computer Components > Internal Components > Memory

Sponsored



5 VIDEOS



Roll over image to zoom in

TEAMGROUP T-Force Vulcan Z DDR4 64GB Kit (2x32GB) 3200MHz (PC4-25600) CL16 Desktop Memory Module Ram (Gray) -

TF3D464G3200HC16CDC01

TEAMGROUP Store
9,967 ratings
answered questions

Choice in Computer Memory by TEAMGROUP

Free in 30 days

-10% \$109.99

Original Price: \$121.99

Two-Day
FREE Returns

Pay \$18.33/month for 6 months, interest-free upon approval for Prime Visa

Size: 2x32GB

2x8GB

2x16GB

2x32GB

32GB (16GBx2) - 3200MHz C16-20-20-40

Style:

3200 MHz CL 16-18-18-38

Color: gray



Purchase options and add-ons

Payment plans

\$10.72/mo (12 mo) at example APR of 30% (rates from 10-30% APR)

Brand	TEAMGROUP
Computer	12
Memory Size	
RAM Memory	DDR4
Technology	
Memory Speed	3200 MHz
Compatible Devices	Desktop

About this item

- Simple design to perfectly protect the cooling module
- High thermal conductive adhesive
- Supports Intel & AMD motherboards
- Selected high-quality IC, Supports XMP2.0
- Lifetime warranty

Have one to sell? [Sell on Amazon](#)

[Report incorrect product information.](#)

Delivery

Pickup

\$109.99

Two-Day

FREE Returns

FREE delivery **Friday, August 11.**
Order within 14 hrs 3 mins

Deliver to Patrick - Stephenville 76401

In Stock

Qty: 1

Add to Cart

Buy Now

Payment Secure transaction

Ships from Amazon

Sold by TEAMGROUP Inc.

Returns Eligible for Return, Refund or Replacement within 30 days of receipt

Support Free Amazon tech support included

Add a Protection Plan:

- 3-Year Protection for \$21.99
- 4-Year Protection for \$29.99

Add a gift receipt for easy returns

Add to List

New (6) from \$109.99

Other Sellers on Amazon

\$126.10 [Add to Cart](#)

& FREE Shipping

Sold by: TELeasy

\$127.02 [Add to Cart](#)

& FREE Shipping

Sold by: Hot Deals 4 Less®

\$128.68 [Add to Cart](#)

& FREE Shipping

Sold by: IPC-STORE ✓



TEAMGROUP T-Force Delta RGB DDR4 32GB (2x16GB) 3600MHz (PC4-28800)...

★★★★★ 9,142

\$69.99 prime

Sponsored

MTGCD Budget Amendment (Proposed)

Years 2023 (Jan 1 - Sep 30)

	2023	Amendments	2023 - Amend 2
Expense			
<u>7211.1 The Ditch M&O</u>	45,000.00		45,000.00
<u>8100 MTGCD Vehicles</u>			
Allowance for Replacement	-		-
Fuel Expense	8,700.00		8,700.00
Auto Maintenance	2,050.00		2,050.00
<u>8015 Contingency</u>	20,000.00		20,000.00
<u>8500 MTGCD Studies</u>			
MTGCD 3D Model	145,000.00		145,000.00
MTGCD Pump Study	54,500.00		54,500.00
<u>7100 Salaries & Benefits</u>			
Simple IRA - Johnny	1,390.68		1,390.68
Payroll Fees	276.00		276.00
Simple IRA - Crystal/Stephanie/Patrick	3,964.32		3,964.32
Vehicle Reimbursement	-		-
Payroll	214,685.64		214,685.64
Medical Benefits	59,889.60		59,889.60
Simple IRA - Debbie	1,085.58		1,085.58
Payroll Taxes	16,423.47		16,423.47
Retirement - Simple IRA	-		-
Salaries & Benefits - Others	-		-
<u>7200 Public Information</u>			
Public Notices/Subscriptions	3,700.00		3,700.00
Web Page	350.00		350.00
Public Education	12,833.33		12,833.33
Scholarship/Grant Allowance	10,500.00		10,500.00
<u>7300 Utilities & Maintenance</u>			
City Water/Sewer/Trash	3,498.00		3,498.00
Janitorial Services	3,200.00		3,200.00
Cellular Phone - ATT	1,900.00		1,900.00
Electricity	6,000.00		6,000.00
Landline/Internet	3,933.00		3,933.00
Building Maintenance	6,595.00	4,000.00	10,595.00
Building Security	-		-
<u>7400 Dues/Education/Tavell</u>			
Employee Lodging and Meals	6,500.00		6,500.00
Board of Directors Per Diem	29,000.00		29,000.00
Registration Fees & Seminars	4,125.00		4,125.00
Association Dues	3,000.00		3,000.00
IT Services	9,000.00		9,000.00

Years 2023 - 2027	2023	Amendments	2023 - Amend 2
<u>7500 Office Supplies</u>			
Database Maintenance	7,075.00		7,075.00
Computer Software	3,850.00		3,850.00
Office Supplies	4,300.00		4,300.00
Postage	600.00		600.00
Printing	150.00		150.00
Copier Maintenance and Lease	3,000.00		3,000.00
Office Equipment	2,500.00	4,000.00	6,500.00
Misc. Office Expense			
<u>7600 Field Tech Expenses</u>			
Laboratory Services	1,000.00	100.00	1,100.00
Well Capping/Plugging	4,800.00		4,800.00
Aquifer Monitoring Equipment	10,500.00	(4,000.00)	6,500.00
Field Technician Services	1,500.00		1,500.00
<u>7800 Insurance & Bonds</u>			
Auto Insurance	1,500.00		1,500.00
Other Bonds	200.00		200.00
Directors Bonds	400.00		400.00
Workman's Comp. Insurance	3,342.10		3,342.10
General Liability Insurance	1,802.90		1,802.90
Building Property Insurance	2,405.00		2,405.00
Insurance Discount	(134.00)		(134.00)
<u>7900 Professional Services</u>			
Karst Coalition	11,100.00	(4,100.00)	7,000.00
GMA 8	30,000.00		30,000.00
Bosque Tax Collector	-		-
Comanche Tax Collector	-		-
Coryell Tax Collector	-		-
Erath Tax Collector	6,200.00		6,200.00
Bosque Tax Appraiser	3,810.00		3,810.00
Comanche Tax Appraiser	2,776.77		2,776.77
Coryell Tax Appraiser	3,968.76		3,968.76
Erath Tax Appraiser	7,176.72		7,176.72
Tax Refund	1,575.00		1,575.00
Election Expense	15,000.00		15,000.00
Hydrology	15,000.00		15,000.00
Audit Services	17,250.00		17,250.00
Legal Services	68,390.53		68,390.53
TOTAL	908,138.40		908,138.40
	2023	Amendments	2023 - Amend 2

MTGCD 2024 Budget (No New Revenue)

Years 2024 (Oct 1 - Sep 30)

	2023	2024 - District	2024 - The Ditch	2024 - NNR 1	2024 - NNR 2	2024 - NNR 3
Income						
Tax Collection NNR at 0.006463/100		964,163.72	-	964,163.72	964,163.72	964,163.72
Tax Collection 97.5% of NNR		940,059.63	-	940,059.63	940,059.63	940,059.63
Expense						
<u>7211.1 The Ditch M&O</u>						
<u>8100 MTGCD Vehicles</u>						
Allowance for Replacement	-	-	-	-	-	-
Fuel Expense	12,000.00	8,400.00	-	8,400.00	8,400.00	8,400.00
Auto Maintenance	2,500.00	1,000.00	-	1,000.00	1,000.00	1,000.00
8015 Contingency	30,000.00	15,000.00	5,000.00	20,000.00	20,000.00	20,000.00
<u>8500 MTGCD Studies</u>						
MTGCD 3D Model	-	-	-	-	-	-
MTGCD Pump Study	-	-	-	-	-	-
MTGCD Geophysical Logs	-	5,000.00	-	5,000.00	5,000.00	5,000.00
MTGCD Studies	-	75,000.00	-	75,000.00	75,000.00	75,000.00
MTGCD Database Enhancements	-	-	-	-	-	-
<u>7100 Salaries & Benefits</u>						
Simple IRA - Johnny	2,616.00	-	-	-	-	-
Payroll Fees	276.00	500.00	-	500.00	500.00	500.00
Simple IRA - Rachael/Stephanie/Patrick	4,608.00	9,000.00	-	9,000.00	9,000.00	9,000.00
Vehicle Reimbursement	-	1,637.50	-	1,637.50	1,637.50	1,637.50
Payroll	325,506.00	295,000.00	-	295,000.00	295,000.00	295,000.00
Medical Benefits	60,407.00	75,000.00	-	75,000.00	75,000.00	75,000.00
Simple IRA - Debbie	2,001.00	-	-	-	-	-
Payroll Taxes	26,250.00	28,000.00	-	28,000.00	28,000.00	28,000.00
Retirement - Simple IRA	-	-	-	-	-	-
Salaries & Benefits - Others	-	-	-	-	-	-
<u>7200 Public Information</u>						
Public Notices/Subscriptions	5,500.00	4,500.00	-	4,500.00	4,500.00	4,500.00
Web Page	350.00	428.64	350.00	778.64	778.64	778.64
Public Education	22,000.00	7,500.00	7,500.00	15,000.00	15,000.00	15,000.00
Scholarship/Grant Allowance	10,500.00	10,500.00	-	10,500.00	10,500.00	10,500.00
<u>7300 Utilities & Maintenance</u>						
City Water/Sewer/Trash	3,498.00	4,500.00	7,500.00	12,000.00	12,000.00	12,000.00
Janitorial Services	4,400.00	4,160.00	1,500.00	5,660.00	5,660.00	5,660.00
Cellular Phone - ATT	2,500.00	2,650.08	-	2,650.08	2,650.08	2,650.08
Electricity	6,600.00	5,728.27	2,000.00	7,728.27	7,728.27	7,728.27
Landline/Internet	5,033.00	3,900.00	1,828.80	5,728.80	5,728.80	5,728.80
Building Maintenance	8,195.00	9,090.36	15,000.00	24,090.36	24,090.36	24,090.36
Building Security	300.00	444.00	1,500.00	1,944.00	1,944.00	1,944.00
<u>7400 Dues/Education/Taxell</u>						
Employee Lodging and Meals	10,000.00	10,000.00	-	10,000.00	10,000.00	10,000.00
Board of Directors Per Diem	47,000.00	39,000.00	-	39,000.00	39,000.00	39,000.00
Registration Fees & Seminars	5,500.00	5,000.00	-	5,000.00	5,000.00	5,000.00
Association Dues	4,000.00	5,369.00	-	5,369.00	5,369.00	5,369.00

Years 2023 - 2027

	Old 2023	2024 - District	2024 - The Ditch	2024 - NNR 1	2024 - NNR 2	2024 - NNR 3
<u>7500 Office Supplies</u>						
IT Services	15,000.00	12,000.00	-	-	12,000.00	12,000.00
Database Maintenance	6,000.00	5,500.00	-	12,000.00	5,500.00	5,500.00
Computer Software	3,200.00	5,023.98	1,000.00	6,023.98	6,023.98	6,023.98
Office Supplies	5,000.00	5,000.00	700.00	5,700.00	5,700.00	5,700.00
Postage	1,500.00	1,000.00	500.00	1,500.00	1,500.00	1,500.00
Printing	600.00	1,000.00	500.00	1,500.00	1,500.00	1,500.00
Copier Maintenance and Lease	3,500.00	3,540.00	-	3,540.00	3,540.00	3,540.00
Office Equipment	5,000.00	2,000.00	12,000.00	14,000.00	14,000.00	14,000.00
Misc. Office Expense	-	-	-	-	-	-
<u>7600 Field Tech Expenses</u>						
Laboratory Services	1,000.00	2,500.00	-	-	2,500.00	2,500.00
Well Capping/Plugging	4,000.00	5,000.00	-	5,000.00	5,000.00	5,000.00
Aquifer Monitoring Equipment	30,000.00	20,000.00	-	20,000.00	20,000.00	20,000.00
Field Technician Services	2,000.00	2,500.00	-	2,500.00	2,500.00	2,500.00
<u>7800 Insurance & Bonds</u>						
Auto Insurance	2,000.00	1,601.00	-	-	1,601.00	1,601.00
Other Bonds	200.00	500.00	-	500.00	500.00	500.00
Directors Bonds	400.00	1,000.00	-	1,000.00	1,000.00	1,000.00
Workman's Comp. Insurance	3,202.10	3,500.00	-	3,500.00	3,500.00	3,500.00
General Liability Insurance	1,802.90	1,300.00	-	1,300.00	1,300.00	1,300.00
Building Property Insurance	2,200.00	3,000.00	3,000.00	6,000.00	6,000.00	6,000.00
Insurance Discount	(134.00)	-	-	-	-	-
<u>7900 Professional Services</u>						
Karst Coalition	11,100.00	4,637.03	-	4,637.03	4,637.03	4,637.03
GMA 8	10,000.00	30,000.00	-	30,000.00	30,000.00	30,000.00
Bosque Tax Collector	1,792.00	2,000.00	-	2,000.00	2,000.00	2,000.00
Comanche Tax Collector	771.00	1,200.00	-	1,200.00	1,200.00	1,200.00
Coryell Tax Collector	2,802.00	3,100.00	-	3,100.00	3,100.00	3,100.00
Erath Tax Collector	6,200.00	6,200.00	-	6,200.00	6,200.00	6,200.00
Bosque Tax Appraiser	3,650.00	5,496.00	-	5,496.00	5,496.00	5,496.00
Comanche Tax Appraiser	4,000.00	4,023.40	-	4,023.40	4,023.40	4,023.40
Coryell Tax Appraiser	5,200.00	5,375.62	-	5,375.62	5,375.62	5,375.62
Erath Tax Appraiser	9,000.00	10,175.27	-	10,175.27	10,175.27	10,175.27
Tax Refund	1,575.00	1,575.00	-	1,575.00	1,575.00	1,575.00
Election Expense	15,000.00	20,000.00	-	20,000.00	20,000.00	20,000.00
Hydrology	35,000.00	20,000.00	-	20,000.00	20,000.00	20,000.00
Audit Services	16,750.00	17,500.00	-	17,500.00	17,500.00	17,500.00
Legal Services	80,000.00	45,000.00	-	45,000.00	45,000.00	45,000.00
TOTAL	950,851.00	878,555.15	59,878.80	938,433.95	958,433.95	1,038,433.95
	2023	2024 - District	2024 - The Ditch	2024 - NNR 1	2024 - NNR 2	2024 - NNR 3
Full Collection	97.50%	Reserve Pull (-)	Full Collection	25,729.77	5,729.77	(74,270.23)
			97.50%	1,625.68	(18,374.32)	(98,374.32)

* Reserve Pull

MTGCD 2024 Budget (Proposed 0.006550/100)

Years 2024 (Oct 1 - Sep 30)

	2023	2024 - District	2024 - The Ditch	2024 - GM Pro 1
Income				
Tax Collection NNR at 0.006550/100		977,142.56	-	977,142.56
Tax Collection 97.5% of NRR		952,714.00	-	952,714.00
Expense				
<u>7211.1 The Ditch M&O</u>	60,000.00	-	-	-
<u>8100 MTGCD Vehicles</u>				
Allowance for Replacement	-	-	-	-
Fuel Expense	12,000.00	8,400.00	-	8,400.00
Auto Maintenance	2,500.00	1,000.00	-	1,000.00
<u>8015 Contingency</u>	30,000.00	15,000.00	5,000.00	20,000.00
<u>8500 MTGCD Studies</u>				
MTGCD 3D Model	-	-	-	-
MTGCD Pump Study	-	20,000.00	-	20,000.00 *
MTGCD Geophysical Logs	-	5,000.00	-	5,000.00
MTGCD Studies	-	75,000.00	-	75,000.00
MTGCD Database Enhancements	-	80,000.00	-	80,000.00 *
<u>7100 Salaries & Benefits</u>				
Simple IRA - Johnny	2,616.00	-	-	-
Payroll Fees	276.00	500.00	-	500.00
Simple IRA - Rachael/Stephanie/Patrick	4,608.00	9,000.00	-	9,000.00
Vehicle Reimbursement	-	1,637.50	-	1,637.50
Payroll	325,506.00	295,000.00	-	295,000.00
Medical Benefits	60,407.00	75,000.00	-	75,000.00
Simple IRA - Debbie	2,001.00	-	-	-
Payroll Taxes	26,250.00	28,000.00	-	28,000.00
Retirement - Simple IRA	-	-	-	-
Salaries & Benefits - Others	-	-	-	-
<u>7200 Public Information</u>				
Public Notices/Subscriptions	5,500.00	4,500.00	-	4,500.00
Web Page	350.00	428.64	350.00	778.64
Public Education	22,000.00	7,500.00	7,500.00	15,000.00
Scholarship/Grant Allowance	10,500.00	10,500.00	-	10,500.00
<u>7300 Utilities & Maintenance</u>				
City Water/Sewer/Trash	3,498.00	4,500.00	7,500.00	12,000.00
Janitorial Services	4,400.00	4,160.00	1,500.00	5,660.00
Cellular Phone - ATT	2,500.00	2,650.08	-	2,650.08
Electricity	6,600.00	5,728.27	2,000.00	7,728.27
Landline/Internet	5,033.00	3,900.00	1,828.80	5,728.80
Building Maintenance	8,195.00	9,090.36	15,000.00	24,090.36
Building Security	300.00	444.00	1,500.00	1,944.00
<u>7400 Dues/Education/Tavell</u>				
Employee Lodging and Meals	10,000.00	10,000.00	-	10,000.00
Board of Directors Per Diem	47,000.00	39,000.00	-	39,000.00
Registration Fees & Seminars	5,500.00	5,000.00	-	5,000.00
Association Dues	4,000.00	5,369.00	-	5,369.00
IT Services	15,000.00	12,000.00	-	12,000.00

Years 2023 - 2027	Old 2023	2024 - District	2024 - The Ditch	2024 - GM Pro 1
<u>7500 Office Supplies</u>				
Database Maintenance	6,000.00	5,500.00	-	5,500.00
Computer Software	3,200.00	5,023.98	1,000.00	6,023.98
Office Supplies	5,000.00	5,000.00	700.00	5,700.00
Postage	1,500.00	1,000.00	500.00	1,500.00
Printing	600.00	1,000.00	500.00	1,500.00
Copier Maintenance and Lease	3,500.00	3,540.00	-	3,540.00
Office Equipment	5,000.00	2,000.00	12,000.00	14,000.00
Misc. Office Expense	-	-	-	-
<u>7600 Field Tech Expenses</u>				
Laboratory Services	1,000.00	2,500.00	-	2,500.00
Well Capping/Plugging	4,000.00	5,000.00	-	5,000.00
Aquifer Monitoring Equipment	30,000.00	20,000.00	-	20,000.00
Field Technician Services	2,000.00	2,500.00	-	2,500.00
<u>7800 Insurance & Bonds</u>				
Auto Insurance	2,000.00	1,601.00	-	1,601.00
Other Bonds	200.00	500.00	-	500.00
Directors Bonds	400.00	1,000.00	-	1,000.00
Workman's Comp. Insurance	3,202.10	3,500.00	-	3,500.00
General Liability Insurance	1,802.90	1,300.00	-	1,300.00
Building Property Insurance	2,200.00	3,000.00	3,000.00	6,000.00
Insurance Discount	(134.00)	-	-	-
<u>7900 Professional Services</u>				
Karst Coalition	11,100.00	4,637.03	-	4,637.03
GMA 8	10,000.00	30,000.00	-	30,000.00
Bosque Tax Collector	1,792.00	2,000.00	-	2,000.00
Comanche Tax Collector	771.00	1,200.00	-	1,200.00
Coryell Tax Collector	2,802.00	3,100.00	-	3,100.00
Erath Tax Collector	6,200.00	6,200.00	-	6,200.00
Bosque Tax Appraiser	3,650.00	5,496.00	-	5,496.00
Comanche Tax Appraiser	4,000.00	4,023.40	-	4,023.40
Coryell Tax Appraiser	5,200.00	5,375.62	-	5,375.62
Erath Tax Appraiser	9,000.00	10,175.27	-	10,175.27
Tax Refund	1,575.00	1,575.00	-	1,575.00
Election Expense	15,000.00	20,000.00	-	20,000.00
Hydrology	35,000.00	20,000.00	-	20,000.00
Audit Services	16,750.00	17,500.00	-	17,500.00
Legal Services	80,000.00	45,000.00	-	45,000.00
TOTAL	950,851.00	978,555.15	59,878.80	1,038,433.95
	2023	2024 - District	2024 - The Ditch	2024 - GM Pro 1

* Reserve Pull

Reserve Pull	Full Collection 97.50%	(61,291.39) (85,719.95)
--------------	---------------------------	----------------------------

2023 Tax Rate Calculation Worksheet

Taxing Units Other Than School Districts or Water Districts

MIDDLE TRINITY GROUND WATER	254-965-6705
Taxing Unit Name	Phone (area code and number)
930 N WOLFE NURSERY RD, STEPHENVILLE TX 76401	www.middletrinitygcd.org
Taxing Unit's Address, City, State, ZIP Code	Taxing Unit's Website Address

GENERAL INFORMATION: Tax Code Section 26.04(c) requires an officer or employee designated by the governing body to calculate the no-new-revenue (NNR) tax rate and voter-approval tax rate for the taxing unit. These tax rates are expressed in dollars per \$100 of taxable value calculated. The calculation process starts after the chief appraiser delivers to the taxing unit the certified appraisal roll and the estimated values of properties under protest. The designated officer or employee shall certify that the officer or employee has accurately calculated the tax rates and used values shown for the certified appraisal roll or certified estimate. The officer or employee submits the rates to the governing body by Aug. 7 or as soon thereafter as practicable.

School districts do not use this form, but instead use Comptroller Form 50-859 *Tax Rate Calculation Worksheet, School District without Chapter 313 Agreements* or Comptroller Form 50-884 *Tax Rate Calculation Worksheet, School District with Chapter 313 Agreements*.

Water districts as defined under Water Code Section 49.001(1) do not use this form, but instead use Comptroller Form 50-858 *Water District Voter-Approval Tax Rate Worksheet for Low Tax Rate and Developing Districts* or Comptroller Form 50-860 *Developed Water District Voter-Approval Tax Rate Worksheet*.

The Comptroller's office provides this worksheet to assist taxing units in determining tax rates. The information provided in this worksheet is offered as technical assistance and not legal advice. Taxing units should consult legal counsel for interpretations of law regarding tax rate preparation and adoption.

SECTION 1: No-New-Revenue Tax Rate

The NNR tax rate enables the public to evaluate the relationship between taxes for the prior year and for the current year based on a tax rate that would produce the same amount of taxes (no new taxes) if applied to the same properties that are taxed in both years. When appraisal values increase, the NNR tax rate should decrease.

The NNR tax rate for a county is the sum of the NNR tax rates calculated for each type of tax the county levies.

While uncommon, it is possible for a taxing unit to provide an exemption for only maintenance and operations taxes. In this case, the taxing unit will need to calculate the NNR tax rate separately for the maintenance and operations tax and the debt tax, then add the two components together.

Line	No-New-Revenue Tax Rate Worksheet	Amount/Rate
1.	2022 total taxable value. Enter the amount of 2022 taxable value on the 2022 tax roll today. Include any adjustments since last year's certification; exclude Tax Code Section 25.25(d) one-fourth and one-third over-appraisal corrections from these adjustments. Exclude any property value subject to an appeal under Chapter 42 as of July 25 (will add undisputed value in Line 6). This total includes the taxable value of homesteads with tax ceilings (will deduct in Line 2) and the captured value for tax increment financing (adjustment is made by deducting TIF taxes, as reflected in Line 17). ¹	\$ 12,895,956,173
2.	2022 tax ceilings. Counties, cities and junior college districts. Enter 2022 total taxable value of homesteads with tax ceilings. These include the homesteads of homeowners age 65 or older or disabled. Other taxing units enter 0. If your taxing unit adopted the tax ceiling provision in 2022 or a prior year for homeowners age 65 or older or disabled, use this step. ²	\$ 0
3.	Preliminary 2022 adjusted taxable value. Subtract Line 2 from Line 1.	\$ 12,895,956,173
4.	2022 total adopted tax rate.	\$ 0.007300 /\$100
5.	2022 taxable value lost because court appeals of ARB decisions reduced 2022 appraised value.	
	A. Original 2022 ARB values: \$ 17,320,550	
	B. 2022 values resulting from final court decisions: - \$ 14,664,940	
	C. 2022 value loss. Subtract B from A. ³	\$ 2,655,610
6.	2022 taxable value subject to an appeal under Chapter 42, as of July 25.	
	A. 2022 ARB certified value: \$ 28,618,670	
	B. 2022 disputed value: - \$ 6,768,827	
	C. 2022 undisputed value. Subtract B from A. ⁴	\$ 21,849,843
7.	2022 Chapter 42 related adjusted values. Add Line 5C and Line 6C.	\$ 24,505,453

¹ Tex. Tax Code §26.012(14)
² Tex. Tax Code §26.012(14)
³ Tex. Tax Code §26.012(13)
⁴ Tex. Tax Code §26.012(13)

Line	No-New-Revenue Tax Rate Worksheet	Amount/Rate
8.	2022 taxable value, adjusted for actual and potential court-ordered adjustments. Add Line 3 and Line 7.	\$ 12,920,461,626
9.	2022 taxable value of property in territory the taxing unit deannexed after Jan. 1, 2022. Enter the 2022 value of property in deannexed territory. ⁵	\$ 0
10.	<p>2022 taxable value lost because property first qualified for an exemption in 2023. If the taxing unit increased an original exemption, use the difference between the original exempted amount and the increased exempted amount. Do not include value lost due to freeport, goods-in-transit, temporary disaster exemptions. Note that lowering the amount or percentage of an existing exemption in 2023 does not create a new exemption or reduce taxable value.</p> <p>A. Absolute exemptions. Use 2022 market value: \$ 8,081,596</p> <p>B. Partial exemptions. 2023 exemption amount or 2023 percentage exemption times 2022 value: + \$ 57,499,522</p> <p>C. Value loss. Add A and B.⁶</p>	\$ 65,581,118
11.	<p>2022 taxable value lost because property first qualified for agricultural appraisal (1-d or 1-d-1), timber appraisal, recreational/scenic appraisal or public access airport special appraisal in 2023. Use only properties that qualified in 2023 for the first time; do not use properties that qualified in 2022.</p> <p>A. 2022 market value: \$ 29,547,983</p> <p>B. 2023 productivity or special appraised value: - \$ 0</p> <p>C. Value loss. Subtract B from A.⁷</p>	\$ 29,547,983
12.	Total adjustments for lost value. Add Lines 9, 10C and 11C.	\$ 95,129,101
13.	2022 captured value of property in a TIF. Enter the total value of 2022 captured appraised value of property taxable by a taxing unit in a tax increment financing zone for which 2022 taxes were deposited into the tax increment fund. ⁸ If the taxing unit has no captured appraised value in line 18D, enter 0.	\$ 0
14.	2022 total value. Subtract Line 12 and Line 13 from Line 8.	\$ 12,825,332,525
15.	Adjusted 2022 total levy. Multiply Line 4 by Line 14 and divide by \$100.	\$ 936,249
16.	Taxes refunded for years preceding tax year 2022. Enter the amount of taxes refunded by the taxing unit for tax years preceding tax year 2022. Types of refunds include court decisions, Tax Code Section 25.25(b) and (c) corrections and Tax Code Section 31.11 payment errors. Do not include refunds for tax year 2022. This line applies only to tax years preceding tax year 2022. ⁹	\$ 866
17.	Adjusted 2022 levy with refunds and TIF adjustment. Add Lines 15 and 16. ¹⁰	\$ 937,115
18.	<p>Total 2023 taxable value on the 2023 certified appraisal roll today. This value includes only certified values or certified estimate of values and includes the total taxable value of homesteads with tax ceilings (will deduct in Line 20). These homesteads include homeowners age 65 or older or disabled.¹¹</p> <p>A. Certified values: \$ 14,681,146,805</p> <p>B. Counties: Include railroad rolling stock values certified by the Comptroller's office: + \$ _____</p> <p>C. Pollution control and energy storage system exemption: Deduct the value of property exempted for the current tax year for the first time as pollution control or energy storage system property: - \$ 0</p> <p>D. Tax increment financing: Deduct the 2023 captured appraised value of property taxable by a taxing unit in a tax increment financing zone for which the 2023 taxes will be deposited into the tax increment fund. Do not include any new property value that will be included in Line 23 below.¹² - \$ 0</p> <p>E. Total 2023 value. Add A and B, then subtract C and D.</p>	\$ 14,681,146,805

⁵ Tex. Tax Code §26.012(15)
⁶ Tex. Tax Code §26.012(15)
⁷ Tex. Tax Code §26.012(15)
⁸ Tex. Tax Code §26.03(c)
⁹ Tex. Tax Code §26.012(13)
¹⁰ Tex. Tax Code §26.012(13)
¹¹ Tex. Tax Code §26.012, 26.04(c-2)
¹² Tex. Tax Code §26.03(c)

Line	No-New-Revenue Tax Rate Worksheet	Amount/Rate
19.	<p>Total value of properties under protest or not included on certified appraisal roll. ¹³</p> <p>A. 2023 taxable value of properties under protest. The chief appraiser certifies a list of properties still under ARB protest. The list shows the appraisal district's value and the taxpayer's claimed value, if any, or an estimate of the value if the taxpayer wins. For each of the properties under protest, use the lowest of these values. Enter the total value under protest. ¹⁴ \$ <u>237,060,233</u></p> <p>B. 2023 value of properties not under protest or included on certified appraisal roll. The chief appraiser gives taxing units a list of those taxable properties that the chief appraiser knows about but are not included in the appraisal roll certification. These properties also are not on the list of properties that are still under protest. On this list of properties, the chief appraiser includes the market value, appraised value and exemptions for the preceding year and a reasonable estimate of the market value, appraised value and exemptions for the current year. Use the lower market, appraised or taxable value (as appropriate). Enter the total value of property not on the certified roll. ¹⁵ + \$ <u>0</u></p> <p>C. Total value under protest or not certified. Add A and B. \$ <u>237,060,233</u></p>	
20.	2023 tax ceilings. Counties, cities and junior colleges enter 2023 total taxable value of homesteads with tax ceilings. These include the homesteads of homeowners age 65 or older or disabled. Other taxing units enter 0. If your taxing unit adopted the tax ceiling provision in 2022 or a prior year for homeowners age 65 or older or disabled, use this step. ¹⁶	\$ <u>0</u>
21.	2023 total taxable value. Add Lines 18E and 19C. Subtract Line 20. ¹⁷	\$ <u>14,918,207,038</u>
22.	Total 2023 taxable value of properties in territory annexed after Jan. 1, 2022. Include both real and personal property. Enter the 2023 value of property in territory annexed. ¹⁸	\$ <u>0</u>
23.	Total 2023 taxable value of new improvements and new personal property located in new improvements. New means the item was not on the appraisal roll in 2022. An improvement is a building, structure, fixture or fence erected on or affixed to land. New additions to existing improvements may be included if the appraised value can be determined. New personal property in a new improvement must have been brought into the taxing unit after Jan. 1, 2022 and be located in a new improvement. New improvements do include property on which a tax abatement agreement has expired for 2023. ¹⁹	\$ <u>419,092,887</u>
24.	Total adjustments to the 2023 taxable value. Add Lines 22 and 23.	\$ <u>419,092,887</u>
25.	Adjusted 2023 taxable value. Subtract Line 24 from Line 21.	\$ <u>14,499,114,151</u>
26.	2023 NNR tax rate. Divide Line 17 by Line 25 and multiply by \$100. ²⁰	\$ <u>0.006463</u> /\$100
27.	COUNTIES ONLY. Add together the NNR tax rates for each type of tax the county levies. The total is the 2023 county NNR tax rate. ²¹	\$ _____ /\$100

SECTION 2: Voter-Approval Tax Rate

The voter-approval tax rate is the highest tax rate that a taxing unit may adopt without holding an election to seek voter approval of the rate. The voter-approval tax rate is split into two separate rates:

- Maintenance and Operations (M&O) Tax Rate:** The M&O portion is the tax rate that is needed to raise the same amount of taxes that the taxing unit levied in the prior year plus the applicable percentage allowed by law. This rate accounts for such things as salaries, utilities and day-to-day operations.
- Debt Rate:** The debt rate includes the debt service necessary to pay the taxing unit's debt payments in the coming year. This rate accounts for principal and interest on bonds and other debt secured by property tax revenue.

The voter-approval tax rate for a county is the sum of the voter-approval tax rates calculated for each type of tax the county levies. In most cases the voter-approval tax rate exceeds the no-new-revenue tax rate, but occasionally decreases in a taxing unit's debt service will cause the NNR tax rate to be higher than the voter-approval tax rate.

Line	Voter-Approval Tax Rate Worksheet	Amount/Rate
28.	2022 M&O tax rate. Enter the 2022 M&O tax rate.	\$ <u>0.007300</u> /\$100
29.	2022 taxable value, adjusted for actual and potential court-ordered adjustments. Enter the amount in Line 8 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ <u>12,920,461,626</u>

¹³ Tex. Tax Code §26.01(c) and (d)
¹⁴ Tex. Tax Code §26.01(c)
¹⁵ Tex. Tax Code §26.01(d)
¹⁶ Tex. Tax Code §26.012(6)(B)
¹⁷ Tex. Tax Code §26.012(6)
¹⁸ Tex. Tax Code §26.012(17)
¹⁹ Tex. Tax Code §26.012(17)
²⁰ Tex. Tax Code §26.04(c)
²¹ Tex. Tax Code §26.04(d)

Line	Voter-Approval Tax Rate Worksheet	Amount/Rate
30.	Total 2022 M&O levy. Multiply Line 28 by Line 29 and divide by \$100	\$ 943,193
31.	<p>Adjusted 2022 levy for calculating NNR M&O rate.</p> <p>A. M&O taxes refunded for years preceding tax year 2022. Enter the amount of M&O taxes refunded in the preceding year for taxes before that year. Types of refunds include court decisions, Tax Code Section 25.25(b) and (c) corrections and Tax Code Section 31.11 payment errors. Do not include refunds for tax year 2022. This line applies only to tax years preceding tax year 2022. + \$ 866</p> <p>B. 2022 taxes in TIF. Enter the amount of taxes paid into the tax increment fund for a reinvestment zone as agreed by the taxing unit. If the taxing unit has no 2023 captured appraised value in Line 18D, enter 0. - \$ 0</p> <p>C. 2022 transferred function. If discontinuing all of a department, function or activity and transferring it to another taxing unit by written contract, enter the amount spent by the taxing unit discontinuing the function in the 12 months preceding the month of this calculation. If the taxing unit did not operate this function for this 12-month period, use the amount spent in the last full fiscal year in which the taxing unit operated the function. The taxing unit discontinuing the function will subtract this amount in D below. The taxing unit receiving the function will add this amount in D below. Other taxing units enter 0. +/- \$ 0</p> <p>D. 2022 M&O levy adjustments. Subtract B from A. For taxing unit with C, subtract if discontinuing function and add if receiving function. \$ 866</p> <p>E. Add Line 30 to 31D.</p>	\$ 944,059
32.	Adjusted 2023 taxable value. Enter the amount in Line 25 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 14,499,114,151
33.	2023 NNR M&O rate (unadjusted). Divide Line 31E by Line 32 and multiply by \$100.	\$ 0.006511 /\$100
34.	<p>Rate adjustment for state criminal justice mandate. ²³ If not applicable or less than zero, enter 0.</p> <p>A. 2023 state criminal justice mandate. Enter the amount spent by a county in the previous 12 months providing for the maintenance and operation cost of keeping inmates in county-paid facilities after they have been sentenced. Do not include any state reimbursement received by the county for the same purpose. \$ 0</p> <p>B. 2022 state criminal justice mandate. Enter the amount spent by a county in the 12 months prior to the previous 12 months providing for the maintenance and operation cost of keeping inmates in county-paid facilities after they have been sentenced. Do not include any state reimbursement received by the county for the same purpose. Enter zero if this is the first time the mandate applies. - \$ 0</p> <p>C. Subtract B from A and divide by Line 32 and multiply by \$100. \$ 0.000000 /\$100</p> <p>D. Enter the rate calculated in C. If not applicable, enter 0.</p>	\$ 0.000000 /\$100
35.	<p>Rate adjustment for indigent health care expenditures. ²⁴ If not applicable or less than zero, enter 0.</p> <p>A. 2023 indigent health care expenditures. Enter the amount paid by a taxing unit providing for the maintenance and operation cost of providing indigent health care for the period beginning on July 1, 2022 and ending on June 30, 2023, less any state assistance received for the same purpose. \$ 0</p> <p>B. 2022 indigent health care expenditures. Enter the amount paid by a taxing unit providing for the maintenance and operation cost of providing indigent health care for the period beginning on July 1, 2021 and ending on June 30, 2022, less any state assistance received for the same purpose. - \$ 0</p> <p>C. Subtract B from A and divide by Line 32 and multiply by \$100. \$ 0.000000 /\$100</p> <p>D. Enter the rate calculated in C. If not applicable, enter 0.</p>	\$ 0.000000 /\$100

²² [Reserved for expansion]

²³ Tex. Tax Code §26.044

²⁴ Tex. Tax Code §26.0441

Line	Voter-Approval Tax Rate Worksheet	Amount/Rate
36.	<p>Rate adjustment for county indigent defense compensation. ²⁵ If not applicable or less than zero, enter 0.</p> <p>A. 2023 indigent defense compensation expenditures. Enter the amount paid by a county to provide appointed counsel for indigent individuals and fund the operations of a public defender's office under Article 26.044, Code of Criminal Procedure for the period beginning on July 1, 2022 and ending on June 30, 2023, less any state grants received by the county for the same purpose..... \$ <u>0</u></p> <p>B. 2022 indigent defense compensation expenditures. Enter the amount paid by a county to provide appointed counsel for indigent individuals and fund the operations of a public defender's office under Article 26.044, Code of Criminal Procedure for the period beginning on July 1, 2021 and ending on June 30, 2022, less any state grants received by the county for the same purpose..... \$ <u>0</u></p> <p>C. Subtract B from A and divide by Line 32 and multiply by \$100..... \$ <u>0.000000</u> /\$100</p> <p>D. Multiply B by 0.05 and divide by Line 32 and multiply by \$100..... \$ <u>0.000000</u> /\$100</p> <p>E. Enter the lesser of C and D. If not applicable, enter 0.</p>	\$ <u>0.000000</u> /\$100
37.	<p>Rate adjustment for county hospital expenditures. ²⁶ If not applicable or less than zero, enter 0.</p> <p>A. 2023 eligible county hospital expenditures. Enter the amount paid by the county or municipality to maintain and operate an eligible county hospital for the period beginning on July 1, 2022 and ending on June 30, 2023. \$ <u>0</u></p> <p>B. 2022 eligible county hospital expenditures. Enter the amount paid by the county or municipality to maintain and operate an eligible county hospital for the period beginning on July 1, 2021 and ending on June 30, 2022. \$ <u>0</u></p> <p>C. Subtract B from A and divide by Line 32 and multiply by \$100..... \$ <u>0.000000</u> /\$100</p> <p>D. Multiply B by 0.08 and divide by Line 32 and multiply by \$100..... \$ <u>0.000000</u> /\$100</p> <p>E. Enter the lesser of C and D, if applicable. If not applicable, enter 0.</p>	\$ <u>0.000000</u> /\$100
38.	<p>Rate adjustment for defunding municipality. This adjustment only applies to a municipality that is considered to be a defunding municipality for the current tax year under Chapter 109, Local Government Code. Chapter 109, Local Government Code only applies to municipalities with a population of more than 250,000 and includes a written determination by the Office of the Governor. See Tax Code Section 26.0444 for more information.</p> <p>A. Amount appropriated for public safety in 2022. Enter the amount of money appropriated for public safety in the budget adopted by the municipality for the preceding fiscal year \$ <u>0</u></p> <p>B. Expenditures for public safety in 2022. Enter the amount of money spent by the municipality for public safety during the preceding fiscal year \$ <u>0</u></p> <p>C. Subtract B from A and divide by Line 32 and multiply by \$100 \$ <u>0.000000</u> /\$100</p> <p>D. Enter the rate calculated in C. If not applicable, enter 0.</p>	\$ <u>0.000000</u> /\$100
39.	<p>Adjusted 2023 NNR M&O rate. Add Lines 33, 34D, 35D, 36E, and 37E. Subtract Line 38D.</p>	\$ <u>0.006511</u> /\$100
40.	<p>Adjustment for 2022 sales tax specifically to reduce property taxes. Cities, counties and hospital districts that collected and spent additional sales tax on M&O expenses in 2022 should complete this line. These entities will deduct the sales tax gain rate for 2023 in Section 3. Other taxing units, enter zero.</p> <p>A. Enter the amount of additional sales tax collected and spent on M&O expenses in 2022, if any. Counties must exclude any amount that was spent for economic development grants from the amount of sales tax spent \$ <u>0</u></p> <p>B. Divide Line 40A by Line 32 and multiply by \$100 \$ <u>0.000000</u> /\$100</p> <p>C. Add Line 40B to Line 39.</p>	\$ <u>0.006511</u> /\$100
41.	<p>2023 voter-approval M&O rate. Enter the rate as calculated by the appropriate scenario below.</p> <p>Special Taxing Unit. If the taxing unit qualifies as a special taxing unit, multiply Line 40C by 1.08.</p> <p>- or -</p> <p>Other Taxing Unit. If the taxing unit does not qualify as a special taxing unit, multiply Line 40C by 1.035.</p>	\$ <u>0.006738</u> /\$100

²⁵ Tex. Tax Code §26.0442
²⁶ Tex. Tax Code §26.0443

Line	Voter-Approval Tax Rate Worksheet	Amount/Rate
D41.	<p>Disaster Line 41 (D41): 2023 voter-approval M&O rate for taxing unit affected by disaster declaration. If the taxing unit is located in an area declared a disaster area and at least one person is granted an exemption under Tax Code Section 11.35 for property located in the taxing unit, the governing body may direct the person calculating the voter-approval tax rate to calculate in the manner provided for a special taxing unit. The taxing unit shall continue to calculate the voter-approval tax rate in this manner until the earlier of</p> <p>1) the first year in which total taxable value on the certified appraisal roll exceeds the total taxable value of the tax year in which the disaster occurred, or</p> <p>2) the third tax year after the tax year in which the disaster occurred</p> <p>If the taxing unit qualifies under this scenario, multiply Line 40C by 1.08. ²⁷ If the taxing unit does not qualify, do not complete Disaster Line 41 (Line D41).</p>	\$ 0.000000 /\$100
42.	<p>Total 2023 debt to be paid with property taxes and additional sales tax revenue. Debt means the interest and principal that will be paid on debts that:</p> <p>(1) are paid by property taxes,</p> <p>(2) are secured by property taxes,</p> <p>(3) are scheduled for payment over a period longer than one year, and</p> <p>(4) are not classified in the taxing unit’s budget as M&O expenses.</p> <p>A. Debt also includes contractual payments to other taxing units that have incurred debts on behalf of this taxing unit, if those debts meet the four conditions above. Include only amounts that will be paid from property tax revenue. Do not include appraisal district budget payments. If the governing body of a taxing unit authorized or agreed to authorize a bond, warrant, certificate of obligation, or other evidence of indebtedness on or after Sept. 1, 2021, verify if it meets the amended definition of debt before including it here. ²⁸</p> <p>Enter debt amount \$ 0</p> <p>B. Subtract unencumbered fund amount used to reduce total debt. - \$ 0</p> <p>C. Subtract certified amount spent from sales tax to reduce debt (enter zero if none) - \$ 0</p> <p>D. Subtract amount paid from other resources - \$ 0</p> <p>E. Adjusted debt. Subtract B, C and D from A. \$ 0</p>	\$ 0
43.	<p>Certified 2022 excess debt collections. Enter the amount certified by the collector. ²⁹</p>	\$ 0
44.	<p>Adjusted 2023 debt. Subtract Line 43 from Line 42E.</p>	\$ 0
45.	<p>2023 anticipated collection rate.</p> <p>A. Enter the 2023 anticipated collection rate certified by the collector. ³⁰ 100.00 %</p> <p>B. Enter the 2022 actual collection rate. 100.00 %</p> <p>C. Enter the 2021 actual collection rate. 100.00 %</p> <p>D. Enter the 2020 actual collection rate. 100.00 %</p> <p>E. If the anticipated collection rate in A is lower than actual collection rates in B, C and D, enter the lowest collection rate from B, C and D. If the anticipated rate in A is higher than at least one of the rates in the prior three years, enter the rate from A. Note that the rate can be greater than 100%. ³¹</p>	100.00 %
46.	<p>2023 debt adjusted for collections. Divide Line 44 by Line 45E.</p>	\$ 0
47.	<p>2023 total taxable value. Enter the amount on Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i>.</p>	\$ 14,918,207,038
48.	<p>2023 debt rate. Divide Line 46 by Line 47 and multiply by \$100.</p>	\$ 0.000000 /\$100
49.	<p>2023 voter-approval tax rate. Add Lines 41 and 48.</p>	\$ 0.006738 /\$100
D49.	<p>Disaster Line 49 (D49): 2023 voter-approval tax rate for taxing unit affected by disaster declaration. Complete this line if the taxing unit calculated the voter-approval tax rate in the manner provided for a special taxing unit on Line D41. Add Line D41 and 48.</p>	\$ _____ /\$100

²⁷ Tex. Tax Code §26.042(a)
²⁸ Tex. Tax Code §26.012(7)
²⁹ Tex. Tax Code §26.012(10) and 26.04(b)
³⁰ Tex. Tax Code §26.04(b)
³¹ Tex. Tax Code §§26.04(h), (h-1) and (h-2)

Line	Voter-Approval Tax Rate Worksheet	Amount/Rate
50.	COUNTIES ONLY. Add together the voter-approval tax rates for each type of tax the county levies. The total is the 2023 county voter-approval tax rate.	\$ 0.000000 /\$100

SECTION 3: NNR Tax Rate and Voter-Approval Tax Rate Adjustments for Additional Sales Tax to Reduce Property Taxes

Cities, counties and hospital districts may levy a sales tax specifically to reduce property taxes. Local voters by election must approve imposing or abolishing the additional sales tax. If approved, the taxing unit must reduce its NNR and voter-approval tax rates to offset the expected sales tax revenue.

This section should only be completed by a county, city or hospital district that is required to adjust its NNR tax rate and/or voter-approval tax rate because it adopted the additional sales tax.

Line	Additional Sales and Use Tax Worksheet	Amount/Rate
51.	Taxable Sales. For taxing units that adopted the sales tax in November 2022 or May 2023, enter the Comptroller’s estimate of taxable sales for the previous four quarters. ³² Estimates of taxable sales may be obtained through the Comptroller’s Allocation Historical Summary webpage. Taxing units that adopted the sales tax before November 2022, enter 0.	\$ 0
52.	Estimated sales tax revenue. Counties exclude any amount that is or will be spent for economic development grants from the amount of estimated sales tax revenue. ³³ Taxing units that adopted the sales tax in November 2022 or in May 2023. Multiply the amount on Line 51 by the sales tax rate (.01, .005 or .0025, as applicable) and multiply the result by .95. ³⁴ - or - Taxing units that adopted the sales tax before November 2022. Enter the sales tax revenue for the previous four quarters. Do not multiply by .95.	\$ 0
53.	2023 total taxable value. Enter the amount from Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 14,918,207,038
54.	Sales tax adjustment rate. Divide Line 52 by Line 53 and multiply by \$100.	\$ 0.000000 /\$100
55.	2023 NNR tax rate, unadjusted for sales tax. ³⁵ Enter the rate from Line 26 or 27, as applicable, on the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 0.006463 /\$100
56.	2023 NNR tax rate, adjusted for sales tax. Taxing units that adopted the sales tax in November 2022 or in May 2023. Subtract Line 54 from Line 55. Skip to Line 57 if you adopted the additional sales tax before November 2022.	\$ 0.006463 /\$100
57.	2023 voter-approval tax rate, unadjusted for sales tax. ³⁶ Enter the rate from Line 49, Line D49 (disaster) or Line 50 (counties) as applicable, of the <i>Voter-Approval Tax Rate Worksheet</i> .	\$ 0.006738 /\$100
58.	2023 voter-approval tax rate, adjusted for sales tax. Subtract Line 54 from Line 57.	\$ 0.006738 /\$100

SECTION 4: Voter-Approval Tax Rate Adjustment for Pollution Control

A taxing unit may raise its rate for M&O funds used to pay for a facility, device or method for the control of air, water or land pollution. This includes any land, structure, building, installation, excavation, machinery, equipment or device that is used, constructed, acquired or installed wholly or partly to meet or exceed pollution control requirements. The taxing unit’s expenses are those necessary to meet the requirements of a permit issued by the Texas Commission on Environmental Quality (TCEQ). The taxing unit must provide the tax assessor with a copy of the TCEQ letter of determination that states the portion of the cost of the installation for pollution control.

This section should only be completed by a taxing unit that uses M&O funds to pay for a facility, device or method for the control of air, water or land pollution.

Line	Voter-Approval Rate Adjustment for Pollution Control Requirements Worksheet	Amount/Rate
59.	Certified expenses from the Texas Commission on Environmental Quality (TCEQ). Enter the amount certified in the determination letter from TCEQ. ³⁷ The taxing unit shall provide its tax assessor-collector with a copy of the letter. ³⁸	\$ 0
60.	2023 total taxable value. Enter the amount from Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 14,918,207,038
61.	Additional rate for pollution control. Divide Line 59 by Line 60 and multiply by \$100.	\$ 0.000000 /\$100
62.	2023 voter-approval tax rate, adjusted for pollution control. Add Line 61 to one of the following lines (as applicable): Line 49, Line D49 (disaster), Line 50 (counties) or Line 58 (taxing units with the additional sales tax).	\$ 0.006738 /\$100

³² Tex. Tax Code §26.041(d)
³³ Tex. Tax Code §26.041(i)
³⁴ Tex. Tax Code §26.041(d)
³⁵ Tex. Tax Code §26.04(c)
³⁶ Tex. Tax Code §26.04(c)
³⁷ Tex. Tax Code §26.045(d)
³⁸ Tex. Tax Code §26.045(i)

SECTION 5: Voter-Approval Tax Rate Adjustment for Unused Increment Rate

The unused increment rate is the rate equal to the difference between the adopted tax rate and voter-approval tax rate adjusted to remove the unused increment rate for the prior three years.³⁹ In a year where a taxing unit adopts a rate by applying any portion of the unused increment rate, the portion of the unused increment rate must be backed out of the calculation for that year.

The difference between the adopted tax rate and adjusted voter-approval tax rate is considered zero in the following scenarios:

- a tax year before 2020;⁴⁰
- a tax year in which the municipality is a defunding municipality, as defined by Tax Code Section 26.0501(a);⁴¹ or
- after Jan. 1, 2022, a tax year in which the comptroller determines that the county implemented a budget reduction or reallocation described by Local Government Code Section 120.002(a) without the required voter approval.⁴²

Individual components can be negative, but the overall rate would be the greater of zero or the calculated rate.

This section should only be completed by a taxing unit that does not meet the definition of a special taxing unit.⁴³

Line	Unused Increment Rate Worksheet	Amount/Rate
63. Year 3 component.	Subtract the 2022 actual tax rate and the 2022 unused increment rate from the 2022 voter-approval tax rate.	
A.	Voter-approval tax rate (Line 67)..... \$ 0.000000 /\$100	
B.	Unused increment rate (Line 66)..... \$ 0.000000 /\$100	
C.	Subtract B from A..... \$ 0.000000 /\$100	
D.	Adopted Tax Rate..... \$ 0.007300 /\$100	
E.	Subtract D from C..... \$ -0.007300 /\$100	
64. Year 2 component.	Subtract the 2021 actual tax rate and the 2021 unused increment rate from the 2021 voter-approval tax rate.	
A.	Voter-approval tax rate (Line 67)..... \$ 0.000000 /\$100	
B.	Unused increment rate (Line 66)..... \$ 0.000000 /\$100	
C.	Subtract B from A..... \$ 0.000000 /\$100	
D.	Adopted Tax Rate..... \$ 0.008500 /\$100	
E.	Subtract D from C..... \$ -0.008500 /\$100	
65. Year 1 component.	Subtract the 2020 actual tax rate and the 2020 unused increment rate from the 2020 voter-approval tax rate.	
A.	Voter-approval tax rate (Line 65)..... \$ 0.000000 /\$100	
B.	Unused increment rate (Line 64)..... \$ 0.000000 /\$100	
C.	Subtract B from A..... \$ 0.000000 /\$100	
D.	Adopted Tax Rate..... \$ 0.009200 /\$100	
E.	Subtract D from C..... \$ -0.009200 /\$100	
66. 2023 unused increment rate.	Add Lines 63E, 64E and 65E.	\$ 0.000000 /\$100
67. Total 2023 voter-approval tax rate, including the unused increment rate.	Add Line 66 to one of the following lines (as applicable): Line 49, Line D49 (disaster), Line 50 (counties), Line 58 (taxing units with the additional sales tax) or Line 62 (taxing units with pollution control).	\$ 0.006738 /\$100

³⁹ Tex. Tax Code §26.013(a)

⁴⁰ Tex. Tax Code §26.013(c)

⁴¹ Tex. Tax Code §§26.0501(a) and (c)

⁴² Tex. Local Gov't Code §120.007(d), effective Jan. 1, 2022

⁴³ Tex. Tax Code §26.063(a)(1)

⁴⁴ Tex. Tax Code §26.012(8-a)

⁴⁵ Tex. Tax Code §26.063(a)(1)

SECTION 6: De Minimis Rate

The de minimis rate is the rate equal to the sum of the no-new-revenue maintenance and operations rate, the rate that will raise \$500,000, and the current debt rate for a taxing unit.⁴⁴ This section should only be completed by a taxing unit that is a municipality of less than 30,000 or a taxing unit that does not meet the definition of a special taxing unit.⁴⁵

Line	De Minimis Rate Worksheet	Amount/Rate
68.	Adjusted 2023 NNR M&O tax rate. Enter the rate from Line 39 of the <i>Voter-Approval Tax Rate Worksheet</i>	\$ 0.006511 /\$100
69.	2023 total taxable value. Enter the amount on Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 14,918,207,038
70.	Rate necessary to impose \$500,000 in taxes. Divide \$500,000 by Line 69 and multiply by \$100.	\$ 0.003351 /\$100
71.	2023 debt rate. Enter the rate from Line 48 of the <i>Voter-Approval Tax Rate Worksheet</i> .	\$ 0.000000 /\$100
72.	De minimis rate. Add Lines 68, 70 and 71.	\$ 0.009862 /\$100

SECTION 7: Voter Approval Tax Rate Adjustment for Emergency Revenue Rate

In the tax year after the end of the disaster calculation time period detailed in Tax Code Section 26.042(a), a taxing unit that calculated its voter-approval tax rate in the manner provided for a special taxing unit due to a disaster must calculate its emergency revenue rate and reduce its voter-approval tax rate for that year.⁴⁶

Similarly, if a taxing unit adopted a tax rate that exceeded its voter-approval tax rate, calculated normally, without holding an election to respond to a disaster, as allowed by Tax Code Section 26.042(d), in the prior year, it must also reduce its voter-approval tax rate for the current tax year.⁴⁷

This section will apply to a taxing unit other than a special taxing unit that:

- directed the designated officer or employee to calculate the voter-approval tax rate of the taxing unit in the manner provided for a special taxing unit in the prior year; and
- the current year is the first tax year in which the total taxable value of property taxable by the taxing unit as shown on the appraisal roll for the taxing unit submitted by the assessor for the taxing unit to the governing body exceeds the total taxable value of property taxable by the taxing unit on January 1 of the tax year in which the disaster occurred or the disaster occurred four years ago. This section will apply to a taxing unit in a disaster area that adopted a tax rate greater than its voter-approval tax rate without holding an election in the prior year.

Note: This section does not apply if a taxing unit is continuing to calculate its voter-approval tax rate in the manner provided for a special taxing unit because it is still within the disaster calculation time period detailed in Tax Code Section 26.042(a) because it has not met the conditions in Tax Code Section 26.042(a)(1) or (2).

Line	Emergency Revenue Rate Worksheet	Amount/Rate
73.	2022 adopted tax rate. Enter the rate in Line 4 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 0.007300 /\$100
74.	Adjusted 2022 voter-approval tax rate. Use the taxing unit's Tax Rate Calculation Worksheets from the prior year(s) to complete this line. If a disaster occurred in 2022 and the taxing unit calculated its 2022 voter-approval tax rate using a multiplier of 1.08 on Disaster Line 41 (D41) of the 2022 worksheet due to a disaster, complete the applicable sections or lines of Form 50-856-a, Adjusted Voter-Approval Tax Rate for Taxing Units in Disaster Area Calculation Worksheet. - or - If a disaster occurred prior to 2022 for which the taxing unit continued to calculate its voter-approval tax rate using a multiplier of 1.08 on Disaster Line 41 (D41) in 2022, complete the separate <i>Adjusted Voter-Approval Tax Rate for Taxing Units in Disaster Area Calculation Worksheet</i> to recalculate the voter-approval tax rate the taxing unit would have calculated in 2022 if it had generated revenue based on an adopted tax rate using a multiplier of 1.035 in the year(s) following the disaster. ⁴⁸ Enter the final adjusted 2022 voter-approval tax rate from the worksheet. - or - If the taxing unit adopted a tax rate above the 2022 voter-approval tax rate without calculating a disaster tax rate or holding an election due to a disaster, no recalculation is necessary. Enter the voter-approval tax rate from the prior year's worksheet.	\$ 0.000000 /\$100
75.	Increase in 2022 tax rate due to disaster. Subtract Line 74 from Line 73.	\$ 0.000000 /\$100
76.	Adjusted 2022 taxable value. Enter the amount in Line 14 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 12,825,332,525
77.	Emergency revenue. Multiply Line 75 by Line 76 and divide by \$100.	\$ 0
78.	Adjusted 2023 taxable value. Enter the amount in Line 25 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 14,499,114,151
79.	Emergency revenue rate. Divide Line 77 by Line 78 and multiply by \$100. ⁴⁹	\$ 0.000000 /\$100

⁴⁶ Tex. Tax Code §26.042(b)

⁴⁷ Tex. Tax Code §26.042(f)

⁴⁸ Tex. Tax Code §26.042(c)

⁴⁹ Tex. Tax Code §26.042(b)

Line	Emergency Revenue Rate Worksheet	Amount/Rate
80.	2023 voter-approval tax rate, adjusted for emergency revenue. Subtract Line 79 from one of the following lines (as applicable): Line 49, Line D49 (disaster), Line 50 (counties), Line 58 (taxing units with the additional sales tax), Line 62 (taxing units with pollution control) or Line 67 (taxing units with the unused increment rate).	\$ <u>0.006738</u> /\$100

SECTION 8: Total Tax Rate

Indicate the applicable total tax rates as calculated above.

No-new-revenue tax rate. \$ 0.006463 /\$100
 As applicable, enter the 2023 NNR tax rate from: Line 26, Line 27 (counties), or Line 56 (adjusted for sales tax).
 Indicate the line number used: 26

Voter-approval tax rate. \$ 0.006738 /\$100
 As applicable, enter the 2023 voter-approval tax rate from: Line 49, Line D49 (disaster), Line 50 (counties), Line 58 (adjusted for sales tax),
 Line 62 (adjusted for pollution control), Line 67 (adjusted for unused increment), or Line 80 (adjusted for emergency revenue).
 Indicate the line number used: 49

De minimis rate. \$ 0.009862 /\$100
 If applicable, enter the 2023 de minimis rate from Line 72.

SECTION 9: Taxing Unit Representative Name and Signature

Enter the name of the person preparing the tax rate as authorized by the governing body of the taxing unit. By signing below, you certify that you are the designated officer or employee of the taxing unit and have accurately calculated the tax rates using values that are the same as the values shown in the taxing unit's certified appraisal roll or certified estimate of taxable value, in accordance with requirements in the Tax Code.⁵⁰

print here ▶ PATRICK WAGNER

Printed Name of Taxing Unit Representative

sign here ▶ *Pat B. Wagner*

Taxing Unit Representative

8/4/2023

Date

⁵⁰ Tex. Tax Code §§26.04(c-2) and (d-2)

RATE COMPS FOR EXPECTED REVENUE 2024

Tax Rate	Bosque**	Comanche**	Coryell**	Erath**	Counties		MTGCD O&M (97.5%)
	3,004,783,013	1,689,934,789	4,540,789,688	5,622,693,393	14,918,207,038		
0.00007300	219,349.16	123,365.24	331,477.65	410,456.62	1,089,029.11		1,061,803.39
0.00007200	216,344.38	121,675.30	326,936.86	404,833.92	1,074,110.91		1,047,258.13
0.00007100	213,339.59	119,985.37	322,396.07	399,211.23	1,059,192.70		1,032,712.88
0.00007000	210,334.81	118,295.44	317,855.28	393,588.54	1,044,274.49		1,018,167.63
0.00006900	207,330.03	116,605.50	313,314.49	387,965.84	1,029,356.29		1,003,622.38
0.00006800	204,325.24	114,915.57	308,773.70	382,343.15	1,014,438.08		989,077.13
0.00006738	202,462.28	113,867.81	305,958.41	378,857.08	1,005,188.79	VAR	980,059.07
0.00006700	201,320.46	113,225.63	304,232.91	376,720.46	999,519.87		974,531.87
0.00006600	198,315.68	111,535.70	299,692.12	371,097.76	984,601.66		959,986.62
0.00006550	196,813.29	110,690.73	297,421.72	368,286.42	977,142.56	PRO	952,714.00
0.00006500	195,310.90	109,845.76	295,151.33	365,475.07	969,683.46		945,441.37
0.00006463	194,199.13	109,220.49	293,471.24	363,394.67	964,163.72	NNR	940,059.63
0.00006400	192,306.11	108,155.83	290,610.54	359,852.38	954,765.25		930,896.12

* Preliminary

** Certified



PETITION TO ADOPT OR MODIFY A DISTRICT RULE FORM

Instructions: The Petition to Adopt or Modify a District Rule Form should be completed as required by District Rule 10.16, Petition to Adopt or Modify a District Rule, and submitted to the District Office. Each rule adoption or modification requested must be submitted on a separate Petition to Adopt or Modify a District Rule Form.

A person unable to comply with any procedures under District Rule 10.16, or to provide the information required by this Form, should submit a written explanation as to why compliance with the required procedure(s) is not possible along with a written request that the District waive the specific procedure(s). The written explanation and written request should be submitted to the District Office at the same time as this Form.

Text of Proposed Rule or Rule Modification (Underline words to be added to the text of the current rules and strikethrough words to be deleted from the text of the current rules).

Written Explanation of the Intended Purpose of the Proposed Rule or Rule Modification

Allegation of Injury or Inequity that could Result from Failure to Adopt Proposed Rule or to Modify Current Rule

Description of Petitioner(s) Real Property Interest in Groundwater in the District (Attach proof of the petitioner(s) real property interest in groundwater located within the District).

Petitioner(s) Information (Please include information for additional petitioners as appropriate).

Petitioner #1:

First Name	Last Name	Phone Number	Email Address
Physical Address	City	State	Zip code
Mailing Address	City	State	Zip code

The Petition to Adopt or Modify a District Rule Form was prescribed and adopted by the MTGCD Board of Directors on [insert date].

MIDDLE TRINITY GROUNDWATER CONSERVATION DISTRICT

ORDER CALLING GENERAL ELECTION OF DIRECTORS ON NOVEMBER 7, 2023

The Board of Directors (“Board”) of the Middle Trinity Groundwater Conservation District (the “District”) met in regular session, open to the public, after due notice, at 930 Wolfe Nursery Rd, Stephenville, Texas 76401 on Thursday, August 10, 2023; whereupon the roll was called off the members of the Board of Directors, to wit:

Rodney Stephens	President
Barbara Domel	Vice President
Fred B. Parker	Secretary
Joe Altebaumer	Director
Kenneth Bullington	Director
Charles E. Ferguson	Director
Jerry Hinshaw	Director
W.B. Maples	Director
Robert Payne	Director
Butch Ronne	Director
Michael Shane Tucker	Director
Frank Volleman	Director

The following members of the Board were present: _____

_____.

WHEREUPON, among other business conducted by the Board, Director _____ introduced the order set out below moved its adoption, which motion was seconded by Director _____, and, after full discussion and the question being put to the Board of Directors, said motion was carried by the following vote:

“Aye” _____; “No” _____; and Abstaining _____.

The Order thus adopted is as follows:

WHEREAS, the 77th Texas Legislature enacted House Bill 3665, the enabling act for the Middle Trinity Groundwater Conservation District (the “District”), during the Regular Session in 2001 (Acts 2001, 77th Leg., R.S., Ch. 1362, eff. Sept. 1, 2001), which enabling act was subsequently amended by the 78th Texas Legislature (Acts 2003, 78th Leg., R.S., Ch. 893, eff. June 20, 2003) and the 81st Texas Legislature (Acts 2009, 81st Leg., R.S., Ch. 521, eff. June 19, 2009); and

WHEREAS, the District's enabling act was codified in Chapter 8863 of the Texas Special District Local Laws Code by the 83rd Texas Legislature (Acts 2013, 83rd Leg., R.S., Ch. 112, eff. Apr. 1, 2015); and

WHEREAS, Texas Special District Local Laws Code § 8862.055 requires the District to hold an election to elect directors from Bosque and Coryell Counties in each odd-numbered year; and

WHEREAS, in accordance with Section 41.0052(a) of the Texas Election Code, the District changed its election date to the uniform election date in November by Order of the District's Board of Directors dated November 3, 2011; and

WHEREAS, Section 41.001(a) of the Texas Election Code establishes the first Tuesday after the first Monday in November as one of the uniform election dates for the State of Texas; and

WHEREAS, in the interest of increasing the efficiency and effectiveness of local governments, local governments may contract or agree with each other to perform governmental functions and services in accordance with Chapter 791 of the Texas Government Code; and

WHEREAS, Section 31.092 of the Texas Election Code authorizes the county elections officer to contract with the governing body of a political subdivision situated wholly or partly in the county served by the officer to perform election services in any one or more elections ordered by the political subdivision; and

WHEREAS, the District Board of Directors intends to enter into an Election Services Agreement with Bosque County for the provision of election services in Bosque County and intends to enter into an Election Services Agreement with Coryell County for the provision of election services in Coryell County; and

WHEREAS, in the event the Directors Election is uncontested, the Board of Directors will follow the procedures for election of unopposed candidate established by Section 2.051-2.054 of the Texas Election Code; and

WHEREAS, pursuant to provisions of the District's enabling act, Chapter 36 of the Texas Water Code, and the Texas Election Code, the Board wishes to proceed with the ordering of a Directors Election to be held on November 7, 2023.

NOW, THEREFORE, IT IS ORDERED BY THE BOARD OF DIRECTORS OF MIDDLE TRINITY GROUNDWATER CONSERVATION DISTRICT THAT:

Section 1: The above recitals are true and correct and are incorporated into this Order for all purposes.

Section 2: An election shall be held by the District on the 7th day of November, 2023 ("Election Day"), between the hours of 7:00 a.m. and 7:00 p.m., at which there shall be

submitted the question of the election of one (1) director to represent Bosque County and two (2) directors to represent Coryell County, each of whom shall serve four (4) year terms. All resident, qualified electors of Bosque County shall be entitled to vote in the election for directors representing Bosque County and all resident, qualified electors of Coryell County shall be entitled to vote in the election for a director representing Coryell County. The deadline for candidates to file applications to have their name on the ballot is 5:00 p.m. on August 21, 2023, and the deadline for write-in candidates to file a declaration of write-in candidacy is 5:00 p.m. on August 21, 2023.

Section 3: Voting in said election during early voting by personal appearance and on Election Day in shall be by the use of the DS200 voting system in Bosque County and Hart voting system in Coryell County, which shall have available both English and Spanish and which shall conform to the requirements of the Texas Election Code. Oral bilingual assistance shall be available during the election and may be obtained by contacting the Election Judges.

Section 4: The Board of Directors of the District intends to enter into an Election Services Agreement with Bosque and Coryell Counties for the conduct of the District Directors Election. Pursuant to the respective Election Agreements, the Bosque and Coryell County Election Administrators will designate the Presiding Judges. The Presiding Judges may appoint, as they deem necessary, clerks to assist in the conduct of the election, not to exceed the maximum number of five (5).

Section 5: Early Voting and Election Day Voting

BOSQUE COUNTY:

Early voting by personal appearance in Bosque County will be conducted each weekday at: Election Administration Building, 104 W Morgan, Meridian, Texas 76665, and Clifton Civic Center, 403 West 3rd St., Clifton, Texas 76634.

Early voting by personal appearance in Bosque County shall begin on October 23, 2023, and shall continue through November 3, 2023, except for Saturdays, Sundays, and official state holidays.

Ashley Rupp shall serve as the Early Voting Clerk to conduct early voting in Bosque County. Applications for ballots by mail and ballots to be voted by mail may be sent to the Early Voting Clerk via email to elections@bosquecounty.us or via mail to Ashley Rupp, Elections Administrator, P.O. Box 411, Meridian, Texas 76665. Applications for ballots by mail must be received no later than the close of business on August 25, 2023.

The District will use the Election Day polling locations as established by Bosque County. Election Day voting in Bosque County will be conducted at the following locations on Tuesday, November 7, 2023 from 7:00 a.m. to 7:00 p.m.

Voting Precinct	Polling Location	Address
1	Iredell – Community Center	227 South Eastland Street, Iredell, TX 76649
2	Walnut Springs – City Hall	4126 Third Street, Walnut Springs, TX 76690
3	Meridian – Civic Center	309 West River Street, Meridian, TX 76665
4	Meridian – Civic Center	309 West River Street, Meridian, TX 76665
5	Lakeside – Community Center	136 CR 1275, Lakeside, TX 76652
6	Laguna Park – West Shore Community Center	560 FM 3118, Laguna Park, TX 76644
7	Cransfill Gap – Community Center	312 North 3 rd Street, Cransfill Gap, TX 76637
8	Clifton – Civic Center	403 West 3 rd Street Clifton, TX 76634
9	Clifton – Civic Center	403 West 3 rd Street Clifton, TX 76634
10	Valley Mills – Old City Hall	107 South 4 th Street, Valley Mills, TX 76689
11	Cayote – Community Center	3339 FM 56, Valley Mills, TX 76689

CORYELL COUNTY:

Early voting by personal appearance in Coryell County will be conducted:

October 23-27 (8 am to 5 pm), October 30-31 (8am to 5 pm), November 1 (8am to 5 pm), and November 2-3 (8 am to 5 pm):

Copperas Cove Early Voting Center 508 B Cove Terrace, Copperas Cove, TX 76522
 Gatesville Annex 801 E. Leon St., Gatesville, TX 76528

Justin Carothers shall serve as the Early Voting Clerk to conduct early voting in Coryell County. Applications for ballots by mail and ballots to be voted by mail may be sent to the Early Voting Clerk via email to tax_collector@coryellcounty.org or via mail to Justin Carothers, Early Voting Clerk, P.O. Box 6, Gatesville, Texas 76528. Applications for ballots by mail must be received no later than the close of business on October 27, 2023.

The District will use the Election Day polling locations as established by Coryell County. Coryell County uses voting centers as its polling locations and allows voters to vote in any center regardless of the precinct that voter lives in. Election Day voting in Erath County will be conducted at the following locations on **Tuesday, November 7, 2023 from 7:00 a.m. to 7:00 p.m.**

Copperas Cove Civic Center
1206 West Avenue B, Copperas Cove, TX 76522

Holy Family Catholic Church
1201 Veterans Avenue, Copperas Cove, TX 76522

Eastside Baptist Church
1202 Martin Luther King Jr. Drive, Copperas Cove, TX 76522

Gatesville Civic Center
303 Veterans Memorial Drive, Gatesville, TX 76528

Evant City Hall
598 East US Highway 84, Evant, TX 76525

Flat Community Center
159 CR 334, Fort Hood, TX 76544

Oglesby Community Center
118 Main Street, Oglesby, TX 76561

Turnersville Community Center
8115 FM 182, Gatesville, TX 76528

Section 6: The election shall be held and conducted and returns made to this Board of Directors in accordance with the Texas Election Code and Chapter 36, Texas Water Code.

Section 7: The Secretary of the Board is hereby directed to determine if the candidates are unopposed for election based on the following conditions:

(1) Only one candidate's name is to be placed on the ballot for each director position available; and

(2) No candidate's name is to be placed on a list of write-in candidates for the office of director.

If such circumstances exist, the Secretary of the Board shall certify in writing which, if any, candidates are unopposed for election to the office of director. The certification shall be delivered to the Board of Directors as soon as possible after the filing deadlines for placement on the ballot and list of write-in candidates. On receipt of the certification, the Board of Directors may declare each unopposed candidate elected to office, the election for that position will not be held, and a copy of the order declaring the candidate elected shall be posted at the polling place on Election Day.

Section 8: To the extent the results of the election are not declared in accordance with Section 7 of this Order, the Secretary of the Board is hereby directed to provide notice of this election, in English and Spanish, by any one or more of the following methods in accordance with Section 4.003, Texas Election Code:

- (1) By publishing the notice at least once, not earlier than the 30th day or later than the 10th day before Election Day in a newspaper of general circulation in the territory if none is published in the jurisdiction of the authority responsible for giving the notice;
- (2) By posting, not later than the 21st day before Election Day, a copy of the notice at a public place in each election precinct that is in the jurisdiction of the authority responsible for giving the notice; or
- (3) By mailing, not later than the 10th day before Election Day, a copy of the notice to each registered voter of the territory that is covered by the election and is in the jurisdiction of the authority responsible for giving the notice.

In addition to the above methods of providing notice, the Secretary of the Board shall have notice of this election, in English and Spanish, posted not later than the 21st day before the election on the bulletin board used for posting notices of the meetings of the Board of Directors. Such notice shall remain posted continuously through Election Day.

Section 9: Pursuant to Section 31.123, Texas Election Code, the Secretary of the Board hereby appoints Crystal Eberhart, Middle Trinity Groundwater Conservation District, 930 N. Wolfe Nursery Rd, Stephenville, Texas 76401 as the District's agent for this election.

Section 10: The Board President and Secretary are authorized to take all actions necessary to carry out the purposes of this Order.

PASSED AND APPROVED this 10th day of August, 2023.

ATTEST:

Rodney Stephens, President

Fred B. Parker, Secretary

Board Member

Board Member

MTGCD Monthly Drought Report 2023 – August

Assessment of the U.S. Drought Monitor, Palmer Drought Severity Index (PDSI), Crop Moisture Index (CMI), and Drought Probability Predictions follow:

U.S. Drought Monitor:

The U.S. Drought Monitor¹ as of August 1, 2023, for the MTGCD is between drought conditions D1 (**moderate drought**) and D3 (**extreme drought**). All portions of each county are under drought conditions. Erath and Bosque Counties are in a moderate to severe drought. Comanche and Coryell Counties are in moderate to extreme drought.

Palmer Drought Severity Index: (MGMT Plan Objective E.2.)

The PDSI as of August 5th, 2023, for the North Central Texas region is -3.93 which translates as **severe drought**. Last month's value: -2.87.

Crop Moisture Index: (MGMT Plan Objective E.2.)

The CMI, as of August 5th, 2023, for the North Central Texas region is -4.53, indicating that soil moisture is **severely dry**. Last month's value: -0.46.

Drought Probability Predictions: (MGMT Plan Objective E.2.)

The Climate Prediction Center of NOAA updated its U.S. seasonal outlook on August 1st, 2023, with predictions through October 31st, 2023. The map indicates development of drought conditions with continued drought conditions.

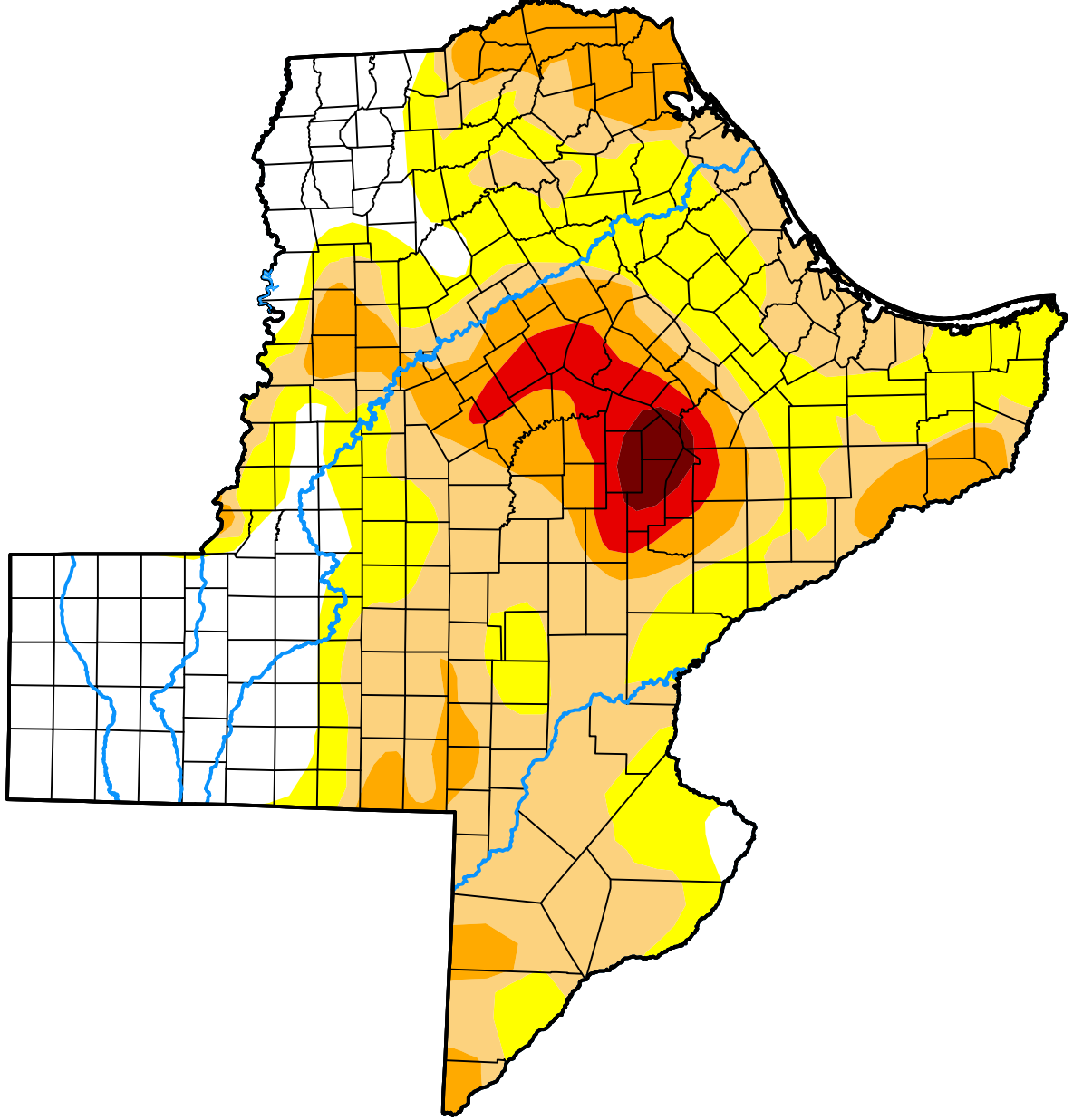
MTGCD Drought Cast: (MGMT Plan Objective E.1.)

MTGCD Drought Cast as part of the Drought Contingency Plan (DCP), uses NEX-RAD rainfall data provided by the National Oceanic and Atmospheric Administration over a 365-day total. Broken out amongst the four (4) counties: Bosque, Comanche, Coryell, and Erath. All counties are currenting not in a Drought Stage per the DCP, showing improvement.







¹ The U.S. Drought Monitor is jointly produced by the National Drought Mitigation Center at the University of Nebraska-Lincoln, the United States Department of Agriculture, and the National Oceanic and Atmospheric Administration. Map courtesy of NDMC.

U.S. Drought Monitor Texas

August 1, 2023
(Released Thursday, Aug. 3, 2023)
Valid 8 a.m. EDT



Intensity:

-  None
-  D0 Abnormally Dry
-  D1 Moderate Drought
-  D2 Severe Drought
-  D3 Extreme Drought
-  D4 Exceptional Drought

The Drought Monitor focuses on broad-scale conditions. Local conditions may vary. For more information on the Drought Monitor, go to <https://droughtmonitor.unl.edu/About.aspx>

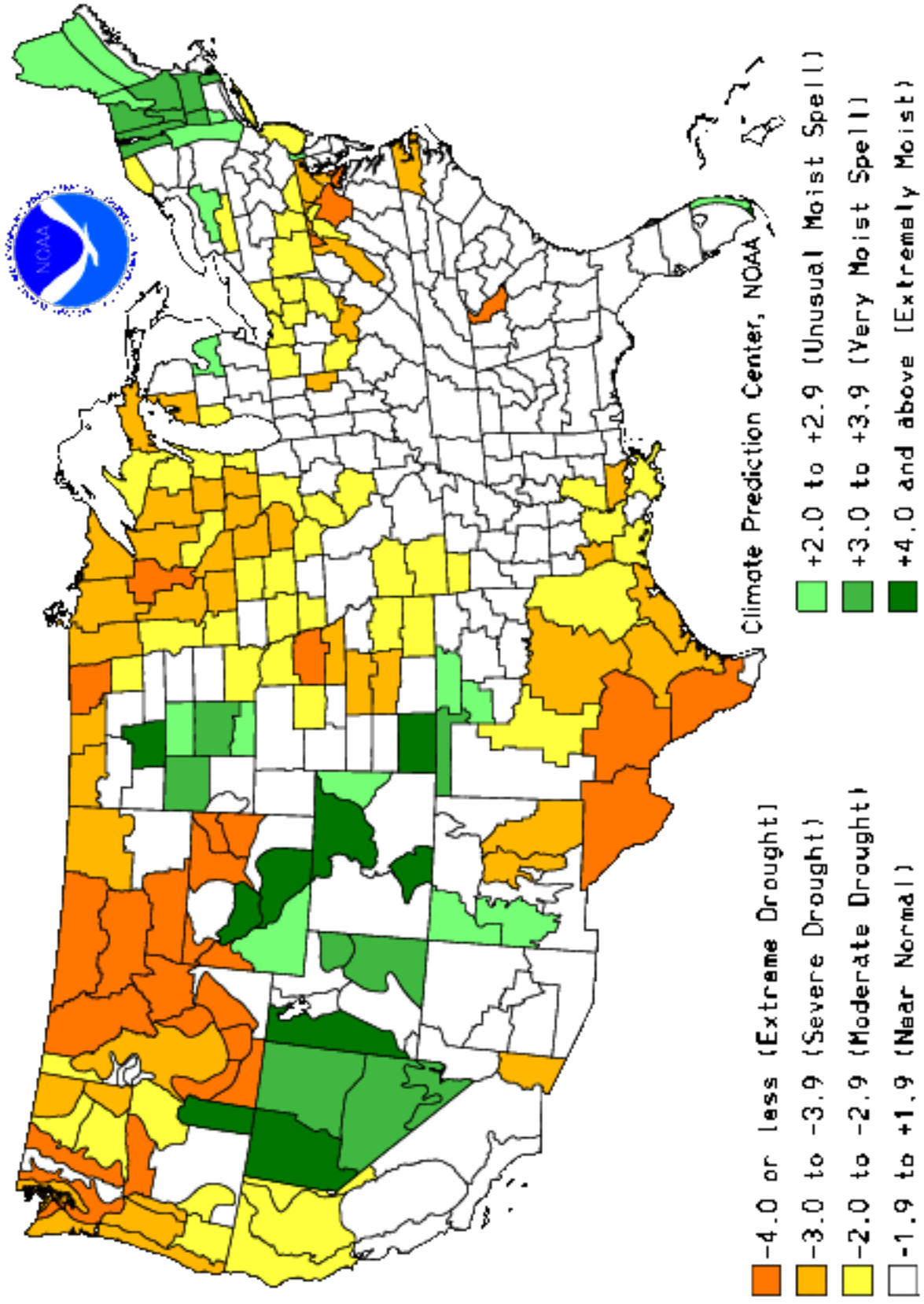
Author:

Brian Fuchs
National Drought Mitigation Center

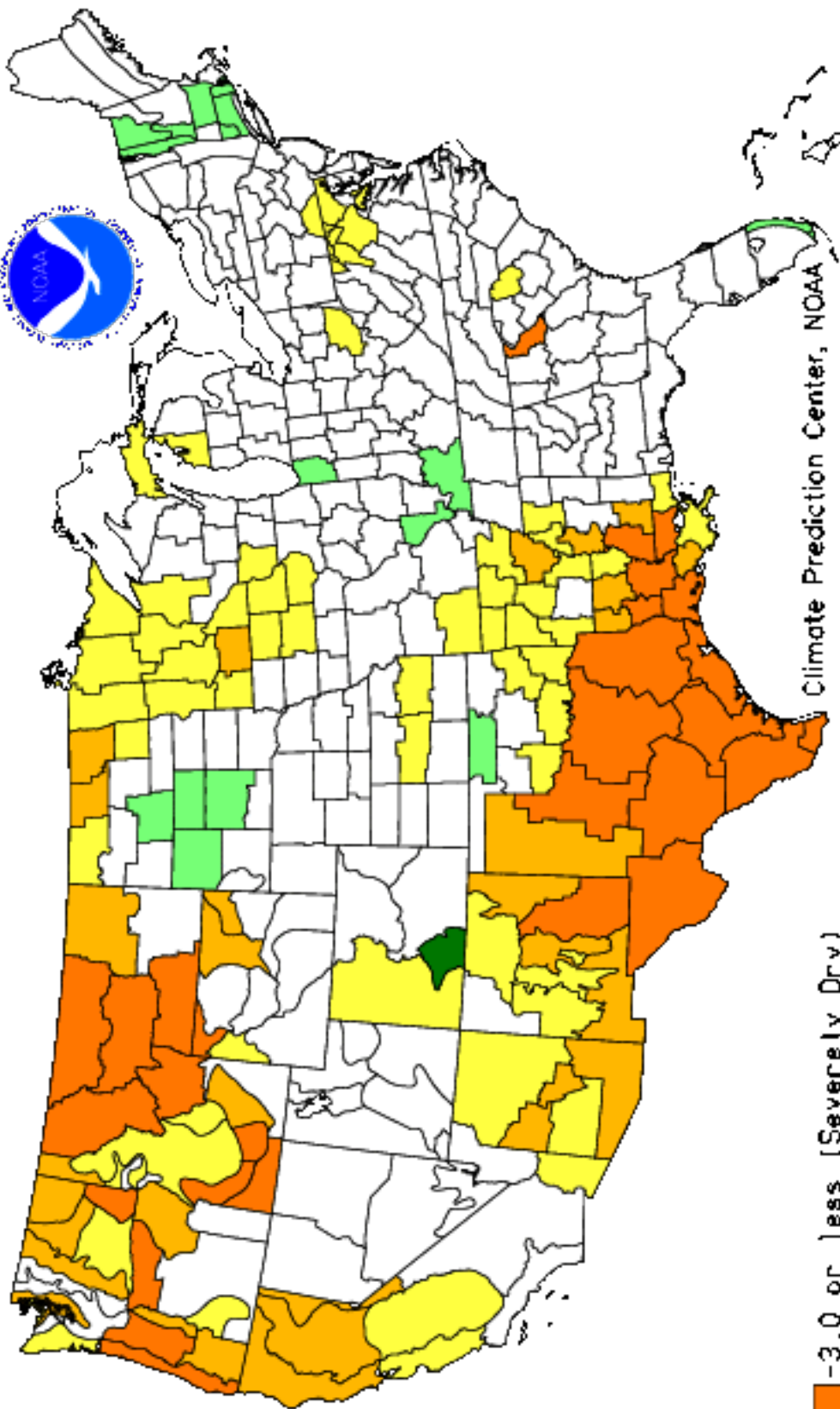


droughtmonitor.unl.edu

Drought Severity Index by Division
 Weekly Value for Period Ending AUG 5, 2023
 Long Term Palmer



Crop Moisture Index by Division
Weekly Value for Period Ending AUG 5, 2023
Short Term Need vs. Available Water in a Shallow Soil Profile



Climate Prediction Center, NOAA

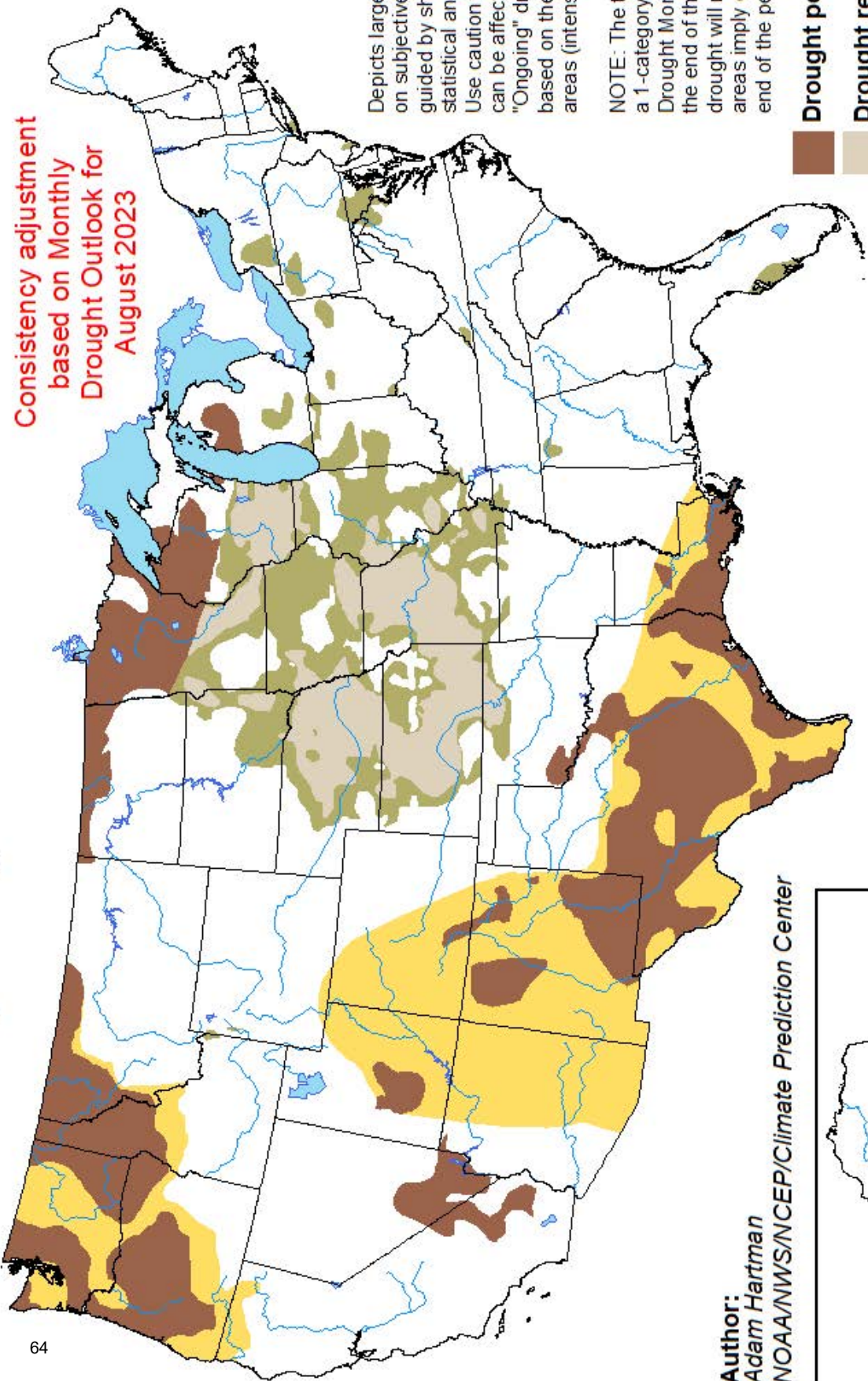
- -3.0 or less (Severely Dry)
- -2.0 to -2.9 (Excessively Dry)
- -1.0 to -1.9 (Abnormally Dry)
- -0.9 to +0.9 (Slightly Dry/Favorably Moist)
- +1.0 to +1.9 (Abnormally Moist)
- +2.0 to +2.9 (Wet)
- +3.0 and above (Excessively Wet)

U.S. Seasonal Drought Outlook

Drought Tendency During the Valid Period

Valid for August 1 - October 31, 2023
Released July 31, 2023

Consistency adjustment
based on Monthly
Drought Outlook for
August 2023



Depicts large-scale trends based on subjectively derived probabilities guided by short- and long-range statistical and dynamical forecasts. Use caution for applications that can be affected by short lived events. "Ongoing" drought areas are based on the U.S. Drought Monitor areas (intensities of D1 to D4).

NOTE: The tan areas imply at least a 1-category improvement in the Drought Monitor intensity levels by the end of the period, although drought will remain. The green areas imply drought removal by the end of the period (D0 or none).

- Drought persists
- Drought remains but improves
- Drought removal likely
- Drought development likely

Author:
Adam Hartman
NOAA/NWS/NCEP/Climate Prediction Center



<http://go.usa.gov/3eZ73>

MTGCD Drought Cast as of August 7, 2023

County	Avg. Annual Rainfall (in.)	Total Last 365-Days (in.)	365-Day Total as % of Avg Annual (%)	365-Day Total Difference from Avg. Annual (in.)	Drought Stage
Bosque	35.23	29.915	84.913%	5.315	None
Comanche	31.82	27.734	87.159%	4.086	None
Coryell	31.96	27.087	84.753%	4.873	None
Erath	31.66	28.925	91.361%	2.735	None

DROUGHT STAGE	PRECIPITATION DEFICIT INDEX (PDI) DROUGHT STAGE TRIGGER PERCENT OF AVERAGE RAINFALL	PERCENT OF VOLUNTARY REDUCTION IN WATER USE
NO DROUGHT	80-100%	0%
<u>STAGE 1</u> - Mild Drought Status	70-79%	10%
<u>STAGE 2</u> - Moderate Drought Status	60-69%	20%
<u>STAGE 3</u> - Severe Drought Status	50-59%	30%
<u>STAGE 4</u> - Emergency Drought Status	< 50%	40%

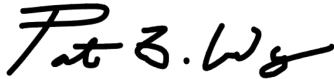
MONTHLY REPORT ON INVESTMENT OF PUBLIC FUNDS

for

August 10th, 2023

MTGCD utilizes TexPool, a local government pool, as its vehicle for investments of public funds. TexPool and TexPool Prime are currently rated AAAM by Standard & Poors, the highest rating a local government investment pool can achieve. The average monthly interest rate on MTGCD's invested public funds for July 2023 is 5.1238% for TexPool and 5.5293% for TexPool Prime. As of 7/31/2023, MTGCD has a total of \$ 2,458,619.67 invested at TexPool. A breakdown of MTGCD's TexPool accounts, including all investment transactions in the last quarter, is attached to this report.

I attest that all information in this report is true and correct,

A handwritten signature in black ink that reads "Pat F. Wagner". The signature is written in a cursive style with a large initial "P" and "W".

Patrick F. Wagner

MTGCD General Manager



Custom Summary Statement



Deposit Reports	Withdrawal Report Scheduler	Transfer Report Access	Multi Transaction Statements Help / Contact Us	Vendor Payment Inquiry Update Profile	Maintenance Change Location Logout
-----------------	-----------------------------	------------------------	---	--	---------------------------------------

TexPool Participant Services
1001 Texas Ave, Ste 1150
Houston, TX 77002

MIDDLE TRINITY GROUNDWATER CON DIST
ATN PATRICK WAGNER
930 WOLFE NURSERY RD
STEPHENVILLE TX 76401-1902

Statement Period 07/01/2023 - 07/31/2023
Customer Services 1-866-TEX-POOL
Location 000078892

INVESTMENT ACCOUNT-COMANCHE - 07889200001
07/01/2023-07/31/2023

Pool Name	Beginning Balance	Total Deposit	Total Withdrawal	Total Interest	Current Balance	Average balance
TexPool	\$564,447.16	\$0.00	\$0.00	\$2,456.27	\$566,903.43	\$564,526.39
TexPool Prime	\$166,179.47	\$0.00	\$0.00	\$756.49	\$166,935.96	\$166,203.87
Total Dollar Value	\$730,626.63	\$0.00	\$0.00	\$3,212.76	\$733,839.39	

Account Totals

Pool Name	Beginning Balance	Total Deposit	Total Withdrawal	Total Interest	Current Balance
TexPool	\$564,447.16	\$0.00	\$0.00	\$2,456.27	\$566,903.43
TexPool Prime	\$166,179.47	\$0.00	\$0.00	\$756.49	\$166,935.96
Total Dollar Value	\$730,626.63	\$0.00	\$0.00	\$3,212.76	\$733,839.39

INVESTMENT ACCT ERATH - 07889200002
07/01/2023-07/31/2023

Pool Name	Beginning Balance	Total Deposit	Total Withdrawal	Total Interest	Current Balance	Average balance
TexPool	\$98,244.85	\$0.00	\$0.00	\$427.50	\$98,672.35	\$98,258.64
TexPool Prime	\$1,760,946.72	\$0.00	-\$142,557.75	\$7,718.96	\$1,626,107.93	\$1,684,924.03
Total Dollar Value	\$1,859,191.57	\$0.00	-\$142,557.75	\$8,146.46	\$1,724,780.28	

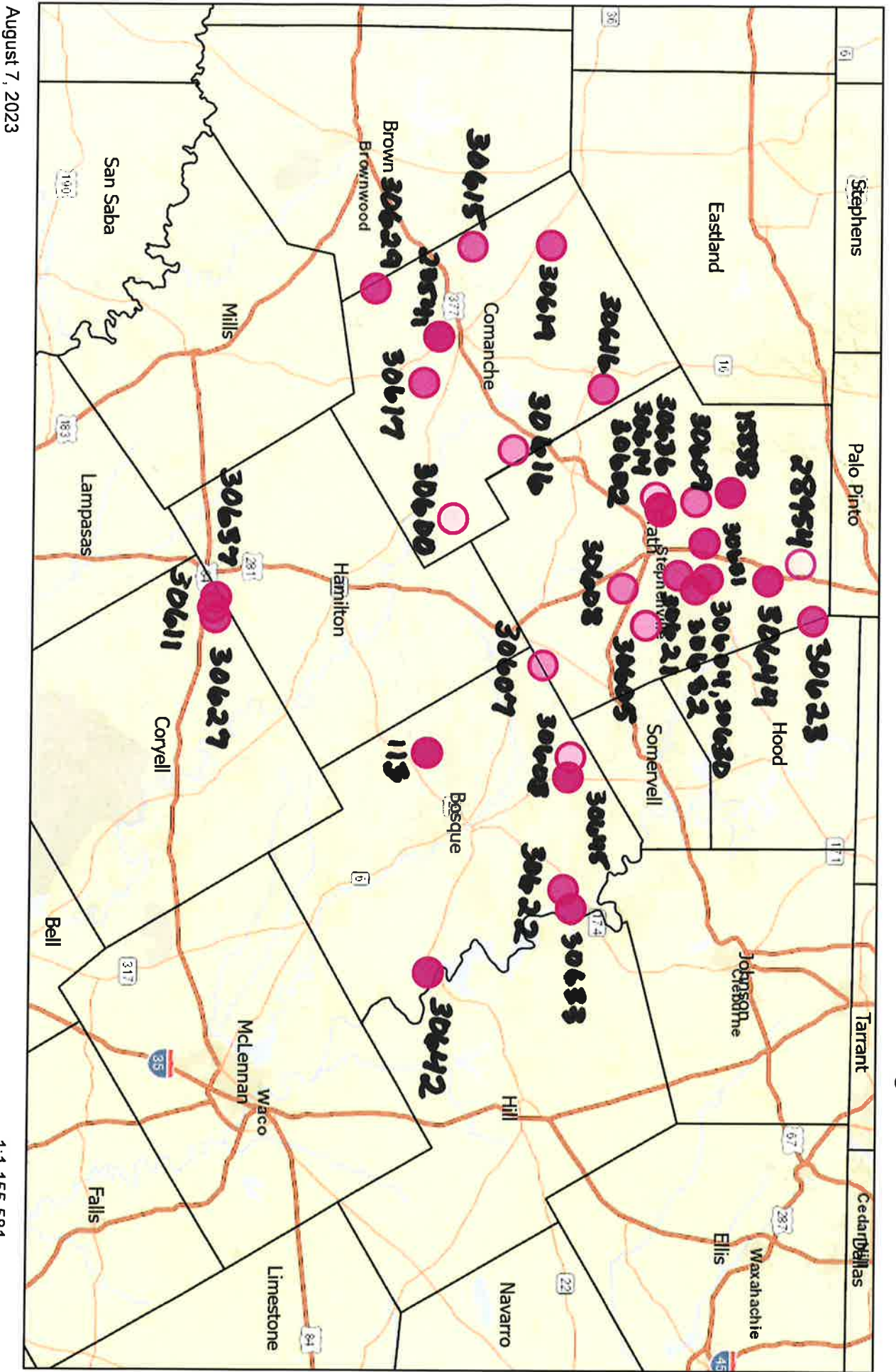
Account Totals

Pool Name	Beginning Balance	Total Deposit	Total Withdrawal	Total Interest	Current Balance
TexPool	\$98,244.85	\$0.00	\$0.00	\$427.50	\$98,672.35
TexPool Prime	\$1,760,946.72	\$0.00	-\$142,557.75	\$7,718.96	\$1,626,107.93
Total Dollar Value	\$1,859,191.57	\$0.00	-\$142,557.75	\$8,146.46	\$1,724,780.28

Grand Totals

Pool Name	Beginning Balance	Total Deposit	Total Withdrawal	Total Interest	Current Balance
TexPool	\$662,692.01	\$0.00	\$0.00	\$2,883.77	\$665,575.78
TexPool Prime	\$1,927,126.19	\$0.00	-\$142,557.75	\$8,475.45	\$1,793,043.89
Total Dollar Value	\$2,589,818.20	\$0.00	-\$142,557.75	\$11,359.22	\$2,458,619.67

Exempt Registrations for August 2023 Board Meeting



August 7, 2023
 Override 1
 Texas Counties

1:1,155,581
 0 5 10 20 mi
 0 12.5 25 50 km
 Hafl Associates, Inc., Esri, HERE, Garmin, NGA, USGS, NPS

Field Tech Report
August 23: Monthly Board Meeting

1. Wells Plugged: 3 Total

Bentonite: 36 bags

Cement: 03 bags

Total Material Est. Cost: \$346

3-Erath

2. Water Quality Tests: 8 Tests completed

5-Erath

1-Comanche

1-Bosque

1-Coryell

1-Comanche well tested positive for bacteria

Also, High in Salinity and TDS

1-Coryell Well tested high in Salinity and TDS

3. TWDB Yearly Water Levels

Turned in 8/1/2023

3. Water Levels:

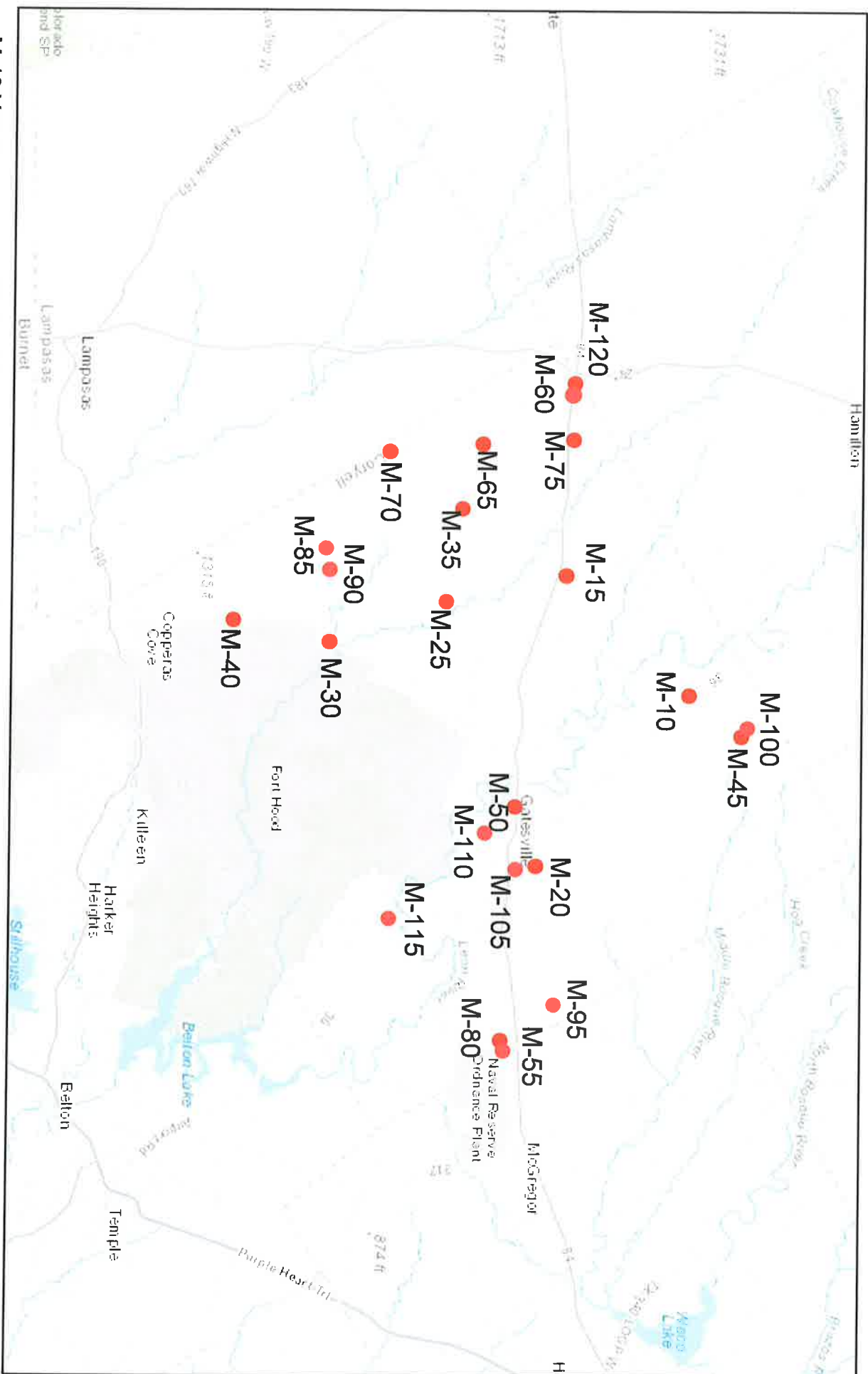
Coryell and Hamilton County wells have been monitored

Bosque County wells to be monitored this month

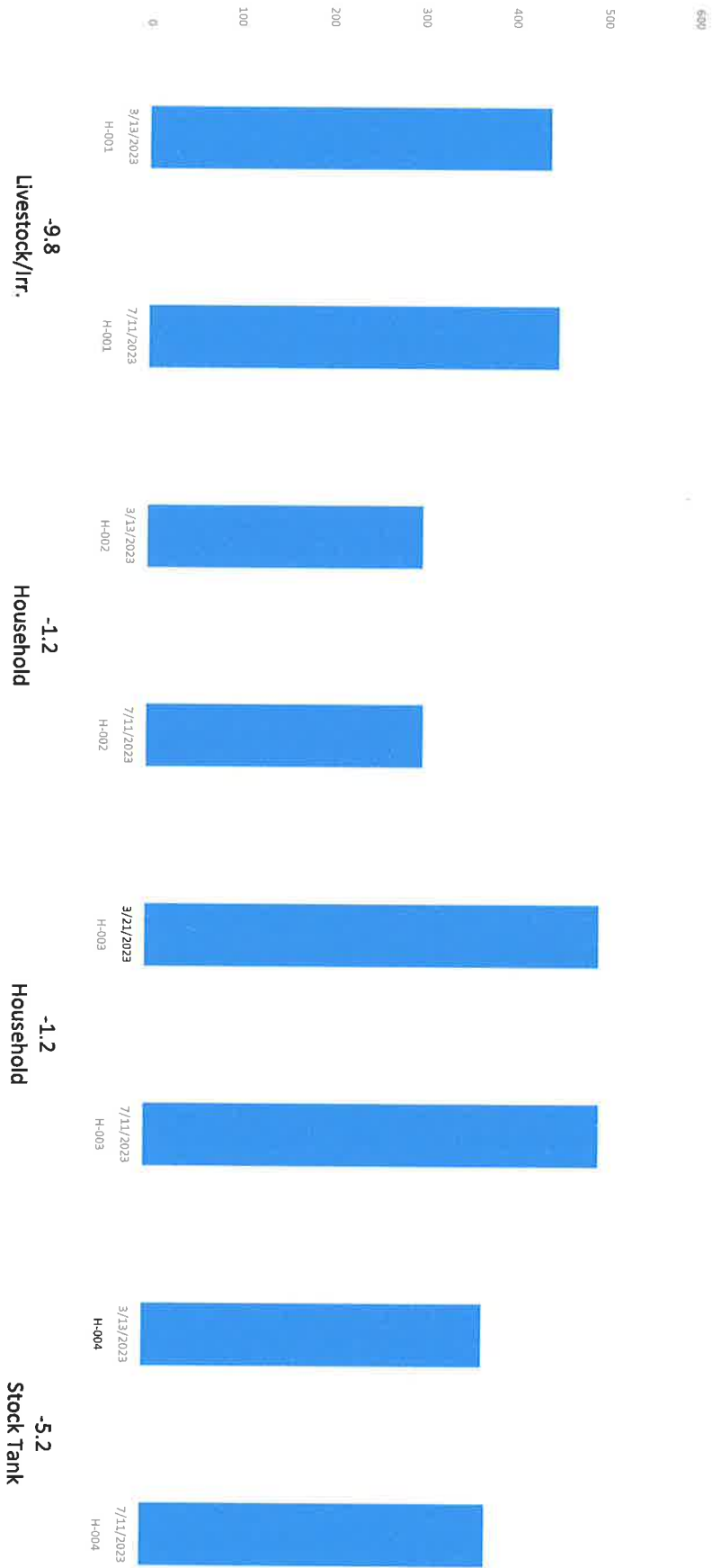
5. Metering-Coryell

M-20 Mtn. WSC#2	+7,237,084gal
M-55 Oglesby#1	Unchanged
M-60 Evant#5	+5,062,500gal
M-80 Oglesby#3	+15,502,900gal
M-95 C.City(Riddle)	+21,521,584gal
M-100 C.City(Pancake)	Unchanged
M-110 Ft. Gates WSC	Not in use
M-115 Leon Junction WSC	+6,919,500gal

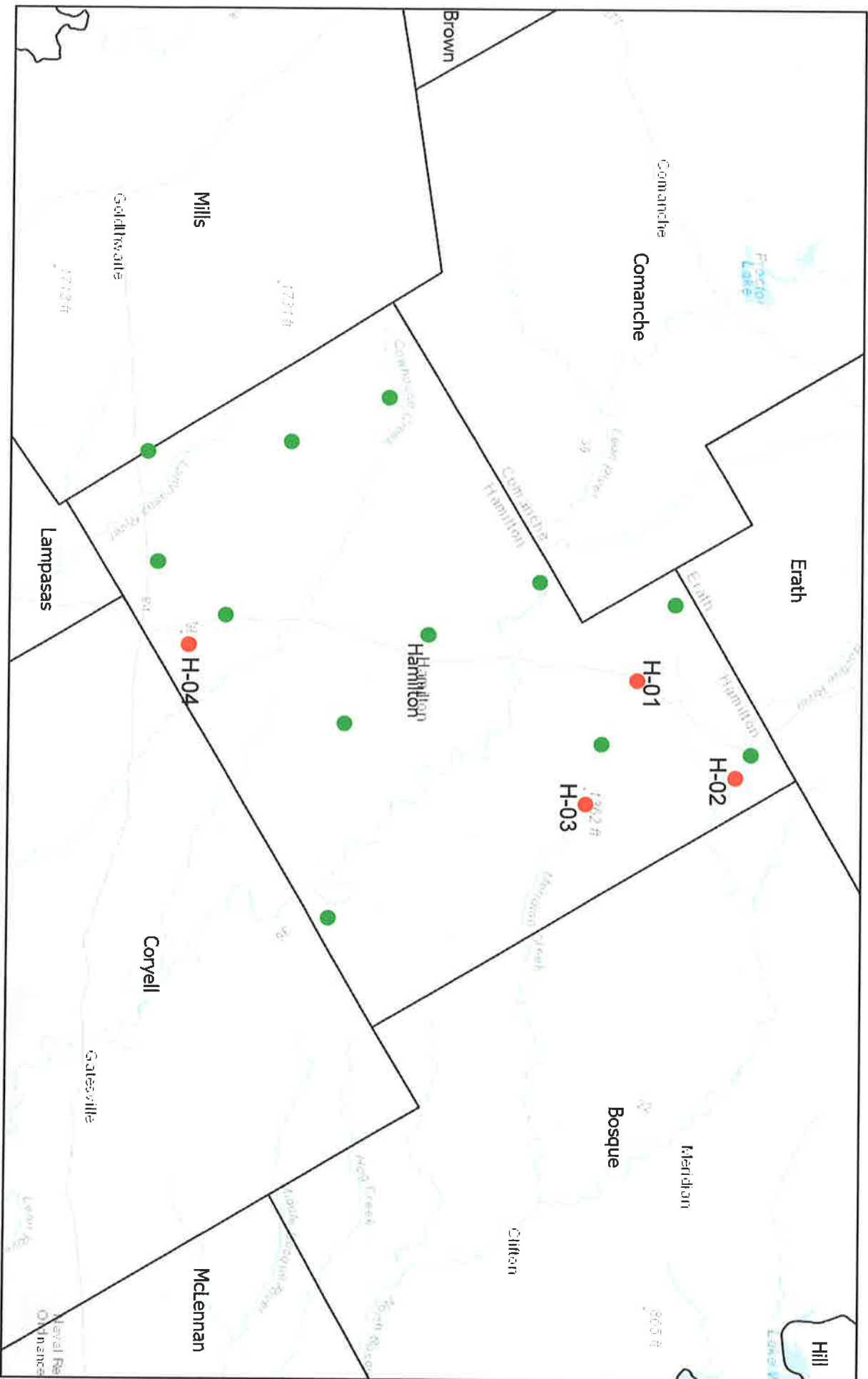
Coryell County



Hamilton Co.



Hamilton County Monitoring Wells



● TWDB Monitored Wells=12

● MTGCD Monitored Wells=4

- H-01 Owens
- H-02 Braumley
- H-03 Lampert
- H-04 Hustle



City of Oglesby



July 28, 2023



1:9,028
0 0.05 0.1 0.2 mi
0 0.1 0.2 0.4 km
Esri, HERE, Garmin, (c) OpenStreetMap contributors, Maxar