HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT

State Well No	Center Lake Business Park
	14101 Hwy 290 West, Bldg. 100, Suite #212, Austin, TX 78737
District	Mailing Address: P.O. Box 1648, Dripping Springs, TX 78620
Registration No	www.haysgroundwater.com; email: gm@haysgroundwater.com
	(512) 858-9253

Registration No	www.haysgroundwater.com; er	nail: gm@haysqroundwater.com 858-9253	
	REQUEST FOR A VARIAN	CE FROM HTGCD RULES	
Instructions:	This form is used for requesting a variance from filled out as completely as possible.	m HTGCD Rules according to HTGCD	Rule 14 and shall be
	 Variance requested for Well Performance Variance requested for Aquifer Tests (Tier Variance requested for Active Resolutions Variance requested for Installation of an active 	3). that specify an allowance for a variance	
Well Inspection:	District staff shall inspect each well involved in authorized by Texas Water Code, Chapter 36.1 in accordance with District Rule 3 and Rule 7. I water level, confirming pumping capability, wat inspection activity deemed necessary by the Di	123 and shall be scheduled with the we Inspections may include confirming well er sampling, geological survey, or any o	Il owner and conducted location, measuring
Well Owner			
Well Owner:	Dripping Springs Water Supply Cor	-	
Mailing Address	: 101 Hays Street, Suite 416 (Street or P.O. Box)	Dripping Springs (City)	78620 (ZIP)
Phone: (512)	·	(Oity)	(ZIF)
E-mail Address:	AJ@drippingspringswater.com		
Contact Person	(if other than owner): AJ Gray	Phone: (512)	858-7897
	ription, and Uses of Well e: acres Directions to Well (or attack	ch location map): Please see atta	ched maps
Driller: Center	x Drilling	Drilling Date if Known: Re	quires HTGCD Approval
Water to be use	d: () On-Site () Off-Site If off-site, pleas	se specify where used:	
Depending on	water Quality and Quantity		
Provide explan	ation about your need for the requested	I variance(s). Attach additional pa	ges as necessary.
We ask for a	a variance regarding HTGCD Rule 13.3.3	to drill two (2) Test Wells. The fi	rst (LT) test well
located nea	r RR12 at DSWSC's current well field	the second (MT) test well located	near Hwy 290 and
RR 12. The	request for the variance is to provide ad	equate time to gather data on the	Middle Trinity and
Lower Trinit	ty through geophysical logs, water quali	ity testing, and well level as it per	tains to drought
conditions.	The LT well will be used for monitoring	and testing and after considerat	ion of the data
could be co	nverted to a Public Water supply well fo	r production under the current p	ermit. The MT well
located at H	wy 290 and RR12 will be used for monit	oring and testing after considera	tion of the data if
the quality a	and quantity is acceptable it would be pl	ugged and capped and a new we	Il drilled in its place

under the current HTGCD Rules

Variance Request Page 2 of 2

Please indicate any attachments provided with this form:
(X) Copy of District Well Registration Form
(x) Copy of District Operating Permit
() Well Location Map or Property Plat. Must be drawn to a scale that adequately details the well site, well site access route, property lines, location of other existing or proposed wells on the tract, existing wells on adjoining tracts which may lie within the spacing required for the proposed well, location of surface storage, location of existing water uses if any, location of existing or proposed on-site wastewater systems, and the location of any other potential source of pollution. (X) OtherDSWSC submitted letter and maps dated March 10, 2023
Owner's or Applicant's Sworn Statement I hereby swear and affirm that the information given herein is true and accurate to the best of my knowledge and belief, and that I am aware of, knowledgeable of, and will comply with all District Rules.
Owner's or Applicant's Signature 4/11/2023 Date
To Be Completed by District Personnel Only
Registration #: State or Temp. Well #: Status: () Exempt () Non-exempt
<u>Variance Determination</u>
Staff Analysis of Variances Requested:
() Variance will be contained entirely on well owner's property. A waiver or easement from an adjoining property owner is not required. Comments:
() Variance will affect adjacent property owners. A waiver or easement from an adjoining property owner is required and must be filed with the County Clerk's Office. Comments:
() Waiver or easement filed with County Clerk's Office. Comments:
Other Comments:
Date Application was Administratively Complete: () Ref. to Board Date Application was Ref. to Board: Public Hearing Date (if held): Board Action: () Approved as Filed () Modified or with Special Conditions () Denied Date:

New Well Cons	struction Notific	ation Appli	ication		
APPLICATION NUM	BER				
3886					
A. WELL OWNE	R INFORMATIO	N			
BUSINESS/ORGANI	ZATION: (IF APPLICA	BLE)			
Dripping Springs	Water Supply Corpor	ation			
FIRST NAME:		LAST NAME:			
A.J.		Gray			
MAILING ADDRESS	:				
101 Hays St suite	416				
CITY:		STATE:		ZIP:	
Dripping Springs		TX		78620	
PHONE:					
(512) 858-7897					
EMAIL: (ONLY USE	D FOR CONFIRMATIO	N AND HTGCD	COMMUNICATION AB	OUT WELL)	
aj@drippingspring				,	
132 Mercer		STATE		ZIP:	
Dripping Springs		TX		78620	
HAYS COUNTY PRO	PERTY ID #				
R17803	The state of the s				
Latitude (Degi	ees, Minutes, S	econds)			
DEGREES	MINUTES		SECONDS		DIRECTION
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LATITUDE					
30.191984					
Longitude (De	grees, Minutes,	Seconds)			
DEGREES	MINUTES		SECONDS		DIRECTION
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LONGITUDE					
98.086670					
ELEVATION (IN FEE	ET): (CAN USE GOOGI	LE EARTH OR	GPS DEVICE)		

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Dripping Springs	XT		02987
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2520 Highway 290 West			
ADDRESS:			
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7224	SSS0-468 (SIS)		erin@ctdwaterwells.com
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Dripping Springs	XT		07987
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Dripping Springs WSC			
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C. WELL SPACING STAND.	SORAGI		
South East corner of property	/		
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4227	(512) 894-0555		
F. GENERAL WELL INFORMA	ATION		
BOREHOLE DIAMETER (INCHES):	CASING SIZE (INCHES):	WELL DEPTH (FEET):	
20	20	350	
PUMP SIZE (HP):	PRODUCTION CAPABILITY (GPM):	ANTICIPATED START DATE OF DRILLING/ALTERATION:	
50	250	02/08/2022	
WHERE WILL WATER FROM THE WE	il REUSED?		
Test Well	LL BE USED!		
The pumping well used during a H. FEE	n aquifer test.		
SELECT PAYMENT METHOD			
Check / Money Order			
NSF CONFIRMATION			
✓ I understand that if my check is	s returned for NSF, I am responsible for I	the NSF fee charged by the bank.	
I. PREPARED BY			
CONDITIONS			

✓ I agree to the conditions.

WELL OWNER:

Dripping Springs Water Supply Corporation

STATE:

TX

J. COMMENTS

Order

Product	Qty	Unit Price	Price
New Well Construction Application Fees	1	\$1,000.00	\$1,000.00
	Total \$1		\$1,000.00

New Well Const	ruction Notific	ation Appl	ication		
APPLICATION NUMB	ER				
3887					
A. WELL OWNER	R INFORMATIO	N			
BUSINESS/ORGANIZA	ATION: (IF APPLICA	BLE)			
Dripping Springs W					
FIRST NAME:			LAST NAME:		
A.J.			Gray		
31			,		
MAILING ADDRESS: 101 Hays St suite 4	116				
	720				
CITY:		STATE:		ZIP:	-
Dripping Springs		TX		78620	
PHONE:					
(512) 858-7897					
EMAIL: (ONLY USED		N AND HTGC	COMMUNICATION	ABOUT WELL)	
aj@drippingsprings	swater.com				
B. WELL LOCAT	ION				
ADDRESS					
24710 RR12					
CITY:		STATE		ZIP:	
Dripping Springs		TX		78620	
HAYS COUNTY PROP	ERTY In #				
r14249	ERIT ID W				
Latitude (Degre	es, Minutes, S	econds)			
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PUMP INSTALLER'S INFOR	иоптамяони		
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springs gridging	XT		78620
:УТ	:STAT2		:dIZ
SSZO Hwy 290 West			
DDRESS:			
78		Centex Pump &	/JddnS
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4227	(512) 894-0555				
F. GENERAL WELL INFORMA	TION				
BOREHOLE DIAMETER (INCHES):	WELL DEPTH (FEET):				
20	10	650			
PUMP SIZE (HP):	PRODUCTION CAPABILITY (GPM):	ANTICIPATED START DATE OF			
50	200	DRILLING/ALTERATION:			
		02/08/2023			
WHERE WILL WATER FROM THE WEI	LL BE USED?				
Test Well					
Non-Exempt Purpose Types					
AQUIFER TEST WELL / PUMPING WE	LL				
The pumping well used during a	n aquifer test.				
H. FEE					
SELECT PAYMENT METHOD					
Check / Money Order					
NSF CONFIRMATION					
✓ I understand that if my check is	returned for NSF, I am responsible for t	he NSF fee charged by the bank.			
I. PREPARED BY					
CONDITIONS					
✓ I agree to the conditions.					
WELL OWNER:					
Dripping Springs Water Supply Cor	poration				
ADDRESS:					
101 Hays st suite 416					

CITY:	STATE:	ZIP:
Dripping Springs	TX	78620

J. COMMENTS

Order

Product	Qty	Unit Price	Price
New Well Construction Application Fees	1	\$1,000.00	\$1,000.00
	Total		\$1,000.00



December 31, 2022

Rick Broun
Dripping Springs WSC
101 Hays, Suite 416
PO Box 345
Dripping Springs, Tx. 78620

Hays Trinity Groundwater Conservation District Permit to Produce Groundwater

Please find your approved permit, certificate, and drought cutback chart documents (attached). This permit is effective <u>January 1, 2023</u> and expires December 31, 2023. <u>Renewal information will be sent to permittees in September and renewals are due October 1 of each year.</u> The groundwater withdrawn under the permit shall be put to beneficial use at all times.

According to HTGCD Rule 3.10 Water Utility Connection Categories and Fees:

Water Connection fees are due prior to connecting to the water supply. Activating the water service connection prior to receiving confirmation of compliance is a violation of these Rules and will be subject to a penalty.

According to HTGCD Rule 12 Pumpage Reporting Requirements for Non-Exempt Wells:

Non-Exempt wells shall file a pumpage report with the District, containing the information required by this rule, each calendar quarter. These reports are due by the 10th day of each month following the end of each calendar quarter, and shall document the following information:

According to the terms of the December 2022 NOAV settlement agreement:

All New Connection Fees shall be submitted by the DSWSC on the latest version of the District's Connection form. All checks for New Connection Fees shall be from the person requesting the connection and made payable to the "Hays Trinity Groundwater Conservation District", or "HTGCD".

QUARTERLY PUMPAGE REPORTING

- 1). Monthly pumpage by well
- 2). Number of Connections
- 3). Water "shrinkage" or loss in the distribution system, by month. (Water pumped minus amount sold or produced = loss)¹

¹ For a more thorough explanation and potential methods for improvements, see the <u>Texas Water Development Board Report</u> #367: Water Loss Audit Manual for Texas Utilities

- 4). Monthly water level measurements (in feet below land surface elevation) for all of the system's wells.
- 5). When your system exceeds the 15% loss limit, the cause must be documented on-line in FORM #: 2009-1A. Quarterly Pumpage Report Non-Exempt Well - Quarterly Reporting. The following are typical loss scenarios: leaks, line flushing, fire, system maintenance, or meter replacement programs.

Required: Reporting shall be submitted electronically through the HTGCD website, www.haysgroundwater.com

- General permits: Quarterly reporting is required
- Jacobs Well Groundwater Management Zone permits are required to report monthly during declared drought

Pumpage Reporting Instructions:

District will assign a User Name and a Password

- Your name is: (has not changed)
- Your password is: (has not changed)

Failure to file these reports may subject you to penalties in accordance with District Rules.

District staff is available to answer questions or provide guidance on Quarterly Reporting or District Rules. We look forward to your cooperation and assistance. You may obtain a copy of the District's Rules and Groundwater Management Plan on our website, www.haysgroundwater.com, or contact our office at 512-858-9253.

Thank you,

Charlie Flatten, General Manager

Hays Trinity Groundwater Conservation District

Permit attached

PERMIT TO PRODUCE GROUNDWATER

Under provisions of Texas Water Code Chapter 36; Chapter 8843, Special District Local Laws Code; and the Rules of the HTGCD.

Well Registration No: 1896, (1897 Plugged), 1898, 1899, 2896

Sequence 6

Permit No: 214

Annual Maximum Production Amount: 1,125 Acre Feet (366,582,375 Gallons)/year

The groundwater withdrawn under the permit shall be put to beneficial use at all times

Contact / Permit information:

Name of Place where groundwater will be used: Dripping Springs Water Supply Corporation

Person responsible to uphold permit: Rick Broun

Mailing Address: 101 Hays, Suite 416, PO Box 345; Dripping Springs, Tx. 78620

Email: rickb@drippingspringswater.com

Phone No. (512) 858.7897

Well Field Location:

Approximately 2.5 miles south of US Hwy 290 on RR12, 0.25 miles east of RR12, Dripping Springs, Texas 78620.

#1 & #2 & #5 are on parcel:

Legal: ABS 174, 9 & 97 S J Fowler, T R Jackson & Wm Cockburn Surveys 3.62 AC

HCAD: R14294 HCAD cross reference # 10-0174-0003-00000-4

#1: GCD ID #1896 - (TWDB Well #5756703) Drilled April 1974

#2: GCD ID #1897 - Drilled 1964. Plugged

#5: GCD ID #2896 (Replaces #2), (Tx Well Rept. Tracking #471838) Drilled by Centex Oct. 2017

#3 & #4 are on parcel:

Legal: ABS 97 Wm Cockburn Surveys 5.00 AC

HCAD: R13393 HCAD cross reference # 10-0097-0020-00001-4 #3 GCD ID #1898 – (TWDB Well #5756704) Drilled February 1986 #4 GCD ID #1899 -- (TWDB Well #5756709) Drilled February 1995

The above-referenced permittee is hereby authorized to produce groundwater from the above-referenced wells. All groundwater withdrawals are subject to the terms, conditions, and limitations set forth in this permit, as well as the Rules of the Hays Trinity Groundwater Conservation District (District) and the laws of the State of Texas. The groundwater withdrawn under the permit shall be put to beneficial use at all times.

Effective Date	January 1, 2023
Renewal Application Due Date	October 1, 2023
Permit Expires Midnight	December 31, 2023

1. Location, Pump Size, and Production Capacity of Wells

- a. The well(s) are located as indicated within your application. All Non-Exempt wells shall be equipped with a permanent 1" access tube or some other means that will allow free and clear access to groundwater for the purpose of measuring water levels or disinfecting a well. The access tube will be installed according to District Rules.
- b. Discharge from each well-head shall be through a constantly operating, properly installed totalizing flow meter properly sized for the well pumps in use.

2. Maximum Quantity of Water to be Produced Annually

- a. The maximum amount of groundwater authorized to be withdrawn is (1,125) acre-feet per year for the duration of this permit. This maximum applies to all wells in aggregate.
- b. The maximum quantity of water that may be produced or the rate of production may be reduced in accordance with the District's User Drought Contingency Plan and Drought Curtailment Chart.

3. Use or Purpose of Produced Water

The produced well water shall be solely for beneficial use; including municipal use anywhere in Hays County, Texas that Permittee is lawfully authorized to operate, including the area covered by Certificate of Convenience and Necessity issued by the Texas Commission on Environmental Quality (or any successor agency) as the same may be amended from time to time.

4. Monitoring, Data Collection, Recordkeeping, and Reporting Requirements

- a. The Permittee shall meter the wells and record the monthly volume of water produced from the wells. The Permittee shall measure and record the monthly water-level measurements (in feet below land surface elevation) in the permitted wells on the Property. Water levels shall be measured after the pump has been idle for at least six hours.
- b. Quarterly reports must be submitted to the District by the end of business on the 10th day of the month following the end of the quarter to be reported. Each Monthly Report must include both the monthly volume of water and the monthly volume of water sold or produced.
- c. In the event that production exceeds the permitted amount, the Permittee shall give written notice to the District of such exceedance within 5 days after its occurrence. Such exceedance will be considered a violation of District Rules, and subject to penalties and fees.
- d. The Permittee shall record the amount of "water loss" monthly and report to the District with the quarterly report. "Water loss" is defined in the Water Loss Manual Report #367, dated March 2008, prepared by the Texas Water Development Board. The Permittee shall submit a report to the District outlining causes and future measures to reduce loss, should the loss exceed 15%.
- e. The Permittee shall submit their quarterly report including: the number of new connections, including applicants name, mailing address, connection address, or owner address if different, since the previous quarter report and the total number of connections.

5. Water Conservation Plan, Drought Contingency Plans, and Drought Curtailment Chart

- a. The Permittee shall abide by the approved District User Drought Contingency Plan, Water Conservation Plan and Drought Curtailment Chart measures in order to reduce the consumption and prevent the waste of the produced water. Permittee shall abide by the approved "Plans" and "Chart" during various stages of drought conditions.
- b. The Permittee shall also comply with future guidance and rules passed by the District related to such plans on the date such guidance, plans and/or rules become effective, and this permit is issued contingent upon compliance with any changes to the Water Conservation Plan, Drought Contingency Plan, the Drought Curtailment Chart, District Groundwater Management Plan or District Rules.

6. Amendment, Renewal, and Transfer of Ownership

- a. Permittee must submit an application to amend this permit and obtain approval from the District prior to making any change in production, including the withdrawal amount, point of withdrawal, purpose of use. place of use or pump size.
- b. Permittee shall submit an application to renew this permit at least 90 days prior to the expiration date.
- Amendment or renewal of this permit shall be subject to the District's Rules and Management Plan in effect at the time of amendment or renewal.
- d. The District shall be notified in writing within 60 days of any transfer of this permit, or any change in control of ownership of the Property or the Well. The District shall be provided the appropriate mailing address, phone numbers and primary point of contact of any successor(s) in interests.

7. Plugging, Inspections, and Enforcement

- a. Permittee shall comply with all plugging guidelines and reporting requirements as required by District Rules and State law, within 180 days of abandonment of each well authorized by this permit, or expiration of this permit, whichever is earlier.
- b. Inspection and entry shall be allowed as prescribed in Chapter 36, Texas Water Code, and District Rules.
- c. The District has full authority under Chapter 36, Texas Water Code, to enforce this permit including: fines, fees, penalties, and injunction against further violations.

8. **Other Conditions of Permit**

a. This permit is granted on the basis of the information supplied and the representations made by the Permittee in its application and in responses to any notices of deficiency or requests for information made during the application process. The application and such representations are enforceable under the terms of this Permit. Following appropriate public notice and public hearing, this permit may be modified, suspended, or revoked, in whole or in part, during its term for violation of any terms or conditions of this permit; obtaining this permit by misrepresentation or failure to disclose fully all relevant facts; or a change

in condition that the District deems requires either a temporary or permanent reduction or elimination of the authorized production in order to prevent waste, 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.

- b. Acceptance of this permit by the Permittee constitutes acknowledgment and agreement that the Permittee, and any successor(s) in interest, shall comply with all the terms and conditions embodied in the Permit, and the District's Rules, Orders, and approved Management Plan, as may be amended from time to time, and to the continuing right of the District to supervise and regulate the depletion of all aquifers within the District's boundaries.
- c. Acceptance of this permit by the Permittee constitutes acknowledgment and agreement that the Permittee agrees to avoid waste and achieve water conservation.
- d. The issuance of this permit does not grant to the Permittee the right to use private or public property for the conveyance of water.
- e. The District makes no representations and shall have no responsibility with respect to the availability or quality of water authorized to be produced under this permit.

9. According to the terms of the December 2022 NOAV settlement agreement:

- a. All New Connection Fees shall be submitted by the DSWSC on the latest version of the District's Connection form.
- b. All checks for New Connection Fees shall be from the person requesting the connection and made payable to the "Hays Trinity Groundwater Conservation District" or "HTGCD"

	÷.	



HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT

Operating Permit

Issued January 1, 2023 Expires December 31, 2023

Dripping Springs Water Supply Corporation*
101 Hays, Suite 416
Dripping Springs, Texas 78620

Permit Identification Number: 214

Seq 6

Well Registration Numbers: 1896, 1897, 1898, 1899, 2896

Renewal Application Deadline: October 1st

Annual Maximum Production: 1,125 Acre Feet *

Quarterly Reporting Deadlines: 10th of April, July, October, and January

*Subject to Drought Curtailments. Refer to drought status and unique Drought Curtailment Chart.

*Permit Holders subject to HTGCD Rules, Plans, Orders, Resolutions, Regulations, and Permit Requirements

*Water Connection fees are due prior to occupant use of groundwater

Charlie Flatten

HTGCD General Manager www.haysgroundwater.com (512) 858-9253



Rick Broun Administration General Manager
AJ Gray Operations General Manager
Board of Directors:
William Jackson, President
Travis Crow, Vice President
Rex Miller, Secretary/Treasurer

Mark Key, Director Charlie Busbey, Director

Hays Trinity Groundwater Conservation District Board of Directors P.O. Box 1648 Dripping Springs, TX 78620

March 10, 2023

Re: Variance to Drill

Dear Board of Directors.

Thank you for the opportunity to present to your Board our desire to explore new sources of groundwater. Dripping Springs Water Supply Corp. (DSWSC) understands, appreciates, and joins alongside you the responsibility to manage and protect the Trinity Aquifer in Hays County. We propose locating alternate water sources could relieve, improve, and reduce the impact of the Middle Trinity, the main source of water throughout your District. DSWSC now seeks a variance from HTGCD Rule 13.3.3 (C).

DSWSC is not only dedicated to protecting the Middle Trinity Aquifer, but also its long-term health and sustainability for generations. Without this natural resource there would be no Dripping Springs, no community, and no future. DSWSC seeks a variance for a Middle Trinity well to be located near downtown Dripping Springs, Hwy 290 and RR12. There are no known wells within the vicinity and the cost savings would be a great advantage to the members of Dripping Springs. DSWSC is reliant upon electricity to circulate water throughout the system as well as enough chemicals to treat the water properly. A new Middle Trinity well located downtown would result in a cost reduction in both electricity and the chemicals necessary for operation.

Additionally, we ask that your Board consider a variance to allow DSWSC to explore the feasibility of a Lower Trinity well within our current well field. No wells found within our vicinity have drilled into this section of the aquifer subsurface, DSWSC could be the first to tap into this hidden water source. Without exploration, we cannot venture into nor determine the quality or quantity available within the aquifer. Being that the aquifer is at its lowest levels due to the drought, now is the most exciting time for discovery.

Lastly, we believe that alleviating production from the Middle Trinity could greatly improve conditions for available Middle Trinity water downstream. More water available to the people and their wells thus addresses the health and welfare of the public. We know HTGCD would also wish to reduce the demand on the Middle Trinity and assist our efforts to benefit the community and the aquifer we all share.

Please let me know if you have any questions.

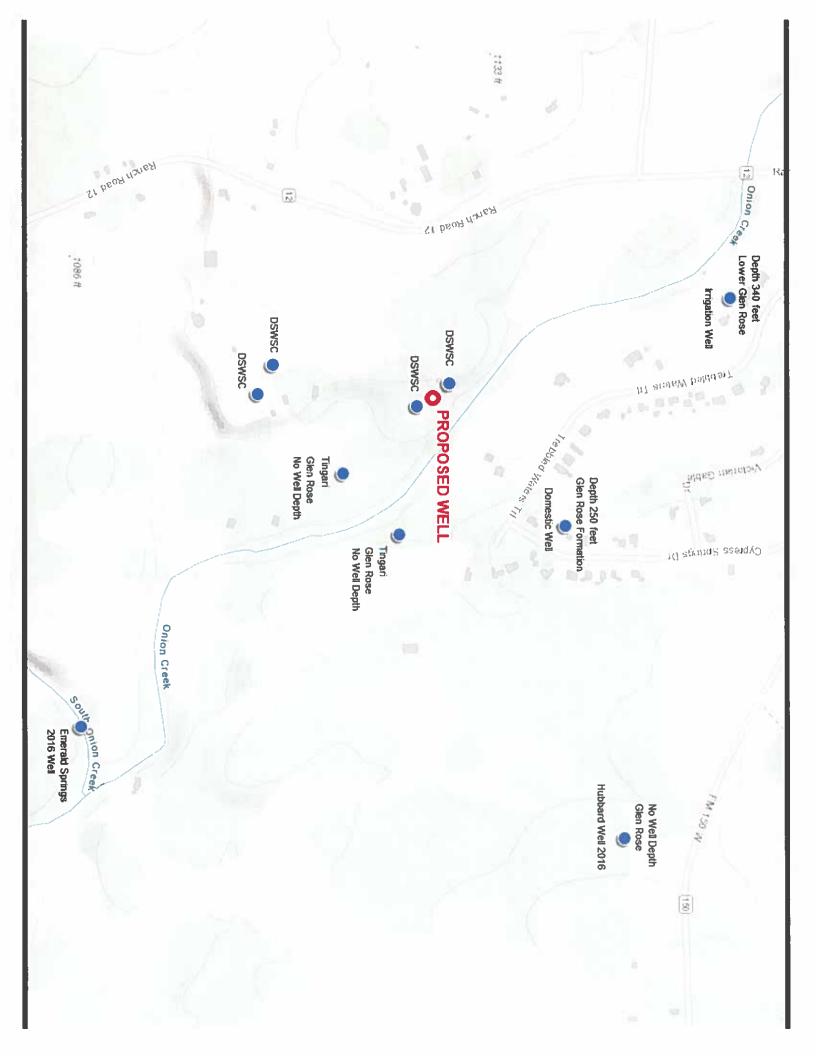
101 Hays St. #416

Phone: 512-858-7897

Respectfully,

AJ Gray Dripping Springs WSC

Fax: 512-858-0607 Dripping Springs, TX 78620 www.drippingspringswater.com





				J		