

## Permit No. BVDO-0292



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well B** ("Well"), at the location specified below, within the Brazos Valley Groundwater Conservation District (District), for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.932321° and W 96.691592°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **3150 GPM** and a maximum annual production of **4,068 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split among the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under the above-listed permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/accuracy testing/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested for accuracy by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. The third party's accuracy testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** Water flow meters must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.
- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,

BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_  
**Alan M. Day, General Manager**

\_\_\_\_\_ Date

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## Permit No. BVDO-0293



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well C** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.916287° and W 96.721219°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **1550 GPM** and a maximum annual production of **2,001 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from either well, or split between the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under all permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. All testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** The water flow meter must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall install and maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_  
**Alan M. Day, General Manager**

\_\_\_\_\_ Date

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## Permit No. BVDO-0294



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well G** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.871826° and W 96.689291°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **2150 GPM** and a maximum annual production of **2,776 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from either well, or split between the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under all permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. All testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** The water flow meter must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall install and maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_  
**Alan M. Day, General Manager**

\_\_\_\_\_ Date

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## Permit No. BVDO-0295



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well PS 1** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.937420° and W 96.676560°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **2450 GPM** and a maximum annual production of **3,164 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from either well, or split between the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under all permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. All testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** The water flow meter must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall install and maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_  
**Alan M. Day, General Manager**

\_\_\_\_\_ Date

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## Permit No. BVDO-0296



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well PS 2** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.889026° and W 96.684725°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **1500 GPM** and a maximum annual production of **1,937 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from either well, or split between the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under all permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. All testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** The water flow meter must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall install and maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_  
**Alan M. Day, General Manager**

\_\_\_\_\_ Date

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## Permit No. BVDO-0297



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well PS 3** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.893501° and W 96.663845°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **2400 GPM** and a maximum annual production of **3,099 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split among the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under the above-listed permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/accuracy testing/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested for accuracy by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. The third party's accuracy testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** Water flow meters must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall install and maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_  
**Alan M. Day, General Manager**

\_\_\_\_\_ Date

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## Permit No. BVDO-0298



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well PS 4** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.917196° and W 96.631244°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **2250 GPM** and a maximum annual production of **2,905 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split among the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under the above-listed permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

**(b) Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/accuracy testing/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested for accuracy by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. The third party's accuracy testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** Water flow meters must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

**(c) Monitor Wells:**

- (1) Permittee shall install and maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

**(d) Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_  
**Alan M. Day, General Manager**

\_\_\_\_\_ Date

DRAFT

## Permit No. BVDO-0299



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well PS 5** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.882803° and W 96.673047°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **1500 GPM** and a maximum annual production of **1,937 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split among the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under the above-listed permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/accuracy testing/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested for accuracy by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. The third party's accuracy testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** Water flow meters must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_ Date \_\_\_\_\_  
**Alan M. Day, General Manager**

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## Permit No. BVDO-0300



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well PS 6** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.880632° and W 96.650098°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **1700 GPM** and a maximum annual production of **2,195 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split among the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under the above-listed permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/accuracy testing/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested for accuracy by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. The third party's accuracy testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** Water flow meters must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_ Date \_\_\_\_\_  
**Alan M. Day, General Manager**

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## Permit No. BVDO-0301



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well PS 8** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.872396° and W 96.675639°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **1750 GPM** and a maximum annual production of **2,260 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split among the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under the above-listed permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/accuracy testing/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested for accuracy by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. The third party's accuracy testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** Water flow meters must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_ Date \_\_\_\_\_  
**Alan M. Day, General Manager**

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## Permit No. BVDO-0302



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well PS 9** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.913084° and W 96.653847°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **2850 GPM** and a maximum annual production of **3,680 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split among the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under the above-listed permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/accuracy testing/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested for accuracy by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. The third party's accuracy testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** Water flow meters must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_ Date \_\_\_\_\_  
**Alan M. Day, General Manager**

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## Permit No. BVDO-0303



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well PS 10** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.954950° and W 96.680068°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **1500 GPM** and a maximum annual production of **1,937 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split among the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under the above-listed permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/accuracy testing/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested for accuracy by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. The third party's accuracy testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** Water flow meters must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_  
**Alan M. Day, General Manager**

\_\_\_\_\_ Date

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## Permit No. BVDO-0304



### Operating Permit Issued By Direction of the Board of Directors of the Brazos Valley Groundwater Conservation District

This **Operating Permit** is granted to **UW Brazos Valley Farm, LLC** (Permittee) authorizing the Permittee to operate a water well, known as **Well PS 11** ("Well"), at the location specified below within the Brazos Valley Groundwater Conservation District (District) for the beneficial purpose of producing water for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses. Permittee is authorized to operate the Well located at **N 30.901250° and W 96.651604°** to produce water from the **Simsboro Aquifer** at an annual maximum capacity not to exceed **1980 GPM** and a maximum annual production of **2,557 acre feet/year**.

#### Operating Permit Term:

- (a) An operating and drilling permit for a well or well site will automatically expire within three years from its issuance if the permitted well(s) has not been completed or is not significantly under development.
- (b) Unless specified otherwise by the Board or these Rules, operating permits are effective for five-year terms. At the end of each five-year term, the permit shall be renewed by the Board for an additional five-year term, upon submittal of a permit renewal application by the permit holder that provides adequate evidence of continued beneficial use for the permitted amount of water withdrawal. The District shall send notices to permit holders that contain the permit renewal applications, prior to permit expirations.
- (c) The District may amend or revoke an operating permit at any time if there is evidence of:
  - (1) the owner or operator of the well or well system has operated in violation of their permit, District Rules, or Chapter 36 of the Texas Water Code; or
  - (2) a change in the permit is required to prevent waste and achieve water conservation, minimize as far as practicable the drawdown of the water table or reduction of artesian pressure, lessen interference between wells, or control and prevent subsidence; or
  - (3) The permitted well(s) has not been completed, is not significantly under construction; or no significant progress is being made toward construction.

#### Special Provisions/Notes:

- (a) **Aggregation:**
  - (1) The production from the following operating permits may be aggregated: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split among the wells, as circumstances may require as allowed by District Rule. Total maximum annual aggregate production for the wells under the above-listed permits is 49,999 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, Commercial, Municipal, and Public Water Supply uses. Purpose of use will be metered and reported separately. Purpose of use will be metered and reported separately.
  - (2) Permittee's maximum aggregate export shall not exceed 49,999 acre-feet in any year.
  - (3) Permittee shall reduce permitted amount of Historic Use Operating Permit BVHU-1058 as

exported volume increases, keeping the aggregate of all Simsboro Operating permit production not to exceed 59,999 acre-feet/year.

(b) **Reporting:**

- (1) Permittee shall timely report to the District all groundwater production for all of its operating permits, including Historic Use Permits, issued by the District by the 10th day of every month, by a form prescribed by the District. The District shall have access to all of Permittee's flow meters for inspection.
- (2) Permittee shall annually calibrate the requisite flow meter for all of its permitted wells, including those authorized by Historic Use Permits, in the Simsboro Aquifer. Documentation of the calibration/accuracy testing/verification for each flow meter shall be submitted to the District by February 1 of each year. The first calibration must be completed and submitted to the District by February 1, 2023.

- i. **Flow Meter Testing:** Each flow meter shall have an accuracy of plus or minus 3% and be tested for accuracy as installed in place. Permittee shall submit a certificate of the test results. The certificate shall be in a form acceptable to the District. Meters shall be tested for accuracy by a third party qualified to measure meter accuracy and approved by the District General Manager. Each meter shall be tested for accuracy on an annual basis. The third party's accuracy testing equipment must be calibrated annually by an independent testing laboratory or company capable of accuracy verification.
- ii. **Flow Meter Installation:** Water flow meters must be installed for wells associated with the following operating permits: BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294, BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300, BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304, according to the manufacturer's published specifications in effect at the time of meter installation. A copy of the specifications shall be provided to the District. If no specifications are published, there must be a minimum length of five pipe diameters of straight pipe upstream of the water meter and two pipe diameters of straight pipe downstream of the water meter. The pipe upstream and downstream of the meter must be the same diameter as the housing for the meter. These lengths of straight pipe must contain no check valves, tees, gate valves, back flow preventers, blow-off valves or any other fixture than those flanges or welds necessary to connect the straight pipe to the meter. The Permittee may use a different methodology for the installation of flow meter(s) used solely for agricultural uses, if approved by the District, and such approval may not to be unreasonably withheld.

(c) **Monitor Wells:**

- (1) Permittee shall maintain two (2) monitor wells on its permitted project site in a location or locations agreed upon with the District and with construction and equipment approved by the District, such agreement and approval not to be unreasonably withheld.

(d) **Well Assistance Agreement:**

- (1) The Well Assistance Agreement entered into by Permittee and the District, effective \_\_\_\_\_, and the rights and obligations contained therein, is incorporated as a binding special provision of this Permit.

- (2) The Well Assistance Agreement is binding on Permittee's aggregated Well Field:  
BVDO-0254, BVDO-0255, BVDO-0256, BVDO-0292, BVDO-0293, BVDO-0294,  
BVDO-0295, BVDO-0296, BVDO-0297, BVDO-0298, BVDO-0299, BVDO-0300,  
BVDO-0301, BVDO-0302, BVDO-0303, and BVDO-0304.

This Permit is 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 issued by the District.

- (1) This Permit is granted in accordance with provisions of the Rules of the District, including amendments, and acceptance of this Permit constitutes an acknowledgment and agreement that Permittee will comply with the Rules of the District.
- (2) This Permit confers only the right to operate the permitted well under the provisions of the District Rules and its terms may be modified or amended pursuant to the provisions of those Rules. To protect the permit holder from the illegal use of a new landowner, within ten (10) days after the date of sale of property containing a well having been issued an operating permit, the operating permit holder must notify the District in writing of the name of the new owner. Any person who becomes the owner of a currently permitted well must, within forty-five (45) calendar days from the date of the change in ownership, file an application for a permit amendment to affect a transfer of the permit.
- (3) The operation of the well for the authorized purposes must be conducted in a non-wasteful manner.
- (4) All groundwater production from non-exempt wells in the District is required to be metered, except for the groundwater produced from wells in the Brazos River Alluvium aquifer. The District maintains the discretion to require meters on wells in the Brazos River Alluvium aquifer. Permittee shall maintain records of withdrawal on the property where the well is located or at its business office, and shall make those records available to the District for inspection. The Permittee shall submit complete, accurate, and timely metered pumpage and transport reports to the District annually, as requested by the District, no later than February first (1<sup>st</sup>) of each year.
- (5) The well site must be accessible to District representatives for inspection, and Permittee agrees to cooperate fully in any reasonable inspection of the well and well site by the District representatives.
- (6) The application pursuant to which this Permit has been issued is incorporated in this Permit, and this 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.
- (7) Violation of this Permit's terms, conditions, requirements, or special provisions, including pumping amounts in excess of authorized withdrawal, is punishable by civil penalties as provided by the District Rule 15.3, as well as revocation of the permit.
- (8) Permittee will use reasonable diligence to protect groundwater quality and will follow well-plugging guidelines at the time of well closure.

The issuance of this Permit does not grant to Permittee the right to use any private property, or any public property, for the production or conveyance of water. Neither does this permit authorize the invasion of any personal rights nor the violation of any federal, state, or local laws, rules or regulations. Further, 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.

This permit is issued and effective as of October 20, 2022.

**Brazos Valley Groundwater Conservation District**

By: \_\_\_\_\_ Date \_\_\_\_\_  
**Alan M. Day, General Manager**

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