

**APPENDIX "B"**  
**BVGCD AFFIDAVIT FORM**

**AFFIDAVIT OF LEGAL RIGHT TO PRODUCE GROUNDWATER**

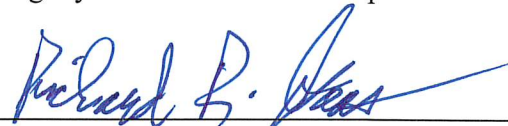
(Entity Form)

**BEFORE ME**, the undersigned authority, on this day personally appeared Richard Ronald Gaas \_\_\_\_\_, who being duly sworn on his oath, says and deposes as follows:

"My name is Richard Ronald Gaas. I am the President (title) of Badgerjack Resource Holdings LP (name of entity) (hereinafter referred to as the "Applicant"). I have been authorized by Badgerjack Resource Holdings LP (name of entity) to give this affidavit. I am of sound mind, over eighteen (18) years of age, and have never been convicted of a felony or of a crime involving moral turpitude. My address is P.O. Box 5432, Bryan, Texas 77805. I have personal knowledge of the facts stated herein, and they are true and correct.

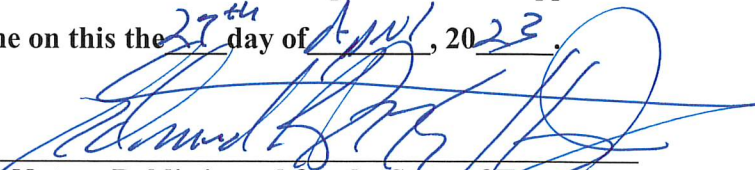
1. I am submitting to the Brazos Valley Groundwater Conservation District ("District") an application for a drilling and/or operating permit on behalf of the Applicant for a water well located at \*See Attached.
2. Applicant has the legal authority to produce the groundwater associated with the land surface and the permit application for the well listed in #1 above, as required by District Rule 7.1(c).
3. Exhibit A, attached hereto, is the map that identifies the water rights to be legally controlled by the Applicant under District Rule 7.1(c) for the well listed in #1 above.
4. I have provided to the District documents that prove Applicant's right to own, control, or produce the groundwater rights associated with the permit application for the well listed in #1 above, as required by District Rule 7.1(c).
5. I have provided to the District documents, if any, that fully evidence all transfer(s) of Applicant's right to own, control, or produce the groundwater rights to another person/entity that are associated with the land surface and the permit application, as required by Rule 7. I(c). And I understand that I am required to provide such transfer documents as they occur in the future.
6. I understand that a permit may be amended or revoked if the groundwater rights or right to produce, related to a permit under Rule 7.1(c), are legally transferred to another person/entity.

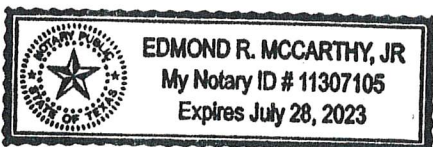
**FURTHER AFFIANT SAYETH NOT."**

Signed   
Richard Ronald Gaas, President  
Badgerjack Holdings, LLC  
General Partner of Badgerjack Resource Holdings, L.P.  
Authorized representative of Applicant

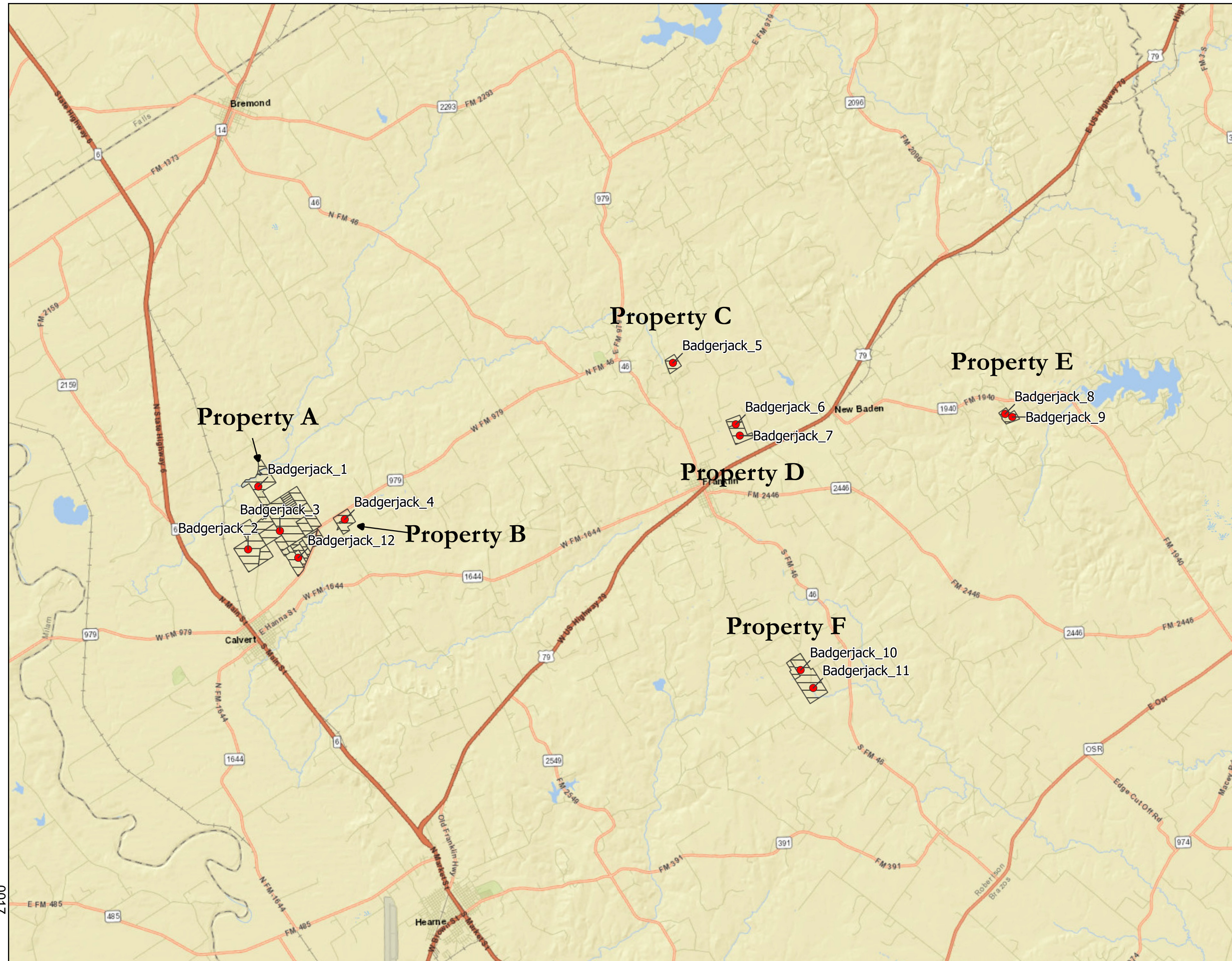
SWORN AND SUBSCRIBED to before me on this the 27<sup>th</sup> day of April, 2023.

(Notary Seal)

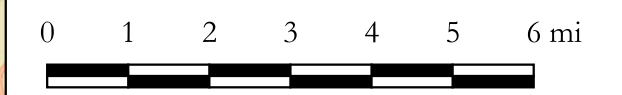
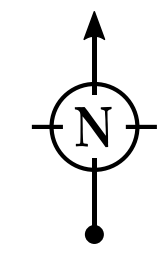
  
Notary Public in and for the State of Texas  
My Commission Expires: 7/28/23



Well Locations		
Well	Latitude	Longitude
Badgerjack_1	31.031647° N	-96.670903° W
Badgerjack_2	31.009261° N	-96.675999° W
Badgerjack_3	31.015504° N	-96.662516° W
Badgerjack_4	31.018854° N	-96.635383° W
Badgerjack_5	31.070913° N	-96.496684° W
Badgerjack_6	31.048130° N	-96.471423° W
Badgerjack_7	31.044044° N	-96.469902° W
Badgerjack_8	31.048451° N	-96.359233° W
Badgerjack_9	31.047258° N	-96.356276° W
Badgerjack_10	30.959359° N	-96.448018° W
Badgerjack_11	30.952789° N	-96.443033° W
Badgerjack_12	31.005677° N	-96.655249° W



- Badgerjack Proposed Well
- Badgerjack Property Boundaries



Scale 1:150,000

### Exhibit 1: Location Map



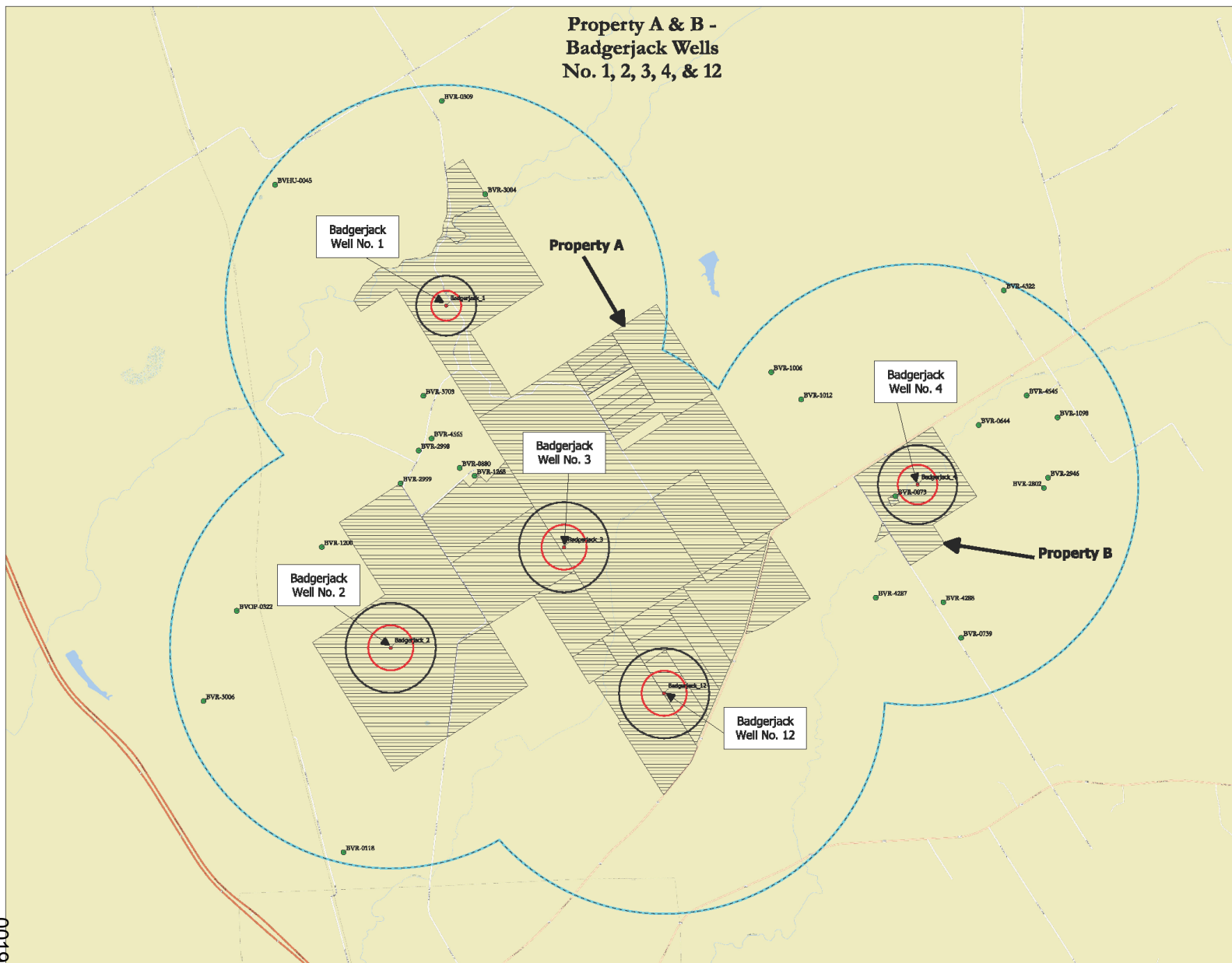
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**Exhibit No. 1**

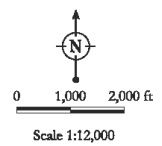
**Figure No. 2 – Map depicting the Locations of Badgerjack Well Nos. 1, 2, 3, 4 & 12**

**Property A & B -  
Badgerjack Wells  
No. 1, 2, 3, 4, & 12**

- Badgerjack Proposed Well
- - Red Buffer indicates property boundary spacing requirement
- - Black Buffer indicates Simsboro well spacing requirement
- BVGCD Registered Simsboro Well
- 1 Mile Buffer
- ▨ Badgerjack Property Boundary



*\*All Proposed Wells to be completed in the Simsboro Aquifer.*



**Figure 2:  
BVGCD Wells  
Within 1 Mile**

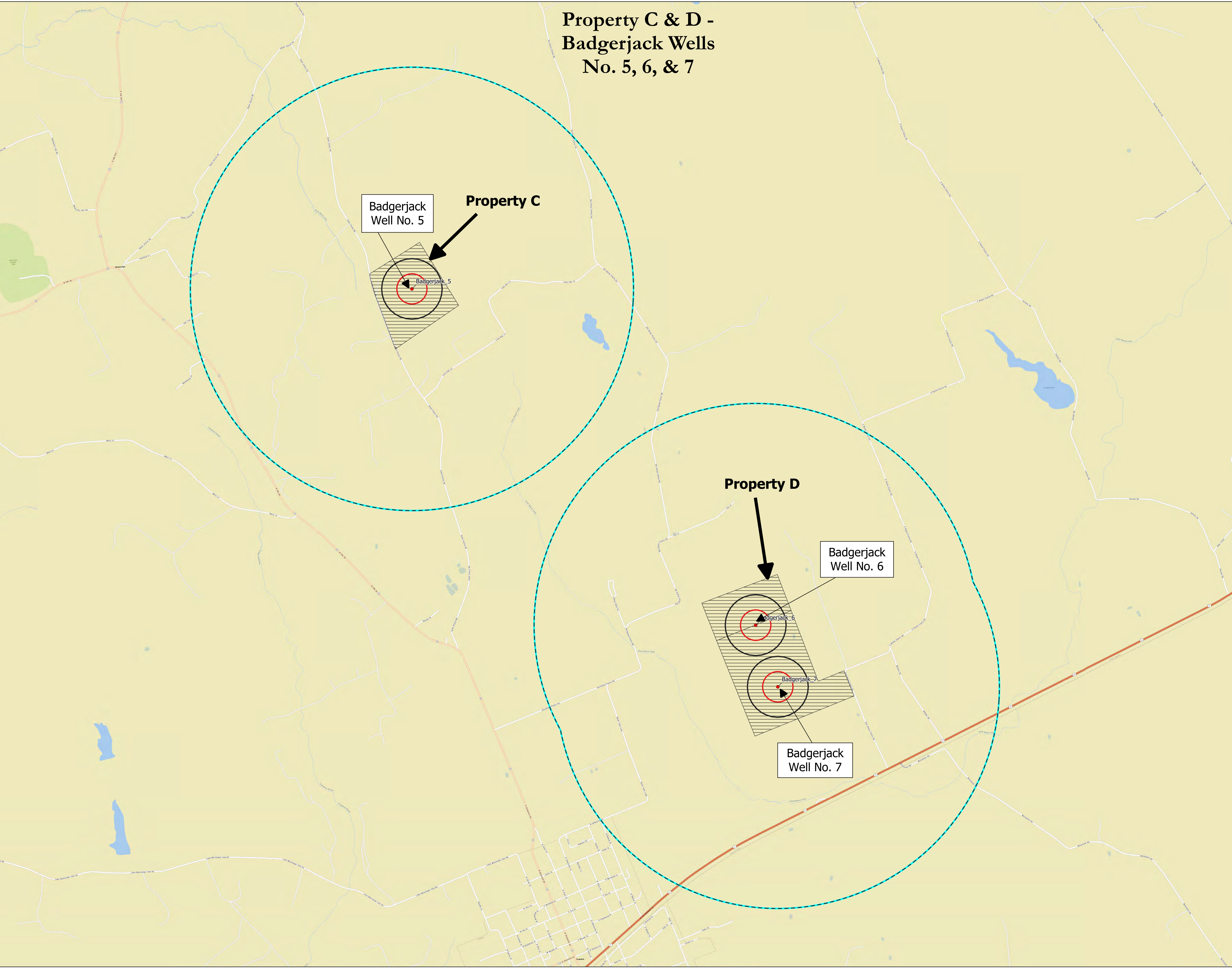


**Exhibit No. 2**

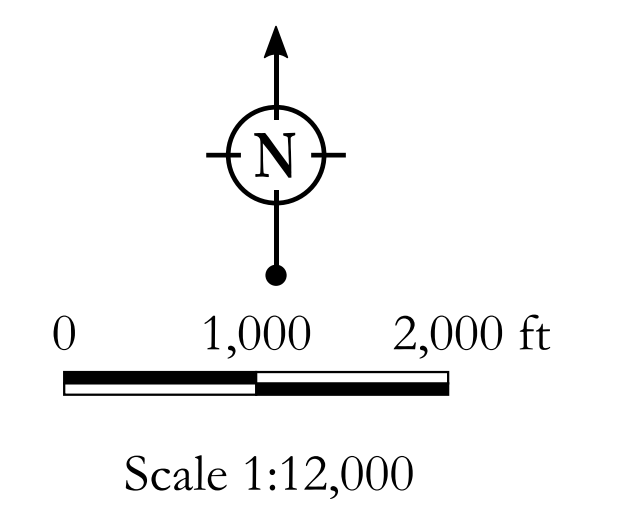
**Figure No. 2-A – Map depicting the Locations of Badgerjack Well Nos. 5, 6 & 7**

**Property C & D -  
Badgerjack Wells  
No. 5, 6, & 7**

- Badgerjack Proposed Well
- - Red Buffer indicates property boundary spacing requirement
- - Black Buffer indicates Simsboro well spacing requirement
- 1 Mile Buffer
- ▨ Badgerjack Property Boundary



*\*All Proposed Wells to be completed in the Simsboro Aquifer.*



**Figure 2-A:  
BVGCD Wells  
Within 1 Mile**

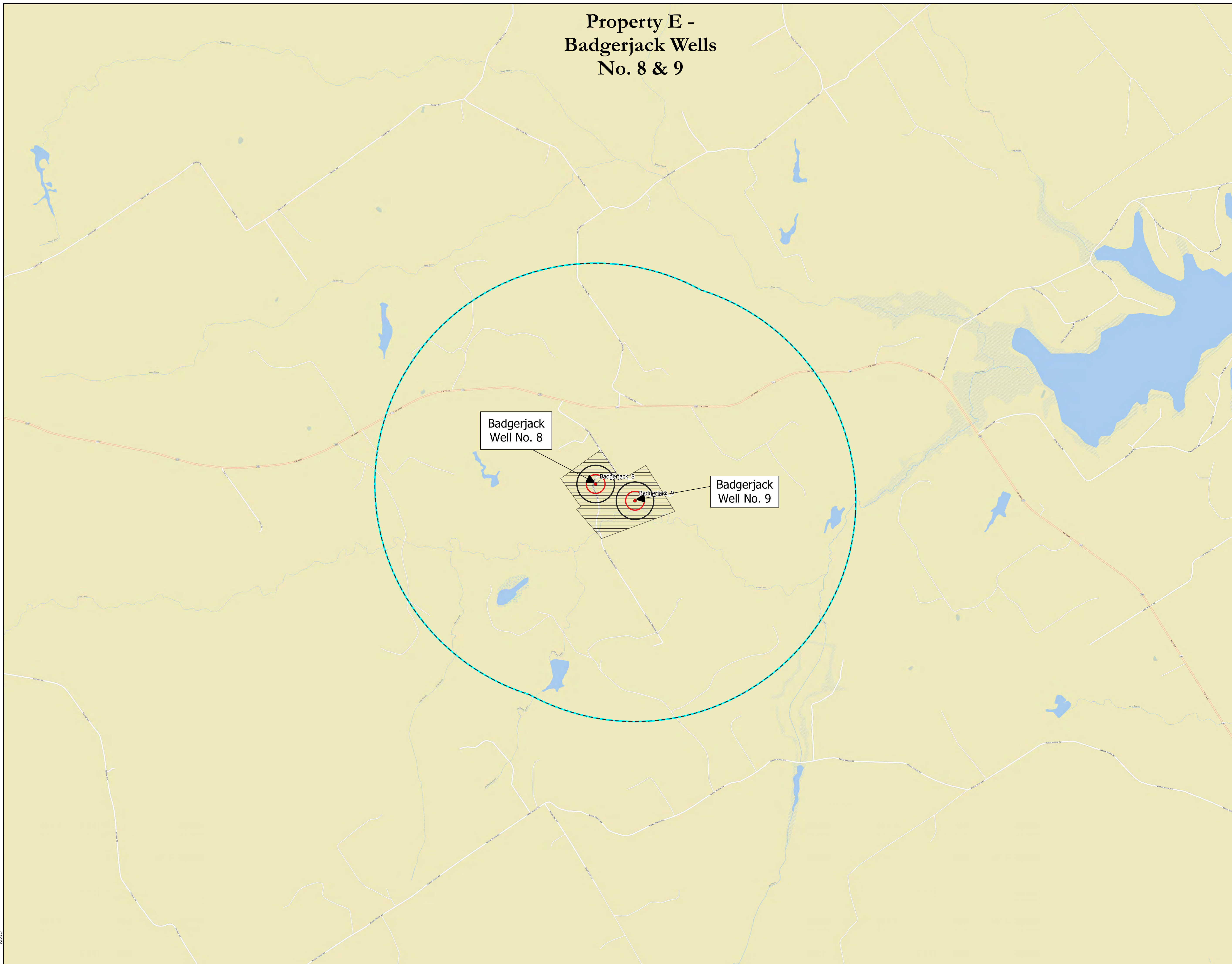


**Exhibit No. 3**

**Figure No. 2-B – Map depicting the Locations of Badgerjack Well Nos. 8 & 9**

# Property E - Badgerjack Wells No. 8 & 9

- Badgerjack Proposed Well
- - Red Buffer indicates property boundary spacing requirement
- - Black Buffer indicates Simsboro well spacing requirement
- 1 Mile Buffer
- ▨ Badgerjack Property Boundary



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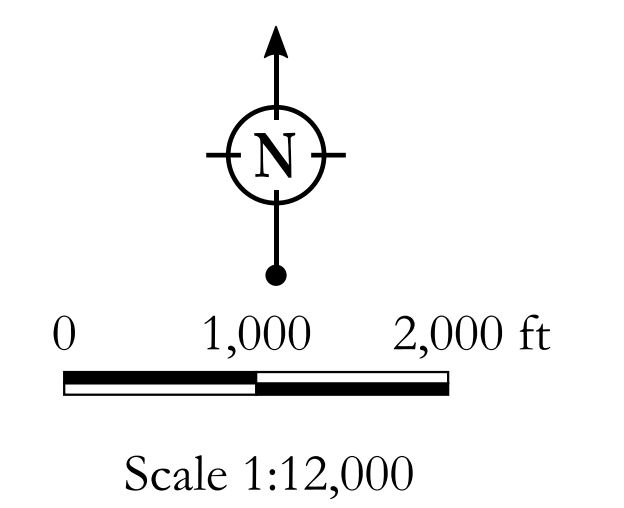


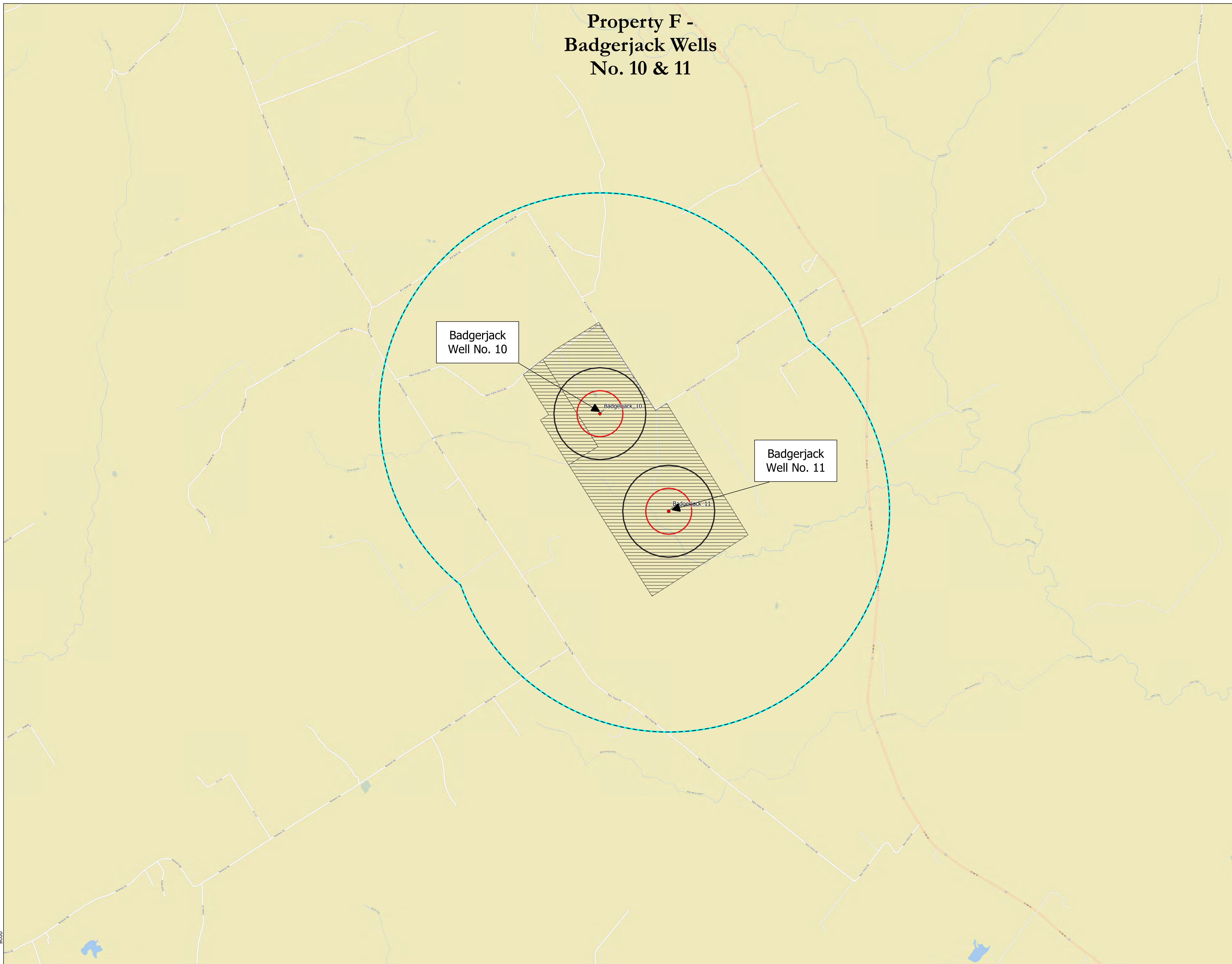
Figure 2-B:  
BVGCD Wells  
Within 1 Mile

**Exhibit No. 4**

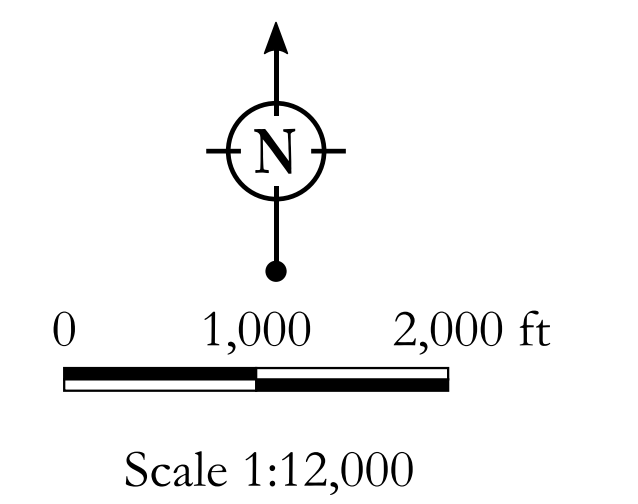
**Figure No. 2-C – Map depicting the Locations of Badgerjack Well Nos. 10 & 11**

**Property F -  
Badgerjack Wells  
No. 10 & 11**

- Badgerjack Proposed Well
- - Red Buffer indicates property boundary spacing requirement
- - Black Buffer indicates Simsboro well spacing requirement
- 1 Mile Buffer
- ▨ Badgerjack Property Boundary



*\*All Proposed Wells to be completed in the Simsboro Aquifer.*



**Figure 2-C:  
BVGCD Wells  
Within 1 Mile**

**Exhibit No. 5**

**TGI's Aquifer Evaluation Report on Badgerjack Well Nos. 1 through 12, inclusive,  
dated February 10, 2023**