

Item 6 – Approval of Transport Permits | Settlement Agreement

Seven (7) transport permit applications were processed and presented at a Public Permit Hearing held June 18, 2024, in Hearne, Texas. Each of those permit applications was contested by several entities. The Board voted to send the permit applications to the State Office of Administrative Hearings (SOAH) to obtain a Proposal for Decision. Below is a listing of the applicants, preliminary permit numbers and requested transport permit volume:

Applicant	Permit Number	Transport Volume (ac-ft/yr)
RH20, LLC	BVTP-002	8,130
Clifford A. Skiles III	BVTP-003	4,800
James C. Brien	BVTP-004	4,115
L. Wiese Moore, LLC	BVTP-005	4,452
Fazzino Investments, LP	BVTP-006	10,348
Ely Family Partnership, LP	BVTP-007	13,873
Cula d’Brazos, LLC	BVTP-008	12,000

All contestant claims against the above listed permit applications have been withdrawn, rendering the permit applications actionable. The Settlement & Release Agreement executed July 7, 2025, prescribed that the seven (7) applications be remanded back to the District from SOAH. Once the District has jurisdiction over the permits, the transport permit applications are to be approved and will become a consolidated transport permit with each of the seven permits a part of that consolidation. The new permit numbers to be assigned are as follows:

- RH20, LLC (BVTP-C002)
- Clifford A. Skiles III (BVTP-C003)
- James C. Brien (BVTP-C004)
- L. Wiese Moore, LLC (BVTP-C005)
- Fazzino Investments, LP (BVTP-C006)
- Ely Family Partnership, LP (BVTP-C007)
- Cula d’Brazos, LLC (BVTP-C008)

Each of the listed transport permits are to be consolidated with BVTP-001 issued to UW Brazos Valley Farm, LLC with a transport permit volume of 49,999 ac-ft/yr. Collectively, the eight (8) transport permits are capped at a maximum of 50,000 ac-ft/yr of exported volume outside of the District.

It is the recommendation by the General Manager and District legal staff to approve the seven listed transport permit applications as presented.

Permit No. BVTP-C002



**Transport Permit
Issued By Direction of the Board of Directors of the
Brazos Valley Groundwater Conservation District**

This **Transport Permit** is granted to **RH2O LLC** and **UW Brazos Valley Farm LLC** (Permittee) authorizing the Permittee to transport groundwater out of the Brazos Valley Groundwater Conservation District (“District”) in an amount **not to exceed 8,130 acre-feet/year** for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses in the **receiving area outside of the District in Milam, Williamson, Bell, and/or Travis counties**.

Operating Permits associated with Transport Permit:

The transport of water out of the District is only authorized for water produced from wells associated with the following District-issued Operating Permits:

Permit #	Well	Latitude	Longitude	Aquifer	GPM	ac-ft
BVDO-0385	Well 1	N 30.911344°	W 96.621725°	Simsboro	1,300	1,678
BVDO-0386	Well 2	N 30.898639°	W 96.639708°	Simsboro	1,700	2,194
BVDO-0387	Well 3	N 30.893919°	W 96.646250°	Simsboro	1,350	1,742
BVDO-0388	Well 4	N 30.905286°	W 96.639786°	Simsboro	1,150	1,484
BVDO-0389	Well 5	N 30.909286°	W 96.628772°	Simsboro	800	1,032

Conveyance System:

Network of wells and pipelines feeding a central collection system (tanks and impoundments) from which the water will be conveyed through pipeline infrastructure to the end users.

Transport Permit Term:

- (a) This transport permit is granted for a term that ends at the end of the day that is the 30-year anniversary of permit issuance plus the lesser of four years or the period of time for the Project associated with the Project Transport Permits (defined below) to achieve Financial Close (defined below). Permittee shall provide the District notice of the Financial Close on such Project not later than seven (7) business days after Financial Close. This transport permit shall be renewed in accordance with Rule 8.5(d)(1) and Texas Water Code §§ 36.122 and 36.1145 or, if changed, the applicable renewal provisions in effect at the time. “Financial Close” is the date upon which all financial arrangements are finalized, and the necessary funding is fully committed and available to be drawn, in order for the Project to complete construction.
- (b) The District may amend or revoke an operating permit at any time, in accordance with District rules and the Settlement Agreement, dated effective July 7, 2025 (“Comprehensive Settlement”), 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.
- (c) The District may periodically review the amount of water that may be transferred under an operating permit to transport water out of the District, in accordance with properly adopted District rules, state law, and the Comprehensive Settlement, and may limit the amount if additional factors considered, related to the factors in District Rule 10.4(b):
1. the availability of water in the District and in the proposed receiving area during the period for which the water supply is requested;
 2. the projected effect of the proposed transfer on aquifer conditions, depletion, subsidence, or effects on existing permit holders or other groundwater users within the District; and
 3. the approved Region G Water Plan and certified District Management Plan.

Special Provisions/Notes:

(a) Aggregation:

1. The production from the following operating permits may be aggregated: BVDO-0385, BVDO-0386, BVDO-0387, BVDO-0388, and BVDO-0389 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split between the wells, as circumstances may require as allowed by District Rule. Aggregation for curtailment purposes shall be as specified in the Comprehensive Settlement. Total maximum annual aggregate production for the wells under all permits is 8,130 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 under this Transport Permit shall not exceed 8,130 acre-feet in any year.
3. Production Permits/Wells Involved in the Project: up to 48

Seven local landowners, including Applicant, who hold existing operating permits issued by the District for a combined total maximum production of 57,718 acre-feet per year have entered Option Agreements with UWBVF: Cula d'Brazos; Ely Family Partnership L.P.; Fazzino Investments; LP, L. Wiese Moore, LLC; RH2O, LLC; James Brien; and Clifford A. Skiles III (collectively, the Optioned Owners). Consistent with the terms thereof, UWBVF will have the right to produce and transport the Optioned Groundwater using the wells subject to the Groundwater Leases, a gathering network and a transmission system to be developed by UWBVF to the requested western receiving area. UWBVF, also a local landowner, holds existing transport and related production permits issued by the District for 49,999 acre-feet per year from its Goodland Farms property. Optioned Groundwater will be combined with the rights of

Permit No. BVTP-C003



**Transport Permit
Issued By Direction of the Board of Directors of the
Brazos Valley Groundwater Conservation District**

This **Transport Permit** is granted to **Clifford A. Skiles III** and **UW Brazos Valley Farm LLC** (Permittee) authorizing the Permittee to transport groundwater out of the Brazos Valley Groundwater Conservation District (“District”) in an amount **not to exceed 4,800 acre-feet/year** for **Agricultural, Industrial, and Public Water Supply** uses in the **receiving area outside of the District in Milam, Williamson, Bell, and/or Travis counties.**

Operating Permits associated with Transport Permit:

The transport of water out of the District is only authorized for water produced from wells associated with the following District-issued Operating Permits:

Permit #	Well	Latitude	Longitude	Aquifer	GPM	ac-ft
BVDO-0108	Well 1	N 30.851042°	W 96.635889°	Simsboro	2,000	2,700
BVDO-0317	Well 2	N 30.854431°	W 96.628822°	Simsboro	1,600	2,100

Conveyance System:

Network of wells and pipelines feeding a central collection system (tanks and impoundments) from which the water will be conveyed through pipeline infrastructure to the end users.

Transport Permit Term:

- (a) This transport permit is granted for a term that ends at the end of the day that is the 30-year anniversary of permit issuance plus the lesser of four years or the period of time for the Project associated with the Project Transport Permits (defined below) to achieve Financial Close (defined below). Permittee shall provide the District notice of the Financial Close on such Project not later than seven (7) business days after Financial Close. This transport permit shall be renewed in accordance with Rule 8.5(d)(1) and Texas Water Code §§ 36.122 and 36.1145 or, if changed, the applicable renewal provisions in effect at the time. “Financial Close” is the date upon which all financial arrangements are finalized, and the necessary funding is fully committed and available to be drawn, in order for the Project to complete construction.
- (b) The District may amend or revoke an operating permit at any time, in accordance with District rules and the Settlement Agreement, dated effective July 7, 2025 (“Comprehensive Settlement”), 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.
- (c) The District may periodically review the amount of water that may be transferred under an operating permit to transport water out of the District, in accordance with properly adopted District rules, state law, and the Comprehensive Settlement, and may limit the amount if additional factors considered, related to the factors in District Rule 10.4(b):
1. the availability of water in the District and in the proposed receiving area during the period for which the water supply is requested;
 2. the projected effect of the proposed transfer on aquifer conditions, depletion, subsidence, or effects on existing permit holders or other groundwater users within the District; and
 3. the approved Region G Water Plan and certified District Management Plan.

Special Provisions/Notes:

(a) Aggregation:

1. The production from the following operating permits may be aggregated: BVDO-0108 and BVDO-0317 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split between the wells, as circumstances may require as allowed by District Rule. Aggregation for curtailment purposes shall be as specified in the Comprehensive Settlement. Total maximum annual aggregate production for the wells under all permits is 4,800 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, and Public Water Supply uses. Purpose of use will be metered and reported separately.
2. Permittee's maximum aggregate export under this Transport Permit shall not exceed 4,800 acre-feet in any year.
3. Production Permits/Wells Involved in the Project: up to 48

Seven local landowners, including Applicant, who hold existing operating permits issued by the District for a combined total maximum production of 57,718 acre-feet per year have entered Option Agreements with UWBFV: Cula d'Brazos; Ely Family Partnership L.P.; Fazzino Investments; LP, L. Wiese Moore, LLC; RH2O, LLC; James Brien; and Clifford A. Skiles III (collectively, the Optioned Owners). Consistent with the terms thereof, UWBFV will have the right to produce and transport the Optioned Groundwater using the wells subject to the Groundwater Leases, a gathering network and a transmission system to be developed by UWBFV to the requested western receiving area. UWBFV, also a local landowner, holds existing transport and related production permits issued by the District for 49,999 acre-feet per year from its Goodland Farms property. Optioned Groundwater will be combined with the rights of the Goodland Farms property to support UWBFV's proposed Project (this intended collective project is also referred to as the UWBFV Project). There will be a hub for the UWBFV Project's connection of the gathering system to the transmission system

Permit No. BVTP-C004



**Transport Permit
Issued By Direction of the Board of Directors of the
Brazos Valley Groundwater Conservation District**

This **Transport Permit** is granted to **James C. Brien** and **UW Brazos Valley Farm LLC** (Permittee) authorizing the Permittee to transport groundwater out of the Brazos Valley Groundwater Conservation District (“District”) in an amount **not to exceed 4,115 acre-feet/year** for **Agricultural, Industrial, and Public Water Supply** uses in the **receiving area outside of the District in Milam, Williamson, Bell, and/or Travis counties.**

Operating Permits associated with Transport Permit:

The transport of water out of the District is only authorized for water produced from wells associated with the following District-issued Operating Permits:

Permit #	Well	Latitude	Longitude	Aquifer	GPM	ac-ft
BVDO-0315	Well 1	N 30.912966°	W 96.698488°	Simsboro	1,700	2,186
BVDO-0316	Well 2	N 30.914826°	W 96.687016°	Simsboro	1,500	1,929

Conveyance System:

Network of wells and pipelines feeding a central collection system (tanks and impoundments) from which the water will be conveyed through pipeline infrastructure to the end users.

Transport Permit Term:

- (a) This transport permit is granted for a term that ends at the end of the day that is the 30-year anniversary of permit issuance plus the lesser of four years or the period of time for the Project associated with the Project Transport Permits (defined below) to achieve Financial Close (defined below). Permittee shall provide the District notice of the Financial Close on such Project not later than seven (7) business days after Financial Close. This transport permit shall be renewed in accordance with Rule 8.5(d)(1) and Texas Water Code §§ 36.122 and 36.1145 or, if changed, the applicable renewal provisions in effect at the time. “Financial Close” is the date upon which all financial arrangements are finalized, and the necessary funding is fully committed and available to be drawn, in order for the Project to complete construction.
- (b) The District may amend or revoke an operating permit at any time, in accordance with District rules and the Settlement Agreement, dated effective July 7, 2025 (“Comprehensive Settlement”), 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.
- (c) The District may periodically review the amount of water that may be transferred under an operating permit to transport water out of the District, in accordance with properly adopted District rules, state law, and the Comprehensive Settlement, and may limit the amount if additional factors considered, related to the factors in District Rule 10.4(b):
1. the availability of water in the District and in the proposed receiving area during the period for which the water supply is requested;
 2. the projected effect of the proposed transfer on aquifer conditions, depletion, subsidence, or effects on existing permit holders or other groundwater users within the District; and
 3. the approved Region G Water Plan and certified District Management Plan.

Special Provisions/Notes:

(a) Aggregation:

1. The production from the following operating permits may be aggregated: BVDO-0315 and BVDO-0316 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split between the wells, as circumstances may require as allowed by District Rule. Aggregation for curtailment purposes shall be as specified in the Comprehensive Settlement. Total maximum annual aggregate production for the wells under all permits is 4,115 acre-feet/year. This is a multi-use permit for Agricultural, Industrial, and Public Water Supply uses. Purpose of use will be metered and reported separately.
2. Permittee's maximum aggregate export under this Transport Permit shall not exceed 4,115 acre-feet in any year.
3. Production Permits/Wells Involved in the Project: up to 48

Seven local landowners, including Applicant, who hold existing operating permits issued by the District for a combined total maximum production of 57,718 acre-feet per year have entered Option Agreements with UWBFV: Cula d'Brazos; Ely Family Partnership L.P.; Fazzino Investments; LP, L. Wiese Moore, LLC; RH2O, LLC; James Brien; and Clifford A. Skiles III (collectively, the Optioned Owners). Consistent with the terms thereof, UWBFV will have the right to produce and transport the Optioned Groundwater using the wells subject to the Groundwater Leases, a gathering network and a transmission system to be developed by UWBFV to the requested western receiving area. UWBFV, also a local landowner, holds existing transport and related production permits issued by the District for 49,999 acre-feet per year from its Goodland Farms property. Optioned Groundwater will be combined with the rights of the Goodland Farms property to support UWBFV's proposed Project (this intended collective project is also referred to as the UWBFV Project). There will be a hub for the UWBFV Project's connection of the gathering system to the transmission system

Permit No. BVTP-C005



**Transport Permit
Issued By Direction of the Board of Directors of the
Brazos Valley Groundwater Conservation District**

This **Transport Permit** is granted to **L. Wiese Moore LLC** and **UW Brazos Valley Farm LLC** (Permittee) authorizing the Permittee to transport groundwater out of the Brazos Valley Groundwater Conservation District (“District”) in an amount **not to exceed 4,452 acre-feet/year** for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses in the **receiving area outside of the District in Milam, Williamson, Bell, and/or Travis counties**.

Operating Permits associated with Transport Permit:

The transport of water out of the District is only authorized for water produced from wells associated with the following District-issued Operating Permits:

Permit #	Well	Latitude	Longitude	Aquifer	GPM	ac-ft
BVDO-0401	Well 1	N 30.871983°	W 96.648675°	Simsboro	1,550	2,000
BVDO-0402	Well 2	N 30.867614°	W 96.658967°	Simsboro	1,900	2,452

Conveyance System:

Network of wells and pipelines feeding a central collection system (tanks and impoundments) from which the water will be conveyed through pipeline infrastructure to the end users.

Transport Permit Term:

- (a) This transport permit is granted for a term that ends at the end of the day that is the 30-year anniversary of permit issuance plus the lesser of four years or the period of time for the Project associated with the Project Transport Permits (defined below) to achieve Financial Close (defined below). Permittee shall provide the District notice of the Financial Close on such Project not later than seven (7) business days after Financial Close. This transport permit shall be renewed in accordance with Rule 8.5(d)(1) and Texas Water Code §§ 36.122 and 36.1145 or, if changed, the applicable renewal provisions in effect at the time. “Financial Close” is the date upon which all financial arrangements are finalized, and the necessary funding is fully committed and available to be drawn, in order for the Project to complete construction.
- (b) The District may amend or revoke an operating permit at any time, in accordance with District rules and the Settlement Agreement, dated effective July 7, 2025 (“Comprehensive Settlement”), 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.
- (c) The District may periodically review the amount of water that may be transferred under an operating permit to transport water out of the District, in accordance with properly adopted District rules, state law, and the Comprehensive Settlement, and may limit the amount if additional factors considered, related to the factors in District Rule 10.4(b):
1. the availability of water in the District and in the proposed receiving area during the period for which the water supply is requested;
 2. the projected effect of the proposed transfer on aquifer conditions, depletion, subsidence, or effects on existing permit holders or other groundwater users within the District; and
 3. the approved Region G Water Plan and certified District Management Plan.

Special Provisions/Notes:

(a) Aggregation:

1. The production from the following operating permits may be aggregated: BVDO-0401 and BVDO-0402 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split between the wells, as circumstances may require as allowed by District Rule. Aggregation for curtailment purposes shall be as specified in the Comprehensive Settlement. Total maximum annual aggregate production for the wells under all permits is 4,452 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 under this Transport Permit shall not exceed 4,452 acre-feet in any year.
3. Production Permits/Wells Involved in the Project: up to 48

Seven local landowners, including Applicant, who hold existing operating permits issued by the District for a combined total maximum production of 57,718 acre-feet per year have entered Option Agreements with UWBFV: Cula d'Brazos; Ely Family Partnership L.P.; Fazzino Investments; LP, L. Wiese Moore, LLC; RH2O, LLC; James Brien; and Clifford A. Skiles III (collectively, the Optioned Owners). Consistent with the terms thereof, UWBFV will have the right to produce and transport the Optioned Groundwater using the wells subject to the Groundwater Leases, a gathering network and a transmission system to be developed by UWBFV to the requested western receiving area. UWBFV, also a local landowner, holds existing transport and related production permits issued by the District for 49,999 acre-feet per year from its Goodland Farms property. Optioned Groundwater will be combined with the rights of the Goodland Farms property to support UWBFV's proposed Project (this intended collective project is also referred to as the UWBFV Project). There will be a hub for the UWBFV Project's connection of the gathering system to the transmission system

Permit No. BVTP-C006



**Transport Permit
Issued By Direction of the Board of Directors of the
Brazos Valley Groundwater Conservation District**

This **Transport Permit** is granted to **Fazzino Investments LP** and **UW Brazos Valley Farm LLC** (Permittee) authorizing the Permittee to transport groundwater out of the Brazos Valley Groundwater Conservation District (“District”) in an amount **not to exceed 10,348 acre-feet/year** for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses in the **receiving area outside of the District in Milam, Williamson, Bell, and/or Travis counties**.

Operating Permits associated with Transport Permit:

The transport of water out of the District is only authorized for water produced from wells associated with the following District-issued Operating Permits:

Permit #	Well	Latitude	Longitude	Aquifer	GPM	ac-ft
BVDO-0394	Well 1	N 30.945554°	W 96.727687°	Simsboro	1,000	1,290
BVDO-0395	Well 2	N 30.941356°	W 96.725083°	Simsboro	1,000	1,290
BVDO-0396	Well 3	N 30.851775°	W 96.662976°	Simsboro	2,100	2,710
BVDO-0397	Well 4	N 30.848652°	W 96.669293°	Simsboro	2,100	2,710
BVDO-0398	Well 5	N 30.816412°	W 96.591883°	Simsboro	920	1,187
BVDO-0399	Well 6	N 30.816641°	W 96.585293°	Simsboro	900	1,161

Conveyance System:

Network of wells and pipelines feeding a central collection system (tanks and impoundments) from which the water will be conveyed through pipeline infrastructure to the end users.

Transport Permit Term:

- (a) This transport permit is granted for a term that ends at the end of the day that is the 30-year anniversary of permit issuance plus the lesser of four years or the period of time for the Project associated with the Project Transport Permits (defined below) to achieve Financial Close (defined below). Permittee shall provide the District notice of the Financial Close on such Project not later than seven (7) business days after Financial Close. This transport permit shall be renewed in accordance with Rule 8.5(d)(1) and Texas Water Code §§ 36.122 and 36.1145 or, if changed, the applicable renewal provisions in effect at the time. “Financial Close” is the date upon which all financial arrangements are finalized, and the necessary funding is fully committed and available to be drawn, in order for the Project to complete construction.
- (b) The District may amend or revoke an operating permit at any time, in accordance with District rules and the Settlement Agreement, dated effective July 7, 2025 (“Comprehensive Settlement”), 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.
- (c) The District may periodically review the amount of water that may be transferred under an operating permit to transport water out of the District, in accordance with properly adopted District rules, state law, and the Comprehensive Settlement, and may limit the amount if additional factors considered, related to the factors in District Rule 10.4(b):
1. the availability of water in the District and in the proposed receiving area during the period for which the water supply is requested;
 2. the projected effect of the proposed transfer on aquifer conditions, depletion, subsidence, or effects on existing permit holders or other groundwater users within the District; and
 3. the approved Region G Water Plan and certified District Management Plan.

Special Provisions/Notes:

(a) Aggregation:

1. The production from the following operating permits may be aggregated: BVDO-0394, BVDO-0395, BVDO-0396, BVDO-0397, BVDO-0398, and BVDO-0399 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split between the wells, as circumstances may require as allowed by District Rule. Aggregation for curtailment purposes shall be as specified in the Comprehensive Settlement. Total maximum annual aggregate production for the wells under all permits is 10,348 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 under this Transport Permit shall not exceed 10,348 acre-feet in any year.
3. Production Permits/Wells Involved in the Project: up to 48

Seven local landowners, including Applicant, who hold existing operating permits issued by the District for a combined total maximum production of 57,718 acre-feet per year have entered Option Agreements with UWBVF: Cula d'Brazos; Ely Family Partnership L.P.; Fazzino Investments; LP, L. Wiese Moore, LLC; RH2O, LLC; James Brien; and Clifford A. Skiles III (collectively, the Optioned Owners). Consistent with the terms thereof, UWBVF will have the right to produce and transport the Optioned Groundwater using the wells subject to the Groundwater Leases, a gathering network and a transmission system to be developed by UWBVF to the requested western receiving area. UWBVF, also a local landowner, holds existing transport and related production permits issued by the District for 49,999 acre-feet per year from its Goodland Farms property. Optioned Groundwater will be combined with the rights of

Permit No. BVTP-C007



**Transport Permit
Issued By Direction of the Board of Directors of the
Brazos Valley Groundwater Conservation District**

This **Transport Permit** is granted to **Ely Family Partnership LP** and **UW Brazos Valley Farm LLC** (Permittee) authorizing the Permittee to transport groundwater out of the Brazos Valley Groundwater Conservation District (“District”) in an amount **not to exceed 13,873 acre-feet/year** for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses in the receiving area outside of the District in **Milam, Williamson, Bell, and/or Travis counties**.

Operating Permits associated with Transport Permit:

The transport of water out of the District is only authorized for water produced from wells associated with the following District-issued Operating Permits:

Permit #	Well	Latitude	Longitude	Aquifer	GPM	ac-ft
BVDO-0377	Well 1	N 30.843353°	W 96.594456°	Simsboro	1,150	1,484
BVDO-0378	Well 2	N 30.838847°	W 96.584083°	Simsboro	2,000	2,581
BVDO-0379	Well 3	N 30.838158°	W 96.573567°	Simsboro	850	1,097
BVDO-0380	Well 4	N 30.827000°	W 96.567717°	Simsboro	1,600	2,065
BVDO-0381	Well 5	N 30.823175°	W 96.571783°	Simsboro	1,100	1,419
BVDO-0382	Well 6	N 30.831378°	W 96.559953°	Simsboro	1,600	2,065
BVDO-0383	Well 7	N 30.815553°	W 96.554250°	Simsboro	1,400	1,807
BVDO-0384	Well 8	N 30.806858°	W 96.544747°	Simsboro	1,050	1,355

Conveyance System:

Network of wells and pipelines feeding a central collection system (tanks and impoundments) from which the water will be conveyed through pipeline infrastructure to the end users.

Transport Permit Term:

- (a) This transport permit is granted for a term that ends at the end of the day that is the 30-year anniversary of permit issuance plus the lesser of four years or the period of time for the Project associated with the Project Transport Permits (defined below) to achieve Financial Close (defined below). Permittee shall provide the District notice of the Financial Close on such Project not later than seven (7) business days after Financial Close. This transport permit shall be renewed in accordance with Rule 8.5(d)(1) and Texas Water Code §§ 36.122 and 36.1145 or, if changed, the applicable renewal provisions in effect at the time. “Financial Close” is the date upon which all financial arrangements are finalized, and the necessary funding is fully committed and available to be drawn, in order for the Project to complete construction.

- (b) The District may amend or revoke an operating permit at any time, in accordance with District rules and the Settlement Agreement, dated effective July 7, 2025 (“Comprehensive Settlement”), 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.
- (c) The District may periodically review the amount of water that may be transferred under an operating permit to transport water out of the District, in accordance with properly adopted District rules, state law, and the Comprehensive Settlement, and may limit the amount if additional factors considered, related to the factors in District Rule 10.4(b):
1. the availability of water in the District and in the proposed receiving area during the period for which the water supply is requested;
 2. the projected effect of the proposed transfer on aquifer conditions, depletion, subsidence, or effects on existing permit holders or other groundwater users within the District; and
 3. the approved Region G Water Plan and certified District Management Plan.

Special Provisions/Notes:

(a) Aggregation:

1. The production from the following operating permits may be aggregated: BVDO-0377, BVDO-0378, BVDO-0379, BVDO-0380, BVDO-0381, BVDO-0382, BVDO-0383, and BVDO-0384 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split between the wells, as circumstances may require as allowed by District Rule. Aggregation for curtailment purposes shall be as specified in the Comprehensive Settlement. Total maximum annual aggregate production for the wells under all permits is 13,873 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 under this Transport Permit shall not exceed 13,873 acre-feet in any year.
3. Production Permits/Wells Involved in the Project: up to 48

Seven local landowners, including Applicant, who hold existing operating permits issued by the District for a combined total maximum production of 57,718 acre-feet per year have entered Option Agreements with UWBVF: Cula d’Brazos; Ely Family Partnership L.P.; Fazzino Investments; LP, L. Wiese Moore, LLC; RH2O, LLC; James Brien; and Clifford A. Skiles III (collectively, the Optioned Owners). Consistent with the terms thereof, UWBVF will have the right to produce and transport the Optioned Groundwater using the wells subject to the Groundwater Leases, a gathering network

Permit No. BVTP-C008



**Transport Permit
Issued By Direction of the Board of Directors of the
Brazos Valley Groundwater Conservation District**

This **Transport Permit** is granted to **Cula d’Brazos LLC** and **UW Brazos Valley Farm LLC** (Permittee) authorizing the Permittee to transport groundwater out of the Brazos Valley Groundwater Conservation District (“District”) in an amount **not to exceed 12,000 acre-feet/year** for **Agricultural, Industrial, Commercial, Municipal, and Public Water Supply** uses in the **receiving area outside of the District in Milam, Williamson, Bell, and/or Travis counties**.

Operating Permits associated with Transport Permit:

The transport of water out of the District is only authorized for water produced from wells associated with the following District-issued Operating Permits:

Permit #	Well	Latitude	Longitude	Aquifer	GPM	ac-ft
BVDO-0408	Well 1	N 30.862192°	W 96.671514°	Simsboro	2,200	2,839
BVDO-0409	Well 2	N 30.859611°	W 96.678461°	Simsboro	2,300	2,968
BVDO-0410	Well 3	N 30.842994°	W 96.643706°	Simsboro	1,000	1,290
BVDO-0411	Well 4	N 30.839914°	W 96.649878°	Simsboro	950	1,226
BVDO-0412	Well 5	N 30.837139°	W 96.655553°	Simsboro	950	1,161
BVDO-0413	Well 6	N 30.833783°	W 96.661933°	Simsboro	900	1,161
BVDO-0414	Well 7	N 30.833933°	W 96.648103°	Simsboro	1,050	1,355

Conveyance System:

Network of wells and pipelines feeding a central collection system (tanks and impoundments) from which the water will be conveyed through pipeline infrastructure to the end users.

Transport Permit Term:

- (a) This transport permit is granted for a term that ends at the end of the day that is the 30-year anniversary of permit issuance plus the lesser of four years or the period of time for the Project associated with the Project Transport Permits (defined below) to achieve Financial Close (defined below). Permittee shall provide the District notice of the Financial Close on such Project not later than seven (7) business days after Financial Close. This transport permit shall be renewed in accordance with Rule 8.5(d)(1) and Texas Water Code §§ 36.122 and 36.1145 or, if changed, the applicable renewal provisions in effect at the time. “Financial Close” is the date upon which all financial arrangements are finalized, and the necessary funding is fully committed and available to be drawn, in order for the Project to complete construction.

- (b) The District may amend or revoke an operating permit at any time, in accordance with District rules and the Settlement Agreement, dated effective July 7, 2025 (“Comprehensive Settlement”), 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.
- (c) The District may periodically review the amount of water that may be transferred under an operating permit to transport water out of the District, in accordance with properly adopted District rules, state law, and the Comprehensive Settlement, and may limit the amount if additional factors considered, related to the factors in District Rule 10.4(b):
1. the availability of water in the District and in the proposed receiving area during the period for which the water supply is requested;
 2. the projected effect of the proposed transfer on aquifer conditions, depletion, subsidence, or effects on existing permit holders or other groundwater users within the District; and
 3. the approved Region G Water Plan and certified District Management Plan.

Special Provisions/Notes:

(a) Aggregation:

1. The production from the following operating permits may be aggregated: BVDO-0408, BVDO-0409, BVDO-0410, BVDO-0411, BVDO-0412, BVDO-0413, and BVDO-0414 (Well Field), so that the combined permitted amount from the wells may be pumped from any well, or split between the wells, as circumstances may require as allowed by District Rule. Aggregation for curtailment purposes shall be as specified in the Comprehensive Settlement. Total maximum annual aggregate production for the wells under all permits is 12,000 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 under this Transport Permit shall not exceed 12,000 acre-feet in any year.
3. Production Permits/Wells Involved in the Project: up to 48

Seven local landowners, including Applicant, who hold existing operating permits issued by the District for a combined total maximum production of 57,718 acre-feet per year have entered Option Agreements with UWBVF: Cula d’Brazos; Ely Family Partnership L.P.; Fazzino Investments; LP, L. Wiese Moore, LLC; RH2O, LLC; James Brien; and Clifford A. Skiles III (collectively, the Optioned Owners). Consistent with the terms thereof, UWBVF will have the right to produce and transport the Optioned Groundwater using the wells subject to the Groundwater Leases, a gathering network