

Item 4 – Adoption of Fee Rates – FY 2026

Below are the current FY 2025 fee rates for Agricultural, Steam Electric, Municipal, RPWS, Industrial & Commercial interests, and Export:

FY 2025 Fee Schedule

Agricultural	\$0.1975/ac-ft
Steam Electric	\$0.31/ac-ft
Municipal/RPWS	\$0.01465/1000 gals. (\$4.7737/ac-ft) authorized
Industrial/Comm.	\$0.01465/1000 gals. (\$4.7737/ac-ft) authorized
Export (Tier 1)	\$0.15535/1000 gals. (\$50.621/ac-ft) authorized
Export (Tier 2)	\$0.206/1000 gals. (\$67.125/ac-ft) exported

Below are the maximum fee rate levels permissible under the District Enabling Act

FY 2026 Maximum Rate Allowable

Agricultural - Max. Rate \$0.385/ac-ft authorized

Steam Electric - Max. Rate \$0.385/ac-ft authorized

Mun./RPWS - Max. Rate \$0.06545/1000 gals. (\$21.3269/ac-ft) authorized

Ind./Comm. - Max. Rate \$0.06545/1000 gals. (\$21.3269/ac-ft) authorized

Export (Tier 1) - Max. Rate - The difference of \$0.17/1000 gallons authorized and the adopted production fee or a fee negotiated between the District and the transporter **(Enabling Act)**

Export (Tier 2) - Max. Rate \$0.21218/1000 gals. (\$69.14/ac-ft) transported - **Rule 9.1(c)(2)**

Following the initial discussion of items for possible inclusion in the FY 2026 budget, the Budget/Finance Committee members looked at the fee rates which would cover the proposed budget items. It was agreed to by all committee members to recommend the following rates for FY 2026:

Agricultural	\$0.21/ac-ft authorized
Steam Electric	\$0.35/ac-ft authorized
Municipal/RPWS	\$14.25/ac-ft authorized (\$0.043716/1000 gals.)
Industrial/Comm.	\$14.25/ac-ft authorized (\$0.043716/1000 gals.)
Export (Tier 1)	The difference of \$0.17/1000 gallons authorized and the adopted production fee or a fee negotiated between the District and the transporter – Enabling Act
Export (Tier 2)	\$0.21218/1000 gals. (\$69.14/ac-ft) transported - Rule 9.1(c)(2)

The suggested fee rate for Municipal/RPWS/Industrial/Commercial was derived by taking the total budget amount and dividing it by the total authorized ac-ft of permits in each of the categories. The resulting number is a cost/ac-ft of authorized production to fully fund the budget.

It is the recommendation by the Budget/Finance Committee members and the General Manager to adopt Resolution 11-13-25.4 setting the FY 2026 fee schedule as presented above.



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2026 FEE SCHEDULE
No. 11-13-25.4**

WHEREAS, the Brazos Valley Groundwater Conservation District (“District”) is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

WHEREAS, pursuant to the District’s Enabling Act, adopted in 2001 by the Texas Legislature and codified in Chapter 8835, Texas Special District Local Laws Code, and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.

WHEREAS, the District’s Enabling Act authorized an initial production fee of \$0.25/acre-foot for agricultural use or steam electric stations, and \$0.0425 for each thousand gallons for all other water uses. The initial fee is authorized to be increased at a cumulative rate not to exceed three percent for each year, allowing for a maximum 2026 rate of \$0.385/acre-foot for agricultural and steam electric uses, \$0.06545 for each thousand gallons for all other water uses, and an export fee rate of \$0.17/1000 gallons authorized minus the applicable water production fee (water not transported) or \$0.21218/1000 gallons exported.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT

The District adopts the attached Fee Schedule for 2026.

PASSED AND APPROVED this the 13th day of November 2025.

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

Jayson Barfknecht, President Date

Jeff Kennedy, Secretary Date



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2026 FEE SCHEDULE

Production Fees

Public/Municipal/RWPS Non-Exempt	\$0.04373/1000 gals.	Authorized Production
All Other Non-Exempt	\$0.04373/1000 gals.	Authorized Production
Agricultural Use	\$0.21/ acre-foot	Authorized Production
Steam Electric Generation	\$0.35/acre-foot	Authorized Production
Overproduction ***	\$0.06545/1000 gals. overproduced	
Export Fee	Tier 1 Rate*	Authorized Production
Export Fee	Tier 2 Rate**	Metered Production

Application Fees

Operating	\$100.00	Per Application
Drilling/Operating	\$100.00	Per Application
Amendment	\$100.00	Per Application
Transport	\$100.00	Per Application

Other Fees

Staff Time	\$50.00	Per Hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Recording of Board Meeting on CD	\$5.00	Per CD

* Tier 1 - The difference of \$0.17/1000 gallons authorized and the adopted production fee or a fee negotiated between the District and the transporter. Applies to permitted water not transported

** Tier 2 - \$0.21218/1000 gals. exported. Applies to water produced, metered and transported

*** If compliance is not achieved and over production occurs in any subsequent year(s), then the Board may set reasonable civil penalties against any person for breach of any rule of the District not to exceed \$25,000 per day per violation, and each day of a continuing violation constitutes a separate violation. § 36.102, Texas Water Code and District Rule 15.4.