

Waiver and Variance

Section 1 – General Details:

This waiver and variance is granted in accordance with the provisions of the Rules of the Texana Groundwater Conservation District (the District) and acceptance of this waiver and variance constitutes an acknowledgment and agreement that the applicant, well operator, and well owner will comply with the terms and conditions of this waiver and variance and the Rules of the District not affected by this waiver and variance.

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| Waiver and Variance ID: | WV-20191219-01 |
| Permitted Entity: | Bower and Saha Aquaculture, LLC |
| Applicant Name: | Reed Bowers |
| Applicant Address: | 1205 Frank Stubbs Dr., El Campo, Texas 77437 |
| Waiver Application ID: | AWV-20190307-01 |
| Amendment Application ID: | AAPC-20230329-01 |
| Associated Permit Applications: | ADW-20190306-01, ADW-20190306-02, ADW-20190306-03, ADW-20190306-04, ADW-20190306-05, ADW-20190306-06, ADW-20190306-07, AOWF-20190304-03 |
| Associated Permits: | Existing Production Permits:¹ VP-20121115-01, VP-20121203-01, VP-20121203-02, VP-20121203-03, VP-20121203-04, VP-20121203-05, VP-20121203-06, VP-20121203-07, AP-201203-14, VPW-20191219-01Drilling Permits: DP-20191219-01, DP-20191219-02, DP-20191219-03, DP-20191219-04, DP-20191219-05, DP-20191219-06, DP-20191219-07; and Production Permit: OPWF-20191219-01. |
| Associated District Rules: | Item 12 of Rule 4.2 (Required information for an application for a drilling permit); Items 9 and 10 of Rule 4.3 (Required information for an application for a production permit); Item 13 of Rule 4.3 (Production Permit Conditions); Item 4 of Rule 4.11 (Attempts to obtain adjacent landowner waivers). Item 1 of Rule 5.2 (Well Separation Requirement for Well Fields); Item 3 of Rule 6.4 (1/2 AFYA Limitation). |

¹ These existing production permits shall remain in effect independent of this waiver and variance, and those requiring renewal are deemed renewed without changes; but production of the wells is governed by this waiver and variance and any conflicting permit terms are suspended in favor of this waiver and variance once production begins under OPWF-20191219-01, unless Permitted Entity surrenders this waiver and variance to the District.

This waiver is conditioned upon the well operator and well owners otherwise complying with the Rules of the District and regulations of the State of Texas, as amended, applicable to operating water wells within the District. This waiver confers only the right to use the subject wells under the provisions of the Rules of the District and according to the terms of this waiver and variance. The waiver and variance term and conditions may be modified or amended pursuant to the Rules of the District. This waiver is conditioned upon the Permitted Entity and its successors maintaining ownership of the contiguous tract of land associated with the well field.

Section 2 - Finding of Good Cause by the Board of Directors of the District:

The Board of Directors finds good cause to waive item 12 of Rule 4.2, items 9 and 10 of Rule 4.3, item 13 of Rule 4.3, item 4 of Rule 4.11, item 1 of Rule 5.2, and item 3 of Rule 6.4 and to authorize production in accordance with the terms of this waiver and variance. The basis of the finding of good cause to grant this waiver is the authorization of production of groundwater of lower quality from wells drilled in close proximity to the Carancahua Bay and completed in surficial water strata generally known to produce poor-quality groundwater with total dissolved solids typically in excess of 5,000 mg/L will likely 1) reduce future demand for high-quality groundwater found in deeper water strata in vicinity of the well field site and 2) produce valuable empirical data regarding the development of shallow, brackish groundwater resources near the coast line within the District.

Section 3 - Waiver and Variance Granted:

The Board of Directors grants the following waivers and variances subject to the condition established herein:

1. waive the requirements, established under item 12 of Rule 4.2 and items 9 and 10 of Rule 4.3, to submit technical data with drilling and production permit applications and allow the data within the reports titled *Associated Permitting Applications to the report Assessment of Proposed Groundwater Production at Ekstrom Aquaculture LLC Expansion Project* authored by Venkatesh Uddameri, Ph.D., P.E., and *Assessment of Proposed Groundwater Production at Ekstrom Aquaculture LLC Expansion Project - Additional Simulations and Water Quality Analysis* authored by Venkatesh Uddameri, Ph.D., P.E. to suffice for such purposes;
2. waive the requirement, established under item 4 under Rule 4.11 for the applicant to attempt to obtain the waivers and identifying any required waivers that were not obtained and reason the waiver was not obtained in instances in which the rules of the District allow for exceptions contingent on waiver by adjoining or adjacent landowners;
3. waive the requirement, established under item 1 of Rule 5.2, to prohibit the placement of wells of a non-grandfathered well field closer than one foot per every one gallon-per-minute to wells not owned by the Permitted Entity and authorize the drilling of the proposed wells at locations within the contiguous acreage owned or controlled by the Permitted Entity at the tract of land encompassing the well field;
4. waive the requirement, established under item 3 of Rule 6.4, to limit production of groundwater from the subject well field, comprised of existing grandfathered wells with historic-use production permits, existing non-grandfathered wells with non-historic-use production permits, and proposed non-grandfathered wells, to a rate that does not exceed

- one-half acre foot per year per contiguous surface acre owned or controlled by the Permitted Entity at the tract of land encompassing the well field;
5. waive the performance standards established under item 13 of Rule 4.3 on the condition that the performance standards established in this waiver and variance shall apply;
 6. authorize the production of groundwater from the subject well field at a rate not to exceed 5,884 acre-feet per year; and
 7. authorize the production of groundwater from the subject well field at a rate not to exceed 9,210 gallons per minute.

Section 4 - Definitions:

The Board of Directors establishes the following definitions as part of this waiver:

1. **Non-grandfathered Brackish Well (NBW)** means a non-grandfathered well operated to produce brackish groundwater.
2. **Aquifer Monitoring Site (AMS)** means an area located on the contiguous property on which the subject well field is located and is designated as an aquifer monitoring site at which monitoring wells shall be established and aquifer monitoring activities shall be conducted.
3. **Dedicated Aquifer Monitoring Well (DAMW)** means a water well located within an AMS dedicated to and used solely for aquifer monitoring purposes.
4. **Upper Brackish - Dedicated Aquifer Monitoring Well (UB-DAMW)** means a DAMW constructed with a well screen isolated by a positive displacement seal within the groundwater zone from which NBWs will produce brackish groundwater.
5. **Lower Fresh - Dedicated Aquifer Monitoring Well (LF-DAMW)** means a DAMW constructed with a well screen isolated by a positive displacement seal within the groundwater zone with fresh water located below the zone from which NBWs will produce brackish groundwater.
6. **Initial Condition Evaluation Period (ICEP)** means the 10-day period of suspended groundwater production by the Permitted Entity during which the initial aquifer conditions at the well site shall be established.
7. **Initial Condition Adjustment Period (ICAP)** means a multi-month continuous duration observation period following the initiation of groundwater production from any of the subject wells under permit OPWF-20191219-01 requested by the Permitted Entity and authorized by the Board of Directors of the District.
8. **Initial Water Level Condition (IWLC)** means:
 - a. the average water level depth, as the measurement of water level depth below the surface, observed in a DAMW during the final 3-day period of the ICEP; or
 - b. the average water level depth, as the measurement of water level depth below the surface, observed in a DAMW during the most recently established ICAP, if any.
9. **Rolling Evaluation Period (REP)** means the 12-month period prior to the conclusion of a reporting period.
10. **Drawdown Adjustment Factor (DAF)** means the amount of drawdown in feet, as approved by the Board of Directors of the District, based on the analysis of water level depths below the surface in wells outside a 5-mile radius of the subject well field.

11. **Adjusted Water Level Condition (AWLC)** means the increased water level depth below the surface for a particular calendar year calculated by increasing the value calculated for the IWLC by the DAF.
12. **Average Water Level (AVG-WL)** means the average value of the measurement of water level depth below the surface, observed in a DAMW during the REP.
13. **Acceptable Water Level Change Factor (AWLCF)** means the limit of the increase of the AVG-WL calculated for a DAMW for a report period that is considered acceptable.
14. **Lower Fresh - Acceptable Water Level Change Factor (LF-AWLCF)** is 15 feet for each LF-DAMW.
15. **Upper Brackish - Acceptable Water Level Change Factor (UB-AWLCF)** is 20 feet for each UB-DAMW.
16. **Initial Water Quality Condition (IWQC)** means:
 - a. the initial water quality conditions, as specific conductivity measurements in $\mu\text{S}/\text{cm}$ units, observed in a DAMW during the final 3-day period of the ICEP; or
 - b. the water quality conditions, as specific conductivity measurements in $\mu\text{S}/\text{cm}$ units, observed in a DAMW during the most recently established ICAP, if any.
17. **Average Conductivity (AVG-COND)** means the average value of all specific conductivity measurements, in $\mu\text{S}/\text{cm}$ units, collected, at regular intervals, from a DAMW during the REP.
18. **Acceptable Conductivity Change Factor (ACCF)** means the limit of increase of the AVG-COND calculated for a DAMW for a report period that is considered acceptable.
19. **Lower Fresh - Acceptable Conductivity Change Factor** is 260 $\mu\text{S}/\text{cm}$ units.
20. **Upper Brackish - Acceptable Conductivity Change Factor** is 2,800 $\mu\text{S}/\text{cm}$ units.
21. **Produced Groundwater (PGW)** means the volume, in gallons, of groundwater produced from a well or set of wells of the subject well field during a specific reporting period.
22. **Produced Groundwater in Acre-Feet (PGW-AF)** means the volume, in acre-feet, of groundwater produced from a well or set of wells of the subject well field during a specific reporting period, calculated by dividing the PGW by 325,851.
23. **Produced Groundwater Year-to-Date (PGW-YTD)** means the volume, in gallons, of groundwater produced from a well or set of wells of the subject well field from January 1 of the report year to the end of the reporting period.
24. **Produced Groundwater Year-to-Date in Acre-Feet (PGW-YTD-AF)** means the volume, in acre-feet, of groundwater produced from a well or set of wells of the subject well field from January 1 of the report year to the end of the reporting period, calculated by dividing the PGW-YTD by 325,851.
25. **Average Water Level Difference (AVG-WL-DIFF)** means the difference between the AVG-WL calculated for IWLCs and the AVG-WL calculated for a report period.
26. **Average Conductivity Difference (AVG-COND-DIFF)** means the difference between the AVG-COND calculated for the IWQCs and the AVG-COND calculated for a report period.

Section 5 – Conditions and Requirements

The Board of Directors establishes the following conditions and requirements, in addition to those requirements established by the Rules of the District not affected by this waiver and variance, in conjunction with granting this waiver.

Section 5.1 – New Brackish Well Construction Requirements

The following conditions and requirements related to drilling and construction are established for the new NBWs operated under permit OPWF-20191219-01:

1. NBWs shall not be drilled to a depth that exceeds 220 feet below the surface of the ground;
2. NBWs shall not be drilled closer than fifty feet to the nearest property line; and
3. NBWs shall be constructed in a manner to facilitate the collection of water level measurements using a steel tape and water samples directly from the well head.

Section 5.2 – Groundwater Production Limitations

The following conditions and requirements related to groundwater production are established for the water wells operated under production permit OPWF-20191219-01:

1. Groundwater produced from the wells of the subject well field shall be used solely for agricultural purposes;
2. Groundwater shall not be produced from the grandfathered wells of the subject well field at gallons per minute rates that exceed the gallons per minute production rate identified within the historic use production permits associated with a specific grandfathered well of the well field; and
3. Groundwater production from any NBW shall not exceed 350 gallons per minute.

Section 5.3 – Groundwater Production Monitoring and Reporting Requirements

The following conditions and requirements related to groundwater production monitoring and reporting are established for the water wells operated under production permit OPWF-20191219-01:

1. Groundwater production from each well of the subject well field shall be measured by calibrated flow meters.
2. Flow meters used to measure flow of groundwater shall be re-calibrated at least every 5 years.
3. Monthly groundwater production volumes from each well of the subject well field shall be recorded and reported to the District on a monthly basis.
4. Groundwater production measurements from the wells of the subject well field shall be reported to the District within 30 days following the end of each monthly monitoring period.
5. Groundwater production measurements shall be reported in a machine-readable format approved by the District.

Section 5.4 – Aquifer Monitoring and Reporting Requirements

The following conditions and requirements related to aquifer monitoring and reporting are established for the well field operated under production permit OPWF-20191219-01:

1. AMSs shall be established by the Permitted Entity on the well filed site within 300 feet for the following locations:

- a. West-AMS: 28°41'6.266" N, 96°23'23.006" W;
 - b. Center-AMS: 28°41'8.800" N, 96°22'24.500" W; and
 - c. East-AMS: 28°41'9.856" N, 96°21'25.286" W.
2. A UB-DAMW shall be constructed at each AMS.
 3. A LF-DAMW shall be constructed at each AMS.
 4. Each DAMW shall be maintained by the Permitted Entity for the term of this waiver.
 5. The District shall install and maintain, at the expense of the District, monitoring equipment including water level measurement measuring instruments and water conductivity measuring instruments at each DAMW.
 6. Each DAMW shall be accessible to the District for the purpose of measuring aquifer conditions and installation of aquifer monitoring measuring instruments with reasonable advance notice to the Permitted Entity.
 7. Water level measurements and conductivity measurements made and recorded by the District shall be used and, if determined to be appropriate by the District, substituted for corresponding, i.e. the same location, date, and time, measurements to be made and recorded by the Permitted Entity.
 8. Each UB-DAMW shall have hourly water level measured and recorded by the District. These measurements can be made using a manufacturer-calibrated transducer.
 9. The aquifer measurements collected during each monthly monitoring period by the District from the DAMWs shall be reported to the Permitted Entity within 15 days of the end of each monthly monitoring period.
 10. The aquifer measurements shall be reported by the District in a machine-readable format.
 11. The District shall design and implement an off-site monitoring program for the purposes of collecting groundwater level and water quality measurements of the well field production zones within 2 miles of the fish farm to support the scientifically credible assessment of aquifer conditions.
 12. The District shall assess the monitoring data collected through the implementation of the off-site monitoring program on an annual basis during the time period this waiver is in effect.
 13. The District shall evaluate the assessment of monitoring data and determine if the creation of a special management area by the District in the vicinity of the fish farm is warranted.

Section 5.5 – Aquifer Monitoring Data Evaluation Requirements

The following conditions and requirements related to aquifer monitoring data evaluation are established for the well field to be operated under production permit OPWF-20191219-01:

1. IWLCs shall be calculated by the District for each DAMW prior to operation of any of the subject wells under permit OPWF-20191219-01; and
2. IWLCs may be revised by the District, if requested by the Permitted Entity and authorized by the board of directors of the district, following the initiation of groundwater production from any of the subject wells under permit OPWF-20191219-01;
3. IWLCs for each DAMW shall be calculated as:
 - a. the AVG-WL for the measurements collected by the District from the DAMW during a 3-day duration observation period occurring before commencement of operations under OPWF-20191219-01 during which groundwater production from

- other wells owned or controlled by Permitted Entity is suspended and was suspended for the preceding 7-day period; or
- b. the AVG-WL for a set of measurements collected by the District from the DAMW during the most recently established ICAP, if any.
4. IWQCs shall be calculated by the District for each DAMW prior to operation of any of the subject wells under permit OPWF-20191219-01; and
 5. IWQCs may be revised by the District, if requested by the Permitted Entity and authorized by the board of directors of the district, following the initiation of groundwater production from any of the subject wells under permit OPWF-20191219-01.
 6. IWQCs for each DAMW shall be calculated as:
 - a. the AVG-COND for the measurements collected by the District from the DAMW during the same 3-day duration observation period occurring before commencement of operations under OPWF-20191219-01 as was observed for the IWLC calculation; or
 - b. the AVG-COND for a set of measurements collected by the District from the DAMW during the most recently established ICAP, if any.
 7. The water quality measurements collected by the District to calculate the IWQCs shall be collected during the same time period during which the water level measurements were observed for IWLC calculation.
 8. For each monthly reporting period, the following parameters shall be calculated and reported for each well of the well field by the Permitted Entity:
 - a. PGW;
 - b. PGW-AF;
 - c. PGW-YTD; and
 - d. PGW-YTD-AF.
 9. For each monthly reporting period, the following parameters shall be calculated and reported for both the current and previous monthly reporting period for each DAMW of the well field by the Permitted Entity:
 - a. AVG-WL;
 - b. AVG-COND;
 - c. AVG-WL-DIFF; and
 - d. AVG-COND-DIFF.

Section 5.6 – Well Field Monitoring Performance Criteria

The following conditions and requirements are established as performance criteria to demonstrate the compliance with production permit OPWF-20191219-01 regarding well field monitoring:

1. the monitoring data related to groundwater production collected and reported by the Permitted Entity shall not have data gaps that constitute more than 5% of the total prescribed measurements per production well during a year.

Section 5.7 – Groundwater Production Performance Criteria

The following conditions and requirements are established as performance criteria to demonstrate the compliance with production permit OPWF-20191219-01 regarding groundwater production:

1. the PGW-YTD-AF for the well field shall not exceed the aggregate volume of groundwater production authorized by the District under production permits associated with water wells within the well field; and
2. the PGW-YTD-AF for the wells GW-00112 (IW-1), GW-00115 (IW-2), and R1GW-00452 (IW-3 Replacement Well) (i.e., wells producing groundwater from the fresh zone) shall not exceed the 90% of the aggregate volume of groundwater production authorized by the District under production permits associated with water wells within the well field.

Section 5.8 – Groundwater Level Performance Criteria

The following conditions and requirements are established as performance criteria to demonstrate the compliance with production permit OPWF-20191219-01 regarding groundwater water levels:

1. the average of the AVG-WL for all of the LF-DAMWs, during a reporting period, shall not exceed the IWLC or the most recent AWLC, whichever is greater, by more than the LF-AWLCF; and
2. the average of the AVG-WL for all of the UB-DAMWs, during a reporting period, shall not exceed the IWLC or the most recent AWLC, whichever is greater, by more than the UB-AWLCF.

Section 5.9 – Groundwater Quality Performance Criteria

The following conditions and requirements are established as performance criteria to demonstrate the compliance with production permit OPWF-20191219-01 regarding groundwater quality:

1. Limits of Acceptable Initial Conditions:
 - a. the AVG-COND calculated for the IWQCs for any LF-DAMW shall not be greater than 2,600 $\mu\text{S}/\text{cm}$;
 - b. the AVG-COND calculated for the IWQCs for any UB-DAMW shall not be less than 7,000 $\mu\text{S}/\text{cm}$; and
 - c. the AVG-COND calculated for the IWQCs for any UB-DAMW shall not be greater than 28,000 $\mu\text{S}/\text{cm}$.
2. Limits of Acceptable Impact Calculated during Reporting Period:
 - a. the AVG-COND calculated for any LF-DAMW during the reporting period shall not be greater than 3,000 $\mu\text{S}/\text{cm}$; and
 - b. the AVG-COND for any UB-DAMW during the reporting period shall not exceed 33,000 $\mu\text{S}/\text{cm}$.

Section 5.10 – Performance Responses

The following conditions and requirements as performance responses are established for the well field operated under production permit OPWF-20191219-01:

1. In the event that the groundwater quality performance criteria related to limits of acceptable initial conditions of DAMWs are not achieved, groundwater production from the wells operated under OPWF-20191219-01 is prohibited until performance is achieved.

2. In the event that any performance criteria are not satisfied during two consecutive reporting periods, groundwater production from wells of the subject well field during the next reporting period shall be curtailed to 75 percent of the PGW of the average of the REP.
3. After the first reporting period with all performance criteria returned to satisfactory conditions after the most recent imposition of curtailment under this section, the curtailment groundwater production from wells of the subject well field shall be reduced by 50% for the next reporting period.
4. After two consecutive reporting periods with all performance criteria returned to satisfactory conditions after the most recent imposition of curtailment under this section, the curtailment groundwater production from wells of the subject well field zone shall be eliminated for the next reporting period.
5. In the event that curtailment is imposed on the well field under this section and a cold period with sustained temperatures below 45 degrees Fahrenheit is predicted for a duration in excess of 5 days, the Permitted Entity shall be permitted to initiate production of up to 350 acre-feet of groundwater from the well field to provide thermal protection to ponds located on the fish farm 3 days in advance of and during the cold period.

Section 5.11 – Failure to Comply with Required Responses

The following conditions and requirements related to failure to comply with performance responses are established for the well field to be operated under production permit OPWF-20191219-01:

1. In the event that groundwater production from the wells of the subject well field is not curtailed as required under this waiver, groundwater production from the wells of the subject well field shall be terminated until all enforcement proceedings have concluded.

Authorization

On _____, the Board of Directors approved a motion instructing the General Manager to issue the waiver and variance request as described above.

Tim Andruss, General Manager


Date

Waiver and Variance Acceptance

Reed Bowers, President of Bowers and Saha Aquaculture, LLC

Date

Memorandum

To: Mr. Tim Andruss, Gen. Manager, Texana Groundwater Conservation District
Fr: Venkatesh Uddameri, Ph.D. P.E. 
Dt: July 11th, 2024



Re: Matters of Variance – Bower and Saha Aquaculture LLC for Texana Groundwater Conservation District

I have completed my review of the document titled - 'TGCD - WV-20191219-01 - Comparison to 20240403 Draft - All Mark Up.pdf' provided to me via email Dated June 18th 2024 by Mr. Tim Andruss, General Manager Texana Groundwater Conservation District. My evaluation was focused on the technical elements of the draft revised waiver for BSA Fish Farms (Waiver Application ID: AWB-20190307-01 and Amended Application ID: AAPC-20230329-01 as contained in the above stated document.

Based on the available information to date including data supplied to me by the district related to past monitoring activities at the site as well as measurements available from other consulting studies that were carried out by the permittee at the site (and made available to me) and knowledge related to the Gulf Coast aquifer in the vicinity of the study area – I do find, in my best professional judgment, that the proposed monitoring activities in the revised waiver shall provide information to adequately assess aquifer conditions in the vicinity of the production wells. I also find that the continued production as outlined in the permit is consistent with the notion of making use of groundwater resources for current economic purposes while protecting and preserving the resource for the future. Based on the data available to-date and based on observed responses of the aquifer. It is also my professional opinion that the performance criteria outlined in the waiver document should provide reasonable protections against sudden and deleterious changes to aquifer conditions in the vicinity of the production wells.

While the proposed changes are by and large reasonable, I do recommend that the Well Field Monitoring Performance Criteria (section 5.6) of the report be amended to provide a consistent interpretation.

“...the monitoring data related to groundwater production collected and reported by the Permitted Entity shall not have data gaps that constitute more than 5% of the total prescribed measurements per production well during a year;”

On an annual basis, a 5% data gap can be interpreted as data missing for 18.25 days which can be significant if such data gaps are consecutive and coincide with periods of high production. I recommend that the language be modified to either no more than 2 days each month and not to exceed 18 days a year. A provision for using a pre-determined value (e.g., 90% of the maximum pump capacity or something similar) for days where pumping was carried out but could not be monitored would also add some conservatism to combat any missing data gaps.

In conclusion, this memorandum can be construed as a written expression of support for the waiver amendments presented in the document - TGCD - WV-20191219-01 - Comparison to 20240403 Draft - All Mark Up.pdf' subject to the clarification of Well Field Monitoring Criteria.

Appendix-A

TGCD - WV-20191219-01 - Comparison to 20240403 Draft - All Mark Up.pdf

Waiver and Variance

Section 1 – General Details:

This waiver and variance is granted in accordance with the provisions of the Rules of the Texana Groundwater Conservation District (the District) and acceptance of this waiver and variance constitutes an acknowledgment and agreement that the applicant, well operator, and well owner will comply with the terms and conditions of this waiver and variance and the Rules of the District not affected by this waiver and variance.

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| Waiver and Variance ID: | WV-20191219-01 |
| Permitted Entity: | <u>Ekstrom</u>Bower and Saha Aquaculture, LLC |
| Applicant Name: | <u>James P. Ekstrom, President</u>Reed Bowers |
| Applicant Address: | 1205 Frank Stubbs Dr., El Campo, Texas 77437 |
| Waiver Application ID: | AWV-20190307-01 |
| <u>Amendment Application ID:</u> | <u>AAPC-20230329-01</u> |
| Associated Permit Applications: | ADW-20190306-01, ADW-20190306-02, ADW-20190306-03, ADW-20190306-04, ADW-20190306-05, ADW-20190306-06, ADW-20190306-07, AOWF-20190304-03 |
| Associated Permits: | <p>Existing Production Permits:¹ VP-20121115-01, VP-20121203-01, VP-20121203-02, VP-20121203-03, VP-20121203-04, VP-20121203-05, VP-20121203-06, VP-20121203-07, AP-201203-14, VPW-20191219-01</p> <p>Drilling Permits: DP-20191219-01, DP-20191219-02, DP-20191219-03, DP-20191219-04, DP-20191219-05, DP-20191219-06, DP-20191219-07; and</p> <p>Production Permit: OPWF-20191219-01.</p> |
| Associated District Rules: | <p>Item 12 of Rule 4.2 (Required information for an application for a drilling permit);</p> <p>Items 9 and 10 of Rule 4.3 (Required information for an application for a production permit);</p> <p>Item 13 of Rule 4.3 (Production Permit Conditions);</p> <p>Item 4 of Rule 4.11 (Attempts to obtain adjacent landowner waivers).</p> <p>Item 1 of Rule 5.2 (Well Separation Requirement for Well</p> |

¹ These existing production permits shall remain in effect independent of this waiver and variance, and those requiring renewal are deemed renewed without changes; but production of the wells is governed by this waiver and variance and any conflicting permit terms are suspended in favor of this waiver and variance once production begins under OPWF-20191219-01, unless Permitted Entity surrenders this waiver and variance to the District.

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| | Fields); Item 3 of Rule 6.4 (1/2 AFYA Limitation). |
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This waiver is conditioned upon the well operator and well owners otherwise complying with the Rules of the District and regulations of the State of Texas, as amended, applicable to operating water wells within the District. This waiver confers only the right to use the subject wells under the provisions of the Rules of the District and according to the terms of this waiver and variance. The waiver and variance term and conditions may be modified or amended pursuant to the Rules of the District. This waiver is conditioned upon the Permitted Entity and its successors maintaining ownership of the contiguous tract of land associated with the well field.

Section 2 - Finding of Good Cause by the Board of Directors of the District:

The Board of Directors finds good cause to waive item 12 of Rule 4.2, items 9 and 10 of Rule 4.3, item 13 of Rule 4.3, item 4 of Rule 4.11, item 1 of Rule 5.2, and item 3 of Rule 6.4 and to authorize production in accordance with the terms of this waiver and variance. The basis of the finding of good cause to grant this waiver is the authorization of production of groundwater of lower quality from wells drilled in close proximity to the Carancahua Bay and completed in surficial water strata generally known to produce poor-quality groundwater with total dissolved solids typically in excess of 5,000 mg/L will likely 1) reduce future demand for high-quality groundwater found in deeper water strata in vicinity of the well field site, ~~2) reduce the negative impacts associated with production of groundwater on higher quality groundwater in the vicinity of the well field site in deeper water bearing strata, and 3 and 2)~~ produce valuable empirical data regarding the development of shallow, brackish groundwater resources near the coast line within the District.

Section 3 - Waiver and Variance Granted:

The Board of Directors grants the following waivers and variances subject to the condition established herein:

1. waive the requirements, established under item 12 of Rule 4.2 and items 9 and 10 of Rule 4.3, to submit technical data with drilling and production permit applications and allow the data within the reports titled Associated Permitting Applications to the report *Assessment of Proposed Groundwater Production at Ekstrom Aquaculture LLC Expansion Project* authored by Venkatesh Uddameri, Ph.D., P.E., and *Assessment of Proposed Groundwater Production at Ekstrom Aquaculture LLC Expansion Project - Additional Simulations and Water Quality Analysis* authored by Venkatesh Uddameri, Ph.D., P.E. to suffice for such purposes;
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3. waive the requirement, established under item 1 of Rule 5.2, to prohibit the placement of wells of a non-grandfathered well field closer than one foot per every one gallon-per-minute to wells not owned by the Permitted Entity and authorize the drilling of the proposed wells

- at locations within the contiguous acreage owned or controlled by the Permitted Entity at the tract of land encompassing the well field;
4. waive the requirement, established under item 3 of Rule 6.4, to limit production of groundwater from the subject well field, comprised of existing grandfathered wells with historic-use production permits, existing non-grandfathered wells with non-historic-use production permits, and proposed non-grandfathered wells, to a rate that does not exceed one-half acre foot per year per contiguous surface acre owned or controlled by the Permitted Entity at the tract of land encompassing the well field;
 5. waive the performance standards established under item 13 of Rule 4.3 on the condition that the performance standards established in this waiver and variance shall apply;
 6. authorize the production of groundwater from the subject well field at a rate not to exceed 5,884 acre-feet per year; and
 7. authorize the production of groundwater from the subject well field at a rate not to exceed 9,210 gallons per minute.

Section 4 - Definitions:

The Board of Directors establishes the following definitions as part of this waiver:

1. **Non-grandfathered Brackish Well (NBW)** means a non-grandfathered well operated to produce brackish groundwater.
2. **Aquifer Monitoring Site (AMS)** means an area located on the contiguous property on which the subject well field is located and is designated as an aquifer monitoring site at which monitoring wells shall be established and aquifer monitoring activities shall be conducted.
3. **Dedicated Aquifer Monitoring Well (DAMW)** means a water well located within an AMS dedicated to and used solely for aquifer monitoring purposes.
4. **Upper Brackish - Dedicated Aquifer Monitoring Well (UB-DAMW)** means a DAMW constructed with a well screen isolated by a positive displacement seal within the groundwater zone from which NBWs will produce brackish groundwater.
5. **Lower Fresh - Dedicated Aquifer Monitoring Well (LF-DAMW)** means a DAMW constructed with a well screen isolated by a positive displacement seal within the groundwater zone with fresh water located below the zone from which NBWs will produce brackish groundwater.
6. **Initial Condition Evaluation Period (ICEP)** means the 10-day period of suspended groundwater production by the Permitted Entity during which the initial aquifer conditions at the well site shall be established.
7. **Initial Condition Adjustment Period (ICAP)** means a multi-month continuous duration observation period following the initiation of groundwater production from any of the subject wells under permit OPWF-20191219-01 requested by the Permitted Entity and authorized by the Board of Directors of the District.
8. **Initial Water Level Condition (IWLC)** means:
 - a. the average water level depth, as the measurement of water level depth below the surface, observed in a DAMW during the final 3-day period of the ICEP; or

- b. Annual the average water level depth, as the measurement of water level depth below the surface, observed in a DAMW during the most recently established ICAP, if any.
9. Rolling Evaluation Period (REP) means the 12-month period prior to the conclusion of a reporting period.
- 7-10. Drawdown Adjustment Factor (ADAF/DAF) means the amount of drawdown in feet, as ~~calculated~~ approved by the Board of Directors of the District, based on ~~observations~~ the analysis of water level depths below the surface in wells in (a) the “Upper Brackish” groundwater zone, as described in 4., above, and (b) in the “Lower Fresh” groundwater zone, as described in outside a 5., above, within a 5-mile radius of the subject well field ~~attributed to causes other than the groundwater production by Permitted Entity at the end of a particular calendar year relative to IWLC.~~
- 8-11. Adjusted Water Level Condition (AWLC) means the increased water level depth below the surface for a particular calendar year ~~determined~~ calculated by increasing the ~~depth~~ value calculated for the IWLC by the ADAF/DAF.
12. Average Water Level (AVG-WL) means the average value of ~~all the measurement of~~ water level depth ~~measurements collected, at regular intervals, from below the surface, observed in~~ a DAMW during the REP.
- 9-13. Acceptable Water Level Change Factor (AWLCF) means the limit of the increase of the AVG-WL calculated for a DAMW for a report period of time that is considered acceptable.
14. Lower Fresh - Acceptable Water Level Change Factor (LF-AWLCF) is 15 feet for each LF-DAMW.
15. Upper Brackish - Acceptable Water Level Change Factor (UB-AWLCF) is 20 feet for each UB-DAMW.
16. Initial Water Quality Condition (IWQC) means:
- the initial water quality conditions, as ~~temperature corrected~~, specific conductivity measurements in $\mu\text{S/cm}$ units, observed in a DAMW during the final 3-day period of the ICEP; or
 - the water quality conditions, as specific conductivity measurements in $\mu\text{S/cm}$ units, observed in a DAMW during the most recently established ICAP, if any.
17. Average Conductivity (AVG-COND) means the average value of all ~~temperature corrected~~, specific conductivity measurements, in $\mu\text{S/cm}$ units, collected, at regular intervals, from a DAMW during the REP.
18. Acceptable Conductivity Change Factor (ACCF) means the limit of increase of the AVG-COND calculated for a DAMW for a report period of time that is considered acceptable.
19. Lower Fresh - Acceptable Conductivity Change Factor is 260 $\mu\text{S/cm}$ units.
- 40-20. Upper Brackish - Acceptable Conductivity Change Factor is 2,800 $\mu\text{S/cm}$ units.
- 44-21. Produced Groundwater (PGW) means the volume, in gallons, of groundwater produced from a well or set of wells of the subject well field during a specific reporting period.
- 42-22. Produced Groundwater in Acre-Feet (PGW-AF) means the volume, in acre-feet, of groundwater produced from a well or set of wells of the subject well field during a specific reporting period, calculated by dividing the PGW by 325,851.

13-23. Produced Groundwater Year-to-Date (PGW-YTD) means the volume, in gallons, of groundwater produced from a well or set of wells of the subject well field from January 1 of the report year to the end of the reporting period.

14-24. Produced Groundwater Year-to-Date in Acre-Feet (PGW-YTD-AF) means the volume, in acre-feet, of groundwater produced from a well or set of wells of the subject well field from January 1 of the report year to the end of the reporting period, calculated by dividing the PGW-YTD by 325,851.

15-25. Average Water Level Difference (AVG-WL-DIFF) means the difference between the AVG-WL calculated for IWLCs and the AVG-WL calculated for a report period.

16-26. Average Conductivity Difference (AVG-COND-DIFF) means the difference between the AVG-COND calculated for the IWQCs and the AVG-COND calculated for a report period.

Section 5 – Conditions and Requirements

The Board of Directors establishes the following conditions and requirements, in addition to those requirements established by the Rules of the District not affected by this waiver and variance, in conjunction with granting this waiver.

Section 5.1 – New Brackish Well Construction Requirements

The following conditions and requirements related to drilling and construction are established for the new NBWs operated under permit OPWF-20191219-01:

1. NBWs shall not be drilled to a depth that exceeds 220 feet below the surface of the ground;
2. NBWs shall not be drilled closer than fifty feet to the nearest property line; and
3. NBWs shall be constructed in a manner to facilitate the collection of water level measurements using a steel tape and water samples directly from the well head.

Section 5.2 – Groundwater Production Limitations

The following conditions and requirements related to groundwater production are established for the water wells operated under production permit OPWF-20191219-01:

1. Groundwater produced from the wells of the subject well field shall be used solely for agricultural purposes;
2. Groundwater shall not be produced from the grandfathered wells of the subject well field at gallons per minute rates that exceed the gallons per minute production rate identified within the historic use production permits associated with a specific grandfathered well of the well field; and
3. Groundwater production from any NBW shall not exceed 350 gallons per minute.

Section 5.3 – Groundwater Production Monitoring and Reporting Requirements

The following conditions and requirements related to groundwater production monitoring and reporting are established for the water wells operated under production permit OPWF-20191219-01:

1. Groundwater production from each well of the subject well field shall be measured by calibrated flow meters.
2. Flow meters used to measure flow of groundwater shall be re-calibrated at least every 5 years.
3. Monthly groundwater production volumes from each well of the subject well field shall be recorded and reported to the District on a monthly basis.
4. Groundwater production measurements from the wells of the subject well field shall be reported to the District within 4530 days following the end of each monthly monitoring period.
5. Groundwater production measurements shall be reported in a machine-readable format approved by the District.

Section 5.4 – Aquifer Monitoring and Reporting Requirements

The following conditions and requirements related to aquifer monitoring and reporting are established for the well field operated under production permit OPWF-20191219-01:

1. AMSs shall be established by the Permitted Entity on the well filed site within 300 feet for the following locations:
 - a. West-AMS: 28°41'6.266" N, 96°23'23.006" W;
 - b. Center-AMS: 28°~~41'08.8"~~41'8.800" N, 96°22'24.~~5"~~500" W; and
 - c. East-AMS: 28°41'9.856" N, 96°21'25.286" W.
2. A UB-DAMW shall be constructed at each AMS.
3. A LF-DAMW shall be constructed at each AMS.
4. Each DAMW shall be maintained by the Permitted Entity for the term of this waiver.
5. The District shall install and maintain, at the expense of the District, monitoring equipment including water level measurement probesmeasuring instruments and water conductivity probesmeasuring instruments at each DAMW.
6. Each DAMW shall be accessible to the District for the purpose of measuring aquifer conditions and installation of aquifer monitoring probesmeasuring instruments with reasonable advance notice to the Permitted Entity.
7. Water level measurements and conductivity measurements made and recorded by the District shall be used and, if determined to be appropriate by the District, substituted for corresponding, i.e. the same location, date, and time, measurements to be made and recorded by the Permitted Entity.
8. Each UB-DAMW shall have hourly water level measured and recorded by the District. These measurements can be made using a manufacturer-calibrated transducer.
- ~~9. Each UB-DAMW shall have water level, temperature, and specific conductivity measured and recorded routinely on a no-less-than weekly basis by the Permitted Entity. These measurements can be made using a manufacturer-calibrated transducer.~~
- ~~10. Each LF-DAMW shall have water level, temperature, and specific conductivity measured and recorded routinely on a no-less-than weekly basis by the Permitted Entity. These measurements can be made using a manufacturer-calibrated transducer.~~

- ~~11. The aquifer measurements collected during each monthly monitoring period by the Permitted Entity from the DAMWs shall be reported to the District within 15 days of the end of each monthly monitoring period.~~
- ~~12. The aquifer measurements shall be reported by the Permitted Entity in a machine-readable format approved by the District.~~
- ~~13.9.~~ The aquifer measurements collected during each monthly monitoring period by the District from the DAMWs shall be reported to the Permitted Entity within 15 days of the end of each monthly monitoring period.
- ~~14.10.~~ The aquifer measurements shall be reported by the District in a machine-readable format.
11. The District shall design and implement an off-site monitoring program for the purposes of collecting groundwater level and water quality measurements of the well field production zones within 2 miles of the fish farm to support the scientifically credible assessment of aquifer conditions.
12. The District shall assess the monitoring data collected through the implementation of the off-site monitoring program on an annual basis during the time period this waiver is in effect.
13. The District shall evaluate the assessment of monitoring data and determine if the creation of a special management area by the District in the vicinity of the fish farm is warranted.

Section 5.5 – Aquifer Monitoring Data Evaluation Requirements

The following conditions and requirements related to aquifer monitoring data evaluation are established for the well field to be operated under production permit OPWF-20191219-01:

1. IWLCs shall be calculated by the District for each DAMW prior to operation of any of the subject wells under permit OPWF-20191219-01; and
2. IWLCs may be revised by the District, if requested by the Permitted Entity and authorized by the board of directors of the district, following the initiation of groundwater production from any of the subject wells under permit OPWF-20191219-01;
- ~~2.3.~~ IWLCs for each DAMW shall be calculated as:
 - ~~a.~~ the AVG-WL for the measurements collected by the District from the DAMW during a 3-day duration observation period occurring before commencement of operations under OPWF-20191219-01; and
 - ~~b.a.~~ The water level measurements collected by the District to calculate the IWLCs shall be collected during a time period during which groundwater production from other wells owned or controlled by Permitted Entity is suspended and was suspended for the preceding 7-day period; or
 - ~~b.~~ the AVG-WL for a set of measurements collected by the District from the DAMW during the most recently established ICAP, if any.
- ~~3.4.~~ IWQCs shall be calculated by the District for each DAMW prior to operation of any of the subject wells under permit OPWF-20191219-01; and
5. IWQCs may be revised by the District, if requested by the Permitted Entity and authorized by the board of directors of the district, following the initiation of groundwater production from any of the subject wells under permit OPWF-20191219-01.
- ~~4.6.~~ IWQCs for each DAMW shall be calculated as:

a. the AVG-COND for the measurements collected by the District from the DAMW during the same 3-day duration observation period occurring before commencement of operations under OPWF-20191219-01 as was observed for the IWLC calculation; ~~and/or~~

b. the AVG-COND for a set of measurements collected by the District from the DAMW during the most recently established ICAP, if any.

~~5.7.~~ The water quality measurements collected by the District to calculate the IWQCs shall be collected during the same time period during which ~~groundwater production from other wells owned or controlled by Permitted Entity is suspended and was suspended for the preceding 7-day period as was~~ water level measurements were observed for IWLC calculation.

~~6.8.~~ For each monthly reporting period, the following parameters shall be calculated and reported for each well of the well field by the Permitted Entity:

- a. PGW;
- b. PGW-AF;
- c. PGW-YTD; and
- d. PGW-YTD-AF.

~~7.9.~~ For each monthly reporting period, the following parameters shall be calculated and reported for both the current and previous monthly reporting period for each DAMW of the well field by the Permitted Entity:

- a. AVG-WL;
- b. AVG-COND;
- c. AVG-WL-DIFF; and
- d. AVG-COND-DIFF.

Section 5.6 – Well Field Monitoring Performance Criteria

The following conditions and requirements are established as performance criteria to demonstrate the compliance with production permit OPWF-20191219-01 regarding well field monitoring:

1. the monitoring data related to groundwater production collected and reported by the Permitted Entity shall not have data gaps that constitute more than 5% of the total prescribed measurements per production well during a year;
- ~~2. the monitoring data related to water level measurements collected and reported by the Permitted Entity shall not have data gaps that constitute more than 5% of the total prescribed measurements per monitoring well during a year; and~~
- ~~3. the monitoring data related to water quality measurements collected and reported by the Permitted Entity shall not have data gaps that constitute more than 5% of the total prescribed measurements per monitoring well during a year.~~

Section 5.7 – Groundwater Production Performance Criteria

The following conditions and requirements are established as performance criteria to demonstrate the compliance with production permit OPWF-20191219-01 regarding groundwater production:

1. the PGW-YTD-AF for the well field shall not exceed the aggregate volume of groundwater production authorized by the District under production permits associated with water wells within the well field-; and
2. the PGW-YTD-AF for the wells GW-00112 (IW-1), GW-00115 (IW-2), and R1GW-00452 (IW-3 Replacement Well) (i.e., wells producing groundwater from the fresh zone) shall not exceed the 90% of the aggregate volume of groundwater production authorized by the District under production permits associated with water wells within the well field.

Section 5.8 – Groundwater Level Performance Criteria

The following conditions and requirements are established as performance criteria to demonstrate the compliance with production permit OPWF-20191219-01 regarding groundwater water levels:

1. the average of the AVG-WL for all of the LF-DAMWs, during a reporting period, shall not ~~be exceed the IWLC or the most recent AWLC, whichever is greater, by~~ more than ~~40 feet lower in depth than the AWLC for any LF-DAMW~~AWLC; and
2. the average of the AVG-WL for all of the UB-DAMWs, during a reporting period, shall not ~~be exceed the IWLC or the most recent AWLC, whichever is greater, by~~ more than ~~45 feet lower in depth than the AWLC for any UB-DAMW~~AWLC.

Section 5.9 – Groundwater Quality Performance Criteria

The following conditions and requirements are established as performance criteria to demonstrate the compliance with production permit OPWF-20191219-01 regarding groundwater quality:

1. Limits of Acceptable Initial Conditions:
 - a. the AVG-COND calculated for the IWQCs for any LF-DAMW shall not be greater than 2,600 $\mu\text{S}/\text{cm}$;
 - b. the AVG-COND calculated for the IWQCs for any UB-DAMW shall not be less than 7,000 $\mu\text{S}/\text{cm}$; and
 - c. the AVG-COND calculated for the IWQCs for any UB-DAMW shall not be greater than 28,000 $\mu\text{S}/\text{cm}$.
2. Limits of Acceptable Impact Calculated during Reporting Period:
 - a. the AVG-COND calculated for any LF-DAMW during the reporting period shall not be greater than ~~40 percent of the corresponding AVG-COND of the IWQCs~~3,000 $\mu\text{S}/\text{cm}$; and
 - b. the AVG-COND for any UB-DAMW during the reporting period shall not exceed 33,000 $\mu\text{S}/\text{cm}$.

Section 5.10 – ~~Brackish Zone~~ Performance Responses

The following conditions and requirements as performance responses are established for the ~~brackish~~-well field-~~zone to be~~ operated under production permit OPWF-20191219-01:

1. In the event that the groundwater quality performance criteria related to limits of acceptable initial conditions of DAMWs are not achieved, groundwater production from the ~~new~~ NBWs wells operated under OPWF-20191219-01 is prohibited until performance is achieved.

2. In the event that any performance criteria are not satisfied during two consecutive reporting periods, groundwater production from wells of the subject well field ~~zone~~ during the next reporting period shall be curtailed to 75 percent of the PGW of the ~~most recent reporting period~~ average of the REP.
- ~~3. Should curtailment be required due to failure to meet~~ After the performance criteria as outlined in this section but be met during the ~~first~~ reporting period following curtailment, the curtailment shall be reduced by 25 percent of the total initial curtailment amount for the next reporting period and each reporting period thereafter until production has been restored to the PGW of the reporting period previous to the curtailment at which point the curtailment shall be deemed terminated.
- ~~4. In the event that any performance criteria are not satisfied during two consecutive reporting periods and the Permitted Entity includes with its report a statement identifying the circumstances which caused the performance criteria exceedance, the General Manager shall review the Permitted Entity's statement. The General Manager may waive or reduce the performance responses described in this section if the Permitted Entity makes a scientifically credible showing that the exceedance was caused by all performance criteria returned to satisfactory conditions outside the Permitted Entity's reasonable control, including force majeure. Force majeure is (a) an act of God; (b) flood, drought, fire, earthquake, hurricane, storm surge, or explosion; (c) war, invasion, hostilities (whether war is declared or not), terrorist threats or acts, riot, or other civil unrest; (d) action by any governmental authority, including an order or law. The Permitted Entity shall be deemed on notice of potential curtailment for any failure to meet the reporting criteria in two consecutive reporting periods.~~
- ~~5.3. In the event that any performance criteria are not satisfied for more than two consecutive reporting periods, and the General Manager determines that such exceedance was not caused by factors outside the Permitted Entity's reasonable control, after the most recent imposition of curtailment under this section, the curtailment groundwater production from wells of the subject well field zone during the next reporting period shall be curtailed to 75 percent of the PGW of the most recent~~ shall be reduced by 50% for the next reporting period.

Section 5.11 – Fresh Zone Performance Responses

~~The following~~ After two consecutive reporting periods with all performance criteria returned to satisfactory conditions and requirements as performance responses are established for the fresh water well field zone to be operated under production permit OPWF-20191219-01:

- ~~6.4. In the event that any performance criteria are not satisfied during two consecutive reporting periods, after the most recent imposition of curtailment under this section, the curtailment groundwater production from wells of the subject well field zone during the next reporting period shall be curtailed to 75 percent of the PGW of the most recent~~ shall be eliminated for the next reporting period.
- ~~1. In the event that any performance criteria are not satisfied during two consecutive reporting periods and the Permitted Entity includes with its report a statement identifying the circumstances which caused the performance criteria exceedance, the General Manager shall review the Permitted Entity's statement. The General Manager may waive or reduce~~

~~the performance responses described in this section if the Permitted Entity makes a scientifically credible showing that the exceedance was caused by conditions outside the Permitted Entity's reasonable control, including *force majeure*. *Force majeure* is (a) an act of God; (b) flood, drought, fire, earthquake, hurricane, storm surge, or explosion; (c) war, invasion, hostilities (whether war is declared or not), terrorist threats or acts, riot, or other civil unrest; (d) action by any governmental authority, including an order or law. The Permitted Entity shall be deemed on notice of potential curtailment for any failure to meet the reporting criteria in two consecutive reporting periods.~~

~~2. Should curtailment be required due to failure to meet the performance criteria as outlined in this section but be met during the reporting period following curtailment, the curtailment shall be reduced by 25 percent of the total initial curtailment amount for the next reporting period and each reporting period thereafter until production has been restored to the PGW of the reporting period previous to the curtailment at which point the curtailment shall be deemed terminated.~~

~~3. In the event that any performance criteria are not satisfied for more than two consecutive reporting periods, and the General Manager determines that such exceedance was not caused by factors outside the Permitted Entity's reasonable control, groundwater production from wells of the subject well field zone during the next reporting period shall be curtailed to 75 percent of the PGW of the most recent reporting period.~~

5. In the event that curtailment is imposed on the well field under this section and a cold period with sustained temperatures below 45 degrees Fahrenheit is predicted for a duration in excess of 5 days, the Permitted Entity shall be permitted to initiate production of up to 350 acre-feet of groundwater from the well field to provide thermal protection to ponds located on the fish farm 3 days in advance of and during the cold period.

Section 5.1211 – Failure to Comply with Required Responses

The following conditions and requirements related to failure to comply with performance responses are established for the well field to be operated under production permit OPWF-20191219-01:

1. In the event that groundwater production from the wells of the subject well field is not curtailed as required under this waiver, groundwater production from the wells of the subject well field shall be terminated until all enforcement proceedings have concluded.

Section 5.13 – Successful Compliance with Performance Criteria

~~On or after the date three years after the Permitted Entity first operates under permit OPWF-20191219-01, if the performance criteria herein have been satisfied, the Permitted Entity may request that monthly reporting and response periods be adjusted to longer periods as reasonably supported by the groundwater production data and monitoring data.~~

Authorization

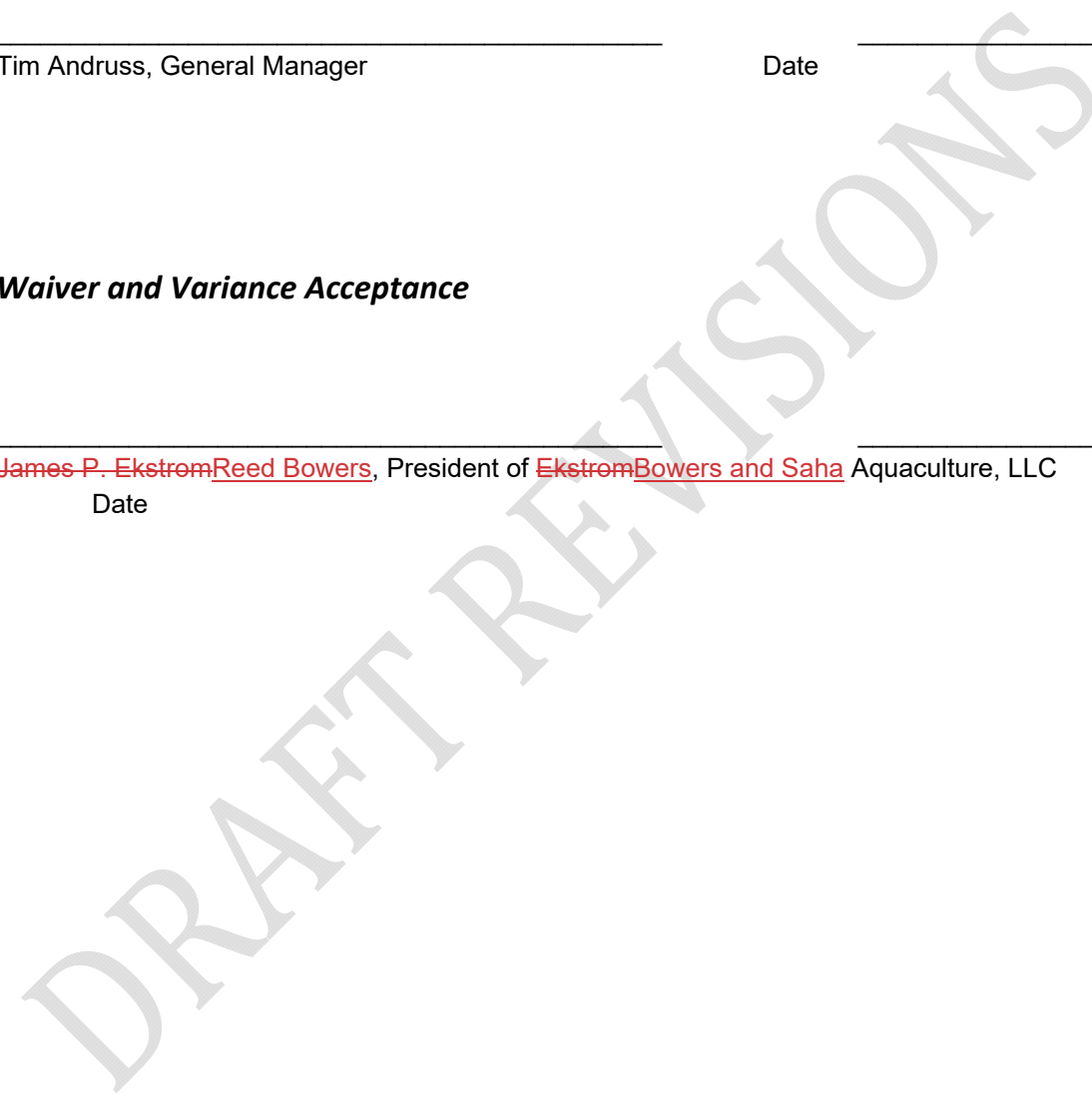
On _____, the Board of Directors approved a motion instructing the General Manager to issue the waiver and variance request as described above.

Tim Andruss, General Manager

Date

Waiver and Variance Acceptance

~~James P. Ekstrom~~ Reed Bowers, President of ~~Ekstrom~~ Bowers and Saha Aquaculture, LLC
Date





AAPC- 20231012-02

received
10-12-23

| SECTION 1: PERMIT OR CERTIFICATE HOLDER INFORMATION | | | |
|--|--------------|--------|-------------------|
| Last Name, First Name, Middle Initial | | | |
| Chris & Lauren Hajovsky | | | |
| Owner Entity (Partnership / Corporation / Trust, etc.) | | | |
| | | | |
| Mailing Address: | 1512 FM 1197 | | |
| City: | Garland | State: | TX Zipcode: 77902 |
| Phone: | | | |
| E-Mail: | | | |

919291





SECTION 2: AMENDMENT INFORMATION

Certificate Identification:

Permit Identification: VPW-20161215-01

Description of Amendment Request


Amend permit VPW-20161215-01 to allow the production of groundwater authorized ~~for production~~ under the permit from grandfather well GW-00348 and non-grandfathered well located at 29° 1' 57.5" N, 96° 25' 28.3" W. See attached waiver request.



AAPC- 20231012-01

SECTION 3: AGREEMENT

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision and that the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I agree to operate the well, well field, or well system in accordance with the Texana County Groundwater Conservation District's Rules. I further state that I am the well, well field, or well system owner or I am authorized to act for the owner.



Signature

10-10-2023
Date

Chris Hajovsky
Printed Name

TGCD- Waiver Request- Christopher Hajovsky-VPW-20161215-01 for well GW-00348

In accordance with Rule 4.10, Waivers and Variances of District Rules, Christopher Hajovsky submits the following information and requests a waiver to the Rules of the District and any conflicting provisions of permit VPW-20161215-01 to amend the permit to authorization the operation of the new well as part of grandfathered well field comprised of the new well and grandfathered well GW-00348.

On December 15, 2016, the District issued historic use protection permit VPW-20161215-01 to Mr. Glen Srubar for well GW-00348, in connection with application AVW-20150326 authorizing the production of 1,007.5 acre-feet of groundwater for irrigation uses. The minutes for the meeting held of December 15, 2016 indicate the well was used to irrigate approximately 168 acres in 2002 at approximately 6 acre-feet per crop acre. In accordance with this historic use protection permit (AVW-20150326-06), it was established that the GW-00348 well was pumping 2100 Gallons Per Minute (GPM). TGCD Rule 3.1 (4) which the District shall limit the authorized groundwater production amount and purpose of use of a grandfathered well field to that amount and purpose of use validated, by the District, as historic use for the well field. The registered well GW-00348 is currently pumping 600 gallons per minute. The new non-exempt use well (Lat. 29.1*1' 57.5" N, Long. 96*25'28.3" W) was drilled in close proximity to well GW-00348 (a.k.a., the Srubar Well) in February 2023 on a contiguous tract of land and groundwater ownership that totals 398 acres (JCAD Parcels R27110 and R27111). This new non-exempt well is pumping 1200 gallons per minute. The application is requesting the use of the non-exempt well to be used in conjunction with the registered well for a total of 1800 GPM therefore not exceeding the total of 2100 GPM that was established for well GW-00348 in accordance with Rule 3.1(7), is not exceeding the maximum annual volume of groundwater that was validated by the District for the grandfathered well GW-00348 during the historic use period. The application is also seeking a waiver of Rule 3.1(8) that the maximum annual volume of groundwater that was validated by the District for a grandfathered well field is not exceeding the aggregate volume of the groundwater produced by each grandfathered non-exempt use well of the grandfathered well field during the year.

The application is requesting a waiver for the validation of historic use of a grandfathered well field that shall include the following information and any other information the General Manager may determine to be of need to be considered administratively complete Rule 3.13. In the meeting minutes on December 15, 2016, agenda item 5: a Permit hearing and consideration of, Mr. Glenn Srubar sought under application AVW-20150326-06, a historic use production permit for grandfathered well GW-00348 authorizing the production of 1007.5 acre-feet per year of groundwater for irrigation uses. An Affidavit of Past Production was executed by Gary Skalicky to support the request to validate historic use of 1007.5 acre-feet of groundwater per year for irrigation purposes. The Board took action and a motion was passed to authorize the General Manager to issue a historic use production permit for grandfathered well GW-00348 to Mr. Srubar, under application AVW-20150326-06, for the production of 1007.5 acre-feet of groundwater per year for irrigation uses.

The application is requesting a waiver for a production permit Rule 4.1 (6) with conditions related to the aggregation of authorized groundwater production for a grandfathered well field or a grandfathered well system that is amended by incorporating the authorized production amount (1007 acre-feet) of a non-grandfathered non-exempt use well or wells shall be considered a non-grandfathered well field or non-grandfathered well system. Since the GW-00348 well is registered and approved with the District under historic use protection permit VPM-20161215-01, the application is

requesting a waiver to allow the production permit and the historic use protection permit to be used to create a well field and allow GW-00348 and the new well to be registered to work in conjunction with each other as a well field and not exceed the established historic use production permit parameters.

The application is also requesting the District to issue a waiver for the production permit with aggregated authorized production conditions for grandfathered well fields and grandfathered well systems that are consistent with the pattern of operation of the grandfathered well system during the historic use validation period Rule 4.4 (3). These 2 wells are in close proximity to each other and with the total production not exceeding 1,007.5 acre-feet as well as not exceeding the 2,100 GPM of historic production this should be considered a well field without any effects to the pattern of operation or overuse of operation. During the operation of the historic use validation period, GW-00348 was confirmed using 2,100 GPM. GW-00348 currently doesn't have the capabilities to produce 2,100 GPM but it produces enough water to continue use and not plug the well. The application requests allowing a new well drilled in close proximity to the GW-00348 to operate as a well field. The total amount of the 2 wells will not exceed any of the production permits and will allow the landowner to utilize the amount of groundwater for agricultural use allocated to the property within the Rules of the District.

The application is requesting a waiver of Rule 6.2 (1) that would authorize the District to issue a production permit with aggregated authorized production conditions for a grandfathered well field that are consistent with the pattern of operation of the grandfathered well field as supported by evidence submitted with the application to validate historic use of the grandfathered well field during the historic use validation period. Based off the application to validate historic use of a well GW-00348, in connection with application AVW-20150326-06 authorizing the production of 1,007.5 acre-feet of groundwater for irrigation uses and the operation of the new well as part of grandfathered well field which includes the new well and well GW-00348.

I certify under penalty of law that this waiver request was prepared under the direction or supervision of the landowner and that the information submitted is, to the best of my knowledge and belief, true, accurate, and complete.

 10-10-2023

Christopher Hajovsky



TEXAS DEPARTMENT OF LICENSING & REGULATION

P.O. Box 12157 - Austin, Texas 78711-2157

www.tdlr.texas.gov

Attention Owners:
Confidentiality Privilege Notice on reverse side of owner's copy.

Texas Department of Licensing and Regulation
Water Well Driller/Pump Installer Section
P.O. Box 12157 Austin, Texas 78711 Toll free (800)803-9202 (512)394-6640
Email address: water.well@tdlr.texas.gov Web address: www.tdlr.texas.gov

This form must be completed and filed with the department and owner within 60 days upon completion of the well.

WELL REPORT

A. WELL IDENTIFICATION AND LOCATION DATA

1) OWNER
Name: Chris Hajovsky Address: 1512 FM 1167 City: Ganado State: TX Zip: 77962

2) WELL LOCATION
County: Jackson Physical Address: CR 206 City: Ganado State: TX Zip: 77962

3) Type of Work
 New Well Reconditioning
 Replacement Deepening
 Other: _____
 Public Supply -- If Public Supply, were plans approved? Yes No

4) Proposed Use (check) Monitor Environmental Soil Boring Domestic Industrial Prec
 Irrigation Injection Extraction De-watering Testwell Rig Supply Stock or Livestock
 Other: _____

5) Drilling Date
Started 02 / 20 / 2023
Completed 03 / 04 / 2023

6) Diameter of Hole
Dia. (in) 15" From (ft) 0' To (ft) 310'

7) Drilling Method (check) Driven Air Rotary Mud Rotary
 Bored Air Hammer Cable Tool Jetted Hollow stem Auger
 Reverse Circulation Other: _____

8) Borehole Completion Open Hole Straight Wall
 Under-reamed Filter Packed Other
 Filter packed interval from 20 ft. to 300 ft. Size: 1/8" Type: Gravel

| From (ft.) | To (ft.) | Description and color of formation material |
|------------|----------|---|
| 0 | 20 | Clay |
| 20 | 40 | Sand |
| 40 | 45 | Black Clay |
| 45 | 80 | Sand |
| 80 | 105 | Rocks |
| 105 | 120 | Clay |
| 120 | 160 | Sand |
| 160 | 180 | Clay |
| 180 | 185 | Sand & Rocks |
| 185 | 240 | Clay |
| 240 | 300 | Sand & Rocks |

9) Casing, Blank Pipe, and Well Screen Data

| Dia. (in.) | New Or Used | Steel, Plastic, etc. Part, Slotted, etc. Screen Mfg., if commercial | Setting (ft) | | Casing Screen |
|------------|-------------|---|--------------|-----|---------------|
| | | | From | To | |
| 10 | New | PVC Sch 40 Solid | 0 | 160 | |
| 10 | New | PVC Screen | 160 | 300 | 0.035 |

10) Annular Seal Data: i.e. (from 0 ft. to 100 ft. 15 sacks of cement) from 0 ft. to 20 ft. 23 sacks of Cement from _____ ft. to _____ ft. sacks of _____
 Method Used: Mixed Sealed By: Seal
 Distance to septic field or other concentrated contamination: N/A ft.
 Distance to Septic Tank: N/A ft. Distance to Property Line: N/A ft.
 Method of Measurement: N/A Approved by Variance #: N/A

11) Surface Completion Completed by Driller? Yes
 Surface Slab Installed Surface Sleeve Installed
 Fitters Adapter Used Alternative Procedure Used
 Other Steel Cased

12) Water Level
 Static level 39' ft. Date: 03 / 04 / 2023
 Artesian Flow N/A gpm Method of Measurement: Tang

13) Packers:

| From (ft.) | To (ft.) | Material |
|------------|----------|----------|
| | | |
| | | |
| | | |

14) Plugged Well plugged within 48 hours
 Casing left in well: _____ Cement/Bentonite placed in well: _____
 From (ft.) To (ft.) From (ft.) To (ft.) Sacks of material used: _____

15) Type Pump
 Turbine Jet Submersible Cylinder
 Other: _____
 Depth to pump bowls, cylinder, jet etc., _____ ft.

16) Water Test
 Type test: Pump Baller Jetted Estimated Other
 Yield: _____ gpm with _____ ft. drawdown after _____ hrs

17) Water Quality
 Depth of Strain: _____ Was a chemical analysis made? Yes No. Did you knowingly penetrate a strata which contains injurious constituents? Yes No
 If yes, Type of water: _____
 Check One: Naturally poor-quality groundwater - type _____ Hydrocarbons (i.e. gas, oil, etc.) Hazardous material/waste contamination encountered
 Other (describe): _____

18) Company & Individual's Name: (type or print) Chris Hajovsky Lic. No.: _____
 Address: 1512 FM 1167 City: Ganado State: TX Zip: 77962

I certify that while drilling, deepening, or otherwise altering the above described well, injurious water or constituents was encountered and the landowner was informed that such well must be completed or plugged in such a manner as to avoid injury or pollution.

Signature: *Christopher Hajovsky* Date: 10 / 10 / 2023 Name: Christopher Hajovsky
 TDLR FORM 091 WWD / 06-23 TDLR (Original) OVER Landowner (copy) Driller/Pump Installer (copy)

Texana Groundwater Conservation District

411 N. Wells St., Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

July 1, 2024

Via CMRRC: 7022 1670 0003 4383 2307

Twin Lakes RV Park, C/O Creations by DNA
5611 Grape St., Houston, Texas 77096
RE:

Well ID's: GW-00453 and GW-00544
Enforcement Case Violation ECV-20240429-01

TO: Twin Lakes RV Park

On May 2, 2024, the District attempted to provide notice of violation ECV-20240429-01 to you by certified mail (CMRRR 7022 1670 0003 4383 1621). A copy of this notice is attached to this letter.

On June 1, 2024, the District attempted to provide notice of violation ECV-20240429-01 to you by certified mail (CMRRR 7022 1670 0003 4383 1911). A copy of this notice is attached to this letter.

On June 6, 2024, the District attempted to provide notice of violation ECV-20240429-01 to you by certified mail (CMRRR 7022 1670 0003 4383 2055). A copy of this notice is attached to this letter.

This violation remains unresolved.

This letter, in accordance with RULE 9.6: RULE ENFORCEMENT OF THE RULES of the District, provides notice to you that I intend to seek authorization to pursue enforcement of the rules by filing a civil suit against you at the next regularly scheduled meeting of the board of directors unless the violation is subsequently resolved in accordance with the board-approved settlement offer.

Regards,



Tim Andruss
General Manager

CC: Twin Lakes RV Park, C/O Creation by DNA, 5611 Grape St., Houston, Texas
77096

**Texana Groundwater Conservation District
Board of Directors**

Notice of Public Meeting and Enforcement Hearing

Notice is hereby given in accordance with the Open Meetings Act, Chapter 551, Government Code and Section 36.102 of the Texas Water Code, that the Texana Groundwater Conservation District will hold a public meeting on July 18, 2024, at 6:00 PM at 411 N. Wells St., Edna, Texas 77957.

During the meeting, the Board of Directors is scheduled to conduct an enforcement hearing, consider, and possibly take action regarding the following enforcement matter(s):

Enforcement proceedings, including consideration of remedies provided for under Section 36.102 of the Texas Water Code, related to enforcement case violation ECV-20240429-01 finding Twin Lakes RV Park, failed to report groundwater production for calendar year 2023 for non-exempt-use wells GW-00453 and GW-00544, as required by Rule 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPT-USE WELLS.

For more information regarding this matter, contact Tim Andruss, General Manager of the Texana Conservation District at 361-781-0624 or at admin@texanagcd.org.

Texana Groundwater Conservation District

411 N. Wells St., Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

May 2, 2024

Via CMRRC: 7022 1670 0003 4383 1621

Donald Lewis Leach, Jr.
324 Cr 319, Edna, Texas 77957

RE:

Well ID(s): GW-00453 and GW-00544
Enforcement Case Violation ECV-20240429-01

To: Donald Lewis Leach, Jr.

Rule 2.6: Reporting Requirement of Non-Exempt-Use Wells of the rules of the district establishes requirements related to groundwater production reporting for water wells classified as non-exempt use wells. Well(s) GW-00453 and GW-00544 are classified as non-exempt use well.

The staff of the District have reviewed the groundwater production reports submitted for calendar year 2023 and cannot locate a groundwater production report for Well(s) GW-00453 and GW-00544.

The available information regarding well ownership and land ownership indicates that you owned Well(s) **GW-00453** and **GW-00544** in calendar year 2024.

On April 18, 2024, the Board of Directors of the Texana Groundwater Conservation District passed the following motion:

1. find that the well owner as of December 31, 2023, (**Registered Well Owner: Donald Lewis Leach Jr; JCAD Landowner: Terranona Properties LP.**) violated **RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS** of the Rules of the District related to Well(s) **GW-00453** and **GW-00544** unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;
2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a \$100.00 penalty for the violation per **RULE 9.6: Enforcement Rules** of the Rules of the District; and
4. offer to settle the violation if (**Registered Well Owner: Donald Lewis Leach Jr; JCAD Landowner: Terranona Properties LP.**) consents to the following conditions:
 1. acknowledges the violation by June 30, 2024;
 2. pays a settlement fee of \$0.00 by June 30, 2024; and
 3. submits an administratively complete groundwater production report for Well(s) **GW-00453** and **GW-00544** for calendar year 2024 by June 30, 2024.

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

Texana Groundwater Conservation District

411 N. Wells St., Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

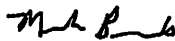
Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

This letter provides notice that the District 1) seeks to obtain voluntary compliance with the rules and offers to settle the violations but will initiate lawsuits as a last resort if voluntary settlement is not promptly obtained, and 2) failing to respond, comply, or settle this matter in a timely fashion will result in further consideration of the matter by the Board of Directors and assessment of civil penalties or other legal remedies.

If you consent to the terms of the above settlement, please sign, date and return a copy of this letter to the District accompanied by the administratively complete groundwater production report for Well(s) **GW-00453** and **GW-00544** for calendar year 2023 by June 30, 2024.

The District appreciates your cooperation in this matter and will gladly assist you in any way to address this matter in compliance with the District Rules.

Regards,



Mike Benavides, Compliance Specialist

CC: TERRANONA PROPERTIES LP, 324 CO RD 319, EDNA, Texas 77957

Consent to the Settlement Offer of the District Enforcement Case Violation – ECV-20240429-01

Signature: _____

Date: _____

Printed Name: _____

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

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Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

June 1, 2024

Via CMRRC: 7022 1670 0003 4383 1911

Donald Lewis Leach, Jr.
324 Cr 319, Edna, Texas 77957

RE:

Well ID(s): GW-00453 and GW-00544
Enforcement Case Violation ECV-20240429-01

To: Donald Lewis Leach, Jr.

Rule 2.6: Reporting Requirement of Non-Exempt-Use Wells of the rules of the district establishes requirements related to groundwater production reporting for water wells classified as non-exempt use wells. Well(s) GW-00453 and GW-00544 are classified as non-exempt use well.

The staff of the District have reviewed the groundwater production reports submitted for calendar year 2023 and cannot locate a groundwater production report for Well(s) GW-00453 and GW-00544.

The available information regarding well ownership and land ownership indicates that you owned Well(s) **GW-00453** and **GW-00544** in calendar year 2024.

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3. set a \$100.00 penalty for the violation per **RULE 9.6: Enforcement Rules** of the Rules of the District; and
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The District appreciates your cooperation in this matter and will gladly assist you in any way to address this matter in compliance with the District Rules.

Regards,



Mike Benavides, Compliance Specialist

CC: TERRANONA PROPERTIES LP, 324 CO RD 319, EDNA, Texas 77957

Consent to the Settlement Offer of the District Enforcement Case Violation – ECV-20240429-01

Signature: _____

Date: _____

Printed Name: _____

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

Texana Groundwater Conservation District

411 N. Wells St., Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

June 6, 2024

Via CMRRC: 7022 1670 0003 4383 2055

Donald Lewis Leach, Jr.
324 Cr 319, Edna, Texas 77957
Twin Lakes RV Park
C/O Creations by DNA
5611 Grape St., Houston, Texas 77096

RE:

Well ID(s): GW-00453 and GW-00544
Enforcement Case Violation ECV-20240429-01

To: Donald Lewis Leach, Jr.

Rule 2.6: Reporting Requirement of Non-Exempt-Use Wells of the rules of the district establishes requirements related to groundwater production reporting for water wells classified as non-exempt use wells. Well(s) GW-00453 and GW-00544 are classified as non-exempt use well.

The staff of the District have reviewed the groundwater production reports submitted for calendar year 2023 and cannot locate a groundwater production report for Well(s) GW-00453 and GW-00544.

The available information regarding well ownership and land ownership indicates that you owned Well(s) **GW-00453** and **GW-00544** in calendar year 2024.

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2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a \$100.00 penalty for the violation per RULE 9.6: Enforcement Rules of the Rules of the District; and
4. offer to settle the violation if (**Registered Well Owner: Donald Lewis Leach Jr; JCAD Landowner: Terranona Properties LP.**) consents to the following conditions:
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Texana Groundwater Conservation District

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P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

3. submits an administratively complete groundwater production report for Well(s) **GW-00453 and GW-00544** for calendar year 2024 by June 30, 2024.

This letter provides notice that the District 1) seeks to obtain voluntary compliance with the rules and offers to settle the violations but will initiate lawsuits as a last resort if voluntary settlement is not promptly obtained, and 2) failing to respond, comply, or settle this matter in a timely fashion will result in further consideration of the matter by the Board of Directors and assessment of civil penalties or other legal remedies.

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The District appreciates your cooperation in this matter and will gladly assist you in any way to address this matter in compliance with the District Rules.

Regards,



Mike Benavides, Compliance Specialist

CC: TERRANONA PROPERTIES LP, 324 CO RD 319, EDNA, Texas 77957

Twin Lakes RV Park, C/O Creations by DNA, 5611 Grape St., Houston, Texas 77096

Consent to the Settlement Offer of the District Enforcement Case Violation – ECV-20240429-01

Signature: _____

Date: _____

Printed Name: _____

CERTIFIED MAIL®

Texana GCD
411 N. Wells, Suite 118
Edna, Texas 77957



7022 1670 0003 4383 1621

BC

*4th
5/11*

Donald Lewis Leach Jr.
324 County Rd 319
Edna, Texas 77957

(P) 5/26

NIXIE 782 DE 1 0005/30/24
RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD
BC: 77957273443 *0310-00606-03-46

UNC

779572734
7790489553

TGCD - Meeting Packet for July 18, 2024 |

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Donald Lewis Leach Jr.
 324 CR. 319
 Edna, Texas 77957



9590 9402 8167 3030 7567 09

2. Article Number (Transfer from service label)

7022 1670 0003 4383 1621

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No



3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Mail
 Mail Restricted Delivery
 00)

Tracking Number:

70221670000343831911

 Copy  Add to Informed Delivery

Latest Update

Your item could not be delivered on July 2, 2024 at 12:39 pm in EDNA, TX 77957. It was held for the required number of days and is being returned to the sender.

Get More Out of USPS Tracking:

 **USPS Tracking Plus[®]**

Alert

Unclaimed/Being Returned to Sender

EDNA, TX 77957

July 2, 2024, 12:39 pm

Reminder to Schedule Redelivery of your item

June 10, 2024

[See All Tracking History](#)

[What Do USPS Tracking Statuses Mean?](#)

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Twin Lakes RV Park
 C10 Creations by DNA
 5611 Grape St.
 Houston, Texas 77096



9590 9402 8167 3030 7572 94

2. Article Number (Transfer from service label)

7022 1670 0003 4383 2095

COMPLETE THIS SECTION ON DELIVERY**A. Signature**

X *Debra K Paul* Agent Addressee

B. Received by (Printed Name)

Debra K Paul

C. Date of Delivery

06/10/24

D. Is delivery address different from item 1?

Yes

If YES, enter delivery address below:

No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Registered Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Meeting Mail Restricted Delivery 8, 2024 |

(00)

Page 43 of 178

USPS TRACKING #



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

9590 9402 8167 3030 7572 94

United States
Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box•

Texana GCD
411 N. Wells, Suite 118
Edna, Texas 77957

USPS Meeting Place | July 18, 2024 |



GPR- _____

Texana Groundwater Conservation District

Mailing Address: P.O. Box 1098, Edna, Texas 77957

(361) 781 - 0624

FAX: (361) 781 - 0453

Website: www.TexanaGCD.org

Email: admin@TexanaGCD.org

GROUNDWATER PRODUCTION REPORT

Complete this form for the purposes of reporting groundwater produced from a well for non-exempt use purposes.

Note: Groundwater produced for non-exempt use purposes reported to the must be accurate within 10% of the actual amount produced during the year.

Note: Groundwater produced for non-exempt use purposes shall be reported annually within 30 days of the December 31 of each year.

Instructions:

1. Complete the form to the best of your knowledge and belief.
2. Type or print all information.
3. Attach copies of any relevant documentation or information to this report.
4. If a portion of the information requested on this form cannot be provided, enter "unknown" in the related blank space.



GPR- _____

Texana Groundwater Conservation District

SECTION 1: WELL REGISTRATION AND PERMITTING DETAILS

TGCD Well Registration ID: GW-00420

TGCD Production Permit ID:

SECTION 2: GROUNDWATER PRODUCTION DETAILS

Report Year: Calendar Year 2023

Groundwater Production during Reporting Period in Acre-Feet:
Acre-Feet = Gallons / 325,851 15.97

Method used to determine production (Circle One):
1. Estimation
2. Calculation
3. Metered
4. Other: Metered

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision; the information submitted is, to the best of my knowledge and belief, true, accurate and complete. Further, I certify under penalty of law that I am the well owner or I am authorized to act as the agent of the well owner.

C. Ben Glynn Signed at:
2024-05-23 10:20:47

05/23/2024

Signature of Well Owner or Authorized Agent

Date

C. Ben Glynn

Printed Name

Mike Benavides

From: Jotform <noreply@jotform.com>
Sent: Thursday, May 23, 2024 10:21 AM
To: general_manager@texanagcd.org; admin@texanagcd.org; Tim Andruss; Mike Benavides
Subject: Re: ELECTRONIC GROUNDWATER PRODUCTION REPORT FORM - TGCD - Applicant: C. Ben Glynn - Well: GW-00420 - Submitted: 05/23/2024
Attachments: 5922868473055580702-ELECTRONIC-GROUNDWATER-PRODUCTION-REPORT-FORM-TGCD.pdf; 5922868473055580702_signature_14.png



ELECTRONIC GROUNDWATER PRODUCTION REPORT FORM - TGCD

Is the subject well located YES
within Jackson County,
Texas?

Item 1: Specify the well registration number assigned by the district: GW-00420

Item 3: Specify the reporting period: Calendar Year 2023

Item 3a: Specify the volume of groundwater produced during the reporting period: 5199398

Item 3b: Identify the units of the value entered as "the volume of groundwater produced during the reporting period": gallons

Item 4: The following value will be entered on the form as volume of groundwater produced during the reporting 15.97

period based on the previous form entries:

Item 5: Specify the method used to determine the volumes of groundwater produced during the reporting period:

Metered

Signature of Well Owner or Authorized Agent



Date 05/23/2024

Printed Name of Applicant C. Ben Glynn

Optional: Enter an email address to receive a confirmation email and an electronic copy of the report for your records. bglynn@cswrgroup.com

You can [edit this submission](#) and [view all your submissions](#) easily.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

TRI-COUNTY POINT
 14 County Rd. 480
 Palacios, Texas 77465



9590 9402 8167 3030 7567 16

2. Article Number (Transfer from service label)

7022 1670 0003 4383 1676

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Janice Bell

Agent

Addressee

B. Received by (Printed Name)

Janice Bell

C. Date of Delivery

D. Is delivery address different from item 1? Yes

If YES, enter delivery address below:

No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery

- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

IGCD Meeting Packet for July 18, 2024 |

USPS TRACKING #



HOUSTON TX RPDC 773

8 MAY 2024 PM 6 L

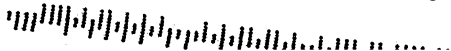
First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

9590 9402 8167 3030 7567 16

**United States
Postal Service**

• Sender: Please print your name, address, and ZIP+4® in this box•

**Texana GCD
411 N. Wells, Suite 118
Edna, Texas 77957**





GPR- _____

Texana Groundwater Conservation District

Mailing Address: P.O. Box 1098, Edna, Texas 77957

(361) 781 - 0624

FAX: (361) 781 - 0453

Website: www.TexanaGCD.org

Email: admin@TexanaGCD.org

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Instructions:

1. Complete the form to the best of your knowledge and belief.
2. Type or print all information.
3. Attach copies of any relevant documentation or information to this report.
4. If a portion of the information requested on this form cannot be provided, enter "unknown" in the related blank space.



GPR- _____

Texana Groundwater Conservation District

| SECTION 1: WELL REGISTRATION AND PERMITTING DETAILS | |
|---|---|
| TGCD Well Registration ID: | GW-00418 |
| TGCD Production Permit ID: | |
| SECTION 2: GROUNDWATER PRODUCTION DETAILS | |
| Report Year: | Calendar Year 2023 |
| Groundwater Production during Reporting Period in Acre-Feet: Acre-Feet = Gallons / 325,851 | 7.98 |
| Method used to determine production (Circle One): | 1. Estimation 2. Calculation 3. Metered 4. Other: <u>Metered</u> |
| <p>I certify under penalty of law that this document and all attachments were prepared under my direction or supervision; the information submitted is, to the best of my knowledge and belief, true, accurate and complete. Further, I certify under penalty of law that I am the well owner or I am authorized to act as the agent of the well owner.</p> | |
| Signed at: <i>C. Ben Glynn</i> 2024-05-23 09:58:25 | 05/23/2024 |
| Signature of Well Owner or Authorized Agent | Date |
| C. Ben Glynn | |
| Printed Name | |

Mike Benavides

From: Jotform <noreply@jotform.com>
Sent: Thursday, May 23, 2024 9:58 AM
To: general_manager@texanagcd.org; admin@texanagcd.org; Tim Andruss; Mike Benavides
Subject: Re: ELECTRONIC GROUNDWATER PRODUCTION REPORT FORM - TGCD - Applicant: C. Ben Glynn - Well: GW-00418 - Submitted: 05/23/2024
Attachments: 5922855053054328216-ELECTRONIC-GROUNDWATER-PRODUCTION-REPORT-FORM-TGCD.pdf; 5922855053054328216_signature_14.png



ELECTRONIC GROUNDWATER PRODUCTION REPORT FORM - TGCD

Is the subject well located YES
within Jackson County,
Texas?

Item 1: Specify the well registration number assigned by the district: GW-00418

Item 3: Specify the reporting period: Calendar Year 2023

Item 3a: Specify the volume of groundwater produced during the reporting period: 2598087

Item 3b: Identify the units of the value entered as "the volume of groundwater produced during the reporting period": gallons

Item 4: The following value will be entered on the form as volume of groundwater produced during the reporting 7.98

period based on the previous form entries:

Item 5: Specify the method used to determine the volumes of groundwater produced during the reporting period:

Metered

Signature of Well Owner or Authorized Agent



Date 05/23/2024

Printed Name of Applicant C. Ben Glynn

Optional: Enter an email address to receive a confirmation email and an electronic copy of the report for your records. bglynn@cswrgroup.com

You can [edit this submission](#) and [view all your submissions](#) easily.



GPR- _____

Texana Groundwater Conservation District

Mailing Address: P.O. Box 1098, Edna, Texas 77957

(361) 781 - 0624

FAX: (361) 781 - 0453

Website: www.TexanaGCD.org

Email: admin@TexanaGCD.org

GROUNDWATER PRODUCTION REPORT

Complete this form for the purposes of reporting groundwater produced from a well for non-exempt use purposes.

Note: Groundwater produced for non-exempt use purposes reported to the must be accurate within 10% of the actual amount produced during the year.

Note: Groundwater produced for non-exempt use purposes shall be reported annually within 30 days of the December 31 of each year.

Instructions:

1. Complete the form to the best of your knowledge and belief.
2. Type or print all information.
3. Attach copies of any relevant documentation or information to this report.
4. If a portion of the information requested on this form cannot be provided, enter "unknown" in the related blank space.



GPR- _____

Texana Groundwater Conservation District

SECTION 1: WELL REGISTRATION AND PERMITTING DETAILS

| | |
|----------------------------|--------------------|
| TGCD Well Registration ID: | GW-00421, GW-00419 |
| TGCD Production Permit ID: | |

SECTION 2: GROUNDWATER PRODUCTION DETAILS

| | |
|---|---|
| Report Year: | Calendar Year 2023 |
| Groundwater Production during Reporting Period in Acre-Feet: Acre-Feet = Gallons / 325,851 | 31.15 |
| Method used to determine production (Circle One): | 1. Estimation 2. Calculation 3. Metered 4. Other: <u>Metered</u> |

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision; the information submitted is, to the best of my knowledge and belief, true, accurate and complete. Further, I certify under penalty of law that I am the well owner or I am authorized to act as the agent of the well owner.

C. Ben Glynn Signed at:
2024-05-23 10:19:11

05/23/2024

Signature of Well Owner or Authorized Agent

Date

C. Ben Glynn

Printed Name

Mike Benavides

From: Jotform <noreply@jotform.com>
Sent: Thursday, May 23, 2024 10:19 AM
To: general_manager@texanagcd.org; admin@texanagcd.org; Tim Andruss; Mike Benavides
Subject: Re: ELECTRONIC GROUNDWATER PRODUCTION REPORT FORM - TGCD - Applicant: C. Ben Glynn - Well: GW-00421, GW-00419 - Submitted: 05/23/2024
Attachments: 5922867513054515311-ELECTRONIC-GROUNDWATER-PRODUCTION-REPORT-FORM-TGCD.pdf; 5922867513054515311_signature_14.png



ELECTRONIC GROUNDWATER PRODUCTION REPORT FORM - TGCD

Is the subject well located YES
within Jackson County,
Texas?

Item 1: Specify the well registration number assigned by the district: GW-00421, GW-00419

Item 3: Specify the reporting period: Calendar Year 2023

Item 3a: Specify the volume of groundwater produced during the reporting period: 10145813

Item 3b: Identify the units of the value entered as "the volume of groundwater produced during the reporting period": gallons

Item 4: The following value will be entered on the form as volume of groundwater produced during the reporting 31.15

period based on the previous form entries:

Item 5: Specify the method used to determine the volumes of groundwater produced during the reporting period:

Metered

Signature of Well Owner or Authorized Agent

A handwritten signature in black ink that reads "C Ben Glynn". The signature is written in a cursive style with a large initial "C".

Date 05/23/2024

Printed Name of Applicant C. Ben Glynn

Optional: Enter an email address to receive a confirmation email and an electronic copy of the report for your records. bglynn@cswrgroup.com

You can [edit this submission](#) and [view all your submissions](#) easily.

Texana Groundwater Conservation District

411 N. Wells St., Suite 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

May 29, 2024

CSWR-Texas Utility Operating Company
1630 Des Peres Rd., Suit 140, Des Pere, MO 63131
Via email : bglynn@cswrgroup.com

RE: Enforcement Case Violation ECV-20240429-06 - Groundwater Production Report: GPR-20240529-03.

The Texana Groundwater Conservation District has received your groundwater production reports for CY2023 for well(s) GW-00418, GW-00420, GW-00419 and GW-00421.

Staff of the District has processed two administratively complete groundwater production reports for CY2023, GPR-20240529-01 for well GW-00418 and GPR-20240529-02 for well GW-00420.

Upon initial review of the groundwater production report submitted for CY2023 for well GW-00419 and GW-00421, GPR-20240529-03 and is administratively incomplete, the District has determined that the following information is needed:

- The groundwater production report submitted to the District for GW-00419 and GW-00421 appears to be the total groundwater production for the two wells for 31.15 acre-feet. the District is requesting the amount of groundwater production from GW-00419 and GW-00421 individually.
- In regard to enforcement case violation ECV-20240429-06 failure to report groundwater production, to resolve this matter administratively the District is requesting that you submit the signed consent to the settlement offer and pay the settlement of \$20.00 by June 30, 2024.

The District will be mailing out the second notice of violations to violators that have not submitted the administratively complete groundwater production reports for CY2023 and or consent to the settlement offer.

Please submit the requested information to the District as soon as possible.

Regards,



Mike Benavides
Compliance Specialist

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment



GPR- _____

Texana Groundwater Conservation District

Mailing Address: P.O. Box 1098, Edna, Texas 77957

(361) 781 - 0624

FAX: (361) 781 - 0453

Website: www.TexanaGCD.org

Email: admin@TexanaGCD.org

GROUNDWATER PRODUCTION REPORT

Complete this form for the purposes of reporting groundwater produced from a well for non-exempt use purposes.

Note: Groundwater produced for non-exempt use purposes reported to the must be accurate within 10% of the actual amount produced during the year.

Note: Groundwater produced for non-exempt use purposes shall be reported annually within 30 days of the December 31 of each year.

Instructions:

- 1. Complete the form to the best of your knowledge and belief.**
- 2. Type or print all information.**
- 3. Attach copies of any relevant documentation or information to this report.**
- 4. If a portion of the information requested on this form cannot be provided, enter "unknown" in the related blank space.**



GPR-_____

Texana Groundwater Conservation District

SECTION 1: WELL REGISTRATION AND PERMITTING DETAILS

| | |
|----------------------------|--------------------|
| TGCD Well Registration ID: | GW-00421, GW-00419 |
| TGCD Production Permit ID: | |

SECTION 2: GROUNDWATER PRODUCTION DETAILS

| | |
|---|---|
| Report Year: | Calendar Year 2023 |
| Groundwater Production during Reporting Period in Acre-Feet: Acre-Feet = Gallons / 325,851 | 31.15 |
| Method used to determine production (Circle One): | 1. Estimation 2. Calculation 3. Metered 4. Other: <u>Metered</u> |

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision; the information submitted is, to the best of my knowledge and belief, true, accurate and complete. Further, I certify under penalty of law that I am the well owner or I am authorized to act as the agent of the well owner.

C. Ben Glynn

Signed at:
2024-05-23 10:19:11

05/23/2024

Signature of Well Owner or Authorized Agent

Date

C. Ben Glynn

Printed Name

Mike Benavides

From: Jotform <noreply@jotform.com>
Sent: Thursday, May 23, 2024 10:19 AM
To: general_manager@texanagcd.org; admin@texanagcd.org; Tim Andruss; Mike Benavides
Subject: Re: ELECTRONIC GROUNDWATER PRODUCTION REPORT FORM - TGCD - Applicant: C. Ben Glynn - Well: GW-00421, GW-00419 - Submitted: 05/23/2024
Attachments: 5922867513054515311-ELECTRONIC-GROUNDWATER-PRODUCTION-REPORT-FORM-TGCD.pdf; 5922867513054515311_signature_14.png



ELECTRONIC GROUNDWATER PRODUCTION REPORT FORM - TGCD

Is the subject well located YES
within Jackson County,
Texas?

Item 1: Specify the well registration number assigned by the district: GW-00421, GW-00419

Item 3: Specify the reporting period: **Calendar Year 2023**

Item 3a: Specify the volume of groundwater produced during the reporting period: 10145813

Item 3b: Identify the units of the value entered as "the volume of groundwater produced during the reporting period": gallons

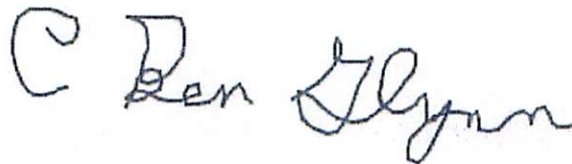
Item 4: The following value will be entered on the form as volume of groundwater produced during the reporting 31.15

period based on the previous form entries:

Item 5: Specify the method used to determine the volumes of groundwater produced during the reporting period:

Metered

Signature of Well Owner or Authorized Agent



Date 05/23/2024

Printed Name of Applicant C. Ben Glynn

Optional: Enter an email address to receive a confirmation email and an electronic copy of the report for your records. bglynn@cswrgroup.com

You can [edit this submission](#) and [view all your submissions](#) easily.

Texana Groundwater Conservation District

411 N. Wells St., Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

May 2, 2024

Via CMRRC: 7022 1670 0003 4383 1676

TRI-COUNTY POINT

14 County Road 480, Palacios, Texas 77465

RE:

Well ID(s): GW-00418, GW-00419, GW-00420, and GW-00421

Enforcement Case Violation ECV-20240429-06

To: TRI-COUNTY POINT,

Rule 2.6: Reporting Requirement of Non-Exempt-Use Wells of the rules of the district establishes requirements related to groundwater production reporting for water wells classified as non-exempt use wells. Well(s) GW-00418, GW-00419, GW-00420, and GW-00421 are classified as a non-exempt use well.

The staff of the District have reviewed the groundwater production reports submitted for calendar year 2023 and cannot locate a groundwater production report for well(s) GW-00418, GW-00419, GW-00420, and GW-00421.

The available information regarding well ownership and land ownership indicates that you owned well(s) **GW-00418, GW-00419, GW-00420, and GW-00421** in calendar year 2024.

On April 18, 2024, the Board of Directors of the Texana Groundwater Conservation District passed the following motion:

1. find that the well owner as of December 31, 2023, (**Registered Well Owner: TRI-County Point; JCAD Landowner: TRI-County Point**) violated RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS of the Rules of the District related to well(s) **GW-00418, GW-00419, GW-00420, and GW-00421** unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;
2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a \$250.00 penalty for the violation per RULE 9.6: Enforcement Rules of the District of the Rules of the District; and
4. offer to settle the violation if (**Registered Well Owner: TRI-County Point; JCAD Landowner: TRI-County Point**) consents to the following conditions:
 1. acknowledges the violation by June 30, 2024;
 2. pays a settlement fee of \$20.00 by June 30, 2024; and

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

Texana Groundwater Conservation District

411 N. Wells St., Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

3. submits an administratively complete groundwater production report for well(s) **GW-00418, GW-00419, GW-00420, and GW-00421** for calendar year 2024 by June 30, 2024.

This letter provides notice that the District 1) seeks to obtain voluntary compliance with the rules and offers to settle the violations but will initiate lawsuits as a last resort if voluntary settlement is not promptly obtained, and 2) failing to respond, comply, or settle this matter in a timely fashion will result in further consideration of the matter by the Board of Directors and assessment of civil penalties or other legal remedies.

If you consent to the terms of the above settlement, please sign, date and return a copy of this letter to the District accompanied by the administratively complete groundwater production report for well(s) **GW-00418, GW-00419, GW-00420, and GW-00421** and payment of the settlement fee of \$20.00 by June 30, 2024.

The District appreciates your cooperation in this matter and will gladly assist you in any way to address this matter in compliance with the District Rules.

Regards,



Mike Benavides, Compliance Specialist

CC: TRI-COUNTY POINT, 14 County Road 480, Palacios, Texas 77465

Consent to the Settlement Offer of the District Enforcement Case Violation – ECV-20240429-06

Signature: _____

Date: _____

Printed Name: _____

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

CSWR - Texas Utility Operating Company
 1630 Des Peres Rd., Ste 140
 Des Peres, MO 63131



9590 9402 8167 3030 7574 78

2. Article Number (Transfer from service label)

7022 1670 0003 4383 1604 Meeting Packet for July 18, 2024 |

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Holly Sherrill*

- Agent
- Addressee

B. Received by (Printed Name)

Holly Sherrill

C. Date of Delivery

D. Is delivery address different from item 1?
 If YES, enter delivery address below:

- Yes
- No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail

- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

USPS TRACKING #



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

9590 9402 8167 3030 7574 78

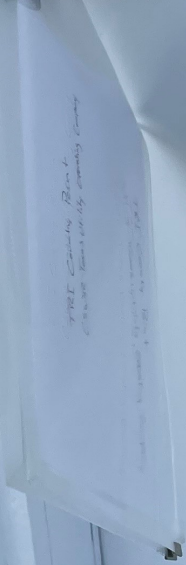
**United States
Postal Service**

• Sender: Please print your name, address, and ZIP+4® in this box•

**Texana GCD
411 N. Wells, Suite 118
Edna, Texas 77957**

||||| GCD, Meeting, Packet, for July 18, 2024 |||||

OFFICE



Texana Groundwater Conservation District

411 N. Wells St., Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

July 1, 2024

Via CMRRC: 7022 1670 0003 4383 2338

CSWR-Texas Utility Operating Company
1630 Des Peres Rd., Ste. 140, Des Pèrè, MO 63131

RE:

Well ID's: GW-00418, GW-00419, GW-00420, GW-00421
Enforcement Case Violation ECV-20240429-06

TO: CSWR-Texas Utility Operating Company

On May 2, 2024, the District attempted to provide notice of violation ECV-20240429-06 to you by certified mail (CMRRR 7022 1670 0003 4383 1874). A copy of this notice is attached to this letter.

On June 1, 2024, the District attempted to provide notice of violation ECV-20240429-06 to you by certified mail (CMRRR 7022 1670 0003 4383 1676). A copy of this notice is attached to this letter.

This violation remains unresolved.

This letter, in accordance with RULE 9.6: RULE ENFORCEMENT OF THE RULES of the District, provides notice to you that I intend to seek authorization to pursue enforcement of the rules by filing a civil suit against you at the next regularly scheduled meeting of the board of directors unless the violation is subsequently resolved in accordance with the board-approved settlement offer.

Regards,



Tim Andruss
General Manager

CC: CSWR-Texas Utility Operating Company, 1630 Des Peres Rd., Ste. 140, Des Pèrè, MO 63131

**Texana Groundwater Conservation District
Board of Directors**

Notice of Public Meeting and Enforcement Hearing

Notice is hereby given in accordance with the Open Meetings Act, Chapter 551, Government Code and Section 36.102 of the Texas Water Code, that the Texana Groundwater Conservation District will hold a public meeting on July 18, 2024, at 6:00 PM at 411 N. Wells St., Edna, Texas 77957.

During the meeting, the Board of Directors is scheduled to conduct an enforcement hearing, consider, and possibly take action regarding the following enforcement matter(s):

Enforcement proceedings, including consideration of remedies provided for under Section 36.102 of the Texas Water Code, related to enforcement case violation ECV-20240429-06 finding CSWR-Texas Utility Operating Company, failed to report groundwater production for calendar year 2023 for non-exempt-use wells GW-00418, GW-00419, GW-00420 and GW-00421 as required by Rule 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPT-USE WELLS.

For more information regarding this matter, contact Tim Andruss, General Manager of the Texana Conservation District at 361-781-0624 or at admin@texanagcd.org.

Texana Groundwater Conservation District

411 N. Wells St., Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

May 2, 2024

Via CMRRC: 7022 1670 0003 4383 1676

TRI-COUNTY POINT

14 County Road 480, Palacios, Texas 77465

RE:

Well ID(s): GW-00418, GW-00419, GW-00420, and GW-00421

Enforcement Case Violation ECV-20240429-06

To: TRI-COUNTY POINT,

Rule 2.6: Reporting Requirement of Non-Exempt-Use Wells of the rules of the district establishes requirements related to groundwater production reporting for water wells classified as non-exempt use wells. Well(s) GW-00418, GW-00419, GW-00420, and GW-00421 are classified as a non-exempt use well.

The staff of the District have reviewed the groundwater production reports submitted for calendar year 2023 and cannot locate a groundwater production report for well(s) GW-00418, GW-00419, GW-00420, and GW-00421.

The available information regarding well ownership and land ownership indicates that you owned well(s) GW-00418, GW-00419, GW-00420, and GW-00421 in calendar year 2024.

On April 18, 2024, the Board of Directors of the Texana Groundwater Conservation District passed the following motion:

1. find that the well owner as of December 31, 2023, (**Registered Well Owner: TRI-County Point; JCAD Landowner: TRI-County Point**) violated RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS of the Rules of the District related to well(s) GW-00418, GW-00419, GW-00420, and GW-00421 unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;
2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a \$250.00 penalty for the violation per RULE 9.6: Enforcement Rules of the District of the Rules of the District; and
4. offer to settle the violation if (**Registered Well Owner: TRI-County Point; JCAD Landowner: TRI-County Point**) consents to the following conditions:
 1. acknowledges the violation by June 30, 2024;
 2. pays a settlement fee of \$20.00 by June 30, 2024; and

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

Texana Groundwater Conservation District

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P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org


3. submits an administratively complete groundwater production report for well(s) **GW-00418, GW-00419, GW-00420, and GW-00421** for calendar year 2024 by June 30, 2024.

This letter provides notice that the District 1) seeks to obtain voluntary compliance with the rules and offers to settle the violations but will initiate lawsuits as a last resort if voluntary settlement is not promptly obtained, and 2) failing to respond, comply, or settle this matter in a timely fashion will result in further consideration of the matter by the Board of Directors and assessment of civil penalties or other legal remedies.

If you consent to the terms of the above settlement, please sign, date and return a copy of this letter to the District accompanied by the administratively complete groundwater production report for well(s) **GW-00418, GW-00419, GW-00420, and GW-00421** and payment of the settlement fee of \$20.00 by June 30, 2024.

The District appreciates your cooperation in this matter and will gladly assist you in any way to address this matter in compliance with the District Rules.

Regards,



Mike Benavides, Compliance Specialist

CC: TRI-COUNTY POINT, 14 County Road 480, Palacios, Texas 77465

Consent to the Settlement Offer of the District Enforcement Case Violation – ECV-20240429-06

Signature: _____

Date: _____

Printed Name: _____

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

Texana Groundwater Conservation District

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June 1, 2024

Via CMRRC: 7022 1670 0003 4383 1874

TRI-COUNTY POINT

14 County Road 480, Palacios, Texas 77465

CSWR-Texas Utility Operating Company

1630 Des Peres Rd., Ste.140, Des Peres, MO 63131

RE:

Well ID(s): GW-00418, GW-00419, GW-00420, and GW-00421

Enforcement Case Violation ECV-20240429-06

To: TRI-COUNTY POINT, CSWR-Texas Utility Operating Company

Rule 2.6: Reporting Requirement of Non-Exempt-Use Wells of the rules of the district establishes requirements related to groundwater production reporting for water wells classified as non-exempt use wells. Well(s) GW-00418, GW-00419, GW-00420, and GW-00421 are classified as a non-exempt use well.

The staff of the District have reviewed the groundwater production reports submitted for calendar year 2023 and cannot locate a groundwater production report for well(s) GW-00418, GW-00419, GW-00420, and GW-00421.

The available information regarding well ownership and land ownership indicates that you owned well(s) GW-00418, GW-00419, GW-00420, and GW-00421 in calendar year 2024.

On April 18, 2024, the Board of Directors of the Texana Groundwater Conservation District passed the following motion:

1. find that the well owner as of December 31, 2023, (**Registered Well Owner: TRI-County Point; JCAD Landowner: TRI-County Point**) violated RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS of the Rules of the District related to well(s) **GW-00418, GW-00419, GW-00420, and GW-00421** unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;
2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a \$250.00 penalty for the violation per RULE 9.6: Enforcement Rules of the District of the Rules of the District; and
4. offer to settle the violation if (**Registered Well Owner: TRI-County Point; JCAD Landowner: TRI-County Point**) consents to the following conditions:
 1. acknowledges the violation by June 30, 2024;
 2. pays a settlement fee of \$20.00 by June 30, 2024; and

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Texana Groundwater Conservation District

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P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

3. submits an administratively complete groundwater production report for well(s) **GW-00418, GW-00419, GW-00420, and GW-00421** for calendar year 2024 by June 30, 2024.

This letter provides notice that the District 1) seeks to obtain voluntary compliance with the rules and offers to settle the violations but will initiate lawsuits as a last resort if voluntary settlement is not promptly obtained, and 2) failing to respond, comply, or settle this matter in a timely fashion will result in further consideration of the matter by the Board of Directors and assessment of civil penalties or other legal remedies.

If you consent to the terms of the above settlement, please sign, date and return a copy of this letter to the District accompanied by the administratively complete groundwater production report for well(s) **GW-00418, GW-00419, GW-00420, and GW-00421** and payment of the settlement fee of \$20.00 by June 30, 2024.

The District appreciates your cooperation in this matter and will gladly assist you in any way to address this matter in compliance with the District Rules.

Regards,



Mike Benavides, Compliance Specialist

CC: TRI-COUNTY POINT, 14 County Road 480, Palacios, Texas 77465

CSWR-Texas Utility Operating Company, 1630 Des Peres Rd., Ste. 140, Des Peres, MO 63131

Consent to the Settlement Offer of the District Enforcement Case Violation – ECV-20240429-06

Signature: _____

Date: _____

Printed Name: _____

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

USPS TRACKING #



SAINT LOUIS MO 630

7 JUN 2024 PM 9 L

9590 9402 8167 3030 7574 09

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

United States
Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box•

Texana GCD
411 N. Wells, Suite 118
Edna, Texas 77957

57-273443



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

CSWR-Texas Utility
 Operating Company
 1630 Des Peres Rd., Ste 140
 Des Peres, MO 63131



9590 9402 8167 3030 7574 09

2. Article Number (Transfer from service label)

7022 1670 0003 4383 1935
 TGC - Meeting Packet for July 18, 2024 |

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Holly Sherkin

Agent

Addressee

B. Received by (Printed Name)

Holly Sherkin

C. Date of Delivery

D. Is delivery address different from item 1? Yes

If YES, enter delivery address below: No

3. Service Type

Adult Signature

Adult Signature Restricted Delivery

Certified Mail®

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MP Packet for July 18, 2024 |
 (over \$500)

Texana Groundwater Conservation District

411 N. Wells St., Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

July 1, 2024

Via CMRRC: 7022 1670 0003 4383 2185

CSWR-Texas Utility Operating Company
1630 Des Peres Rd., Ste. 140, Des Peres, MO 63131

RE:

Enforcement Case Violation ECV-20240503-03

TO: CSWR-Texas Utility Operating Company

On May 3, 2024, the District attempted to provide notice of violation ECV-20240503-03 to you by certified mail (CMRRC 7022 1670 0003 4383 1706). A copy of this notice is attached to this letter.

On June 1, 2024, the District attempted to provide notice of violation ECV-20240503-03 to you by certified mail (CMRRC 7022 1670 0003 4383 1935). A copy of this notice is attached to this letter.

This violation remains unresolved.

This letter, in accordance with RULE 9.6: RULE ENFORCEMENT OF THE RULES of the District, provides notice to you that I intend to seek authorization to pursue enforcement of the rules by filing a civil suit against you at the next regularly scheduled meeting of the board of directors unless the violation is subsequently resolved in accordance with the board-approved settlement offer.

Regards,



Tim Andruss
General Manager

CC: CSWR-Texas Utility Operating Company, 1630 Des Peres Rd., Ste. 140, Des Peres, MO 63131

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

**Texana Groundwater Conservation District
Board of Directors**

Notice of Public Meeting and Enforcement Hearing

Notice is hereby given in accordance with the Open Meetings Act, Chapter 551, Government Code and Section 36.102 of the Texas Water Code, that the Texana Groundwater Conservation District will hold a public meeting on July 18, 2024, at 6:00 PM at 411 N. Wells St., Edna, Texas 77957.

During the meeting, the Board of Directors is scheduled to conduct an enforcement hearing, consider, and possibly take action regarding the following enforcement matter(s):

Enforcement proceedings, including consideration of remedies provided for under Section 36.102 of the Texas Water Code, related to enforcement case violation ECV-20240503-03 finding CSWR-Texas Utility Operating Company failed to obtain a production permit for a non-exempt-use well as required by RULE 4.3: GENERAL POLICIES RELATED TO PERMITS.

For more information regarding this matter, contact Tim Andruss, General Manager of the Texana Conservation District at 361-781-0624 or at admin@texanagcd.org.

Texana Groundwater Conservation District

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May 3, 2024

Via CMRRC: 7022 1670 0003 4383 1706

Tri County Point Water Systems
14 County Road 480, Palacios, Texas 77465-1642

RE:

Enforcement Case Violation ID: ECV-20240503-03

To: Tri County Point Water Systems,

Rule 4.9 of the Rules of the District for the Texana Groundwater Conservation District establishes provisions related to obtaining a permit authorizing groundwater production for certain uses.

RULE 4.9: PRODUCTION RELATED VIOLATIONS

2. A person violates these rules by producing any amount of groundwater for non-exempt uses from a well, well field, or well system without a valid production permit issued by the Board.

The District has attempted to assist your organization with developing the necessary application(s) to seek a production permit for the wells operated to produce groundwater for the public water system operated by your entity.

As of May 3, 2024, the District had not received an administratively complete application for this purpose.

On April 18, 2024, the Board of Directors of the Texana Groundwater Conservation District passed the following motion to:

1. find that the **Tri County Point Water Systems** violated **RULE 4.9: PRODUCTION RELATED VIOLATIONS** of the Rules of the District related to water well(s) owned by the **Tri County Point Water Systems** used to produce groundwater for public water system uses unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;
2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a **\$0.00** penalty to be paid by the **Tri Count Point Water Systems** for each violation per **RULE 9.6: Enforcement Rules of the Rules of the District as restricted under Section 36.102(e) of the Texas Water Code**; and
4. offer to settle the violation without payment of the penalties if the **Tri County Point Water Systems** consents to the following conditions:
 1. acknowledges the violation by June 30, 2024.
 2. pays a settlement fee of **\$0.00** by June 30, 2024; and
 3. submits an administratively complete production permit application and any applicable applications fees to the District by June 30, 2024.

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

Texana Groundwater Conservation District

411 N. Wells St., Room 118, Edna, Texas 77957

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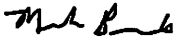
Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

This letter provides notice that the District 1) seeks to obtain voluntary compliance with the rules and offers to settle the violations but will initiate lawsuits as a last resort if voluntary settlement is not promptly obtained, and 2) failing to respond, comply, or settle this matter in a timely fashion will result in further consideration of the matter by the Board of Directors and assessment of civil penalties or other legal remedies.

If you consent to the terms of the above settlement, please sign, date and return a copy of this letter to the District along with the administratively complete application by June 30, 2024.

The District appreciates your cooperation in this matter and will gladly assist you in any way to address this matter in compliance with the District Rules.

Regards,



Mike Benavides, Compliance Specialist

CC: CSWR-Texas Utility Operating Company LLC., Texas, 1630 Des Peres Rd. Ste 140, Des Peres, MO 63131-1871

Consent to the Settlement Offer of the District Enforcement Case Violation – ECV-20240503-03

Signature: _____

Date: _____

Printed Name: _____

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment

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June 1, 2024

Via CMRRC: 7022 1670 0003 4383 1935

Tri County Point Water Systems
14 County Road 480, Palacios, Texas 77465-1642

RE:

Enforcement Case Violation ID: ECV-20240503-03

To: Tri County Point Water Systems,

Rule 4.9 of the Rules of the District for the Texana Groundwater Conservation District establishes provisions related to obtaining a permit authorizing groundwater production for certain uses.

RULE 4.9: PRODUCTION RELATED VIOLATIONS

2. A person violates these rules by producing any amount of groundwater for non-exempt uses from a well, well field, or well system without a valid production permit issued by the Board.

The District has attempted to assist your organization with developing the necessary application(s) to seek a production permit for the wells operated to produce groundwater for the public water system operated by your entity.

As of May 3, 2024, the District had not received an administratively complete application for this purpose.

On April 18, 2024, the Board of Directors of the Texana Groundwater Conservation District passed the following motion to:

1. find that the **Tri County Point Water Systems** violated **RULE 4.9: PRODUCTION RELATED VIOLATIONS** of the Rules of the District related to water well(s) owned by the **Tri County Point Water Systems** used to produce groundwater for public water system uses unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;
2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a **\$0.00** penalty to be paid by the **Tri Count Point Water Systems** for each violation per **RULE 9.6: Enforcement Rules of the Rules of the District as restricted under Section 36.102(e) of the Texas Water Code**; and
4. offer to settle the violation without payment of the penalties if the **Tri County Point Water Systems** consents to the following conditions:
 1. acknowledges the violation by June 30, 2024.
 2. pays a settlement fee of **\$0.00** by June 30, 2024; and
 3. submits an administratively complete production permit application and any applicable applications fees to the District by June 30, 2024.

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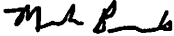
Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

This letter provides notice that the District 1) seeks to obtain voluntary compliance with the rules and offers to settle the violations but will initiate lawsuits as a last resort if voluntary settlement is not promptly obtained, and 2) failing to respond, comply, or settle this matter in a timely fashion will result in further consideration of the matter by the Board of Directors and assessment of civil penalties or other legal remedies.

If you consent to the terms of the above settlement, please sign, date and return a copy of this letter to the District along with the administratively complete application by June 30, 2024.

The District appreciates your cooperation in this matter and will gladly assist you in any way to address this matter in compliance with the District Rules.

Regards,



Mike Benavides, Compliance Specialist

CC: CSWR-Texas Utility Operating Company LLC., Texas, 1630 Des Peres Rd. Ste 140, Des Peres, MO 63131-1871


Consent to the Settlement Offer of the District Enforcement Case Violation – ECV-20240503-03

Signature: _____

Date: _____

Printed Name: _____

Working to Conserve, Preserve, Protect, and Prevent Waste of Groundwater Resources Within Jackson County for the Benefit of Jackson County's Landowners, Citizens, Economy, and Environment



July 7, 2024

Mr. Tim Andruss
Victoria County Groundwater Conservation District
2805 N. Navarro Street, Suite 210
Victoria, TX 77901

RE: Proposal to Apply Geostatistical Techniques to Interpret Measured 2023 Water Levels for Calhoun County GCD, Refugio GCD, Texana GCD and Victoria County GCD

Dear Mr. Andruss,

INTERA Incorporated (INTERA) proposes to apply geostatistical techniques to interpret measured 2023 water level in Calhoun County GCD, Refugio GCD, Texana GCD and Victoria County GCD. The proposed work will expand the analysis of measured water levels performed in the following four documents prepared by INTERA:

- Application of Geostatistical Techniques to Quantify Changes in Water Levels; Report prepared in 2021
- Drilling Techniques, Field Protocols, and Proposed Monitoring Well Locations to Support the Development of a Reliable Program for Monitoring Water Levels; Report prepared in 2022
- Application of Geostatistical Techniques to Interpret Measured 2021 Water Levels; Memorandum prepared in 2022
- Application of Geostatistical Techniques to Interpret Measured 2022 Water Levels; Memorandum prepared in 2023

The proposed work will mimic INTERA's analyses and reporting of the 2021 and 2022 measured water levels documented in the two memorandums cited above. The work will include performing the following tasks:

- Generate contours of hydraulic head based on measured water levels in 2023 water levels that have been detrended using the methods described by the INTERA (2021) (see referenced above) for the Chicot Aquifer, Evangeline Aquifer, and combined Chicot & Evangeline aquifers.
- Determine change in average water levels over time from 2000 to 2023 and update the tables and figures contained in Chapter 5 of Young and others (2021) for the Chicot Aquifer, Evangeline Aquifer, and combined Chicot & Evangeline aquifers.
- Prepare four presentation that presents the results for Calhoun County Groundwater Conservation District (GCD), Refugio GCD, Texana GCD, and Victoria County GCD:
- Prepare a memorandum that documents the application of geostatistical techniques to interpret measured 2023 water levels and provides the figures and tables discussed above.

The cost for performing the completing the work is \$18,000. The project will be fixed priced. The presentations and the memorandum will be completed in approximately 5 months. The memorandum will be similar in its content and figures to the INTERA (2023) memorandum that provides an analysis of the 2022 water level data.

I look forward to discussing the proposal with you.

Sincerely,



Steven C Young, PhD, PE, PG

Principal Geoscientist

INTERA, Inc

Texana Groundwater Conservation District

411 N. Wells, Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

The meeting of the Texana Groundwater Conservation District Board of Directors convened at 411 N. Wells, Edna, Texas 77957 on Thursday, April 18, 2024, at 6:00 PM.

The following representatives of Texana Groundwater Conservation District attended the meeting:

| | | |
|------------------|---|---------|
| Precinct 1: | John Boone | Present |
| Precinct 2: | Michael Skalicky | Absent |
| Precinct 3: | Clifford Born | Present |
| Precinct 4: | Charles Marr | Present |
| At Large: | Jim Revel | Absent |
| At Large: | Alfred Tupa | Present |
| At Large: | Robert Gendke | Present |
| General Manager: | Tim Andruss | Present |
| Legal Counsel: | Jim Allison of Allison, Bass & Magee, LLP | Present |

Agenda Item 1: Call the meeting to order and welcome guests.

Meeting Discussion: Mr. Tupa called the meeting to order at approximately 6:00 PM.

Board Action: None.

Agenda Item 2: Receive public comments.

Meeting Discussion: Mr. Skalicky offered to accept public comment from attendees.

No comments were made at this time.

Board Action: None.

Agenda Item 3: Consideration of and possible action on matters related to groundwater management including the efforts and activities of the District regarding permitting, complaints, investigations, violations, and enforcement cases associated with permitting.

3.0 – Report regarding Groundwater Management

Meeting Discussion: Mr. Andruss offered the following report:

Regarding Well Registration Processing for FY2024.

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As of April 10, 2024, staff had received 10 well registration applications (ARWs) since October 1, 2023:

As of April 10, 2024, staff had received 23 Notices of Intent to Drill a Well (NIDWs) since October 1, 2023:

Regarding Production Permit Renewal Processing for FY2024.

As of April 10, 2024, staff had received 0 production permit renewal requests (ARPs) since October 1, 2023.

Regarding Permit Processing for FY2024.

On March 8, 2024, Mr. Andruss, Dr. Uddameri, Mr. Frankson, and Mr. Kubeka met as part of the efforts of the District to reach a settlement between the parties of the contested case related to the waiver amendment request submitted by Bower and Saha Aquaculture related to waiver WV-20191219-01. As of April 8, 2024, a settlement had not been agreed to by the parties.

On April 2, 2024, Mr. Brzozowski with Lavaca-Navidad River Authority notified the District that the Authority had altered their approach to the dam safety issue and are working towards implementing a remediation project instead of the mitigating the issue using relief wells and/or a deep horizontal filter and would no longer need to seek a related production permit.

On April 10, 2024, the District notified Mr. Hajovsky of its intent to contest permitting request case PRC-20231012-01. Under permitting request case PRC-20231012-01, Mr. Hajovsky seeks a wavier of the rules of the district and an amendment to production permit VPW-20161215-01 associated with grandfathered well GW-00348 to authorize the production of groundwater permitted under historic use validation permit VPW-20161215-01 (1,007.51 acre-feet per year) from grandfathered well GW-00348 and non-grandfathered well NW-00751. Unless instructed to do otherwise, staff will prepare for the consideration of the waiver request and permit hearing for the meeting of the board scheduled for July 18, 2024.

As of April 10, 2024, staff had initiated 5 permitting request case (PRCs) since October 1, 2023:

As of April 10, 2024, staff had 17 permitting request case pending:

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As of April 12, 2024, staff had 146 active or approved production permits recorded in the permitting database with a combined amount of authorized groundwater production per year of 167,059 acre-feet.

Regarding Groundwater Production Report Processing for CY2023.

As of April 10, 2024, staff had processed 193 groundwater production reports for the preceding calendar year since October 1, 2023.

As of April 10, 2024, staff had recorded groundwater production reports for 193 water wells reporting 23,979.6 acre-feet of groundwater production during CY2023. (TWDB estimated the volume of groundwater produced for rural domestic, livestock, mining, and rig supply exempt uses in Jackson County in Year 2020 was 1,581 acre-feet. See: TWDB - Projected Exempt Groundwater Use Estimates.).

Regarding Manage Investigations related to Permitting Violations for FY2024.

As of April 10, 2024, staff had initiated 2 investigations related to groundwater management (i.e., permitting) since October 1, 2023:

As of April 10, 2024, staff had 7 active investigations related to groundwater management (i.e., permitting):

Regarding Manage Enforcement Cases related to Permitting Violations for FY2024.

As of April 10, 2024, the Board had initiated 2 enforcement case violations related to groundwater management (i.e., permitting) since October 1, 2023:

As of April 20, 2024, staff had 0 unresolved enforcement cases related to groundwater management (i.e., permitting).

Board Action: None.

3.1 – Investigation – INV-20231109.0856 – Failure to Report Groundwater Production

Meeting Discussion: Mr. Andruss explained as of April 10, 2024, the District has identified 15 wells under investigation INV-20231109.0856 - Failure to Satisfy Rules of the District - Production Reporting for CY2023 - Active that have

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potentially violated RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS by failing to report the volume of groundwater produced from the non-exempt-use well for the previous calendar year (January 1 to December 31) during January of the current calendar year.

On November 9, 2023, the general manager initiated the investigation.

On April 10, 2024, the general manager developed a list of wells and ownership information related to well that appear to currently have not satisfied the requirement to report groundwater production for CY2023.

Based on a review of recorded violations, staff have classified the potential violators based on appraisal district information (i.e., landowner names) into the following groups based the provisions of RULE 11.10: PENALTIES of the Rules of the District:

Group 1: Persons with one violation and no previous violations:

1. the well owner as of December 31, 2023, (Registered Well Owner: Donald Lewis Leach Jr., JCAD Landowner: Terranova Properties LP) of well(s) GW-00453 and GW-00544.

Group: 2: Persons with previous violation of the related rule in the previous 5-year period:

1. the well owner as of December 31, 2023, (Registered Well Owner: Alice Combs, JCAD Landowner: Alice M. Combs) of well(s) GW-00357, GW-00359, GW-00360, GW-00361 and GW-00363.(See: ECV-20230421-07, ECV-20230421-08, ECV-20210712-11, ECV-20210712-13, ECV-20210712-14, ECV-20210712-15, ECV-20210712-17.)
2. the well owner as of December 31, 2023, (Registered Well Owner: Mauritz S. Rogers, JCAD Landowner: Mauritz S. Rogers & Wilson B. & John S.) of well GW-00358. (See: ECV-20230421-05.)
3. the well owner as of December 31, 2023, (Registered Well Owner: Elizabeth C. Rogers, JCAD Landowner: Elizabeth Rogers) of well(s) GW-00362 and GW-00378. (See: ECV-20230421-06.)
4. the well owner as of December 31, 2023, (Registered Well Owner: Todish Farms LLC., JCAD Landowner: Todish Crystal Jansky) of well NW-00243. (See: ECV-20210712-39.)
5. the well owner as of December 31, 2023, (Registered Well Owner: TRI-COUNTY POINT, JCAD Landowner: TRI-COUNTY POINT) of well(s) GW-00418, GW-00419, GW-00420, and GW-00421. (See: ECV-20210712-27, ECV-20210712-28, ECV-20210712-29, and ECV-20210712-30.)

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If the boards find that violations have occurred in the instances identified above and instruct staff to proceed with enforcement efforts, staff will:

- a) mail 1st notice of violation and any approved settlement offer to the landowner associated with the appraisal district tax parcel by CMRRR and to the registered well owner by regular mail by May 1, 2024;
- b) mail the 2nd notice of violation and any approved settlement offer to the landowner associated with the appraisal district tax parcel by CMRRR and to the registered well owner by regular mail by June 1, 2024,
- c) mail the notice of need to file suit and any approved settlement offer to the landowner associated with the appraisal district tax parcel by CMRRR and to the registered well owner by regular mail by June 30, 2024,
- d) publish an enforcement hearing notice for any unresolved violations for the July 20, 2024 board meeting by July 6, 2024, and
- e) present any unresolved violations to the board at the July 20, 2024 meeting with a recommendation that board: 1) confirm the findings of violation and penalties and 2) referred to the violations to legal counsel for filing suit before the meeting scheduled for October 19, 2024.

Board Action: Mr. Boone moved to:

Group 1: Persons with one violation and no previous violations.

move to:

1. find that the well owner as of December 31, 2023, (Registered Well Owner: Donald Lewis Leach Jr.; JCAD Landowner: Terranona Properties LP) violated RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS of the Rules of the District related to well GW-00453 and GW-00544 unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;
2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a \$100.00 penalty for the violation per RULE 9.6: Rule Enforcement of the Rules of the District; and
4. offer to settle the violation if Registered Well Owner: Donald Lewis Leach Jr. (JCAD Landowner: Terranona Properties LP) consents to the following conditions:
 - a. acknowledges the violation by June 30, 2024;
 - b. pays a settlement fee of \$0.00 by June 30, 2024; and
 - c. submits a administratively complete groundwater production report for calendar year 2023 by June 30, 2024.

Management Recommendation for Group 2: Persons with a previous violation of the related rule in the previous 5-year period.

move to:

Texana Groundwater Conservation District

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1. find that the well owner as of December 31, 2023, (Registered Well Owner: Alice Combs; JCAD Landowner: Alice M. Combs) violated RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS of the Rules of the District related to well GW-00357, GW-00359, GW-00360, GW-00363 and GW-00361 unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;
2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a \$250.00 penalty for the violation per RULE 9.6: Rule Enforcement of the Rules of the District; and
4. offer to settle the violation if Registered Well Owner: Alice Combs (JCAD Landowner: Alice M. Combs) consents to the following conditions:
 - a. acknowledges the violation by June 30, 2024;
 - b. pays a settlement fee of \$20.00 by June 30, 2024; and
 - c. submits a administratively complete groundwater production report for calendar year 2023 by June 30, 2024.

move to:

1. find that the well owner as of December 31, 2023, (Registered Well Owner: Mauritz S. Rogers; JCAD Landowner: Mauritz S. Rogers & Wilson B. & John S.) violated RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS of the Rules of the District related to well GW-00358 unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;
2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a \$250.00 penalty for the violation per RULE 9.6: Rule Enforcement of the Rules of the District; and
4. offer to settle the violation if Registered Well Owner: Mauritz S. Rogers (JCAD Landowner: Mauritz S. Rogers & Wilson B. & John S.) consents to the following conditions:
 - a. acknowledges the violation by June 30, 2024;
 - b. pays a settlement fee of \$20.00 by June 30, 2024; and
 - c. submits a administratively complete groundwater production report for calendar year 2023 by June 30, 2024.

move to:

1. find that the well owner as of December 31, 2023, (Registered Well Owner: Elizabeth C. Rogers; JCAD Landowner: Elizabeth Rogers) violated RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS of the Rules of the District related to well GW-00362 and GW-00378 unless evidence to

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the contrary or evidence of relevant extenuating circumstances is submitted to the District;

2. authorize the General Manager to initiate an enforcement case regarding the violation;

3. set a \$250.00 penalty for the violation per RULE 9.6: Rule Enforcement of the Rules of the District; and

4. offer to settle the violation if Registered Well Owner: Elizabeth C. Rogers (JCAD Landowner: Elizabeth Rogers) consents to the following conditions:

a. acknowledges the violation by June 30, 2024;

b. pays a settlement fee of \$20.00 by June 30, 2024; and

c. submits a administratively complete groundwater production report for calendar year 2023 by June 30, 2024.

move to:

1. find that the well owner as of December 31, 2023, (Registered Well Owner: Todish Farms LLC.; JCAD Landowner: Todish Crystal Jansky) violated RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS of the Rules of the District related to well NW-00243 unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;

2. authorize the General Manager to initiate an enforcement case regarding the violation;

3. set a \$250.00 penalty for the violation per RULE 9.6: Rule Enforcement of the Rules of the District; and

4. offer to settle the violation if Registered Well Owner: Todish Farms LLC. (JCAD Landowner: Todish Crystal Jansky) consents to the following conditions:

a. acknowledges the violation by June 30, 2024;

b. pays a settlement fee of \$20.00 by June 30, 2024; and

c. submits a administratively complete groundwater production report for calendar year 2023 by June 30, 2024.

move to:

1. find that the well owner as of December 31, 2023, (Registered Well Owner: TRI-COUNTY POINT; JCAD Landowner: TRI-COUNTY POINT) violated RULE 2.6: REPORTING REQUIREMENT RELATED TO NON-EXEMPTUSE WELLS of the Rules of the District related to well GW-00418, GW-00419, GW-00420, and GW-00421 unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;

2. authorize the General Manager to initiate an enforcement case regarding the violation;

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3. set a \$250.00 penalty for the violation per RULE 9.6: Rule Enforcement of the Rules of the District; and
4. offer to settle the violation if Registered Well Owner: TRI-COUNTY POINT (JCAD Landowner: TRI-COUNTY POINT)) consents to the following conditions:
 - a. acknowledges the violation by June 30, 2024;
 - b. pays a settlement fee of \$20.00 by June 30, 2024; and
 - c. submits a administratively complete groundwater production report for calendar year 2023 by June 30, 2024.

Mr. Gendke seconded the motion. The motion passed unanimously.

3.2 – Investigation INV-20221012.1423 – Failure to Obtain Production Permits

Meeting Discussion: Mr. Andruss explained on October 12, 2022, staff initiated an investigation to gather information regarding active utilities within Jackson County that obtain water from groundwater-based public water systems that do not have valid groundwater production permits issued by the District. See: INV-20221012.1423 - Failure to Obtain Production Permit - Active.

The relevant provisions of the rules of the district associated with the investigations are:

- Item 2 of RULE 4.9: PRODUCTION RELATED VIOLATIONS of the Rules of the District states "[a] person violates these rules by producing any amount of groundwater for non-exempt uses from a well, well field, or well system without a valid production permit issued by the Board."

As of October 12, 2023, staff had an open investigation related to groundwater management associated with 3 entities that had not submitted administratively complete permitting applications. The entities are:

1. City of Ganado;
2. Jackson County WCID 1 (Lolita);
3. Tri County Point Water Systems;

If the boards find that violations have occurred in the instances identified for Potential Failure to Obtain Production Permits and instruct staff to proceed with enforcement efforts, staff will:

- a) mail 1st notice of violation and any approved settlement offer to the landowner associated with the appraisal district tax parcel on which the subject well(s) is located by CMRRR and to the well owner by regular mail by November 1, 2023;
- b) mail the 2nd notice of violation and any approved settlement offer to the landowner associated with the appraisal district tax parcel on which the

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subject well(s) is located by CMRRR and to the well owner by regular mail by December 1, 2023,

c) mail the notice of need to file suit and any approved settlement offer to the landowner associated with the appraisal district tax parcel on which the subject well(s) is located by CMRRR and to the well owner by regular mail by January 1, 2024,

d) publish an enforcement hearing notice for any unresolved violations for the January 18, 2024 board meeting by January 3, 2024, and

e) present any unresolved violations to the board at the January 18, 2024 meeting with a recommendation that board: 1) confirm the findings of violation and penalties and 2) referred to the violations to legal counsel for filing suit before the meeting scheduled for January 18, 2024.

On October 12, 2023, staff of the District reviewed the TWDB website <https://www3.twdb.texas.gov/apps/WaterServiceBoundaries> and obtained the most recent water use survey submitted in CY2021 which evinces that associated entity is violating the rules of the district by producing groundwater for non-exempt-use purposes without the necessary production permit.

Board Action: Mr. Born moved to:

move to:

1. find that the City of Ganado violated RULE 4.9: PRODUCTION RELATED VIOLATIONS of the Rules of the District related to water well(s) owned by the City of Ganado used to produce groundwater for public water system uses unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;
2. authorize the General Manager to initiate an enforcement case regarding the violation;
3. set a \$0.00 penalty to be paid by the City of Ganado for each violation per per Rule 11.10: Penalties of the Rules of the District as restricted under Section 36.102(e) of the Texas Water Code; and
4. offer to settle the violation without payment of the penalties if the City of Ganado consents to the following conditions:
 1. acknowledges the violation by June 30, 2024;
 2. pays a settlement fee of \$0.00 by June 30, 2024; and
 3. submits a administratively complete production permit application to the District by June 30, 2024.

move to:

1. find that the Jackson County WCID 1 violated RULE 4.9: PRODUCTION RELATED VIOLATIONS of the Rules of the District related to water well(s) owned by the Jackson County WCID 1 used to produce groundwater for

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public water system uses unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;

2. authorize the General Manager to initiate an enforcement case regarding the violation;

3. set a \$0.00 penalty to be paid by the Jackson County WCID 1 for each violation per Rule 11.10: Penalties of the Rules of the District as restricted under Section 36.102(e) of the Texas Water Code; and

4. offer to settle the violation without payment of the penalties if the Jackson County WCID 1 consents to the following conditions:

1. acknowledges the violation by June 30, 2024;

2. pays a settlement fee of \$0.00 by June 30, 2024; and

3. submits a administratively complete production permit application to the District by June 30, 2024.

move to:

1. find that the Tri County Point Water Systems violated RULE 4.9: PRODUCTION RELATED VIOLATIONS of the Rules of the District related to water well(s) owned by the Tri County Point Water Systems used to produce groundwater for public water system uses unless evidence to the contrary or evidence of relevant extenuating circumstances is submitted to the District;

2. authorize the General Manager to initiate an enforcement case regarding the violation;

3. set a \$0.00 penalty to be paid by the Tri County Point Water Systems for each violation per Rule 11.10: Penalties of the Rules of the District as restricted under Section 36.102(e) of the Texas Water Code; and

4. offer to settle the violation without payment of the penalties if the Tri County Point Water Systems consents to the following conditions:

1. acknowledges the violation by June 30, 2024;

2. pays a settlement fee of \$0.00 by June 30, 2024; and

3. submits a administratively complete production permit application to the District by June 30, 2024.

Mr. Gendke seconded the motion. The motion passed unanimously.

Agenda Item 4: Consideration of and possible action on matters related to groundwater protection including complaints, investigations, violations, and enforcement cases related to groundwater contamination and waste.

4.0 – Report regarding Groundwater Protection

Meeting Discussion: Mr. Andruss offered the following report:

Regarding Well Inspections for FY2024.

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As of April 11, 2024, staff had recorded 11 well inspection forms (WIFs) since October 1, 2023:

Regarding Manage Investigations related to Groundwater Protection for FY2024.

As of April 11, 2024, staff had initiated 0 investigations related to Groundwater Protection since October 1, 2023:

As of April 11, 2024, staff had 1 active investigation related to Groundwater Protection:

Regarding Manage Enforcement Cases related to Groundwater Protection for FY2024.

As of April 8, 2024, the Board had initiated 0 enforcement cases related to Groundwater Protection since October 1, 2023:

As of April 8, 2024, staff had 0 unresolved enforcement case violations related to Groundwater Protection:

Board Action: None.

Agenda Item 5: Consideration of and possible action on matters related to groundwater monitoring.

5.1 – Report regarding Groundwater Monitoring

Meeting Discussion: Mr. Andruss offered the following report:

Regarding Monitor Drought Conditions for FY2024.

As of April 11, 2024, the U.S. Drought Monitor indicates that 0% of Jackson County is experiencing abnormally dry or moderate drought conditions.

As of April 11, 2024, drought condition information related to the district and the surrounding region of Texas collected from the Water Data for Texas website (<https://www.waterdatafortexas.org/drought/>) indicates that no portions of Jackson County are experiencing drought conditions.

Regarding Synoptic Aquifer Monitoring for FY2024.

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As of April 11, 2024, staff had collected 54 water level measurements since October 1, 2023:

Regarding Continuous Water Level Monitoring for FY2024.

On January 18, 2024, staff provided a revised quote from WelIntel for the installation, configuration, and data services to monitor a single site within Jackson County as requested by the Board. See: MFC-20240118-5.3 - WelIntel Service for Continuous Aquifer Monitoring. Staff have suspended all efforts related to implementing a program to setup continuous aquifer monitoring sites within the District until such time as the Board provides guidance on how to proceed, if at all.

Regarding Baseline Water Quality Aquifer Monitoring for FY2024.

No report.

Regarding Ad-Hoc Baseline Water Quality Sampling for FY2024.

No report.

Regarding Annual Water Level Assessment for FY2024.

No report.

Regarding Annual Water Quality Assessment for FY2024.

No report.

Regarding Monitoring Network Assessment and Improvement Project for FY2024.

No report.

Regarding Aquifer Monitoring for WV-20191219-01 for FY2024.

Regarding West Ranch Monitoring for FY2024.

On January 18, 2024, staff provided an update regarding recent water quality data gathered from a site and the potential of significant changes near West Ranch. See: MFC-20240118-5.2 - Monitoring Near West Ranch. Staff have suspended all efforts to implement a program to renew monitoring activities near West Ranch until such time as the Board provides guidance on how to proceed, if at all.

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Board Action: None.

Agenda Item 6: Consideration of and possible action on matters related to groundwater conservation.

6.0 – Report regarding Groundwater Conservation

Meeting Discussion: None.

Board Action: None.

6.1 – Conservation Education and Teacher Professional Development

Meeting Discussion: Mr. Andruss explained a project, to be completed in June 2024, related to conservation education and teacher professional development has been developed by staff as well as representatives of Victoria ISD (VISD), and University of Houston-Victoria (UHV).

The project seeks to extend and expand the cooperative efforts between the UHV, VISD, and the District to promote water conservation through a project to deliver professional development to teachers of middle school science classes and teachers of high school aquatic science and environmental systems classes. This proposal expands the professional development activities by 1) conducting a workshop at the Wetland Education Center located at the INVISTA Victoria Plant Wetland in Victoria County and 2) including a presentation by UHV staff on the application of Artificial Intelligence/Machine Learning to water resource management.

If the project is implemented, the qualifying teachers would be recruited from within the boundary of the financially contributing partners to participate in workshops held on two days in the Summer of 2024 at multiple locations within Victoria County (i.e., INVISTA Victoria Plant Wetland, the Clements Ranch, and UHV Campus) designed to 1) increase awareness, knowledge, and technical skills related to the hydrologic cycle, water resources, risks to water resources including over-production and pollution, and 2) expand knowledge and skills that align with the related Texas Essential Knowledge and Skills (TEKS) for the purposes of promoting water conservation. Participating teachers would receive a \$500.00 stipend and continuing education credits for completing the workshops. The project would conclude with the submittal of a summary report of professional development provided during the workshops.

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The total cost for the project is projected to at \$17,540. The proposal does not assign a cost to the valuable contributions of time to be made by Teresa LeSage-Clements of UHV, Dmitri Sobolev of UHV, John Snyder of VISD, Tim Andruss of VCGCD, or the administrative staff members of the cooperating entities. Furthermore, the proposal does not assign a cost to the valuable contributions made by the UHV, the City of Victoria, the VISD, the INVISTA Victoria Plant Wetland, or the Clements Ranch for providing access to facilities to be used during the workshops.

On July 21, 2023, the Victoria County GCD Board of Directors authorized staff to 1) seek cooperation and approval of cost sharing agreements with Calhoun County GCD, Refugio GCD, and Texana GCD as well as 2) take the necessary actions to implement the Proposal for the Cooperative Promotion of Water Conservation through Teacher Professional Development after October 1, 2023.

Board Action: Mr. Born moved to accept the Proposal for the Cooperative Promotion of Water Conservation through Teacher Professional Development Summer 2024 and agree to cost share with VCGCD in an amount not to exceed 25% of the actual expenses or \$4,385.00 for the implementation of the project. Mr. Gendke seconded the motion. The motion passed unanimously.

Agenda Item 7: Consideration of and possible action on matters related to groundwater resource planning including Groundwater Management Area 15 Joint Planning and regional water planning.

7.0 – Report regarding Groundwater Resource Planning

Meeting Discussion: Mr. Andruss offered the following report:

Regarding Regional Water Planning Participation for FY2024.

Representatives of the district did not participate in the meeting of the Lavaca Regional Planning Group (Region P) held on February 5, 2024. The next meeting of the Lavaca Regional Planning Group (Region P) is scheduled for May 6, 2024 at 12:00 PM at the LNRA Offices.

Regarding GMA 15 Joint Planning for 4th Planning Cycle in FY2024.

Representatives of the district participated in the meeting of the representatives of Groundwater Management Area 15 on January 11, 2024 to continue joint planning efforts. During the meeting the members received a report from TWDB stating that the internal work to compare predictive results when modeling the GMA 15 DFC pumping scenario using the previous GAM (CGCD-GAM) and the current GAM

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(combined GMA 15 and GMA 16 extent) resulted in significant discrepancies and issues. TWDB is undertaking a review of the new model. The representatives agreed to postpone action on the joint planning work until the next meeting of GMA 15. Staff of the district had suspended efforts to negotiate terms of an agreement with Intera until TWDB provides clarity regarding the GAM to be used during the current joint planning cycle.

The representatives of Groundwater Management Area 15 met on April 11, 2024 at Goliad County GCD offices. During the meeting, the representatives authorized the GMA 15 Administrator to submit a request to TWDB to authorize the use of the Central Gulf Coast Groundwater Availability Model (CGC-GAM) for the 4th Cycle of Joint Planning and evaluate the use of the "LRE Modification" to the CGC-GAM for the 4th Cycle of Joint Planning.

Board Action: None.

Agenda Item 8: Consideration of and possible action on matters related to groundwater policy including the Management Plan of the District and the Rules of the District.

8.0 – Report regarding Groundwater Policy

Meeting Discussion: Mr. Andruss offered the following report:

Regarding Management Plan Revisions for FY2024.

No report.

Regarding Rule Amendments for FY2024.

Staff will review the passed legislation of the previous legislative session, coordinate with legal counsel to develop proposed rule revisions, and post the required rulemaking hearing notice for the meeting scheduled for July 18, 2023.

Regarding Legislative Support and Lobbying for FY2024.

On March 20, 2024, Mr. Andruss participated in a meeting of the Legislative Committee the Texas Water Conservation Association in Austin. The committee heard presentations regarding issues that members would like for the committee to consider as part of its efforts to identify "consensus legislation" including the following topics:

Infrastructure and Funding:

Regionalization and Growth:

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Surface Water:

Groundwater:

Data:

Other:

Board Action: None.

Agenda Item 9: Consideration of and possible action on matters related to administration and management including the minutes of previous meetings, the annual budget of the district, bank accounts, investments, financial reports of the district, bills and invoices of the district, management goals and objectives of the district, administrative policies, staffing, consultant agreements, interlocal cooperation agreements, and support services provided to and from other groundwater conservation districts.

9.0 – Report regarding Administration and Management

Meeting Discussion: Mr. Andruss offered the following report:

Regarding Financial Audit for FY2023.

On March 22, 2024, Mr. Cox with Goldman, Hunt and Notz, LLP informed the District that he anticipates presenting the audit report to the Board on July 15, 2024.

Regarding Budget Development for FY2025.

Staff will develop and present preliminary budget information to the Board on July 18, 2024.

Regarding Website Improvements.

Staff have added webpages and electronic forms related to groundwater water production reporting, and renewal of groundwater production permits to the website of the district.

Regarding Public Notice and Meeting Coordination for FY2024.

The next meetings of the Board are scheduled for July 18, 2024, August 15, 2024 (Budget and Tax Rate Matters), and October 17, 2024, with each meeting to convene at 6:00 PM. Regular meetings will be rescheduled as necessary and special meeting may be scheduled to address unforeseen issues.

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Regarding Performance Audit for FY2023.

Staff will develop and present the performance audit for FY2023 to the Board on July 18, 2024.

Board Action: None.

9.1 – Minutes of the Previous Meetings

Meeting Discussion: Mr. Andruss explained the minutes for the previous meeting were sent the board members prior to the meeting.

Board Action: Mr. Gendke moved to accept and approve the meeting minutes for January 18, 2024, as drafted. Mr. Tupa seconded the motion. The motion passed unanimously.

9.2 – Financial Reports of the District

Meeting Discussion: Mr. Andruss explained the internal financial reports of the District for December 2023, January and February 2024, have been sent to the directors prior to the meeting.

Board Action: Mr. Born moved to accept and approve the financial reports for December 2023, January and February 2024. Mr. Tupa seconded the motion. The motion passed unanimously.

9.2.1 – Financial Transaction Review

Meeting Discussion: Mr. Andruss explained that there have been 20 accounts payable and 16 accounts receivable transactions since January 15, 2024, as of April 11, 2024.

Board Action: None.

9.3 – Investments of the District.

Meeting Discussion: Mr. Andruss explained the investment reports for January and February 2024, have been sent to the board prior to the meeting.

Board Action: Mr. Gendke moved to accept the investment reports for January and February 2024. Mr. Tupa seconded the motion. The motion passed unanimously.

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9.4 – Unpaid Accounts Payable

Meeting Discussion: Mr. Andruss explained the District has outstanding accounts payable invoices that are not considered regular and routine for which the District has received the goods and services billed for under the invoices.

Board Action: Mr. Born moved to authorize the general manager to pay the following items:

1. ACCTP-20240208-02 - \$1,965.00 – ABM
2. ACCTP-20240313-01 - \$270.00 – ABM
3. ACCTP-20240418-01 - \$2,922.00 – ABM
4. ACCTP-20240418-02 - \$1,025.76 – VCGCD

Mr. Boone seconded the motion. The motion passed unanimously.

Agenda Item 10: Consideration of and possible action on matters related to legal counsel report.

10.0 – Legal Counsel Report

Meeting Discussion: None.

Board Action: None.

Agenda Item 11: Adjourn

11.0 – Adjourn Meeting

Meeting Discussion: None.

Board Action: Mr. Tupa moved to adjourn the meeting after concluding all business of the District, at approximately 7:59 PM. Mr. Gendke seconded the motion. The motion passed unanimously.

The above and foregoing minutes were read and approved on this the _____ day of _____, _____.

ATTEST:

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District Director

District Director

TGCD - Adm - FM - Internal Control Review Reports - ICRR-20240331-01 - March 2024

TexanaGroundwater Conservation District Internal Control Review Report

Reporting Period Start: 3/1/24

Reporting Period Stop: 3/31/24

Related Documentation

TGCD - Adm - FM - Financial Registry - FY2024 - Check Out 20240625.1358 CPD - Check In 20240625.1438 CPD

Bank Statement Links:

1. TGCD - Adm - FM - Bank Statements - BS-20230331-03 - CD# 0515 - RECONCILED
2. TGCD - Adm - FM - Bank Statements - BS-20230331-04 - CD# 0517 - RECONCILED
3. TGCD - Adm - FM - Bank Statements - BS-20240331-01 - Prosperity 9448 - RECONCILED
4. TGCD - Adm - FM - Bank Statements - BS-20240331-02 - Prosperity 7512 - RECONCILED

List of UNPAID Accounts Payable (ACCTPs) Note Links:

- 1.

List of UNPAID Accounts Receivable (ACCTRs) Note Links:

List of VOIDED Check Note Links:

List of CANCELLED Transaction Note Links:

List of COLLATERAL RECORD Note Links:

1. TGCD - Adm - FM - Collateral Records - CR-20240331-01 - Prosperity Bank - March 2024

List of DISPUTED and UNPAID Accounts Payable (ACCTPs)Notes:

List of DISPUTED and UNPAID Accounts Receivable (ACCTRs)Notes:

Internal Control Review

Question #1: Are bank statements and reconciliation forms consistent and balanced?

Yes

Comments:

Question#2: Are dual signatures present on all checks? Yes

Comments:

Question#3: Are all expenditures associated with employees, including credit card expenditures, or contractors appropriate and properly authorized? Yes

Comments:

Question#4: Are all electronic transactions (drafts and transfers) appropriate and properly documented? Yes

Comments:

Question#5: Are all voided checks properly marked and recorded?

Comments: N/A

Question#6: Does the market value of the pledged collateral and FDIC insurance exceed the total of investments per banking institution? Yes

Comments:

Question#7: Do the external financial records comport with internal financial records of the District? Yes

Comments:

PDF of Executed Report:

Caitlynn Davenport

Note Template Link: [TGCD - Adm - FM - Internal Control Review Reports - ICRR-YYYYMMDD-SQ](#)

| Bank Account | Account Statement | Reconciled Bank Statement | Fund | Reported Balance as of the Start of the Fiscal Year | Total of Recorded Credit Transactions for Fiscal Year | Total of Recorded Debit Transactions for Fiscal Year | Calculated Balance | Current Reported Balance | Unreconciled Amount |
|-----------------|--|---------------------------|-----------|---|---|--|------------------------|--------------------------|---------------------|
| Prosperity 9448 | Prosperity 9448 : BS-20230331-01: DATE: 03/31/2024 | BS-20230331-01 | Reserve | \$ 377,589.85 | \$ 276,587.20 | \$ (75,000.00) | \$ 579,177.05 | \$ 579,177.05 | \$ - |
| Prosperity 7152 | Prosperity 7152 : BS-20230331-02: DATE: 03/31/2024 | BS-20230331-02 | Operating | \$ 23,655.87 | \$ 76,634.15 | \$ (10,928.03) | \$ 89,361.99 | \$ 89,361.99 | \$ - |
| CD# 0515 | CD# 0515 : BS-20230331-03: DATE: 03/31/2024 | BS-20230331-03 | Reserve | \$ 254,239.74 | \$ 4,258.92 | \$ - | \$ 258,498.66 | \$ 258,498.66 | \$ - |
| CD# 0517 | CD# 0517 : BS-20230331-04: DATE: 03/31/2024 | BS-20230331-04 | Reserve | \$ 254,112.67 | \$ 4,129.22 | \$ - | \$ 258,241.89 | \$ 258,241.89 | \$ - |
| Total | | | | \$ 909,598.13 | \$ 361,609.49 | \$ (85,928.03) | \$ 1,185,279.59 | \$ 1,185,279.59 | \$ - |

| Institution | Type | CUSIP | Description | Safekeeping Location | Safekeeping Receipt | Credit Rating | Market Value |
|-----------------|--------------------|-----------|------------------|----------------------|---------------------|---------------|------------------------|
| Prosperity Bank | FDIC Insurance | N/A | N/A | N/A | | N/A | \$ 250,000.00 |
| Prosperity Bank | Pledged Collateral | 3138WDYL9 | FNMA #AS4314 | FHLB | | AA+ | \$ 260,066.51 |
| Prosperity Bank | Pledged Collateral | 3138X6MR3 | FNMA CRA #AU6667 | FHLB | | AA+ | \$ 110,683.86 |
| Prosperity Bank | Pledged Collateral | 3133KYUZ0 | FR #RB5100 | FHLB | | AA+ | \$ - |
| Prosperity Bank | Pledged Collateral | 31418DZ54 | FNMA #MA4363 | FHLB | | AA+ | \$ 453,344.05 |
| Prosperity Bank | Pledged Collateral | 31417DY56 | FNMA #AB7031 | FHLB | | AA+ | \$ 87,877.90 |
| Prosperity Bank | Pledged Collateral | 3132D6AC4 | FR #SB8103 | FHLB | | AA+ | \$ 121,319.01 |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| Total | | | | | | | \$ 1,283,291.33 |

The funds of the District are adequately protected by FDIC Insurance and pledged collateral.

| Budget Program | Budget Amount | Transaction Total | Budget Balance |
|--------------------------------------|----------------------|--------------------------|-----------------------|
| 1001 - Administration - Revenue | \$ 283,400.00 | \$ 285,067.61 | \$ 1,667.61 |
| 1003 - Administration - Technology | \$ (20,300.00) | \$ (633.73) | \$ 19,666.27 |
| 1004 - Administration - General | \$ (164,100.00) | \$ (7,665.72) | \$ 156,434.28 |
| 2000 - Groundwater Conservation | \$ (9,500.00) | \$ - | \$ 9,500.00 |
| 3000 - Groundwater Management | \$ (5,000.00) | \$ (839.70) | \$ 4,160.30 |
| 4000 - Groundwater Monitoring | \$ (32,600.00) | \$ (247.00) | \$ 32,353.00 |
| 5000 - Groundwater Policy | \$ - | \$ - | \$ - |
| 6000 - Groundwater Protection | \$ (8,000.00) | \$ - | \$ 8,000.00 |
| 8000 - Groundwater Resource Planning | \$ (7,500.00) | \$ - | \$ 7,500.00 |
| Total | \$ 36,400.00 | \$ 275,681.46 | \$ 239,281.46 |

Note: cash-basis accounting method used to develop reports.

Tab: Budget by Program

| Budget Category | Budget Amount | Transaction Total | Budget Balance |
|--|----------------------|--------------------------|-----------------------|
| 0120 - Tax Collections | \$ 272,300.00 | \$ 270,008.77 | \$ (2,291.23) |
| 0130 - Interest Income | \$ 9,300.00 | \$ 14,928.84 | \$ 5,628.84 |
| 0140 - District Fees - GCD Management and Operations Cost-Sharing Fees | \$ - | \$ - | \$ - |
| 0143 - District Fees - Permitting | \$ 1,800.00 | \$ - | \$ (1,800.00) |
| 0145 - District Fees - Enforcement | \$ - | \$ - | \$ - |
| 0150 - Grants | \$ - | \$ - | \$ - |
| 0160 - Refunds | \$ - | \$ 130.00 | \$ 130.00 |
| 0215 - District Fees - Legislative Services Cost-Sharing Fees | \$ - | \$ - | \$ - |
| 0300 - Reserve Funds | \$ - | \$ - | \$ - |
| 210 - Legal Services | \$ (25,000.00) | \$ (1,275.00) | \$ 23,725.00 |
| 215 - Legislative and Administrative Action Representation Services | \$ (5,000.00) | \$ - | \$ 5,000.00 |
| 220 - Professional and Technical Services | \$ (10,000.00) | \$ - | \$ 10,000.00 |
| 221 - Professional and Technical Services - Auditor | \$ (10,000.00) | \$ - | \$ 10,000.00 |
| 222 - Professional and Technical Services - Tax Assessor | \$ (2,500.00) | \$ (605.72) | \$ 1,894.28 |
| 223 - Professional and Technical Services - Appraisal District | \$ (7,500.00) | \$ (1,648.57) | \$ 5,851.43 |
| 224 - Professional and Technical Services - Accountant | \$ - | \$ - | \$ - |
| 225 - Professional and Technical Services - Hydrogeologist | \$ (27,500.00) | \$ - | \$ 27,500.00 |
| 226 - Professional and Technical Services - Laboratory | \$ (10,000.00) | \$ - | \$ 10,000.00 |
| 227 - Professional and Technical Services - VCGCD | \$ (92,800.00) | \$ - | \$ 92,800.00 |
| 230 - Insurance and Bonds | \$ (2,300.00) | \$ (1,747.34) | \$ 552.66 |
| 310 - Supplies - Office | \$ (4,000.00) | \$ (610.74) | \$ 3,389.26 |
| 311 - Supplies - Field | \$ - | \$ (247.00) | \$ (247.00) |
| 315 - Certified Mail and Stamps | \$ (2,500.00) | \$ (108.00) | \$ 2,392.00 |
| 325 - Fuel | \$ - | \$ - | \$ - |
| 330 - Training and Travel Expenses | \$ (1,500.00) | \$ - | \$ 1,500.00 |
| 340 - Membership/Dues/Subscriptions | \$ - | \$ - | \$ - |
| 350 - Lease | \$ - | \$ - | \$ - |
| 360 - Sponsorships and Cost-Sharing | \$ - | \$ - | \$ - |
| 361 - Sponsorships and Cost-Sharing - Well Plugging | \$ (500.00) | \$ - | \$ 500.00 |
| 362 - Sponsorships and Cost-Sharing - Borehole Logging | \$ (2,500.00) | \$ - | \$ 2,500.00 |
| 363 - Sponsorships and Cost-Sharing - Conservation Promotion | \$ (9,500.00) | \$ - | \$ 9,500.00 |
| 380 - Aquifer Monitoring Network Development | \$ (7,500.00) | \$ - | \$ 7,500.00 |
| 410 - Equipment - Office | \$ (1,000.00) | \$ (522.36) | \$ 477.64 |
| 415 - Equipment - Field | \$ - | \$ - | \$ - |
| 420 - Technology Services - Office Productivity | \$ (2,700.00) | \$ - | \$ 2,700.00 |
| 430 - Technology Services - Miscellaneous | \$ (500.00) | \$ (42.64) | \$ 457.36 |
| 432 - Technology Services - Digital Record and Workflow System | \$ (7,000.00) | \$ (336.09) | \$ 6,663.91 |
| 433 - Technology Services - Record Archival System | \$ (800.00) | \$ (172.68) | \$ 627.32 |
| 434 - Technology Services - Website and Email System | \$ (3,000.00) | \$ (205.21) | \$ 2,794.79 |
| 435 - Technology Services - Phone System | \$ (800.00) | \$ (197.85) | \$ 602.15 |
| 436 - Technology Services - Internet | \$ (500.00) | \$ (129.04) | \$ 370.96 |
| 450 - Equipment Maintenance and Repair | \$ (5,500.00) | \$ (114.44) | \$ 5,385.56 |

Note: cash-basis accounting method used to develop reports.

Tab: Budget by Category

| Budget Category | Budget Amount | Transaction Total | Budget Balance |
|---------------------------------------|----------------------|--------------------------|-----------------------|
| 500 - Public Notices and Publications | \$ (6,000.00) | \$ (1,159.95) | \$ 4,840.05 |
| 900 - Miscellaneous | \$ (200.00) | \$ (263.52) | \$ (63.52) |
| Total | \$ 34,800.00 | \$ 275,681.46 | \$ 240,881.46 |

Note: cash-basis accounting method used to develop reports.
 Tab: Budget by Category

| Program | Sum of Split Amount |
|------------------------------------|----------------------------|
| 1001 - Administration - Revenue | \$ 285,067.61 |
| 1003 - Administration - Technology | \$ (633.73) |
| 1004 - Administration - General | \$ (7,665.72) |
| 3000 - Groundwater Management | \$ (839.70) |
| 4000 - Groundwater Monitoring | \$ (247.00) |
| (blank) | |
| Grand Total | \$ 275,681.46 |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary by Program

| Category | Sum of Split Amount |
|--|----------------------|
| 0120 - Tax Collections | \$ 270,008.77 |
| 0130 - Interest Income | \$ 14,928.84 |
| 0160 - Refunds | \$ 130.00 |
| 210 - Legal Services | \$ (1,275.00) |
| 222 - Professional and Technical Services - Tax Assessor | \$ (605.72) |
| 223 - Professional and Technical Services - Appraisal District | \$ (1,648.57) |
| 230 - Insurance and Bonds | \$ (1,747.34) |
| 310 - Supplies - Office | \$ (610.74) |
| 311 - Supplies - Field | \$ (247.00) |
| 315 - Certified Mail and Stamps | \$ (108.00) |
| 410 - Equipment - Office | \$ (522.36) |
| 430 - Technology Services - Miscellaneous | \$ (42.64) |
| 432 - Technology Services - Digital Record and Workflow System | \$ (336.09) |
| 433 - Technology Services - Record Archival System | \$ (172.68) |
| 434 - Technology Services - Website and Email System | \$ (205.21) |
| 435 - Technology Services - Phone System | \$ (197.85) |
| 436 - Technology Services - Internet | \$ (129.04) |
| 450 - Equipment Maintenance and Repair | \$ (114.44) |
| 500 - Public Notices and Publications | \$ (1,159.95) |
| 900 - Miscellaneous | \$ (263.52) |
| (blank) | |
| Grand Total | \$ 275,681.46 |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary by Category

| Row Labels | Sum of Split Amount |
|--|----------------------|
| TR-20231005-01-C | \$ 2,691.91 |
| Reserve | \$ 2,691.91 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0120 - Tax Collections | \$ 2,691.91 |
| TR-20231024-01-D | \$ (395.04) |
| Operating | \$ (395.04) |
| Prosperity 7152 | |
| Debit | |
| 1003 - Administration - Technology | |
| 430 - Technology Services - Miscellaneous | \$ (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ (54.67) |
| 433 - Technology Services - Record Archival System | \$ (57.56) |
| 434 - Technology Services - Website and Email System | \$ (191.39) |
| 435 - Technology Services - Phone System | \$ (48.50) |
| 436 - Technology Services - Internet | \$ (32.26) |
| TR-20231024-02-D | \$ (1,747.34) |
| Operating | \$ (1,747.34) |
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 230 - Insurance and Bonds | \$ (1,747.34) |
| TR-20231024-03-D | \$ (247.00) |
| Operating | \$ (247.00) |
| Prosperity 7152 | |
| Debit | |
| 4000 - Groundwater Monitoring | |
| 311 - Supplies - Field | \$ (247.00) |
| TR-20231024-04-D | \$ (45.00) |
| Operating | \$ (45.00) |
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 410 - Equipment - Office | \$ (45.00) |
| TR-20231031-01-C | \$ 983.96 |
| Reserve | \$ 983.96 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|---------------------------------|-----------|--------------------|
| 0130 - Interest Income | \$ | 983.96 |
| TR-20231031-02-C | \$ | 5.02 |
| Operating | \$ | 5.02 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 5.02 |
| TR-20231109-01-C | \$ | 701.35 |
| Reserve | \$ | 701.35 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 701.35 |
| TR-20231109-03-C | \$ | 130.00 |
| Reserve | \$ | 130.00 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0160 - Refunds | \$ | 130.00 |
| TR-20231120-01-C | \$ | 75,000.00 |
| Operating | \$ | 75,000.00 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0160 - Refunds | \$ | 75,000.00 |
| TR-20231120-01-D | \$ | (75,000.00) |
| Reserve | \$ | (75,000.00) |
| Prosperity 9448 | | |
| Debit | | |
| 1001 - Administration - Revenue | | |
| 0160 - Refunds | \$ | (75,000.00) |
| TR-20231130-01-C | \$ | 888.25 |
| Reserve | \$ | 888.25 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 888.25 |
| TR-20231130-02-C | \$ | 10.03 |
| Operating | \$ | 10.03 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 10.03 |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

| | | |
|--|-----------|------------------|
| TR-20231201-01-C | \$ | 43.21 |
| Reserve | \$ | 43.21 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 43.21 |
| TR-20231201-01-D | \$ | (659.25) |
| Operating | \$ | (659.25) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 500 - Public Notices and Publications | \$ | (659.25) |
| TR-20231201-02-D | \$ | (605.72) |
| Operating | \$ | (605.72) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 222 - Professional and Technical Services - Tax Assessor | \$ | (605.72) |
| TR-20231201-03-D | \$ | (358.24) |
| Operating | \$ | (358.24) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 410 - Equipment - Office | \$ | (358.24) |
| TR-20231201-04-D | \$ | (794.84) |
| Operating | \$ | (794.84) |
| Prosperity 7152 | | |
| Debit | | |
| 1003 - Administration - Technology | | |
| 430 - Technology Services - Miscellaneous | \$ | (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (74.62) |
| 433 - Technology Services - Record Archival System | \$ | (57.56) |
| 434 - Technology Services - Website and Email System | \$ | (13.82) |
| 435 - Technology Services - Phone System | \$ | (49.77) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 1004 - Administration - General | | |
| 310 - Supplies - Office | \$ | (156.36) |
| 900 - Miscellaneous | \$ | (399.79) |
| TR-20231208-01-C | \$ | 13,845.19 |
| Reserve | \$ | 13,845.19 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|---------------------------------|-----------|------------------|
| 0120 - Tax Collections | \$ | 13,845.19 |
| TR-20231211-01-C | \$ | 27,052.54 |
| Reserve | \$ | 27,052.54 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 27,052.54 |
| TR-20231219-01-C | \$ | 6,691.23 |
| Reserve | \$ | 6,691.23 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 6,691.23 |
| TR-20231231-01-C | \$ | 883.22 |
| Reserve | \$ | 883.22 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 883.22 |
| TR-20231231-02-C | \$ | 20.00 |
| Operating | \$ | 20.00 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 20.00 |
| TR-20231231-03-C | \$ | 2,123.42 |
| Reserve | \$ | 2,123.42 |
| CD# 0515 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 2,123.42 |
| TR-20231231-04-C | \$ | 2,059.01 |
| Reserve | \$ | 2,059.01 |
| CD# 0517 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 2,059.01 |
| TR-20240106-01-C | \$ | 7,848.65 |
| Reserve | \$ | 7,848.65 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 7,848.65 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|--|----|-------------------|
| TR-20240108-01-C | \$ | 4,722.22 |
| Reserve | \$ | 4,722.22 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 4,722.22 |
| TR-20240111-01-C | \$ | 17,572.47 |
| Reserve | \$ | 17,572.47 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 17,572.47 |
| TR-20240118-01-C | \$ | 6,774.31 |
| Reserve | \$ | 6,774.31 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 6,774.31 |
| TR-20240118-01-D | \$ | (1,648.57) |
| Operating | \$ | (1,648.57) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 223 - Professional and Technical Services - Appraisal District | \$ | (1,648.57) |
| TR-20240118-02-D | \$ | (74.12) |
| Operating | \$ | (74.12) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 410 - Equipment - Office | \$ | (74.12) |
| TR-20240118-03-D | \$ | (21.00) |
| Operating | \$ | (21.00) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 500 - Public Notices and Publications | \$ | (21.00) |
| TR-20240118-04-D | \$ | (1,275.00) |
| Operating | \$ | (1,275.00) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 210 - Legal Services | \$ | (915.00) |
| 3000 - Groundwater Management | | |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

| | | |
|--|-----------|------------------|
| 210 - Legal Services | \$ | (360.00) |
| TR-20240118-05-D | \$ | (45.00) |
| Operating | \$ | (45.00) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 410 - Equipment - Office | \$ | (45.00) |
| TR-20240118-06-D | \$ | (826.60) |
| Operating | \$ | (826.60) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 310 - Supplies - Office | \$ | (197.52) |
| 430 - Technology Services - Miscellaneous | \$ | (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (74.62) |
| 433 - Technology Services - Record Archival System | \$ | (57.56) |
| 435 - Technology Services - Phone System | \$ | (49.77) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 900 - Miscellaneous | \$ | (404.21) |
| TR-20240125-01-C | \$ | 5,895.41 |
| Reserve | \$ | 5,895.41 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 5,895.41 |
| TR-20240130-01-C | \$ | 46,491.33 |
| Reserve | \$ | 46,491.33 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 46,491.33 |
| TR-20240131-01-C | \$ | 1,000.16 |
| Reserve | \$ | 1,000.16 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 1,000.16 |
| TR-20240131-02-C | \$ | 19.79 |
| Operating | \$ | 19.79 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 19.79 |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

| | | |
|--|-----------|------------------|
| TR-20240206-01-C | \$ | 7,266.36 |
| Reserve | \$ | 7,266.36 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 7,266.36 |
| TR-20240215-01-C | \$ | 44,554.78 |
| Reserve | \$ | 44,554.78 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 44,554.78 |
| TR-20240222-01-C | \$ | 73,119.45 |
| Reserve | \$ | 73,119.45 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 73,119.45 |
| TR-20240228-01-D | \$ | (49.29) |
| Operating | \$ | (49.29) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 310 - Supplies - Office | \$ | (256.86) |
| 315 - Certified Mail and Stamps | \$ | (108.00) |
| 430 - Technology Services - Miscellaneous | \$ | (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (132.18) |
| 435 - Technology Services - Phone System | \$ | (49.81) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 900 - Miscellaneous | \$ | 540.48 |
| TR-20240229-01-C | \$ | 1,202.46 |
| Reserve | \$ | 1,202.46 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 1,202.46 |
| TR-20240229-02-C | \$ | 18.18 |
| Operating | \$ | 18.18 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 18.18 |
| TR-20240305-01-C | \$ | 4,738.36 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|--|-----------|-------------------|
| Reserve | \$ | 4,738.36 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 4,738.36 |
| TR-20240314-08-D | \$ | (479.70) |
| Operating | \$ | (479.70) |
| Prosperity 7152 | | |
| Debit | | |
| 3000 - Groundwater Management | | |
| 500 - Public Notices and Publications | \$ | (479.70) |
| TR-20240315-09-D | \$ | (114.44) |
| Operating | \$ | (114.44) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 450 - Equipment Maintenance and Repair | \$ | (114.44) |
| TR-20240325-01-C | \$ | 1,541.88 |
| Operating | \$ | 1,541.88 |
| Prosperity 7152 | | |
| Credit | | |
| 3000 - Groundwater Management | | |
| 900 - Miscellaneous | \$ | 1,541.88 |
| TR-20240328-01-D | \$ | (1,541.88) |
| Operating | \$ | (1,541.88) |
| Prosperity 7152 | | |
| Debit | | |
| 3000 - Groundwater Management | | |
| 900 - Miscellaneous | \$ | (1,541.88) |
| TR-20240331-01-C | \$ | 1,490.38 |
| Reserve | \$ | 1,490.38 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 1,490.38 |
| TR-20240331-02-C | \$ | 19.25 |
| Operating | \$ | 19.25 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 19.25 |
| TR-20240331-03-C | \$ | 2,135.50 |
| Reserve | \$ | 2,135.50 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|---------------------------------|----|-------------------|
| CD# 0515 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 2,135.50 |
| TR-20240331-04-C | \$ | 2,070.21 |
| Reserve | \$ | 2,070.21 |
| CD# 0517 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 2,070.21 |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| Grand Total | \$ | 275,681.46 |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

TGCD - Adm - FM - Internal Control Review Reports - ICRR-20240430-01 - April 2024

TexanaGroundwater Conservation DistrictInternal Control Review Report

Reporting Period Start: 4/1/24

Reporting Period Stop: 4/30/24

Related Documentation

TGCD - Adm - FM - Financial Registry - FY2024 - Check Out 20240625.1441 CPD - Check In 20240625.1500 CPD

Bank Statement Links:

1. TGCD - Adm - FM - Bank Statements - BS-20240430-01 - Prosperity 9448 - RECONCILED
2. TGCD - Adm - FM - Bank Statements - BS-20240430-02 - Prosperity 7512 - RECONCILED
3. TGCD - Adm - FM - Bank Statements - BS-20240331-04 - CD# 0517 - RECONCILED
4. TGCD - Adm - FM - Bank Statements - BS-20240331-03 - CD# 0515 - RECONCILED

List of UNPAID Accounts Payable (ACCTPs) Note Links:

- 1.

List of UNPAID Accounts Receivable (ACCTRs) Note Links:

List of VOIDED Check Note Links:

List of CANCELLED Transaction Note Links:

List of COLLATERAL RECORD Note Links:

1. TGCD - Adm - FM - Collateral Records - CR-20240430-01 - Prosperity Bank - April 2024

List of DISPUTED and UNPAID Accounts Payable (ACCTPs)Notes:

List of DISPUTED and UNPAID Accounts Receivable (ACCTRs)Notes:

Internal Control Review

Question #1: Are bank statements and reconciliation forms consistent and balanced?

Yes

Comments:

Question#2: Are dual signatures present on all checks? Yes

Comments:

Question#3: Are all expenditures associated with employees, including credit card expenditures, or contractors appropriate and properly authorized? Yes

Comments:

Question#4: Are all electronic transactions (drafts and transfers) appropriate and properly documented? Yes

Comments:

Question#5: Are all voided checks properly marked and recorded?

Comments: N/A

Question#6: Does the market value of the pledged collateral and FDIC insurance exceed the total of investments per banking institution? Yes

Comments:

Question#7: Do the external financial records comport with internal financial records of the District? Yes

Comments:

PDF of Executed Report:

Caitlynn Davenport

Note Template Link: [TGCD - Adm - FM - Internal Control Review Reports - ICRR-YYYYMMDD-SQ](#)

| Bank Account | Account Statement | Reconciled Bank Statement | Fund | Reported Balance as of the Start of the Fiscal Year | Total of Recorded Credit Transactions for Fiscal Year | Total of Recorded Debit Transactions for Fiscal Year | Calculated Balance | Current Reported Balance | Unreconciled Amount |
|-----------------|--|---------------------------|-----------|---|---|--|------------------------|--------------------------|---------------------|
| Prosperity 9448 | Prosperity 9448 : BS-20240430-01: DATE: 04/30/2024 | BS-20240430-01 | Reserve | \$ 377,589.85 | \$ 280,957.30 | \$ (75,000.00) | \$ 583,547.15 | \$ 583,547.15 | \$ - |
| Prosperity 7152 | Prosperity 7152 : BS-20240430-02: DATE: 04/30/2024 | BS-20240430-02 | Operating | \$ 23,655.87 | \$ 76,963.91 | \$ (12,252.78) | \$ 88,367.00 | \$ 88,367.00 | \$ - |
| CD# 0515 | CD# 0515 : BS-20240331-03: DATE: 03/31/2024 | BS-20240331-03 | Reserve | \$ 254,239.74 | \$ 4,258.92 | \$ - | \$ 258,498.66 | \$ 258,498.66 | \$ - |
| CD# 0517 | CD# 0517 : BS-20240331-04: DATE: 03/31/2024 | BS-20240331-04 | Reserve | \$ 254,112.67 | \$ 4,129.22 | \$ - | \$ 258,241.89 | \$ 258,241.89 | \$ - |
| Total | | | | \$ 909,598.13 | \$ 366,309.35 | \$ (87,252.78) | \$ 1,188,654.70 | \$ 1,188,654.70 | \$ - |

Note: cash-basis accounting method used to develop reports.
 Tab: Account Reconciliation Report

| Institution | Type | CUSIP | Description | Safekeeping Location | Safekeeping Receipt | Credit Rating | Market Value |
|-----------------|--------------------|-----------|------------------|----------------------|---------------------|---------------|------------------------|
| Prosperity Bank | FDIC Insurance | N/A | N/A | N/A | | N/A | \$ 250,000.00 |
| Prosperity Bank | Pledged Collateral | 3138WDYL9 | FNMA #AS4314 | FHLB | | AA+ | \$ 249,282.17 |
| Prosperity Bank | Pledged Collateral | 3138X6MR3 | FNMA CRA #AU6667 | FHLB | | AA+ | \$ 94,303.13 |
| Prosperity Bank | Pledged Collateral | 3133KYUZ0 | FR #RB5100 | FHLB | | AA+ | \$ - |
| Prosperity Bank | Pledged Collateral | 31418DZ54 | FNMA #MA4363 | FHLB | | AA+ | \$ 435,428.66 |
| Prosperity Bank | Pledged Collateral | 31417DY56 | FNMA #AB7031 | FHLB | | AA+ | \$ 84,194.32 |
| Prosperity Bank | Pledged Collateral | 3132D6AC4 | FR #SB8103 | FHLB | | AA+ | \$ 117,829.84 |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| Total | | | | | | | \$ 1,231,038.12 |

The funds of the District are adequately protected by FDIC Insurance and pledged collateral.

Note: cash-basis accounting method used to develop reports.

| Budget Program | Budget Amount | Transaction Total | Budget Balance |
|--------------------------------------|----------------------|--------------------------|-----------------------|
| 1001 - Administration - Revenue | \$ 283,400.00 | \$ 288,225.59 | \$ 4,825.59 |
| 1003 - Administration - Technology | \$ (20,300.00) | \$ (633.73) | \$ 19,666.27 |
| 1004 - Administration - General | \$ (164,100.00) | \$ (8,990.47) | \$ 155,109.53 |
| 2000 - Groundwater Conservation | \$ (9,500.00) | \$ - | \$ 9,500.00 |
| 3000 - Groundwater Management | \$ (5,000.00) | \$ 702.18 | \$ 5,702.18 |
| 4000 - Groundwater Monitoring | \$ (32,600.00) | \$ (247.00) | \$ 32,353.00 |
| 5000 - Groundwater Policy | \$ - | \$ - | \$ - |
| 6000 - Groundwater Protection | \$ (8,000.00) | \$ - | \$ 8,000.00 |
| 8000 - Groundwater Resource Planning | \$ (7,500.00) | \$ - | \$ 7,500.00 |
| Total | \$ 36,400.00 | \$ 279,056.57 | \$ 242,656.57 |

Note: cash-basis accounting method used to develop reports.

Tab: Budget by Program

| Budget Category | Budget Amount | Transaction Total | Budget Balance |
|--|----------------------|--------------------------|-----------------------|
| 0120 - Tax Collections | \$ 272,300.00 | \$ 271,698.21 | \$ (601.79) |
| 0130 - Interest Income | \$ 9,300.00 | \$ 16,397.38 | \$ 7,097.38 |
| 0140 - District Fees - GCD Management and Operations Cost-Sharing Fees | \$ - | \$ - | \$ - |
| 0143 - District Fees - Permitting | \$ 1,800.00 | \$ - | \$ (1,800.00) |
| 0145 - District Fees - Enforcement | \$ - | \$ - | \$ - |
| 0150 - Grants | \$ - | \$ - | \$ - |
| 0160 - Refunds | \$ - | \$ 130.00 | \$ 130.00 |
| 0215 - District Fees - Legislative Services Cost-Sharing Fees | \$ - | \$ - | \$ - |
| 0300 - Reserve Funds | \$ - | \$ - | \$ - |
| 210 - Legal Services | \$ (25,000.00) | \$ (1,275.00) | \$ 23,725.00 |
| 215 - Legislative and Administrative Action Representation Services | \$ (5,000.00) | \$ - | \$ 5,000.00 |
| 220 - Professional and Technical Services | \$ (10,000.00) | \$ - | \$ 10,000.00 |
| 221 - Professional and Technical Services - Auditor | \$ (10,000.00) | \$ - | \$ 10,000.00 |
| 222 - Professional and Technical Services - Tax Assessor | \$ (2,500.00) | \$ (605.72) | \$ 1,894.28 |
| 223 - Professional and Technical Services - Appraisal District | \$ (7,500.00) | \$ (1,648.57) | \$ 5,851.43 |
| 224 - Professional and Technical Services - Accountant | \$ - | \$ - | \$ - |
| 225 - Professional and Technical Services - Hydrogeologist | \$ (27,500.00) | \$ - | \$ 27,500.00 |
| 226 - Professional and Technical Services - Laboratory | \$ (10,000.00) | \$ - | \$ 10,000.00 |
| 227 - Professional and Technical Services - VCGCD | \$ (92,800.00) | \$ - | \$ 92,800.00 |
| 230 - Insurance and Bonds | \$ (2,300.00) | \$ (1,747.34) | \$ 552.66 |
| 310 - Supplies - Office | \$ (4,000.00) | \$ (610.74) | \$ 3,389.26 |
| 311 - Supplies - Field | \$ - | \$ (247.00) | \$ (247.00) |
| 315 - Certified Mail and Stamps | \$ (2,500.00) | \$ (108.00) | \$ 2,392.00 |
| 325 - Fuel | \$ - | \$ - | \$ - |
| 330 - Training and Travel Expenses | \$ (1,500.00) | \$ - | \$ 1,500.00 |
| 340 - Membership/Dues/Subscriptions | \$ - | \$ - | \$ - |
| 350 - Lease | \$ - | \$ - | \$ - |
| 360 - Sponsorships and Cost-Sharing | \$ - | \$ - | \$ - |
| 361 - Sponsorships and Cost-Sharing - Well Plugging | \$ (500.00) | \$ - | \$ 500.00 |
| 362 - Sponsorships and Cost-Sharing - Borehole Logging | \$ (2,500.00) | \$ - | \$ 2,500.00 |
| 363 - Sponsorships and Cost-Sharing - Conservation Promotion | \$ (9,500.00) | \$ - | \$ 9,500.00 |
| 380 - Aquifer Monitoring Network Development | \$ (7,500.00) | \$ - | \$ 7,500.00 |
| 410 - Equipment - Office | \$ (1,000.00) | \$ (522.36) | \$ 477.64 |
| 415 - Equipment - Field | \$ - | \$ - | \$ - |
| 420 - Technology Services - Office Productivity | \$ (2,700.00) | \$ - | \$ 2,700.00 |
| 430 - Technology Services - Miscellaneous | \$ (500.00) | \$ (424.82) | \$ 75.18 |
| 432 - Technology Services - Digital Record and Workflow System | \$ (7,000.00) | \$ (468.27) | \$ 6,531.73 |
| 433 - Technology Services - Record Archival System | \$ (800.00) | \$ (172.68) | \$ 627.32 |
| 434 - Technology Services - Website and Email System | \$ (3,000.00) | \$ (528.34) | \$ 2,471.66 |
| 435 - Technology Services - Phone System | \$ (800.00) | \$ (247.66) | \$ 552.34 |
| 436 - Technology Services - Internet | \$ (500.00) | \$ (161.30) | \$ 338.70 |
| 450 - Equipment Maintenance and Repair | \$ (5,500.00) | \$ (466.64) | \$ 5,033.36 |

Note: cash-basis accounting method used to develop reports.

Tab: Budget by Category

| Budget Category | Budget Amount | Transaction Total | Budget Balance |
|---------------------------------------|----------------------|--------------------------|-----------------------|
| 500 - Public Notices and Publications | \$ (6,000.00) | \$ (1,159.95) | \$ 4,840.05 |
| 900 - Miscellaneous | \$ (200.00) | \$ 1,225.37 | \$ 1,425.37 |
| Total | \$ 34,800.00 | \$ 279,056.57 | \$ 244,256.57 |

Note: cash-basis accounting method used to develop reports.
 Tab: Budget by Category

| Program | Sum of Split Amount |
|------------------------------------|----------------------------|
| 1001 - Administration - Revenue | \$ 288,225.59 |
| 1003 - Administration - Technology | \$ (633.73) |
| 1004 - Administration - General | \$ (8,990.47) |
| 3000 - Groundwater Management | \$ 702.18 |
| 4000 - Groundwater Monitoring | \$ (247.00) |
| (blank) | |
| Grand Total | \$ 279,056.57 |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary by Program

| Category | Sum of Split Amount |
|--|----------------------|
| 0120 - Tax Collections | \$ 271,698.21 |
| 0130 - Interest Income | \$ 16,397.38 |
| 0160 - Refunds | \$ 130.00 |
| 210 - Legal Services | \$ (1,275.00) |
| 222 - Professional and Technical Services - Tax Assessor | \$ (605.72) |
| 223 - Professional and Technical Services - Appraisal District | \$ (1,648.57) |
| 230 - Insurance and Bonds | \$ (1,747.34) |
| 310 - Supplies - Office | \$ (610.74) |
| 311 - Supplies - Field | \$ (247.00) |
| 315 - Certified Mail and Stamps | \$ (108.00) |
| 410 - Equipment - Office | \$ (522.36) |
| 430 - Technology Services - Miscellaneous | \$ (424.82) |
| 432 - Technology Services - Digital Record and Workflow System | \$ (468.27) |
| 433 - Technology Services - Record Archival System | \$ (172.68) |
| 434 - Technology Services - Website and Email System | \$ (528.34) |
| 435 - Technology Services - Phone System | \$ (247.66) |
| 436 - Technology Services - Internet | \$ (161.30) |
| 450 - Equipment Maintenance and Repair | \$ (466.64) |
| 500 - Public Notices and Publications | \$ (1,159.95) |
| 900 - Miscellaneous | \$ 1,225.37 |
| (blank) | |
| Grand Total | \$ 279,056.57 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary by Category

| Row Labels | Sum of Split Amount |
|--|----------------------|
| TR-20231005-01-C | \$ 2,691.91 |
| Reserve | \$ 2,691.91 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0120 - Tax Collections | \$ 2,691.91 |
| TR-20231024-01-D | \$ (395.04) |
| Operating | \$ (395.04) |
| Prosperity 7152 | |
| Debit | |
| 1003 - Administration - Technology | |
| 430 - Technology Services - Miscellaneous | \$ (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ (54.67) |
| 433 - Technology Services - Record Archival System | \$ (57.56) |
| 434 - Technology Services - Website and Email System | \$ (191.39) |
| 435 - Technology Services - Phone System | \$ (48.50) |
| 436 - Technology Services - Internet | \$ (32.26) |
| TR-20231024-02-D | \$ (1,747.34) |
| Operating | \$ (1,747.34) |
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 230 - Insurance and Bonds | \$ (1,747.34) |
| TR-20231024-03-D | \$ (247.00) |
| Operating | \$ (247.00) |
| Prosperity 7152 | |
| Debit | |
| 4000 - Groundwater Monitoring | |
| 311 - Supplies - Field | \$ (247.00) |
| TR-20231024-04-D | \$ (45.00) |
| Operating | \$ (45.00) |
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 410 - Equipment - Office | \$ (45.00) |
| TR-20231031-01-C | \$ 983.96 |
| Reserve | \$ 983.96 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|---------------------------------|-----------|--------------------|
| 0130 - Interest Income | \$ | 983.96 |
| TR-20231031-02-C | \$ | 5.02 |
| Operating | \$ | 5.02 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 5.02 |
| TR-20231109-01-C | \$ | 701.35 |
| Reserve | \$ | 701.35 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 701.35 |
| TR-20231109-03-C | \$ | 130.00 |
| Reserve | \$ | 130.00 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0160 - Refunds | \$ | 130.00 |
| TR-20231120-01-C | \$ | 75,000.00 |
| Operating | \$ | 75,000.00 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0160 - Refunds | \$ | 75,000.00 |
| TR-20231120-01-D | \$ | (75,000.00) |
| Reserve | \$ | (75,000.00) |
| Prosperity 9448 | | |
| Debit | | |
| 1001 - Administration - Revenue | | |
| 0160 - Refunds | \$ | (75,000.00) |
| TR-20231130-01-C | \$ | 888.25 |
| Reserve | \$ | 888.25 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 888.25 |
| TR-20231130-02-C | \$ | 10.03 |
| Operating | \$ | 10.03 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 10.03 |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

| | | |
|--|-----------|------------------|
| TR-20231201-01-C | \$ | 43.21 |
| Reserve | \$ | 43.21 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 43.21 |
| TR-20231201-01-D | \$ | (659.25) |
| Operating | \$ | (659.25) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 500 - Public Notices and Publications | \$ | (659.25) |
| TR-20231201-02-D | \$ | (605.72) |
| Operating | \$ | (605.72) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 222 - Professional and Technical Services - Tax Assessor | \$ | (605.72) |
| TR-20231201-03-D | \$ | (358.24) |
| Operating | \$ | (358.24) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 410 - Equipment - Office | \$ | (358.24) |
| TR-20231201-04-D | \$ | (794.84) |
| Operating | \$ | (794.84) |
| Prosperity 7152 | | |
| Debit | | |
| 1003 - Administration - Technology | | |
| 430 - Technology Services - Miscellaneous | \$ | (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (74.62) |
| 433 - Technology Services - Record Archival System | \$ | (57.56) |
| 434 - Technology Services - Website and Email System | \$ | (13.82) |
| 435 - Technology Services - Phone System | \$ | (49.77) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 1004 - Administration - General | | |
| 310 - Supplies - Office | \$ | (156.36) |
| 900 - Miscellaneous | \$ | (399.79) |
| TR-20231208-01-C | \$ | 13,845.19 |
| Reserve | \$ | 13,845.19 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|---------------------------------|-----------|------------------|
| 0120 - Tax Collections | \$ | 13,845.19 |
| TR-20231211-01-C | \$ | 27,052.54 |
| Reserve | \$ | 27,052.54 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 27,052.54 |
| TR-20231219-01-C | \$ | 6,691.23 |
| Reserve | \$ | 6,691.23 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 6,691.23 |
| TR-20231231-01-C | \$ | 883.22 |
| Reserve | \$ | 883.22 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 883.22 |
| TR-20231231-02-C | \$ | 20.00 |
| Operating | \$ | 20.00 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 20.00 |
| TR-20231231-03-C | \$ | 2,123.42 |
| Reserve | \$ | 2,123.42 |
| CD# 0515 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 2,123.42 |
| TR-20231231-04-C | \$ | 2,059.01 |
| Reserve | \$ | 2,059.01 |
| CD# 0517 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 2,059.01 |
| TR-20240106-01-C | \$ | 7,848.65 |
| Reserve | \$ | 7,848.65 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 7,848.65 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|--|----|-------------------|
| TR-20240108-01-C | \$ | 4,722.22 |
| Reserve | \$ | 4,722.22 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 4,722.22 |
| TR-20240111-01-C | \$ | 17,572.47 |
| Reserve | \$ | 17,572.47 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 17,572.47 |
| TR-20240118-01-C | \$ | 6,774.31 |
| Reserve | \$ | 6,774.31 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 6,774.31 |
| TR-20240118-01-D | \$ | (1,648.57) |
| Operating | \$ | (1,648.57) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 223 - Professional and Technical Services - Appraisal District | \$ | (1,648.57) |
| TR-20240118-02-D | \$ | (74.12) |
| Operating | \$ | (74.12) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 410 - Equipment - Office | \$ | (74.12) |
| TR-20240118-03-D | \$ | (21.00) |
| Operating | \$ | (21.00) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 500 - Public Notices and Publications | \$ | (21.00) |
| TR-20240118-04-D | \$ | (1,275.00) |
| Operating | \$ | (1,275.00) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 210 - Legal Services | \$ | (915.00) |
| 3000 - Groundwater Management | | |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

| | | |
|--|-----------|------------------|
| 210 - Legal Services | \$ | (360.00) |
| TR-20240118-05-D | \$ | (45.00) |
| Operating | \$ | (45.00) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 410 - Equipment - Office | \$ | (45.00) |
| TR-20240118-06-D | \$ | (826.60) |
| Operating | \$ | (826.60) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 310 - Supplies - Office | \$ | (197.52) |
| 430 - Technology Services - Miscellaneous | \$ | (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (74.62) |
| 433 - Technology Services - Record Archival System | \$ | (57.56) |
| 435 - Technology Services - Phone System | \$ | (49.77) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 900 - Miscellaneous | \$ | (404.21) |
| TR-20240125-01-C | \$ | 5,895.41 |
| Reserve | \$ | 5,895.41 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 5,895.41 |
| TR-20240130-01-C | \$ | 46,491.33 |
| Reserve | \$ | 46,491.33 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 46,491.33 |
| TR-20240131-01-C | \$ | 1,000.16 |
| Reserve | \$ | 1,000.16 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 1,000.16 |
| TR-20240131-02-C | \$ | 19.79 |
| Operating | \$ | 19.79 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 19.79 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|--|-----------|------------------|
| TR-20240206-01-C | \$ | 7,266.36 |
| Reserve | \$ | 7,266.36 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 7,266.36 |
| TR-20240215-01-C | \$ | 44,554.78 |
| Reserve | \$ | 44,554.78 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 44,554.78 |
| TR-20240222-01-C | \$ | 73,119.45 |
| Reserve | \$ | 73,119.45 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 73,119.45 |
| TR-20240228-01-D | \$ | (49.29) |
| Operating | \$ | (49.29) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 310 - Supplies - Office | \$ | (256.86) |
| 315 - Certified Mail and Stamps | \$ | (108.00) |
| 430 - Technology Services - Miscellaneous | \$ | (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (132.18) |
| 435 - Technology Services - Phone System | \$ | (49.81) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 900 - Miscellaneous | \$ | 540.48 |
| TR-20240229-01-C | \$ | 1,202.46 |
| Reserve | \$ | 1,202.46 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 1,202.46 |
| TR-20240229-02-C | \$ | 18.18 |
| Operating | \$ | 18.18 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 18.18 |
| TR-20240305-01-C | \$ | 4,738.36 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|--|-----------|-------------------|
| Reserve | \$ | 4,738.36 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 4,738.36 |
| TR-20240314-01-D | \$ | (972.55) |
| Operating | \$ | (972.55) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 430 - Technology Services - Miscellaneous | \$ | (382.18) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (132.18) |
| 434 - Technology Services - Website and Email System | \$ | (323.13) |
| 435 - Technology Services - Phone System | \$ | (49.81) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 900 - Miscellaneous | \$ | (52.99) |
| TR-20240314-02-C | \$ | (352.20) |
| Operating | \$ | (352.20) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 450 - Equipment Maintenance and Repair | \$ | (352.20) |
| TR-20240314-08-D | \$ | (479.70) |
| Operating | \$ | (479.70) |
| Prosperity 7152 | | |
| Debit | | |
| 3000 - Groundwater Management | | |
| 500 - Public Notices and Publications | \$ | (479.70) |
| TR-20240315-09-D | \$ | (114.44) |
| Operating | \$ | (114.44) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 450 - Equipment Maintenance and Repair | \$ | (114.44) |
| TR-20240325-01-C | \$ | 1,541.88 |
| Operating | \$ | 1,541.88 |
| Prosperity 7152 | | |
| Credit | | |
| 3000 - Groundwater Management | | |
| 900 - Miscellaneous | \$ | 1,541.88 |
| TR-20240328-01-D | \$ | (1,541.88) |
| Operating | \$ | (1,541.88) |
| Prosperity 7152 | | |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|---------------------------------|----|-----------------|
| Debit | | |
| 3000 - Groundwater Management | | |
| 900 - Miscellaneous | \$ | (1,541.88) |
| TR-20240331-01-C | \$ | 1,490.38 |
| Reserve | \$ | 1,490.38 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 1,490.38 |
| TR-20240331-02-C | \$ | 19.25 |
| Operating | \$ | 19.25 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 19.25 |
| TR-20240331-03-C | \$ | 2,135.50 |
| Reserve | \$ | 2,135.50 |
| CD# 0515 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 2,135.50 |
| TR-20240331-04-C | \$ | 2,070.21 |
| Reserve | \$ | 2,070.21 |
| CD# 0517 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 2,070.21 |
| TR-20240410-01-C | \$ | 1,292.24 |
| Reserve | \$ | 1,292.24 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 1,292.24 |
| TR-20240426-01-C | \$ | 1,541.88 |
| Reserve | \$ | 1,541.88 |
| Prosperity 9448 | | |
| Credit | | |
| 3000 - Groundwater Management | | |
| 900 - Miscellaneous | \$ | 1,541.88 |
| TR-20240429-01-C | \$ | 311.69 |
| Operating | \$ | 311.69 |
| Prosperity 7152 | | |
| Credit | | |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

| | | |
|---------------------------------|-----------|-------------------|
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 311.69 |
| TR-20240429-02-C | \$ | 85.51 |
| Reserve | \$ | 85.51 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 85.51 |
| TR-20240430-01-C | \$ | 1,450.47 |
| Reserve | \$ | 1,450.47 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 1,450.47 |
| TR-20240430-02-C | \$ | 18.07 |
| Operating | \$ | 18.07 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 18.07 |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| Grand Total | \$ | 279,056.57 |

TGCD - Adm - FM - Internal Control Review Reports - ICRR-20240531-01 - May 2024

TexanaGroundwater Conservation DistrictInternal Control Review Report

Reporting Period Start: 5/1/24

Reporting Period Stop: 5/31/24

Related Documentation

TGCD - Adm - FM - Financial Registry - FY2024 - Check Out 20240625.1501 CPD - Check In 20240625.1542 CPD

Bank Statement Links:

1. TGCD - Adm - FM - Bank Statements - BS-20240331-04 - CD# 0517 - RECONCILED
2. TGCD - Adm - FM - Bank Statements - BS-20240331-03 - CD# 0515 - RECONCILED
3. TGCD - Adm - FM - Bank Statements - BS-20240531-01 - Prosperity 9448 - RECONCILED
4. TGCD - Adm - FM - Bank Statements - BS-20240531-02 - Prosperity 7512 - RECONCILED

List of UNPAID Accounts Payable (ACCTPs) Note Links:

- 1.

List of UNPAID Accounts Receivable (ACCTRs) Note Links:

List of VOIDED Check Note Links:

List of CANCELLED Transaction Note Links:

List of COLLATERAL RECORD Note Links:

1. TGCD - Adm - FM - Collateral Records - CR-20240531-01 - Prosperity Bank - May 2024

List of DISPUTED and UNPAID Accounts Payable (ACCTPs)Notes:

List of DISPUTED and UNPAID Accounts Receivable (ACCTRs)Notes:

Internal Control Review

Question #1: Are bank statements and reconciliation forms consistent and balanced?

Yes

Comments:

Question#2: Are dual signatures present on all checks? Yes

Comments:

Question#3: Are all expenditures associated with employees, including credit card expenditures, or contractors appropriate and properly authorized? Yes

Comments:

Question#4: Are all electronic transactions (drafts and transfers) appropriate and properly documented? Yes

Comments:

Question#5: Are all voided checks properly marked and recorded?

Comments: N/A

Question#6: Does the market value of the pledged collateral and FDIC insurance exceed the total of investments per banking institution? Yes

Comments:

Question#7: Do the external financial records comport with internal financial records of the District? Yes

Comments:

PDF of Executed Report:

Caitlynn Davenport

Note Template Link: [TGCD - Adm - FM - Internal Control Review Reports - ICRR-YYYYMMDD-SQ](#)

| Bank Account | Account Statement | Reconciled Bank Statement | Fund | Reported Balance as of the Start of the Fiscal Year | Total of Recorded Credit Transactions for Fiscal Year | Total of Recorded Debit Transactions for Fiscal Year | Calculated Balance | Current Reported Balance | Unreconciled Amount |
|-----------------|--|---------------------------|-----------|---|---|--|------------------------|--------------------------|---------------------|
| Prosperity 9448 | Prosperity 9448 : BS-20240531-01: DATE: 05/31/2024 | BS-20240531-01 | Reserve | \$ 377,589.85 | \$ 284,553.65 | \$ (75,000.00) | \$ 587,143.50 | \$ 587,143.50 | \$ - |
| Prosperity 7152 | Prosperity 7152 : BS-20240531-02: DATE: 05/31/2024 | BS-20240531-02 | Operating | \$ 23,655.87 | \$ 77,023.95 | \$ (26,360.48) | \$ 74,319.34 | \$ 74,319.34 | \$ - |
| CD# 0515 | CD# 0515 : BS-20240331-03: DATE: 03/31/2024 | BS-20240331-03 | Reserve | \$ 254,239.74 | \$ 4,258.92 | \$ - | \$ 258,498.66 | \$ 258,498.66 | \$ - |
| CD# 0517 | CD# 0517 : BS-20240331-04: DATE: 03/31/2024 | BS-20240331-04 | Reserve | \$ 254,112.67 | \$ 4,129.22 | \$ - | \$ 258,241.89 | \$ 258,241.89 | \$ - |
| Total | | | | \$ 909,598.13 | \$ 369,965.74 | \$ (101,360.48) | \$ 1,178,203.39 | \$ 1,178,203.39 | \$ - |

| Institution | Type | CUSIP | Description | Safekeeping Location | Safekeeping Receipt | Credit Rating | Market Value |
|-----------------|--------------------|-----------|------------------|----------------------|---------------------|---------------|------------------------|
| Prosperity Bank | FDIC Insurance | N/A | N/A | N/A | | N/A | \$ 250,000.00 |
| Prosperity Bank | Pledged Collateral | 3138WDYL9 | FNMA #AS4314 | FHLB | | AA+ | \$ 517,410.23 |
| Prosperity Bank | Pledged Collateral | 3138X6MR3 | FNMA CRA #AU6667 | FHLB | | AA+ | \$ 92,902.34 |
| Prosperity Bank | Pledged Collateral | 3133KYUZ0 | FR #RB5100 | FHLB | | AA+ | \$ - |
| Prosperity Bank | Pledged Collateral | 31418DZ54 | FNMA #MA4363 | FHLB | | AA+ | \$ 445,419.84 |
| Prosperity Bank | Pledged Collateral | 31417DY56 | FNMA #AB7031 | FHLB | | AA+ | \$ - |
| Prosperity Bank | Pledged Collateral | 3132D6AC4 | FR #SB8103 | FHLB | | AA+ | \$ 117,686.44 |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| Total | | | | | | | \$ 1,423,418.85 |

The funds of the District are adequately protected by FDIC Insurance and pledged collateral.

| Budget Program | Budget Amount | Transaction Total | Budget Balance |
|--------------------------------------|----------------------|--------------------------|-----------------------|
| 1001 - Administration - Revenue | \$ 283,400.00 | \$ 291,881.98 | \$ 8,481.98 |
| 1003 - Administration - Technology | \$ (20,300.00) | \$ (633.73) | \$ 19,666.27 |
| 1004 - Administration - General | \$ (164,100.00) | \$ (19,917.17) | \$ 144,182.83 |
| 2000 - Groundwater Conservation | \$ (9,500.00) | \$ - | \$ 9,500.00 |
| 3000 - Groundwater Management | \$ (5,000.00) | \$ (888.82) | \$ 4,111.18 |
| 4000 - Groundwater Monitoring | \$ (32,600.00) | \$ (247.00) | \$ 32,353.00 |
| 5000 - Groundwater Policy | \$ - | \$ (90.00) | \$ (90.00) |
| 6000 - Groundwater Protection | \$ (8,000.00) | \$ (1,500.00) | \$ 6,500.00 |
| 8000 - Groundwater Resource Planning | \$ (7,500.00) | \$ - | \$ 7,500.00 |
| Total | \$ 36,400.00 | \$ 268,605.26 | \$ 232,205.26 |

Note: cash-basis accounting method used to develop reports.

Tab: Budget by Program

| Budget Category | Budget Amount | Transaction Total | Budget Balance |
|--|----------------------|--------------------------|-----------------------|
| 0120 - Tax Collections | \$ 272,300.00 | \$ 273,659.08 | \$ 1,359.08 |
| 0130 - Interest Income | \$ 9,300.00 | \$ 18,092.90 | \$ 8,792.90 |
| 0140 - District Fees - GCD Management and Operations Cost-Sharing Fees | \$ - | \$ - | \$ - |
| 0143 - District Fees - Permitting | \$ 1,800.00 | \$ - | \$ (1,800.00) |
| 0145 - District Fees - Enforcement | \$ - | \$ - | \$ - |
| 0150 - Grants | \$ - | \$ - | \$ - |
| 0160 - Refunds | \$ - | \$ 130.00 | \$ 130.00 |
| 0215 - District Fees - Legislative Services Cost-Sharing Fees | \$ - | \$ (7,500.00) | \$ (7,500.00) |
| 0300 - Reserve Funds | \$ - | \$ - | \$ - |
| 210 - Legal Services | \$ (25,000.00) | \$ (6,465.00) | \$ 18,535.00 |
| 215 - Legislative and Administrative Action Representation Services | \$ (5,000.00) | \$ - | \$ 5,000.00 |
| 220 - Professional and Technical Services | \$ (10,000.00) | \$ - | \$ 10,000.00 |
| 221 - Professional and Technical Services - Auditor | \$ (10,000.00) | \$ - | \$ 10,000.00 |
| 222 - Professional and Technical Services - Tax Assessor | \$ (2,500.00) | \$ (605.72) | \$ 1,894.28 |
| 223 - Professional and Technical Services - Appraisal District | \$ (7,500.00) | \$ (1,648.57) | \$ 5,851.43 |
| 224 - Professional and Technical Services - Accountant | \$ - | \$ - | \$ - |
| 225 - Professional and Technical Services - Hydrogeologist | \$ (27,500.00) | \$ - | \$ 27,500.00 |
| 226 - Professional and Technical Services - Laboratory | \$ (10,000.00) | \$ - | \$ 10,000.00 |
| 227 - Professional and Technical Services - VCGCD | \$ (92,800.00) | \$ - | \$ 92,800.00 |
| 230 - Insurance and Bonds | \$ (2,300.00) | \$ (1,747.34) | \$ 552.66 |
| 310 - Supplies - Office | \$ (4,000.00) | \$ (736.00) | \$ 3,264.00 |
| 311 - Supplies - Field | \$ - | \$ (247.00) | \$ (247.00) |
| 315 - Certified Mail and Stamps | \$ (2,500.00) | \$ (135.20) | \$ 2,364.80 |
| 325 - Fuel | \$ - | \$ - | \$ - |
| 330 - Training and Travel Expenses | \$ (1,500.00) | \$ - | \$ 1,500.00 |
| 340 - Membership/Dues/Subscriptions | \$ - | \$ (116.95) | \$ (116.95) |
| 350 - Lease | \$ - | \$ - | \$ - |
| 360 - Sponsorships and Cost-Sharing | \$ - | \$ - | \$ - |
| 361 - Sponsorships and Cost-Sharing - Well Plugging | \$ (500.00) | \$ - | \$ 500.00 |
| 362 - Sponsorships and Cost-Sharing - Borehole Logging | \$ (2,500.00) | \$ - | \$ 2,500.00 |
| 363 - Sponsorships and Cost-Sharing - Conservation Promotion | \$ (9,500.00) | \$ - | \$ 9,500.00 |
| 380 - Aquifer Monitoring Network Development | \$ (7,500.00) | \$ - | \$ 7,500.00 |
| 410 - Equipment - Office | \$ (1,000.00) | \$ (522.36) | \$ 477.64 |
| 415 - Equipment - Field | \$ - | \$ - | \$ - |
| 420 - Technology Services - Office Productivity | \$ (2,700.00) | \$ - | \$ 2,700.00 |
| 430 - Technology Services - Miscellaneous | \$ (500.00) | \$ (447.21) | \$ 52.79 |
| 432 - Technology Services - Digital Record and Workflow System | \$ (7,000.00) | \$ (743.29) | \$ 6,256.71 |
| 433 - Technology Services - Record Archival System | \$ (800.00) | \$ (172.68) | \$ 627.32 |
| 434 - Technology Services - Website and Email System | \$ (3,000.00) | \$ (560.25) | \$ 2,439.75 |
| 435 - Technology Services - Phone System | \$ (800.00) | \$ (346.83) | \$ 453.17 |
| 436 - Technology Services - Internet | \$ (500.00) | \$ (225.82) | \$ 274.18 |
| 450 - Equipment Maintenance and Repair | \$ (5,500.00) | \$ (573.52) | \$ 4,926.48 |

Note: cash-basis accounting method used to develop reports.

Tab: Budget by Category

| Budget Category | Budget Amount | Transaction Total | Budget Balance |
|---------------------------------------|----------------------|--------------------------|-----------------------|
| 500 - Public Notices and Publications | \$ (6,000.00) | \$ (1,340.95) | \$ 4,659.05 |
| 900 - Miscellaneous | \$ (200.00) | \$ 857.97 | \$ 1,057.97 |
| Total | \$ 34,800.00 | \$ 268,605.26 | \$ 233,805.26 |

Note: cash-basis accounting method used to develop reports.
 Tab: Budget by Category

| Program | Sum of Split Amount |
|------------------------------------|----------------------------|
| 1001 - Administration - Revenue | \$ 291,881.98 |
| 1003 - Administration - Technology | \$ (633.73) |
| 1004 - Administration - General | \$ (19,917.17) |
| 3000 - Groundwater Management | \$ (888.82) |
| 4000 - Groundwater Monitoring | \$ (247.00) |
| 5000 - Groundwater Policy | \$ (90.00) |
| 6000 - Groundwater Protection | \$ (1,500.00) |
| (blank) | |
| Grand Total | \$ 268,605.26 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary by Program

| Category | Sum of Split Amount |
|--|----------------------------|
| 0120 - Tax Collections | \$ 273,659.08 |
| 0130 - Interest Income | \$ 18,092.90 |
| 0160 - Refunds | \$ 130.00 |
| 0215 - District Fees - Legislative Services Cost-Sharing Fees | \$ (7,500.00) |
| 210 - Legal Services | \$ (6,465.00) |
| 222 - Professional and Technical Services - Tax Assessor | \$ (605.72) |
| 223 - Professional and Technical Services - Appraisal District | \$ (1,648.57) |
| 230 - Insurance and Bonds | \$ (1,747.34) |
| 310 - Supplies - Office | \$ (736.00) |
| 311 - Supplies - Field | \$ (247.00) |
| 315 - Certified Mail and Stamps | \$ (135.20) |
| 340 - Membership/Dues/Subscriptions | \$ (116.95) |
| 410 - Equipment - Office | \$ (522.36) |
| 430 - Technology Services - Miscellaneous | \$ (447.21) |
| 432 - Technology Services - Digital Record and Workflow System | \$ (743.29) |
| 433 - Technology Services - Record Archival System | \$ (172.68) |
| 434 - Technology Services - Website and Email System | \$ (560.25) |
| 435 - Technology Services - Phone System | \$ (346.83) |
| 436 - Technology Services - Internet | \$ (225.82) |
| 450 - Equipment Maintenance and Repair | \$ (573.52) |
| 500 - Public Notices and Publications | \$ (1,340.95) |
| 900 - Miscellaneous | \$ 857.97 |
| (blank) | |
| Grand Total | \$ 268,605.26 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary by Category

| Row Labels | Sum of Split Amount |
|--|----------------------|
| TR-20231005-01-C | \$ 2,691.91 |
| Reserve | \$ 2,691.91 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0120 - Tax Collections | \$ 2,691.91 |
| TR-20231024-01-D | \$ (395.04) |
| Operating | \$ (395.04) |
| Prosperity 7152 | |
| Debit | |
| 1003 - Administration - Technology | |
| 430 - Technology Services - Miscellaneous | \$ (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ (54.67) |
| 433 - Technology Services - Record Archival System | \$ (57.56) |
| 434 - Technology Services - Website and Email System | \$ (191.39) |
| 435 - Technology Services - Phone System | \$ (48.50) |
| 436 - Technology Services - Internet | \$ (32.26) |
| TR-20231024-02-D | \$ (1,747.34) |
| Operating | \$ (1,747.34) |
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 230 - Insurance and Bonds | \$ (1,747.34) |
| TR-20231024-03-D | \$ (247.00) |
| Operating | \$ (247.00) |
| Prosperity 7152 | |
| Debit | |
| 4000 - Groundwater Monitoring | |
| 311 - Supplies - Field | \$ (247.00) |
| TR-20231024-04-D | \$ (45.00) |
| Operating | \$ (45.00) |
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 410 - Equipment - Office | \$ (45.00) |
| TR-20231031-01-C | \$ 983.96 |
| Reserve | \$ 983.96 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|---------------------------------|-----------|--------------------|
| 0130 - Interest Income | \$ | 983.96 |
| TR-20231031-02-C | \$ | 5.02 |
| Operating | \$ | 5.02 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 5.02 |
| TR-20231109-01-C | \$ | 701.35 |
| Reserve | \$ | 701.35 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 701.35 |
| TR-20231109-03-C | \$ | 130.00 |
| Reserve | \$ | 130.00 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0160 - Refunds | \$ | 130.00 |
| TR-20231120-01-C | \$ | 75,000.00 |
| Operating | \$ | 75,000.00 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0160 - Refunds | \$ | 75,000.00 |
| TR-20231120-01-D | \$ | (75,000.00) |
| Reserve | \$ | (75,000.00) |
| Prosperity 9448 | | |
| Debit | | |
| 1001 - Administration - Revenue | | |
| 0160 - Refunds | \$ | (75,000.00) |
| TR-20231130-01-C | \$ | 888.25 |
| Reserve | \$ | 888.25 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 888.25 |
| TR-20231130-02-C | \$ | 10.03 |
| Operating | \$ | 10.03 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 10.03 |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

| | | |
|--|-----------|------------------|
| TR-20231201-01-C | \$ | 43.21 |
| Reserve | \$ | 43.21 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 43.21 |
| TR-20231201-01-D | \$ | (659.25) |
| Operating | \$ | (659.25) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 500 - Public Notices and Publications | \$ | (659.25) |
| TR-20231201-02-D | \$ | (605.72) |
| Operating | \$ | (605.72) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 222 - Professional and Technical Services - Tax Assessor | \$ | (605.72) |
| TR-20231201-03-D | \$ | (358.24) |
| Operating | \$ | (358.24) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 410 - Equipment - Office | \$ | (358.24) |
| TR-20231201-04-D | \$ | (794.84) |
| Operating | \$ | (794.84) |
| Prosperity 7152 | | |
| Debit | | |
| 1003 - Administration - Technology | | |
| 430 - Technology Services - Miscellaneous | \$ | (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (74.62) |
| 433 - Technology Services - Record Archival System | \$ | (57.56) |
| 434 - Technology Services - Website and Email System | \$ | (13.82) |
| 435 - Technology Services - Phone System | \$ | (49.77) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 1004 - Administration - General | | |
| 310 - Supplies - Office | \$ | (156.36) |
| 900 - Miscellaneous | \$ | (399.79) |
| TR-20231208-01-C | \$ | 13,845.19 |
| Reserve | \$ | 13,845.19 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|---------------------------------|-----------|------------------|
| 0120 - Tax Collections | \$ | 13,845.19 |
| TR-20231211-01-C | \$ | 27,052.54 |
| Reserve | \$ | 27,052.54 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 27,052.54 |
| TR-20231219-01-C | \$ | 6,691.23 |
| Reserve | \$ | 6,691.23 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 6,691.23 |
| TR-20231231-01-C | \$ | 883.22 |
| Reserve | \$ | 883.22 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 883.22 |
| TR-20231231-02-C | \$ | 20.00 |
| Operating | \$ | 20.00 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 20.00 |
| TR-20231231-03-C | \$ | 2,123.42 |
| Reserve | \$ | 2,123.42 |
| CD# 0515 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 2,123.42 |
| TR-20231231-04-C | \$ | 2,059.01 |
| Reserve | \$ | 2,059.01 |
| CD# 0517 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 2,059.01 |
| TR-20240106-01-C | \$ | 7,848.65 |
| Reserve | \$ | 7,848.65 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 7,848.65 |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

| | | |
|--|----|-------------------|
| TR-20240108-01-C | \$ | 4,722.22 |
| Reserve | \$ | 4,722.22 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 4,722.22 |
| TR-20240111-01-C | \$ | 17,572.47 |
| Reserve | \$ | 17,572.47 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 17,572.47 |
| TR-20240118-01-C | \$ | 6,774.31 |
| Reserve | \$ | 6,774.31 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 6,774.31 |
| TR-20240118-01-D | \$ | (1,648.57) |
| Operating | \$ | (1,648.57) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 223 - Professional and Technical Services - Appraisal District | \$ | (1,648.57) |
| TR-20240118-02-D | \$ | (74.12) |
| Operating | \$ | (74.12) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 410 - Equipment - Office | \$ | (74.12) |
| TR-20240118-03-D | \$ | (21.00) |
| Operating | \$ | (21.00) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 500 - Public Notices and Publications | \$ | (21.00) |
| TR-20240118-04-D | \$ | (1,275.00) |
| Operating | \$ | (1,275.00) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 210 - Legal Services | \$ | (915.00) |
| 3000 - Groundwater Management | | |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|--|-----------|------------------|
| 210 - Legal Services | \$ | (360.00) |
| TR-20240118-05-D | \$ | (45.00) |
| Operating | \$ | (45.00) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 410 - Equipment - Office | \$ | (45.00) |
| TR-20240118-06-D | \$ | (826.60) |
| Operating | \$ | (826.60) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 310 - Supplies - Office | \$ | (197.52) |
| 430 - Technology Services - Miscellaneous | \$ | (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (74.62) |
| 433 - Technology Services - Record Archival System | \$ | (57.56) |
| 435 - Technology Services - Phone System | \$ | (49.77) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 900 - Miscellaneous | \$ | (404.21) |
| TR-20240125-01-C | \$ | 5,895.41 |
| Reserve | \$ | 5,895.41 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 5,895.41 |
| TR-20240130-01-C | \$ | 46,491.33 |
| Reserve | \$ | 46,491.33 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 46,491.33 |
| TR-20240131-01-C | \$ | 1,000.16 |
| Reserve | \$ | 1,000.16 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 1,000.16 |
| TR-20240131-02-C | \$ | 19.79 |
| Operating | \$ | 19.79 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 19.79 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|--|-----------|------------------|
| TR-20240206-01-C | \$ | 7,266.36 |
| Reserve | \$ | 7,266.36 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 7,266.36 |
| TR-20240215-01-C | \$ | 44,554.78 |
| Reserve | \$ | 44,554.78 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 44,554.78 |
| TR-20240222-01-C | \$ | 73,119.45 |
| Reserve | \$ | 73,119.45 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 73,119.45 |
| TR-20240228-01-D | \$ | (49.29) |
| Operating | \$ | (49.29) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 310 - Supplies - Office | \$ | (256.86) |
| 315 - Certified Mail and Stamps | \$ | (108.00) |
| 430 - Technology Services - Miscellaneous | \$ | (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (132.18) |
| 435 - Technology Services - Phone System | \$ | (49.81) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 900 - Miscellaneous | \$ | 540.48 |
| TR-20240229-01-C | \$ | 1,202.46 |
| Reserve | \$ | 1,202.46 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 1,202.46 |
| TR-20240229-02-C | \$ | 18.18 |
| Operating | \$ | 18.18 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 18.18 |
| TR-20240305-01-C | \$ | 4,738.36 |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | | |
|--|-----------|-------------------|
| Reserve | \$ | 4,738.36 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0120 - Tax Collections | \$ | 4,738.36 |
| TR-20240314-01-D | \$ | (972.55) |
| Operating | \$ | (972.55) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 430 - Technology Services - Miscellaneous | \$ | (382.18) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (132.18) |
| 434 - Technology Services - Website and Email System | \$ | (323.13) |
| 435 - Technology Services - Phone System | \$ | (49.81) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 900 - Miscellaneous | \$ | (52.99) |
| TR-20240314-02-C | \$ | (352.20) |
| Operating | \$ | (352.20) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 450 - Equipment Maintenance and Repair | \$ | (352.20) |
| TR-20240314-08-D | \$ | (479.70) |
| Operating | \$ | (479.70) |
| Prosperity 7152 | | |
| Debit | | |
| 3000 - Groundwater Management | | |
| 500 - Public Notices and Publications | \$ | (479.70) |
| TR-20240315-09-D | \$ | (114.44) |
| Operating | \$ | (114.44) |
| Prosperity 7152 | | |
| Debit | | |
| 1004 - Administration - General | | |
| 450 - Equipment Maintenance and Repair | \$ | (114.44) |
| TR-20240325-01-C | \$ | 1,541.88 |
| Operating | \$ | 1,541.88 |
| Prosperity 7152 | | |
| Credit | | |
| 3000 - Groundwater Management | | |
| 900 - Miscellaneous | \$ | 1,541.88 |
| TR-20240328-01-D | \$ | (1,541.88) |
| Operating | \$ | (1,541.88) |
| Prosperity 7152 | | |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | |
|---------------------------------|----------------------|
| Debit | |
| 3000 - Groundwater Management | |
| 900 - Miscellaneous | \$ (1,541.88) |
| TR-20240331-01-C | \$ 1,490.38 |
| Reserve | \$ 1,490.38 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0130 - Interest Income | \$ 1,490.38 |
| TR-20240331-02-C | \$ 19.25 |
| Operating | \$ 19.25 |
| Prosperity 7152 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0130 - Interest Income | \$ 19.25 |
| TR-20240331-03-C | \$ 2,135.50 |
| Reserve | \$ 2,135.50 |
| CD# 0515 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0130 - Interest Income | \$ 2,135.50 |
| TR-20240331-04-C | \$ 2,070.21 |
| Reserve | \$ 2,070.21 |
| CD# 0517 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0130 - Interest Income | \$ 2,070.21 |
| TR-20240410-01-C | \$ 1,292.24 |
| Reserve | \$ 1,292.24 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0120 - Tax Collections | \$ 1,292.24 |
| TR-20240423-01-D | \$ (270.00) |
| Operating | \$ (270.00) |
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 210 - Legal Services | \$ (180.00) |
| 3000 - Groundwater Management | |
| 210 - Legal Services | \$ (90.00) |
| TR-20240425-02-D | \$ (1,965.00) |
| Operating | \$ (1,965.00) |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

| | |
|--|----------------------|
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 210 - Legal Services | \$ (855.00) |
| 3000 - Groundwater Management | |
| 210 - Legal Services | \$ (480.00) |
| 5000 - Groundwater Policy | |
| 210 - Legal Services | \$ (90.00) |
| 6000 - Groundwater Protection | |
| 210 - Legal Services | \$ (540.00) |
| TR-20240426-01-C | \$ 1,541.88 |
| <hr/> | |
| Reserve | |
| \$ 1,541.88 | |
| Prosperity 9448 | |
| Credit | |
| 3000 - Groundwater Management | |
| 900 - Miscellaneous | \$ 1,541.88 |
| TR-20240426-01-D | \$ (402.50) |
| <hr/> | |
| Operating | |
| \$ (402.50) | |
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 310 - Supplies - Office | \$ (41.67) |
| 315 - Certified Mail and Stamps | \$ (27.20) |
| 340 - Membership/Dues/Subscriptions | \$ (116.95) |
| 430 - Technology Services - Miscellaneous | \$ (10.66) |
| 432 - Technology Services - Digital Record and Workflow System | \$ (132.18) |
| 434 - Technology Services - Website and Email System | \$ (31.91) |
| 435 - Technology Services - Phone System | \$ (49.81) |
| 436 - Technology Services - Internet | \$ (32.26) |
| 900 - Miscellaneous | \$ 40.14 |
| TR-20240426-02-D | \$ (2,955.00) |
| <hr/> | |
| Operating | |
| \$ (2,955.00) | |
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 210 - Legal Services | \$ (1,155.00) |
| 3000 - Groundwater Management | |
| 210 - Legal Services | \$ (840.00) |
| 6000 - Groundwater Protection | |
| 210 - Legal Services | \$ (960.00) |
| TR-20240429-01-C | \$ 311.69 |
| <hr/> | |
| Operating | |
| \$ 311.69 | |
| Prosperity 7152 | |

Note: cash-basis accounting method used to develop reports.

Tab: Transaction Summary - List

| | |
|---|----------------------|
| Credit | |
| 1001 - Administration - Revenue | |
| 0120 - Tax Collections | \$ 311.69 |
| TR-20240429-01-D | \$ (181.00) |
| Operating | \$ (181.00) |
| Prosperity 7152 | |
| Debit | |
| 3000 - Groundwater Management | |
| 500 - Public Notices and Publications | \$ (181.00) |
| TR-20240429-02-C | \$ 85.51 |
| Reserve | \$ 85.51 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0120 - Tax Collections | \$ 85.51 |
| TR-20240430-01-C | \$ 1,450.47 |
| Reserve | \$ 1,450.47 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0130 - Interest Income | \$ 1,450.47 |
| TR-20240430-02-C | \$ 18.07 |
| Operating | \$ 18.07 |
| Prosperity 7152 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0130 - Interest Income | \$ 18.07 |
| TR-20240510-01-C | \$ 1,960.87 |
| Reserve | \$ 1,960.87 |
| Prosperity 9448 | |
| Credit | |
| 1001 - Administration - Revenue | |
| 0120 - Tax Collections | \$ 1,960.87 |
| TR-20240520-01-D | \$ (7,500.00) |
| Operating | \$ (7,500.00) |
| Prosperity 7152 | |
| Debit | |
| 1004 - Administration - General | |
| 0215 - District Fees - Legislative Services Cost-Sharing Fees | \$ (7,500.00) |
| TR-20240521-01-D | \$ (834.20) |
| Operating | \$ (834.20) |
| Prosperity 7152 | |
| Debit | |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

| | | |
|--|-----------|-------------------|
| 1004 - Administration - General | | |
| 310 - Supplies - Office | \$ | (83.59) |
| 430 - Technology Services - Miscellaneous | \$ | (11.73) |
| 432 - Technology Services - Digital Record and Workflow System | \$ | (142.84) |
| 435 - Technology Services - Phone System | \$ | (49.36) |
| 436 - Technology Services - Internet | \$ | (32.26) |
| 450 - Equipment Maintenance and Repair | \$ | (106.88) |
| 900 - Miscellaneous | \$ | (407.54) |
| TR-20240531-01-C | \$ | 1,635.48 |
| Reserve | \$ | 1,635.48 |
| Prosperity 9448 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 1,635.48 |
| TR-20240531-02-C | \$ | 60.04 |
| Operating | \$ | 60.04 |
| Prosperity 7152 | | |
| Credit | | |
| 1001 - Administration - Revenue | | |
| 0130 - Interest Income | \$ | 60.04 |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| (blank) | | |
| Grand Total | \$ | 268,605.26 |

Note: cash-basis accounting method used to develop reports.
 Tab: Transaction Summary - List

Texana Groundwater Conservation District

411 N. Wells, Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

INVESTMENT REPORT Fiscal Year 2023 - 2024 As of March 31, 2024

Detailed Description of Investment Position - PFIA 2256.023(b)(1)

The investment position of the Texana Groundwater Conservation District (District) during the reporting period was restricted to 1) cash deposited into an interest-bearing, demand deposit account for the purposes of holding monies of the Operating Fund, and 2) cash deposited into an interest-bearing, money-market account for the purposes of holding monies of the Operating Fund and Reserve Fund.

During the reporting period, the District deposited cash in an interest-bearing, demand deposit account at Prosperity Bank (Account Number: 217837512) for the purpose of holding monies of the Operating Fund, receiving interest deposits of the account, receiving deposits of district fees, and paying of bills and invoices of the District.

During the reporting period, the District deposited cash in an interest-bearing, money market account at Prosperity Bank (Number: 219189448) for the purpose of holding monies of the Operating Fund and the Reserve Fund, receiving interest deposits of the account, and receiving ad valorem tax revenue deposits.

During the reporting period, the District held money of the Reserve Fund in a certificate of deposit (Number: 9570010515) for the purpose of holding monies of the Reserve Fund and receiving interest deposits of the account.

During the reporting period, the District held money of the Reserve Fund in a certificate of deposit (Number: 9570010517) for the purpose of holding monies of the Reserve Fund and receiving interest deposits of the account.

The accounts are secured by FDIC insurance and pledged collateral in accordance with state law and the Investment Policy of the District.

Summary of Pooled Fund Groups – PFIA 2256.023(b)(4)(A-D)

The District did not invest any portion of its funds in any pooled fund groups during the reporting period.

| | |
|---|--------|
| Beginning Market Value of Investments in Pooled Fund Groups: | \$0.00 |
| Additions and Changes to the Market Value of Investments in Pooled Fund Groups: | \$0.00 |
| Ending Market Value of Investments in Pooled Fund Groups: | \$0.00 |
| Fully Accrued Interest of Investments in Pooled Fund Groups: | \$0.00 |

Book and Market Values by Asset Type and Fund Type Statement – PFIA 2256.023(b)(5)

| Asset Type | Institution | Fund Types | Yield | Book Value | Market Value |
|---|------------------------------|-----------------------|-------|----------------|----------------|
| Interest-Bearing Demand Deposit Bank Account* | Prosperity Bank (217837512) | Operating | 0.25% | \$89,361.99 | \$89,361.99 |
| Interest-Bearing Money Market Bank Account* | Prosperity Bank (219189448) | Operating and Reserve | 3.08% | \$579,177.05 | \$579,177.05 |
| Interest-Bearing Certificate of Deposit Bank Account* | Prosperity Bank (9570010515) | Reserve | 3.35% | \$258,498.66 | \$258,498.66 |
| Interest-Bearing Certificate of Deposit Bank Account* | Prosperity Bank (9570010517) | Reserve | 3.25% | \$258,241.89 | \$258,241.89 |
| Total: | | | | \$1,185,279.59 | \$1,185,279.59 |

* Based on monthly statements provided by banking institutions.

Summary of Insurance and Collateral by Institution

| Institution | FDIC Insurance | Market Value of Pledged Securities as Collateral | Total Insurance and Pledged Securities |
|-----------------|----------------|--|--|
| Prosperity Bank | \$250,000.00 | \$1,033,291.33 | \$1,283,291.33 |

* Based on statements provided by banking institutions.

Asset Maturity Date Statement – PFIA 2256.0023(b)(6)

| Asset | Maturity Date |
|---|---------------|
| Operating Funds in Interest-Bearing Demand Deposit Account | N/A |
| Reserve Funds in Interest-Bearing Money Market Account | N/A |
| Interest-Bearing Certificate of Deposit Account #: 9570010515 | 3/29/2025 |
| Interest-Bearing Certificate of Deposit Account #: 9570010517 | 3/29/2024 |

Investments for Funds Statement – PFIA 2256.0023(b)(7)

| Investment | Fund |
|--|-----------|
| Cash Deposits in Interest-Bearing Demand Deposit Account | Operating |
| Cash Deposits in Interest-Bearing Money Market Account | Reserve |
| Cash Deposits in Interest-Bearing Certificate of Deposit Account | Reserve |
| Cash Deposits in Interest-Bearing Certificate of Deposit Account | Reserve |

Statement of Compliance – PFIA 2256.0023(b)(8)

The portfolio of the District is believed to be in compliance with the District’s Investment Strategy expressed in the District’s Investment Policy and the Public Funds Investment Act.

Statement regarding Report Preparation – PFIA 2256.0023(b)(2-3)

By my signature, I represent that 1) this report was written under my direct supervision; 2) I have thoroughly reviewed all the information contained within and used to develop this report; and 3) I believe this report to be true and correct to the best of my knowledge.



Timothy A. Andruss, TGCD Investment Officer



Date

Texana Groundwater Conservation District

411 N. Wells, Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

INVESTMENT REPORT Fiscal Year 2023 - 2024 As of April 30, 2024

Detailed Description of Investment Position - PFIA 2256.023(b)(1)

The investment position of the Texana Groundwater Conservation District (District) during the reporting period was restricted to 1) cash deposited into an interest-bearing, demand deposit account for the purposes of holding monies of the Operating Fund, and 2) cash deposited into an interest-bearing, money-market account for the purposes of holding monies of the Operating Fund and Reserve Fund.

During the reporting period, the District deposited cash in an interest-bearing, demand deposit account at Prosperity Bank (Account Number: 217837512) for the purpose of holding monies of the Operating Fund, receiving interest deposits of the account, receiving deposits of district fees, and paying of bills and invoices of the District.

During the reporting period, the District deposited cash in an interest-bearing, money market account at Prosperity Bank (Number: 219189448) for the purpose of holding monies of the Operating Fund and the Reserve Fund, receiving interest deposits of the account, and receiving ad valorem tax revenue deposits.

During the reporting period, the District held money of the Reserve Fund in a certificate of deposit (Number: 9570010515) for the purpose of holding monies of the Reserve Fund and receiving interest deposits of the account.

During the reporting period, the District held money of the Reserve Fund in a certificate of deposit (Number: 9570010517) for the purpose of holding monies of the Reserve Fund and receiving interest deposits of the account.

The accounts are secured by FDIC insurance and pledged collateral in accordance with state law and the Investment Policy of the District.

Summary of Pooled Fund Groups – PFIA 2256.023(b)(4)(A-D)

The District did not invest any portion of its funds in any pooled fund groups during the reporting period.

| | |
|---|--------|
| Beginning Market Value of Investments in Pooled Fund Groups: | \$0.00 |
| Additions and Changes to the Market Value of Investments in Pooled Fund Groups: | \$0.00 |
| Ending Market Value of Investments in Pooled Fund Groups: | \$0.00 |
| Fully Accrued Interest of Investments in Pooled Fund Groups: | \$0.00 |

Book and Market Values by Asset Type and Fund Type Statement – PFIA 2256.023(b)(5)

| Asset Type | Institution | Fund Types | Yield | Book Value | Market Value |
|---|------------------------------|-----------------------|-------|----------------|----------------|
| Interest-Bearing Demand Deposit Bank Account* | Prosperity Bank (217837512) | Operating | 0.25% | \$88,367.00 | \$88,367.00 |
| Interest-Bearing Money Market Bank Account* | Prosperity Bank (219189448) | Operating and Reserve | 3.08% | \$583,547.15 | \$583,547.15 |
| Interest-Bearing Certificate of Deposit Bank Account* | Prosperity Bank (9570010515) | Reserve | 3.35% | \$258,498.66 | \$258,498.66 |
| Interest-Bearing Certificate of Deposit Bank Account* | Prosperity Bank (9570010517) | Reserve | 3.25% | \$258,241.89 | \$258,241.89 |
| Total: | | | | \$1,188,654.70 | \$1,188,654.70 |

* Based on monthly statements provided by banking institutions.

Summary of Insurance and Collateral by Institution

| Institution | FDIC Insurance | Market Value of Pledged Securities as Collateral | Total Insurance and Pledged Securities |
|-----------------|----------------|--|--|
| Prosperity Bank | \$250,000.00 | \$981,038.12 | \$1,231,038.12 |

* Based on statements provided by banking institutions.

Asset Maturity Date Statement – PFIA 2256.0023(b)(6)

| Asset | Maturity Date |
|---|---------------|
| Operating Funds in Interest-Bearing Demand Deposit Account | N/A |
| Reserve Funds in Interest-Bearing Money Market Account | N/A |
| Interest-Bearing Certificate of Deposit Account #: 9570010515 | 3/29/2025 |
| Interest-Bearing Certificate of Deposit Account #: 9570010517 | 3/29/2025 |

Investments for Funds Statement – PFIA 2256.0023(b)(7)

| Investment | Fund |
|--|-----------|
| Cash Deposits in Interest-Bearing Demand Deposit Account | Operating |
| Cash Deposits in Interest-Bearing Money Market Account | Reserve |
| Cash Deposits in Interest-Bearing Certificate of Deposit Account | Reserve |
| Cash Deposits in Interest-Bearing Certificate of Deposit Account | Reserve |

Statement of Compliance – PFIA 2256.0023(b)(8)

The portfolio of the District is believed to be in compliance with the District's Investment Strategy expressed in the District's Investment Policy and the Public Funds Investment Act.

Statement regarding Report Preparation – PFIA 2256.0023(b)(2-3)

By my signature, I represent that 1) this report was written under my direct supervision; 2) I have thoroughly reviewed all the information contained within and used to develop this report; and 3) I believe this report to be true and correct to the best of my knowledge.



Timothy A. Andruss, TGCD Investment Officer

4/21/2024

Date

Texana Groundwater Conservation District

411 N. Wells, Room 118, Edna, Texas 77957

P.O. Box 1098, Edna, Texas 77957

Phone (361) 781-0624 | Fax (361) 781-0453 | www.texanagcd.org

INVESTMENT REPORT Fiscal Year 2023 - 2024 As of May 31, 2024

Detailed Description of Investment Position - PFIA 2256.023(b)(1)

The investment position of the Texana Groundwater Conservation District (District) during the reporting period was restricted to 1) cash deposited into an interest-bearing, demand deposit account for the purposes of holding monies of the Operating Fund, and 2) cash deposited into an interest-bearing, money-market account for the purposes of holding monies of the Operating Fund and Reserve Fund.

During the reporting period, the District deposited cash in an interest-bearing, demand deposit account at Prosperity Bank (Account Number: 217837512) for the purpose of holding monies of the Operating Fund, receiving interest deposits of the account, receiving deposits of district fees, and paying of bills and invoices of the District.

During the reporting period, the District deposited cash in an interest-bearing, money market account at Prosperity Bank (Number: 219189448) for the purpose of holding monies of the Operating Fund and the Reserve Fund, receiving interest deposits of the account, and receiving ad valorem tax revenue deposits.

During the reporting period, the District held money of the Reserve Fund in a certificate of deposit (Number: 9570010515) for the purpose of holding monies of the Reserve Fund and receiving interest deposits of the account.

During the reporting period, the District held money of the Reserve Fund in a certificate of deposit (Number: 9570010517) for the purpose of holding monies of the Reserve Fund and receiving interest deposits of the account.

The accounts are secured by FDIC insurance and pledged collateral in accordance with state law and the Investment Policy of the District.

Summary of Pooled Fund Groups – PFIA 2256.023(b)(4)(A-D)

The District did not invest any portion of its funds in any pooled fund groups during the reporting period.

| | |
|---|--------|
| Beginning Market Value of Investments in Pooled Fund Groups: | \$0.00 |
| Additions and Changes to the Market Value of Investments in Pooled Fund Groups: | \$0.00 |
| Ending Market Value of Investments in Pooled Fund Groups: | \$0.00 |
| Fully Accrued Interest of Investments in Pooled Fund Groups: | \$0.00 |

Book and Market Values by Asset Type and Fund Type Statement – PFIA 2256.023(b)(5)

| Asset Type | Institution | Fund Types | Yield | Book Value | Market Value |
|---|------------------------------|-----------------------|-------|----------------|----------------|
| Interest-Bearing Demand Deposit Bank Account* | Prosperity Bank (217837512) | Operating | 0.85% | \$74,319.34 ✓ | \$74,319.34 ✓ |
| Interest-Bearing Money Market Bank Account* | Prosperity Bank (219189448) | Operating and Reserve | 3.34% | \$587,143.50 ✓ | \$587,143.50 ✓ |
| Interest-Bearing Certificate of Deposit Bank Account* | Prosperity Bank (9570010515) | Reserve | 3.35% | \$258,498.66 ✓ | \$258,498.66 ✓ |
| Interest-Bearing Certificate of Deposit Bank Account* | Prosperity Bank (9570010517) | Reserve | 3.25% | \$258,241.89 ✓ | \$258,241.89 ✓ |
| Total: | | | | \$1,178,203.39 | \$1,178,203.39 |

* Based on monthly statements provided by banking institutions.

Summary of Insurance and Collateral by Institution

| Institution | FDIC Insurance | Market Value of Pledged Securities as Collateral | Total Insurance and Pledged Securities |
|-----------------|----------------|--|--|
| Prosperity Bank | \$250,000.00 | \$1,173,418.85 | \$1,423,418.85 |

* Based on statements provided by banking institutions.

Asset Maturity Date Statement – PFIA 2256.0023(b)(6)

| Asset | Maturity Date |
|---|---------------|
| Operating Funds in Interest-Bearing Demand Deposit Account | N/A |
| Reserve Funds in Interest-Bearing Money Market Account | N/A |
| Interest-Bearing Certificate of Deposit Account #: 9570010515 | 3/29/2025 ✓ |
| Interest-Bearing Certificate of Deposit Account #: 9570010517 | 3/29/2025 ✓ |

Investments for Funds Statement – PFIA 2256.0023(b)(7)

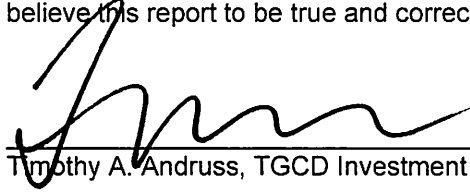
| Investment | Fund |
|--|-----------|
| Cash Deposits in Interest-Bearing Demand Deposit Account | Operating |
| Cash Deposits in Interest-Bearing Money Market Account | Reserve |
| Cash Deposits in Interest-Bearing Certificate of Deposit Account | Reserve |
| Cash Deposits in Interest-Bearing Certificate of Deposit Account | Reserve |

Statement of Compliance – PFIA 2256.0023(b)(8)

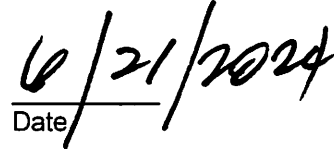
The portfolio of the District is believed to be in compliance with the District's Investment Strategy expressed in the District's Investment Policy and the Public Funds Investment Act.

Statement regarding Report Preparation – PFIA 2256.0023(b)(2-3)

By my signature, I represent that 1) this report was written under my direct supervision; 2) I have thoroughly reviewed all the information contained within and used to develop this report; and 3) I believe this report to be true and correct to the best of my knowledge.



Timothy A. Andruss, TGCD Investment Officer



Date



WORKERS' COMPENSATION • PROPERTY • LIABILITY

CRITICAL ALERT:
Cyber Liability and Data Breach Response Coverage

DATE: June 7, 2024
TO: All Members with Core (Band 1) Cyber Coverage
RE: 2024-2025 *Cyber Liability and Data Breach Response Coverage* Updates

Dear Valued Member:

Since 2016, when the TML Risk Pool first began offering *Cyber Liability and Data Breach Response Coverage* (“*Cyber Coverage*”), cyber claims have exponentially increased in both frequency and severity.

Future cybercriminal activity is impossible to predict, which means neither the Pool nor any other insurer can rely on past patterns and trends to predict future losses. That’s why the Board of Trustees recently created a new Cyber Fund and approved changes to the Pool’s Coverage structure, effective on October 1, 2024. *Members must elect to continue coverage or “opt-in” by completing and returning the Cyber Interlocal Agreement to participate in the newly-created Cyber Fund.*

MEMBERS THAT DON’T FOLLOW THE OPT-IN PROCEDURES WILL LOSE THEIR EXISTING CYBER COVERAGE EFFECTIVE AT MIDNIGHT ON SEPTEMBER 30, 2024.

Included in this packet are:

1. A two-page flyer explaining the updated *Cyber Coverage* and why the Pool made certain adjustments to ensure the viability of the program.
2. A **Limits Page** for the updated *Cyber Coverage* and a link to the updated *Cyber Coverage Document*, which shows the contribution increases and available limits.
3. A new, separate **Interlocal Agreement (contract)** to join the Pool’s new *Cyber Fund*.

Please review the above information.

If your entity wishes to continue *Cyber Coverage*, simply review, complete and sign, and return the completed *Cyber Fund Interlocal Agreement* as soon as possible but no later than September 30, 2024. (Each Member must follow their own statutory and local policies related to contract approval prior to signing.) You can either scan and return the completed and signed agreement by email to underwriting@tmlirp.org or mail or ship it to *Cyber Coverage*, c/o TML Intergovernmental Risk Pool, P.O. Box 149194, Austin, Texas 78714. To change the Core or Core+ limit selection, simply include that request with the *Interlocal Agreement*. An executed copy of the agreement will be returned to you.

REMEMBER – THE INTERLOCAL AGREEMENT MUST BE RETURNED BY SEPTEMBER 30, 2024, IN ORDER FOR COVERAGE TO CONTINUE.

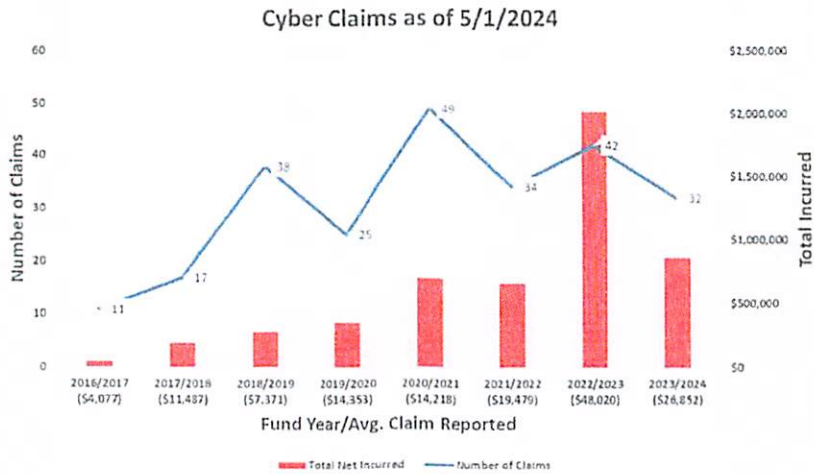
TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL RISK POOL
P.O. Box 149194 • Austin, Texas 78714-9194 • www.tmlirp.org

Page 1 of 4

CRITICAL ALERT: The Pool's NEW Cybersecurity Fund

Introduction

In 2016, the Pool recognized its Members' growing cyber liability exposure. Starting that year, complimentary coverage was provided to all Members with either General Liability or Real & Personal Property Coverage. Later, as the exposure increased, the Pool began charging a minimal amount for the coverage. As shown by the chart below, cyber claims have exponentially increased in both frequency and severity since that time.



Future cybercriminal activity is impossible to predict, which means neither the Pool nor any other insurer can rely on past patterns and trends to predict future losses. That's why the Board of Trustees recently approved the Pool's formation of a new Cyber Fund and updated *Cyber Liability and Data Breach Response Coverage* ("Cyber Coverage"), effective October 1, 2024, for those Members who opt-in and sign the **Cyber Liability Interlocal Agreement**. Read on for details.

Of course, nothing can cover every possible scenario. That's why each Member *must* take steps to protect themselves, and we can help you do so (regardless of whether you choose our cyber coverage). **Most cyberattacks are preventable, and local officials should implement basic policies, train on them, and follow them.** (See the final section below on loss prevention to learn more.)

The New Cyber Fund – Ensuring the Viability of the Pool's Cyber Coverage

Cyberattacks are becoming more common, more sophisticated, and more expensive. In fact, the Pool's cyber claims have increased exponentially since 2016. Right now, if every Member of the Pool was hit by a coordinated attack, the Pool's *total exposure is in the billions of dollars*. Thankfully, that hasn't happened. But the Pool is updating its Cyber Coverage to ensure that it never does.

The following is a brief overview of the changes:

- The Pool is creating a **separate Cyber Fund** – each Member that wants to continue coverage **must sign a new, separate interlocal agreement (contract) to join the Fund**.
- The Pool's **total annual payout** for cyber claims will be capped at **\$25 million** – should criminals execute a widespread attack, the Pool's Board of Trustees would decide how to allocate those funds.
- The limit for third party liability has been reduced to **\$500,000 or \$1,000,000**, depending on whether Core or Core+ option is selected.
- **Cyber coverage contributions (premiums) will increase** based on a Member's elected limits. The new contribution ranges from \$1,000 to \$1,850 depending on Member type and coverage level (unless a Member chooses a different coverage level, the current level will roll over). Suggestion: Coverage will be renewed at the current elected limit.

The Coverage: What You Get

Some of the worst news a local official can receive is that they have fallen victim to a cyberattack. Whether criminals lock up your data and ask you for a ransom to restore it, they trick you into sending money to a fraudulent account and steal it, or whatever the form of an attack, the Pool's coverage provides, among other things:

- **Breach response**, which includes access to computer experts, public relations specialists, attorneys, negotiators, and others with experience responding to cyberattacks – these experts help you lessen the damage from an attack.
- **Network business interruption**, which can help cover the loss of income and extra expenses (for a limited period) caused by an attack.
- **Cyber extortion**, which can help with ransom payments to recover data.
- **Data recovery costs**, which can help with costs to restore data that was damaged, corrupted, and/or deleted.
- **Fraud protection**, which can help (if certain conditions are met) with costs related to – for example – when an employee is tricked into sending money to a cybercriminal.

The above provides only a very basic overview of the coverage. Every claim is unique, and reading the above isn't a substitute for carefully reviewing the terms of the new interlocal agreement and coverage document. Please refer to the enclosed outline of the coverages, limit, and sublimit.

What You Need to Do to Continue Coverage

To continue coverage, simply review, complete and sign, and return the Cyber Fund Interlocal Agreement. (Each Member must follow their own statutory and local policies related to contract approval prior to signing.) To change the Core or Core+ limit selection, simply include that request with the Interlocal Agreement.

As part of this process, we encourage you to review the 2024-2025 Cyber Liability and Data Breach Response Coverage Document that is stored on the Pool's Member Portal, which you can access from the Pool's website at www.tmlirp.org.

That's it! You'll be billed later for the costs of all your coverages, including the cyber coverage.

REMEMBER – THE INTERLOCAL AGREEMENT MUST BE RETURNED BY SEPTEMBER 30, 2024, IN ORDER FOR COVERAGE TO CONTINUE.

Risk Management and Loss Prevention

As mentioned above, the best way to deal with a cyberattack is to avoid it altogether. The Pool has a dedicated Cyber Risk Services Manager – Ryan Burns (rburns@tmlirp.org) – who can assist any Member with loss prevention, including individual review of Member exposures and transfer of risk via contracts provisions, loss prevention efforts, appropriate coverage, and more.

Additional Resources

The Pool provides prevention education in various ways. The easiest to access are short podcast episodes and YouTube videos. For example, any local official who wants to know just how painful a cyberattack can be should listen to Episode 9c of the "Local Officials: *Stronger, Together* Podcast."

In the eye-opening episode, Scott interviews City of Tomball Assistant City Manager Jessica Rogers. Cyber-criminals hacked Tomball at the end of 2022, and the city is still — one year later — dealing with the aftermath. In this episode — which should be required listening for every city official in Texas (and beyond) — Jessica explains exactly what it's like to have essentially every computer system go down, including 9-1-1 dispatch, utility metering and billing, permitting, and everything in between. She also describes the long road to getting everything up and running. Don't miss our chance to learn from this chill-inducing story. (To listen, go to www.tmlirp.org, click on the "STP Podcast" link at the top of the page, and scroll down to Episode 9c.)

LIMIT PAGE

Your entity currently has Core Cyber Coverage with the Pool. The following is an abbreviated description of the Core and Core+ limit structure beginning October 1, 2024. The Coverage Document can be accessed at <https://members.tmlirp.org/downloads> (this link will ask you to log into the Member Portal for access).

A limit of \$25,000,000 is shared by all Members for aggregate losses occurring within the Fund Year as defined in the Cyber Liability and Data Breach Response Interlocal Agreement.

| | Core | Core+ |
|--|------------------|--------------------|
| Tower 1 - Limit of Liability* | \$500,000 | \$1,000,000 |
| Data & Network and Media Liability Aggregate Limit of Liability | \$500,000 | \$1,000,000 |
| Retention | \$0 | \$0 |
| Tower 2 - Limit of Liability | \$100,000 | \$250,000 |
| <u>First Party Loss</u> | | |
| Business Interruption Aggregate Sublimit | \$20,000 | \$50,000 |
| Cyber Extortion Loss Aggregate Sublimit | \$25,000 | \$50,000 |
| Data Recovery Costs Aggregate Sublimit | \$20,000 | \$50,000 |
| Reputational Loss Aggregate Sublimit | \$5,000 | \$10,000 |
| Retention (other than Business Interruption) | \$0 | \$5,000 |
| Income Loss Retention under Business Interruption | \$5,000 | \$5,000 |
| <u>Third Party Loss</u> | | |
| Regulatory Defense and Penalties Aggregate Sublimit | \$25,000 | \$75,000 |
| Payment Card Liabilities & Costs Aggregate Sublimit | \$10,000 | \$25,000 |
| Retention | \$0 | \$5,000 |
| <u>eCrime</u> | | |
| Fraudulent Instruction Aggregate Sublimit | \$25,000 | \$50,000 |
| Funds Transfer Aggregate Sublimit | \$25,000 | \$50,000 |
| Telephone Fraud Aggregate Sublimit | \$25,000 | \$50,000 |
| Criminal Reward | \$2,500 | \$2,500 |
| Retention (other than Criminal Reward) | \$2,500 | \$5,000 |
| Retention Criminal Reward | \$0 | \$0 |
| Tower 3 - Limit of Liability | \$100,000 | \$150,000 |
| Breach Breach Response Aggregate Limit of Liability Beazley Response Services | \$100,000 | \$150,000 |
| Retention | \$0 | \$0 |
| New 2024-25 Annual Contribution | \$1,000 | \$1,250 |
| <i>Previous 2023-24 Contribution</i> | <i>\$175</i> | <i>\$247.24</i> |

**The Tower 1 Limit of Liability changed from \$1 million to \$500,000 for Core limits and from \$2 million to \$1 million for Core+ limits. All other limits remained unchanged.*

Texas Municipal League Intergovernmental Risk Pool

1821 Rutherford Lane, First Floor • Austin, Texas 78754

CYBER LIABILITY AND DATA BREACH RESPONSE INTERLOCAL AGREEMENT

This Contract and Interlocal Agreement is entered into by and between political subdivisions of this state (hereinafter referred to as "Pool Members") to form a joint self-insurance pool to be named the Texas Municipal League Joint Cyber Liability and Data Breach Response Self-Insurance Fund (hereinafter referred to as the "Fund") for the purpose of providing coverages against risks which are inherent in operating a political subdivision.

WITNESSETH:

The undersigned Pool Member, in accordance with Chapter 2259, Texas Government Code, the Interlocal Cooperation Act, Tex. Gov't Code § 791.001, et seq., and the interpretation thereof by the Attorney General of the State of Texas (Opinion #MW-347, May 29, 1981), and in consideration of other political subdivisions executing like agreements, does hereby agree to become one of the Pool Members of this self-insured pool. The conditions of membership agreed upon by and between the parties are as follows:

1. Definitions of terms used in this Interlocal Agreement.
 - a. Board. Refers to the Board of Trustees of the Fund.
 - b. Fund Year. 12:01 a.m. October 1 through 12:01 a.m. the following October 1.
 - c. Manual Rates. The basic rates applicable to each cyber liability and data breach response classification promulgated by the Insurance Service Office or the Board.
 - d. Texas Municipal League Cyber Liability and Data Breach Response Self-Insurance Plan. The Cyber Liability and Data Breach Response Coverage Document that sets forth in exact detail the coverages provided as part of the overall plan.
 - e. Adjustments. Refers to any offsets to manual premium that may result from the Pool Member's election of deductibles, loss experience, or Fund Modifier which reflects the savings to the Pool Member by entering into this Interlocal Agreement.
 - f. Premium and Contribution. Used interchangeably in some parts of this Interlocal Agreement. Any reference at any time in this Interlocal Agreement to an insurance term not ordinarily a part of self-insurance shall be deemed for convenience only and is not construed as being contrary to the self-insurance concept except where the context clearly indicates no other possible interpretation such as but not limited to the reference to "reinsurance."
 - g. Reimbursable Deductible. The amount that was chosen by this Pool Member to be applicable to the first monies paid by the Fund to effect judgment or settlement of any claim or suit. The Pool Member, upon notification of the action taken, shall promptly reimburse the Fund for all or such part of the deductible amount as has been paid by the Fund. Further, however, the Fund's obligation to pay damages shall be subject to the limits of liability stated in the Declarations of Coverage or Endorsements to this Interlocal Agreement less the stated deductible amount.
 - h. Fund Modifier. A percentage figure that is applied to the manual rates by the Fund to reflect the savings to the Pool Member by entering into this Interlocal Agreement.
 - i. Agreement Period. The continuous period since the Pool Member first became a member of this Fund excluding, however, any period or periods of time therein that the member did not participate as a member of the Pool.
 - j. Declarations of Coverage. The specific indication of the coverages, limits, deductibles, contributions, and special provisions elected by each individual Pool Member. The Declarations of Coverages may be modified by Endorsement.
2. The Board, acting through its agents and Fund staff, is responsible for the administration of all Fund business on behalf of the Pool Members.

3. In consideration of the execution of this Interlocal Agreement by and between the Pool Member and the Fund and of the contributions of the Pool Member, the coverage elected by the Pool Member is afforded according to the terms of the Texas Municipal League Cyber Liability and Data Breach Response Self-Insurance Plan. The affirmative declaration of contributions and limits of liability in the Declarations of Coverage and Endorsements determine the applicability of the Self-Insurance Plan.

Revised 04/2024

5. As the administrators of the Fund, the Board shall primarily and consistently keep foremost in their deliberations and decisions in operating the Fund that each of the participating Pool Members is a "self-insured." At least annually, the Board shall carefully review, study, and consider the actual claims or loss experience (including reserves for future claims payments) of each of the Pool Members, the pro rata savings to the Fund resulting from overall loss experience attributed to each Pool Member, and the pro rata portion of the cost of all catastrophic loss protection and aggregate stop loss protection allocated to each Pool Member as well as the pro rata allocation, as determined by the Board of the other and necessary administrative expenses of the Pool, in order to reasonably determine the actual pro rata cost, expense, and loss experience of each Pool Member in order to maintain as nearly as possible an equitable and reasonable self-insurance administration of the Fund as applied to each Pool Member.

The Fund shall maintain case reserves and supplemental reserves computed in accordance with standard actuarial principles, taking into account historical and other data, designed to measure claims development and claims incurred but not yet reported, so that funds will be available to meet these claims as they become due, subject to paragraph 7 above. The Board has complete authority to determine all matters pertaining to the existence and dissolution of the Fund.

6. Venue of any suit or action arising out of or related to this Interlocal Agreement shall be exclusively in the state and federal courts of Travis County, Texas. The parties agree they shall assume their own expenses for attorney's fees in any suit or action arising out of or related to this Interlocal Agreement.
7. The parties agree this Interlocal Agreement may be executed by original written ink signature on paper documents, an exchange of copies showing the original written ink signature on paper documents, or electronic or digital signature technology in such a manner that the signature is unique and verifiable to the person signing. The use of any one or combination of these methods of execution shall constitute a legally binding and valid signing of this Interlocal Agreement, which may be executed in one or more counterparts, each of which, when duly executed, shall be deemed an original.

EMPLOYER MEMBERS' FUND CONTACT (See Section 10):

Member Name _____

Name of Contact _____ Title _____

Mailing Address _____ Email Address _____

Street Address (if different from above) _____

City _____ Zip _____ Phone _____

SIGNATURE OF AUTHORIZED MEMBER OFFICIAL

Title _____ Date _____

Member's Federal Tax I.D. Number _____

This Information is MANDATORY

TO BE COMPLETED BY FUND: (OFFICE USE ONLY)

Effective Date of This Agreement _____

Member Name _____

Contract Number _____

SIGNATURE OF AUTHORIZED FUND OFFICIAL

Title _____ Date _____



PROSPERITY BANK®

March 20, 2024

Texana Groundwater Conservation District
411 North Wells
Edna, TX 77957

Dear Mr. Andruss:

The Depository Services Contract between Texana Groundwater Conservation District and Prosperity Bank has been renewed on a two-year basis. The previous renewal of the contract by and between the District and the Bank was as of May 1, 2023.

By signing this letter and returning it for our files, you agree to renewal of this contract under the same terms and conditions for an additional two years- May 1, 2024 through April 30, 2026.

The current rates to be extended are as follows:

NOW Accounts- Prosperity Bank NOW sheet rate +0.70%

Current posted rates as of 7/12/2023: Rate 0.15% APY 0.15%

Money Market Accounts - Prosperity Bank Premier Money Market sheet rate +0.30%

| Current posted rates as of 7/12/2023 | | Rate | APY |
|--------------------------------------|--------------------------|-------|-------|
| Tier 1 | \$0 - \$9,999.99 | 0.85% | 0.85% |
| Tier 2 | \$10,000 - \$24,999.99 | 1.10% | 1.11% |
| Tier 3 | \$25,000 - \$49,999.99 | 1.35% | 1.36% |
| Tier 4 | \$50,000 - \$99,999.99 | 1.75% | 1.76% |
| Tier 5 | \$100,000 - \$249,999.99 | 2.15% | 2.17% |
| Tier 6 | \$250,000 - \$999,999.99 | 3.00% | 3.04% |
| Tier 7 | \$1,000,000... | 3.00% | 3.04% |

Prosperity Bank reserves the right to accept or decline additional depository funds in the aggregate, in excess of \$10,000,000.00.

We appreciate our business relationship with the Texana Groundwater Conservation District and look forward to working with you in the future. If you have any questions, please let me know. I may be reached at 361-574-1669 or by email haley.webel@prosperitybankusa.com.

Sincerely,

Haley Webel
Assistant Vice President

Agreed and accepted on behalf of Texana Groundwater Conservation District:

Texana Groundwater Conservation Dist Title Date

Agreed and accepted on behalf of Prosperity Bank:

Haley Webel Assistant Vice President Title Date

Victoria Main Banking Center • 101 South Main • Victoria, Texas 77901 • Phone: 361-573-6321 • Fax: 361-574-8481

Member FDIC

website: www.prosperitybankusa.com

email: victoriain@prosperitybankusa.com

