Garza County Underground Water Conservation District
300 West Main Street
Post, Texas 79356
806-495-4425

Jeff Walker
Executive Administrator
Texas Water Development Board
1700 North Congress Avenue
P.O. Box 13231
Austin, Texas 78711-3231

August 15, 2019

Dear Mr. Walker:

On Thursday, August 15, 2019, the Garza County Underground Water Conservation District held a hearing and adopted the Underground Water Management Plan for the years 2019-2024 for Garza County.

Sincerely,

Ferrel Wheeler—Chairman
Garza County Underground Water Conservation District

Groundwater Management Plan

2019-2024
## Index

<table>
<thead>
<tr>
<th>Topic</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Time Period For This Plan</td>
<td>3</td>
</tr>
<tr>
<td>District Mission</td>
<td>3</td>
</tr>
<tr>
<td>Statement of Guiding Principles</td>
<td>3</td>
</tr>
<tr>
<td>Location &amp; Extent</td>
<td>4</td>
</tr>
<tr>
<td>Ground Water Resources</td>
<td>4</td>
</tr>
<tr>
<td>Surface Water Resources</td>
<td>4</td>
</tr>
<tr>
<td>Estimate of modeled available groundwater based on desired future conditions</td>
<td>4</td>
</tr>
<tr>
<td>Estimate of amount of groundwater being used annually</td>
<td>4</td>
</tr>
<tr>
<td>Estimated annual amount of recharge from precipitation to groundwater resources</td>
<td>4</td>
</tr>
<tr>
<td>Estimate of annual volume of water that discharges from the aquifer to springs and any surface water bodies</td>
<td>5</td>
</tr>
<tr>
<td>Estimate of projected surface water supplies within the District according to the most recently adopted state water plan</td>
<td>5</td>
</tr>
<tr>
<td>Estimate of the projected total demand for water within the District according to the most recently adopted state water plan</td>
<td>5</td>
</tr>
<tr>
<td>Water supply needs for the adopted state water plan</td>
<td>5</td>
</tr>
<tr>
<td>Water Management strategies from the adopted state water plan</td>
<td>5</td>
</tr>
<tr>
<td>Enhancement of Recharge &amp; Availability</td>
<td>6</td>
</tr>
<tr>
<td>Desired Future Conditions</td>
<td>6</td>
</tr>
<tr>
<td>Management of Ground Water Supplies</td>
<td>7</td>
</tr>
<tr>
<td>Actions, Procedures, Performance &amp; Avoidance for Plan Implementation</td>
<td>7-8</td>
</tr>
<tr>
<td>Coordination with Regional Plan</td>
<td>8</td>
</tr>
<tr>
<td>Tracking Method</td>
<td>8</td>
</tr>
<tr>
<td>Goals, Management Objectives &amp; Performance Standards</td>
<td>8-11</td>
</tr>
<tr>
<td>Management Goals Determined Not Applicable</td>
<td>11-12</td>
</tr>
<tr>
<td>Summary Definitions</td>
<td>12-13</td>
</tr>
<tr>
<td>Appendix – A</td>
<td>T WDB Estimated Historical Water Use and 2017 State Water Plan Dataset</td>
</tr>
<tr>
<td>Appendix – B</td>
<td>GAM Run 19-001</td>
</tr>
<tr>
<td>Appendix – C</td>
<td>GAM Run 16-028 MAG and Rules of the Garza County Underground Water Conservation District</td>
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PERIOD FOR THIS PLAN 2019-2024

This plan becomes effective upon approval by the Texas Water Development Board after Adoption by the District Board of Directors and remains in effect until 2024, or for a period of five years, whichever is later. Than plan may be revised at any time, or after five years when the plan will be reviewed to ensure that it is consistent with the applicable Regional Water Plan and the State Water Plan.

Garza County Underground Water Conservation District
District Mission

The overall objective of the district is the conservation, preservation, recharge and enhancement of the ground water supplies with the boundaries of the District; also to make wise and beneficial use of the resource for the benefit of the citizens and economy of the District. To accomplish these goals, the District plans to implement a program to monitor both the quantity & quality of these water supplies and also to promote a brush control program for the District.

Statement of Guiding Principles

The Garza County Underground Water Conservation District is created and organized under the term and provisions of Section 59, Article XVI, Texas Constitution, and Chapter 188 of the House Bill 846, including all amendments and additions, of the 74th Legislature. The District has all the rights, powers, privileges, authority, functions and duties provided by the general law of the state, including Chapter 36 (formerly Chapter 52) of the Texas Water Code, Vernon’s Texas Codes Annotated, applicable to underground water conservation districts created under Section 59, Article XVI, Texas Constitution.

The District recognizes that the groundwater resources of the region are of vital importance to the residents of the District and that this resource must be managed and protected from contamination and waste. The rules and regulations of the District will be implemented and enforced to accomplish these objectives.
Location and Extent

The boundaries of the Garza County UWCD are coextensive with the boundaries of Garza County, Texas, which lies in the southern part of the High Plains of Texas. About one fourth of the District lies above the Caprock escarpment while the rest of the District, including the principal city of Post, lies below the Caprock.

Groundwater Resource

The Ogallala Aquifer is located in the western part of the District, extending from the northwestern corner to the southwest corner, mainly being in the area above the Caprock. Water from the aquifer is principally used for irrigation and rural domestic and livestock needs.

The Dockum Aquifer is located in the northern and northeastern parts of the District and extends along the eastern edge to the southeast corner. Water from the aquifer is used for mining, irrigation, livestock and household use.

The Edwards-Trinity High Plains Aquifer lies along the western edge of the District, extending from the northwest corner to the southwest corner. Water from the aquifer is used namely for irrigation and domestic household needs.

Surface Water Resources of Garza County UWCD

There are no surface water impoundments in the District, except for livestock consumption, which could possibly require conjunctive management. At the present time, Garza County UWCD has no jurisdiction over any surface water projects. Likewise, no agency which regulates surface water, has the authority to manage groundwater within the territory of this District.

Lake Alan Henry and proposed Post Reservoir are within the boundaries of Garza County UWCD, but the District has no jurisdiction over these lakes.

Lake Alan Henry Water District was formed during the Texas 78th Legislature to manage the surface water of Lake Alan Henry.

Estimate of Modeled available groundwater based on Desired Future Conditions.

Refer to: GAM Run – 16-028 MAG Table 1 Appendix C

Estimate of amount of groundwater being used annually.

Refer to: TWDB Estimated Historical Water Use and 2017 Texas State Water Plan Datasets Appendix A
Estimated annual of amount of recharge from precipitation to groundwater resource.

Refer to: GAM Run 19-001  Table 1  Appendix B

Estimated annual volume of water that discharges from the aquifer to springs and any surface water bodies.

Estimate of annual volume of flow:

a) Into the District within each aquifer

b) Out of the District within each aquifer

c) Between aquifers in the District

Refer to: GAM Run 19-001  Table 1  Appendix B

Estimate of projected surface water supplies within the District according to the most recently adopted state water plan.

Refer to: TWDB Estimate Historical Water Use and 2017 State Water Plan Datasets  Appendix A

Water supply needs for the adopted state water plan.

Garza County UWCD has discussed and taken into consideration the water supply needs in the county, and the 2017 State Water Plan. These needs include water for livestock.

Refer to: TWDB Estimate Historical Water Use and 2017 State Water Plan Datasets  Appendix A

Water management strategies from the adopted state water plan.

Garza County UWCD has discussed the water supply strategies for Garza County, which included discussing the 2017 State Water Plan report. Lake Alan Henry is owned by the City of Lubbock, and is not under the jurisdiction of Garza County UWCD.

Refer to: TWDB Estimate Historical Water Use and 2017 State Water Plan Datasets  Appendix A
Enhancement of Recharge and Availability

The District supports brush control as a management practice to maintain and improve ground water supplies in the District and region. Recharge of aquifers is achieved through rainfall and can be enhanced by the control of brush, mainly mesquite and juniper, which would decrease the demand of groundwater in the District and region. Benefits would include more groundwater availability, increase productivity of rangeland, increased spring flow and increased amount of moisture available to infiltrate as recharge.

Mesquite

There are approximately 430,000 acres in Garza County which are infested with mesquite. There are a total of 470,000 acres of rangeland in this county. Researchers estimate that a mesquite tree uses up to 15 gallons/da/tree during the growing season. This rate will vary based on the size of tree. Our counts have ranged from approximately 50 trees to 450 trees per acre where producers have signed up to control mesquite. This is a perpetual management problem and an ongoing project.

Redberry Juniper

There are approximately 72,000 acres in Garza County which are infested with juniper. This estimate is based on the acres of Rough Breaks and Mobeeti-Potter (very shallow) soil types. Researchers estimate that a large redberry juniper uses up to 32 gallons of water per day. This also will vary based on the size of tree.

Salt Cedar

There are approximately 3,800 acres in Garza County which are infested with salt cedar. This estimate is based on measuring the lengths of the five major streams in the county and 100 feet on each side of the streams. Researchers estimate that a large salt cedar uses up to 200 gallons of water per day during the growing season. This is a perpetual management problem and an ongoing project.

Source of this data: Natural Resources Conservation Services (NRCS)

Desired Future Conditions

In a joint planning session with other members of the Groundwater Management Area #2, the Garza County UWCD adopted Desired Future Conditions for the District for relevant aquifers: Ogallala, Edwards-Trinity (High Plains) and the Dockum. Based on the 50-year planning horizon, the average allowable drawdown for Garza County UWCD would be 40 feet. This would be an average of 0.8 feet per year. The District proposes to calculate the cumulative drawdown every 5 years and make any changes necessary to conform to allowable drawdown of DFCs.
MANAGEMENT OF GROUNDWATER SUPPLIES

The District will manage the supply of groundwater within the District in order to conserve the resource while seeking to maintain the economic viability of all resource user groups, public and private. In consideration of the economic and cultural activities occurring within the District, the District will identify and engage in such activities and practices, that if implemented would result in a reduction of groundwater use. The District will make a regular assessment of water supply and groundwater storage conditions and will report those conditions to the Board and to the public. The District will undertake, as necessary, and co-operate with investigations of the groundwater resources within the District and will make the results of investigations available to the public upon adoption by the Board.

The District will adopt rules to regulate groundwater withdrawals by means of well spacing and production limits. The District may deny a well construction permit or limit groundwater withdrawals in accordance with the guidelines stated in the rules of the District. IN making a determination to deny a permit or limit groundwater withdrawals, the District will consider the public benefit against individual hardship after considering all appropriate testimony.

The relevant factors to be considered in making a determination to deny a permit or limit groundwater withdrawals will include:

1. The purpose of the rules of the District
2. The equitable distribution of the resource
3. The economic hardship resulting from grant or denial of a permit or the terms prescribed by the permit

ACTIONS, PROCEDURES, PERFORMANCE AND AVOIDANCE FOR PLAN IMPLEMENTATION

The District will implement the provisions of this plan and will utilize the provisions of this plan as a guidepost for determining the direction or priority for all District activities. All operations of the District, all agreements entered into by the District and any additional planning efforts in which the District may participate will be consistent with the provision of this plan.

The District will adopt and amend as necessary rules relating to the permitting of wells and the production of groundwater. The rules adopted by the District shall be pursuant to Texas Water Code (TWC) Chapter 36 and the provisions of this plan. All rules will be adhered to and
enforced. The promulgation and enforcement of the rules will be based on the best technical evidence available.

The District shall treat all citizens with equality. Citizens may apply to the District for discretion in enforcement of the rules on grounds of adverse economic effect or unique local character. In granting of discretion to any rules, the Board shall consider the potential for adverse effect on adjacent landowners. The exercise of said discretion by the Board, shall not be construed as limiting the power of the board.

The District will seek cooperation in the implementation of this plan and the management of groundwater supplies within the District. All activities of the District will be undertaken in cooperation and coordination with the appropriate state, regional or local water management entity.

COORDINATION WITH REGIONAL WATER PLAN

The Garza County Underground Water Conservation District Groundwater Management Plan will coordinate with both the Regional and State Water Plans.

TRACKING METHODOLOGY

The District manager will prepare an annual report on District performance to ensure that management goals and objectives are being achieved. This report will be presented yearly, to the Board of Directors during their regular business meeting in October and this report will be maintained on file at the District office.

GOALS, MANAGEMENT OBJECTIVES AND PERFORMANCE STANDARDS

Goal 1.0-Providing for the most efficient use of groundwater within the District

Management Objective: Each year, the District will provide available educational information on water conservation to the public within the District by at least one of the following methods: articles in the District newsletter, local newspaper articles, NRCS and FSA newsletters, Extension Service newsletters or any other publications available.

Performance Standard: Number of articles, newsletters or other publications on the efficient use of groundwater in various publications with in the District, as information becomes available, will be reported in the annual report to the District Board.

Goal 2.0-Controlling and Preventing the Waste of Groundwater within the District
Management Objective: Each year, the District will investigate 100 percent of reported wasteful irrigation practices with the District. The District will seek remediation on 100 percent of sites deemed a wasteful practice. The District will make diligent searches to identify wasteful irrigation practice within the district annually.

Performance Standards:

(A) The District will investigate 100 percent of reported wasteful irrigation practices and seek remediation on 100 percent of wasteful practice sites occurring within the district.
(B) The number of wasteful irrigation practice reported to the District and the number of investigations by the District will be included in the annual report to the District Board.
(C) The number of diligent searches for wasteful irrigation practice in the District that were carried out by District personnel will be reported in the annual report to the District Board.

Goal 3.0 – Addressing Drought Conditions

Management Objective: Addressing the effects of drought due to climatic or other conditions upon all water resource user groups.

Performance Standards:

(A) The District will check water table levels in twenty (20) wells in January of each year, and report those findings to the board in April of each year. The District will monitor pumping rates to determine water supply availability.
(B) Publish change in water levels in at least one newsletter or at least one newspaper each year.
(C) Inform the public about water shortages and stress water saving techniques during peak water usage periods each year through at least one newspaper article or at least one newsletter.

For more information on Drought Conditions click on http://waterdatafortexas.org/drought/

Goal 4.0 – Addressing Conservation
Management Objective: Each year, at the beginning of the irrigation season and during the heavy irrigation period, we will provide information to the producers through (NRCS) newsletters and local media.

Performance Standards:
The District will publish at least one article each year about water conservation techniques.

Goal 5.0 – Addressing Rainwater Harvesting

Management Objective: The District will publish at least one article each year about rainwater harvesting.

Performance Standard: The number of rainwater harvesting information articles published each year in the local newspaper or newsletters.

Goal 6.0- Brush Control

Management Objective: The District will publish at least one article each year on the benefits of brush control.

Performance Standard: The number of brush control information articles published each year in the local newspaper or newsletters.

Goal 7.0 – Addressing the Desired Future Conditions of the Groundwater Resources in the District.

Desired Future Conditions (DFCs) were adopted for the District in August, 2010. Based on the 50-year planning horizon, the allowable drawdown for the district would be 40 feet, or an average of 0.8 feet per year.

Management Objective: The District will publish at least one article each year on the status of Desired Future conditions.
Performance Standards:

a) The District will check water table levels in 20 wells in January of each year and monitor pumping rates to determine water supply availability. In addition, the District will check water table levels every five years for cumulative drawdown to determine if DFCs are met.

b) Publish results of water table level checks in at least one newsletter or one newspaper each year on the results.

MANAGEMENT GOALS DETERMINED NOT APPLICABLE

Goal 1.0- Controlling and preventing subsidence

This management goal is not applicable to the operations of the District. In the Garza County Underground Water District, there is no evidence of subsidence according to the definition we have. Such as damage occurring to buildings, roads, canals and other infrastructures. Also, there is no evidence of ground leveling, surface elevation changes or increased flood risk due to elevation changes. Subsidence due to ground pumping is not evident. The vulnerability to subsidence of the major and minor aquifers in Garza County is very low. Review of map Figure 4.33, Figure 4.8.0 and Figure 4.86, show a medium risk for subsidence. Garza County UWCD will keep this in mind for the future.

Goal 2.0-Addressing conjunctive surface water management issues

This management goal is not applicable to the operations of the District. This District has no involvement with surface water.

Goal 3.0-Addressing natural resource issues that impact the use and availability of groundwater and which are impacted by the use of groundwater.

There are no endangered species in our district effected by the pumping of ground water. The Districts’ oil & gas and limited mining use reprocessed water or surface water. To virtually eliminate water quality degradation in the aquifer, we recommend landowners implement a well capping program after well has been decommissioned. Plants and animal life are not affected by groundwater pumping.
Goal 4.0-Addressing recharge enhancement

This management is not cost effective to the District.
This goal is not applicable to the operations of the District.

Goal 5.0-Addressing precipitation enhancement

This management is not cost effective to the District.
This goal is not applicable to the operation of the District.

SUMMARY DEFINITIONS:

"Abandoned Well" shall mean:

1) A well or borehole, the condition of which is causing or is likely to cause pollution of groundwater in the District.

A Well is considered to be in use in the following cases:

a) A well which contains the casing, pump and pump column in good condition; or
b) A well in good condition which has been capped.

2) A well or borehole which is not in compliance with the applicable law, including the Rules and Regulations of the District, the Texas Water Driller's Act, Texas Commission on Environmental Quality or any other state or federal agency or political subdivision having jurisdiction, if presumed to be an abandoned or deteriorated well.

"Board"- The Board of Directors of the Garza County Underground Water Conservation District

"District"- The Garza County Underground Water Conservation District

"TCEQ"- Texas Commission on Environmental Quality

"TWDB"- Texas Water Development Board

"Waste"- as defined by Chapter 36 of the Texas Water Code

Means any one or more of the following:

(1) Withdrawal of ground water from a ground water reservoir at a rate and in an amount that causes or threatens to cause intrusion into the reservoir of water unsuitable for agricultural, gardening, domestic or stock raising purposes;

(2) The flowing or producing of wells from a groundwater reservoir if the water produced is not used for a beneficial purpose:
(3) Escape of groundwater from groundwater reservoir to any other reservoir or geologic strata that does not contain groundwater;
(4) Pollution or harmful alteration of groundwater in a groundwater reservoir by saltwater or by other deleterious matter admitted from another stratum or from the surface of the ground;
(5) Willfully or negligently causing suffering, or allowing groundwater to escape into any river, creek, natural watercourse, depression, lake, reservoir, drain, sewer, street, highway, road or road ditch, or into any land other than that of the owner of the well, unless such discharge is authorized by permit, rule or order issued by the Commission under Chapter 26.
(6) Groundwater pumped for irrigation that escapes as irrigation tailwater onto land other than that of the owner of the well, unless permission has been granted by the occupant of the land receiving the discharge; or
(7) For water produced from an artesian well, "waste" has the meaning assigned by Section 11.205.
Figure 4.33. Ogallala Aquifer subsidence risk vulnerability at well locations.
Figure 4.80. Dockum Aquifer subsidence risk vulnerability at well locations.
Figure 4.86. Edwards–Trinity (High Plains) Aquifer subsidence risk vulnerability at well locations.
APPENDIX A
Data Definitions*

1. **Projected Water Demands***
   From the 2012 State Water Plan Glossary: "**WATER DEMAND** Quantity of water projected to meet the overall necessities of a water user group in a specific future year." (See 2012 State Water Plan Chapter 3 for more detail.)
   Additional explanation: These are water demand volumes as projected for specific Water User Groups in the 2011 Regional Water Plans. This is NOT groundwater pumpage or demand based on any existing water source. This demand is how much water each Water User Group is projected to require in each decade over the planning horizon.

2. **Projected Surface Water Supplies***
   From the 2012 State Water Plan Glossary: "**EXISTING [surface] WATER SUPPLY** - Maximum amount of [surface] water available from existing sources for use during drought of record conditions that is physically and legally available for use." (See 2012 State Water Plan Chapter 5 for more detail.)
   Additional explanation: These are the existing surface water supply volumes that, without implementing any recommended WMSs, could be used during a drought (in each planning decade) by Water User Groups located within the specified geographic area.

3. **Projected Water Supply Needs***
   From the 2012 State Water Plan Glossary: "**NEEDS** -Projected water demands in excess of existing water supplies for a water user group or a wholesale water provider." (See 2012 State Water Plan Chapter 6 for more detail.)
   Additional explanation: These are the volumes of water that result from comparing each Water User Group's projected existing water supplies to its projected water demands. If the volume listed is a negative number, then the Water User Group shows a projected need during a drought if they do not implement any water management strategies. If the volume listed is a positive number, then the Water User Group shows a projected surplus. Note that if a Water User Group shows a need in any decade, then they are considered to have a potential need during the planning horizon, even if they show a surplus elsewhere.

4. **Projected Water Management Strategies***
   From the 2012 State Water Plan Glossary: "**RECOMMENDED WATER MANAGEMENT STRATEGY** - Specific project or action to increase water supply or maximize existing supply to meet a specific need." (See 2012 State Water Plan Chapter 7 for more detail.)
   Additional explanation: These are the specific water management strategies (with associated water volumes) that were recommended in the 2011 Regional Water Plans.

*Terminology used by TWDB staff in providing data for 'Estimated Historical Water Use And 2012 State Water Plan Datasets' reports issued by TWDB.
Estimated Historical Water Use And 2017 State Water Plan Datasets:
Garza County Underground Water Conservation District

by Stephen Allen
Texas Water Development Board
Groundwater Division
Groundwater Technical Assistance Section
stephen.allen@twdb.texas.gov
(512) 463-7317
April 13, 2019

GROUNDWATER MANAGEMENT PLAN DATA:

This package of water data reports (part 1 of a 2-part package of information) is being provided to groundwater conservation districts to help them meet the requirements for approval of their five-year groundwater management plan. Each report in the package addresses a specific numbered requirement in the Texas Water Development Board's groundwater management plan checklist. The checklist can be viewed and downloaded from this web address:

http://www.twdb.texas.gov/groundwater/docs/GCD/GMPChecklist0113.pdf

The five reports included in this part are:

1. Estimated Historical Water Use (checklist item 2)
   from the TWDB Historical Water Use Survey (WUS)
2. Projected Surface Water Supplies (checklist item 6)
3. Projected Water Demands (checklist item 7)
4. Projected Water Supply Needs (checklist item 8)
5. Projected Water Management Strategies (checklist item 9)
   from the 2017 Texas State Water Plan (SWP)

Part 2 of the 2-part package is the groundwater availability model (GAM) report for the District (checklist items 3 through 5). The District should have received, or will receive, this report from the Groundwater Availability Modeling Section. Questions about the GAM can be directed to Dr. Shirley Wade, shirley.wade@twdb.texas.gov, (512) 936-0883.
**DISCLAIMER:**

The data presented in this report represents the most up-to-date WUS and 2017 SWP data available as of 4/13/2019. Although it does not happen frequently, either of these datasets are subject to change pending the availability of more accurate WUS data or an amendment to the 2017 SWP. District personnel must review these datasets and correct any discrepancies in order to ensure approval of their groundwater management plan.

The WUS dataset can be verified at this web address:

http://www.twdb.texas.gov/waterplanning/waterusesurvey/estimates/

The 2017 SWP dataset can be verified by contacting Sabrina Anderson (sabrina.anderson@twdb.texas.gov or 512-936-0886).

For additional questions regarding this data, please contact Stephen Allen (stephen.allen@twdb.texas.gov or 512-463-7317).
### Estimated Historical Water Use

#### TWDB Historical Water Use Survey (WUS) Data

Groundwater and surface water historical use estimates are currently unavailable for calendar year 2017. TWDB staff anticipates the calculation and posting of these estimates at a later date.

#### GARZA COUNTY

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All values are in acre-feet

---

Estimated Historical Water Use and 2017 State Water Plan Dataset:
Garza County Underground Water Conservation District
April 13, 2019
Page 3 of 8
## Projected Surface Water Supplies
### TWDB 2017 State Water Plan Data

### GARZA COUNTY

<table>
<thead>
<tr>
<th>RWPG</th>
<th>WUG</th>
<th>WUG Basin</th>
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**Sum of Projected Surface Water Supplies (acre-feet)** | 25 | 25 | 25 | 25 | 25 | 25 | 25 |
Projected Water Demands
TWDB 2017 State Water Plan Data

Please note that the demand numbers presented here include the plumbing code savings found in the Regional and State Water Plans.

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<th>WUG Basin</th>
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<td>965</td>
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All values are in acre-feet

Sum of Projected Water Demands (acre-feet) 13,244 12,745 12,037 11,363 10,752 10,265

Estimated Historical Water Use and 2017 State Water Plan Dataset:
Garza County Underground Water Conservation District
April 13, 2019
Page 6 of 8
### Projected Water Supply Needs
TWDB 2017 State Water Plan Data

Negative values (in red) reflect a projected water supply need, positive values a surplus.

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<tr>
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Sum of Projected Water Supply Needs (acre-feet) | -231 | -237 | -244 | -252 | -260 | -278

All values are in acre-feet.
### Projected Water Management Strategies
#### TWDB 2017 State Water Plan Data

**GARZA COUNTY**

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Sum of Projected Water Management Strategies (acre-feet):

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All values are in acre-feet

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Estimated Historical Water Use and 2017 State Water Plan Dataset:
Garza County Underground Water Conservation District
April 13, 2019
Page 8 of 8
Texas Water Use Estimates
2016 Summary
Updated June 20, 2018

The Texas Water Development Board Water Use Survey program conducts an annual survey of about 4,200 public water systems and 2,000 industrial facilities. The water use survey collects the volume of both ground and surface water used, the source of the water, water sales, and other pertinent data from the users. This data provides an important source of information in helping guide water supply studies as well as regional and state water planning that is dependent upon the accuracy and completeness of the information water users provide.

Of the approximately 6,200 systems/facilities surveyed, 83% submitted their water use survey for 2016 water use. This represents about 95% of the total surveyed water use in the state. For those systems/facilities that did not submit their survey, estimates were carried-over from the most current available year. Estimates are also revised as additional or more accurate data becomes available through survey responses.

2016 Estimated Annual Statewide Water Use

Total estimated water use for 2016 (including reported reuse) was about 14.19 million acre-feet (1 acre-foot = 325,851 gallons) and was up from 2015 which was estimated at about 12.48 million acre-feet. The total 2016 estimated municipal water use slightly increased to 4.38 million acre-feet compared to 4.27 million acre-feet in 2015 whereas estimated irrigation water use increased to 7.83 million acre-feet compared to 6.20 million acre-feet in 2015. Below is a breakdown of the categorical estimated uses for 2016. Irrigation water use (56%) topped the largest water use category in the State in 2016 with an estimated 7.83 million acre-feet. Municipal water use (30%) was the second largest water use category with an estimated 4.23 million acre-feet. Manufacturing (8%), Power (3%), Livestock (2%), and Mining (1%) estimated water use collectively comprised about 1.97 million acre-feet.
2016 Surface & Groundwater Use Estimates

Approximately 56% of the 2016 estimated water use in Texas was from groundwater sources (about 7.90 million acre-feet) with 42% from surface water sources (about 6.04 million acre-feet) and 2% from reuse (about a quarter million acre-feet). The two graphs below illustrate the categorical differences in use between surface water and groundwater sources.

2016 Surface Water Estimates by Category

- Livestock: 3%
- Irrigation: 30%
- Municipal: 47%
- Power: 6%
- Mining: 0.2%

2016 Groundwater Estimates by Category

- Irrigation: 76%
- Municipal: 18%
- Mfg: 2%
- Mining: 1%
- Power: 0.7%

Detailed reports of historical water use estimates and historical groundwater pumpage in Texas can be found at:


http://www.twdb.texas.gov/waterplanning/waterusesurvey/historical-pumpage.asp
APPENDIX

B
GAM Run 19-001: Garza County Underground Water Conservation District Groundwater Management Plan

Roberto Anaya, P.G.
Texas Water Development Board
Groundwater Division
Groundwater Availability Modeling Department
512-463-6115
May 3, 2019

[Signature]
Robert Anaya
Geology No. 480
Licensed
5/3/2019
GAM RUN 19-001: GARZA COUNTY UNDERGROUND WATER CONSERVATION DISTRICT GROUNDWATER MANAGEMENT PLAN

Roberto Anaya, P.G.
Texas Water Development Board
Groundwater Division
Groundwater Availability Modeling Department
512-463-6115
May 3, 2019

EXECUTIVE SUMMARY:

Texas Water Code, Section 36.1071(h) (Texas Water Code, 2011), states that, in developing its groundwater management plan, a groundwater conservation district shall use groundwater availability modeling information provided by the Executive Administrator of the Texas Water Development Board (TWDB) in conjunction with any available site-specific information provided by the district for review and comment to the Executive Administrator.

The TWDB provides data and information to the Garza County Underground Water Conservation District in two parts. Part 1 is the Estimated Historical Water Use/State Water Plan dataset report, which will be provided to you separately by the TWDB Groundwater Technical Assistance Department. Please direct questions about the water data report to Mr. Stephen Allen at 512-463-7317 or stephen.allen@twdb.texas.gov. Part 2 is the required groundwater availability modeling information and this information includes:

1. the annual amount of recharge from precipitation, if any, to the groundwater resources within the district;
2. for each aquifer within the district, the annual volume of water that discharges from the aquifer to springs and any surface-water bodies, including lakes, streams, and rivers; and
3. the annual volume of flow into and out of the district within each aquifer and between aquifers in the district.

The groundwater management plan for the Garza County Underground Water Conservation District should be adopted by the district on or before June 10, 2019 and
submitted to the Executive Administrator of the TWDB on or before July 10, 2019. The current management plan for the Garza County Underground Water Conservation District expires on September 8, 2019.

This report replaces the results of GAM Run 13-021 (Kohlrenken, 2013). GAM Run 19-001 includes results from the most recently released groundwater availability model of the High Plains Aquifer System (Deeds and Jigmond, 2015). Tables 1 through 3 summarize the groundwater availability model data required by statute, and Figures 1 through 3 show the area of the models from which the values in the tables were extracted. If, after review of the figures, the Garza County Underground Water Conservation District determines that the district boundaries used in the assessment do not reflect current conditions, please notify the TWDB at your earliest convenience.

**METHODS:**

In accordance with the provisions of the Texas Water Code, Section 36.1071(h), the groundwater availability model of the High Plains Aquifer System was used to estimate information for the Garza County Underground Water Conservation District management plan. Water budgets were extracted for the historical model period (1980 through 2012) using ZONEBUDGET Version 3.01 (Harbaugh, 2009). The average annual water budget values for recharge, surface-water outflow, inflow to the district, and outflow from the district for the aquifers within the district are summarized in this report.

**PARAMETERS AND ASSUMPTIONS:**

**High Plains Aquifer System**

- We used version 1.01 of the groundwater availability model for the High Plains Aquifer System for this analysis. See Deeds and Jigmond (2015) for assumptions and limitations of the model.

- The model has four layers which, in the area under the Garza County Underground Water Conservation District, represent the Ogallala Aquifer (Layer 1), the Edwards-Trinity (High Plains) Aquifer (Layer 2), and the Dockum Units (Layers 3 and 4).

- Water budgets for the district were determined for the Ogallala Aquifer (Layer 1), the Edwards-Trinity (High Plains) Aquifer, and the Dockum Aquifer and averaged over the historical calibration period (1980 to 2012).
The model was run with MODFLOW-NWT (Niswonger and others, 2011).

**RESULTS:**

1. A groundwater budget summarizes the amount of water entering and leaving the aquifers according to the groundwater availability model. Selected groundwater budget components listed below were extracted from the groundwater availability model results for the Ogallala, Edwards-Trinity (High Plains), and Dockum aquifers within Garza County Underground Water Conservation District and averaged over the historical calibration periods (1980 to 2012), as shown in Tables 1 through 3. Precipitation recharge—the areally distributed recharge sourced from precipitation falling on the outcrop areas of the aquifers (where the aquifer is exposed at land surface) within the district.

2. Surface-water outflow—the total water discharging from the aquifer (outflow) to surface-water features such as streams, reservoirs, and springs.

3. Flow into and out of district—the lateral flow within the aquifer between the district and adjacent counties.

4. Flow between aquifers—the net vertical flow between the aquifer and adjacent aquifers or confining units. This flow is controlled by the relative water levels in each aquifer and aquifer properties of each aquifer or confining unit that define the amount of leakage that occurs.

It is important to note that sub-regional water budgets are not exact. This is due to the size of the model cells and the approach used to extract data from the model. To avoid double accounting, a model cell that straddles a political boundary, such as a district or county boundary, is assigned to one side of the boundary based on the location of the centroid of the model cell. For example, if a cell contains two counties, the cell is assigned to the county where the centroid of the cell is located.
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<tr>
<th>Management Plan requirement</th>
<th>Aquifer or confining unit</th>
<th>Results</th>
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<td>Estimated annual amount of recharge from precipitation to the district</td>
<td>Ogallala Aquifer</td>
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<td>Estimated annual volume of water that discharges from the aquifer to springs and any surface-water body including lakes, streams, and rivers</td>
<td>Ogallala Aquifer</td>
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<td>Estimated annual volume of flow into the district within each aquifer in the district</td>
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<tr>
<td>Estimated annual volume of flow out of the district within each aquifer in the district</td>
<td>Ogallala Aquifer</td>
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<tr>
<td>Estimated net annual volume of flow between each aquifer in the district</td>
<td>To Ogallala Aquifer from underlying Edwards-Trinity (High Plains) Aquifer</td>
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</tr>
<tr>
<td></td>
<td>From Ogallala Aquifer to other underlying Cretaceous units</td>
<td>36*</td>
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</table>

* Outflow from the Ogallala Aquifer into hydraulically adjacent non-aquifer unit.
FIGURE 1. AREA OF THE GROUNDWATER AVAILABILITY MODEL FOR THE HIGH PLAINS AQUIFER SYSTEM FROM WHICH THE INFORMATION IN TABLE 1 WAS EXTRACTED (THE OGALLALA AQUIFER EXTENT WITHIN THE DISTRICT BOUNDARY).
TABLE 2. SUMMARIZED INFORMATION FOR THE EDWARDS-TRINITY (HIGH PLAINS) AQUIFER FOR GARZA COUNTY UNDERGROUND WATER CONSERVATION DISTRICT’S GROUNDWATER MANAGEMENT PLAN. ALL VALUES ARE REPORTED IN ACRE-FEET PER YEAR AND ROUNDED TO THE NEAREST 1 ACRE-FOOT.

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<tr>
<th>Management Plan requirement</th>
<th>Aquifer or confining unit</th>
<th>Results</th>
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<td>Edwards-Trinity (High Plains) Aquifer</td>
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<td>Estimated annual volume of water that discharges from the aquifer to springs and any surface-water body including lakes, streams, and rivers</td>
<td>Edwards-Trinity (High Plains) Aquifer</td>
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<td>Estimated annual volume of flow into the district within each aquifer in the district</td>
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<td>From Edwards-Trinity (High Plains) Aquifer to adjacent Cretaceous units</td>
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<tr>
<td></td>
<td>From Edwards-Trinity (High Plains) Aquifer to underlying brackish Dockum Group</td>
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*Outflows from the Edwards-Trinity (High Plains) Aquifer into hydraulically adjacent non-aquifer units.
FIGURE 2. AREA OF THE GROUNDWATER AVAILABILITY MODEL FOR THE HIGH PLAINS AQUIFER SYSTEM FROM WHICH THE INFORMATION IN TABLE 2 WAS EXTRACTED (THE EDWARDS-TRINITY (HIGH PLAINS) AQUIFER EXTENT WITHIN THE DISTRICT BOUNDARY).
TABLE 3. **SUMMARIZED INFORMATION FOR THE DOCKUM AQUIFER FOR GARZA COUNTY UNDERGROUND WATER CONSERVATION DISTRICT’S GROUNDWATER MANAGEMENT PLAN. ALL VALUES ARE REPORTED IN ACRE-FEET PER YEAR AND ROUNDED TO THE NEAREST 1 ACRE-FOOT.**

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<td>Estimated annual volume of water that discharges from the aquifer to springs and any surface-water body including lakes, streams, and rivers</td>
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<td>Estimated annual volume of flow into the district within each aquifer in the district</td>
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<tr>
<td>Estimated annual volume of flow out of the district within each aquifer in the district</td>
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<tr>
<td>Estimated net annual volume of flow between each aquifer in the district</td>
<td>To the Dockum Aquifer from adjacent brackish Dockum Group</td>
<td>1,385*</td>
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</table>

* Inflow from the hydraulically adjacent non-aquifer brackish unit into the Dockum Aquifer.
FIGURE 3. AREA OF THE GROUNDWATER AVAILABILITY MODEL FOR THE HIGH PLAINS AQUIFER SYSTEM FROM WHICH THE INFORMATION IN TABLE 3 WAS EXTRACTED (DOCKUM AQUIFER EXTENT WITHIN THE DISTRICT BOUNDARY).
LIMITATIONS:

The groundwater models used in completing this analysis are the best available scientific tools that can be used to meet the stated objectives. To the extent that this analysis will be used for planning purposes and/or regulatory purposes related to pumping in the past and into the future, it is important to recognize the assumptions and limitations associated with the use of the results. In reviewing the use of models in environmental regulatory decision making, the National Research Council (2007) noted:

"Models will always be constrained by computational limitations, assumptions, and knowledge gaps. They can best be viewed as tools to help inform decisions rather than as machines to generate truth or make decisions. Scientific advances will never make it possible to build a perfect model that accounts for every aspect of reality or to prove that a given model is correct in all respects for a particular regulatory application. These characteristics make evaluation of a regulatory model more complex than solely a comparison of measurement data with model results."

A key aspect of using the groundwater model to evaluate historic groundwater flow conditions includes the assumptions about the location in the aquifer where historic pumping was placed. Understanding the amount and location of historic pumping is as important as evaluating the volume of groundwater flow into and out of the district, between aquifers within the district (as applicable), interactions with surface water (as applicable), recharge to the aquifer system (as applicable), and other metrics that describe the impacts of that pumping. In addition, assumptions regarding precipitation, recharge, and interaction with streams are specific to particular historic time periods.

Because the application of the groundwater models was designed to address regional-scale questions, the results are most effective on a regional scale. The TWDB makes no warranties or representations related to the actual conditions of any aquifer at a particular location or at a particular time.

It is important for groundwater conservation districts to monitor groundwater pumping and overall conditions of the aquifer. Because of the limitations of the groundwater model and the assumptions in this analysis, it is important that the groundwater conservation districts work with the TWDB to refine this analysis in the future given the reality of how the aquifer responds to the actual amount and location of pumping now and in the future. Historic precipitation patterns also need to be placed in context as future climatic conditions, such as dry and wet year precipitation patterns, may differ and affect groundwater flow conditions.
REFERENCES:


Kohlrenken, W., 2013, GAM Run 13-021: Garza County Underground Water Conservation District Management Plan, 14 p.,  


GAM Run 16-028 MAG:
Modeled Available Groundwater for
the Ogallala, Edwards-Trinity (High
Plains), and Dockum Aquifers in
Groundwater Management Area 2

Jerry Shi, Ph.D., P.G.
Texas Water Development Board
Groundwater Division
Groundwater Availability Modeling Section
(512) 463-5076
May 12, 2017
MODELED AVAILABLE GROUNDWATER FOR THE OGGALLALA, EDWARDS-TRINITY (HIGH PLAINS), AND DOCKUM AQUIFERS IN GROUNDWATER MANAGEMENT AREA 2

Jerry Shi, Ph.D., P.G.
Texas Water Development Board
Groundwater Division
Groundwater Availability Modeling Section
(512) 463-5076
May 12, 2017

EXECUTIVE SUMMARY:

Modeled available groundwater for the Ogallala and Edwards-Trinity (High Plains) aquifers in Groundwater Management Area 2 ranges from 3,115,812 acre-feet per year in 2020 to 1,002,728 acre-feet per year in 2070. Modeled available groundwater for the Dockum Aquifer ranges from 30,566 acre-feet per year in 2020 to 29,705 acre-feet per year in 2070. The modeled available groundwater for the Ogallala and Edwards-Trinity (High Plains) aquifers is summarized by groundwater conservation districts and counties in Table 1, and by river basins, regional planning areas, and counties in Table 3. The modeled available groundwater for the Dockum Aquifer is summarized by groundwater conservation districts and counties in Table 2, and by river basins, regional planning areas, and counties in Table 4. The modeled available groundwater for Groundwater Management Area 2 calculated from counties is slightly different from that calculated from groundwater conservation districts because of the process for rounding the values.

The estimates are based on the desired future conditions for the High Plains Aquifer System (the Ogallala, Edwards-Trinity (High Plains), and Dockum aquifers) adopted by groundwater conservation district representatives in Groundwater Management Area 2 on October 19, 2016. The Pecos Valley Alluvium and Edwards-Trinity (Plateau) aquifers were declared not relevant for the purpose of joint planning. The Texas Water Development Board (TWDB) determined that the explanatory report and other materials submitted by the district representatives were administratively complete on December 19, 2016.

Please note that, for the High Plains Underground Water Conservation District No. 1, only the portion of relevant aquifers within Groundwater Management Area 2 is covered in this report.
REQUESTOR:

Mr. Jason Coleman, General Manager of High Plains Underground Water Conservation District No. 1 and Coordinator of Groundwater Management Area 2.

DESCRIPTION OF REQUEST:

In a letter dated November 1, 2016, Dr. William Hutchison, on behalf of Groundwater Management Area 2, provided the TWDB with the desired future conditions of the High Plains Aquifer System. The desired future conditions (defined by drawdown) were determined using a number of predictive groundwater flow simulations (Hutchison, 2016a, 2016b, 2016c, and 2016d). The predictive simulations were developed from the groundwater availability model for the High Plains Aquifer System (Version 1.01; Deeds and Jigmond, 2015). The predictive simulations modeled future pumping scenarios from 2013 through 2070 under different climatic conditions, with an initial water level equal to the last stress period (i.e. 2012) of the model by Deeds and Jigmond (2015). The drawdown was calculated as the water level difference between 2012 and 2070.

The desired future conditions for the High Plains Aquifer System, as described in Resolution No. 16-01, were adopted on October 19, 2016 by the groundwater conservation district representatives in Groundwater Management Area 2. The desired future conditions are described below:

Ogallala and Edwards-Trinity (High Plains) Aquifers

- [the] average drawdown of between 23 and 27 feet for all of [Groundwater Management Area] 2 as documented in [Groundwater Management Area] 2 Technical Memorandum 15-01 and [Groundwater Management Area] 2 Technical Memorandum 16-01. The drawdown is calculated from the end of 2012 conditions to the year 2070. The drawdown is expressed as a range due to link between future pumping and future rainfall. Since most of the water use in the Ogallala Aquifer is for irrigation, producers pump more groundwater in dry years than in normal or wet years.

Dockum Aquifer

- [the] average drawdown of 27 feet for all of [Groundwater Management Area] 2. The drawdown is calculated from the end of 2012 conditions to the year 2070 based on Scenario 16 as documented in [Groundwater Management Area] 2 Technical Memorandum 16-01.

After review of the submittal, TWDB sent an email on February 27, 2017 to Mr. Jason Coleman, Coordinator of Groundwater Management Area 2, to clarify pumping location and aquifer boundary. On April 20, 2017 TWDB received the final clarification email from Mr. Jason Coleman. TWDB then proceeded the calculation of the modeled available groundwater which is summarized in the following sections.
METHODS:

To estimate the modeled available groundwater, TWDB used the predictive simulation for Scenario 16 (Hutchison, 2016d). TWDB reviewed the model files submitted by Hutchison (2016d) and slightly modified the groundwater pumping to achieve the adopted desired future conditions for the Ogallala and Edwards-Trinity (High Plains) aquifers. TWDB used the official aquifer boundaries to adjust the pumping in these two aquifers to achieve an average drawdown of 27 feet for all of Groundwater Management Area 2. This scenario represented drought conditions that are similar to the projected conditions used in the regional water planning process. For groundwater management purposes, pumping from this scenario may be adjusted to represent possible responses to various climatic conditions.

For the Dockum Aquifer, TWDB used the modeled extent submitted by Deeds and Jigmond (2015) to adjust the pumping to achieve an average drawdown of 27 feet for all of Groundwater Management Area 2, excluding the pass-through model cells. In addition to the Dockum Aquifer defined by TWDB, the modeled extent also includes the brackish/saline portion of the Dockum Group. According to Technical Memorandum 16-01 (Hutchison, 2016d), the groundwater conservation districts in Groundwater Management Area 2 wanted to include parts of the Dockum Group with poorer water quality for possible future development.

The modeled available groundwater values were extracted from the cell-by-cell budget file of the revised predictive model. Annual pumping rates were then divided by county, river basin, regional water planning area, and groundwater conservation district within Groundwater Management Area 2 (Figures 1 through 4 and Tables 1 through 4).

Modeled Available Groundwater and Permitting
As defined in Chapter 36 of the Texas Water Code, "modeled available groundwater" is the estimated average amount of water that may be produced annually to achieve a desired future condition. Groundwater conservation districts are required to consider modeled available groundwater, along with several other factors, when issuing permits in order to manage groundwater production to achieve the desired future condition(s). The other factors districts must consider include annual precipitation and production patterns, the estimated amount of pumping exempt from permitting, existing permits, and a reasonable estimate of actual groundwater production under existing permits.

PARAMETERS AND ASSUMPTIONS:
The parameters and assumptions for the groundwater availability are described below:

- Version 1.01 of the groundwater availability model for the High Plains Aquifer System by Deeds and Jigmond (2015) was revised to construct the predictive model simulation for this analysis. See Hutchison (2016d) for details of the initial assumptions.
The model has four layers which represent the Ogallala and Pecos Valley Alluvium aquifers (Layer 1), the Edwards-Trinity (High Plains) and Edwards-Trinity (Plateau) aquifers (Layer 2), the Upper Dockum Aquifer (Layer 3), and the Lower Dockum Aquifer (Layer 4). Pass-through cells exist in layers 2 and 3 where the Dockum Aquifer was absent but provided pathway for flow between the Lower Dockum and the Ogallala or Edwards-Trinity (High Plains) aquifers vertically. These pass-through cells were excluded from the modeled available groundwater calculation.

The model was run with MODFLOW-NWT (Niswonger and others, 2011). The model uses the Newton Formulation and the upstream weighting package which automatically reduces pumping as heads drop in a particular cell as defined by the user. This feature may simulate the declining production of a well as saturated thickness decreases. Deeds and Jigmond (2015) modified the MODFLOW-NWT code to use a saturated thickness of 30 feet as the threshold (instead of percent of the saturated thickness) when pumping reductions occur during a simulation.

During the predictive model run, no model cells within Groundwater Management Area 2 went dry.

For the High Plains Underground Water Conservation District No. 1, only the portion within Groundwater Management Area 2 is covered in this report.

Estimates of modeled drawdown and available groundwater from the model simulation were rounded to whole numbers.

RESULTS:

The modeled available groundwater for the Ogallala and Edwards-Trinity (High Plains) aquifers combined that achieves the desired future condition adopted by Groundwater Management Area 2 decreases from 3,115,812 to 1,002,728 acre-feet per year between 2020 and 2070. The modeled available groundwater is summarized by groundwater conservation district and county in Table 1. Table 3 summarizes the modeled available groundwater by county, river basin, and regional water planning area for use in the regional water planning process.

The modeled available groundwater for the Dockum Group and Aquifer that achieves the desired future condition adopted by Groundwater Management Area 2 decreases slightly from 30,566 to 29,705 acre-feet per year between 2020 and 2070. The modeled available groundwater is summarized by groundwater conservation district and county in Table 2. Table 4 summarizes the modeled available groundwater by county, river basin, and regional water planning area for use in the regional water planning process.
FIGURE 1. MAP SHOWING THE AREA COVERED BY THE GROUNDWATER AVAILABILITY MODEL FOR THE OGALLALA AQUIFER WITHIN GROUNDWATER MANAGEMENT AREA 2.
FIGURE 2. MAP SHOWING THE AREA COVERED BY THE GROUNDWATER AVAILABILITY MODEL FOR THE EDWARDS-TRINITY (HIGH PLAINS) AQUIFER WITHIN GROUNDWATER MANAGEMENT AREA 2.
FIGURE 3. MAP SHOWING THE AREA COVERED BY THE GROUNDWATER AVAILABILITY MODEL FOR THE DOCKUM AQUIFER AND DOCKUM GROUP WITHIN GROUNDWATER MANAGEMENT AREA 2.
FIGURE 4. MAP SHOWING REGIONAL WATER PLANNING AREAS, GROUNDWATER CONSERVATION DISTRICTS (ALSO KNOWN AS UNDERGROUND WATER CONSERVATION DISTRICT OR UWCD), COUNTIES, AND RIVER BASINS IN GROUNDWATER MANAGEMENT AREA 2.
TABLE 1. MODELED AVAILABLE GROUNDWATER FOR THE OGALLALA AND EDWARDS-TRINITY (HIGH PLAINS) AQUIFERS IN GROUNDWATER MANAGEMENT AREA 2 SUMMARIZED BY GROUNDWATER CONSERVATION DISTRICT AND COUNTY FOR EACH DECADE BETWEEN 2020 AND 2070, VALUES ARE IN ACRE-FEET PER YEAR. (UWCD = UNDERGROUND WATER CONSERVATION DISTRICT)

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<th>Groundwater Conservation District</th>
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<th>2020</th>
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TABLE 2. MODELED AVAILABLE GROUNDWATER FOR THE DOCKUM AQUIFER IN GROUNDWATER MANAGEMENT AREA 2 SUMMARIZED BY GROUNDWATER CONSERVATION DISTRICT AND COUNTY FOR EACH DECADE BETWEEN 2020 AND 2070. VALUES ARE IN ACRE-FEET PER YEAR. (UWCD = UNDERGROUND WATER CONSERVATION DISTRICT)

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<th>Groundwater Conservation District</th>
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<th>2020</th>
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GAM Run 16-028 MAG: Modeled Available Groundwater for the Ogallala, Edwards-Trinity (High Plains), and Dockum Aquifers in Groundwater Management Area 2

May 12, 2017
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<td>29,808</td>
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LIMITATIONS:

The groundwater model used in completing this analysis is the best available scientific tool that can be used to meet the stated objectives. To the extent that this analysis will be used for planning purposes and/or regulatory purposes related to pumping in the past and into the future, it is important to recognize the assumptions and limitations associated with the use of the results. In reviewing the use of models in environmental regulatory decision making, the National Research Council (2007) noted:

"Models will always be constrained by computational limitations, assumptions, and knowledge gaps. They can best be viewed as tools to help inform decisions rather than as machines to generate truth or make decisions. Scientific advances will never make it possible to build a perfect model that accounts for every aspect of reality or to prove that a given model is correct in all respects for a particular regulatory application. These characteristics make evaluation of a regulatory model more complex than solely a comparison of measurement data with model results."

A key aspect of using the groundwater model to evaluate historic groundwater flow conditions includes the assumptions about the location in the aquifer where historic pumping was placed. Understanding the amount and location of historic pumping is as important as evaluating the volume of groundwater flow into and out of the district, between aquifers within the district (as applicable), interactions with surface water (as applicable), recharge to the aquifer system (as applicable), and other metrics that describe the impacts of that pumping. In addition, assumptions regarding precipitation, recharge, and streamflow are specific to a particular historic time period.

Because the application of the groundwater model was designed to address regional scale questions, the results are most effective on a regional scale. The TWDB makes no warranties or representations relating to the actual conditions of any aquifer at a particular location or at a particular time.

It is important for groundwater conservation districts to monitor groundwater pumping and groundwater levels in the aquifer. Because of the limitations of the groundwater model and the assumptions in this analysis, it is important that the groundwater conservation districts work with the TWDB to refine this analysis in the future given the reality of how the aquifer responds to the actual amount and location of pumping now and in the future. Historic precipitation patterns also need to be placed in context as future climatic conditions, such as dry and wet year precipitation patterns, may differ and affect groundwater flow conditions.
REFERENCES:


Hutchison, William, 2016a, GMA 2 Technical Memorandum 15-01 (Final): Ogallala Aquifer.


Hutchison, William, 2016c, GMA 2 Technical Memorandum 15-03 (Final): Dockum Aquifer.

Hutchison, William, 2016d, GMA 2 Technical Memorandum 16-01 (Final): Predictive Simulation of the Ogallala, Edwards-Trinity (High Plains), and Dockum Aquifers (Scenario 16).


RULES OF THE GARZA COUNTY
UNDERGROUND WATER CONSERVATION
DISTRICT

In accordance with Section 59 of Article XVI of the Texas Constitution, Chapter 188 of House Bill 846 of the 74th Legislature and Chapter 36 of the Texas Water Code, applicable to ground water conservation districts created under Section 59, Article XVI, Texas Constitution, the following rules are hereby ratified and adopted as the rules of the District by its Board.

The rules, regulations and modes of procedure herein contained are and have been adopted for the purpose of simplifying procedure, avoiding delays, saving expense and facilitating the administration of the ground water laws of the State and the rules of this District. To the end that these objectives be attained, these rules shall be so construed.

These rules may be used as guides in the exercise of discretion, where discretion is vested. However, under no circumstance and in no particular case shall they, or any of them, be construed as a limitation or restriction upon the exercise of any discretion, where such exists; nor shall they in any event be construed to deprive the Board of an exercise of powers, duties and jurisdiction conferred by law, nor to limit or restrict the amount and character of data or information which may be required for the proper administration of the law.

(Adopted by the Board of Directors on October 6, 1998)
RULE 1 - DEFINITIONS

Unless the context hereof indicates a contrary meaning, the words hereinafter defined shall have the following meaning in these rules:

[a] "District" shall mean the Garza County Underground Water Conservation District, maintaining its principal office in Post, Texas. Where applications, reports and other papers are required to be filed or sent to the "District", this means the District headquarters in Post, Texas.

[b] The "Board" shall mean the Board of Directors of the Garza County Underground Water Conservation District, consisting of five (5) duly elected members.

[c] "Ground water" means water percolating below the surface of the earth, and that is suitable for agricultural, gardening, domestic or stock raising purposes, or for any other beneficial purpose, but does not include defined subterranean streams or the underflow of rivers.

[d] "Ground water reservoir" means a specific subsurface water-bearing reservoir having ascertainable boundaries containing groundwater.

[e] "Water" shall mean groundwater.

[f] The term "Well" or "Water Well" shall mean and include any artificial excavation, properly cased and completed to a depth greater than the top of any stratum containing groundwater, constructed for use for a beneficial purpose.

[g] "Use for a beneficial purpose" means use for:

(1) Agricultural, gardening, domestic, stock raising, municipal, mining, manufacturing, industrial, recreational, or pleasure purposes;

(2) Exploring for, producing, handling, or treating oil, gas, sulfur, or other minerals; or

(3) any other purpose that is useful and beneficial to the user.

[h] "Open or Uncovered Well" means any artificial excavation drilled or dug for the purpose of exploring for or producing water from an underground reservoir, not capped, covered or plugged as required by these rules.

[i] "Owner" shall mean and include any person, firm,
partnership or corporation that has the right to produce ground water from the land either by
ownership, contract, lease, easement, or any other estate in the land.

[j] "Person" shall mean any individual, partnership, firm or corporation.

[k] The word "Waste" as used herein shall have the same meaning as defined by the
Legislature in Section 36.001 of the Texas Water Code.

(1) The withdrawal of ground water from a ground water
reservoir at such rate and in such amount so as to cause
the intrusion herein of water not suitable for
agriculture, gardening, domestic or stock raising
purposes;

(2) The flowing or producing of wells from a ground water
reservoir when the water produced therefrom is not used
for a beneficial purpose;

(3) The escape of ground water from one ground water
reservoir to any other reservoir not containing ground
water;

(4) Pollution or harmful alteration of ground water in a
ground water reservoir by salt water or other deleterious
matter admitted from another stratum or from the surface
of the ground;

(5) Willfully or negligently causing, suffering, or per
mitting ground water to escape into any river, creek,
natural watercourse, depression, lake, reservoir, drain,
sewer, street, highway, road or road ditch, or onto land
other than that of the owner of the well; or

(6) Groundwater pumped for irrigation that escapes as
irrigation tailwater onto land other than that of the
owner of the well unless permission has been granted by the
occupant of the land receiving the discharge.
An "authorized well site" shall be:

(1) The location of a proposed well on an application duly filed until such application is denied; or

(2) The location of a proposed well on a valid permit.
(An authorized well site is not a permit to drill.)

RULE 2 -- WASTE

[a] Ground water shall not be produced within, or used within or without the District, in such a manner as to constitute waste as defined in Rule 1 hereof.

[b] Any person producing or using ground water shall use every possible precaution, in accordance with the most approved methods, to stop and prevent waste of such water.

[c] No person shall pollute or harmfully alter the character of the ground water reservoir of the District by means of salt water or other deleterious matter admitted from other stratum or strata or from the surface of the ground.

[d] No person shall commit waste as that term is defined by Section (k), Rule 1 of the Rules of Garza County Underground Water Conservation District.

RULE 3 - DRILLING PERMIT

[a] No person shall hereafter begin to drill or drill a well, or increase the size of a well or pump therein, which well could reasonably be expected to produce, or a pump designed to produce, in excess of 25,000 gallons of water per day <17.36 GPM), without having first applied to the Board, and having been issued a permit to do so, unless the drilling and operation of the well is exempt by law or by these rules. Provided that, as set out in Rule 3 (e) hereof, and under certain conditions, an applicant may commence the drilling of a well when his application thereto has been recommended by three (3) directors of the Board.

[b] Application for permits to drill wells shall be made at the office of the District at Post, Texas. The manager of the District, or other authorized personnel, shall note on the face of the application the date and time of day on which such application is received and shall give such application a serial number showing its relative priority as to the time of applications later filed.

[c] The signatures of three (3) Directors of the District on an application shall constitute a recommendation that the permit be granted. The refusal of three (3) or more Directors to sign the application shall constitute a recommendation of rejection of the application.
[d] If three (3) or more Directors shall recommend the granting of the application, and if there be no contest thereon or conflicting application, the applicant may thereupon proceed at his own risk to drill such a well. The application shall not, however, be officially granted until the same shall have been passed upon and granted by the Board in its regular course of business.

[e] If, before the Board officially approves an application to drill a permitted well, a contest shall arise over the application, or if another owner shall within such time file an application for a well permit within less than a minimum spacing distance for such permitted wells, then the Board may conduct a hearing, upon due notice to both parties, to hear and determine the contest or to determine which of the applications should, in its judgment, be granted. In the event of a contest, or such conflicting application, no well shall be commenced until the matter is passed upon by the Board. A contest shall be deemed filed when written notification is filed with the Board at its office and the Manager or other authorized personnel shall receive the same. Thereafter, both applicants, or the applicant and the contestant or contestants, after due notice, shall be entitled to a hearing before the Board. At such hearing, all parties may introduce pertinent evidence as to why the particular application should be granted or denied, including evidence as to the effect on the water reservoir, the conservation and preservation of water, the prevention of waste, the protection of property rights, and other pertinent matters, which evidence shall be taken into consideration by the Board. The Board shall also take into consideration which of the applicants duly filed his application first.

[f] If any application is not favorably recommended by three of the Directors, the applicant shall have the right of appeal to the Board. Such appeal must be filed with the manager of the District or written notice by registered mail given fifteen (15) business days from the time that the third Director declined to sign the application. If no such appeal is filed, the application shall be deemed to have been abandoned by the applicant. Upon receipt of such appeal, the Board shall set a time and place for such hearing and notify the necessary parties thereof.

RULE 4 - DEPOSITS
(Rule 4 amended January 25, 2001)

Each application for a permit to drill a well shall be accompanied by a One Hundred and Fifty Dollar ($150.00) deposit, which shall be accepted by the manager of the District or other authorized personnel in the office of the District. One Hundred Dollars ($100.00), of said deposit shall be returned to the applicant by the District if (1) the application is denied; (2) if the application is granted, upon receipt of correctly completed enrollment and log of the well; or (3) if said permit location is abandoned without having been drilled, upon return and surrender of said permit marked "abandoned" by the applicant. Fifty Dollars ($50.00), of said deposit shall be retained by the District.
In the event that neither the enrollment and log of the well, nor permit marked "abandoned: is returned to the District office within three (3) months after approval date of the permit or the extension date thereof, the said deposit shall be come the property of the District.

RULE 5 – ISSUANCE OF PERMITS

[a] The Board shall issue or cause to be issued a drilling permit for a well properly spaced upon proper application executed and filed by the owner and containing the matters specified below. An application shall be considered filed when properly made out, completed, signed, and tendered to a member of the Board of Directors or a person designated by such Board to receive the same.

Such applications shall be on forms provided by the District and shall be in writing and shall be prepared in accordance with and contain the information called for in the form of application, if any, prescribed by the Board, and all instructions which may have been issued by the Board with respect to the filing of an application. Otherwise, the application will not be considered.

[b] Rules for the filing of applications:

(1) If the applicant is an individual, the application shall be signed by the applicant or his duly appointed agent. The agent may be requested to present satisfactory evidence of his authority to represent the applicant.

(2) If the application is by partnership, the applicant shall be designated by the firm name followed by the words "a Partnership", and the application shall be signed by at least one of the general partners who is duly authorized to bind all of the partners.

(3) In the case of a corporation, public district, county or municipality, the application shall be signed by a duly authorized official. A copy of the resolution or other authorization to make the application may be required by the officer or agent receiving the application.
(4) In the case of an estate or guardianship, the application shall be signed by the duly appointed guardian or representative of the estate.

c) Such application shall set forth the following:

(1) The name and address of the owner of the land upon which the location is made.

(2) The exact proposed location of the "well to be drilled as provided in the application including the section, block, survey and township; labor and league; and exact number of feet to the nearest non-parallel property lines; or other adequate legal description

(3) The proposed use of the well to be drilled, whether municipal, industrial, irrigation or other

(4) The size of the pump and expected production in GPM.

(5) The approximate date drilling operations are to begin.

(6) The location of all wells within a quarter of a mile of the proposed location, and the names and addresses of the owners thereof.

(7) An agreement by the applicant that a completed well registration and log will be furnished to the District (on forms furnished by it) by the applicant upon completion of this well and prior to the production of water therefrom (except for such production as may be necessary to the drilling and testing of such well).

(8) Such additional data as may be required by the Board.

RULE 6 -- WELL SPACING

(Rule 6 amended January 25, 2001)

[a] Wells to be drilled after the effective date of these rules shall be spaced as follows:
All permitted wells shall have a minimum spacing of 50 yards from the nearest well or authorized well site; a well to be equipped with a two-inch pump shall be located at least 100 yards from the nearest well or authorized well site; a well to be equipped with a three-inch pump shall be located at least 150 yards from the nearest well or authorized well site; a well to be equipped with a four-inch pump shall be located at least 200 yards from the nearest well or authorized well site; a well to be equipped with a five-inch pump shall be located at least 250 yards from the nearest well or authorized well site; a well to be equipped with a six-inch pump shall be located at least 300 yards from the nearest well or authorized well site; a well to be equipped with an eight-inch pump shall be located at least 400 yards from the nearest well or authorized well site; any well to be equipped with a pump larger than an eight-inch pump shall be located at least 440 yards from the nearest well or authorized well site. An authorized well site is not a permit to drill. An authorized well site shall be:

(1) The location of a proposed well on an application duly filed until such application is denied; or

(2) The location of a proposed well on a valid permit.

[b] It is contemplated that the pumps of the respective sizes set out above shall refer to the inside diameter of the pump column pipe and shall produce water at the ordinary or usual pumping rates of pumps of such sizes. The ordinary or usual pumping rates of such pumps are to be regarded as follows:

<table>
<thead>
<tr>
<th>Size of pump (inside diameter of column pipe)</th>
<th>GPM</th>
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<tbody>
<tr>
<td>1-1/2 inch or smaller pump</td>
<td>40 to 70</td>
</tr>
<tr>
<td>2-inch pump</td>
<td>70 to 90</td>
</tr>
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<td>3-inch pump</td>
<td>90 to 120</td>
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<td>5-inch pump</td>
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<tr>
<td>6-inch pump</td>
<td>390 to 560</td>
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<tr>
<td>8-inch pump</td>
<td>560 to 1000</td>
</tr>
<tr>
<td>Larger than 8-inch pump</td>
<td>more than 1000</td>
</tr>
</tbody>
</table>

If the pump which is to be used by the applicant is of a different size or type, or is to be operated at a different rate in gallons per minute from the pumps in general use as set out above, such facts shall be made known in the application; and in such case, the actual rate at which the well is to be pumped shall be the determining factor in the spacing for such well instead of the size of the pump. A pump to be operated against an artificial head in a closed or semi-closed system shall be given special consideration.
[c] It shall be considered to be a fraud upon the District and on the adjacent landowners for any applicant to willfully give erroneous information in his application. If any operator willfully produces his well at a higher rate than represented in his application and or approved in his permit, such action may be enjoined by the board.

[d] A well drilled and equipped to produce more than 25,000 gallons of water per day (17.36 G.P.M.) prior to the creation of the District or in an area prior to its annexation into the District is a legal well and shall be afforded spacing protection under these rules as if it had been a permitted well until such time as an abandoned well form is signed, the well is destroyed in such a manner that a pump cannot be installed, and/or no evidence of the well is visible at the ground surface, stated are cumulative only of all other powers possessed by the Board.

**RULE 7- EXCEPTION TO SPACING RULE**

[a] In order to protect vested property rights, to prevent waste, to prevent confiscation of property, or to protect correlative rights, the Board may grant exception to the above spacing regulations. This rule shall not be construed so as to limit the power of the Board, and the powers stated are cumulative only of all other powers posse by the Board.

[b] If an exception to such spacing regulations is desired, application therefor shall be submitted by the applicant in writing to the Board at its District office on forms furnished by the District. The application shall be accompanied by a plat or sketch, drawn to a scale of one (1) inch equaling two hundred (200) yards. The plat or sketch shall show thereon the property lines in the immediate area and shall show accurately to scale all wells within a quarter mile of the proposed well site. The application shall also contain the names and addresses of all property owners adjoining the tract on which the well is to be located and the ownership of the wells within a quarter mile of the proposed location. Such application and plat shall be certified by some person actually acquainted with the facts who shall state that all of the facts therein are true and correct. A fee of Two Hundred and Fifty Dollars ($250.00) shall accompany each application for an exception applied for under Rule 7.

[c] Such exception may be granted ten (10) days after written notice has been given to the applicant and all adjoining owners and all well owners within a quarter mile of the proposed location and after a public hearing at which all interested parties may appear and be heard, and after the Board has decided that an exception should be granted. Provided, however, that if all such owners execute a waiver in writing stating that they do not object to the granting of such exception, the Board may thereupon proceed to decide upon the granting or refusing of such application without notice of hearing except to the applicant. The applicant may also waive notice or hearing or both.
RULE 8 -- PLACE OF DRILLING A WELL

After an application for a well permit has been granted, the well, if drilled, must be drilled within ten yards of the location specified in the permit, and not elsewhere. If the well should be commenced or drilled at a different location, the drilling or operation of such well may be enjoined by the Board pursuant to Chapter 36, Texas Water Code.

[a] A well shall be located a minimum horizontal distance of 150 feet from any watertight sewage facility and liquid waste collection facility.

[b] A well shall be located a minimum horizontal distance of 150 feet from any contamination, such as existing or proposed livestock or poultry yard, privies, and septic absorption field.

[c] A well shall be located at a site not generally subject to flooding; provided, however, that if a well must be placed in a flood prone area, it shall be completed with a watertight sanitary well seal and steel casing extending to a minimum of 24 inches above the known flood level.

RULE 9 -- REWORKING OR REPLACING OF WELL

[a] No person shall rework, redrill, or re-equip a well in a manner that would increase the rate of production of water from such well beyond any previous normal rate of production of such well without first having made an application to the Board, and having been granted a permit by the Board to do so. Nor shall any person replace a well without a permit from the Board. A replacement well, in order to be considered as such, must be drilled within one hundred fifty (150) feet of the old well and not elsewhere. It must not be located toward any other well or authorized well site unless the new location complies with the minimum spacing requirements set out in Rule 6 [a]; otherwise the replacement well shall be considered to be a new well for which application must be made under Rule 5 above. Provided, however, that the Board may grant an exception without notice or hearing in any instance where the replacement well is placed farther away from any existing wells or authorized well sites.

The location of the old well (the well being replaced) shall be protected in accordance with the spacing rules of the District until the replacement well is drilled and tested. The landowner or his agent must within 120 days of the issuance of the permit declare in writing to the District which one of these two wells he desires to produce. If the landowner does not notify the District of his choice within this 120 days, then it will be conclusively presumed that the new well is the well he desires to retain. Immediately after determining which well will be retained for production the other well shall be:
1. Filled and abandoned; or

2. Properly equipped in such a manner that it cannot produce more than 25,000 gallons (17.36 G.P.M.) of water per day; or

3. Closed in accordance with regulations of State law.

An application to rework, re-equip, redrill or replace an existing well may be granted by the Board without notice or hearing.

[b] The size or capacity of the pump on a well shall not be hereafter changed to a larger size or capacity so as to substantially increase the rate of production of a well without a permit from the Board. Such permit may be granted only after written notice to adjacent owners and owners of a well within a quarter of a mile from such well and a public hearing, as provided in Rule 7 [c] above, and after a decision by the Board that such change will not cause unreasonable drawdown of the water table or unreasonable interference between wells, waste, or confiscation of property. Provided that if the adjacent owners and owners of a well within a quarter of a mile indicate to the Board in writing that they have no objection to the proposed change, then the Board may proceed to decide such matter. Provided that if the well is a sufficient distance from other wells to comply with spacing regulations for new wells of the desired capacity the Board may proceed to act on such application.

[c] In the event the application meets all spacing requirements and no contest is filed, the Board may grant such application without further action.

**RULE 10 – TIME DURING WHICH A PERMIT SHALL REMAIN VALID**

[a] Any permit granted hereunder shall be valid if the work permitted shall have been completed within four (4) months from the filing date of the application. It shall thereafter be void. Provided, however, that the Board, for good cause, may extend the life of such permit for an additional four (4) months if an application for such extension shall have been made to the Board during the first four (4) months period. Provided, further, that when it is made known to the Board that a proposed project will take more time to complete, the Board, upon receiving written application may grant such time as is reasonably necessary to complete such project.

[b] A permit shall remain valid until an abandoned well form is signed, the well is destroyed in such a manner that a pump cannot be installed, and/or no evidence of the well is visible at the ground surface.

**RULE 11 - CHANGED CONDITIONS**

The decision of the Board on any matter contained herein may be reconsidered by it on its
own motion or upon motion showing changed conditions, or upon the discovery of new or
different conditions or facts after the hearing or decision on such matter. If the Board should decide
to reconsider a matter after having announced a ruling or decision, or after having finally granted or
denied an application, it shall give notice to persons who were proper parties to the original action,
and such persons shall be entitled to a Hearing thereon if they file a request therefor within fifteen
days from the date of the mailing of such notice.

RULE 12 - RIGHT TO INSPECT AND TEST WELLS

Any authorized officer, employee, agent, or representative of the District shall have the right
at all reasonable times to enter upon lands upon which a well or wells may be located within the
boundaries of the District, to inspect such well or wells and to read, or interpret any meter, wire box
or other instrument for the purpose of measuring production of water from said well or wells or for
determining the pumping capacity of said well or wells; and any authorized officer, employee, agent,
or representative of the District shall have the right at all reasonable times to enter upon any lands
upon which a well or wells may be located within the boundaries of the District for the purpose of
testing the pump and the power unit of the well or wells and of making any other reasonable and
necessary inspections and tests that may be required or necessary for the information or the
enforcement of the rules and regulations of the District. The operation of any well may be enjoined
by the Board immediately upon the refusal to permit the gathering of information as above provided
from such well.

RULE 13 - OPEN WELLS TO BE CAPPED

Every owner or operator of any land within the District upon which is located any open or
uncovered well is, and shall be, required to close or cap the same permanently with a covering capable
of sustaining weight of not less than four hundred (400) pounds, except when such well is in actual use
by the owner or operator thereof; and no such owner or operator shall permit or allow any open or
uncovered well to exist in violation of this requirement. Officers, agents, and employees of the
District are authorized to serve or cause to be served written notice upon any owner or operator of a
well in violation of this rule, thereby requesting such owner and/or operator to close or cap such well
permanently with a covering in compliance with this section. In the event that any owner or operator
fails to comply with such request within thirty (30) days after such written notice, any officer, agent or
employee of the District may go upon such land and close or cap such well safely and securely in a
manner complying with this rule, and all reasonable expenditures thereby incurred shall constitute a
lien upon the land where such well is located. Any officer, agent or employee of the District is
authorized to perfect lien by filing of the affidavit authorized by Section 36.118 of the Texas Water
Code. All of the powers and authority granted in such section are hereby adopted by the District, and
its officers, agents and employees are hereby bestowed with all of such powers and authority.
RULE 14 - FINAL ORDERS OF THE BOARD

The orders of the Board in any non-contested application or proceeding shall become the final order of the Board on the day it is entered by the Board. All orders of the Board in contested applications, appeals, or other proceedings shall contain a statement that the same was contested. In such event the order will become final after fifteen (15) days from the entry thereof and be binding on the parties thereof unless a motion for rehearing is filed under Rule 15 hereof.

RULE 15 -- REHEARING

[a] Any person whose application is denied, whose contest is overruled, or who is not granted the relief desired, may file with the Board a motion for rehearing within fifteen (15) days from the announcement by the Board of its decision or action. The Board shall act thereon within a reasonable time. If such motion for rehearing is filed and is overruled, the order of the Board shall be final on the date the motion is overruled.

[b] The Board may, in a proper case, find that an emergency exists and that substantial injustice will result from delay. In that event, and upon recitation of such finding, the order of the Board will become final on the date of the announcement of the order by the Board, and no motion for rehearing will be considered thereon.

[c] If an application or a contest is denied by the Board or adverse recommendations are made by the Board, and if the applicant or contestant shall not have had and shall not have been afforded an opportunity for a hearing before the Board, as elsewhere provided by these rules, the applicant or contestant shall be entitled to a hearing before the Board. A written request to the Board for such a hearing, stating such facts, must be filed with the Board within the above fifteen (15) days period. If such motion is in order and is duly filed, the Board shall give notice to the applicant and all proper and necessary parties of the time and place of such hearing, and shall proceed to conduct a hearing.

RULE 16 - RULES GOVERNING PROTESTS

[a] NOTICE OF PROTEST: In the event anyone should desire to protest or oppose any pending matter before the Board, or desires to prosecute his appeal from the action of the Board, a written notice of protest or opposition shall be filed with the Board on or before the date on which such application or matter has been set for hearing. For the convenience of the Board, it is urged that the protests be filed at least five (5) days before the hearing date.
[b] PROTEST REQUIREMENTS: Protests shall be submitted in writing with a duplicate copy to the opposite party or parties and shall comply in substance with the following requirements:

(1) Each protest shall show the name and address of the protestant and show that protestant has read either the application or a notice relative thereto published by the Board.

(2) There shall be an allegation of injury to protestant which will result from the proposed action or matter to be considered by the Board.

(3) If the protest is based upon claim of interference with some present right of protestant, it shall include a statement of the basis of protestant, claim of right.

(4) Protestant shall call attention to any amendment of the application or adjustment which, if made, would result in withdrawal of the protest.

[c] CONTESTED APPLICATIONS OR PROCEEDINGS DEFINED: An application, appeal, motion or proceeding pending before the Board is considered contested when either protestants or interveners, or both, file the notice of protest as above set out and appear at the hearing held on the application, appeal from the Board, motion or proceeding, and present testimony or evidence in support of their contention, or present a question or questions of law with regard to the application, motion or proceeding. Where neither protestants nor interveners so appear and offer testimony or evidence in support of their contentions, or raise a question of law with reference to any pending application, motion or proceeding, the same shall be considered as non-contested.

[d] In the event of a contested hearing each party shall furnish other parties to the proceeding with a copy of all the motions, amendments or briefs filed by him with the Board.

 RULE 17 - GENERAL RULES OF PROCEDURE FOR HEARING

[a] Hearings will be conducted in such manner as the Board deems most suitable to the particular case, and technical rules of legal and court procedure need not be applied. It is the purpose of the Board to obtain all the relevant information and testimony pertaining to the issue before it as conveniently, inexpensively and expeditiously as possible without prejudicing the rights of either applicants or protestants.
[b] WHO MAY APPEAR: Any party at interest in a proceeding may appeal either in person or by attorney or both in such proceedings. A party at interest is any person owning a water right within the bounds of the District who is or may be affected by such proceeding. At the discretion of the Board anyone not a party at interest in a proceeding may appear.

c] ADMISSIBILITY: Evidence will be admitted if it is of that quality upon which reasonable persons are accustomed to rely in the conduct of serious affairs. It is intended that needful and proper evidence shall be conveniently, inexpensively and speedily produced while preserving the substantial rights of the parties to the proceeding.

d] TESTIMONY SHALL BE PERTINENT: The testimony shall be confined to the subject matter contained in the application or contest. In the event that any party at a hearing shall pursue a line of testimony or interrogation of a witness that is clearly irrelevant, incompetent or immaterial, the person conducting the hearing may forthwith terminate such line of interrogation.

c] A STIPULATION: Evidence may be stipulated by agreement of all parties at interest.

[f] LIMITING NUMBER OF WITNESSES: The right is reserved to the Board in any proceeding to limit the number of witnesses appearing whose testimony may be merely cumulative.

RULE 18 – GENERAL RULES
(Rule 18 amended July 12, 2005)

[a] COMPUTING TIME: In computing any period of time prescribed or allowed by these rules, by order of the Board, or by any applicable statute, the day of the act, event or default from which the designated period of time begins to run, is not to be included, but the last day of the period so computed is to be included, unless it be a Sunday or legal holiday, in which event the period runs until the end of the next day which is neither a Sunday or a legal holiday.

[b] TIME LIMIT: Applications, requests, or other papers or documents required or permitted to be filed under these rules or by law must be received for filing at the Board's office at Post, Texas, within the time limit, if any, for such filing. The date of receipt and not the date posting is determinative.

[c] SHOW CAUSE ORDERS AND COMPLAINTS: The Board, either on its own motion or upon receipt of sufficient written protest or complaint, may at any time, after due notice
to all interested parties, cite any person operating within the District to appear before it in a public hearing and require him to show cause why his operating authority or permit should not be suspended, canceled, or otherwise restricted and limited, for failure to comply with the orders or rules of the Board or the relevant statutes of the State, or for failure to abide by the terms and provisions of the permit or operating authority itself. The matter of evidence and all other matters of procedure at any such hearing will be conducted in accordance with these rules of procedures and practice.

[d] Conduct which violates any of these rules and/or regulations shall constitute an offense for which the person committing such offense shall be punished by a fine not to exceed Five Hundred Dollars ($500.00). Each day of violation constitutes a separate offense.

RULE 19-AMENDMENT OF RULES

The Board may, following notice and hearing, amend these rules or adopt new rules from time to time following a majority vote.

Savings Clause

If any section, sentence, paragraph, clause, or part of these rules and regulations should be held or declared invalid for any reason by a final judgment of the courts of this State or of the United States, such decision or holding shall not affect the validity of the remaining portions of these rules; and the Board does hereby declare that it would have adopted and promulgated such remaining portions of such rules irrespective of the fact that any other sentence, section, paragraph, clause, or part hereof may be declared invalid.
NOTICE
OF
CALLED MEETING

GARZA COUNTY UNDERGROUND WATER CONSERVATION DISTRICT MEMBERS WILL MEET IN A CALLED MEETING THURSDAY THE 15TH DAY OF AUGUST, 2019 AT 10:00 A.M. IN THE DISTRICT OFFICE AT THE GARZA COUNTY COURTHOUSE

AGENDA

1. Hearing to adopt Water Management Plan

[Signature]
FERREL WHEELER, PRESIDENT

IN ACCORDANCE WITH TITLE III OF THE AMERICANS WITH DISABILITIES ACT, WE INVITE ALL ATTENDEES TO ADVISE US OF ANY SPECIAL ACCOMMODATIONS DUE TO DISABILITY. PLEASE SUBMIT YOUR REQUEST AS FAR IN ADVANCE AS POSSIBLE, OF THE MEETING YOU WISH TO ATTEND BY CONTACTING SECRETARY OF OFFICE AT 495-4425 OR FERREL WHEELER.
GARZA COUNTY
UNDERGROUND WATER
CONSERVATION DISTRICT

CALLED MEETING MINUTES
August 15, 2019

Directors Present:
Ferrel Wheeler, Chairman
Dicky Wallace
John Boren
Kevin Wright

Called meeting hearing to adopt the revised Groundwater Management Plan for 2019-2024.

After no public comment, motion made by Kevin Wright, seconded by John Boren to adopt the 2019-2024 Groundwater Management Plan . Motion Carried.

Meeting Adjourned.

Ferrel Wheeler, Chairman  Dicky Wallace

John Boren  Kevin Wright

Ronnie Graves
August 26, 2019

Llano Estacado UWCD
200 S. E. Ave C
Seminole, TX 79360

Dear Llano Estacado UWCD:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

[Signature]
Ferrel Wheeler
President
Garza County
Underground Water Conservation District

August 26, 2019

Region F Water Planning Group
Colorado River MWD
Big Spring, TX 79721

Dear Region F Water Planning Group Chairman:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

Ferrel Wheeler
President

Mailing Address
300 West Main
Post, TX 79356

Telephone
806-495-4425
August 26, 2019

Sandy Land UWCD
P.O. Box 130
Plains, TX 79355

Dear Sandy Land UWCD:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

[Signature]
Ferrel Wheeler
President
August 29, 2019

South Plains UWCD
802 Tahoka RD
Brownfield, TX 79316

Dear South Plains UWCD:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

[Signature]
Ferrel Wheeler
President
August 26, 2019

White River Municipal Water District
2880 FM 2794
Spur, TX 79370

Dear White River Municipal Water District:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

[Signature]
Ferrel Wheeler
President
August 26, 2019

Mr. Mark Kirkpatrick
Lake Alan Henry Water District
P.O. Box 38
Post, TX 79356

Dear Lake Alan Henry Water District:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

Ferrel Wheeler
President

Mailing Address
300 West Main
Post, TX 79356

Telephone
806-495-4425
August 26, 2019

Brazos River Authority
P.O. Box 7555
Waco, TX 76714

Dear Brazos River Authority:

In accordance with Chapter 36,1071 (a), Texas Water Code, we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

Ferrel Wheeler
President
August 26, 2019

Mesa UWCD
P.O. Box 497
Lamesa, TX 79331

Dear Mesa UWCD:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

Ferrel Wheeler
President

Mailing Address
300 West Main Post, TX 79356

Telephone
806-495-4425
August 26, 2019

Permian Basin UWCD  
P.O. Box 1314  
Stanton, TX 79782

Dear Permian Basin UWCD:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

Ferrel Wheeler  
President

Mailing Address  
300 West Main  
Post, TX 79356

Telephone  
806-495-4425
August 26, 2019

High Plains UWCD No. 1
2930 Ave Q
Lubbock, TX 79356

Dear High Plains UWCD No. 1:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

Ferrel Wheeler
President
August 26, 2019

Llano Estacado Regional O Water Planning Group
Texas Cattle Feeders
3101 19th Street
Lubbock, TX 79410

Dear Llano Estacado Regional O Water Planning Group:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

Ferrel Wheeler
President

Mailing Address
300 West Main
Post, TX 79356

Telephone
806-495-4425
August 26, 2019

South Plains UWCD
802 Tahoka RD
Brownfield, TX 79316

Dear South Plains UWCD:

In accordance with Chapter 36,1071 (a), Texas Water Code we are providing you with a copy of the Groundwater Management Plan of the Garza County Underground Water Conservation District.

If you have any comments, please feel free to contact us.

Sincerely,

[Signature]
Ferrel Wheeler
President

Mailing Address
300 West Main
Post, TX 79356

Telephone
806-495-4425