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06/20/2011 10:23:47 RM 1/3

# EDWARDS AQUIFER AUTHORITY WATER RIGHTS FILING INSTRUCTIONS FOR COUNTY CLERKS

Please file this sheet and the attached Edwards Aquifer Authority, State of Texas "Regular Permit" in the Official Public Records using "Edwards Water Rights" as the document type.

1.	DATE OF EXECUTION:	
2.	DOCUMENT TYPE:	Edwards Water Rights
3.	GRANTOR:	Channing Newton Williams, Trustee of the Williams Family Trust
4,	GRANTEE(S) (Permittee):	June S. Williams

5. LEGAL PLACE OF USE:

Legal Description Reference	County	County Clerk Document No.	Volume/ Book	Page(s)
Irrevocable Designation of Historically Irrigated Lands	Comal	201106016015	N/A	N/A - N/A
Application for Probate of Will as Muniment of Title	Comal	201006017260	N/A	N/A - N/A

Survey / Abstract No	NCB	СВ	Lot	Subdivision
Sur No. 1/ Abs No. 2				
Sur No. 1/ Abs No. 2				

- 6. REGULAR PERMIT TO WITHDRAW GROUNDWATER FROM THE EDWARDS AQUIFER NO. P100-786 (CO00155)
- 7. ANNUAL WITHDRAWAL AMOUNT: 54.000 Acre-Feet / Annum
- 8. REASON FOR ISSUANCE:

This Regular Permit was issued due to an amendment of a part of the Initial Regular Permit (P100-786 (CO00155)) recorded with the Comal County Clerk as document # 200806038753.

9. AFTER RECORDING RETURN TO:

Edwards Aquifer Authority 1615 N. Saint Mary's St. San Antonio, TX 78215

#### **EDWARDS AQUIFER AUTHORITY** STATE OF TEXAS REGULAR PERMIT No. P100-786 (CO00155)

THIS CERTIFIES THAT:

June S. Williams PO Box 310157

New Braunfels, TX 78131

has been issued this Regular Permit by the Board of Directors of the Edwards Aquifer Authority to withdraw groundwater from the Edwards Aquifer. This Permit is issued without a term. All prior permits or other approvals are superceded by this Permit.

Permit Derivation: CO00155

Purpose: Irrigation

Pool: San Antonio

Authorized Annual Groundwater Withdrawal Amount: 54.000 acre-feet per calendar year of which 30.000 acrefeet are unrestricted irrigation groundwater and 24.000 acre-feet are base irrigation groundwater.

Place of Use: The tract(s) of land more fully described in Irrevocable Designation of Historically Irrigated Lands, dated 5/6/2011 as recorded with Clerk as Document # 201106016015, Volume N/A, Pages N/A - N/A, and the tract(s) of land more fully described in Application for Probate of Will as Muniment of Title dated 2/17/2010 as recorded with Clerk as Document # 201006017260, Volume N/A, Pages N/A - N/A, Official Public Records, Comal

Withdrawal Point(s); Metering; Maximum Withdrawal Rate:

EAA WELL NO.	LOCATION	MEASURING METHOD	WITHDDAWAL DATE
W100-842 (CO00155-001)	29-44.00-7.30 / 98-7.00-2.00	Meter	500 gpm

Conditions: Edwards Aquifer groundwater may be withdrawn only under the terms and conditions of this Permit, the Edwards Aquifer Authority Act (Act of May 30, 1993, 73rd Leg., R.S., ch. 626, 1993 Tex. Gen. Laws 2350), other applicable general law, and Authority rules, as these may be amended from time to time. This permit is subject to the continuing jurisdiction and supervision of the Authority, and may be amended from time to time consistent

THIS REGULAR PERMIT IS ISSUED, EXECUTED, AND EFFECTIVE THIS

LUANA BUCKNER

Chairman, Board of Directors

ATTEST:

ENRIQUE VALDIVIA

Secretary, Board of Directors

Page 1 of 2

#### **ACKNOWLEDGMENT**

STATE OF TEXAS
COUNTY OF BEXAR

ON BEHALF OF THE AUTHORITY, THIS PERMIT WAS ACKNOWLEDGED before me on Directors, Edwards Aquifer Authority, a conservation and reclamation district created pursuant to Art. XVI, Sec. 59, Texas Constitution.

YOLANDA SANCHEZ
NOTARY PUBLIC
STATE OF TEXAS
My Comm. Exp. 11-13-2014

Notary Public in and for the State of Texas

AFTER RECORDING RETURN TO:

Docket Clerk Edwards Aquifer Authority 1615 N. St. Mary's St. San Antonio, Texas 78215

Filed and Recorded
Official Public Records
Joy Streater, County Clerk
Comal County, Texas
06/20/2011 10:23:47 AM
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## IRREVOCABLE DESIGNATION OF HISTORICALLY IRRIGATED LANDS PERTAINING TO EDWARDS AQUIFER GROUNDWATER RIGHTS

STATE OF TEXAS

COUNTY OF COMAL

Whereas, on January 13, 2004, Channing Newton Williams, Trustee of the Williams Family Trust ("Owners") were issued an Initial Regular Permit ("IRP") No. P100-786 (CO00155) by the Edwards Aquifer Authority ("Authority") for irrigation purposes; and

Whereas, Owner owns the place of use set out in the IRP ("Property"); and

Whereas, the Property contains the lands actually irrigated in the one calendar year during the historical period ("Historically Irrigated Lands") that provided the basis for the issuance of the IRP; and

Whereas, during the permit process, Owner had previously presented evidence of the number of acres of Historically Irrigated Lands contained within the Property, but had not identified the specific location of the Historically Irrigated Lands by survey; and

Whereas, Owner now desires to designate the Historically Irrigated Lands to clarify and identify the specific location of these lands in order to: (1) identify the lands to which the Base Irrigation Groundwater ("BIG") and Unrestricted Irrigation Groundwater ("UIG") components of the IRP are appurtenant under Section 1.34(c) of the Edwards Aquifer Authority Act; (2) provide the basis to amend the IRP to more accurately describe the place of use; and (3) eliminate any clouds of title, presumptions, or inferences that the remaining portions of the Property that are not part of the Historically Irrigated Lands has any BIG or UIG appurtenant thereto.

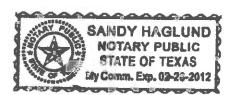
NOW THEREFORE, Owner irrevocably designates as Historically Irrigated Lands those lands, consisting of 30.0 acres, as is described by the metes and bounds description attached hereto as Exhibit A, out of the entirety of the Property derived from a surveyed legal description and plat acceptable to the Authority. From and after the date of this Irrevocable Designation, the UIG and BIG rights in the IRP are appurtenant to the Historically Irrigated Lands unless transferred to another place of use pursuant to Authority rules.

EXECUTED by Owners on this 6th day of May , 2011.					
Owner's Printed Name:					
JUNE S WILLIAMS  Authorized signature of Owner, and title of signatory, if any					
ACKNOWLEDGEMENT					
STATE OF TEXAS					
COUNTY OF SEATON					
On this the 6 day of May, 2011, before me, V. Sanchez, the undersigned officer, personally appeared Tune Williams ("Owner" herein) and acknowledged that he executed the same for the purpose herein contained.					
IN WITNESS WHEREOF, I have hereunto set my hand and official seal.					
John YOU AND SANGUETE Soland South					
NOTARY PUBLIC, State of Texas  STATE OF TEXAS  My Comm. Exp. 11-13-2014					
ACCEPTANCE AND APPROVAL					
This Irrevocable Designation of Historically Irrigated Lands Pertaining to Edwards Aquifer Groundwater Rights has been accepted and approved by the Edwards Aquifer Authority, prior to its recording, on the big day of Nico, 2011.					
THE EDWARDS AQUIFER AUTHORITY					
By: Act of					
Karl J. Dreher, General Manager					

STATE OF TEXAS	8
COUNTY OF BEKAR	§ 8

On this the day of MAY, 2011, before me, Sandy Hackenothe undersigned officer, personally appeared Karl J. Dreher, General Manager of the Edwards Aquifer Authority and acknowledged that he executed the same for the purpose herein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.



NOTARY PUBLIC, State of Texas

### **RECORDING INSTRUCTIONS**

This Irrevocable Designation Of Historically Irrigated Lands Pertaining To Edwards Aquifer Groundwater Rights shall be recorded by the Owner after the acceptance and approval by the General Manager of the Authority. After recordation, the Owner must provide a copy to the Authority within thirty (30) days of the date of recordation.

After recording return to:

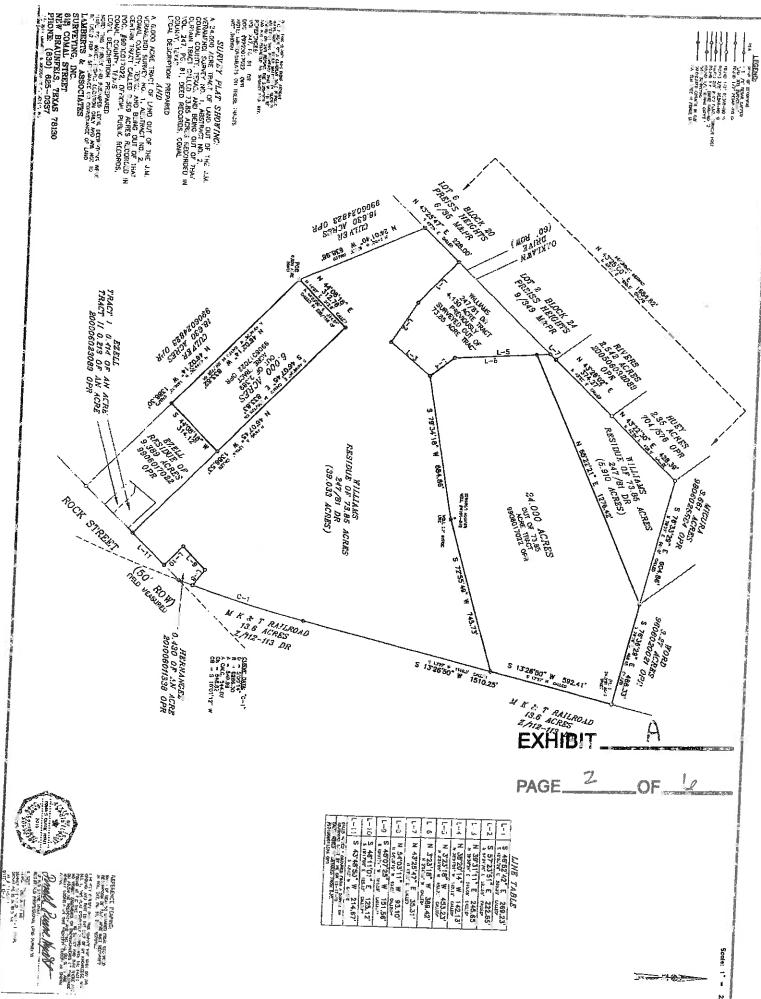
Edwards Aquifer Authority Attn: Permits 1615 N. St Mary's St San Antonio, Texas 78215

## EXHIBIT A

Historically Irrigated Lands

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Lamberts & Associates Surveying, Inc.
BOUNDARY \* ALTA \* TOPOGRAPHIC \* CONSTRUCTION
618 COMAL STREET \* NEW BRAUNFELS, TX. 78130
PHONE (830) 625-0337 FAX (830) 625-0858
lambertssurveying@yahoo.com

## FIELD NOTES FOR A 24.000 ACRE TRACT OF LAND

BEING a 24.000 acre tract of land out of the J.M. Veramendi Survey No. 1, Abstract No. 2, Comal County, Texas, and being out of that certain tract called 73.85 acres and recorded in Volume 247, Page 81, Deed Records, Comal County, Texas, with all bearings herein being referenced and rotated to a bearing of N 43°25'00" E between a 3/8" rebar (no ID) found at the west corner and a ½" rebar (no ID) found at the north corner of said 73.85 acre tract; Said 24.000 acre tract of land being more particularly described by metes and bounds as follows, with all ½" rebar set having a yellow cap stamped LAMBERTS SURVEYING:

BEGINNING at a ½" rebar (no ID) found at the east corner of said 73.85 acre tact, same being the southeast corner of the Word 3.27 acre tract recorded in Document #9606020021, Official Public Records, and being in a westerly right-of-way line of the M.K. & T Railroad 13.6 acre tract recorded in Volume Z, Page 112-113, Deed Records, both of Comal County, Texas, for the northeast corner of this tract

THENCE, along the common line of this tract and said railroad, S 13°26'50" W, a distance of 592.41 feet (called S 13°27' W) to a calculated corner in a 0.8' diameter Elm tree for the southeast corner of this tract;

THENCE, departing said railroad, into said 73.85 acre tract, S 72°55'49" W, a distance of 745.73 feet to a ½" rebar set for angle and S 79°34'18" W, a distance of 684.86 feet to a ½" rebar (capped LAMBERTS SURVEYING) found for the southwest corner of this tract, same being the east corner of a 4.430 acre tract out of said 73.85 acre tract previously surveyed.

THENCE, along a common line of this tract and said 4.430, N 38°20'14" W, a distance of 142.13 feet (called N 38°21'01" W, 142.13' per 4.430 acre tract) to a ½" rebar (capped LAMBERTS SURVEYING) found for angle;

THENCE, continuing along a common line of this tract and said 4.430 acre tract, N 3°23'18" W, a distance of 389.42 feet (called N 3°24'05" W per 4.430 acre tract) to a ½" rebar set for the northwest corner of this tract;

THENCE, departing said 4.430 acre tract, crossing said 73.85 acre tract, N 65°22'21" E, a distance of 1276.42 feet to a ½" rebar set at an angle in the northeasterly boundary of said 73.85 acre tract, the southeast corner of the Migura 3.661 acre tract recorded in Document #9806025584, Official Public Records, Comal County, Texas, and the southwest corner of the aforementioned Word tract for an angle in this tract;

A THE PARTY WASHINGTON TO THE

THENCE, along the common line of this tract and said Word tract, S 76°36'29" E, a distance of 488.33 feet (called N 76°36' E, 488.45') to the POINT-of-BEGINNING and containing 24.000 acres of land.

NOTE: This tract of land has been surveyed for water rights location only. This description and prepared survey plat are not to be used for a severance or conveyance of land. This description is based on an on-the-ground survey performed under my supervision on 4-12-11. (SURVEY PLAT PREPARED)

Donald Duane Hyatt

Registered Professional Land Surveyor Job # 11-0050B

# 5215

Lamberts & Associates Surveying, Inc.
BOUNDARY \* ALTA \* TOPOGRAPHIC \* CONSTRUCTION
618 COMAL STREET \* NEW BRAUNFELS, TX. 78130
PHONE (830) 625-0337 FAX (830) 625-0858
lambertssurveying@yahoo.com

### FIELD NOTES FOR A 6.000 ACRE TRACT OF LAND

BEING a 6.000 acre tract of land out of the J.M. Veramendi Survey No. 1, Abstract No. 2, Comal County, Texas and being out of that certain tract called 9.389 acres recorded in Document #9906017022, Official Public Records, Comal County, Texas, with all bearings herein rotated and referenced to a bearing of N 43°25'00" E between a 3/8" rebar (no ID) found at the west corner and a ½" rebar (no ID) found at the north corner of the adjoining Williams tract, called 73.85 acres and recorded in Volume 247, Page 81, Deed Records, Comal County, Texas; Said 6.000 acre tract of land being more particularly described by metes and bounds as follows, with all ½" rebar set having a yellow cap stamped LAMBERTS SURVEYING:

BEGINNING at a 3/8" rebar found at the west corner of said 9.389 acre tract, same being a re-entrant corner of said Williams tract and an angle in the northeasterly boundary line of the Culver 18.630 acre tract recorded in Document #9906024823, Official Public Records, Comal County, Texas for the west corner of this tract;

THENCE, departing said Culver tract, along a common line of this tract and said Williams tract, N 44°08'18" E, a distance of 312.78 feet (called N 44°23'02" E, 314.51', called N 44°07' E, 312.8' in 247/81 DR) to a 3/8" rebar found at the north corner of said 9.389 acre tract and an interior corner of said Williams tract for the north corner of this tract;

THENCE, continuing along a common line of this tract and said Williams tract, S 46°07'45" E, a distance of 833.83 feet (called S 45°46'36" E, called S 46°06' E in 247/81 DR) to a ½" rebar set for the east corner of this tract, from which a 0.5' wood fence corner post found for the east corner of said 9.389 acre tract bears S 46°07'45" E, a distance of 552.70 feet;

THENCE, departing said Williams tract, crossing said 9.389 acre tract, S 44°08'18" W, a distance of 314.12 feet to a ½" rebar set in the aforementioned northeasterly boundary line of said Culver tract for the south corner of this tract, from which, a ½" rebar (no ID) found for the south corner of said 9.389 acre tract bears S 46°02'14" E, a distance of 554.48 feet (called S 45°46'36" E);

THENCE, along the common line of this tract and said Culver tract, N 46°02'14" W, a distance of 833.82 feet (called N 45°46'36" W) to the POINT-of-BEGINNING and containing 6.000 acres of land.

NOTE: This tract of land has been surveyed for water rights location only. This description and prepared survey plat are not to be used for a severance or conveyance of land. This description is based on an on-the-ground survey performed under my supervision on 4-12-11. (SURVEY PLAT PREPARED)

Donald Duane Hyatt

Registered Professional Land Surveyor

# 5215

Job # 11-0050A

Filed and Recorded Official Public Records Joy Streater, County Clerk Comal County, Texas 05/11/2011 09:59:22 AM CASHFOUR 201106016015