NECHES & TRINITY VALLEYS
GROUNDWATER CONSERVATION DISTRICT
P.O. Box 1387 • 501 Devereaux St., Suite 201, Jacksonville, TX 75766
Phone: (903) 541-4845 • Fax: (903) 541-4869 • office@ntvgcd.org

APPLICATION FOR GROUNDWATER EXPORTATION PERMIT

FOR DISTRICT USE ONLY	
State/District Well No.: _____	Date Application Received: _____
Fee Received: $ _____ Paid By: _____	Date Received: _____
Date Approved: _____	Approved By: _____

Instructions: Required to export groundwater produced from a well within the District to a place of use outside the District (§ 5.302). The applicant must hold, or simultaneously apply for or amend, an operating permit authorizing the withdrawals, and must obtain this export permit before commencing construction of wells or other facilities used to transfer groundwater from the District (§ 5.302(b)). Submit on this form with the non-refundable application fee (§ 7.002) and all items required by §§ 5.303 and 9.104. This permit is not required for groundwater incorporated into a finished manufactured product (other than bottled water) within the District, or for groundwater a retail public utility or political subdivision produces within the part of its CCN or boundaries inside the District and delivers to end users anywhere within the same CCN or political subdivision, whether inside or outside the District, or for groundwater transferred through an emergency potable water interconnect between retail public utilities (§ 5.301(b)).

Part I. Applicant Information

☐ Individual ☐ Partnership ☐ Corporation ☐ Governmental Entity ☐ Estate/Trust/Guardianship

Name: _____

Mailing Address (Street/PO Box, City, State, Zip): _____

Physical Address (Street, City, State, Zip): _____

Telephone: _____ Email: _____

Part II. Authorized Representative (if any)

Relationship to Applicant: _____

Name: _____

Telephone: _____ Email: _____

Well Owner and Landowner (if different from Applicant) (§ 5.306(c)–(d))

Well Owner — Name, physical and mailing address, email, telephone:

_____

_____

Landowner — Name, physical and mailing address, email, telephone:

_____

_____

Part III. Legal Basis of Right to Withdraw (§ 5.303(a))

Operating Permit(s) / application(s) relied upon (list all): _____

_____

Attach documentation of ownership of the specified rights. If a contract to purchase groundwater from a third-party permit holder is the basis, attach the signed contract.

Part IV. Place of Use and Purpose (§ 5.303(b)–(d))

Place of use (location outside the District): _____

Nature and purpose of the proposed use: _____

Amount of water for each purpose (showing real, current, economically reasonable need): _____

Annual amount requested for export (acre-feet/year): _____ Requested term (years): _____

Well(s) to be used for export — well no., GPS location, and Operating Permit No. (§ 5.304(f)): _____

☐ Operating permit application (new, amended, or transfer) filed simultaneously — Application No.: _____ (§ 5.302(a))

Has construction of a conveyance system within the District begun? ☐ Yes (30-year term) ☐ No (3-year term, extended to 30 years if construction begins) (§ 5.305(a)–(b))

Part V. Required Attachments (§ 5.303)

☐ **a.** Documentation of ownership of all operating permits/rights relied upon (§ 5.303(a)).

☐ **b.** Place-of-use documentation: deed and legal description, or CCN boundary map (or service-area map if no CCN), and notice of any PUC application to obtain/modify a CCN (§ 5.303(b)).

☐ **c.** Groundwater conservation plan, waste/conservation statement, and most recent water loss audit submitted to TCEQ or TWDB for the place of use (§ 5.303(e)).

☐ **d.** Drought contingency plan and most recent drought contingency plan submitted to TCEQ/TWDB for the place of use (§ 5.303(f)).

☐ **e.** Technical report on effects on water availability in the District and the receiving area, aquifer conditions/depletion/subsidence, effects on other users, and consistency with the regional water plan and District management plan (§ 5.303(g)).

☐ **f.** Analysis of alternate sources of supply available to the applicant — availability, access, and cost (§ 5.303(h)).

☐ **g.** Construction and operation plans for the proposed facility, including a technical description of transportation facilities (§ 5.303(i)).

☐ **h.** A copy of each signed contract or other agreement to sell or provide the groundwater to any other person, including the user(s) and any option or letter of intent, and any contract to purchase the groundwater under § 5.304(h) (§ 5.303(j)).

☐ **i.** Information explaining any change to information previously submitted for related well construction or operating permits (§ 5.303(l)).

☐ **j.** Signatory documents — attach each that applies:

- ☐ Written evidence of an agent’s authority to sign for the applicant (§ 9.104(b)(1)).
- ☐ Assumed name certificate (individual or partnership doing business under an assumed name) (§ 9.104(b)(1), (3)).
- ☐ Joint applicants: written designation of the applicant selected to represent the others (§§ 9.103, 9.104(b)(2)).
- ☐ Estate or guardianship: current letters testamentary or order appointing guardian (§ 9.104(b)(4)).
- ☐ Corporation, district, county, city, or other entity: bylaws, charter, resolution, or corporate affidavit showing the signing official’s authority (§ 9.104(b)(5)).
- ☐ Trust: name of the trust, nature of the trust agreement, and name and current address of each beneficiary (§ 9.104(b)(6)).

Part VI. Declarations (initial all that apply)

_____ Applicant will comply with the District's Groundwater Management Plan and the state and regional water plans (§ 5.303(k)).

_____ Applicant is in compliance with all applicable District Rules and will comply with the Rules (§ 5.303(m)).

_____ Applicant agrees to avoid waste and achieve water conservation (§ 5.303(e)).

_____ Applicant understands export is subject to a monthly export fee and monthly exportation reporting (§ 7.008).

Attestation and Signature (Required — § 9.104)

STATE OF TEXAS §

COUNTY OF _____ §

I certify that the information provided in this application is true and accurate to the best of my knowledge and belief, and I subscribe and swear or affirm under oath that the facts set out herein are accurate.

Signature requirements (§ 9.104): A partnership must state whether it is a general, limited, or limited liability partnership. A trustee must sign as “trustee.” Each joint applicant must sign, and where spouses own the well or interest, each spouse must sign. A person signing on behalf of the applicant must provide the information below.

Signer’s Position: _____ Telephone: _____ Email: _____

Signer’s Physical and Mailing Address: _____

Signed: _____ Date: _____

Printed Name: _____ Title: _____

Joint Applicant / Spouse (if applicable):

Signed: _____ Date: _____

Printed Name: _____ Title: _____

Subscribed and sworn to before me on this _____ day of _____, 20_____.

_____ Notary Public, State of Texas (SEAL)