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Brazos Valley GCB Board of Directors
Fayette County GCD Board of Directors
Lost Pines GCD Board of Directors
Mid-East Texas GCD Board of Directors
Post Oak Savannah GCD Board of Directors

Re: Proposed Desired Future Conditions for Aquifers in GMA 12

I am a land and agricultural well owner in Bastrop County. I want to take advantage of the public comments period for the currently Proposed Desired Future Conditions (DFCs) for the next five (5) year period starting January, 2022. These proposed DFCs for all 5 GCDs in the GAM 12 affect the aquifers and surface waters I depend on for my lively hood, not to mention the future for my children and grandchildren.

Please vote to reject the proposed DFCs because they will unreasonably impact all of our groundwater, our communities, and our rivers, springs, and streams. There is still time to do what the law requires: to achieve a balance between the conservation and protection of our water resources and the development of these resources.

The proposed DFCs for GMA 12 protect only the big pumpers by allowing them to pump to the limits of their permits, while local domestic and agricultural wells like mine are left to go dry; or even worse, to possibly be contaminated when the aquifer levels recede. The proposed DFCs will also deprive the surface water systems that depend on inflows from the aquifers. These proposed DFCs will prevent you from fulfilling your responsibilities to balance groundwater production with the conservation, protection, recharging, and prevention of waste of groundwater and control of subsidence.

Sudden and significant failures of domestic and agricultural wells already have occurred in the Carrizo-Wilcox Aquifer in a least two GMA 12 member districts during 2020 and 2021, within the initial commencement of only 6 months of pumping from one (1) large pumper. New DFCs or modifications to the proposed DFCs must be provided so the districts can manage the aquifers in a way that is sustainable, and balances pumping against the conservation and protections of aquifers and surface waters, AND while retaining your ability to slow down pumping when damage is imminent or considered likely.

New or modified DFCs must be based on:

1. **SUSTAINABLE** and effective management of the aquifers
2. **PROTECTING** domestic and agricultural wells and all land owners' property rights
3. Sustaining the resilience of the surface waters

Further discussions:

It can become too late to save our aquifers if we allow the 'tipping point' to be reached before we can take corrective actions to insure conservation for ourselves and our posterity. It takes hundreds of years to recharge our aquifers. If we allow our aquifers to be damaged, then our surface waters will be damaged and Central Texas will be a wasteland for 100's of years.

The proposed DFCs favor big pumpers, hopefully by accident and NOT by design. Water developers (water pirates) are perverting the Texas groundwater laws and regulations from the original intent, which had served Texas well for decades. The original intent and actual results to date helped turn arid and semi-arid lands into productive, growing communities, which could now be destroyed if the groundwater and surface waters are not properly sustained. The taking of peoples' water, contrary to the intent of Texas laws is simply tyranny! Again, this was not the intent of the Texas laws and regulations. These water pirates are perverting Texas water laws for their own personal benefit to the detriment of Texas. These water pirates act like they are the nobility and the rest of us are just serfs to submit our property, our needs, our futures, etc. to their noble coffers.


Please, do not succumb to the real and implied threats of litigation from any bullying big pumpers! If their threats succeed; they will be just like every bully, they will only get worse in the future.

There is time to correct and/or modify the proposed DFCs. The regulations provide for modifications AFTER the public comment period. Those who say there is no time to change the proposed DFCs must think the public comment period is really just a sham and that all of us serfs and GCD Boards were planned to be ignored anyway.

Summary:

Sustainable management; not aquifer mining by our 'nobility' can be attained with new or modified DFCs.

Sincerely Yours,

A handwritten signature in dark ink, reading "Kermit D. Heaton". The signature is fluid and cursive, with a large, stylized "H" and "K".

Kermit D. Heaton