

**Fayette County Groundwater Conservation District
Public Notice of Administratively Complete
Existing and Historic Use Applications
Filed with the District**

Pursuant to the Fayette County Groundwater Conservation District Rules, Section 9.12, public notice is hereby given as to the following Administratively Complete Existing and Historic Use Permit Applications.

The list of Administratively Complete applications below contain the following information: Application number; name of applicant; address of the applicant; address of the well site; use of the groundwater; requested volume of groundwater stated in acre feet per year (one acre foot = 325,851 gallons); FCGCD staff recommendation.

1. A-HUP-2007-0101
Applicant: Leo Ernstes, dba Ernstes Farms
2819 Roitsch Road
Schulenburg, Texas 78956
Well site: 2819 Roitsch Road
Use: Irrigation of hay pasture
Volume: 28.4 acre feet per year
Recommend: Approval of 28.4 acre feet per year

Section 9.12 (9): Notice to the Public. The District shall publish notice of the recommended proposed permits or denials and make such recommendations available for public review and inspection. Any applicant or any affected party shall have ninety (90) days from the date of the above notice to file a request for hearing.

Section 9.12 (10): The Board shall consider the proposed Existing and Historic Use permit application and any other evidence presented by an applicant or affected party prior to making its decision.

Protestants. A person desiring to protest an application for Existing and Historic Use Permit shall file with the District a notice of protest no later than 15 days after newspaper notice, and shall serve the notice of protest on the applicant at the time of filing. The notice of protest shall set forth the protestant's justiciable interest and how that justiciable interest would be adversely affected by the permit proposed by the application. The Board may take testimony and shall deliberate and take official action at the hearing to determine whether the protestant has sufficiently demonstrated their justiciable interest and how that justiciable interest would be adversely affected by the permit proposed by the application. If the Board finds that a protestant does not adequately establish that its justiciable interest is affected by the proposed permit, then the protestant shall not be allowed to participate in the hearing.