



# Muleshoe Journal

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## Independence Day Events A Big Hit In Muleshoe

In what can only be described as a startling upset, the second annual Muleshoe Journal Hot Dog Eating Contest proved that size actually, or gender, doesn't matter when it comes to wolfing down food.

Facing a field of 15 other competitors, including one other female, 17-year-old Dallas Tosh swallowed, shouted out the required phrase, "Mother, I'm done... may I be excused," and captured the trophy in the adult division.

In her victory, Dallas left most of her competition in the proverbial "hot dog eating dirt," defeating what appeared to be more experienced eaters — including her own father.

of the event, Dallas finished her five hot dogs in just two minutes, 32 seconds.

In the smaller field of the juvenile division, Malachi Rodriguez defeated his two opponents to capture the trophy in 11 minutes, 58 seconds.

Other excitement during Thursday's Independence Day celebration in Muleshoe started with the Muleshoe Chamber of Commerce & Agriculture's annual parade, with floats, motorcycles, and antique vehicles among the participants.

After the parade and hot dog eating contest, the activities moved west on American Blvd., where activities included a tent sale and food vendors at William's General



Contestants square-off for some wild and wet fun Thursday, courtesy of the Muleshoe Fire Department.

Photograph by Larry Thornton

Store. For those who needed a break from the holiday

heat, the Muleshoe Fire Department and Lazbuddie Fire Departments provided water games.

Over at the Oneita Wagon Senior Center, a brisket dinner and drawings were held while the Jennyslippers

sponsored their traditional Mule Shoe Pitching Contest at the MulePutt Miniature

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Contest Champion Dallas Tosh, pictured above left side, center, checks out her competition at the south end of the table.

Photograph by Larry Thornton

## City Council Approves MYB Financial Request

By Larry Thornton  
Managing Editor

Muleshoe's city council approved a reimbursement of up to \$6,050 for the Muleshoe Youth Baseball during Monday's regular session.

The council's decision followed a presentation by Rhett Kerby, MYB, Inc. treasurer, explaining what the organization

sought to accomplish in Muleshoe.

"We want to teach them to be a team player in life," Kerby said.

He noted that currently about 400 children, ranging from four years of age to 16 are enrolled in the program, which as of this year includes both baseball and softball.

Along with providing

youngsters with opportunities to play baseball and softball, the organization this year held its first annual baseball camp, and is currently hosting the Cap Ripkin Minor State Baseball Tournament at Roger Miller Park, on the seven acres the MYB own on the east side of Muleshoe.

Continued on A3

## County Receives Single Fuel Bid

By Larry Thornton  
Managing Editor

Only a single sealed bid for fuel purchases in FY 2014 was received by the Bailey County Commissioners' Court during Monday's regular meeting, a fact that has become the norm in recent years.

While no comments were made regarding the issue this year, previously court members have suggested the lack of competition for the county business results in higher fuel prices.

This year's bid came once again from Dale Oil Co. of Muleshoe, at \$3.325 per gallon of delivered gasoline, and \$3.279 per gallon for gasoline.

There was a little confusion over the bid, which in prior years had been bid at a certain amount above market.

During the court's discussion of the departmental reports, County Judge Sherri Harrison noted the number of calls Bailey County EMS had received during the month.

"We had a huge month for calls," she said, pointing out that EMS Director Kevin Baize reported a total of 64 calls, and 57 transports in June.

It was also reported that the county's ambulance service billed \$25,525.60, and collected \$20,253.71.

During Sheriff Richard Wills' report,

Continued on A2

## Sudan Falls To Muleshoe In Opening Game

By Delton Wilhite  
Sportswriter

The 10-and-under Muleshoe All-Stars played three-and-half innings of error free baseball to defeat the Sudan All-Stars 14-0 in run rule shortened game. It was the opening game of the Cal Ripken State Tournament being held in Muleshoe's Roger Miller Park.

Eleven teams from the Panhandle and South Plains participated in the double elimination tournament and it would take five days to crown a champion. Morton, Plainview, Dumas, Denver City, Seminole, High Plains, Pampa, Andrews and Littlefield teams joined Sudan and Muleshoe in the tournament.

The top three teams in the tournament plus the Pampa team will advance to a Regional tournament scheduled



Photograph by Gabby Perez

A runner slides in safe at home during a tourney game against Muleshoe.

to be played in Pampa later this month. Pampa received an automatic bid to the Regional tournament by being the host team.

Cristian Rodriguez started the game on mound for Muleshoe. He struck out five batters, walked two and gave up two hits in his three innings of pitching. He helped himself at the plate with a walk, a

two-run home run, a double to left field and scored twice.

Cristian Bustillos pitched the final inning against Sudan and faced six batters. He struck out one, walked one, hit one with a pitch and gave up an infield hit.

Bustillos stuck out in the first inning, singled and scored a run in the third inning.

Rodriguez struck out

Isaac Gonzales when he took a big cut at the third strike to start the game. Michael Limon, the second batter, followed suit by swinging at the third strike.

Tracen Angeley took the count full before drawing a walk.

Devin Salazar hit into a fielder's choice. Matthew Fabelascooped up the ground

Continued on A5



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# OPINION

## Between A Rock And A Hard Place

### Editorial

The recent events in Egypt appear to have the White House staff in a bit of a situation.

In fact, Pres. Barack Obama can best be described as being between a rock and a hard place as he struggles to find the best course of action.

At issue is whether our president supports the process that placed recently "unseated" Pres. Mohamed Morsi in office, or the people who may have initially supported Morsi's bid for leadership, only to find themselves targeted by Morsi's sharia... his religious, leanings.

Unfortunately, just because a national leader uses the trappings of the democratic process to gain political office, and the power that follows, doesn't mean that leader will necessarily use that power to further the interests of his nation as a whole... or as appeared to be

the case in the Morsi administration, the whole nation.

A similar situation arose in Germany, in 1934, after the death of Pres. Alfred Von Hindenburg, when Chancellor Adolph Hitler was virtually handed the dictatorship of Germany.

From the beginning, Hitler spoke out against the non-Aryan population of Germany, something that was largely ignored by leaders from many other nations.

Many of those same world leaders seemed astonished that the leopard later didn't change his spots.

As for Morsi being part of the Muslim Brotherhood, the non-fundamentalist Muslims and non-Muslims who gave in to his rhetoric

and supported his party's efforts seemed surprised when their new president pushed through a new constitution that focused on his party's interests.

So here was a nation with a democratically-elected president, who was failing to meet the economic expectations of his constituents, and gave every appearance of pushing his party's political agenda against the wishes of a large portion of the population.

We can well understand the source of Pres. Obama's consternation... if Morsi had pushed forward some type of national health program there would have been a new brotherhood in the building.

And that is why this situation on the other

side of the world is so important to us here in West Texas.

Certainly we should be concerned about where a reported \$1.5 billion US dollars is being sent to another nation to support the military, but possibly more important is the fact that while the "Arab Spring" had affected many Middle Eastern nations during the past couple of years, this particular situation in Egypt casts an image of our own nation in a clouded mirror.

How can our nation's leader voice his support of Egypt's people, when he has treated many within these United states with the same contempt Morsi has treated his detractors?

And how can he voice support for Morsi without also allying himself with the factions that continue to attack our nation's interests around the world?

### Around Muleshoe...



Announcements from non-profit organizations in the Muleshoe area.

To post an announcement send an email to editor@muleshojournal.com

#### SPCAA Funds

South Plains Community Action Association, Inc. has received additional funding from the Texas Department of Housing and Community Affairs to operate the Comprehensive Energy Assistance Program Jan. 1- Dec. 31.

The primary intent of this is to make funds available to enable SPCAA to respond to energy needs affecting low-income households. Priority will be given to eligible households and to households that include at least one member that is elderly, disabled or a child age five or younger.

For additional information concerning this program, contact Janie Posadas at the SPCAA Center, 804 W. American Blvd., Monday through Friday, 8 a.m. to 12 noon, or 1-5 p.m., or call 272-7537.

#### AA Group

The Rule 62 AA Group has moved, and is now meeting at the Muleshoe Cowboy Fellowship, 710 E. American Blvd., on Friday at 7 p.m.

The program is open to individuals with problems from alcoholism and drug addiction. Contact 946-7929 for additional information.

#### Movie Night In The Park

Area residents are invited to a movie in the park, sponsored by the Youth Advisory Council on July 16, at 9 p.m., in Muleshoe's West City Park. The feature will be "The Sandlot."

Park at any city park parking lot, and bring your lawn chairs and blankets. Popcorn and drinks will be sold. For additional information, call Muleshoe City Hall at 272-4528.

#### Commissioners' Court...

Continued from A1

It was noted the county has 41 prisoners at this time, of which 19 are local, and the remainder are from out of county agencies

Wills said he is attempting to fill the remaining open slots with additional out-of-county prisoners to bring the facility up to the 48 prisoner capacity the jail is currently staffed to hold.

In other county business, the commissioners' court:

- Approved payment of county bills totaling \$283,879.17.
- Approved the county treasurer's report for May and received June's report for examination.
- Approved a \$16,000 bond for County Clerk Robin Dickerson.
- Approved the minutes from the June 10 regular meeting.
- Discussed the lease-purchase of a new road grader for Precinct 1.

Precinct 1 Commissioner Butch Vandiver mentioned that his precinct's grader was purchased 15 years ago, when he was first elected as county commissioner, and that it currently had 16,000 hours on it.

Vandiver voiced agreement with Precinct 3 Commissioner Joey Kindle that with their recent dissatisfaction with service from Catepillar, they would probably be looking a John Deere product.

## Jesus Said: 'You Are The Salt Of The Earth'

"You are the salt of the earth," Jesus once said to his disciples.

German theologian Helmut Thielicke makes an important point regarding Christ's words when he notes that Jesus did not say, "You should be the salt of the earth."

No, Christ said, "You are the salt of the earth." Jesus is calling his disciples to become in real life what he has already proclaimed them by his power to be.

(In much the same way, and by exactly the same power, it is biblically true to say that Christ's people are both "saved" and "being saved.") Jesus knew quite well what his disciples were by themselves. They were inconspicuous "nobodies" by the world's standards. Peasants, fishermen, rabble-rousers. They were "insignificant" people, a miserable little crowd.

Only Jesus knew how miserable. He knew better than they when they would falter and fail, how they would sleep when they should have been watching, how they would deny when they should have been confessing.

Christ knew that the Twelve themselves would be fussing at the holiest meal they ever ate with their Lord, and



Focus On Faith Curtis Shelburne

he would be the only one who would stoop to serve.

He knew that Peter would whip out a sword to defend him one moment and a tongue to deny him the next.

He knew that they would scatter like frightened quail when he needed them most.

Those early disciples were, Thielicke points out, a wretched little troop. Come to think of it, they looked almost exactly like his disciples in our present age.

But Jesus looked at them, knowing full well who they were and what they would do, and he proclaimed them to be the salt and the light of the world. Just like he does us.

Obviously, the power to become what he had called them to be lay not in them but in their Lord. The greatness wasn't in them. Not a bit of it. It was in their Savior.

What they had, Thielicke writes, was a "borrowed greatness, but it was greatness." And so those disciples of Christ became what their Lord had called them to be.

As Thielicke notes, in

affairs of state, in their homes, in prisons, even in the Roman Coliseum, and all over the world, Christ's disciples spread salt — sometimes the salt of their own blood — but they seasoned the whole world.

Today we still taste their influence. Our world is still brighter because of the reflected light they shared.

They became what they were called to be. And so must we, if we would wear his name.

Salt and light. Simple things. But they say a lot about the kind of people Christ's followers are to be, the kind of lives they are to lead, and the blessing they are to be in an otherwise bland, decaying, and dark world.

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**Regence Health Network Public Service Announcement**

*In an attempt to offset the financial costs associated with Patient travel, Regence Health Network (RHN) has set aside funds to assist current RHN patients who reside more than 30 miles from any RHN medical / dental (Clinic).*

*Eligible RHN patients may request a Travel Voucher Request Form (TVRF) at the time of check out.*

*RHN will continue to offer the pre-paid travel voucher until depletion of budgeted funds.*

# City Council... Continued From A1

"Since this isn't a city park, we're really on our own," he said.

In fact, Kerby was the only board member available for the presentation to the city council because the other board members were working at the tournament.

"We were pretty fortunate to be able to host the tournament," he said.

Originally, the organization sought unsuccessfully to sponsor a district

tournament, such as they did last year, but weren't selected to do so. However, when the community which originally agreed to host the state tournament backed out, local MYB leaders enthusiastically offered to host the event.

Kerby explained the purpose for the local baseball camp was for youngsters who didn't have the opportunity to attend a camp in Lubbock or at Texas Tech to learn more about

the game.

"I think it's great that you're sponsoring the tournament," Mayor Cliff Black said, adding that the MYB board members should be commended for their efforts.

Concerning the request for reimbursement from the city's hotel-motel fund, the requested maximum amount is for the Rookie All Star Invitational Tournament held in June, and the ongoing

Minor State All Star Tournament.

While most of the sporting events for which the city has provided reimbursement in the past has been for promotional items and advertising, City Manager David Brunson said the state attorney general's office has ruled that it is up to the local city council to determine what items are covered, and that it appears the little league tournaments meet the existing criteria.

In other business, the city council:

- Conducted a hearing to allow municipal water customers to comment on the recent water quality report that was recently mailed to them.

Brunson said the seven-page report told the community that

Muleshoe's water was safe to drink.

No one appeared to address the issue.

- \* Approved the minutes from the June 10 regular meeting.

- \* Received the investment summary and financial statement for the quarter ending June 30.

## Landlord Must Re-Key A Lock

Q. I recently moved into a new apartment and I am worried the former tenant still has a key.

I asked the landlord to change or re-key the locks and he refused. He told me I could do it myself as long as I gave him a key.

This doesn't seem fair. Why should I have to pay for this?

A. Assuming your lock was not changed or re-keyed when you first moved in, you should not have to pay.

Under the law, a tenant is entitled to have an apartment lock changed or re-keyed, as often as the tenant wants.

The first time a lock is changed or re-keyed, the landlord must bear the cost of the change. After that, the landlord must make the change,

## Independence Day Events...

Continued from A1

Golf Course. There was also a softball tournament at the Rocky Flores Ball Park, along with other vendors at the adjacent West City Park.

The day concluded with music and entertainment in the park, along with a fireworks display which Mayor Cliff Black described as the best he's seen in Muleshoe.

## Ask A Lawyer... By Richard Alderman

however, he has the right to charge the tenant for any costs incurred.

Based on what you say, your landlord must change the lock or re-key it and cannot charge you.

I suggest you speak with the landlord and let him know you expect him to do what the law requires.

Q. A creditor in N.Y. is calling and harassing me over a very old debt. I've asked them to mail me the information and to stop calling me.

Now they are saying they are going to serve me papers and file a lien against my paid-off car. If they do get a judgment and lien can they take my car?

Or will I just not be able to sell it unless the lien is paid? This is my only transportation to work.

A. Based on what you

say, the company may not have the right to take any legal steps to collect, and may be violating Texas debt collection laws.

Under Texas law, after four years the "statute of limitations" has run. If a lawsuit were filed after this time, you could easily have it dismissed.

Also, the threat to file a lawsuit on a debt after the four years probably violates our debt collection laws.

Additionally, even if a creditor has the right to sue and receives a judgment, he can only take "non-exempt" property.

In Texas, your homestead and up to the \$30,000 of personal property, \$60,000 for a family, is exempt. This would include your car.

I suggest you let

the creditor know you know your rights, and that you will speak with a consumer attorney if he files suit.

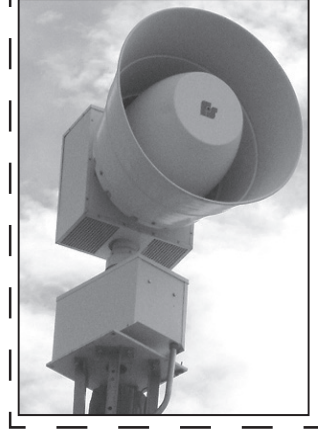
Q. I just started a new job. I get two weeks of vacation a year.

My employer tells me the vacation is unpaid, until I have worked there for two years. Is this legal?

A. There is no requirement in the law that employers give their employees any vacation time, paid or unpaid.

I suggest you ask your employer to reconsider. If he does not, you must work on his terms, or look for another job.

Do you want to know more about your legal rights? Check out my website, www.peopleslawyer.net



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# PLATEAU

# Senior Citizen News

By Laverne Winn

Wow! And the winner is, Sherlon Morris. She won the big screen television and Marilyn Nickels won the Kindle Fire™.

What a great Fourth of July the Oneita Wagnon Senior Center had.

Our deep appreciation to all who came, participated, and gave their support to the center.

To our senior ladies who provided the sweets for our silent auction, we give you a big hug.

The desserts were wonderful and all who bid and took one home

were blessed with a good treat. Thanks to all.

Of course, to our crew at the center, a big pat on the back for the tremendous help you are to us always. God bless you.

The new ramp at the back door for our handicap seniors is a blessing. I know several who have said a big thank you.

We do plan to carpet it and paint the railings in the near future.

Tuesday, July 16, will be Bunco day! Call a friend and meet at the center by 10 a.m., a little before if you would

enjoy a cup of coffee before playing.

It is time for fellowship, fun and even prizes are given. Make plans to join us.

Wednesday, July 17, the Senior Companion Group will be meeting for lunch at the center.

We always welcome this good group of helping other people group.

Bingo! Thursday at 1:30 p.m. Come in for lunch and stay for a good fun afternoon. Refreshments and prizes are also given.

Our prayers and well wishes to all our seniors who are under the weather.

May God be with you. We miss you.

**July 15-19 menus:**  
Monday, July 15 — Barbecue chicken filet,

baked potato with sour cream, mixed vegetables, margarine, wheat roll, and mandarin oranges.

Tuesday, July 16 — Glazed meatloaf, red bliss potatoes, mixed vegetables, breadsticks, and country apple crisp.

Wednesday, July 17 — Grilled steak, mashed potatoes, green beans, salad, local French dressing, cornbread, and tropical fruit salad.

Thursday, July 18 — Sweet and sour pork, fried rice, mixed vegetables, fruit parfait.

Friday, July 19 — Fish or chicken strips, gravy, beans, salad, cornbread and fruit salad.

All meals served with low fat milk, tea, coffee, or water.

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U	I	Q	D	S	R	E	W	O	L	F	D	N	O	M	L	A
S	I	X	B	R	A	N	C	H	E	S	G	B	O	N	R	V
Y	A	Y	O	P	J	H	N	Q	I	S	T	N	R	E	Z	M
B	F	V	F	F	E	O	F	L	O	D	Y	E	M	K	J	E
Q	R	C	G	R	W	X	V	P	R	X	S	M	L	L	R	Y
Q	H	E	U	S	Y	E	D	X	S	J	I	Y	S	B	K	A
Z	B	B	A	I	R	I	L	T	P	R	L	K	A	U	A	D
P	I	Y	L	D	J	J	O	I	T	J	C	R	X	R	V	T
M	W	Q	L	A	S	N	G	K	O	A	J	T	X	S	T	O
F	R	V	L	D	E	E	C	A	Q	E	G	W	X	K	N	V
Z	P	D	E	S	I	I	L	A	I	D	V	C	S	M	E	M
I	R	A	U	C	W	H	P	O	K	G	H	I	O	A	X	J
S	T	B	H	D	N	A	T	S	P	M	A	L	L	N	X	J
C	T	L	S	T	S	A	C	A	C	I	A	W	O	O	D	C
L	G	M	D	L	D	K	W	D	E	F	J	R	O	D	B	X

Ark	Onyx stones	Cherubim	Acacia wood	Six branches
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# The Sudan Buzz

## Sudan Little League Team Falls To Muleshoe In Tourney Play

Continued from A1  
 ball for Muleshoe and stepped on second base for the third out to end the top half of the inning.

Enrique Toscano drew a lead-off walk for Muleshoe and Garrison Bohler was hit by a pitch to put runners at first and second. A wild pitch allowed the runners to advance before Nicolas Reyes sacrifice ground ball to first base scored Toscano.

Bohler went home on a throwing error by the first baseman. Rodriguez walked, stole second, went to third on a wild pitch and scored on a throwing error. Fabela and Rodriguez both drew walks and scored a run each on errors.

Drew Morris was the final Muleshoe All-Star to walk, round the bases on wild pitches and passed balls and scored on a throwing error.

The Muleshoe team scored five runs in the first inning and did not record a hit.

Raul Olvera sliced the ball between first

and second base for Sudan. As Aliyas Torres charged the ball, Fabela slide over to cover first base.

Torres scooped up the ball and made the throw to just beat Olvera to the bag for the first out.

Kobe Rodriguez drew a walk and went to third base on a single to right field by Gabriel Cisneros.

Cisneros stole second on the first pitch to Caleb Montes. Montes went down swinging with runners at second and third.

Joe Limon was hit by a pitch to load the bases for Sudan's I. Gonzales. Gonzales slapped a ground ball down the third base line that Nicolas Reyes scooped up and gunned the ball to first for the third out and left the bases loaded for Sudan.

Devin Salazar struck out the first two batters he faced in the bottom of the second inning. He then gave up a double down the third base line to Toscano.

Toscano advanced to third on a error before Salazar recorded his third strike out of the

inning. Muleshoe led 5-0 after two innings.

Michael Limon singled to left to start the third inning for Sudan. He advanced to second on a passed ball and went to third on a wild pitch.

Angeley struck out and Salazar grounded out to third. Olvera was called out on strikes to end the inning and stranding M. Limon on third.

The bottom of the third turned into a scoring fest for Muleshoe.

Reyes was hit by a pitch and Rodriguez slammed a line drive over the fence between the posts that support the scoreboard for a two-run home run.

Fabela was hit by a pitch and Carlos Lecea walked. Morris reach on a fielding error by the pitcher to load the bases. Torres singled to left field to score Fabela and Lecea.

Bustillos hit a ground ball single to left that scored Morris.

Kettner walked and Toscano single to left to put runners at the corners. Bohler hit a

high bouncing ball that drove Angeley deep in the hole with no chance for an out. Torres, Bustillos and Kettner all scored on a throwing errors.

Toscano came home on a wild pitch.

Muleshoe scored nine runs in the bottom of the third for a 14-0 lead and Sudan needed to score five runs to extend the game in the top of the fourth inning.

Bustillos came on in relief and struck out Kobe Rodriguez to start the fourth inning. Del Ray Garza was hit by a pitch and went to second on a wild pitch.

Caleb Montes walked to put runners at first and second for Sudan.

Joe Limon's ground ball to third was collected by Reyes and he stepped on third to force out Garza on the fielders choice.

Issac Gonzales slow roller down the third base line loaded the bases for Sudan. M. Limon slapped a ball hard down the first baseline that Torres scooped up and stepped on the bag for the third out and completed the shut out for Muleshoe.

Sportsmanship was shown by all involved in the contest as the two teams met near the pitchers mound.

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S	I	X	B	R	A	N	C	H	E	S	G	B	O	N	R	V
Y	A	Y	O	P	J	H	N	Q	I	S	T	N	R	E	Z	M
B	F	V	F	F	E	O	F	L	O	D	Y	E	M	K	J	E
Q	R	C	G	R	W	X	V	P	R	X	S	M	L	L	R	Y
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Z	B	B	A	I	R	I	L	T	P	R	L	K	A	U	A	D
P	I	Y	L	D	J	J	O	I	T	J	C	R	X	R	V	T
M	W	Q	L	A	S	N	G	K	O	A	J	T	X	S	T	O
F	R	V	L	D	E	E	C	A	Q	E	G	W	X	K	N	V
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# Wedding Announcements

## Waggoner, Pasco To Wed

Mr. and Mrs. Danny Waggoner of Midland announce the engagement and upcoming marriage of their daughter, Megan Waggoner, to Joshua Pasco, also of Midland.

The prospective groom is the son of Mr. and Mrs. Jerry Pasco and Mr. and Mrs. Derek Hatfield.

He is a graduate of Midland High School, and is employed with Alleder, Inc., as a pumper.

The wedding has been set for Aug. 24, 2013, at 6:30 p.m., at Camp Lucy at Dripping Springs, with a reception to follow at the same location.



Joshua Pasco and Megan Waggoner

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# More Classifieds

continued from A7

## LEGAL PUBLIC NOTICE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
**REVISED NOTICE OF AN APPLICATION FOR A WATER USE PERMIT**  
APPLICATION NO. 5851  
The Brazos River Authority has applied for a permit, designated its "System Operation Permit", to 1) include a Water Management Plan; 2) include accounting plans; 3) authorize an appropriation of state water for multiple use purposes; 4) authorize additional water under a term permit; 5) authorize an appropriation of return flows; 6) authorize an exempt interbasin transfer of the water requested; 7) authorize operational flexibility; 8) authorize use of the bed and banks of the Brazos River, its tributaries, and BRA's reservoirs for the storage, conveyance and subsequent diversion of state water appropriated pursuant to this application and from other sources. More information on the application and how to participate in the permitting process is given below.

hearing, from May 9 to June 2, 2011. The Commission considered the Proposal for Decision and remanded the application to SOAH with instructions to abate the hearing to allow the Applicant to submit additional information in the form of a Water Management Plan within 10 months from the Commission Order dated January 30, 2012. The Water Management Plan was received on November 28, 2012. BRA amended its application as follows:  
\*To include a Water Management Plan, including a Technical Report in Support of the Water Management Plan and Technical Appendices. The information in the technical report and technical appendices provides the basis and support for the regulatory requirements in the WMP.  
\*To include accounting plans for: (1) its reservoirs; (2) stream reaches of the Brazos River and its tributaries where water will be delivered and/or diverted; (3) application of environmental flow requirements; and (4) reference and summary information.  
\*To request a new appropriation of 1,001,449 acre-feet of water, which represents the total amount of water that could be appropriated if all of the water was taken at the Brazos River's outlet at the Gulf of Mexico. The new appropriation is a non-firm supply and the amount of water BRA may divert at upstream locations varies depending on demands.  
\*To specify diversion points for the new appropriation as follows: (1) the diversion points authorized in BRA's existing water rights; (2) the Brazos River at the Gulf of Mexico; and (3) specific diversion points and reaches identified in BRA's WMP and associated technical documents, and accounting plans. Diversion rates at these diversion points are set out in BRA's WMP and associated technical documents and BRA's accounting plans.

\*To request an authorization under TWC §11.1381 for a term permit to use an additional 202,650 acre-feet of water per year for thirty years or until the ports are closed on the dam impounding Allens Creek Reservoir, whichever occurs earlier. The additional 202,650 acre-feet of water is not a new appropriation but represents an additional amount of water based on the amount of water previously appropriated under Water Use Permit 2925.  
\*To request use of the bed and banks of the Brazos River and its tributaries to convey water as specified in BRA's WMP and accounting plans. BRA provided channel losses and estimated travel times for water deliveries under Permit 5851 and the WMP.  
\*To remove the request in Application 5851 for recognition that Permit 5851 prevail over inconsistent provisions in BRA's existing water rights regarding system operation. The BRA owns the following water rights, which comprise BRA's system of reservoirs for the purposes of this application: Certificate of Adjudication (Certificate) No. 12-5155 (Possum Kingdom Lake), Certificate No. 12-5156 (Lake Granbury), Certificate No. 12-5165 (Lake Limestone), and Water Use Permit 2925, as amended, (Allens Creek Reservoir) along with the Texas Water Development Board and the City of Houston. The BRA also owns the water rights and has contracts with the United States Army Corps of Engineers for storage authorized by Certificate No. 12-5157 (Lake Whitney), Certificate No. 12-5158 (Lake Aquilla), Certificate No. 12-5159 (Lake Proctor), Certificate No. 12-5160 (Lake Belton), Certificate No. 12-5161 (Lake Stillhouse Hollow), Certificate No. 12-5162 (Lake Georgetown), Certificate No. 12-5163 (Lake Granger), and Certificate No. 12-5164 (Lake Somerville). The BRA also owns Certificate Nos. 12-5166, as amended, and 12-5167, which authorize various uses of water within the applicant's other certificates and permits. The applicant is currently authorized, pursuant to the 1964 System Operation Order, as amended (System Order), to manage and operate its

tributary reservoirs as elements of a system, coordinating releases and diversions from the tributary reservoirs with releases and diversions from the applicant's main-stem reservoirs to minimize waste, and to conserve water in reservoirs in which the supply is short by making releases from tributary reservoirs in which the supply is more abundant. The applicant's following requests have not changed:  
\*A new appropriation of state water for multiple uses, including domestic, municipal, agricultural, industrial, mining and other beneficial uses in the Brazos River Basin.  
\*An exempt interbasin transfer authorization to transfer and use, on a firm and non-firm basis, such water in the adjoining San Jacinto-Brazos Coastal Basin and the Brazos-Colorado Coastal Basin, and to transfer such water to any county or municipality or the municipality's retail service area that is partially within the Brazos River Basin for use, on a firm and non-firm basis, in that part of the county or municipality and the municipality's retail service area not within the Brazos River Basin.  
\*An appropriation of return flows.  
\*Operational flexibility.  
\*Use of the bed and banks of the Brazos River, its tributaries and the Applicant's reservoirs. This application is subject to the Texas Coastal Management Program (CMP) and must be consistent with the CMP goals and policies. The application was received on June 28, 2004. The application was declared administratively complete and accepted for filing on October 14, 2004. This application went to evidentiary hearing at the State Office of Administrative Hearings in 2011, a Proposal for Decision was prepared, and the application was heard by the Commission. The Commission sent the case back for further contested case hearing after a Water Management Plan was prepared. The Water Management Plan was received on November 28, 2012 and additional information and fees were received on December 18, 2012, April 24, and May 1, June 3, and June 12, 2013. The amended application was declared administratively complete and accepted for filing on May 7, 2013.

The Executive Director completed the technical review of the application and prepared a draft permit. The draft permit, if granted, would include special conditions to protect senior and superior water rights owners. The application, technical memoranda, and Executive Director's draft permit are available for viewing and copying at the Office of the Chief Clerk, 12100 Park 35 Circle, Bldg. F, Austin, TX 78753.  
**PUBLIC COMMENT / PUBLIC MEETINGS.** The TCEQ will hold a public meeting to receive comments on the application filed by the Brazos River Authority. The public meeting will consist of two parts, an Informal Discussion Period and a Formal Comment Period. During the Informal Discussion Period, the public is encouraged to ask questions of the applicant and TCEQ staff concerning the application, but comments made during the Informal Discussion Period will not be considered by the Commissioners before reaching a decision on the application and no formal response will be made. During the Formal Comment Period, members of the public may state their comments into the official record. The Executive Director will summarize the formal comments and prepare a written response. The written response will be considered by the Commissioners in their decision-making process and upon request will be made available to the public.  
**Public Meeting is to be held:**  
**Thursday, July 25, 2013 at 7 p.m. Midway ISD Performing Arts Center 800 N Hewitt Drive Hewitt, TX 76643**  
Citizens are encouraged to submit written comments anytime during the meeting or by mail before the meeting to the Office of the Chief Clerk, TCEQ, MC 105, P.O. Box 13087, Austin, Texas, 78711-3087. If you need more information, please call the TCEQ Office of Public Assistance, toll free at 1-800-687-4040.

days from the date of newspaper publication of this notice. The administrative law judges for this hearing will rule on the admission of parties, probably at the preliminary hearing. **The preliminary hearing is to be held: Monday, August 26, 2013 at 9 a.m. State Office of Administrative Hearings Austin Office 300 West 15th Street Suite 502 Austin, TX 78701**  
To request to be a party in the case, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing;" (4) a brief and specific description of how you would be affected by the application in a way not common to the general public; and (5) the location and distance of your property relative to the proposed activity. You may also submit proposed conditions for the requested permit which would satisfy your concerns. Requests for party status in the contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.  
**INFORMATION**  
Written hearing requests, public comments should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087 or electronically at <http://www.tceq.state.tx.us/about/comments.html>.  
For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same mailing address. For additional information, individual members of the general public may contact the Public Education Program at 1-800-687-4040. General information regarding the TCEQ can be found at our web site at [www.tceq.state.tx.us](http://www.tceq.state.tx.us). Si desea información en Español, puede llamar al 1-800-687-4040 o por el internet al <http://www.tceq.state.tx.us>. Issued: July 3, 2013.

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