STATE OF TEXAS **§**

COUNTY OF        **§**

 **§**

# SURFACE WATER AFFIDAVIT

Before me, the undersigned notary, on this day personally appeared a person        whose identity is known to me. After I administered an oath to him/her, upon his/her oath he/she said:

1. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

2. I am an authorized representative of       , an entity that has filed an application for financial assistance with the Texas Water Development Board for a project that proposes the development of a new surface water supply source.

3. Does the applicant possess a Certificate of Adjudication and/or Water Rights Permit(s) issued by the Texas Commission on Environmental Quality or a predecessor agency authorizing the appropriation and use of the surface water needed for the Project?

Yes [ ]  No [ ]

Please attach a copy of the Certificate(s) of Adjudication and Water Rights Permit(s).

**Item attached:** Yes [ ]  No [ ]

4. Does the applicant have the contractual right to use the surface water from an entity that enjoys the right to appropriate and use the surface water needed for the project?

Yes [ ]  No [ ]

Please attach a copy of any draft or executed water supply contract, lease or other legal instrument providing contractual authorization to use the surface water needed for the Project.

**Item attached:** Yes [ ]  No [ ]

Please identify the Certificate of Adjudication(s) and Water Rights Permit(s) possessed by the wholesale water provider pursuant to which the contract, lease or other legal instrument has been or will be executed.

Certificate of Adjudications:

**Item attached:** Yes [ ]  No [ ]

Water Rights Permit(s):

**Item attached:** Yes [ ]  No [ ]

Signed the day of , 20

Name:

Title:

Sworn to and subscribed before me by on , 20

Notary Public in and for the State of Texas

[SEAL]

My Commission expires: